

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF DISCONNECTION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of disconnection from WILLARD CITY, dated September 15th, 2008, complying with Section 10-2-507, 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 disconnection, referred to above, on file with the Office of the Lieutenant Governor pertaining to WILLARD CITY, located in Box Elder County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 15th day of November, 2016 at Salt Lake City, Utah.

SPENCER J. COX
Lieutenant Governor

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IN THE FIRST JUDICIAL DISTRICT COURT
BOX ELDER COUNTY,
STATE OF UTAH

DORIS M. SHAW, D. JOY	:	
KIRKHAM, WILLIAM MARSH	:	DECREE OF DISCONNECTION
	:	
Petitioners,	:	
	:	
vs.	:	Civil No. 070100349
WILLARD CITY, A MUNICIPAL	:	Judge Ben H. Hadfield
CORPORATION	:	
	:	
Respondent	:	

Trial in this matter was held August 12, 2008.
Petitioners were represented by William D. Marsh, USB

#2094. Respondent was represented by Kevin McGaha, USB
#7252. The Court heard the testimony of the witnesses
for Petitioners and Respondent, reviewed the exhibits
submitted and considered the various motions, briefs, and
other procedural matters raised by the parties. The
Court having considered the evidence and testimony in
this matter entered its Findings of Fact and Memorandum
Decision on September 15, 2008, and now enters the
following Decree of Disconnection.

IT IS ORDERED:

1. The Disconnected property, as described in Exhibit
"A" attached, is hereby disconnected and separated
from the municipal boundaries of the City of Willard,
and now becomes a part of the unincorporated area of
Box Elder County, State of Utah. It is stipulated
between the parties that any new owners desiring to
re-annex the subject property to Willard City must
meet Willard City requirements to annex prior to re-
annexation.

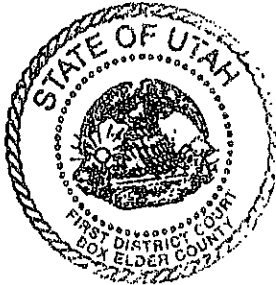
2. Pursuant to Utah Code Ann. §10-2-507(1), a certified copy of this decree and a transparent reproducible copy of the map, which is attached as Exhibit "B", shall be filed by the Clerk of the Court with the Lieutenant Governor upon entry of this Decree.
3. Pursuant to Utah Code Ann. §67-1a-6.5(7), the Lieutenant Governor shall then complete the statutory requirements to certify the disconnection of the Disconnection Property.
4. The City of Willard shall then, pursuant to Utah Code Ann. §10-1-117, and within 30 days after the entry of this Decree, file Amended Articles of Incorporation in the Lieutenant Governor's office and in the Box Elder County Recorder's office meeting the statutory requirements of Utah Code Ann. 10-2-507(2).
5. The Court finds there are no taxes that need to be levied on the Disconnected Property that are required to pay the Disconnected Property's proportionate share of the obligations accrued to the City of

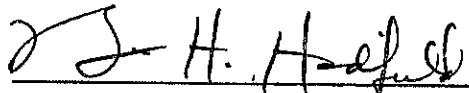
Willard while the Disconnected Property was part of the City of Willard pursuant to Utah Code Ann. §10-2-506(1).

6. Any costs reasonably and actually incurred by the City of Willard in complying with this Decree shall be charged to the Petitioners who shall pay such costs within a reasonable period of time after receiving a detailed invoice from the City of Willard
7. Other than as provided in Paragraph 6, the parties shall each bear their own costs of this action.

DATED this 15 day of September, 2008.

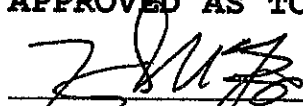
BY THE COURT:





Ben H. Hadfield
First District Court Judge

APPROVED AS TO FORM:

 9-12-08

Kevin McGaha
Attorney for Willard City

EXHIBIT "A"

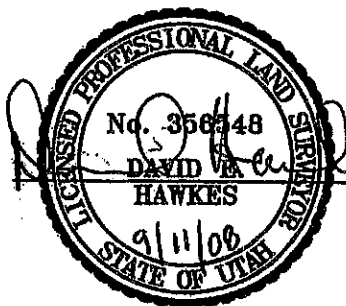
SURVEYORS CERTIFICATE:

I, David E. Hawkes, certify that I am a Professional Land Surveyor holding license number 356548 in accordance with Title 58, Chapter 22, Professional Engineers and Land Surveyors Licensing Act and that a survey of the described tract of land has been completed by me in accordance with Section 17-23-17 and that I have verified all measurements and have placed monuments as shown hereon.

BOUNDARY DESCRIPTION

A parcel of land lying and situate in the northeast quarter of the northeast quarter of Section 35, Township 8 North, Range 2 West, Salt Lake Base and Meridian. Comprising ±34.19 acres of the Merle Clyde Marsh Estate annexed into Willard City, Box Elder County, Utah by that certain "Plat of the Addition to the Corporate Limits of Willard City" recorded August 06, 1968 as Entry 17583H, File of Plats in the office of the Box Elder County Recorder. Basis of Bearing for subject parcel being South 00°36'27" West 5391.25 feet (measured) between the Box Elder County brass cap monument monumentalizing the Northeast corner of said Section 35 and the Box Elder County Surveyors number 5 rebar and plastic cap monumentalizing the Southeast Corner of said Section 35. Subject parcel being more particularly described as follows:

Commencing at the northeast corner of said Section 35, thence South 00°36'27" West 1347.81 feet to the 3" iron pipe, set in concrete, monumentalizing the southeast corner of that particular parcel of land transferred to Joel and Pamela Murray by those certain Warranty Deeds recorded in Book 992, at Page 933 and Book 951, at page 804 of the Box Elder County Records, said point also being the northeast corner of the southeast quarter of the northeast quarter of said Section 35 and the TRUE POINT OF BEGINNING; Thence South 00°36'27" West 729.69 feet coincident with the east line of said Section 35 to a number 5 rebar and cap stamped "PLS 356548" monumentalizing the southeast corner of said "Plat of the Addition to the Corporate Limits of Willard City"; Thence North 87°49'11" West 2007.28 feet coincident with the South line of said "Annexation Parcel" to a point on the east right of way line of U.S. Highway 89; Thence the following two (2) courses coincident with said east right of way,
1) North 18°27'27" West 649.47 feet to the point of beginning of a spiral curve to the right, (F.A. Project No. 126-C, Engineers Station PS 388+69.7);
2) Northerly 90.83 feet along the arc of a 2864.90 foot radius spiral curve to the right, Long Chord Bears North 18°19'09" West 90.79 feet to a number 5 rebar and cap with a yellow plastic cap stamped "PLS 356548" monumentalizing the northwest corner of said "Marsh" parcel and a point on the north line of the south half of the northeast quarter of said Section 35, said point also being the southwest corner of that particular parcel of land transferred to Joel and Pamela Murray by that certain Warranty Deed recorded as Entry 70574, in Book 581, at Page 587 of said County Records;
Thence South 88°45'07" East 2248.26 feet coincident with said "Sixteenth Section Line" and the south line of said "Murray" property to the point of beginning.



SEPT. 11, 2008

