

STATE OF UTAH

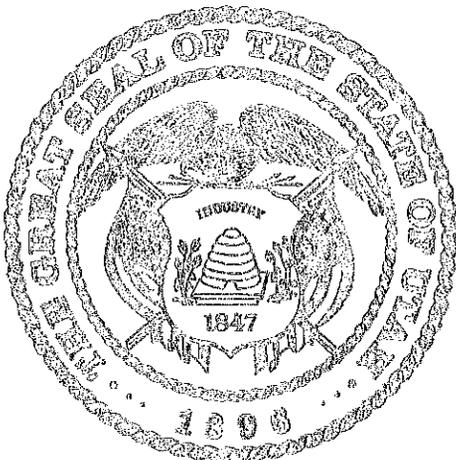


OFFICE OF THE LIEUTENANT GOVERNOR

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 MANTI CITY, dated March 16<sup>th</sup>, 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 MANTI CITY, located in Sanpete County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 14<sup>th</sup> day of April, 2016 at Salt Lake City, Utah.

SPENCER J. COX  
Lieutenant Governor

*Mayor*  
KORRY L. SOPER

*Administrator*  
KENT BARTON

*Treasurer*  
MICHELLE FRANKS



**MANTI**  
CITY *Feels Like Home.*

*City Council*  
GARY E. CHIDESTER  
DARREN R. DYRENG  
JASON G. MAYLETT  
VAUN D. MICKELSEN  
JASON L. VERNON

*City Attorney*  
RICHARD K. CHAMBERLAIN

April 4, 2016

Honorable Spencer Cox  
Lieutenant Governor  
State of Utah  
350 North State Street, Suite 220  
Salt Lake City, UT 84114

Dear Spencer -

Greetings from Manti! I hope this finds all well with you, Abby and your family.

We have recently gone through the process to annex 200 acres into the Manti City corporate limits including the Sanpete County Jail Complex. Included with this letter are the following documents:

- Annexation Plat
- Annexation Petition
- Annexation Resolution
- Annexation Ordinance
- Manti City Amended Articles of Incorporation

We appreciate the efforts of your office and staff with the review and approval of this application in order that we may record it with Sanpete County as quickly as possible.

Warm regards,

*Kent Barton go.*

Kent Barton  
Administrator  
Manti City

**Petition for Annexation #2016-01  
of Territory  
To Manti City, Utah**

TO THE COUNCIL OF MANTI CITY:

We the undersigned owners of certain real property lying contiguous to the present municipal limits of Manti 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 Manti 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 Manti City's corporate limits (describe approximate location):

*Approximately 39 acres in a triangular area with 800 South Street, 500 West Street and US Highway 89 as the boundaries, along with approximately 150 acres directly across the Highway to the south with the north boundary being US Highway 89 and the west boundary being Serviceberry Road, and more particularly described as follows:*

- *Approximately 13 acres owned by Manti City Creek Waters Users Mutual Association, located between 800 South Street and US Highway 89.*
  - *Approximately 22 acres owned by Lee J. Anderson, located directly south of 800 South and east of 500 West Streets, and bordered on the east by the above-described property owned by the Manti City Creek Water Users Mutual Association.*
  - *Approximately 2 acres owned by K & K Services, located directly south and east of the intersection of 500 West and 800 South streets.*
  - *Approximately 150 acres owned by Manti City, located directly south of US Highway 89 and east of Serviceberry Road, directly across US Highway 89 from the above-described property owned by Manti City Creek Water Users Mutual Association.*
4. That up to five (5) of the signers of this petition have been designated as sponsors, one of whom is designated as the Contact 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 Industrial.

**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 1st day of February 2016.

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

50 S Manti, Manti, UT 84642  
435-835-2401

**CS:** Manti City Corporation



**Printed name of Owner(s)**

**Signature of Owner(s)**

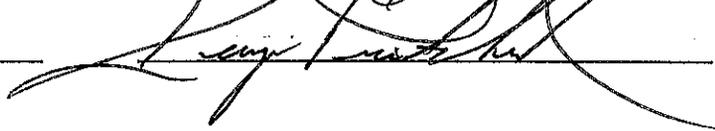
**S:** Lee J. Anderson



**S:** Manti City Creek Water Users Mutual Ass'n



**S:** K & K Services LLC



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

**CS** - Contact Sponsor

**S** - Sponsor

<u>RECORD OWNER</u>	<u>NO. OF ACRES</u>	<u>ASSESSED VALUE</u>	<u>SANPETE CO. TAX NUMBER</u>
Manti City Corp	80.0	Exempt	S-7090
Manti City Corp	70.12	Exempt	S-7092
Lee J. Anderson	23.31	\$287,200	S-7080
MCCWUMA	6.62	\$ 54,714	S-7092X
MCCWUMA	3.83	\$ 11,490	S-7080X2
MCCWUMA	2.453	Exempt	S-7080X
K & K Services	2.0	\$245,750	S-7080X3

**Technical Amendment to Legal Description**  
**RESOLUTION NO. 2016 – 02 – 03**

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 3rd day of February, 2016 the owner of certain real property, *Manti City Corporation, Lee J. Anderson, Manti City Creek Water Users Mutual Association, and K&K Services*, petitioners, filed a petition with the City Recorder of Manti City, Sanpete County, State of Utah requesting that such property be annexed to the corporate boundaries of Manti 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 Manti 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 Manti City, Sanpete 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 3rd day of February, 2016.

MANTI CITY  
A Utah Municipal Corporation

By   
Korry Soper, Mayor

ATTEST:

  
Kent Barton, Recorder  
(SEAL)

The foregoing Resolution was, pursuant to motion made by Councilmember Maylett, and seconded by Councilmember Mickelsen, and adopted by the following vote:

AYE:

Gary Chidester  
Jason Maylett  
Vann Mickelsen

NAY:

None

## ORDINANCE NO. 2016-03-16-1

### AN ORDINANCE AMENDING THE ZONING MAP OF MANTI CITY TO INCLUDE THE ANNEXATION AREA LOCATED ADJACENT TO THE CURRENT CORPORATE BOUNDARIES OF MANTI CITY, UTAH

WHEREAS, on February 1, 2016, Manti City (the "Petitioner"), who owns certain real property adjacent to Manti City, petitioned to annex the real property described below, (the "Property") to the City; and

WHEREAS, the Petitioner owns the majority of the privately owned real property within the area proposed for annexation; and

WHEREAS, all Affected Entities have received notice of the proposed annexation and amendment to the official zoning map; and

WHEREAS, on March 10, 2016 the Manti City Council held a public hearing to receive public input concerning the proposed annexation, which public hearing was properly scheduled and noticed in accordance with Utah law; and

WHEREAS, the area proposed for annexation lies within the City's current Annexation Policy Plan; and

WHEREAS, Manti City, Utah desires to amend the Official Zoning Map of Manti City to include the property within the City's regulatory boundary;

NOW, THEREFORE BE IT ORDAINED by the City Council of Manti City, Utah as follows:

SECTION 1. Official Zoning Map Amended. The Official Zoning Map of Manti City as adopted is hereby amended to include the annexed real property more particularly described below.

The real property which is the subject of this Ordinance is located south of current city boundaries shown on the records of Sanpete County as Parcel No. S-708-3X6 and Parcel No. S-7076, and more particularly described as follows:

Beginning at a point located South 01°08'11" West 1391.43 feet from the Northeast corner of Section 13, Township 18 South, Range 2 East, Salt Lake Base and Meridian; said point being the Northeast corner of the Southeast Quarter of the Northeast Quarter of said Section 13; thence South 01°08'11" West along the East line of said Section 13, 2782.87 feet to the Southeast corner of the Northeast Quarter of the Southeast Quarter of said Section 13; thence North 85°57'30" West along the forty acre line 2611.42 feet to the Southwest corner of the Northwest Quarter of the Southeast Quarter of said Section 13; thence North 00°41'21" East along the quarter section line 655.43 feet to the Southeast corner of Tax Serial

Number 7083x6; thence West along the South line of said Tax Serial Number 7083x6, 960.89 feet to the Southwest corner of said Tax Serial Number 7083x6 and the East right-of-way line of Highway 89; thence North 43°22'00" East along the West line of said Tax Serial Number 7083x6 and the East right-of-way line of Highway 89, 1100.00 feet; thence North 16°48'00" East along the West line of said Tax Serial Number 7083x6 and the East right-of-way line of Highway 89, 55.90 feet; thence North 43°22'00" East along the West line of said Tax Serial Number 7083x6 and the East right-of-way line of Highway 89, 294.53 feet to the North corner of said Tax Serial Number 7083x6 and the quarter section line; thence North 00°44'32" East along said quarter section line 411.62 feet to the Northeast corner of Tax Serial Number 7080x5; thence South 59°25'17" West along the North line of said Tax Serial Number 7080x5, 479.91 feet to the Southwest corner of said Tax Serial Number 7080x5 and a point on the North right-of-way line of a county road; thence along said North right-of-way the following bearings and distances: North 46°38'00" West 220.00 feet; around a 267.00 foot radius curve to the right for a distance of 219.18 feet, said curve having a chord bearing and distance of North 23°06'59" West 213.08 feet; thence North 00°24'03" East along the West line of Tax Serial Number 7080 and the West line of Tax Serial Number 7080x3 and the East right-of-way line of an existing county road, 1013.72 feet to the Northwest corner of Tax Serial Number 7080x3; thence South 89°03'40" East along the North line of Tax Serial Numbers 7080x3, 7080, 7080x2 and 7080x, 1891.16 feet to the Northeast corner of Tax Serial Number 7080x and a point on the West right-of-way line of Highway 89; thence South 43°25'30" West along the East line of said Tax Serial Number 7080x and Tax Serial Number 7080x2 also running along the West right-of-way line of said Highway 89, 746.17 feet to a point on the forty acre line; thence South 87°29'09" East along said forty acre line 1909.99 feet to the point of beginning. Containing 207.62 acres.

Beginning 137.28 feet South and North 89°15'00" West 311.52 feet from the Northeast corner of the Northeast Quarter of the Northeast Quarter of Section 13, Township 18 South, Range 2 East, Salt Lake Base and Meridian; thence South 340.56 feet; thence North 89°30'00" West 311.52 feet; thence North 00°45'00" West 343.20 feet; thence South 89°02'02" East 316.50 feet to the point of beginning. Containing 2.46 acres.

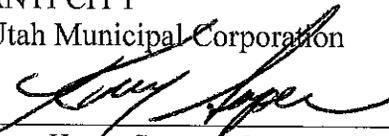
SECTION 2. Designation. The newly annexed area shall be zoned Industrial, with the exception of a 200 foot strip immediately adjacent to and facing US Highway 89 on both sides of the highway, in accordance with the General Plan for Manti, Utah and provisions included in the City's Land Use Ordinance.

SECTION 3. Execution of Documents. The Mayor is hereby authorized to execute AMENDED ARTICLES OF INCORPORATION OF THE CITY OF MANTI CITY and a certification of the Manti City Council that the legal procedures for annexation have been completed.

SECTION 4. Effective Date. This Ordinance shall take effect on March 16, 2016, and the described Annexation shall be effective upon the certification of the Utah Lt. Governor. A copy of the Ordinance and plat shall be deposited in the Office of the City Recorder.

ADOPTED AND PASSED this 16<sup>th</sup> day of March, 2016.

MANTI CITY  
A Utah Municipal Corporation

By   
Korry Soper, Mayor

ATTEST:

  
Kent Barton, Recorder

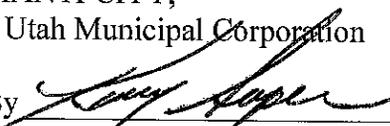
(SEAL)

STATE OF UTAH            )  
  : ss.  
COUNTY OF SANPETE    )

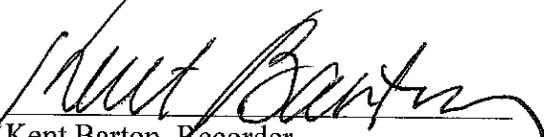
On March 16, 2016, the City Council of Manti City, Utah adopted Ordinance 2016-03-16-1, thereby annexing certain property into Manti City. The city council hereby certifies that it has complied with the requirements of the Utah Code Ann. §10-2-401 et seq. to complete the lawful annexation of the property described and attached hereto as Exhibit A.

DATED this 16<sup>th</sup> day of March, 2016.

MANTI CITY,  
a Utah Municipal Corporation

By   
Korry Soper, Mayor

ATTEST:

  
Kent Barton, Recorder

