

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 PROVIDENCE CITY, dated July 19, 2019, 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 PROVIDENCE CITY, located in Cache County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 29th day of July 2019 at Salt Lake City, Utah.



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

SPENCER J. COX
Lieutenant Governor



Providence City

15 South Main Street
Providence, UT 84332
(435) 752-9441 ! Fax: (435)753-1586
www.providencecity.com

July 19, 2019

Lieutenant Governor's Office
Utah State Capitol Complex
Suite 220
PO Box 142325
Salt Lake City UT84114-2325
annexations@utah.gov

Lt. Governor Cox:

On July 9, 2019 , the Providence City Council adopted Ordinance 2019-012, an ordinance granting a petition for annexation and annexing the property described below, which is in the general area 505 West 500 South in Providence, adjacent to the southwest boundary of Providence City.

A PART OF THE SOUTHWEST QUARTER OF SECTION 10 AND A PART OF THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 11 NORTH, RANGE 1 EAST OF THE SALT LAKE BASE AND MERIDIAN. BEGINNING AT THE NORTHWEST CORNER OF LOT 4, BLOCK 4, PLAT D, PROVIDENCE FARM LAND SURVEY LOCATED 4882.06 FEET NORTH 89°58'09" EAST AND 219.46 FEET NORTH 01°31'47" EAST AND 492.97 FEET SOUTH 88°19'27" EAST FROM THE NORTHWEST CORNER OF SECTION 16 (BASIS OF BEARING IS THE WEST LINE OF SECTION 16 WHICH BEARS SOUTH 00°15'50" EAST); RUNNING THENCE SOUTH 88°19'27" EAST 627.00 FEET ALONG THE NORTH LINE OF SAID LOT 4 TO THE NORTHWEST CORNER OF COUNTRY GARDEN ESTATES III RECORDED AS ENTRY NO. 813855 IN THE CACHE COUNTY RECORDERS OFFICE, SAID POINT BEING ON THE EXISTING PROVIDENCE CITY CORPORATE LIMITS; THENCE SOUTH 00°48'12" WEST 660.08 FEET ALONG THE WEST LINE OF SAID COUNTRY GARDEN ESTATES III TO THE SOUTH LINE OF SAID LOT 4 AND ALONG SAID EXISTING PROVIDENCE CITY CORPORATE LIMITS; THENCE NORTH 88°19'27" WEST 637.05 FEET ALONG SAID EXISTING PROVIDENCE CITY CORPORATE LIMITS TO THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTH 01°40'33" EAST 660.00 FEET ALONG THE WEST LINE OF SAID LOT 4 TO THE POINT OF BEGINNING. CONTAINING 9.576 ACRES.

This statement certifies that all requirements applicable to the boundary action have been met.

Also included with this statement is a copy of the annexing ordinance and the approved final local entity plat.

If you need additional information, please contact me, email: sbankhead@providence.utah.gov or voice: 435-752-9441.

Sincerely,

Skarlet Bankhead
City Recorder

1
2
3 **Ordinance No. 2019-012**

4 AN ORDINANCE OF PROVIDENCE CITY GRANTING A PETITION FOR ANNEXATION AND ANNEXING
5 THE PROPERTY DESCRIBED IN THE PARCEL LOCATED ADJACENT TO THE SOUTHWEST BOUNDARY
6 OF PROVIDENCE CITY IN THE GENERAL AREA OF 505 WEST 500 SOUTH; PARCEL NO. 02-096-
7 0058; CONTAINING 9.576 ACRES (+/-); AND ASSIGNING THE PROPERTY THE SINGLE-FAMILY
8 HIGH (SFH) LAND USE ZONE.

9 **WHEREAS**, Skarlet Bankhead, the duly appointed and acting City Recorder of Providence City,
10 Cache County, Utah did hereby receive a Petition for Annexation and Plat which was filed with
11 the City by Kathy Fuhriman and Janice Byington, on behalf of Margene Z, Suc TR Low; and
12

13 **WHEREAS**, the legal description for said property is as follows:

14 *A PART OF THE SOUTHWEST QUARTER OF SECTION 10 AND A PART OF THE NORTHWEST*
15 *QUARTER OF SECTION 15, TOWNSHIP 11 NORTH, RANGE 1 EAST OF THE SALT LAKE BASE AND*
16 *MERIDIAN.*
17 *BEGINNING AT THE NORTHWEST CORNER OF LOT 4, BLOCK 4, PLAT D, PROVIDENCE FARM LAND*
18 *SURVEY LOCATED 4882.06 FEET NORTH 89°58'09" EAST AND 219.46 FEET NORTH 01°31'47" EAST*
19 *AND 492.97 FEET SOUTH 88°19'27" EAST FROM THE NORTHWEST CORNER OF SECTION 16 (BASIS*
20 *OF BEARING IS THE WEST LINE OF SECTION 16 WHICH BEARS SOUTH 00°15'50" EAST);*
21 *RUNNING THENCE SOUTH 88°19'27" EAST 627.00 FEET ALONG THE NORTH LINE OF SAID LOT 4*
22 *TO THE NORTHWEST CORNER OF COUNTRY GARDEN ESTATES III RECORDED AS ENTRY NO.*
23 *813855 IN THE CACHE COUNTY RECORDERS OFFICE, SAID POINT BEING ON THE EXISTING*
24 *PROVIDENCE CITY CORPORATE LIMITS; THENCE SOUTH 00°48'12" WEST 660.08 FEET ALONG THE*
25 *WEST LINE OF SAID COUNTRY GARDEN ESTATES III TO THE SOUTH LINE OF SAID LOT 4 AND*
26 *ALONG SAID EXISTING PROVIDENCE CITY CORPORATE LIMITS; THENCE NORTH 88°19'27" WEST*
27 *637.05 FEET ALONG SAID EXISTING PROVIDENCE CITY CORPORATE LIMITS TO THE SOUTHWEST*
28 *CORNER OF SAID LOT 4; THENCE NORTH 01°40'33" EAST 660.00 FEET ALONG THE WEST LINE OF*
29 *SAID LOT 4 TO THE POINT OF BEGINNING. CONTAINING 9.576 ACRES.*
30

31 **WHEREAS**, the Petition was accepted by the Providence City Council for further
32 consideration pursuant to UTAH CODE ANN. § 10-2-405 by Resolution 014-2019 adopted and
33 passed by the City Council on May 14, 2019; and
34

35 **WHEREAS**, Skarlet Bankhead did certify, based on information received from Cache
36 County and in consultation with the Providence City Attorney, that the Petition met the
37 requirement of UTAH CODE ANN. Subsections 10-2-403(3), (4), and (5), and on June 6, 2019, did
38 give Notice to the Providence City Council, the Contact Sponsor for said Petition, and Cache
39 County of Certification; and
40

41 **WHEREAS**, pursuant to UTAH CODE ANN. § 10-2-406, Skarlet Bankhead did give Notice of
42 Certification of Annexation Petition to each affected entity; and
43

44 **WHEREAS**, the Notice of Annexation was published in the Herald Journal on June 8, 15,
45 and 22, 2019; and
46

47 **WHEREAS**, no formal protests to the Petition have been received; and
48

49 **WHEREAS** the Providence City Council advertised and held a public hearing, in
50 accordance with UTAH CODE ANN. § 10-2-407(3)(b), on July 9, 2019; and

1
2 **WHEREAS**, Providence City desires to provide for the health, safety, and welfare, and
3 promote the prosperity, peace and good order, comfort, convenience, and aesthetics of each
4 municipality and its present and future inhabitants and businesses, to protect the tax base, to
5 secure economy in governmental expenditures, to foster the state's agricultural and other
6 industries, to protect both urban and nonurban development, to protect and ensure access to
7 sunlight for solar energy devices, to provide fundamental fairness in land use regulation, and to
8 protect property values in areas that may be considered sensitive, including but not limited to
9 fire danger, slope, soil content, by following its Annexation Policy Plan and its General Plan; and
10

11 **WHEREAS**, Utah Code Ann. § 10-9a-506(1) states that the legislative body of each
12 municipality shall assign a land use zone or a variety thereof to territory to territory annexed to
13 the municipality at the time the territory is annexed; and Providence City Code 10-3-6:A. states
14 that new areas annexed into the City shall be annexed into the City as agricultural, unless
15 otherwise approved by the City Council; and
16

17 **WHEREAS**, the Petitioner is requesting the Single-Family High (SFH) land use zone; and
18

19 **WHEREAS**, specific conditions that apply to the development of the above referenced
20 property have been outlined in the Annexation Agreement approved by Resolution 024-2019,
21 adopted by the Providence City Council on July 9, 2019.
22

23 **THEREFORE, BE IT ORDAINED** that the Providence City Council:
24

25 1. Grants the Petition for Annexation filed by Kathy Fuhriman and Janice Byington,
26 on behalf of Margene Z, Suc TR Low, subject to the conditions described in the Annexation
27 Agreement referenced above; and
28

29 2. The Providence City Corporate limits will be modified to include said property as
30 described above; and
31

32 3. The annexed parcel shall be zoned as Single-Family High (SFH); and
33

34 4. The Providence City Zoning Map shall also be changed to include the property as
35 described and zoned above; and
36

37 5. This Ordinance will become effective immediately upon passage and
38 certification from the Lt. Governor's Office.
39

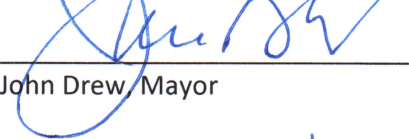
40 Ordinance adopted by vote of the Providence City Council this 9 day of July 2019.
41

42 Council Vote:

43 Allen, Kirk	(X) Yes	() No	() Excused	() Abstained	() Absent
44 Eck, Kristina	(X) Yes	() No	() Excused	() Abstained	() Absent
45 Fresz, Brent	() Yes	(X) No	() Excused	() Abstained	() Absent
46 Giles, Dennis	(X) Yes	() No	() Excused	() Abstained	() Absent
47 Sneddon, Roy	(X) Yes	() No	() Excused	() Abstained	() Absent

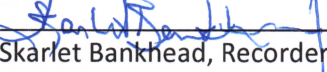
1 Signed by Mayor John Drew this 11 day of July 2019.

2 Providence City

3 
4 _____
5

6 John Drew, Mayor

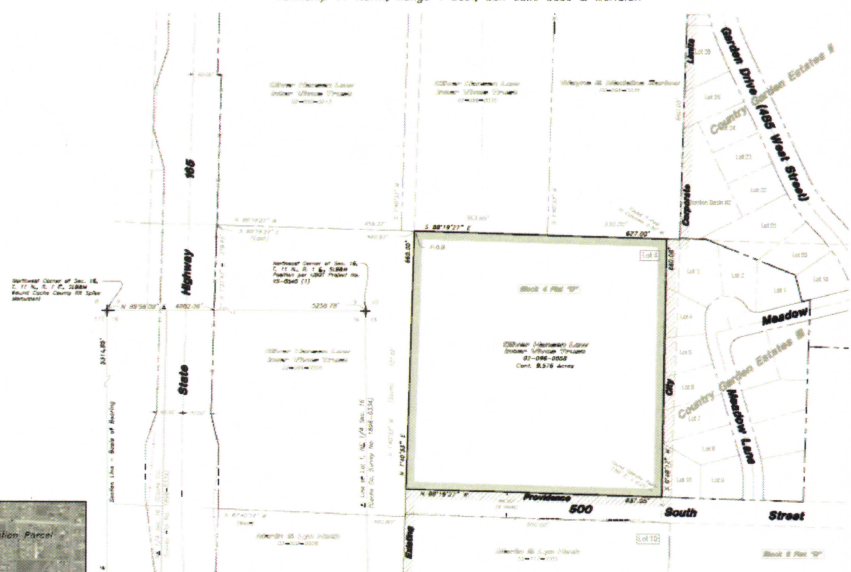
7 Attest:

8 
9 _____
10 Skarlet Bankhead, Recorder



**PLAT OF ADDITION TO
THE CORPORATE LIMITS OF PROVIDENCE CITY
ANNEXATION PLAT ORDINANCE NO. _____**

A Part of the Southwest Quarter of Section 10 and
a Part of the Northwest Quarter of Section 15,
Township 11 North, Range 1 East, Salt Lake Base & Meridian




SURVEYOR'S CERTIFICATE

I, G. Greg Wetherill, do hereby certify that I am a Registered Professional Land Surveyor in the State of Rhode Island in accordance with Title 38, Chapter 22A, of the General Laws of the State of Rhode Island and I have completed a survey of the property described on this plat in accordance with section 17-22-17 and have met all of the requirements, have proper monuments as represented on this plat and that this is a true and accurate copy of the field of work to be annexed into Providence City, Rhode Island.

Dated this _____ day of _____, 2019.

G. Greg Wetherill, P.L.L.
State Land Surveyor License No. 181919



ANNEXATION BOUNDARY DESCRIPTION

A PART OF THE SOUTHWEST QUARTER OF SECTION 10 AND A PART OF THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 11 NORTH, RANGE 1 EAST OF THE SALT LAKE BASE AND MERIDIAN.

BEGINNING AT THE NORTHWEST CORNER OF LOT 4, BLOCK 4, PLAT OF PROVIDENCE PARK (LAND SURVEY LOCATED 8882.00' EAST NORTH 89°00'00" EAST AND 178.48' FEET NORTH 87°17'00" EAST AND 488.48' FEET SOUTH 89°00'00" EAST FROM THE NORTHWEST CORNER OF SECTION 14, QUARTER 14, QUARTER 15, THE WEST LINE OF SECTION 14 WHICH BEGINS SOUTH 67°15'00" WEST 1/4 SECTION 14;

THENCE THENCE SOUTH 89°00'00" EAST BEGINS WEST ALONG THE NORTH LINE OF SAID LOT 4 TO THE NORTHWEST CORNER OF COUNTRY CLUBS ESTATES I BEGINNING AT 89°00'00" WEST BY THE CADING COUNTY RECORDER'S OFFICE, SAID POINT BEING ON THE EXISTING PROVIDENCE CITY CORPORATE LIMITS; THENCE SOUTH 89°00'00" WEST ALONG THE WEST LINE OF SAID COUNTRY CLUBS ESTATES I TO THE SOUTH END OF SAID LOT 4 AND ALONG SAID SECTION 10/20TH STREET TO THE SOUTH LINE OF SAID LOT 4 AND ALONG SAID SECTION 10/20TH STREET TO THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTH 87°17'00" EAST 1882.00' FEET ALONG THE WEST LINE OF SAID LOT 4 TO THE POINT OF BEGINNING, CONTAINING 0.918 ACRES.

LEGEND

- Subdiv. Property Line
- Existing Property Line
- Annex Line
- Existing City Limits
- Proposed Corporate Boundary
- Bound color set by owner
- "S" or "C" Place with Color
- Section Corner

DEPUTY COUNTY SURVEYOR'S CERTIFICATE

I certify that I have examined this plat and find that it is correct and in accordance with the information on file in my office, and further, I make the minimum assurance for annexation plats required by County ordinance and state law.


Deputy County Surveyor _____ Date _____

ACCEPTANCE BY LEGISLATIVE BODY

This is to certify that we, the City Council of Providence City, Providence County, Rhode Island have received a petition signed by a majority of the owners and the owners of all land and hold in case of said property herein, requesting that said parcel be annexed by the City of Providence, Rhode Island and that a copy of the ordinance of resolution has been prepared for filing herewith in accordance with the provisions of said code, considered on 10-11-2018 and that we have examined said ordinance and approved and accept the annexation of the areas as shown on this plat to be a part of said City.

Witness my hand and official seal this _____ day of _____, A.D. 2019.

Approved: _____ City Recorder



Scale 1" = 100'

CADING COUNTY RECORDER

Book No. _____


Page No. _____

Dated for Record and Recording _____, 2019.

At _____ of the City of Providence, Rhode Island.


Recorder _____

County Surveyor _____



Annexation Area

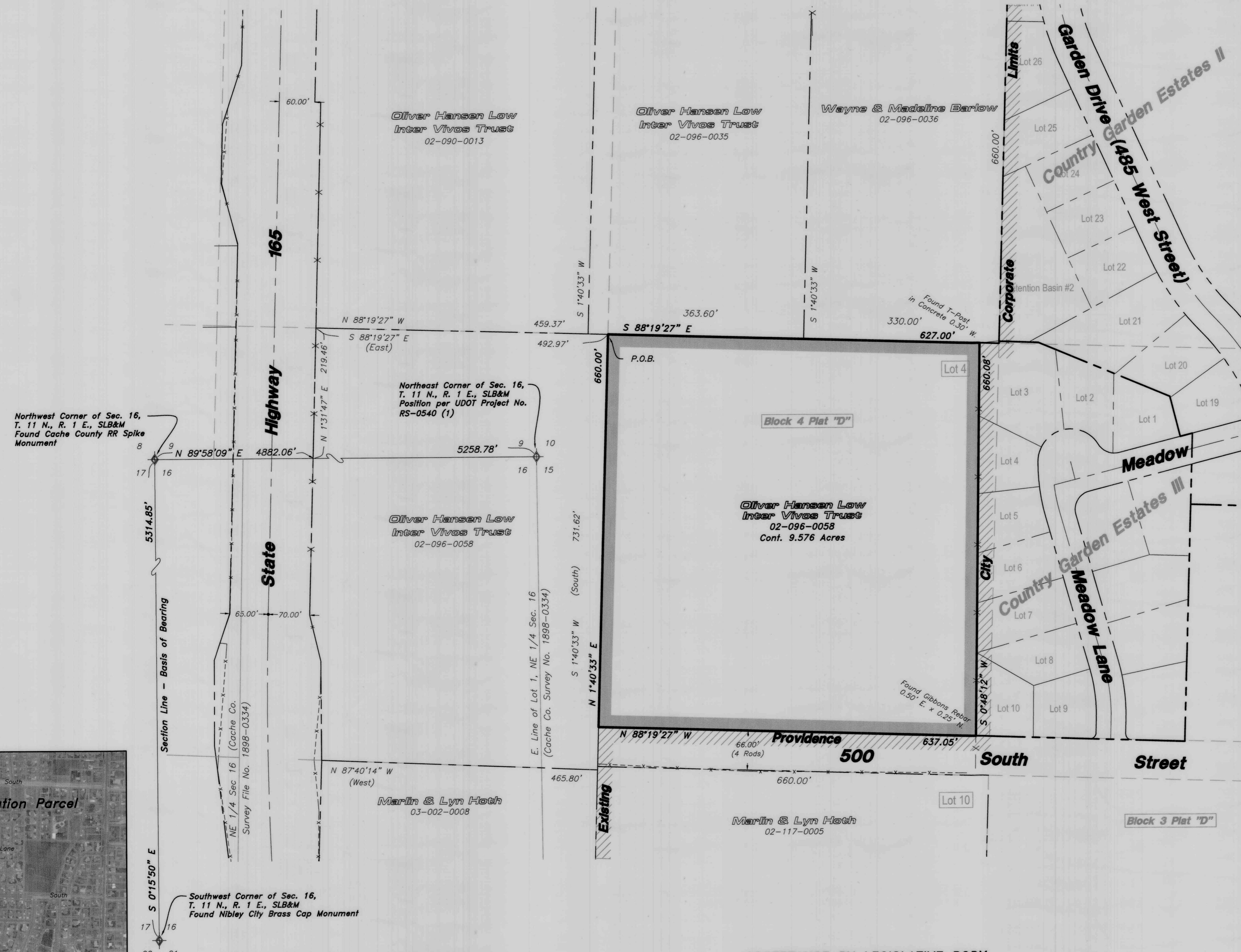
Victory Map



HANSEN & ASSOCIATES, INC.
Cadastral, Builders and Land Surveys
138 North Main Street, Providence, RI 02902
401-848-8888
www.hansenandassociates.com

PLAT OF ADDITION TO
THE CORPORATE LIMITS OF PROVIDENCE CITY
ANNEXATION PLAT ORDINANCE NO. 2019-12

A Part of the Southwest Quarter of Section 10 and
 a Part of the Northwest Quarter of Section 15,
 Township 11 North, Range 1 East, Salt Lake Base & Meridian



SURVEYOR'S CERTIFICATE

I, K. Greg Hansen, do hereby certify that I am a Registered Professional Land Surveyor in the State of Utah in accordance with Title 58, Chapter 22, Professional Engineers and Professional Land Surveyors Act; and I have completed a survey of the property described on this plat in accordance with section 17-23-17 and have verified all measurements, have placed monuments as represented on this plat and that this is a true and accurate map of the tract of land to be annexed into Providence City, Cache County, Utah.

Signed this 11th day of July, 2019.

K. Greg Hansen P.L.S.
 Utah Land Surveyor Licence No. 167819



ANNEXATION BOUNDARY DESCRIPTION

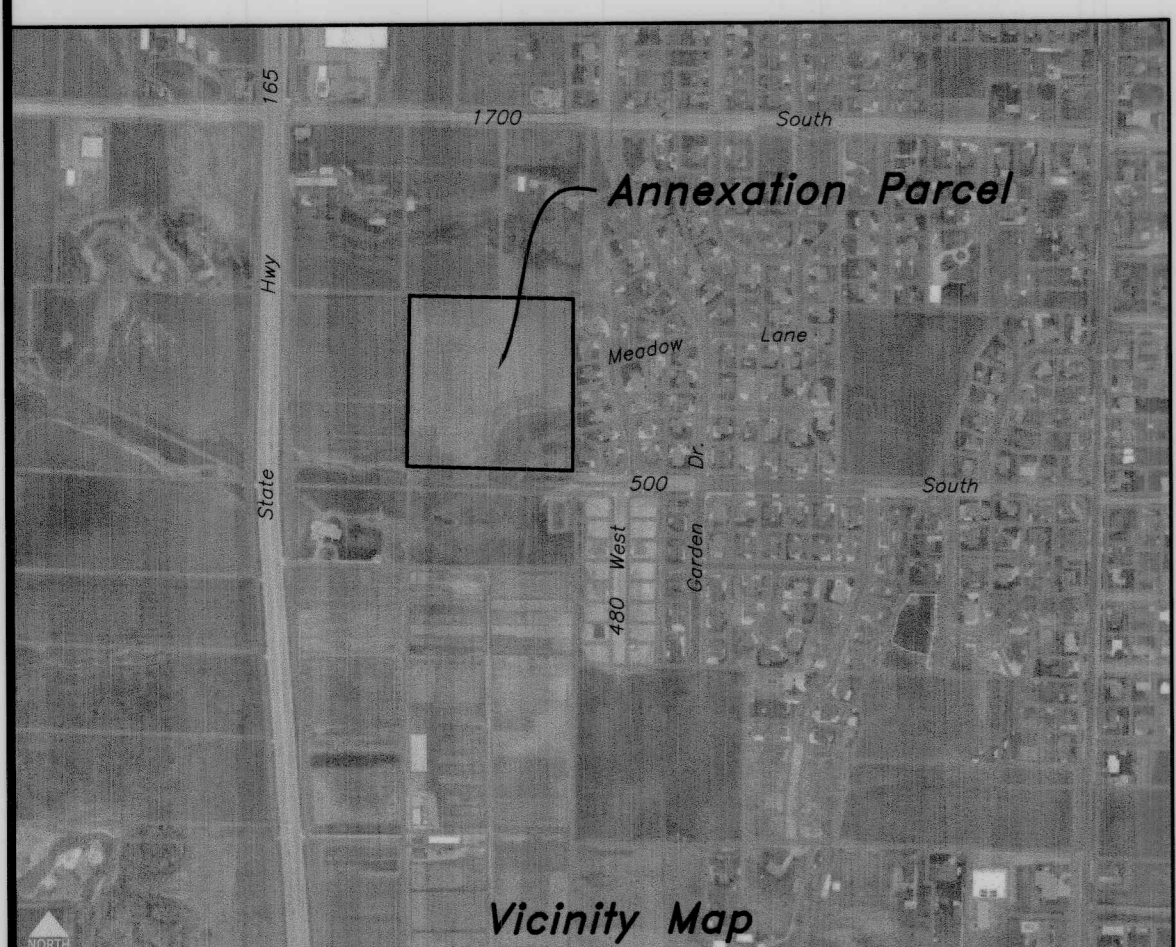
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BEGINNING AT THE NORTHWEST CORNER OF LOT 4, BLOCK 4, PLAT D, PROVIDENCE FARM LAND SURVEY LOCATED 4882.06 FEET NORTH 89°58'09" EAST AND 219.46 FEET NORTH 01°31'47" EAST AND 492.97 FEET SOUTH 88°19'27" EAST FROM THE NORTHWEST CORNER OF SECTION 16 (BASIS OF BEARING IS THE WEST LINE OF SECTION 16 WHICH BEARS SOUTH 00°15'50" EAST);

RUNNING THENCE SOUTH 88°19'27" EAST 627.00 FEET ALONG THE NORTH LINE OF SAID LOT 4 TO THE NORTHWEST CORNER OF COUNTRY GARDEN ESTATES III RECORDED AS ENTRY NO. 813855 IN THE CACHE COUNTY RECORDERS OFFICE, SAID POINT BEING ON THE EXISTING PROVIDENCE CITY CORPORATE LIMITS; THENCE SOUTH 00°48'12" WEST 660.08 FEET ALONG THE WEST LINE OF SAID COUNTRY GARDEN ESTATES III TO THE SOUTH LINE OF SAID LOT 4 AND ALONG SAID EXISTING PROVIDENCE CITY CORPORATE LIMITS; THENCE NORTH 88°19'27" WEST 637.05 FEET ALONG SAID EXISTING PROVIDENCE CITY CORPORATE LIMITS TO THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTH 01°40'33" EAST 660.00 FEET ALONG THE WEST LINE OF SAID LOT 4 TO THE POINT OF BEGINNING. CONTAINING 9.576 ACRES.

LEGEND

- Subject Property Line
- - - - - Adjoining Property Line
- x-x-x-x-x- Fence Line
- ////// Existing City Limits
- ▬ Proposed Corporate Boundary
- Found rebar set by others
- ⊙ Set 5/8"x24" Rebar With Cap
- ⊙ Section Corner



DEPUTY COUNTY SURVEYOR'S CERTIFICATE

I certify that I have examined this plat and find that it is correct and in accordance with the information on file in this office; and further, it meets the minimum standards for annexation plats required by county ordinance and the law.

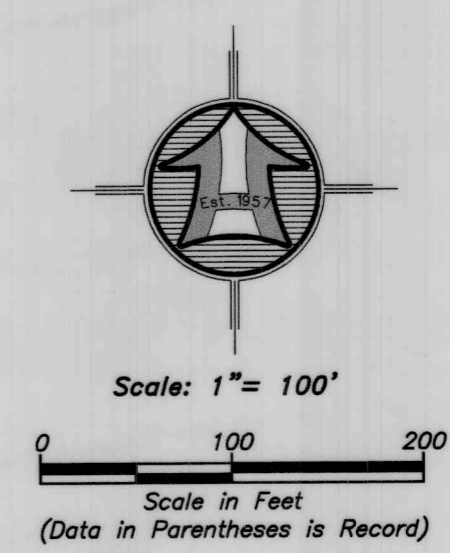
[Signature]
 Deputy County Surveyor
 Date: 7/11/2019

ACCEPTANCE BY LEGISLATIVE BODY

This is to certify that we, the City Council of Providence City, Cache County, Utah have received a petition signed by a majority of the owners and the owners of at least one third in value of real property shown, requesting that said areas be annexed to the City of Providence, Utah and that a copy of the ordinance or resolution has been prepared for filing herewith in accordance with the provisions of Utah code annotated sec. 10-2-403 and that we have examined and do hereby approve and accept the annexation of the areas as shown on this final local entity plat a part of said City.

Witness my hand and Official Seal this 10th day of July A.D., 2019.

Approved: *[Signature]* Mayor
[Signature] City Recorder



CACHE COUNTY RECORDER

Entry No. _____
 Fee Paid: _____
 Filed for Record and Recorded: _____ 2019.
 At _____ In Book _____ of the Official Records,
 Page _____
 Recorded For: _____ TIME: _____
 Cache County Recorder
 Deputy