

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 HENEFER TOWN, dated May 7th, 2013, 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 HENEFER TOWN, located in SUMMIT County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 24th day of May, 2013 at Salt Lake City, Utah.

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

GREG BELL
Lieutenant Governor

NOTICE OF ADOPTION
OF
ANNEXATION ORDINANCE

In accordance with the requirements of Section 10-2-425 Utah Code Annotated, Henefer Town hereby provides Notice to the Lieutenant Governor of the State of Utah that it has adopted an Annexation Ordinance. Henefer Town sets forth the following:

1. On the 7th day of May, 2013, the Henefer Town council adopted Ordinance No. 2013-197 authorizing the annexation of a tract of property containing approximately 296.85 acres, which is more particularly described as Exhibit "A" attached to Ordinance 2013-197 (a copy of Ordinance No. 2013-197 is attached hereto and incorporated herein by this reference.)
2. Utah Code Section 10-2-425 (1)(b) requires that amended articles of incorporation be filed reflecting the annexation if the municipality has articles of incorporation, but if the municipality does not have articles of incorporation, written notice of the adoption of an annexation ordinance will suffice.
3. In order to satisfy the requirements of Utah Code Section 10-2-425 (1)(b)(ii), Henefer Town provides this Notice of Annexation Ordinance adopted by the Henefer Town Council.

Dated this 7 day of May 2013

HENEFER TOWN

R. C. Ovard

BY: Randy C. Ovard

Its: Mayor

ATTEST:

Earleen T. Paskett
Earleen T. Paskett, Town Clerk



ORDINANCE NO. 2013-197

AN ORDINANCE ANNEXING AN AREA
OF APPROXIMATELY 296.85 ACRES
TO HENEFER TOWN, UTAH

PREAMBLE

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

THE real property described herein is an unincorporated area contiguous to the current boundary of Henefer town and the annexation will not leave or create an unincorporated island or peninsula; and

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

AFTER public comment and careful consideration the Town Council has determined to annex the referenced property and therefore, finds that it should grant the petition for annexation with respect to the real property described herein annex the property to Henefer Town **with adherence to the stipulations below:**

1. If the annexation is approved and there is an addition of one home then Peaks Subdivision will fall under all of the rules and regulations that apply to subdivisions in the Henefer Town Zoning Code. The road leading into the subdivision and all of the roads will have to meet the standards of the Henefer Town Code with the exception of the two houses already in existence.
2. Any new homes that are built after the annexation is approved will be subject to all the regulations of the Henefer Town Subdivision Code.
3. The steeper parts of the property will be considered part of the sensitive land overlay section, covered in the zoning code, and will be subject to those regulations pertaining to that section.
4. There will be no water provided at this time with the exception of the Franklin Water share purchased by Grant Richins from Willa Dearden. The town will honor the ~~free~~ ^{purchased} hookup for one home. The water cannot be pumped into the cistern and used for any other homes. It is for a one home hookup.
5. There will be no sewer provided at this time.
6. If the water becomes available the town will then provide water.

BE IT ORDAINED by the Town Council of Henefer town, Utah;

1. The real property described on Exhibit A is hereby annexed to Henefer Town and the corporate limits of Henefer Town are hereby amended and extended to incorporate the real property described.
2. A certified copy of this ordinance and an original plat describing the property so annexed, shall be filed with the Summit County Recorder within thirty (30) days after the date this ordinance is adopted.
3. A notice of Adoption of Annexation Ordinance shall be filed with the Utah Lieutenant Governor's office as required by law.
4. A certified copy of this ordinance, certification from the Office of the Lieutenant Governor of Utah that a copy of the annexation plat describing the property annexed and a Notice of Annexation pursuant to Utah Code Ann. Section 10-1-116, shall be filed with the Utah State Tax Commission prior to December 31, 2013.
5. This ordinance shall be effective on the date of its first publication.
6. The Mayor or 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 Henefer, Utah this 7 Day of May, 2013

Henefer Town

BY: *R.C. Ovard*
Randy C. Ovard, Mayor

ATTEST:

Earleen T. Paskett
Earleen T. Paskett, Town Clerk,



EXHIBIT A

Annexation Boundary Description

A tract of land being part of and including portions of the South 1/2 of the NW 1/4, the SW 1/4, the West 1/2 of the NW 1/4 of the SE 1/4, and the South Half of the SE 1/4 of Section 9, Township 3 North, Range 4 East, Salt Lake Base and Meridian and having a Basis of Bearing taken as N 00° 22' 34" E between the Southeast Corner and the Northeast Corner of said Section 9 described as follows:

Beginning at the Southeast Corner of Section 9, T3N, R4E, SLB&M and running thence North 89°35' 11" West 2694.88 feet along the Section Line to the South 1/4 Corner of said Section 9; thence North 89°35'19" West 2695.45 feet along the Section Line to the Southwest Corner of said Section 9; thence North 0°37'12" East 2649.49 feet along the Section Line to the West 1/4 Corner of said Section 9; thence North 0°38'01" East 509.71 feet along the Section Line more or less to the Henefer Town Boundary as per Annexation #686518 on file in the Office of the Summit County Recorder; thence South 89°42'32" East 2665.49 feet along said Annexation and Town Boundary Line more or less to the 1/4 Section Line of said Section 9; thence South 0°04'46" West 546.62 feet to the Center 1/4 Corner of said Section 9; thence South 88°55'01" East 677.16 feet to the East Line of the West 1/2 of the NW 1/4 of the SE 1/4 of said Section 9; thence South 0°16'48" West 1276.92 feet along said line to the North Line of the South 1/2 of the SE 1/4 of said Section 9; thence South 89°23'31" East 2029.20 feet along said North Line to the Section Line; thence South 0°22'34" West 1326.45 feet to the POINT OF BEGINNING; said described tract containing 296.85 Acres, more or less.

Less and Excepting therefrom any portion lying Northerly and Easterly of South Henefer Road and any portion not being part of "The Peaks" Subdivision.

Narrative

1. Grant Richins requested this survey for the purpose of preparing a Henefer Annexation Map.

2. The Basis of Bearing used for this survey is N 00° 22' 34" E between the Southeast and Northeast Corners of Section 9, T3N, R4E, SLB&M.

3. No Portion South Henefer Road is to be included in this Annexation or any portion lying norther and easterly of said road.

