

STATE OF UTAH

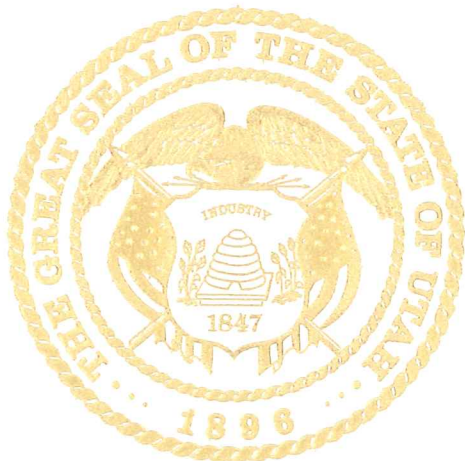


OFFICE OF THE LIEUTENANT GOVERNOR

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 TOWN OF ELMO, dated June 17th, 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 TOWN OF ELMO, located in Emery County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 23rd day of July, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT
Lieutenant Governor

CERTIFICATION OF ANNEXATION PETITION

Whereas the Town of Elmo has adopted an Annexation Policy Plan by ordinance defining those areas that the Town will consider for annexation and the process for consideration of annexation petitions, and

Whereas the attached petition for annexation has been delivered to the Town Recorder of Elmo Town consistent with the Annexation Policy Plan, and

Whereas the Town Council has reviewed this petition and instructed the Town Recorder to meet with the County Clerk, County Recorder and County Attorney to determine if the petition meets the requirements of Utah Law for further consideration, and

Whereas the Town Recorder has met with the County Clerk, Recorder, and Attorney and has determined that the attached petition meets the conditions of Utah Law for further consideration by Elmo Town.

Now therefore, the Town Recorder hereby submits this Certification to the Town Council of Elmo along with the attached Annexation Petition for further consideration consistent with the Annexation Policy Plan and Utah Law.

Signed: *Delena Fish* Date: 7-10-09
Town Recorder

Date of Delivery to City Council: 5-15-09

Received

JUL 16 2009
Map Sent 7/16
Gary R. Herbert
Lieutenant Governor

ORDINANCE NO. 06-17-2009A

**AN ORDINANCE ANNEXING SKELLY'S PROPERTY
TO ELMO, UTAH**

PREAMBLE

The Town Council of Elmo Town finds that the owners of the real property described herein petitioned for annexation of the real property to the corporate limits of Elmo Town and that all required notices were given and provided to affected entities and others as required by law.

The real property described herein is an unincorporated area contiguous to the current boundary of Elmo Town and the annexation will not leave or create an unincorporated island or peninsula.

The Town Council finds that it is in the public interest to annex the real property to Elmo Town and has caused a plat of the real property to be prepared by a licensed surveyor.

After public comment and careful consideration, the Town Council has determined to annex the referenced property and therefore, finds that it should grant a petition for annexation with respect to the real property described herein.


BE IT ORDAINED by the Town Council of Elmo Town, Utah:

1. The real property described on the attached annexation plate, referenced as Exhibit A is hereby annexed to Elmo Town and the corporate limits of Elmo Town are hereby amended and extended to incorporate the real property described herein.
2. A certified copy of this ordinance and an original plat describing the property so annexed shall be filed with Emery County Recorder within (30) days after the date this ordinance is adopted.
3. Amended Articles of Incorporation shall be filed with the Utah Lieutenant Governor's office as required by law.
4. A certified copy of this ordinance, an original plat describing the property annexed and a Notice of Annexation pursuant to Utah Code Ann. 10-1-116, shall be filed with the Utah State Tax Commission within forty-five (45) days after the date this ordinance is adopted.
5. This ordinance shall be effective on the date of its first publication.

6. The Mayor or the designee of the Mayor is authorized to notify and implement this annexation with respect to local, county and state governmental entities.

ADOPTED by the Town Council of Elmo Town, Utah, this 17 day of June 2009.

ELMO TOWN, UTAH

By: 
Kirt Rasmussen, Mayor

ATTEST:

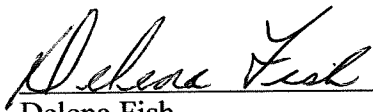

Delena Fish
Clerk

Exhibit A

Property Description of Annexed Parcel:

The land referred to is located in Emery County, State of Utah, and is described as follows:

Beginning at the center of Section 32, Township 16 South. Range 10 East. Salt Lake Base and Meridian. thence East 43 rods: thence South 19 rods: thence West 43 rods: thence North 19 rods to the point of beginning

Tax Serial No. 2-115-16

Property Address: 115 West Main Street, Elmo, Utah 84521

Exhibit B

Legal Description of Shelly Parcel:

Beginning at the center of Section 32, Township 16 South, Range 10 East, Salt Lake Base and Meridian, thence East 43 rods: thence South 19 rods: thence West 43 rods: thence North 19 rods to the point of beginning

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE LAND TO BE ANNEXED TO ELMO CITY, EMERY COUNTY, UTAH

DATE OF SURVEY: 8/11/2015 DATE: 8/11/2015



BOUNDARY DESCRIPTION

BEGINNING AT THE CENTER OF SECTION 32, TOWNSHIP 19 SOUTH, RANGE 16 EAST, COUNTY LAND AND ADJACENT, S40 43 43 NORTH, ALONG S40 43 NORTH, THENCE SOUTH 19 DEGREES 07' 00" WEST, THENCE SOUTH 19 DEGREES 07' 00" WEST, THENCE NORTH 19 DEGREES TO THE POINT

CONTAINING 8.11 ACRES MORE OR LESS.

ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT THE ELMO CITY COUNCIL HAVE RECEIVED A PROPOSAL TO ANNEX A PART OF THE RANGE OF THE TOWNSHIP 19 SOUTH, RANGE 16 EAST, COUNTY LAND AND ADJACENT, S40 43 43 NORTH, ALONG S40 43 NORTH, THENCE SOUTH 19 DEGREES TO THE POINT, AND THAT THE COUNCIL HAVE APPROVED THE ANNEXATION OF THIS LAND TO ELMO CITY, EMERY COUNTY, UTAH, AND THAT THE ANNEXATION IS IN ACCORDANCE WITH THE UTAH ANNEXATION ACT, UTAH CODES 17-2-101 THROUGH 17-2-105.

DATE: 8/11/2015 BY: [Signature]

[Signature]

CITY CLERK

[Signature]

COUNCILMAN

[Signature]

COUNCILMAN

[Signature]

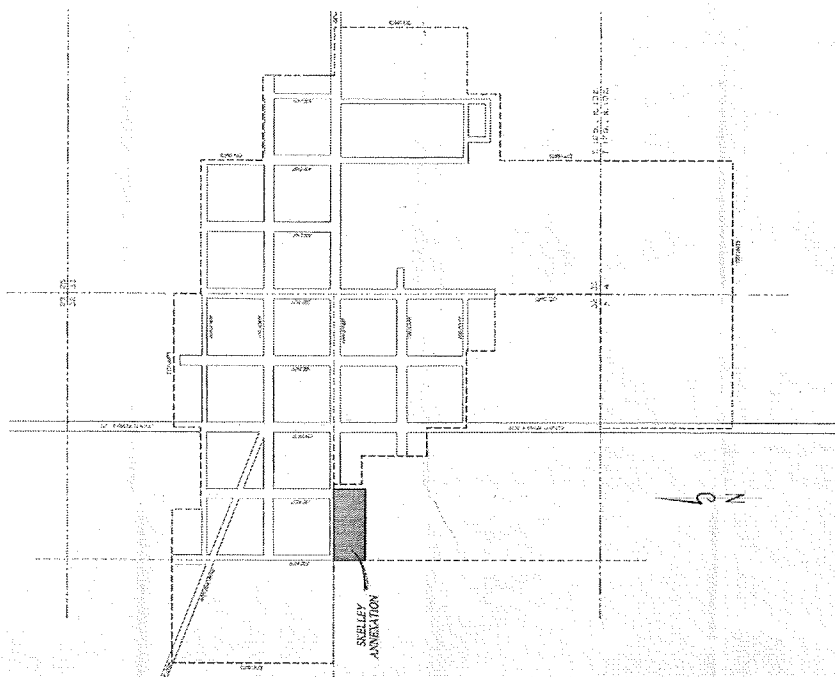
CITY CLERK

SKELELY ANNEXATION

TO

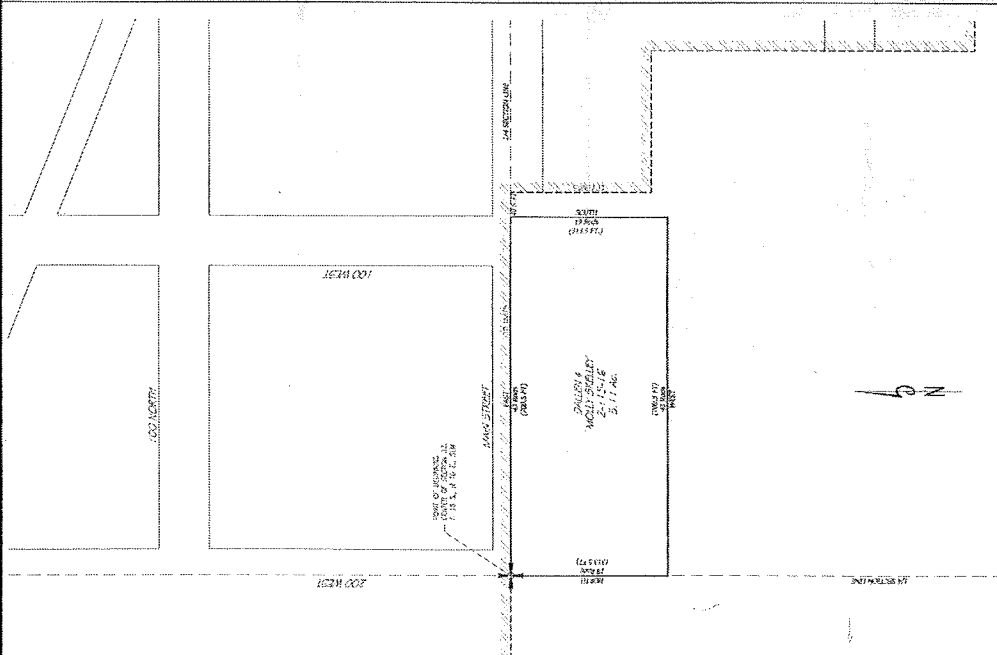
ELMO CITY, EMERY COUNTY, UTAH

Johnsen & Buttle ENGINEERING INC.
200 WEST 400 SOUTH, SUITE 100, ELMO, UTAH 84303
PH: (435) 261-2622 FAX: (435) 261-2623



LOCATION MAP
ELMO CITY

1" = 500'



SKELELY ANNEXATION

1" = 60'

DATE: 8/11/2015 BY: [Signature]