

STATE OF UTAH

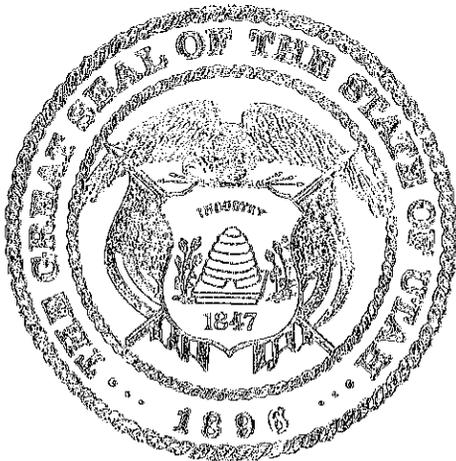


OFFICE OF THE LIEUTENANT GOVERNOR
CERTIFICATE OF ANNEXATION

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 the NORTH DAVIS FIRE SPECIAL SERVICE DISTRICT, dated December 8th, 2015, complying with Section 17D-1-403, 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 NORTH DAVIS FIRE SPECIAL SERVICE DISTRICT, located in Davis County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 21st 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

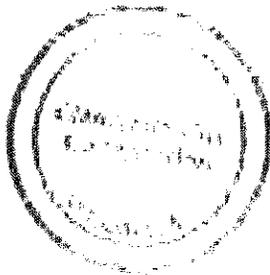
NOTICE OF IMPENDING BOUNDARY ACTION
ANNEXATION TO THE NORTH DAVIS FIRE DISTRICT

Spencer Cox
Lieutenant Governor
Utah State Capitol Suite 220
PO Box 142325
Salt Lake City UT 84114

NOTICE IS HEREBY GIVEN that, on the 8th day of December, 2015, the Clearfield City Council, in its capacity as the Governing Body of the North Davis Fire District, passed and adopted the attached Resolution 2015R-30 providing for the annexation of certain areas in Clearfield, Utah, more particularly a portion of the Military Installation Development Authority's (MIDA's) Falcon Hill Project Area into the North Davis Fire District, which areas are more particularly described in the exhibits to the Resolution. The approved final local entity plat depicting the boundaries of the areas to be annexed and the legal descriptions of those areas are also filed herewith. Request is hereby made that you file in the records of your office the attached Resolution and approved final local entity plat evidencing the approved annexation, and that you issue a certificate of annexation.

I, Nancy R. Dean, Clearfield City Recorder, hereby certify that the Clearfield City Council, acting as the Governing Body of the North Davis Fire District, has met all requirements under the law for this annexation.

SUBMITTED on this 9th day of December, 2015.



CLEARFIELD CITY CORPORATION
(GOVERNING BODY FOR THE NORTH
DAVIS FIRE DISTRICT)



Nancy R. Dean, City Recorder

CLEARFIELD CITY RESOLUTION 2015R-30

A RESOLUTION ANNEXING CERTAIN TERRITORY TO THE NORTH DAVIS FIRE DISTRICT, DAVIS COUNTY, UTAH; AND PROVIDING FOR RELATED MATTERS.

WHEREAS by Resolution No. 2004R-25 duly adopted on October 12, 2004, the Clearfield City Council (the "Council") acting as the Governing Body created the North Davis Fire District, a Special Service District in Davis County, Utah (the "District") to provide fire protection, emergency medical and ambulance, and emergency 911 services, as authorized by Article XI, Section 7 of the Utah Constitution and by the Utah Special Service District Act, Title 17A, Chapter 2, Part 13, Utah Code Annotated 1953, now known as the "Special Service District Act." Title 17D, Chapter 1, Utah Code Annotated, 1953 (the "Act"); and

WHEREAS, it appears to the Council that the public health convenience and necessity require the annexation to the District of the territory hereinafter described (the "Annexed Area") pursuant to the Act and Article XI, Section 7 of the Utah Constitution; and

WHEREAS pursuant to Resolution 2015R-19 (the "Intent Resolution") adopted on August 25, 2015 the City Council gave notice of its intention to annex into the District the Annexed Area comprised of certain areas annexed to Clearfield City since October 12, 2004 and having the boundaries set out in Section 2 hereof, by causing to be published in *The Standard-Examiner* on August 30, 2015, September 6, 2015, September 13, 2015 and September 20, 2015 a "Notice of Intention to Annex Certain Areas to the North Davis Fire District" in Davis County, Utah (the "Notice of Intention"); and

WHEREAS pursuant to the Intent Resolution, the City Council held a public hearing on October 6, 2015, at 7:00 p.m. (the "Hearing"), at the regular meeting place of the City Council at the Clearfield City Hall, 55 South State Street, in Clearfield, Utah, on the annexation of the Annexed Area into the District, public notice of the time and place of which was given through

publication of the Notice of Intention as described above, the first of such publications having been not less than twenty-one (21) days nor more than thirty-five (35) days prior to the date of the Hearing; and

WHEREAS the City Council considered at the Hearing all protests filed and heard (no protests were filed and no interested person came forward to be heard), and the time for filing protests as provided in the Act has expired; and

WHEREAS West Point City has received actual notice of the Intent Resolution; and

WHEREAS West Point City has consented to the annexation to the District of the Annexed Area lying within its boundaries; and

WHEREAS by Resolution duly adopted by the Administrative Control Board on December 18, 2014, the North Davis Fire District, Utah, requested and consented to the annexation into the District of the Annexed Area; and

NOW THEREFORE BE IT RESOLVED by the Clearfield City Council as follows:

Section 1. The Council does hereby find and determine that:

(a) Public notice of the Hearing on the annexation of the Annexed Area into the District was given by the City Recorder by publication of an appropriate notice (the Notice of Intention) in *The Standard-Examiner*, a newspaper published and of general circulation in Davis County, Utah, once a week for four consecutive weeks on August 30, 2015, September 6, 2015, September 13, 2015 and September 20, 2015; the first of said publications having been made not less than twenty-one (21) days nor more than thirty-five (35) days prior to the date of the Hearing.

(b) West Point City has received actual notice of the Intent Resolution

(c) West Point City, Utah, consented to the annexation of the Annexed Area to the District.

(d) By resolution duly adopted on December 18, 2014, the Administrative Control Board of the North Davis Fire District, Utah, consented to the annexation of the Annexed Area into the District.

(e) The following persons filed written protests against the annexation of the Annexed Area into the District, at or prior to the Hearing, which written protests were not withdrawn prior to the adoption of this resolution:

NAME

ADDRESS

None.

(f) A public hearing on the annexation of the Annexed Area into the District was held and conducted by the Council as required by law and the Intent Resolution on October 6, 2015, at 7:00 p.m., at the regular meeting place of the Council in the Clearfield City Hall, in Clearfield, Utah, at which Hearing the Council gave full consideration to all protests that were filed and heard and considered all interested persons desiring to be heard (no protests were filed and no interested person came forward to be heard).

(g) After careful consideration of all factors involved and of all objections and protests, it has been and is hereby found, determined and declared that: (i) all property included within the boundaries of the Annexed Area, as such boundaries are set out in the Intent Resolution and in Section 2 hereof, will be directly benefitted by the services to be furnished therein by the District, (ii) none of the Annexed Area is also contained within the boundaries of any other special service district created under the Act to provide services, (iii) the public health, convenience and necessity requires the annexation to the

District of the Annexed Area pursuant to the provisions of the Act and Article XI, Section 7 of the Utah Constitution, and (iv) all proceedings taken in annexing the Annexed Area into the District have been in compliance with law.

Section 2. The Annexed Area is hereby annexed into the District. The boundaries of the Annexed Area are described in Exhibit "A" which is attached hereto and by reference made a part hereof.

Section 3. The Annexed Area is annexed into the District for the purpose of providing fire protection, emergency medical and ambulance services and emergency 911 services within the Annexed Area.

Section 4. The Council hereby finds and determines that adequate protests have not been filed with the City Recorder to prevent such annexation (no protests were filed).

Section 5. Pursuant to the requirements of Title 17D, Chapter 1, Section 403, Utah Code Annotated 1953, as amended, the City Council shall file a notification of the annexation of the Annexed Area into the District with the Lieutenant Governor within 30 days after the adoption of this Resolution, which notification shall include the information and certification required by such statute.

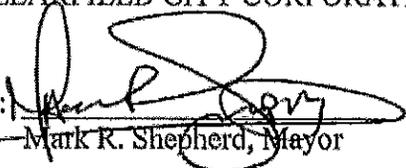
Section 6. All acts and resolutions in conflict with this Resolution or any part thereof are hereby repealed.

Section 7. This Resolution shall take immediate effect upon its adoption and approval.

ADOPTED AND APPROVED this 8th day of December, 2015.



CLEARFIELD CITY CORPORATION

By: 
Mark R. Shepherd, Mayor

ATTEST:


Nancy R. Dean
City Recorder

[SEAL]

VOTE OF THE COUNCIL

AYE: Councilmembers Benson, Bush, Jones, LeBaron and Young.

NAY: None.

EXHIBIT "A"

Exhibit A

Falcon Hill Annexation Description

Commencing at the South Quarter Corner of Section 36, Township 5 North, Range 2 West, Salt Lake Base & Meridian; and running thence North $00^{\circ}45'16''$ East 2,644.54 feet along the Quarter Section line, being the East boundary of the Existing Corporate Limits of Clearfield City, to the Center of said Section 36; thence South $89^{\circ}18'07''$ East 704.40 feet along said the Quarter Section line; thence South $00^{\circ}28'06''$ West 88.84 feet to a point on the East line of the Enhanced Use Lease Boundary as shown on that certain A.L.T.A/A.C.S.M Survey prepared by Great Basin Engineering, (Davis County Surveyor, Filing Number 5640); thence, along the Easterly Boundary of Said Property the following three courses as follows: (1) South $00^{\circ}28'06''$ West 1,431.94 feet to a point of curvature; (2) Southerly along the arc of a 300.16 feet curve to the left a distance of 211.39 feet (Central Angle equals $40^{\circ}21'04''$ and Long Chord bears South $19^{\circ}42'26''$ East 207.05 feet) to the point of curve of a non-tangent curve of which the radius point lies North $78^{\circ}39'57''$ East; and (3) Southerly along the arc of a 1,296.68 foot radius curve to the left a distance of 133.28 feet (Central Angle Equals $05^{\circ}53'21''$, and Long Chord bears South $14^{\circ}16'43''$ East 133.22 feet) to the point of curve of a non-tangent curve of which the radius point lies North $72^{\circ}46'35''$ East; thence Southeasterly along the arc of a 1,296.68 foot radius curve to the left a distance of 260.02 feet (Central Angle Equals $11^{\circ}29'22''$, and Long Chord bears South $22^{\circ}58'07''$ East 259.59 feet) to the point of curve of a non-tangent curve of which the radius point lies North $61^{\circ}17'17''$ East being on the East line of the Enhanced Use Lease Boundary as shown on that certain A.L.T.A/A.C.S.M Survey prepared by Great Basin Engineering, (Davis County Surveyor, Filing Number 5640); thence two (2) courses along said East Property line as follows: (1) Southeasterly along the arc of a 1,296.68 foot radius curve to the left a distance of 23.08 feet (Central Angle Equals $01^{\circ}01'12''$, and Long Chord bears South $29^{\circ}13'19''$ East 23.08 feet) to the point of curve of a non-tangent curve of which the radius point lies North $64^{\circ}23'12''$ East; and (2) Southeasterly along the arc of a 1,296.00 foot radius curve to the left a distance of 755.88 feet (Central Angle Equals $33^{\circ}25'01''$, and Long Chord bears South $42^{\circ}19'19''$ East 745.21 feet) to the South line of Section 36; thence North $89^{\circ}14'22''$ West 1,443.85 feet along said South line to the Point of Beginning.

Contains 49.743 Acres

