

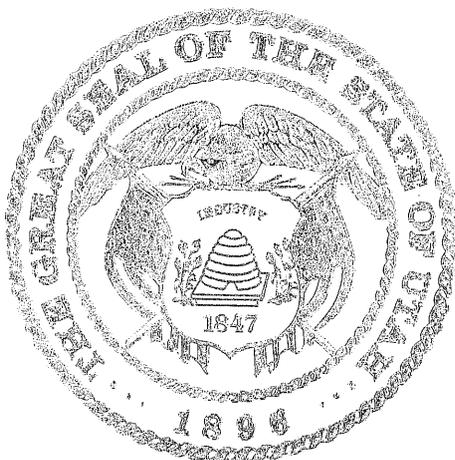
STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR
CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH,
HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from
TOQUERVILLE CITY, dated January 14th, 2010, 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 TOQUERVILLE CITY, located
in Washington County, State of Utah.



IN TESTIMONY WHEREOF, I have
hereunto set my hand, and affixed the Great
Seal of the State of Utah this 30th day of
December, 2010 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Greg Bell".

GREG BELL
Lieutenant Governor

DOC # 20100002026

Annexation Page 1 of 3
Russell Shirts Washington County Recorder
01/20/2010 04:49:48 PM Fee \$ 0.00
By TOQUERVILLE TOWN

ANNEXATION



NAME: **BABYLON VALLEY ADDITION**

UNITS #0 MAP #3035

PARCEL # C-PL 3166-LS 3167-LS 3290-LS 3291-LS 3290-NP

**TOQUERVILLE TOWN
MONA LOWE
GREAT WESTERN STAR, LLC**

PARCEL 1: ALL OF THE SOUTHEAST QUARTER, THE EAST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER, AND THE EAST HALF OF THE WEST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 33 TOWNSHIP 40 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN, THE NORTHEAST QUARTER, THE SOUTHEAST QUARTER, THE EAST HALF OF SECTIONAL LOT 3, THE EAST HALF OF THE WEST HALF OF SECTIONAL LOT 3, THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (LESS THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER), THE EAST HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (LESS THE NORTH HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER), THE EAST HALF OF THE SOUTHWEST QUARTER, AND THE EAST HALF OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN, THE NORTHEAST QUARTER (LESS THE NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER), THE SOUTH HALF OF SECTIONAL LOT 4 (LESS THE WESTERLY 330.43 FEET), SECTIONAL LOT 5 (LESS THE WESTERLY 330.43 FEET), SECTIONAL LOT 7, SECTIONAL LOT 8, THE EAST HALF OF THE SOUTHWEST QUARTER (LESS THE WEST HALF OF THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER), AND THE

#ORD2010.01 - BABYLON VALLEY ADDITION ANNEXATION (CONT.)

SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN, AND SECTION 16, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SECTION 4, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH $00^{\circ}05'35''$ WEST 2646.48 FEET ALONG THE SECTION LINE TO THE QUARTER CORNER COMMON TO SAID SECTION 4 AND SECTION 3 OF SAID TOWNSHIP AND RANGE; THENCE SOUTH $00^{\circ}11'53''$ EAST 2656.34 FEET ALONG THE SECTION LINE TO THE SECTION CORNER COMMON TO SAID SECTIONS 3 AND 4 AND SECTIONS 9 AND 10 OF SAID TOWNSHIP AND RANGE; THENCE SOUTH $00^{\circ}27'55''$ WEST 2662.19 FEET ALONG THE SECTION LINE TO THE WEST QUARTER CORNER OF SAID SECTION 10; THENCE SOUTH $00^{\circ}28'18''$ WEST 2644.60 FEET ALONG THE SECTION LINE TO THE CORNER COMMON TO SAID SECTION 10 AND SECTION 15 OF SAID TOWNSHIP AND RANGE; THENCE SOUTH $00^{\circ}25'22''$ WEST 2643.88 FEET ALONG THE SECTION LINE TO THE WEST QUARTER CORNER OF SAID SECTION 15; THENCE SOUTH $00^{\circ}25'00''$ WEST 2635.75 FEET ALONG THE SECTION LINE TO THE CORNER COMMON TO SAID SECTION 15 AND SECTION 22 OF SAID TOWNSHIP AND RANGE; THENCE SOUTH $00^{\circ}43'30''$ WEST 420.20 FEET ALONG THE SECTION LINE TO THE CORNER COMMON TO SECTIONS 16 AND 21 OF SAID TOWNSHIP AND RANGE; THENCE NORTH $88^{\circ}58'21''$ WEST 2616.66 FEET ALONG THE SECTION LINE TO THE QUARTER CORNER COMMON TO SAID SECTIONS 16 AND 21; THENCE NORTH $88^{\circ}56'18''$ WEST 2636.96 FEET ALONG THE SECTION LINE TO THE CORNER COMMON TO SAID SECTIONS 16 AND 21 AND SECTIONS 17 AND 20 OF SAID TOWNSHIP AND RANGE; THENCE NORTH $00^{\circ}51'22''$ EAST 2631.68 FEET ALONG THE SECTION LINE TO THE QUARTER CORNER COMMON TO SAID SECTIONS 16 AND 17; THENCE NORTH $00^{\circ}13'00''$ WEST 2655.80 FEET ALONG THE SECTION LINE TO THE CORNER COMMON TO SAID SECTIONS 9 AND 16; THENCE SOUTH $88^{\circ}31'03''$ EAST 1345.91 FEET ALONG THE SECTION LINE TO THE WEST SIXTEENTH CORNER COMMON TO SAID SECTIONS 9 AND 16; THENCE NORTH $00^{\circ}53'09''$ EAST 1312.46 FEET ALONG THE WEST SIXTEENTH LINE TO THE SOUTHWEST SIXTEENTH CORNER OF SAID SECTION 9; THENCE SOUTH $88^{\circ}30'58''$ EAST 333.46 FEET ALONG THE SOUTH SIXTEENTH LINE TO A POINT ON THE WEST LINE OF THE EAST HALF OF THE WEST HALF OF SAID SECTION 9; THENCE ALONG SAID WEST LINE NORTH $00^{\circ}45'16''$ EAST 1312.49 FEET TO A POINT ON THE CENTER SECTION LINE, SAID POINT ALSO BEING ON A LINE PARALLEL TO AND 330.43 FEET DISTANT FROM THE WEST SIXTEENTH LINE OF SAID SECTION 9; THENCE ALONG SAID PARALLEL LINE NORTH $00^{\circ}52'49''$ EAST 1968.75 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH HALF OF SECTIONAL LOT 4 OF SAID SECTION 9; THENCE SOUTH $88^{\circ}29'52''$ EAST 903.58 FEET ALONG SAID SOUTH LINE TO THE CENTER SECTION LINE OF SAID SECTION 9; THENCE NORTH $00^{\circ}27'55''$ EAST 500.82 FEET ALONG SAID CENTER SECTION LINE TO THE SOUTH LINE OF THE NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 9; THENCE ALONG SAID SOUTH LINE SOUTH $88^{\circ}28'31''$ EAST 1326.20 FEET TO A POINT ON THE EAST SIXTEENTH LINE OF SAID SECTION 9; THENCE ALONG SAID EAST SIXTEENTH LINE NORTH $00^{\circ}27'55''$ EAST 665.545 FEET TO THE EAST SIXTEENTH CORNER COMMON TO SAID SECTIONS 4 AND 9; THENCE NORTH $88^{\circ}28'31''$ WEST 1326.20 FEET ALONG THE SECTION LINE TO THE QUARTER CORNER COMMON TO SAID SECTIONS 4 AND 9; THENCE NORTH $88^{\circ}28'37''$ WEST 1989.24 FEET ALONG THE SECTION LINE TO A POINT ON THE WEST LINE OF THE EAST HALF OF THE WEST HALF OF THE WEST HALF OF SAID SECTION 4; THENCE ALONG SAID WEST LINE IN THE FOLLOWING TWO (2) COURSES; NORTH $00^{\circ}53'09''$ WEST 2647.04 FEET TO A POINT ON THE CENTER SECTION LINE; THENCE NORTH $00^{\circ}52'00''$ WEST 992.82 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH HALF OF THE NORTH HALF OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION 4; THENCE ALONG SAID SOUTH LINE SOUTH $88^{\circ}39'14''$ EAST 1012.30 FEET TO A POINT ON THE WEST LINE OF THE EAST HALF OF THE WEST

#ORD2010.01 - BABYLON VALLEY ADDITION ANNEXATION (CONT.)

HALF OF THE EAST HALF OF THE NORTHWEST QUARTER OF SAID SECTION 4; THENCE ALONG SAID WEST LINE NORTH 00°35'39" WEST 1647.22 FEET TO A POINT ON THE TOWNSHIP LINE OF SAID TOWNSHIP 41 SOUTH AND TOWNSHIP 40 SOUTH; THENCE ALONG SAID TOWNSHIP LINE SOUTH 88°40'00" EAST 178.81 FEET TO A POINT ON THE WEST LINE OF THE EAST HALF OF THE WEST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 33 OF SAID TOWNSHIP 40 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN; THENCE ALONG SAID WEST LINE NORTH 01°02'44" EAST 2575.32 FEET TO A POINT ON THE CENTER SECTION LINE OF SAID SECTION 33; THENCE ALONG SAID CENTER SECTION LINE SOUTH 88°46'15" EAST 3634.68 FEET TO THE QUARTER CORNER COMMON TO SAID SECTION 33 AND SECTION 34 OF SAID TOWNSHIP AND RANGE; THENCE SOUTH 01°07'48" WEST 2579.52 FEET ALONG THE SECTION LINE TO A POINT ON SAID TOWNSHIP LINE, SAID POINT BEING THE CORNER COMMON TO SAID SECTIONS 33 AND 34; THENCE ALONG SAID TOWNSHIP LINE NORTH 88°33'19" WEST 112.63 FEET TO SAID NORTHEAST CORNER OF SECTION 4 AND THE POINT OF BEGINNING, CONTAINS 1,816.514 ACRES.

PARCEL 2:

ALL OF THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 40 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN LYING WESTERLY OF I-15, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST QUARTER CORNER OF SECTION 33, TOWNSHIP 40 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 88°46'15" EAST 1105.98 FEET ALONG THE CENTER SECTION LINE TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF I-15; THENCE ALONG SAID WESTERLY RIGHT-OF-WAY LINE IN THE FOLLOWING TWO (2) COURSES: SOUTH 39°18'56" WEST 1205.20 FEET; THENCE SOUTH 39°22'51" WEST 575.28 FEET TO A POINT ON THE WEST LINE OF SAID SECTION; THENCE ALONG SAID WEST LINE NORTH 00°56'08" EAST 1401.00 FEET TO SAID WEST QUARTER CORNER AND THE POINT OF BEGINNING. CONTAINS 17.794 ACRES.

WASHINGTON COUNTY WATER CONSERVANCY DISTRICT (WCWCD) ±160 ACRES
STATE OF UTAH ±313 ACRES
BUREAU OF LAND MANAGEMENT (BLM) ±1079 ACRES.

TOQUERVILLE CITY

Ordinance #ORD2010.01; January 14th, 2010 ANNEXATION of the BABYLON VALLEY ADDITION

WHEREAS, in September, 2008, Great Western Star LLC. and Calvin D. and Mona W. Lowe, 75.06 percent private owners of proposed real property contiguous to current Toquerville City (hereafter known as "City") boundaries, had petitioned the City for Annexation of BABYLON VALLEY ADDITION, pursuant to 20908 Utah Code Unannotated, Section 10-2-403; and

WHEREAS, this Petition had come before the City Council for acceptance, and within thirty (30) days thereafter, Petition was reviewed for Certification by City Recorder, County Recorder, County Clerk and County Surveyor as required by Code Section 10-2-405; and

WHEREAS, Petition was Certified on September 10th, 2008, by City Recorder that all requirements set forth in Code Section 10-2-403 were satisfied, and City Recorder mailed and faxed written notification of Certification to the City Council, Owners BABYLON VALLEY ADDITION, and County Commission, as required by Code Section 10-2-406; and

WHEREAS, within twenty (20) days of City Council notice of Certification, City Recorder noticed all affected entities and published notice for three (3) consecutive weeks beginning no later than ten (10) days after City Council notice of Certification pursuant to Code Section 10-2-406; and

WHEREAS, there was an accepted Protest noticed to Toquerville City of the proposed Babylon Valley Annexation Petition, and filed in Washington County by the Town of Leeds and the Leeds Area Special Service District, LASSD (Leeds Fire Department) at the County Clerk's Office, as required by Utah Code Section 10-2-406; and

WHEREAS, all Parties have resolved the Protest and motioned to Washington County Boundary Commission for approval of the adjustment of boundaries for the Toquerville Babylon Valley Addition as agreed and set forth by Legal Boundary Description as listed below and verified by the Washington County Public Works Surveyor;

THEREFORE, BE IT HEREBY ORDAINED by the City Council of Toquerville, Utah, the City does hereby grant and approve this Petition for Babylon Valley Annexation of the following Boundary Description for Parcel 1, and Parcel 2, real property of approximately 1,834,308 acres; which includes Washington County Water Conservancy District (WCWCD) property, State of Utah, and Bureau of Land Management (BLM) property:

PARCEL 1:

ALL OF THE SOUTHEAST QUARTER, THE EAST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER, AND THE EAST HALF OF THE WEST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 33 TOWNSHIP 40 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN, THE NORTHEAST QUARTER, THE SOUTHEAST QUARTER, THE EAST HALF OF SECTIONAL LOT 3, THE EAST HALF OF THE WEST HALF OF SECTIONAL LOT 3, THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (LESS THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER), THE EAST HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (LESS THE NORTH HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER), THE EAST HALF OF THE SOUTHWEST QUARTER, AND THE EAST HALF OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN, THE NORTHEAST QUARTER (LESS THE NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER), THE SOUTH HALF OF SECTIONAL LOT 4 (LESS THE WESTERLY 330.43 FEET), SECTIONAL LOT 5 (LESS THE WESTERLY 330.43 FEET), SECTIONAL LOT 7, SECTIONAL LOT 8, THE EAST HALF OF THE SOUTHWEST QUARTER (LESS THE WEST HALF OF THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER), AND THE

DOC # 20100002027

Ordinance Page 1 of 3
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Page 1 of 3



#ORD2010.01 - BABYLON VALLEY ADDITION ANNEXATION (CONT.)

SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN, AND SECTION 16, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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#ORD2010.01 - BABYLON VALLEY ADDITION ANNEXATION (CONT.)

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PARCEL 2:

ALL OF THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 40 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN LYING WESTERLY OF I-15, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST QUARTER CORNER OF SECTION 33, TOWNSHIP 40 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 88°46'15" EAST 1105.98 FEET ALONG THE CENTER SECTION LINE TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF I-15; THENCE ALONG SAID WESTERLY RIGHT-OF-WAY LINE IN THE FOLLOWING TWO (2) COURSES: SOUTH 39°18'56" WEST 1205.20 FEET; THENCE SOUTH 39°22'51" WEST 575.28 FEET TO A POINT ON THE WEST LINE OF SAID SECTION; THENCE ALONG SAID WEST LINE NORTH 00°56'08" EAST 1401.00 FEET TO SAID WEST QUARTER CORNER AND THE POINT OF BEGINNING. CONTAINS 17.794 ACRES.

WASHINGTON COUNTY WATER CONSERVANCY DISTRICT (WCWCD) ±160 ACRES
STATE OF UTAH ±313 ACRES
BUREAU OF LAND MANAGEMENT (BLM) ±1079 ACRES.

This Ordinance #ORD.2010.01, ANNEXATION OF BABYLON VALLEY ADDITION, is effective upon passage by Toquerville City Council on the 14th day of January, 2010.

SIGNED: M. Darrin LeFevre, M. Darrin LeFevre, Mayor

ATTEST: Carol Pogue, Carol Pogue, City Recorder

