

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
WELLSVILLE CITY, dated June 19th, 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 WELLSVILLE CITY, located
in Cache County, State of Utah.



IN TESTIMONY WHEREOF, I have
hereunto set my hand, and affixed the Great
Seal of the State of Utah this 27th day of
June, 2013 at Salt Lake City, Utah.

GREG BELL
Lieutenant Governor

WELLSVILLE CITY, CACHE COUNTY, UTAH

NOTICE OF IMPENDING BOUNDARY ACTION

To: The Utah Lieutenant Governor
Utah State Capitol Complex, Suite 220
P. O. Box 142325
Salt Lake City, UT 84114-2325

1. Notice is hereby given that Wellsville City, Cache County, Utah intends to annex certain real property and extend its corporate limits, the property to be annexed being owned by Grant P. & Millicent C. Parkinson, Trustees. (Tax ID #: 11-084-0005)
2. A copy of the Approved Final Local Entity Plat (Annexation Plat) is included.
3. The undersigned, Thomas G. Bailey and Don Hartle, as the Wellsville City Mayor and Recorder, respectively, hereby certify that all requirements to be completed by Wellsville City which are applicable to the annexation of said Parkinson real property have been met.

DATED: JUNE 24, 2013.



WELLSVILLE CITY, a Utah Municipal Corporation

By: Thomas G. Bailey
Mayor Thomas G. Bailey

Attested & Verified:

By: Don Hartle
Don Hartle,
City Recorder

PLEASE RETURN THESE DOCUMENTS AND
THE CERTIFICATE OF ANNEXATION TO:

Don Hartle, City Recorder
P. O. Box 6
Wellsville, UT 84339

**WELLSVILLE CITY
CODE AMENDMENT**

CODE AMENDMENT NUMBER 2013-03

ADOPTED June 19, 2013

ORDINANCE AMENDING THE
WELLSVILLE CITY CODE AND ANNEXING
SPECIFIC REAL PROPERTY TO WELLSVILLE CITY, UTAH

“Millicent Parkinson”

WHEREAS, the owners of a majority of the private land area within an area proposed for annexation, as described below, desire to annex such real property to Wellsville City, Utah, said owners being the owners of the least one-third (1/3) in value of all private real property proposed for annexation as shown by the last assessment roll; and

WHEREAS, said real property lies contiguous to the corporate boundaries of Wellsville City, Utah; and

WHEREAS, said owners have caused a Petition For Annexation to be filed with the City together with an accurate plat of the real property which was made by a licensed surveyor; and

WHEREAS, the Wellsville City Council received a Certification of Annexation Petition from the Wellsville City Recorder on May 01, 2013, and provided a Notice of Certification of Annexation Petition to the *Herald Journal*, a newspaper with general circulation within Wellsville City, which Notice was duly published in accordance with the applicable laws of the State of Utah; and

WHEREAS, said Notice of Certification of Annexation Petition also included and published a Notice of a Public Hearing to be held on June 19, 2013, at 6:30 p.m., which hearing was held and no legally sufficient objections to the proposed annexation were received by the deadline stated in said Notice of May 05, May 12, and May 19, 2013; and

WHEREAS, the Wellsville City Council has determined that the proposed annexation, subject to certain conditions and agreements by the owners of the real property to be annexed, will promote the general welfare of the City, and that such action will be in compliance with the City’s Annexation Policy Plan as previously adopted by the City;

NOW, THEREFORE, pursuant to Sections 10-2-407(3)(b)(i) and 10-9A-506 Utah Code Annotated 1953, as amended, the Wellsville City Council of Wellsville, Utah, hereby adopts, passes and posts the following:

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

**A CODE AMENDMENT AMENDING THE
WELLSVILLE CITY CODE AND ANNEXING
SPECIFIC REAL PROPERTY TO WELLSVILLE, UTAH.**

1. The real property more particularly described in Paragraph 2, below, is hereby annexed to Wellsville, Utah, and the corporate limits of Wellsville, Utah, are hereby extended accordingly, subject to certain express terms and conditions which are more fully set forth in Paragraph 6, below.

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

A parcel of ground located in the Northwest Quarter of Section 35, Township 11 North, Range 1 West of the Salt Lake Base and Meridian, described as follows:

Commencing at the rebar found at the West Quarter Corner of section 35, Township 11 North, Range 1 West of the Salt Lake Base and Meridian from which the Brass Cap Monument found at the East Quarter Corner of said section 35 bears North 89°03'20" East 5,213.90 feet; and running thence North 89°03'19" East 422.04 feet (East 420.21 feet by record); thence North 00°56'41" West 725.51 feet (North 726.69 feet by record) to a rebar with Pete Petersen Cap and is the true point of beginning, said point being located South 88°07'26" West 4.51 feet from the rebar with Wayne Crow Cap found at the Northeast Corner of Lot 4 of the North Field Estates Subdivision; and running thence along the North line of said subdivision the following three courses, 1) South 88°07'26" West 86.07 feet to a rebar with Crow Cap; 2) Thence South 82°36'19" West 288.07 feet to a rebar with Crow Cap; 3) Thence North 15°08'10" West 53.30 feet to a rebar with Crow Cap; thence North 34°12'30" East 120.16 feet (North 36°19'35" East 117.29 feet by record) to an existing fence corner post; thence North 01°05'42" East 110.96 feet (North 01°01'31" East 110.63 feet by record) to an existing rebar; thence North 83°33'02" East 52.68 feet (South 89°00'06" East by record) to a rebar with Petersen Cap; thence North 55°45'50" East 162.80 feet (North 53°00'55" East 167.09 feet by record) to a rebar with Petersen Cap; thence North 75°39'58" East 156.06 feet (North 78°01'28" East 156.51 feet by record) to an existing rebar; thence South 03°32'59" West 358.70 feet (South 04°31'24" West 358.88 feet by record) to the point of beginning, containing 2.45 acres, more or less. Cache County Tax ID # 11-084-0005.

3. The zoning map of Wellsville City is hereby 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 the R-1-12 zone.

5. A certified copy of this Ordinance and the original plat depicting and describing the property so annexed shall be filed with the County Recorder of Cache County, Utah, by the City Recorder, who shall also send Notice to each affected entity, and file required certified copies of this Ordinance and a copy of the Annexation Plat with the Lt. Governor's and County Surveyor's offices and complete all other action, as required by law, within thirty (30) days of the date of this Ordinance.

6. Property Owners' Agreement.

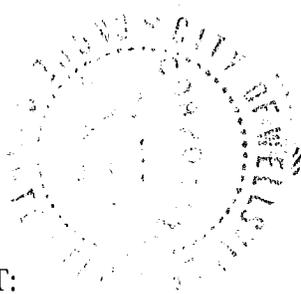
A. The annexation of the real property described in Paragraph 2, above, is expressly made subject to the terms and conditions of the Wellsville City Annexation Policy Plan.

B. The terms, provisions and conditions of this Ordinance, specifically including this Paragraph 6, shall attach to the above-described parcel of real property, shall become binding thereon and shall be covenants which run with said real property. In addition, the terms, provisions and conditions expressed herein shall be binding upon and shall inure to the benefit of the undersigned Property Owners and to their respective heirs, representatives, successors and assigns.

7. This Ordinance shall become effective after posting as required by law and on the date of the lieutenant governor's issuance of a Certificate of Annexation under Section 10-2-425, UCA. A copy of the Ordinance and plat shall be deposited in the Office of the City Recorder prior to posting.

This code amendment shall take effect upon its first posting as required by law.

ADOPTED AND PASSED by the City Council of Wellsville City, Cache County, State of Utah on the 19th day of June, 2013.



WELLSVILLE CITY


Thomas G. Bailey
Mayor

ATTEST:


Don Hartle
City Manager/Recorder

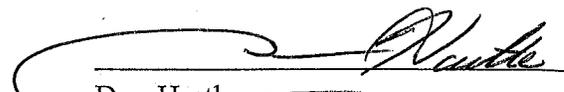
Voting Status

Gary Bates	<u>ABSENT</u>
Ron Case	<u>YEA</u>
Colin Harrison	<u>YEA</u>
Carl Leatham	<u>YEA</u>
Glenna Petersen	<u>YEA</u>

I, Don Hartle, City Recorder of Wellsville, Cache County, State of Utah, hereby certify that I, on the 20th day of June, 2013 in the City of Wellsville, County of Cache, State of Utah, posted the foregoing Code Amendment 2013-03, in a likely manner, a copy of which is attached in each of three of the most public places in the said City of Wellsville, to wit:

1. City Office
2. City Bulletin Board
3. Tom's Service

WITNESS my hand this 20th day of June, 2013.

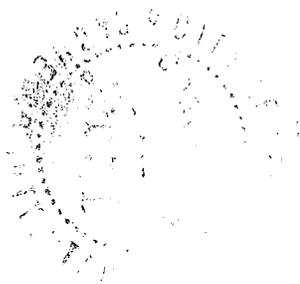

Don Hartle
City Recorder

CERTIFICATION

STATE OF UTAH)
 : ss.
County of Cache)

I, DON HARTLE, the City Recorder of Wellsville, Utah, do hereby certify that the above and forgoing is a full and correct copy of Ordinance No. 2013-03, entitled Ordinance Amending the Wellsville City Code and Annexing Specific Real Property to Wellsville City, Utah, adopted and passed by the City Council of Wellsville, Utah, at a regular meeting thereof on the 19th day of June, 2013 which appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Wellsville, this 19th day of June, 2013.





Don Hartle
City Recorder

EXECUTION BY PROPERTY OWNERS

Receipt of a copy of this Ordinance and agreement to be bound by the terms and provisions hereof is acknowledged by each of the undersigned Property Owners.

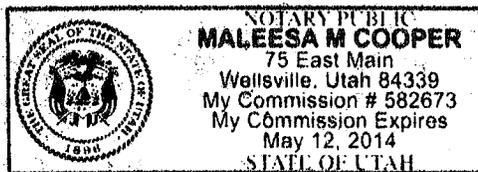
PROPERTY OWNER

Date: 6/20/2013

Millicent C. Parkinson
Millicent Parkinson

STATE OF UTAH)
 : ss.
County of Cache)

On the 20th day of June, 2013, personally appeared before me Millicent Parkinson, the signer of the within instrument, who duly acknowledged to me that she executed the same.



Maleesa M. Cooper
Notary Public

