

# 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 SMITHFIELD CITY, dated September 8, 2020, 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 SMITHFIELD 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 14<sup>th</sup> day of September 2020 at Salt Lake City, Utah.



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

SPENCER J. COX  
Lieutenant Governor

# SMITHFIELD CITY CORPORATION

96 South Main Street - P.O. Box 96  
Smithfield, Utah 84335  
Phone (435) 563-6226  
FAX (435) 563-6228

## OFFICIALS

JEFFREY H. BARNES  
MAYOR  
CRAIG GILES  
CITY MANAGER  
JUSTIN B. LEWIS  
CITY RECORDER  
JANE PRICE  
CITY TREASURER  
TERRY K. MOORE  
JUSTICE COURT JUDGE

## COUNCIL MEMBERS

JAMIE ANDERSON  
WADE C. CAMPBELL  
DEON HUNSAKER  
CURTIS WALL  
JON WELLS

September 8, 2020

Utah Lieutenant Governor's Office  
Utah State Capital Complex, Suite 220  
PO Box 142325  
Salt Lake City, UT 84114-2325

To Whom It May Concern:

Smithfield City has met the statutes and requirements in regards to the annexation of Cache County Parcel Numbers 08-089-0003, 08-089-0004, 08-039-0015, 08-039-0016, 08-042-0018, 08-042-0023, 08-042-0022, 08-042-0007, 08-042-0009, 08-042-0010, 08-042-0021, 08-042-0019 and 08-079-0071 into the city limits of Smithfield City.

Included are the signed Resolution, Ordinance and Survey.

If you have questions; I can be reached via email at [jlewis@smithfieldcity.org](mailto:jlewis@smithfieldcity.org) or by phone at (435) 792-7990.

Sincerely,



Justin B. Lewis  
City Recorder



**RESOLUTION 20-06**

**Coleman, Smith, Hendricks, Gittins, Lundberg, Sterling & Smithfield City  
Annexation**

**Cache County Parcel Numbers: 08-039-0016, 08-042-0007, 08-079-0071, 08-042-0019, 08-042-0009, 08-042-0021, 08-039-0015, 08-089-0003, 08-089-0004, 08-042-0010, 08-042-0022, 08-042-0023 and 08-042-0018**

**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, AS AMENDED.**

WHEREAS, on May 28, 2020 owners of certain real property (petitioners) filed a petition with the City Recorder of Smithfield City, Cache County, State of Utah requesting that such property be annexed to the corporate boundaries of Smithfield 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 to at least one-third of the value of all the private 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 Smithfield 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 the requirements of Section 10-2-402 and 403, Utah Code Annotated, as amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Smithfield City, Cache 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, as amended.

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

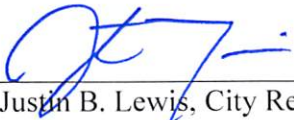
ADOPTED AND PASSED by the City Council on June 10, 2020.

**SMITHFIELD CITY CORPORATION**



Jeffrey H. Barnes, Mayor

ATTEST:

  
Justin B. Lewis, City Recorder



**PETITION FOR ANNEXATION**

**Coleman, Smith, Hendricks, Gittins, Lundberg, Sterling & Smithfield City**

TO THE MAYOR AND CITY COUNCIL OF SMITHFIELD CITY, CACHE COUNTY, STATE OF UTAH:

We, the undersigned owners of certain real property lying contiguous to the present municipal limits of Smithfield 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, as amended (U.C.A.);
2. That the property is a contiguous, unincorporated area contiguous to the boundaries of Smithfield City and the annexation thereof will not leave nor 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 Smithfield City's corporate limits:

Cache County Parcel Numbers: 08-039-0016, 08-042-0007, 08-079-0071, 08-042-0019, 08-042-0009, 08-042-0021, 08-039-0015, 08-089-0003, 08-089-0004, 08-042-0010, 08-042-0022, 08-042-0023 and 08-042-0018

Boundary Description:

A portion of the SE1/4 of Section 20, the SW1/4 of Section 21, and the NE1/4 of Section 29, Township 13 North, Range 1 East, Salt Lake Base & Meridian, more particularly described as follows:

Beginning at a point on the Corporate Limits of Smithfield City being the Northeast Corner of Section 29, T13N, R1E, S.L.B. & M.; thence S0°17'11"E along the Section line and said Corporate Limits 774.66 feet; thence N89°09'00"W 1,326.46 feet; thence N0°59'30"E 1,072.20 feet to the northerly right-of-way line of 6200 North; thence along said right-of-way

line the following 2 (two) courses and distances: S88°25'00"E 81.63 feet; thence S89°01'00"E 593.85 feet; thence N0°17'30"E 325.15 feet to a fence corner; thence N1°58'30"E along a fence line 161.20 feet; thence S84°56'48"E along the extension of, and along the southerly line of WALKER Subdivision, according to the Official Plat thereof on file in the Office of the Cache County Recorder 665.47 feet to the westerly right-of-way line of 800 West; thence along said right-of-way line the following 5 (five) courses and distances: N1°07'20"E 199.33 feet; thence along the arc of a 163.00 foot radius curve to the right 167.85 feet through a central angle of 59°00'00" (chord: N30°37'20"E 160.53 feet); thence N60°07'20"E 48.38 feet; thence along the arc of a 77.00 foot radius curve to the left 82.19 feet through a central angle of 61°09'21" (chord: N29°32'41"E 78.34 feet); thence N1°02'00"W 355.91 feet; thence N89°59'58"E 1,666.86 feet; thence S0°21'15"E 1,332.69 feet to the Corporate Limits of Smithfield City; thence along said Corporate Limits the following 6 (six) courses and distances: N89°32'27"W 168.09 feet; thence S49°50'17"E 337.01 feet to the south line of said Section 21; thence N89°06'02"W along the Section line and continuing along said Corporate Limits 1,240.71 feet; thence N0°16'37"W 311.90 feet; thence S89°43'23"W 725.34 feet to the west line of said Section 21; thence S0°16'37"E along the Section line and said Corporate Limits 297.00 feet to the point of beginning.

Contains: 97.12 Acres +/-

4. That the signers of this petition have designated a "Contact Sponsor", with the mailing address as 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 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, be re-zoned A-10 (Agricultural 10-Acre). *All Property comes into the City with an A-10 zone. (Agricultural 10 minimum per residential unit)*

WHEREFORE, the Petitioners hereby request that this petition be considered by the governing body at its next 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 petitioned.

DATED this 10th Day of June, 2020

Petitioner & Address:

VHD, LLC  
50 E 2500 N, Ste 101  
North Logan, UT 84341

(Original Signature on file)

<u>RECORD OWNER</u>	<u>PARCEL#</u>	<u>ACRES</u>	<u>ASSESSED VALUE</u>
Smithfield City	08-039-0016		
Lundberg, Johnson & Jacobsen	08-039-0015		
Lundberg, Johnson & Jacobsen	08-089-0004		
Lundberg, Johnson & Jacobsen	08-089-0003		
Cache County Corporation	08-042-0018		
Sterling Land Holdings LLC	08-042-0023		
Sterling Land Holdings LLC	08-042-0022		
Lyle F Coleman Investments LC	08-042-0007		
Clyde Norr & Sharon Hendricks	08-042-0009		
Clyde Norr & Sharon Hendricks	08-042-0021		
Double J Dairy LLC	08-042-0010		
Dustin & Rachel Smith	08-042-0019		
Glade & Debra Smith	08-079-0071		

Total 97.12 Acres

\*\*\*Note: A portion of 08-042-0019 and 08-079-0071 are already located within the city boundary\*\*\*

**Addresses for Mailings**

Cache County Corporation  
C/O Craig Buttars  
179 North Main, Suite 309, Logan, UT 84321

Cache County School District  
C/O Steven Norton  
2063 North 1200 East, North Logan, UT 84341

**ORDINANCE 20-22**

Lundberg, Coleman, Smith, Smithfield City, Hendricks, Gittins and Sterling Land Holdings

**WHEREAS**, the owners of certain real property, described below, desire to annex such real property to the corporate limits of Smithfield City, Utah; and

**WHEREAS**, said real property is located within the area proposed for annexation and covers a majority of the private land area within the area proposed for annexation; and

**WHEREAS**, said real property is equal in value to at least one-third (1/3) of the value of all private real property within the area proposed for annexation; and

**WHEREAS**, said real property is a contiguous, unincorporated area contiguous to the boundaries of Smithfield City and the annexation thereof will not leave or create an unincorporated island or peninsula; and

**WHEREAS**, said property is undeveloped and covers an area that is equivalent to less than five percent (5%) of the total land mass of all private real property within Smithfield City; and

**WHEREAS**, said owners have caused a Petition for Annexation to be filed with the city, together with an accurate plat of the real property which was made under the supervision of a competent, licensed surveyor; and

**WHEREAS**, on the 8th day of July 2020, the Smithfield City Council received the required Notice of Certification from the City Recorder certifying that the annexation petition meets the requirements of State law; and

**WHEREAS**, the City Council published and mailed notice of the Certification, as required by law and no timely protests have been filed in accordance with the provisions of Section 10-2-407, Utah Code Annotated, as amended; and

**WHEREAS**, the City Council held the required public hearing after giving notice as required by law, and has determined the referenced annexation is desirable;

**NOW THEREFORE**, pursuant to Section 10-2-407, Utah Code Annotated, as amended, the City Council of Smithfield City, Utah, hereby adopts, passes, and publishes the following:

**AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP, ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF SMITHFIELD CITY, UTAH.**

**BE IT ORDAINED**, by the City Council of Smithfield City, Cache County, State of Utah, as follows:

1. The real property, more particularly described in Paragraph 2, below, is hereby annexed to Smithfield City, Utah, and the corporate limits of the City are hereby extended accordingly.
2. The real property which is the subject of this Ordinance is described as follows:

The Property is located at: Approximately 400 North 800 West

**Cache County Parcel Numbers: 08-089-0003, 08-089-0004, 08-039-0015, 08-039-0016, 08-042-0018, 08-042-0023, 08-042-0022, 08-042-0007, 08-042-0009, 08-042-0010, 08-042-0021, 08-042-0019 and 08-079-0071**

A portion of the SE1/4 of Section 20, the SW1/4 of Section 21, and the NE1/4 of Section 29, Township 13 North, Range 1 East, Salt Lake Base & Meridian, more particularly described as follows:

Beginning at a point on the Corporate Limits of Smithfield City being the Northeast Corner of Section 29, T13N, R1E, S.L.B.& M.; thence S0°17'11"E along the Section line and said Corporate Limits 774.66 feet; thence N89°09'00"W 1,326.46 feet; thence N0°59'30"E 1,072.20 feet to the northerly right-of-way line of 6200 North; thence along said right-of-way line the following 2 (two) courses and distances: S88°25'00"E 81.63 feet; thence S89°01'00"E 593.85 feet; thence N0°17'30"E 325.15 feet to a fence corner; thence N1°58'30"E along a fence line 161.20 feet; thence S84°56'48"E along the extension of, and along the southerly line of WALKER Subdivision, according to the Official Plat thereof on file in the Office of the Cache County Recorder 665.47 feet to the westerly right-of-way line of 800 West; thence along said right-of-way line the following 5 (five) courses and distances: N1°07'20"E 199.33 feet; thence along the arc of a 163.00 foot radius curve to the right 167.85 feet through a central angle of 59°00'00" (chord: N30°37'20"E 160.53 feet); thence N60°07'20"E 48.38 feet; thence along the arc of a 77.00 foot radius curve to the left 82.19 feet through a central angle of 61°09'21" (chord: N29°32'41"E 78.34 feet); thence N1°02'00"W 355.91 feet; thence N89°59'58"E 1,666.86 feet; thence S0°21'15"E 1,332.69 feet to the Corporate Limits of Smithfield City; thence along said Corporate Limits the following 6 (six) courses and distances: N89°32'27"W 168.09 feet; thence S49°50'17"E 337.01 feet to the south line of said Section 21; thence N89°06'02"W along the Section line and continuing along said Corporate Limits 1,240.71 feet; thence N0°16'37"W 311.90 feet; thence S89°43'23"W 725.34 feet to the west line of said Section 21; thence S0°16'37"E along the Section line and said Corporate Limits 297.00 feet to the point of beginning.

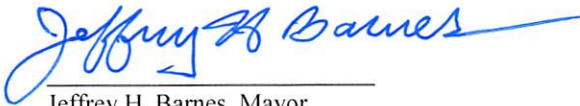
CONTAINS 97.12 ACRES, MORE OR LESS

\*\*\*Note: A portion of Parcel Numbers 08-042-0019 and 08-079-0071 are already located within the city boundary.\*\*\*

3. The real property described in Paragraph 2, above, shall be classified as being in the A-10 (Agricultural 10-Acre) District of the Agricultural zone in accordance with the provision of Section 17.08.050 of the Smithfield Municipal Code, and the Zoning Map of Smithfield City shall be amended to include the real property described above.
4. A copy of this Ordinance and an original plat describing the property so annexed shall be filed with the Cache County Recorder within thirty (30) days after the date this Ordinance is adopted.
5. This ordinance shall be effective upon the posting in each of three (3) public places within the corporate limits of Smithfield City.

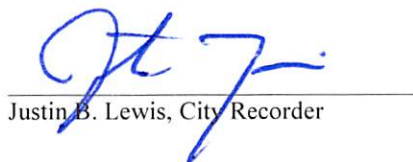
ADOPTED AND PASSED by the Smithfield City Council this 26th day of August, 2020.

SMITHFIELD CITY CORPORATION



Jeffrey H. Barnes, Mayor

ATTEST:

  
Justin B. Lewis, City Recorder

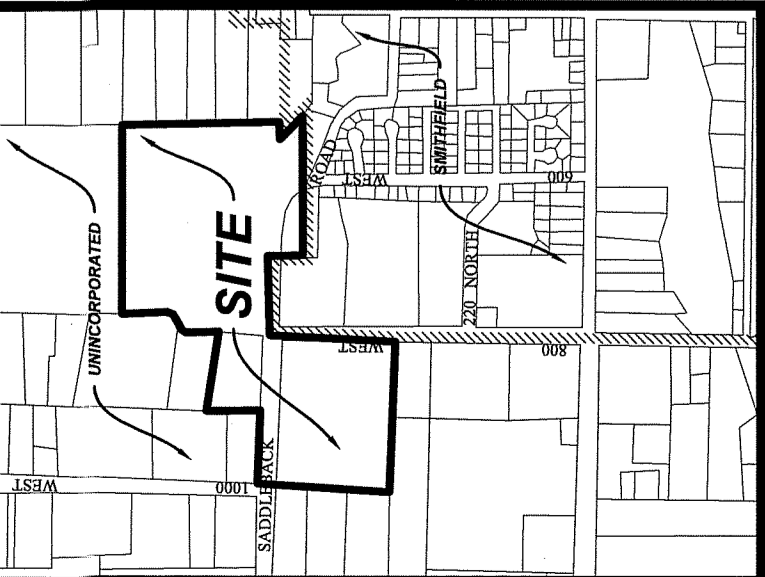




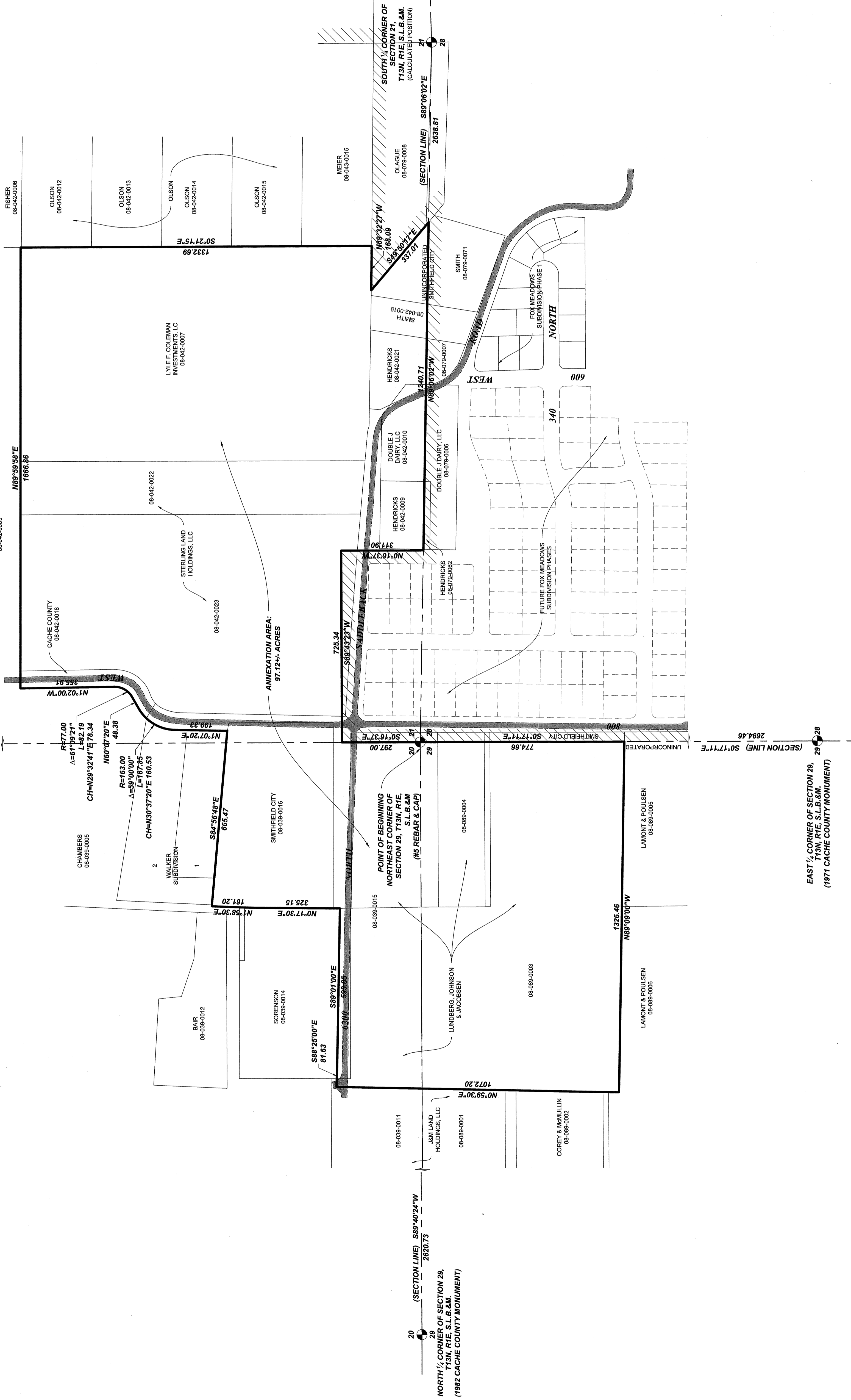
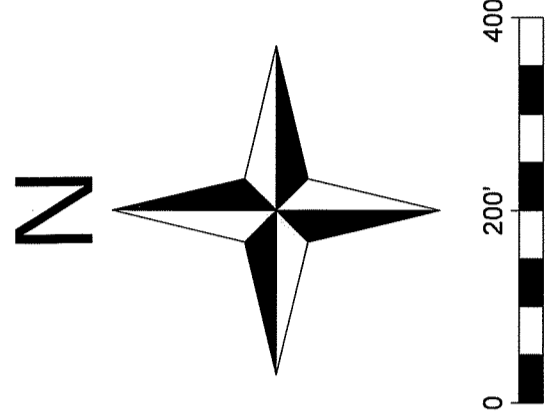
# LUNDBERG-COLEMAN ANNEXATION PLAT

SMITHFIELD, CACHE COUNTY, UTAH

WEST 1/4 CORNER OF SECTION 21, T13N, R1E, S12.6M, S.L.B.&M. (#5 REBAR & CAP)



VICINITY MAP



**SURVEYOR'S CERTIFICATE**  
 I, DENNIS P. CARLSLE, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR AND THAT I HOLD CERTIFICATE NO. 172675 IN ACCORDANCE WITH TITLE 58, CHAPTER 22 OF UTAH STATE CODE. I FURTHER CERTIFY THAT THIS PLAT IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED INTO SMITHFIELD CITY, UTAH.

**BOUNDARY DESCRIPTION**  
 A portion of the SE1/4 of Section 20, the SW1/4 of Section 21, and the NE1/4 of Section 29, Township 13 North, Range 1 East, Salt Lake Base & Meridian, more particularly described as follows:  
 Beginning at a point on the Corporate Limits of Smithfield City being the Northeast Corner of Section 29, T13N, R1E, S12.6M; thence S0°17'11"E along the Section line and said Corporate Limits 774.66 feet; thence N89°09'00"W 1,326.46 feet; thence N0°59'30"E 1,072.20 feet to the northerly right-of-way line of 6200 North; thence along said right-of-way line the following 2 (two) courses and distances: S88°25'00"E 81.63 feet; thence S89°01'00"E 593.85 feet; thence N0°17'30"E 325.15 feet to a fence corner; thence N1°58'30"E along a fence line 161.20 feet; thence S84°56'48"E along the extension of, and along the southerly line of WALKER Subdivision, according to the Official Plat thereof on file in the Office of the Cache County Recorder 665.47 feet to the westerly right-of-way line of 800 West; thence along said right-of-way line the following 5 (five) courses and distances: N1°07'20"E 199.33 feet; thence along the arc of a 163.00 foot radius curve to the right 167.85 feet through a central angle of 59°00'00" (chord: N30°37'20"E 160.53 feet); thence N60°07'20"E 48.38 feet; thence along the arc of a 77.00 foot radius curve to the left 82.19 feet through a central angle of 61°09'21" (chord: N29°32'41"E 78.34 feet); thence N1°02'00"W 335.91 feet; thence N89°59'48"E 1,666.86 feet; thence S0°21'15"E 1,332.69 feet to the Corporate Limits of Smithfield City; thence along said Corporate Limits the following 6 (six) courses and distances: N89°32'27"W 168.09 feet; thence S49°50'17"E 337.01 feet to the south line of said section 21; thence N89°06'02"W along the Section line and continuing along said Corporate Limits 1,240.71 feet; thence N0°16'37"W 311.90 feet; thence S89°43'23"W 725.34 feet to the west line of said Section 21; thence S0°16'37"E along the Section line and said Corporate Limits 297.00 feet to the point of beginning.

Contains: 97.12+- acres

**SURVEYOR'S SEAL**  
  
 DENNIS P. CARLSLE  
 PROFESSIONAL LAND SURVEYOR  
 CERTIFICATE NO. 172675

August 25, 2020  
 DATE

**ACCEPTANCE OF LEGISLATIVE BODY**  
 THIS IS TO CERTIFY THAT WE, THE UNDERSIGNED SMITHFIELD CITY COUNCIL, HAVE RECEIVED A PETITION SIGNED BY THE MAJORITY OF THE OWNERS OF THE TRACT OF LAND SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF SMITHFIELD AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR THE FILING HERewith ALL IN ACCORDANCE WITH THE UTAH CODE ANNOTATED (1979) 10-1-04 THROUGH 423, (AS REVISED) AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS PART OF SAID CITY.

DATED THIS 26<sup>TH</sup> DAY OF August, A.D. 20 20

*Jeffrey H. Barnes*  
 JEFFREY H. BARNES - Mayor

**RECORDERS SEAL**  
  
 ATTEST:  
  
 RECORDER

**APPROVAL BY DEPUTY COUNTY SURVEYOR**  
 THIS PLAT HAS BEEN REVIEWED BY THE COUNTY SURVEYOR AND IS HEREBY APPROVED AS A FINAL LOCAL ENTITY PLAT, PURSUANT TO UTAH CODE ANNOTATED 17-23-20 AMENDED.

**SURVEYOR'S SEAL**  
  
 DEPUTY COUNTY SURVEYOR  
 September 1, 2020  
 DATE

**LUNDBERG-COLEMAN ANNEXATION PLAT**  
 SMITHFIELD, CACHE COUNTY, UTAH

RECORDED # \_\_\_\_\_  
 STATE OF UTAH, COUNTY OF CACHE, RECORDED AND FILED AT THE REQUEST OF:  
 DATE: \_\_\_\_\_ TIME: \_\_\_\_\_ BOOK: \_\_\_\_\_ PAGE: \_\_\_\_\_  
 \$ \_\_\_\_\_ FEE  
 \_\_\_\_\_ CACHE COUNTY RECORDER

**ciivilsolutionsgroup inc.**  
 CACHE VALLEY | P: 435.216.3782  
 SALT LAKE | P: 801.216.3192  
 UTAH VALLEY | P: 801.874.1432  
 info@ciivilsolutionsgroup.net  
 www.ciivilsolutionsgroup.net