

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDARY CHANGE

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of boundary change from EAGLE MOUNTAIN, dated October 28th, 2008, complying with Section 10-1-116, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of boundary change, referred to above, on file with the Office of the Lieutenant Governor pertaining to EAGLE MOUNTAIN, located in Utah County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 10th day of November, 2008 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT
Lieutenant Governor



Heather Jackson
Mayor

October 27, 2008

Utah State Lt. Governor's Office
P.O. Box 140760
State Office Building, Room 1160
Salt Lake City, UT 84114

Received

NOV 03 2008

Gary R. Herbert
Lieutenant Governor

Re: Notice of the Scenic Mountain Boundary Adjustment between Eagle Mountain City, Utah County, Utah and the City of Saratoga Springs, Utah County, Utah

Honorable Lt. Governor:

Please find enclosed (one) original and (one) copy of Articles of Amendment to the Articles of Incorporation for Eagle Mountain City, Utah County, Utah. The Boundary Adjustment Ordinance has been recorded as provided by law with the Utah County Recorder and the Notice of Boundary Change Pursuant to Utah Code ANN. §10-1-116 will be filed with the Utah State Tax Commission when received back from your office.

If you have any questions concerning the Notice of the Scenic Mountain Boundary Adjustment provided herein, please contact my office.

Very truly yours,

EAGLE MOUNTAIN CITY

Fionnuala B. Kofoed
City Recorder

Enclosures (as stated)

**ARTICLES OF AMENDMENT
TO THE
ARTICLES OF INCORPORATION
FOR
EAGLE MOUNTAIN CITY, UTAH**

The undersigned Mayor of Eagle Mountain City, pursuant to the provisions of Utah Code Ann. §10-2-425, hereby verifies and submits these Articles of Amendment to the Articles of Incorporation of Eagle Mountain City.

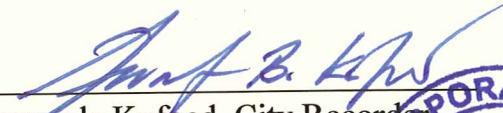
The area described on Exhibit A attached hereto and by this reference incorporated herein has been included within the municipal boundaries of Eagle Mountain City pursuant to a boundary adjustment with the City of Saratoga Springs and the area is part of the municipality of Eagle Mountain City.

The undersigned hereby certifies that the execution of the amended Articles has been approved by the City Council of Eagle Mountain City, Utah.

Dated this 28th day of October, 2008.

EAGLE MOUNTAIN CITY, UTAH

ATTEST:


Fionnuala Kofoed, City Recorder

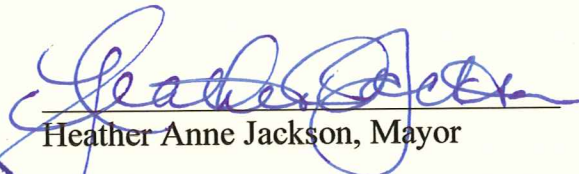

Heather Anne Jackson, Mayor




EXHIBIT "A"
ANNEXATION
BOUNDARY DESCRIPTION

Beginning at a point located North 89°00'48" West along Section line 1849.57 feet and North 70.53 feet from the South quarter corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian; thence North 78°10'00" East along State Road 73 a distance of 1664.82; thence South 33°57'46" West 2934.11 feet to the point of beginning. Acres 39.092 (58:033:0154, 58:033:0210, 58:033:0283, and 58:033:0285) less and excepting lands located within Eagle Mountain City.

**CERTIFICATION OF ORDINANCE
PURSUANT TO UTAH CODE ANN. §10-2-425**

I hereby certify that the attached ordinance with respect to a boundary adjustment (together with the plat) is true and correct and was duly adopted by the City Council of Eagle Mountain, Utah.

Dated this 23rd day of October, 2008.



Fionnuala Kofoed City Recorder

STATE OF UTAH)
)ss.
COUNTY OF UTAH)

SUBSCRIBED AND SWORN to before me this 23rd day of October, 2008, by Fionnuala Kofoed, City Recorder, of Eagle Mountain City, Utah.

Melanie A Lehman

Notary Public
Residing at Eagle Mountain, Utah

EXHIBIT

A

ORDINANCE NO. 0-28-2008

**AN ORDINANCE ADJUSTING THE COMMON BOUNDARIES BETWEEN THE CITY
OF SARATOGA SPRINGS AND EAGLE MOUNTAIN CITY AND PROVIDING FOR
AN EFFECTIVE DATE**

PREAMBLE

The City Council of Eagle Mountain City finds that, *Utah Code Ann.* § 10-2-419 establishes a procedure for adjustment of the common boundaries between adjacent municipalities.

The City of Saratoga Springs shares certain common boundaries with Eagle Mountain City and the City of Saratoga Springs and Eagle Mountain City have each received a request from the owner of real property within the City of Saratoga Springs but contiguous to Eagle Mountain City that the owner's property be transferred from the municipal jurisdiction of the City of Saratoga Springs to Eagle Mountain City.

The City Council of Eagle Mountain City approved Resolution No. R 25-2008 on August 19, 2008 stating its intent to adjust its common boundary with the City of Saratoga Springs.

The City Council of Eagle Mountain City received no written protests to the proposed boundary adjustment by the deadline for receiving written protests, and held a public hearing on October 21, 2008 to consider approving the proposed boundary adjustment and received public comment on the proposed boundary adjustment.

The required public hearing was advertised as required by *Utah Code Ann.* § 10-2-419 and no protests were received by the Eagle Mountain City protesting the proposed boundary adjustment.

The proposed boundary adjustment is in the public interest.

BE IT ORDAINED BY THE CITY COUNCIL OF EAGLE MOUNTAIN CITY:

1. The City Council acknowledges receipt of a written request from the owner of the real property hereinafter described requesting that its property be transferred from the municipal jurisdiction of the City of Saratoga Springs and annexed to Eagle Mountain City in accordance with the terms of *Utah Code Ann.* § 10-2-419. The legal description of the land to be removed from the municipal jurisdiction of the City of Saratoga Springs and annexed to Eagle Mountain City is set forth below:

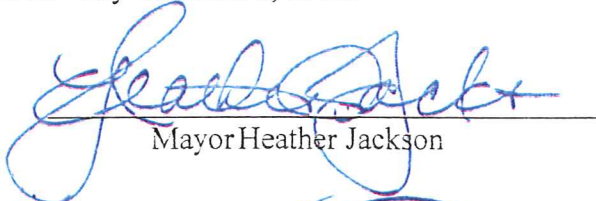
Beginning at a point located North 89°00'48" West along Section line 1849.57 feet and North 70.53 feet from the South quarter corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian; thence North 78°10'00" East along State Road 73 a distance of 1664.82; thence South 33°57'46" West 2934.11 feet to the point of beginning


Acres 39.092 (58:033:0154, 58:033:0210, 58:033:0283, and 58:033:0285) less and excepting lands located within Eagle Mountain City.

2. The City Council of Eagle Mountain City takes notice of the enactment of an Ordinance by the City Council of the City of Saratoga Springs approving the proposed boundary adjustment to include the land described in paragraph 1 above within Eagle Mountain City. The municipal boundary of Eagle Mountain City is hereby extended to annex the land described in paragraph 1. The Mayor, Recorder and staff of Eagle Mountain City are hereby authorized to execute and file such notices, amended articles of incorporation, maps and all documents required under the provisions of Section 10-2-425, Utah Code, to complete the boundary adjustment and annexation of the land described in paragraph 1 to Eagle Mountain City.

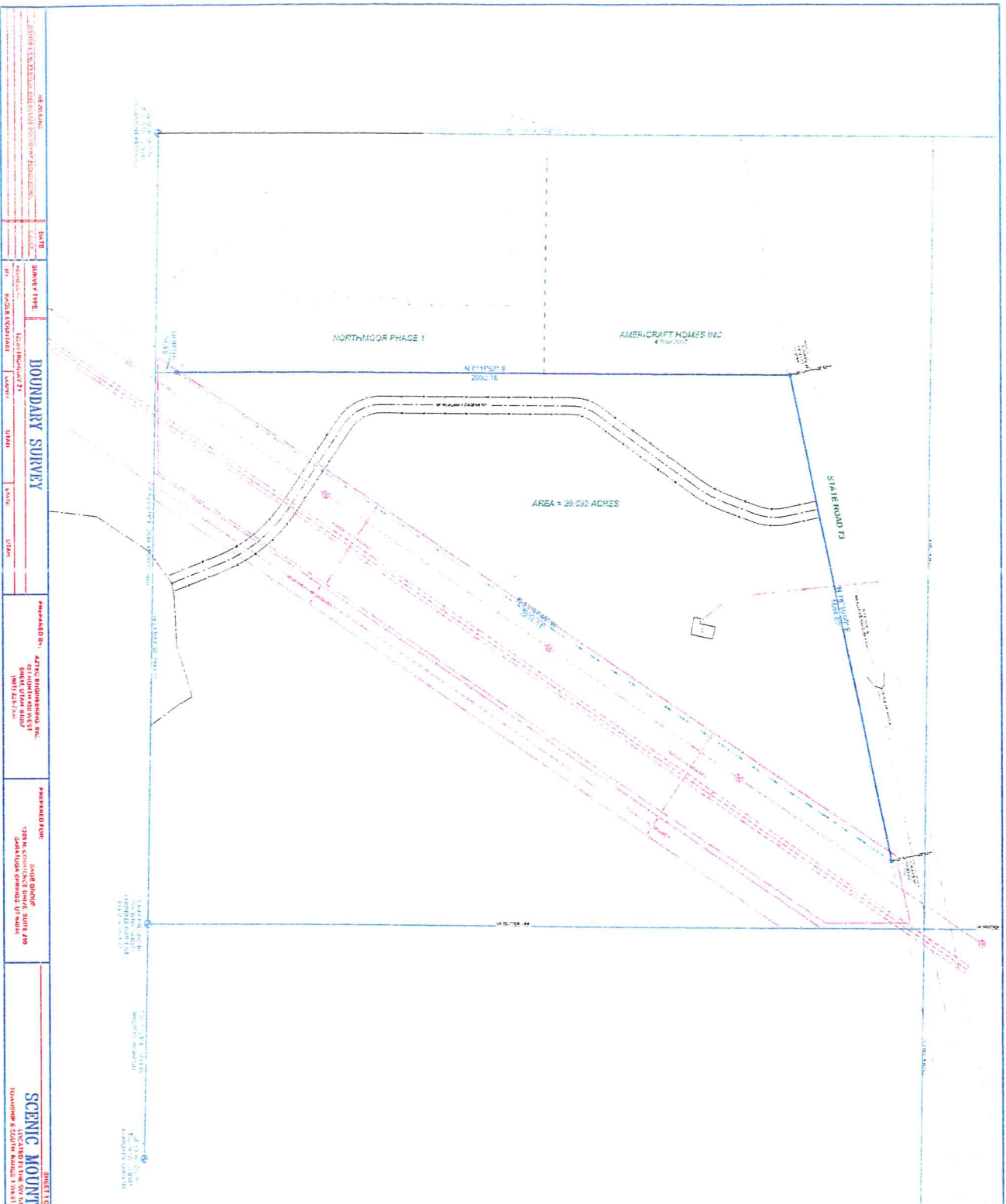
3. This ordinance shall take effect upon its passage and after being posted or published as required by law.

Adopted this 21st day of October, 2008.


Mayor Heather Jackson

Attest: 
Fionnuala B. Kofoed,
Eagle Mountain City Recorder





DATE: 11/15/2008	SCALE: 1" = 150'	DATE: 11/15/2008	SCALE: 1" = 150'
BY: DAVID V. THOMAS	BY: DAVID V. THOMAS	BY: DAVID V. THOMAS	BY: DAVID V. THOMAS
PROJECT: SCENIC MOUNTAIN PARCEL	PROJECT: SCENIC MOUNTAIN PARCEL	PROJECT: SCENIC MOUNTAIN PARCEL	PROJECT: SCENIC MOUNTAIN PARCEL
SHEET: 1 OF 1	SHEET: 1 OF 1	SHEET: 1 OF 1	SHEET: 1 OF 1

BOUNDARY SURVEY

PREPARED BY: ACTEC ENGINEERING INC. 6000 W. 11TH AVENUE SUITE 100 DENVER, CO 80202

PREPARED FOR: SAG GROUP 1000 N. CANTON STREET SUITE 100 DENVER, CO 80202

SCENIC MOUNTAIN PARCEL

LOCATED IN THE CITY AND COUNTY OF DENVER, COLORADO

DATE: 11/15/2008

BY: DAVID V. THOMAS

PROJECT: SCENIC MOUNTAIN PARCEL

SHEET: 1 OF 1

AREA = 88.032 ACRES

STATE ROAD 73

UTILITY EASEMENT

NORTHMOOR PHASE I

AMERCRAFT HOMES INC

SCALE 1" = 150'

DATE: 11/15/2008

BY: DAVID V. THOMAS

PROPERTY DESCRIPTION

NARRATIVE

SURVEYOR'S CERTIFICATION

DATE: 11/15/2008

DAVID V. THOMAS

R/S NO. 163947

SURVEYOR'S SEAL

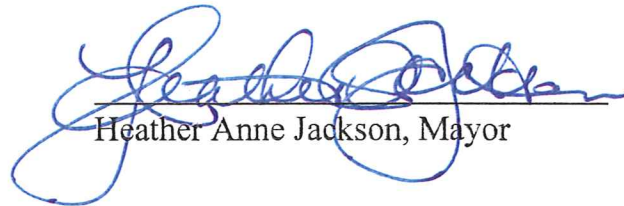
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**NOTICE OF BOUNDARY CHANGE
PURSUANT TO UTAH CODE ANN. §10-1-116**

Pursuant to the provisions of Utah Code Ann. §10-1-116, notice is hereby given of a boundary change for Eagle Mountain City. The attached boundary adjustment ordinance and plat (Exhibit "A") describes the land added to Eagle Mountain City. Further, I hereby certify that all necessary legal requirements to complete the annexation have been completed.

Dated this 29th day of October, 2008.

EAGLE MOUNTAIN CITY



Heather Anne Jackson, Mayor

EXHIBIT A

Legal Description:

Beginning at a point located North 89°00'48" West along Section line 1849.57 feet and North 70.53 feet from the South quarter corner of Section 16, Township 5 South, Range 1 West, Salt Lake Base and Meridian; thence North 78°10'00" East along State Road 73 a distance of 1664.82; thence South 33°57'46" West 2934.11 feet to the point of beginning. Acres 39.092 (58:033:0154, 58:033:0210, 58:033:0283, and 58:033:0285) less and excepting lands located within Eagle Mountain City.

