

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 CITY OF WENDOVER, dated June 2nd, 2016, 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 the CITY OF WENDOVER, located in Tooele County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 17th day of August, 2016 at Salt Lake City, Utah.

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

SPENCER J. COX
Lieutenant Governor



Received

AUG 12 2016

Spencer J. Cox
Lieutenant Governor

August 12, 2016

Lieutenant Governor's Office
State Capital Complex East Building, Suite 220
P.O. Box 142220
Salt Lake City, Utah 84114

Re: City of Wendover – Notice of Annexation

Lieutenant Governor's Office,

Having received your letter dated June 20, 2016, a copy of which is enclosed, the City of Wendover has complied with the laws which govern the annexation of property into the corporate boundaries of the City. Please be advised that the City of Wendover has recently adopted an Annexation Ordinance annexing real property into its corporate boundaries. Pursuant to the provisions of §10-2-425 Utah Code Ann., I have enclosed the following for your review: (1) A certified Copy of Ordinance Annexing dated June 2, 2016, (2) Notice of Impending Boundary Action and (3) a copy of the Annexation Plat.

We are requesting that your Office issue a Certificate of Annexation regarding this matter. If you require any additional information, please let me know.

Sincerely,

Joel Linares
Wendover City Attorney

**CITY OF WENDOVER
NOTICE OF IMPENDING BOUNDARY ACTION**

The Honorable Spencer J. Cox
Lieutenant Governor of the State of Utah
Utah State Capitol Complex
P.O. Box 14235

Pursuant to the provisions of Utah Code Ann. §10-2-425 the Wendover City Council hereby gives notice to the Lieutenant Governor of the State of Utah, that the boundaries of the City of Wendover, a municipal corporation of the State of Utah, have been changed through the annexation of approximately 10.01877 acres of property into the corporate limits of the City of Wendover. The property annexed is located in Tooele County, State of Utah and is described as follows:

SALT LAKE MERIDIAN, UTAH T. 1 S., R. 19W., SEC. 7, LOT 7. CONTAINING 10 ACRES, MORE OR LESS.

T.1S.,R.19W.,Sec 7, Lot 7. SLB&M. Better described: Beginning at the Southwest corner of Section 7 Township 1 South, Range 19 West Salt Lake Base and Meridian on a line N 89°59'22" E 1094.993' to the Point of Beginning, thence N00°02'24"E 660.111' to a point thence S89°58'46"E 661.141' to a point thence S00°01'57"W 659.997' to a point thence N89°59'22"W 661.228' to the point of beginning containing 436,418 sq/ft., 10.01877 acres more or less.

Parcel No. 04-118-A-0013

Accompanying this Notice is a certified copy of the Ordinance that effectuated this annexation and boundary change, together with a plat prepared by a licensed surveyor which has been approved by the Wendover City Council, together with evidence showing that this annexation plat has been recorded with the Tooele County Recorder and filed with the Tooele County Surveyor.

Pursuant to Utah Code Ann. §26-8a-414, the Wendover City Council certifies that Wendover City does not provide ambulance or paramedic services within its corporate limits and therefore does not desire to provide such services to the property annexed into Wendover City.

I hereby certify that the Wendover City Council has completed all of the legal requirements necessary to effectuate this annexation and boundary change.

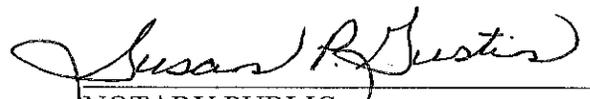
Dated this 19th day of April, 2016.

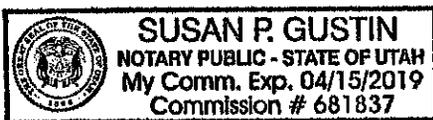
WENDOVER CITY COUNCIL


By Joe Linares
Wendover City Attorney

STATE OF UTAH)
 :SS
COUNTY OF TOOELE)

On this DATED this 12th day of August, 2016, personally appeared before me, the undersigned notary, JOEL LINARES, the signer of the foregoing instrument, who acknowledged to me that he did execute the same.


NOTARY PUBLIC



CITY OF WENDOVER
ORDINANCE 2016-02

**AN ORDINANCE FOR THE CITY OF WENDOVER, A MUNICIPAL CORPORATION
OF THE STATE OF UTAH, ANNEXING INTO ITS CORPORATE CITY LIMITS
10.01877 ACRES OF REAL PROPERTY LOCATED ADJACENT TO THE NORTH
BOUNDARY OF THE CITY OF WENDOVER.
(Cemetery)**

WHEREAS, the City of Wendover City Council has received and considered a petition for the annexation of 10.01877 acres of real property located directly north of the City boundary, property owned by the City to which is the City of Wendover's Cemetery; and

WHEREAS, no protests of the annexation petition have been filed; and

WHEREAS, the City of Wendover City Council has conducted a public hearing on this proposed annexation, after proper notice and has considered any comments made at the public hearing; and

WHEREAS, the City of Wendover City Council finds that this annexation petition will promote the best interests of the City, including the health, safety and welfare of its residents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF WENDOVER CITY COUNCIL, that the Annexation Petition dated October 22, 2016, and filed by the City of Wendover is hereby granted. The following described real property located in Tooele County, State of Utah is hereby annexed into the corporate boundaries of the City of Wendover, a municipal corporation of the State of Utah and the inhabitants and property owners thereof shall enjoy all of the privileges of the City of Wendover upon the effective date of this ordinance:

SALT LAKE MERIDIAN, UTAH T. 1 S., R. 19W., SEC. 7, LOT 7. CONTAINING 10 ACRES, MORE OR LESS.

T.1S.,R.19W.,Sec 7, Lot 7. SLB&M. Better described: Beginning at the Southwest corner of Section 7 Township 1 South, Range 19 West Salt Lake Base and Meridian on a line N 89°59'22" E 1094.993' to the Point of Beginning, thence N00°02'24"E 660.111' to a point thence

S89°58'46"E 661.141' to a point thence S00°01'57"W 659.997' to a point thence N89°59'22"W 661.228' to the point of beginning containing 436,418 sq/ft., 10.01877 acres more or less.

Parcel No. 04-118-A-0013

The appropriate City Officers are hereby authorized and directed to execute the annexation plat that was presented as a part of the annexation petition and within 30 days of the enactment of this ordinance, send notice of this annexation to each affected entity including the Tooele County Commissioners, Tooele County School District, and Tooele County Boundary Commission, has been record with the Tooele County Recorder a certified copy of this ordinance together with the annexation plat and file with the Lieutenant Governor of the State of Utah a certified copy of this ordinance, a copy of the approved annexation plat with evidence that it was recorded by the Tooele County Recorder and filed with the Tooele County Surveyor in accordance with Utah Code Ann. §17-23-17, together with the required certification and written notice of the adoption of this ordinance. Also in accordance with Utah Code Ann. §10-1-116 the appropriate City Officers shall provide notice of this annexation to the State Tax Commission accompanied with a copy of this ordinance, a copy of the annexation plat with evidence that the plat was recorded by the Tooele County Recorder and the required Certification of the City of Wendover City Council.

This Ordinance shall take effect upon the date of the Lieutenant Governor's issuance of a certificate of annexation under Utah Code Ann. §10-2-425(5)(b), provided a short summary of this ordinance has been published in a newspaper of general circulation within the City of Wendover, as provided for by law.

IN WITNESS WHEREOF, this Ordinance was passed by the City of Wendover City Council this 2nd day of June, 2016.

CITY OF WENDOVER CITY COUNCIL

CITY OF WENDOVER CITY COUNCIL


By Mike Crawford

ATTEST


Devan Clevenger – Recorder/Clerk
Wendover City

(SEAL)

Date of Posting 6/9/2016

FINAL LOCAL ENTITY PLAT FOR ANNEXATION OF THE WENDOVER CITY CEMETERY TO THE CITY OF WENDOVER

THIS PROPERTY IS LOCATED IN SECTION 7,
TOWNSHIP 1 SOUTH, RANGE 19 WEST,
SALT LAKE BASE AND MERIDIAN
CITY OF WENDOVER, TOOELE COUNTY, UTAH

U.S.A. BUREAU OF LAND MANAGEMENT

S89°58'46"E 661.141'

GOVT LOT 7
OF SECTION 7
PER SUPPLEMENTAL PLAT
ACCEPTED MARCH 5, 1990

WENDOVER CITY CEMETERY

CITY OF WENDOVER
PATENT No. 43-2012-0001 FROM U.S.A.
RECORDED 11-15-2011 AS EN 362629
SN UTU-66588-02

436,418 SQ. FT.
10.01877 ACRES, M/L

N89°59'22"W 661.228'(C/SPM)

SECTION LINE N89°59'22"W 1756.221' (C) SE COR S7 TO SW COR S7
NOTE: THE LAND ADJOINING THE SOUTH AND EAST BOUNDARIES OF THE CEMETERY WAS ANNEXED INTO THE CITY OF WENDOVER BY CITY ORDINANCE RECORDED DEC. 31, 1981 AS EN 348440, BOOK 199, PAGE 480-484.

SK HART ENGINEERING, LLC
PARCEL No. 1-252-31

LEGEND: typical abbreviations are:

- ◆ ...indicates a "General Land Office" monument established by the U. S. Surveyor General's Office (B.L.M.).
- ⊙ ...indicates a found Tooele County Surveyor's brass cap monument.
- ...indicates a #5 rebar and 2" diameter flat aluminum cap stamped PLS 152050 RICHARDSON SURVEYING, INC. set for boundary marker.
- (C)...indicates a calculation of this survey.
- (C/INV)...indicates a calculation by Inverse.
- (M)...indicates a measurement of this survey.
- (SPM)...indicates Single Proportionate Measurement.
- (R)...indicates a public agency record dimension.
- M/L...more or less
- XX ... indicates an existing fence

SURVEYOR'S CERTIFICATE
I, Joseph Don Richardson, a Professional Land Surveyor licensed under Title 58, Chapter 22, Professional Engineers and Professional Land Surveyors Licensing Act, holding license No. 152050, do hereby certify that a final local entity plat, in accordance with Section 17-23-20, was made by me and shown hereon is a true and correct representation of said Final Local Entity Plat.



CEMETERY PROPERTY DESCRIPTION
PER PATENT No. 43-2012-0001 FROM THE UNITED STATES OF AMERICA, Serial No. UTU-66588-02, RECORDED 11/15/2011 AS EN 362629, TOOELE CO. UTAH; "Salt Lake Meridian, Utah, T. 1 S., R. 19 W. Sec. 7, lot 7. Containing 10 Acres, more or less."

NARRATIVE
The purpose of this survey is to set rebar & cap monuments at the corners of Government Lot 7, Section 7, Township 1 South, Range 19 West, Salt Lake Base and Meridian. This map is also intended to serve as a Final Local Entity Plat for the annexation of the Wendover City Cemetery property to the City of Wendover.
The basis of bearing of this survey is geodetic north as determined by OPUS measurements on the Witness Corner to the Southeast Corner of said Section 7. Trimble software and Trimble 4700 GPS measuring devices were used to measure the lines of this survey and to determine the latitude and longitude coordinates shown on this map.
Sequentially, this survey is also dependent upon the intent of the following documents and associated field notes and records:

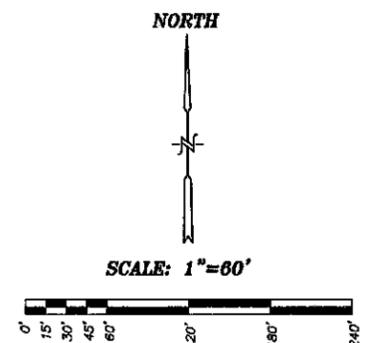
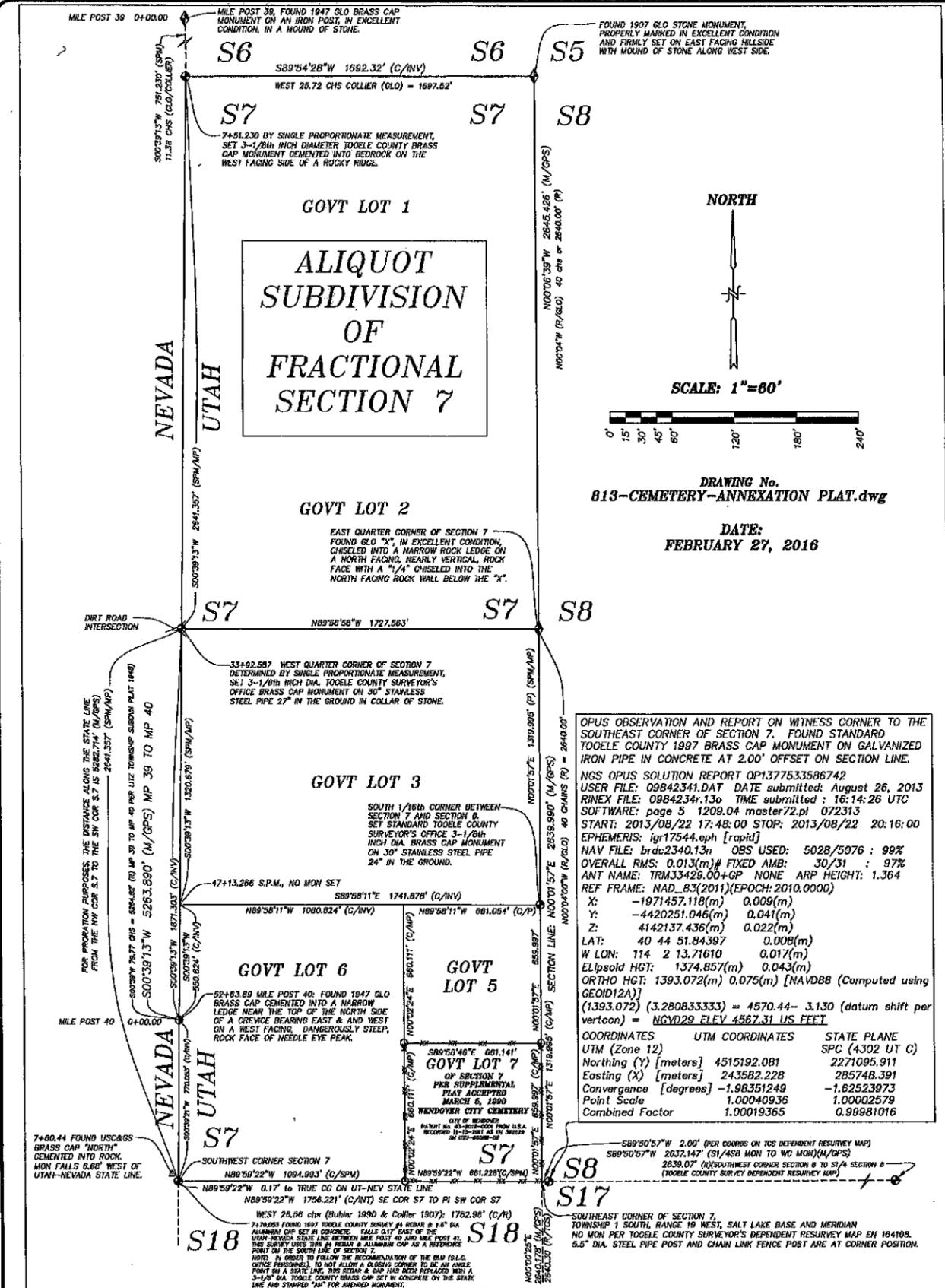
1. The official notes and plat of the resurvey of the Nevada-Utah State Line and subdivision of Township 33 North, Range 70 East, Mount Diablo Base and Meridian, dated August 13, 1948, surveyed by G. Marvin Litz of the Nevada GLO office as the controlling record for the Nevada-Utah State Line. Said Line is monumented on the ground by Mile Post 39 (a GLO brass cap monument stamped 1947); thence to Mile Post 40 (a brass cap monument stamped 1947); thence to Mile Post 41 (a 5/16" PK nail in the private asphalt driveway of the Nugget Casino property); thence through a Witness Corner on said State Line (the USC&GS brass cap "SOUTH") to Mile Post 42 (a GLO brass cap monument) as depicted hereon.
 2. The official plat of the subdivision of T. 1 S., R. 19 W., Salt Lake Base & Meridian, dated January 21, 1909, surveyed by Robert E. L. Collier of the Utah GLO office for the closing corners on the Utah-Nevada State Line as depicted hereon.
 3. The Bureau of Land Management plat dated March 5, 1990, signed by Donald A. Buhler, depicting the subdivision of original Lot 4, said Section 7, into three Lots numbered 5, 6, and 7. According to the personnel of the BLM office in Salt Lake City, last said BLM plat was an "office exercise only", and did not include any field work to establish monuments on the ground to mark the corners of said Lot 7 which became the Wendover City Cemetery.
 4. The Tooele County Surveyor's Office STATE COORDINATE & DEPENDENT RESURVEY of Portions of Township 1 South, Range 19 West, Salt Lake Base and Meridian by Donald J. Rosenberg dated 5 December 1997 and recorded Dec. 8, 1977 as EN 164108, Book 482 Page 19 of the Tooele County Recorder's Office, and Tooele County Surveyor's Office the sheets for individual corner monuments.
 5. This survey is dependent upon Tooele County Survey Record of Survey Map (AREA REFERENCE PLAT) drawing no. 2014-0055-01.wsp, SHEET 2, filed at the Tooele County Recorder's Office and associated PLSS Corner Monument Records dated 22 JANUARY 2015 and filed at the Tooele County Recorder's Office.
 6. This plat is dependent upon that certain record of survey map filed 13 February 2015 as T.C.S. #2015-0008.
- The lines depicted on this plot show the monuments recovered, restored, or rehabilitated after consultation with officers of the BLM and at the direction and convenience of the Tooele County Surveyor's Office. Some information and records of monuments established by private sector surveyors have been noted hereon as necessary.

NOTES:
1. The information hereon is subject to and conditional upon easements, rights-of-way, codes, covenants, conditions, agreements, obligations, restrictions of record, historical use, and according to the exceptions as detailed by the owners' records and subsequent title insurance policies which are hereby made a part of this survey. This survey is subject to any facts, conflicts or discrepancies which would be disclosed by the details of a correct title insurance policy.
2. This survey does not include location nor evaluation of hazardous, deleterious, nor environmental conditions which may exist due to the forces of nature or by reason of the location of this property in or near such hazardous, deleterious or environmental conditions, whether man-made or natural. This survey does not include location nor evaluation of mineral rights, water rights nor water facilities. The obvious use of Lot 7 as a Cemetery is hereby noted.

Copyright 2016

TOOELE COUNTY RECORDER

RECORDED ENT: 426,739
DATE: March 29 2016
FILED BY: [Signature]
COUNTY OF TOOELE, STATE OF UTAH
FILED AT THE REQUEST OF: Wendover City
FEE: \$10.00 [Signature]
TOOELE COUNTY RECORDER



DRAWING No. 813-CEMETERY-ANNEXATION PLAT.dwg
DATE: FEBRUARY 27, 2016

OPUS OBSERVATION AND REPORT ON WITNESS CORNER TO THE SOUTHEAST CORNER OF SECTION 7. FOUND STANDARD TOOELE COUNTY 1997 BRASS CAP MONUMENT ON GALVANIZED IRON PIPE IN CONCRETE AT 2.00' OFFSET ON SECTION LINE.
NGS OPUS SOLUTION REPORT OPI377533586742
USER FILE: 09842341.DAT DATE submitted: August 26, 2013
RINEX FILE: 0984234r.13o TIME submitted: 16:14:26 UTC
SOFTWARE: page 5 1209.04 master72.pl 072313
START: 2013/08/22 17:48:00 STOP: 2013/08/22 20:16:00
EPHEMERIS: igr17544.eph [rapid]
NAV FILE: brdc2340.13n OBS USED: 5028/5076 : 99%
OVERALL RMS: 0.013(m) # FIXED ANTS: 30/31 : 97%
ANT NAME: TRM33428.00+GP NONE ARP HEIGHT: 1.364
REF FRAME: NAD_83(2011)(EPOCH:2010.0000)
X: -1971457.118(m) 0.009(m)
Y: -4420251.046(m) 0.041(m)
Z: 4142137.436(m) 0.022(m)
LAT: 40 44 51.84397 0.008(m)
W LON: 114 2 13.71610 0.017(m)
ELipsoid HGT: 1374.857(m) 0.043(m)
ORTHO HGT: 1393.072(m) 0.075(m) [NAVD88 (Computed using GEOID12A)]
(1393.072) (3.280833333) = 4570.44 - 3.130 (datum shift per vertcon) = NGVD29 ELEV 4567.31 US FEET
COORDINATES UTM COORDINATES STATE PLANE
UTM (Zone 12) SPC (4302 UT C)
Northing (Y) [meters] 4515192.081 2271095.911
Easting (X) [meters] 243582.228 285748.391
Convergence [degrees] -1.98351249 -1.82523973
Point Scale 1.00040936 1.00002579
Combined Factor 1.00019365 0.99981016

BY:
RICHARDSON SURVEYING, INC.
3448 SOUTH 100 WEST
BOUNTIFUL, UTAH 84010
(801) 298-1615
email: rsurvey@gmail.com

FOR:
CITY OF WENDOVER
P.O. BOX 430
WENDOVER, UTAH 84083

NOTE:
THIS FINAL LOCAL ENTITY PLAT IS INTENDED TO SUPPORT THE INTENT OF THAT CERTAIN CITY OF WENDOVER ORDINANCE NO. 2016-01 PASSED BY THE CITY OF WENDOVER CITY COUNCIL DATED 7 JANUARY 2016.

ACCEPTANCE BY LOCAL ENTITY
CITY OF WENDOVER CITY COUNCIL
APPROVED THIS 11 DAY OF March, 2016
[Signature]
CHAIRPERSON, CITY OF WENDOVER CITY COUNCIL

MAYOR OF CITY OF WENDOVER
APPROVED THIS 17 DAY OF March, 2016
[Signature]
MAYOR OF CITY OF WENDOVER
[Signature]
ATTEST: CITY RECORDER

TOOELE COUNTY SURVEYOR'S OFFICE
APPROVED THIS 25 DAY OF March, 2016
[Signature]
STEVEN J. DALE, P.L.S.
CONTRACT COUNTY SURVEYOR