

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 HERRIMAN CITY, dated October 28th, 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 HERRIMANY CITY, located in Salt Lake County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 29th day of October, 2015 at Salt Lake City, Utah.

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

SPENCER J. COX
Lieutenant Governor



TO: LIEUTENANT GOVERNOR OF THE STATE OF UTAH

NOTICE OF IMPENDING BOUNDARY ACTION
(Annexation)

HERRIMAN CITY, UTAH

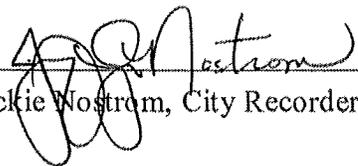
NOTICE IS HEREBY GIVEN that on October 28, 2015, the City Council of Herriman City, Utah (the "City"), adopted an ordinance annexing into the City approximately 495 acres of land. A copy of the annexation ordinance and the final local entity plat accompany this Notice. The undersigned hereby states, verifies and certifies that all requirements applicable to the above-described boundary action have been met.

DATED October 28, 2015.

CITY COUNCIL OF HERRIMAN CITY, UTAH


Carmen Freeman Mayor

ATTEST:


Jackie Nostrom, City Recorder



ORDINANCE NO. 2015-39

AN ORDINANCE ADOPTED PURSUANT TO SECTION 10-2-407(3)(b) OF THE UTAH CODE, APPROVING AN ANNEXATION PETITION KNOWN AS THE DANSIE ANNEXATION; ANNEXING SUCH LAND INTO THE CITY; AND RELATED MATTERS.

WHEREAS, the Jesse Dansie Trust ("Dansie") has submitted to the City Recorder an Annexation Petition (such Annexation Petition, together with all attached and related materials, being referred to herein as the "Petition"), requesting that the City annex certain land situated outside of the current boundaries of Herriman City, Utah (the "City") within unincorporated Salt Lake County, which property is contiguous to the boundaries of the City, and which is more particularly depicted and identified on exhibit "A" attached hereto (the "Dansie Property"); and

WHEREAS, on June 10, 2015, the City Council adopted Resolution No. R16-2015, accepting the Petition for further consideration; and

WHEREAS, on July 8, 2015, which date is less than thirty (30) days after the date of adoption of Resolution No. R16-2015 accepting the Petition for further consideration, the City Recorder (i) certified the Petition, and (ii) mailed or delivered written notification of such certification to the City Council, the Dansie contact sponsor and the Salt Lake County Commission, in satisfaction of Section 10-2-405(2)(c) of the Utah Code, copies of which certification and notification are attached hereto as exhibit "B"; and

WHEREAS, after receipt of notice of such certification from the City Recorder the City Council, as required by Section 10-2-406(1)(a) of the Utah Code, caused a notice of the proposed annexation to be published (a) on August 6, 2015 (which date is not more than 10 days after receipt of the certification), August 13, 2015 and August 20, 2015, in the Salt Lake Tribune and the Deseret News, newspapers of general circulation within (i) the area circumscribed by the Dansie Property, and (ii) the unincorporated area within ½ mile of the Dansie Property, and (b) for three weeks, beginning on August 6, 2015 (which date is not more than 10 days after receipt of the certification), on the website established pursuant to Section 45-1-101 of the Utah Code, which notices are attached hereto as exhibit "C"; and

WHEREAS, following receipt of notice of such certification from the City Recorder the City Council caused a notice thereof to be mailed on to affected

WHEREAS, the notices identified the deadline for the filing of protests under Section 10-2-407 of the Utah Code; and

WHEREAS, on September 10, 2015, there was published in The Salt Lake Tribune and the Deseret News a Notice of Public Hearing relating to the proposed annexation, in satisfaction of the requirements of Section 10-2-407(3)(b)(ii)(A) of the Utah Code, a copy of which Notice, together with an affidavit of the publication thereof, are attached as exhibit "D" hereto; and

WHEREAS, on September 23, 2015, not less than seven (7) days after publication of the notice identified in exhibit "D", the City Council held a public hearing relating to the proposed annexation, at which public hearing all individuals desiring to express their views relating to the proposed annexation were given the opportunity to be heard on the matter; and

WHEREAS, the City Council has given careful consideration to the views expressed by the public during the public hearing; and

WHEREAS; in light of the foregoing, and after due deliberation, the City Council desires to approve the Petition and proceed with the proposed annexation and other related matters,

NOW THEREFORE, be it and it is hereby ordained by the City Council of Herriman City, Utah, as follows:

SECTION 1. Findings. The City Council does hereby find and determine that the annexation of the Dansie Property as proposed in the Petition is in the best interests of the City and its residents.

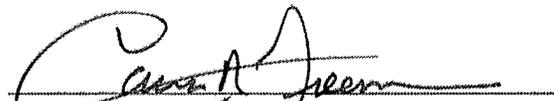
SECTION 2. Approval of Annexation: Effective Date. The City Council approves the Petition, approves the annexation of the Dansie Property as described in the Petition, and does hereby annex the Annexation Property into the City. The effective date of such annexation shall be the first to occur of either July 1 or January 1 following the date of issuance by the Utah Lieutenant Governor of the Certificate of Annexation, under Section 10-2-425 of the Utah Code.

SECTION 3. Zoning. The Dansie Property shall be zoned A-1.

SECTION 4. Authorized Actions. The Mayor, the City Recorder, the City Manager, and all other officers and employees of the City are hereby authorized and directed to take, in a timely manner, any and all actions required or advisable to be taken to give effect to the annexation hereby approved; including, without limitation, the giving of all notices and the filing of all items required pursuant to Section 10-2-425 of the Utah Code.

SECTION 5. Effective Date. In the interest of public welfare, and for the preservation of property values and rights, this Ordinance shall become effective upon publication or posting, whichever occurs first.

IN WITNESS WHEREOF, the Mayor and City Recorder have subscribed their respective signatures hereto this 28th day of October, 2015.


Carmen Freeman, Mayor

ATTEST:


Jackie Nostrum, City Recorder



EXHIBIT A

(to ORDINANCE NO. 2015-39)

(Legal Description of Dansie Property)

Beginning at the Southeast corner of Section 33, Township 3 South Range 2 West, Salt Lake Meridian, at a point on the existing Herriman City boundary line; thence North $00^{\circ}00'43''$ West 1322.54 feet along said city boundary and section line to the Southeast corner of the NE 1/4 of the SE 1/4 of said Section 33; thence North $89^{\circ}36'08''$ West 1325.63 feet along sixteenth line to a northwesterly corner of said city boundary and the southwest corner of the NE 1/4 of the SE 1/4 of said Section 33, thence South $00^{\circ}00'40''$ East 499.41 feet along sixteenth line and existing city boundary to its intersection with the Southerly right-of-way line of Highway U-111 and the North boundary of Hi-Country Estates Subdivision, B-KK Page 56 of official records; thence departing said city boundary northwesterly along said right-of-way and subdivision boundary through the following five (5) calls, to-wit: (1) North $59^{\circ}49'38''$ West 262.20 feet; (2) thence North $77^{\circ}54'38''$ West 555.45 feet; (3) thence North $73^{\circ}18'59''$ West 338.70 feet; (4) thence North $69^{\circ}13'33''$ West 463.74 feet (463.92 by record) to its intersection with the sixteenth line; (5) thence North $89^{\circ}38'07''$ West 1128.60 feet along sixteenth line to the Southwest corner of the NE 1/4 of the SW 1/4 of said Section 33; thence North $00^{\circ}14'41''$ West 1323.52 feet along sixteenth line to the Northwest corner of the NE 1/4 of the SW 1/4 of said Section 33; thence South $89^{\circ}38'34''$ East 3987.37 feet along quarter section line to the West quarter corner of Section 34, T3S, R2W, SLM; thence South $89^{\circ}34'24''$ East 1329.72 feet along quarter section line to the Southwest corner of the SE 1/4 of the NW 1/4 of said Section 34; thence North $00^{\circ}03'18''$ East 1326.68 feet along sixteenth line to the Northwest corner of the SE 1/4 of the NW 1/4 of said Section 34; thence South $89^{\circ}32'18''$ East 2661.90 feet along sixteenth line to the Northeast corner of the SW 1/4 of the NE 1/4 of said Section 34; thence South $00^{\circ}09'21''$ West 1325.05 feet along sixteen line to the Southeast corner of the SW 1/4 of the NE 1/4 of said Section 34 and a northwesterly corner of said existing city boundary line; thence along said city boundary through the following (10) calls, to-wit: (1) South $00^{\circ}09'52''$ West 1323.00 feet along sixteenth line to the Southeast corner of the NW 1/4 of the SE 1/4 of said Section 34; (2) thence North $89^{\circ}35'10''$ West 1328.49 feet along sixteenth line to the Southwest corner of the NW 1/4 of the SE 1/4 of said Section 34; (3) thence South $00^{\circ}06'24''$ West 1323.30 feet along quarter section line to the North quarter corner of Section 3, T4S, R2W, SLM; (4) thence South $00^{\circ}27'34''$ West 1347.54 feet along quarter section line to the Southeast corner of Government Lot 3, said Section 3; (5) thence North $89^{\circ}39'12''$ West 874.61 feet along the south line of said Lot 3 to the Northeast corner of Lot 2, Larry Jacobson Subdivision Amended (book 2002 page 47); (6) thence South $00^{\circ}23'37''$ West 109.36 feet (132.00 by record) to the Southeast corner of said Lot 2; (7) thence North $89^{\circ}25'24''$ West 330.00 feet to the Southwest corner of said Lot 2; (8) thence North $00^{\circ}35'16''$ East 108.04 feet (132.00 by record) to a point on the South line of said Government Lot 3 and the Northwest corner of said Lot 2; (9) thence North $89^{\circ}39'12''$ West 1452.36 feet to the Southwest corner of Government Lot 4, said Section 3; (10) thence North $00^{\circ}34'17''$ East 1349.89 feet along section line to the POINT OF BEGINNING. Contains 21584089 square feet or 495.503 acres, more or less.

