

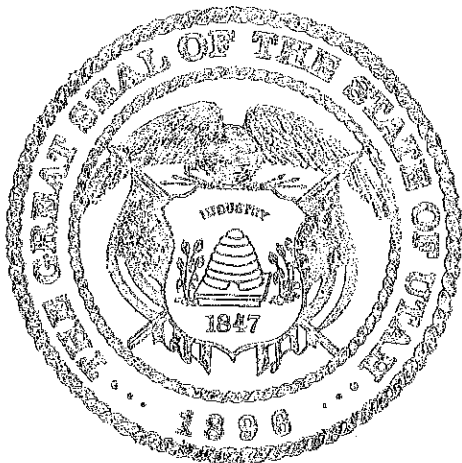
STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR
CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from ESCALANTE CITY, dated December 15th, 2015, 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 ESCALANTE CITY, located in Garfield County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 31th day of December, 2015 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "Spencer J. Cox".

SPENCER J. COX
Lieutenant Governor



ESCALANTE CITY

56 NORTH 100 WEST • P.O. BOX 189 • ESCALANTE, UT 84726

Phone: (435) 826-4644 • FAX: (435) 826-4642

Received

DEC 30 2015

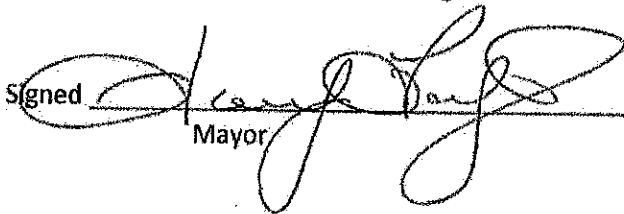
Spencer J. Cox
Lieutenant Governor

Date initiated 12-30-15 Pursuant to Utah Law (10-2-418 UCA)

- def* 1. Identification of Area that qualifies to annexed, the reason, tax impact, services available, etc...
- def* 2. Council resolution indicating its intent to annex area.
- def* 3. Publish a Notice at least once a week for three successive weeks of the City intent to annex in the paper and within 10 days after the receipt of the notice of certification. The notice will include:
 - a. State the date, time. And place of the public hearing
 - b. Describe the area proposed for annexation; and
 - c. State in conspicuous and plain terms that the City Council will annex the area unless written protest the annexation are filed by the owners of private real property within 30 days from the Notice of Certification.
 - d. State that the area covers a majority of the total private land area within the entire area proposed for annexation; and
 - e. State that the property being annexed is equal in value to at least $\frac{1}{2}$ the value of all private real property within the entire area proposed for annexation.
- def* 4. Mail a written notice of Certification to each affected entity within 10 days after the receipt of the notice of certification. The notice will include:
 - a. State the date, time. And place of the public hearing
 - b. Describe the area proposed for annexation; and
 - c. State in conspicuous and plain terms that the City Council will annex the area unless written protest the annexation are filed by the owners of private real property within 30 days from the Notice of Certification.
 - d. State that the area covers a majority of the total private land area within the entire area proposed for annexation; and
 - e. State that the property being annexed is equal in value to at least $\frac{1}{2}$ the value of all private real property within the entire area proposed for annexation.

- cht 5. The City Council shall hold a public hearing on the proposed annexation, no earlier than 60 days after the adoption of the resolution of the City's intent to annex. Upon conclusion of the public hearing the City Council shall adopt an ordinance annexing the area proposed for annexation under this section unless, at or before the hearing, written protests to the annexation have been filed with the City Recorder by the owners of private real property that:
- a. Is located within the area proposed for annexation;
 - b. Covers a majority of the total private land area within the entire area proposed for annexation; and
 - c. Is equal in value to at least ½ the value of all private real property within the entire area proposed for annexation.
- cht 6. If qualified protests are filed as stated in #3d and 3e above, the City Recorder shall deliver the protest to the County Clerk who shall notify the County Commission of the receipt of the protest and deliver the protest to the Boundary omission within five days. The City Council will accept or deny the annexation petition after the Boundary Commission has made their decision on the protest.
- cht 7. After the protest period all protest will be evaluated by the City Council and Boundary Commission if needed on protests received. The City Council will then make a decision to approve or deny the petition for annexation. If the approval is given to enact the ordinance, it will then be filed with the lieutenant governor.

Process has been completed according to Utah Law and this Ordinance.

Signed 
Mayor

Date 12-30-15

ESCALANTE CITY ORDINANCE NO. 2015-07

AN ORDINANCE ANNEXING CERTAIN LANDS AS HEREIN DESCRIBED TO THE CITY OF ESCALANTE.

WHEREAS, Utah law provides that Cities and Towns may annex lands following the adoption of an Annexation Policy Plan; and

WHEREAS, the City of Escalante has adopted an Annexation Policy Plan according to Utah law; and

WHEREAS, the Escalante City Council has published their intention according to law declaring their intent to annex certain lands.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF ESCALANTE CITY, GARFIELD COUNTY, STATE OF UTAH, AS FOLLOWS:

1. **Purpose.** The property being annexed will be able to receive services from the city and allow the city to grow.
2. **Description of Lands.** See attached "Exhibit A."
3. **Adoption.**

PASSED, APPROVED and ADOPTED this 15th day of December, 2015.

ESCALANTE CITY

By: 

JERRY TAYLOR, Mayor

Vote:

	For	Against
Councilperson: Melani Torgersen	<u>X</u>	_____
Councilperson: Greg Allen	<u>X</u>	_____
Councilperson: Guy Graham	<u>X</u>	_____
Councilperson: Marlene Stowe	_____	_____
Councilperson: Louise Barnes	<u>X</u>	_____



Stephanie Steed
STEPHANIE STEED
Deputy City Recorder

EXHIBIT A

ESCALANTE CITY EAST AREA-ANNEXATION BOUNDARY DESCRIPTION

Beginning at the 1/4 Corner of Sections 9 and 16, Township 35 South, Range 3 East, Salt Lake Base & Meridian, Utah; and running thence South 00°09'57" West along the north-south centerline of said Section 16, 3810.05 feet to the northerly right-of-way line of Utah State Highway 12; thence North 53°25'57" West along the said northerly right-of-way line of Utah State Highway 12, 963.54 feet to a curve; thence northwesterly along a curve to the left, concave southwesterly, with an arc length of 1159.94 feet, a radius of 5779.58 feet and a long chord that bears North 59°10'55" West a distance of 1158.00 feet to the intersection with the east-west centerline of said Section 16, said point being on the boundary of Escalante City; thence North 89°56'11" East, leaving said northerly right-of-way line, along the boundary of Escalante City and the east-west centerline of said Section 16, 449.68 feet to the Center-West 1/16 Corner of said Section 16; thence North 00°07'14" East along the north-south centerline of the Northwest 1/4 of said Section 16, 1319.75 feet to the Northwest 1/16 Corner of said Section 16; thence South 89°54'33" West along the east-west centerline of the Northwest 1/4 of said Section 16, 1323.11 feet to the South 1/16 Corner of Sections 16 and 17; thence North 89°53'53" West along the east-west centerline of the Northeast 1/4 of said Section 17, 1322.46 feet to the Northeast 1/16 Corner of said Section 17; thence North 00°03'31" East along the north-south centerline of the Northeast 1/4 of said Section 17, 328.02 feet; thence South 85°45'00" East continuing along the boundary of Escalante City, 290.46 feet (deed 314.16 feet); thence North 00°45'00" East 444.79 feet (deed 441.54 feet); thence North 06°04'27" West 49.84 feet; thence North 01°09'14" East 96.00 feet; thence North 05°14'13" West 9.95 feet; thence North 02°50'25" West 117.78 feet; thence North 03°22'34" West 217.60 feet; thence North 00°46'29" East 79.19 feet to the boundary between Sections 8 and 17; thence North 89°47'05" East along the boundary between said Sections 8 and 17, 1050.30 feet to the corner of Sections 8, 9, 16 and 17; thence South 00°05'35" West along the boundary between said Sections 16 and 17, 170.00 feet; thence North 89°51'40" East 307.50 feet; thence North 00°00'10" East 402.81 feet; thence South 77°12'34" East leaving the boundary of Escalante City, 1042.73 feet to the West 1/16 Corner of said Sections 9 and 16; thence North 89°52'56" East along the boundary between said Sections 9 and 16, 1324.15 feet to the point of beginning containing 177.266 acres.

ANNEXATION BOUNDARY DESCRIPTION

Escalante East Area

Beginning at the X Corner of Sections 9 and 16, Township 35 South, Range 3 East, Salt Lake Base & Meridian, Utah, and running thence South 00°09'57" West along the line of Utah State Highway 12, 1835.54 feet to a curve; thence northwesterly along a curve to the left, concrete northwesterly, with an arc length of 189.94 feet, a radius of 5779.56 feet and a long chord that bears North 59°40'55" West a distance of 165.00 feet to the intersection of the boundary of Escalante City and the east-west centerline of said Section 16, 459.68 feet to the Center-West X Corner of said Section 16; thence North 00°07'04" East along the north-south centerline of the Northwest 1/4 of said Section 16, 133.75 feet to the Northwest X Corner of said Section 16, 323.31 feet to the South X Corner of Sections 16 and 17; thence North 89°52'35" West along the east-west centerline of the Northwest 1/4 of said Section 17, 1322.46 feet to the Northwest X Corner of said Section 17; thence North 00°03'37" East along the north-south centerline of the Northwest 1/4 of said Section 17, 228.02 feet; thence South 89°47'09" East along the boundary between said Section 16 and 17, 1039.33 feet to the Center-West X Corner of said Section 16, 444.79 feet; thence North 00°41'03" West 48.84 feet; thence North 00°50'59" East 96.00 feet; thence North 00°41'03" West 9.95 feet; thence North 00°46'59" East 79.19 feet to the boundary between Sections 9 and 17; thence North 89°47'09" East along the boundary between said Section 9 and 17, 1039.33 feet to the Center-West X Corner of said Section 9, 444.79 feet; thence North 89°51'40" East 307.50 feet; thence North 00°40'10" East 402.61 feet; thence South 77°12'54" East leaving the boundary of Escalante City, 1042.73 feet to the West X Corner of said Section 9 and 16; thence North 89°52'35" East along the boundary between said Sections 9 and 16, 1364.48 feet to the point of beginning containing 177.266 acres.

ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, ESCALANTE CITY, HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO ESCALANTE CITY AND THAT SAID TRACT BE SUBJECT TO THE CHARTER AND ORDINANCES OF SAID CITY. WE HAVE EXAMINED SAID PETITION AND THE UTILITY CODES, ANNOTATED (USC) 10-3-3, AS REVISED, AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS PART OF SAID CITY AND THAT SAID TRACT OF LAND IS TO BE KNOWN HEREAFTER AS THE "ESCALANTE EAST AREA ANNEXATION".

ACCEPTED THIS 15th DAY OF DECEMBER, A.D. 2005



MAYOR
 ATTEST: *Lanny K. Talbot*
 DEPUTY CITY RECORDER

GARFIELD COUNTY SURVEYOR'S CERTIFICATE

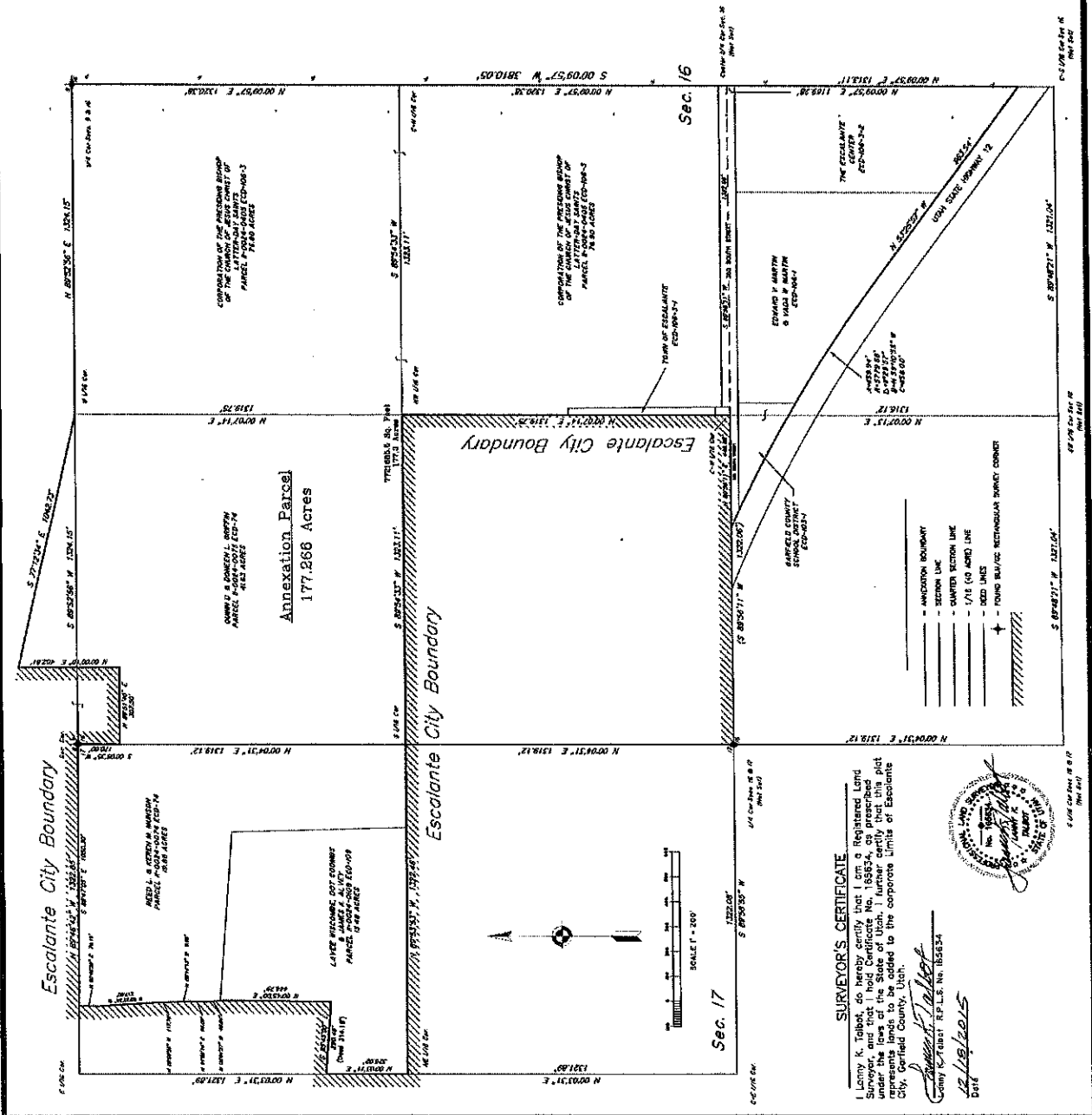
I AMNON L. BARKER, PROFESSIONAL UTAH LAND SURVEYOR LICENSE NO. 16040 AND ELECTED GARFIELD COUNTY SURVEYOR, HEREBY CERTIFY THAT I HAVE EXAMINED AND AS PER SECTION 17-23-20 OF THE UTAH CODE, APPROVE THIS PLAT AS A FINAL LOCAL ENTITY PLAT.



AMNON L. BARKER P.L.S. No. 16040
 12-22-2005
 DATE

ANNEXATION PLAT
 ESCALANTE EAST AREA
 ANNEXATION

LANNY K. TALBOT - LAND SURVEYOR
 765 S. MAIN/PO BOX 183, PANDUIT, UTAH
 PHONE: (468) 296-4328 84759



SURVEYOR'S CERTIFICATE

I Lanny K. Talbot, do hereby certify that I am a Registered Land Surveyor, and that I hold Certificate No. 168534, on preparing this plat and that the same is in accordance with the laws of the State of Utah. I am not aware of any unrecorded interests in the lands to be added to the corporate limits of Escalante City, Garfield County, Utah.

Lanny K. Talbot
 12/18/2005
 DATE

