

STATE OF UTAH

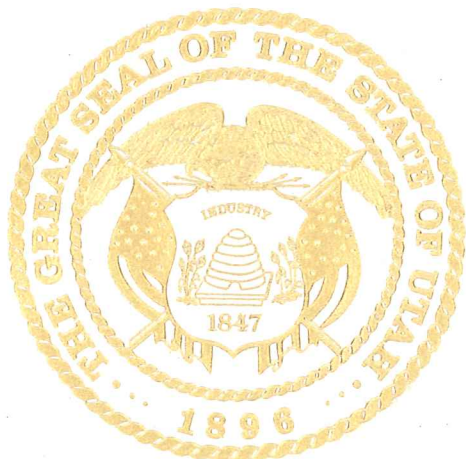


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from TREMONTON CITY, dated January 6<sup>th</sup>, 2009, complying with Section 10-2-425, 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 annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to TREMONTON CITY, located in Box Elder County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 24<sup>th</sup> day of February, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT  
Lieutenant Governor

ORDINANCE 09-01

Ent 272929 Bk 1075 Pg 1357  
Date 20-Jan-2009 12:41PM Fee \$0.00  
LuAnn Adams - Filed By mm  
Box Elder Co., UT  
For TREMONTON CITY CORP

ORDINANCE ANNEXING SPECIFIC  
PROPERTY TO TREMONTON, UTAH

05-181-0004, 5,  
6, 7, 8, 9,  
17, 24, 25  
31

WHEREAS, a majority of the owners of certain real property described below, desire to annex such real property to Tremonton, Utah, said owners being the owners of at least one-third (1/3) in value of said real property as shown by the last assessment roll; and

WHEREAS, said real property owned by Calvin L. Osborn, James E. Yerage, Jeffrey Blain Madsen, Karen D. Madsen, Morris Beachy, Christine S. Beachy, Leobardo Hernandez and Maria Isabel Hernandez consists of approximately eighty-nine and 22 hundredths (89.220) acres and lies contiguous to the corporate boundaries of Tremonton, Utah; and

WHEREAS, said owners have caused a petition to be filed with the City Recorder together with an accurate plat of the real property which was made under the supervision of a licensed surveyor; and

WHEREAS, Tremonton City Council accepted the petition for annexation; and within 30 days the City Recorder reviewed the petition and certified that the petition meets the requirements for annexation as provided by Utah State Law (Subsections 10-2-403(2),(3), and (4)); and

WHEREAS, a notice was published once a week for three successive weeks, beginning no later than ten days after receipt of the notice of certification, in a newspaper of general circulation in the area proposed for annexation and the unincorporated area within 1/2 mile of the area proposed for annexation as provided by Utah State Law (Subsection 10-2-406); and

WHEREAS, within 20 days of receipt of the notice of certification, written notices were mailed to the affected entities as provided by Utah State Law (Subsections 10-2-406(1)(b)); and

WHEREAS, no protests to the annexation petition were filed during the period specified.

NOW, THEREFORE, pursuant to Section 10-2-407, Utah Code, the City Council of Tremonton, Utah, hereby adopts and passes the following:

BE IT ORDAINED BY THE CITY COUNCIL OF TREMONTON, UTAH, AS FOLLOWS:

ORDINANCE ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF TREMONTON,

1. The real property more particularly described in Paragraph 2, below, is hereby annexed to Tremonton, Utah, and the corporate limits of Tremonton, Utah, are hereby extended accordingly.

Received

2. The real property which is the subject of this Ordinance is described as follows:

JAN 29 2009

A PART OF THE NORTHEAST QUARTER OF SECTION 16 AND A PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 11 NORTH, RANGE 3 WEST, SALT LAKE BASE AND MERIDIAN.

Mrs. Sue 1/29  
Gary R. Herbert  
Lieutenant Governor

BEGINNING AT A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF 1200 SOUTH STREET AND ON THE CURRENT CORPORATE BOUNDARY OF TREMONTON



CITY, SAID POINT BEING LOCATED SOUTH 00°58'48" EAST 33.00 FEET ALONG THE EAST LINE OF SAID SECTION 16, AND SOUTH 88°54'16" WEST 150.00 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE FROM THE NORTHEAST CORNER OF SAID SECTION 16; RUNNING THENCE SOUTH 88°54'16" WEST 2490.49 FEET ALONG THE SAID CURRENT CORPORATE BOUNDARY LINE AND THE SAID SOUTH RIGHT-OF-WAY LINE TO THE WEST LINE OF THE SAID SOUTHEAST QUARTER SECTION AND THE NORTHWEST CORNER OF MCFARLAND SUBDIVISION; THENCE NORTH 00°55'46" WEST 1121.80 FEET ALONG THE SAID WEST QUARTER SECTION LINE TO A POINT ON THE SOUTHERLY HIGHWAY RIGHT-OF-WAY LINE OF THE INTERSTATE 15 AND INTERSTATE 84 INTERCHANGE; THENCE ALONG SAID SOUTHERLY HIGHWAY INTERCHANGE RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES: (1) NORTH 88°19'41" EAST 227.74 FEET; (2) NORTH 67°47'12" EAST 236.11 FEET; (3) NORTH 46°49'09" EAST 237.61 FEET; (4) NORTH 21°31'10" EAST 332.14 FEET; (5) NORTH 09°20'22" WEST 204.06 FEET; THENCE NORTH 32°54'17" EAST 372.88 FEET TO A POINT LOCATED ON THE SAID EXISTING TREMONTON CITY CORPORATE BOUNDARY AND THE NORTH RIGHT-OF-WAY LINE OF INTERSTATE 84; THENCE ALONG SAID EXISTING CORPORATE BOUNDARY AND NORTH RIGHT-OF-WAY LINE THE FOLLOWING THREE (3) COURSES: (1) SOUTH 52°38'37" EAST 614.43 FEET; (2) SOUTH 57°03'00" EAST 400.00 FEET; (3) SOUTH 61°06'18" EAST 424.53 FEET TO THE NORTHWEST CORNER OF TAX PARCEL 05-181-0004; THENCE CONTINUING ON THE SAID EXISTING TREMONTON CITY CORPORATE BOUNDARY LINE THE FOLLOWING TWO (2) COURSES: (1) NORTH 88°56'57" EAST 378.82 FEET; (2) SOUTH 00°57'44" EAST 1367.57 FEET PARALLEL WITH THE EAST LINE OF SAID SOUTHEAST QUARTER TO THE POINT OF BEGINNING. CONTAINING 89.220 ACRES.

3. The zoning map of Tremonton City shall be amended to include the real property described above in Paragraph 2.

4. The real property, described in Paragraph 2, above, shall be classified as being in MU Zone in accordance with the provisions of Chapter 14 of the City's Zoning Code and Section 10-9-406(1) of the Utah Code Annotated, 1953, as amended.

5. A certified copy of this Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Box Elder County, Utah by the City Recorder.

6. This Ordinance shall become effective upon adoption and passage by the City Council. A copy of the Ordinance and plat shall be deposited in the Office of the City Recorder.

ADOPTED AND PASSED by the City Council of the City of Tremonton, Utah, this 6th day of January 2009.



TREMONTON CITY CORPORATION

By *[Signature]*  
Mayor

ATTEST:

*[Signature]*  
City Recorder

CERTIFICATION

STATE OF UTAH     )  
                              : ss.  
County of Box Elder )

I, DARLENE HESS, the City Recorder of Tremonton, Utah, do hereby certify that the above and foregoing is a full and correct copy of Ordinance No. 09-01, entitled **ORDINANCE ANNEXING SPECIFIC PROPERTY TO TREMONTON, UTAH**. Adopted and passed by the City Council of Tremonton, Utah at a regular meeting thereof on the 6th day of January, 2009, which appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City this 9<sup>th</sup> day of January, 2009.

\_\_\_\_\_  
Darlene S. Hess, City Recorder



**RESOLUTION NO. 09-02**

**A RESOLUTION OF TREMONTON CITY AMENDING  
ITS ARTICLES OF INCORPORATION**

WHEREAS, The City of Tremonton, a Utah Municipal Corporation, was incorporated by Resolution on July 9, 1918; and

WHEREAS, The City of Tremonton is a "City of the Fifth Class" as defined in §10-2-301, Utah Code Annotated, having a population of more than 1000 inhabitants, but less than 10,000 inhabitants; and

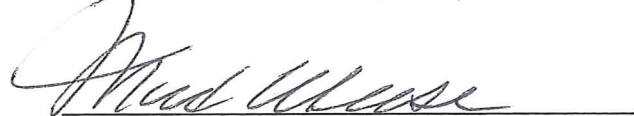
WHEREAS, since its incorporation the City of Tremonton has annexed additional parcels of property into its incorporated area; and

WHEREAS, the Lieutenant Governor's Office of the State of Utah now requires that a city's Articles of Incorporation be amended whenever property is annexed into the city.

NOW, THEREFORE, we hereby resolve that the geographical description of the city of Tremonton, Box Elder County, Utah and its Articles of Incorporation are hereby amended as described in the attached Amended Articles of Incorporation dated September 7, 2004.

Adopted and passed by the governing body of Tremonton City Corporation this 20th day of January, 2009.

TREMONTON CITY CORPORATION



MAX WEESE, MAYOR

ATTEST:



Darlene S. Hess



**AMENDED ARTICLES OF INCORPORATION  
OF THE  
CITY OF TREMONTON**

Pursuant to provisions of the "Utah Municipal Code," the City of Tremonton in Box Elder County, Utah, acting by its Mayor and approved by Resolution of the City Council during a Public Meeting held on January 20, 2009, hereby amends its original Articles of Incorporation, dated the 9<sup>th</sup> day of July, 1918, and states the following as its Amended Articles of Incorporation:

1. The name of the municipality is the Municipal Corporation of Tremonton, also known as Tremonton City Corporation or the City of Tremonton.
2. The geographical description of the annexed property is as follows:

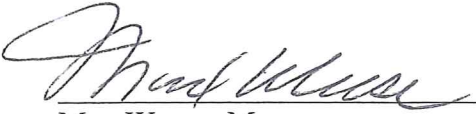
**Description**

A PART OF THE NORTHEAST QUARTER OF SECTION 16 AND A PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 11 NORTH, RANGE 3 WEST, SALT LAKE BASE AND MERIDIAN.

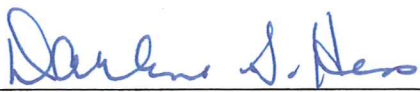
BEGINNING AT A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF 1200 SOUTH STREET AND ON THE CURRENT CORPORATE BOUNDARY OF TREMONTON CITY, SAID POINT BEING LOCATED SOUTH 00°58'48" EAST 33.00 FEET ALONG THE EAST LINE OF SAID SECTION 16, AND SOUTH 88°54'16" WEST 150.00 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE FROM THE NORTHEAST CORNER OF SAID SECTION 16; RUNNING THENCE SOUTH 88°54'16" WEST 2490.49 FEET ALONG THE SAID CURRENT CORPORATE BOUNDARY LINE AND THE SAID SOUTH RIGHT-OF-WAY LINE TO THE WEST LINE OF THE SAID SOUTHEAST QUARTER SECTION AND THE NORTHWEST CORNER OF MCFARLAND SUBDIVISION; THENCE NORTH 00°55'46" WEST 1121.80 FEET ALONG THE SAID WEST QUARTER SECTION LINE TO A POINT ON THE SOUTHERLY HIGHWAY RIGHT-OF-WAY LINE OF THE INTERSTATE 15 AND INTERSTATE 84 INTERCHANGE; THENCE ALONG SAID SOUTHERLY HIGHWAY INTERCHANGE RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES: (1) NORTH 88°19'41" EAST 227.74 FEET; (2) NORTH 67°47'12" EAST 236.11 FEET; (3) NORTH 46°49'09" EAST 237.61 FEET; (4) NORTH 21°31'10" EAST 332.14 FEET; (5) NORTH 09°20'22" WEST 204.06 FEET; THENCE NORTH 32°54'17" EAST 372.88 FEET TO A POINT LOCATED ON THE SAID EXISTING TREMONTON CITY CORPORATE BOUNDARY AND THE NORTH RIGHT-OF-WAY LINE OF INTERSTATE 84; THENCE ALONG SAID EXISTING CORPORATE BOUNDARY AND NORTH RIGHT-OF-WAY LINE THE FOLLOWING THREE (3) COURSES: (1) SOUTH 52°38'37" EAST 614.43 FEET; (2) SOUTH 57°03'00" EAST 400.00 FEET; (3) SOUTH 61°06'18" EAST 424.53 FEET TO THE NORTHWEST CORNER OF TAX PARCEL 05-181-0004; THENCE CONTINUING ON THE SAID EXISTING TREMONTON CITY CORPORATE BOUNDARY LINE THE FOLLOWING TWO (2) COURSES: (1) NORTH 88°56'57" EAST 378.82 FEET; (2) SOUTH 00°57'44" EAST 1367.57 FEET PARALLEL WITH THE EAST LINE OF SAID SOUTHEAST QUARTER TO THE POINT OF BEGINNING. CONTAINING 89.220 ACRES.

The City of Tremonton is a "City of the Fifth Class" as defined in §10-2-301, Utah Code Annotated, having a population of more than 1000 inhabitants, but less than 10,000 inhabitants.

TREMONTON CITY CORPORATION

  
\_\_\_\_\_  
Max Weese, Mayor

ATTEST:

  
\_\_\_\_\_  
Darlene S. Hess, City Recorder





