

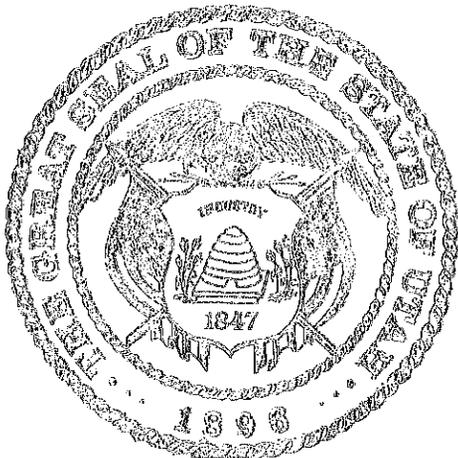
STATE OF UTAH



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 RICHFIELD CITY, dated September 8<sup>th</sup>, 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 RICHFIELD CITY, located in Utah County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 21<sup>st</sup> day of September, 2015 at Salt Lake City, Utah.

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

SPENCER J. COX  
Lieutenant Governor



David C. Ogden, Mayor

## Richfield City Corporation

75 East Center • P.O. Box 250 • Richfield, Utah 84701 • Telephone: (435) 896-6439 • FAX (435) 896-6512

Received  
SEP 17 2015  
Richfield City  
Municipal Office

September 15, 2015

Re: Annexation for D. Curtis Enterprises, LTD

To whom it may concern:

The Richfield City Council recently adopted Ordinance 2015-4 annexing property owned by D. Curtis Enterprises, LTD into the corporate boundaries of Richfield City. This annexation complied with all of the requirements set forth in Utah Code Title 10 Chapter 2, governing annexations.

As per Utah Code §10-2- 425 this annexation, including a final entity map, is being filed with your office, the Lieutenant Governor's office, for the issuance of a Certificate of Annexation.

Should you have any further questions, please contact me at the number shown above.

Sincerely,

Michele Jolley  
Richfield City Recorder

### Council Members

Kevin Arrington • Richard L. Barnett • Bryan L. Burrows • Kathy Christensen • Connie Nielson

### Officers

Matthew Creamer, City Administrator • Michael Langston, Finance Director • Michele Jolley, Recorder  
Chamberlain and Associates, Attorneys

**AMENDED ARTICLES OF INCORPORATION  
OF THE  
CITY OF RICHFIELD**

Pursuant to the provisions of the "Utah Municipal Code," the City of Richfield in Sevier County, Utah acting by its Mayor and approved by the City Council, hereby amends its original Articles of Incorporation, dated the 22<sup>nd</sup> day of February, 1878, and states the following as its Amended Articles of Incorporation:

1. The name of the municipality is the City of Richfield; also know as Richfield City Corporation.
2. The geographical description of the properties being annexed to the City of Richfield is as follows:

**Description**

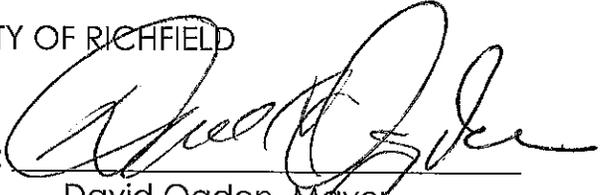
BEG AT A POINT ON WEST LINE OF ST HWY R/W 11.53 CH 3 IF BW CIR SEC 1 T24S R3W SLM, THENCE N 88° W 1.72 CHS N 10.27 CH S 88° E 5.70 CH M/L TO W LINE OF SD ST HWY R/W SWLY ALG AS R/W TO POB. AREA 3.79 AC TAX PARCEL #4-292-40

BEG 1.20 CH S OF NE COR SEC 2 T24S R3W SLM TH E 0.50 CH S 10.25 CH N 88° W 5 CH N 10.25 CH S 88° W 4.50 CH TO BEG. AREA 5.01 AC TAX PARCEL #4-293-45

3. The City of Richfield is a "City of the Fifth Class" as defined by § 10-2-301, Utah Code Annotated, having a population of more than 1,000 inhabitants, but less than 10,000 inhabitants.

Dated this 8 day of September, 2015.

CITY OF RICHFIELD

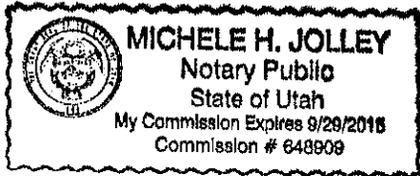
By: 

David Ogden, Mayor

STATE OF UTAH            )  
                                      : ss  
COUNTY OF SEVIER        )

David Ogden, being first duly sworn upon oath, deposes and says; that I am the Mayor of the City of Richfield City and the foregoing Amended Articles of Incorporation of the City of Richfield City and the foregoing Amended Articles of Incorporation of the City of Richfield City are truthful and accurate to the best of my knowledge and information.

Subscribed and sworn to before me this 8 day of September, 2015.



*Michele H. Jolley*  
\_\_\_\_\_  
Notary Public

**ORDINANCE NO. 2015-4**  
ORDINANCE ANNEXING SPECIFIC  
PROPERTY TO RICHFIELD, UTAH

WHEREAS, a majority of the owners of certain real property described below, desire to annex such real property to Richfield, Utah, said owner, D. Curtis Enterprises, LTD; and

WHEREAS, said real property consists of approximately 8.80 acres and lies contiguous to the corporate boundaries of Richfield, Utah; and

WHEREAS, said owners have caused a petition to be filed with the City Recorder together with an accurate plat of the real property which was made under the supervision of a licensed surveyor; and

WHEREAS, Richfield City Council accepted the petition for annexation; and within 30 days the City Recorder reviewed the petition and certified that the petition meets the requirements for annexation as provided by Utah State Law (Subsections 10-2-408(2), (3), and (4)); and

WHEREAS, a notice was published once a week for three successive weeks, beginning no later than ten days after receipt of the notice of certification, in a newspaper of general circulation the area proposed for annexation and the unincorporated area within half mile of the area proposed for annexation as provided by Utah State Law (Subsection 10-2-406); and

WHEREAS, within 20 days of receipt of the notice of certification, written notices were mailed to the affected entities as provided by Utah State Law (Subsections 10-2-406(1) (b)); and

WHEREAS, no protests to the annexation petition were filed during the period specified;

NOW, THEREFORE, pursuant to Section 10-2-407, Utah Code, the City Council of Richfield, Utah, hereby adopts and passes the following:

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

ORDINANCE 2015-4 ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF RICHFIELD, UTAH.

The real property more particularly described in Paragraph 1, below, is hereby annexed to Richfield, Utah and the corporate limits of Richfield, Utah, are hereby extended accordingly.

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

BEG AT A POINT ON WEST LINE OF ST HWY R/W 11.53 CH 3 IF BW CIR SEC 1 T24S R3W SLM, THENCE N 88° W 1.72 CHS N 10.27 CH S 88° E 5.70 CH M/L TO W LINE OF SD ST HWY R/W SWLY ALG AS R/W TO POB. AREA 3.79 AC TAX PARCEL #4-292-40

BEG 1.20 CH S OF NE COR SEC 2 T24S R3W SLM TH E 0.50 CH S 10.25 CH N 88° W 5 CH N 10.25 CH S 88° W 4.50 CH TO BEG. AREA 5.01 AC TAX PARCEL #4-293-45

2. The zoning map of Richfield City shall be amended to include the real property described in Paragraph 2. The real property described in Paragraph 2, above, shall be classified as being in manufacturing and distribution (MD), in accordance with the General Plan for Richfield, Utah and provisions of Chapter 10 of the City's Land Use Management and Development Code and Section 10-9-406(1) of the Utah Code Annotated, 1953, as amended.

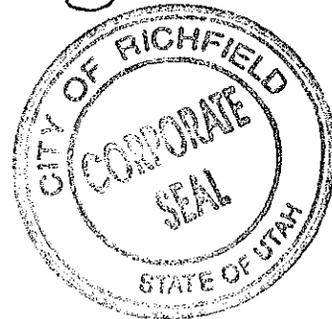
3. A certified copy of this Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Sevier County, Utah by the City Recorder.

4. This Ordinance shall become effective upon adoption and passage by the City Council. A copy of the Ordinance and plat shall be deposited in the Office of the City Recorder.

ADOPTED AND PASSED by the City Council of Richfield, Utah, this 12<sup>th</sup> day of May, 2015.

RICHFIELD CITY  
A Utah Municipal Corporation  
By *David Ogden*  
David Ogden, Mayor

ATTEST:  
*Michele H. Jolley*  
Michele H. Jolley, Recorder



(S E A L)

	<u>AYE:</u>	<u>NAY:</u>
Councilmember Kevin Arrington	<u>✓</u>	_____
Councilmember Richard Barnett	<u>✓</u>	_____
Councilmember Bryan Burrows	<u>✓</u>	_____
Councilmember Kathy Christensen	<u>✓</u>	_____
Councilmember Connie Nielson	<u>✓</u>	_____

# DP Curtis Enterprises LTD Annexation

LOCATED IN SECTIONS 1 & 2, TOWNSHIP 24 SOUTH, RANGE 3 WEST,  
SALT LAKE BASE AND MERIDIAN  
RICHFIELD CITY, SEVIER COUNTY, UTAH  
2015

NORTHEAST  
CORNER, SECTION 2  
FOUND 1989 CAP

1300 SOUTH & I-70 ACCESS ROAD

350 WEST

1500 SOUTH

HIGHWAY 118



- LEGEND**
- ANNEXATION BOUNDARY LINE
  - - - SECTION LINE
  - EXISTING CITY BOUNDARY
  - EXISTING FORCE MAIN
  - EXISTING 15" DRAINAGE CAP
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**RESOLUTION NO. 2015-2**

A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF CERTAIN REAL PROPERTY UNDER THE PROVISIONS OF SECTIONS 10-2-403 AND 10-2-405, UTAH CODE ANNOTATED, 1953, AS AMENDED.

WHEREAS, on the 6 day of February, 2015 the owner of certain real property, Dent Curtis, petitioner, filed a petition with the city recorder of Richfield City, Sevier County, State of Utah requesting that such property be annexed to the corporate boundaries of Richfield City; and

WHEREAS, said petition contains the signatures of the owners of private real property that is: 1) located within the area proposed for annexation; 2) covers a majority of the private land area within the area proposed for annexation; and 3) is equal in value to at least one-third of the value of all the private real property within the area proposed for annexation; and

WHEREAS, the petitioners certify that said property proposed for annexation lies contiguous to the present boundaries of Richfield City and the petitioners have caused an accurate plat or map of the real property proposed for annexation to be prepared by a licensed surveyor and have filed said plat or map with the city recorder; and

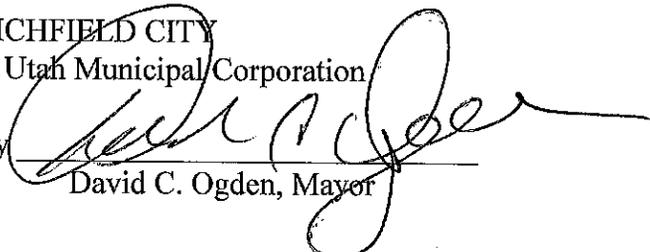
WHEREAS, said petition appears to comply with all of the requirements of Section 10-2-402 and 403, Utah Code Annotated, 1953, as amended.

NOW THEREFORE, BE IT RESOLVED by the City Council of Richfield City, Sevier County, State of Utah, that the Annexation Petition, attached hereto as Exhibit A is hereby accepted for further consideration under the provisions of Utah State Annexation Law and is hereby referred to the city recorder for review pursuant to Section 10-2-405(2), Utah State Code Annotated, 1953, as amended.

BE IT FURTHER RESOLVED that this resolution shall become effective upon adoption.

ADOPTED AND PASSED by the City Council this 10<sup>th</sup> day of February, 2015.

RICHFIELD CITY  
A Utah Municipal Corporation

By   
David C. Ogden, Mayor

ATTEST:

  
Michele Jolley, Recorder

( S E A L )

	<u>AYE:</u>	<u>NAY:</u>
Councilmember Kevin Arrington	<u>Absent</u>	_____
Councilmember Richard Barnett	<u>✓</u>	_____
Councilmember Bryan Burrows	<u>✓</u>	_____
Councilmember Kathy Christensen	<u>✓</u>	_____
Councilmember Connie Nielson	<u>✓</u>	_____

Petition for Annexation #201~~A~~<sup>S</sup>-2  
of Territory  
To Richfield City, Utah

TO THE COUNCIL OF RICHFIELD CITY:

We the undersigned owners of certain real property lying contiguous to the present municipal limits of Richfield City, hereby submit this *Petition for Annexation* and respectfully represent the following:

1. That this petition is made pursuant to the requirements of Section 10-2-403, Utah Code Annotated, 1953, as amended (U.C.A.);
2. That the property subject to this petition is a contiguous, unincorporated area contiguous to the boundaries of Richfield City and the annexation thereof will not leave or create an unincorporated island or peninsula;
3. That the signatures affixed hereto are those of the owners of private real property that:
  - a. Is located within the area proposed for annexation;
  - b. Covers a majority of the private land area within the area proposed for annexation;
  - c. Is equal in value to at least 1/3 of the value of all private real property within the area proposed for annexation; and
  - d. Is described as follows:

The property subject of this petition lies contiguous to the present boundary of Richfield City's corporate limits (describe approximate location) 1300 So to 1500 So and SR 118 to 350 West

and more particularly described as follows

(legal description): BEG AT PT ON W LINE OF ST HWY R/W 11.53 CH S & 2.22 CH E OF NW COR SEC 1 T24S R3W SLM N 88° W 1.72 CH S N 10.27 CH S 88° E 5.70 CH M/L TO W LINE OF SD ST HWY R/W SWLY ALG SD R/W TO POB AREA 3.79 AC #4-292-40  
BEG 1.20 CH S OF NE COR SEC 2 T24S R3W SLM TH E 0.50 CH S 10.25 CH N 88° W 5 CH N 10.25 CH S 88° W 4.50 CH TO BEG AREA 5.01 ACRES 4-293-46

4. That up to five (5) of the signers of this petition have been designated as sponsors, one of whom is designated as the AContact Sponsor®, with the mailing address of each sponsor being indicated;
5. That this petition does not propose annexation of all or a part of an area proposed for annexation in a previously filed petition that has not been denied, rejected or granted;
6. That this petition does not propose annexation of an area that includes some or all of an area proposed to be incorporated in a request for a feasibility study under Section 10-2-103 U.C.A. or a petition under Section 10-2-125 U.C.A. if:
  - a. The request or petition was filed before the filing of the annexation petition; and

- b. The request, a petition under Section 10-2-109 based on that request, or a petition under Section 10-2-125 is still pending on the date the annexation petition is filed;
- 7. That the petitioners have caused an accurate plat or map of the above-described property to be prepared by a licensed surveyor, which plat or map is filed herewith; and
- 8. That the petitioners request the property, if annexed, to be zoned CG.
- 9. That the petitioners agree to deposit with the City, canal water stock equal to one (1) share per acre in acceptable water companies as defined in the annexation policy of Richfield City.

**WHEREFORE**, the petitioner(s) hereby request that this petition be considered by the governing body at its regular meeting, or as soon thereafter as possible; that a resolution be adopted as required by law accepting this Petition for Annexation for further consideration; and that the governing body take such steps as required by law to complete the annexation herein petitioned.

DATED this 6 day of February, 2014.5

**PETITIONER(S): (name(s) as it/they appear(s) on county tax roles):**

**ADDRESS / TELEPHONE NO (contact sponsor only):**

CS: \_\_\_\_\_

\_\_\_\_\_

**Printed name of Owner(s)**

**Signature of Owner(s)**

S: [Signature]

\_\_\_\_\_

S: DEPT P CNTYS

[Signature]

S: \_\_\_\_\_

\_\_\_\_\_

S: \_\_\_\_\_

\_\_\_\_\_

CS - Contact Sponsor

S - Sponsor

(Attach additional sheets if necessary)

<u>RECORD OWNER</u>	<u>NO. OF ACRES</u>	<u>ASSESSED VALUE</u>	<u>SEVIER CO. TAX NUMBER</u>
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