

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 November 24, 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 30th day of November 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

November 24, 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 08-117-0018, 08-119-0016 & 08-119-0008 into the city limits of Smithfield City.

Included are the signed Resolution, Ordinance and survey.

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

Sincerely,



Justin B. Lewis
City Recorder



ORDINANCE 20-32

Low Annexation #2

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 14th day of October 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 850 South 250 East.

Cache County Parcel Numbers: 08-117-0018, 08-119-0016 & 08-119-0008

Boundary Description:

Beginning at the South Quarter Corner of Section 34, Township 13 North, Range 1 East of the Salt Lake Baseline and Meridian monumented with an Aluminum Cap and running thence along the boundary of Eastfield Subdivision on the next two courses:

- 1) thence N 01°10'06" E 440.22 feet (N 01°10'45" E, By Record);
- 2) thence S 89°38'45" W 547.54 feet (S 89°39'24" W, By Record); thence along the Smithfield City Corporate Limit line the next four courses:
 - 1) thence N 01°10'06" E 548.11 feet;
 - 2) thence continuing along said line N 01°10'06" E 359.27 feet;
 - 3) thence S 89°34'01" E 693.79 feet;
 - 4) thence S 89°32'14" E 249.64 feet;

thence S 01°10'06" W 1,334.18 feet to the south line of the Southeast Quarter of said Section 34;

thence S 89°35'56" W 396.15 feet along said south line to the point of the beginning, containing 23.51 acres, more or less.

Contains: 23.51 Acres +/-

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.

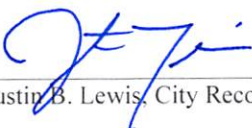
ADOPTED AND PASSED by the Smithfield City Council this 4th day of November, 2020.

SMITHFIELD CITY CORPORATION



Jeffrey H. Barnes, Mayor

ATTEST:



Justin B. Lewis, City Recorder



RESOLUTION 20-14

Low Annexation #2

Cache County Parcel Numbers: 08-117-0018, 08-119-0016 & 08-119-0008

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 August 10, 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

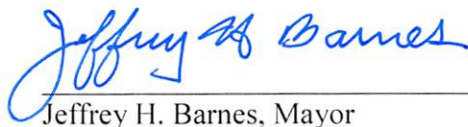
WHEREAS, said petition appears to comply with all the requirements of Section 10-2-402 and 403, Utah Code Annotated, as amended.

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.

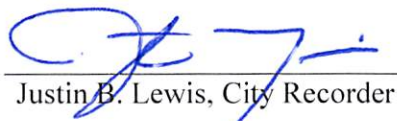
ADOPTED AND PASSED by the City Council on August 26, 2020.

SMITHFIELD CITY CORPORATION



Jeffrey H. Barnes, Mayor

ATTEST:



Justin B. Lewis, City Recorder



PETITION FOR ANNEXATION

Low & Benson

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: 08-117-0018, 08-119-0016 & 08-119-0008

Boundary Description:

Beginning at the South Quarter Corner of Section 34, Township 13 North, Range 1 East of the Salt Lake Baseline and Meridian monumented with an Aluminum Cap and running thence along the boundary of Eastfield Subdivision on the next two courses:

- 1) thence N 01°10'06" E 440.22 feet (N 01°10'45" E, By Record);
- 2) thence S 89°38'45" W 547.54 feet (S 89°39'24" W, By Record);

Thence N 01°10'06" E 548.11 feet; thence continuing along said line N 01°10'06" E 359.27 feet; thence S 89°34'01" E 693.79 feet; thence S 89°32'14" E 249.64 feet; thence S 01°10'06" W 1,334.18 feet to the south line of the Southeast Quarter of said Section 34; thence S 89°35'56" W 396.15 feet along said south line to the point of the beginning, containing 23.51 acres, more or less.

Contains: 23.51 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 26th day of August, 2020

Petitioner & Address:

Dan Sundstrom & Brice Sadler
 813 East 280 South
 Smithfield, UT 84335

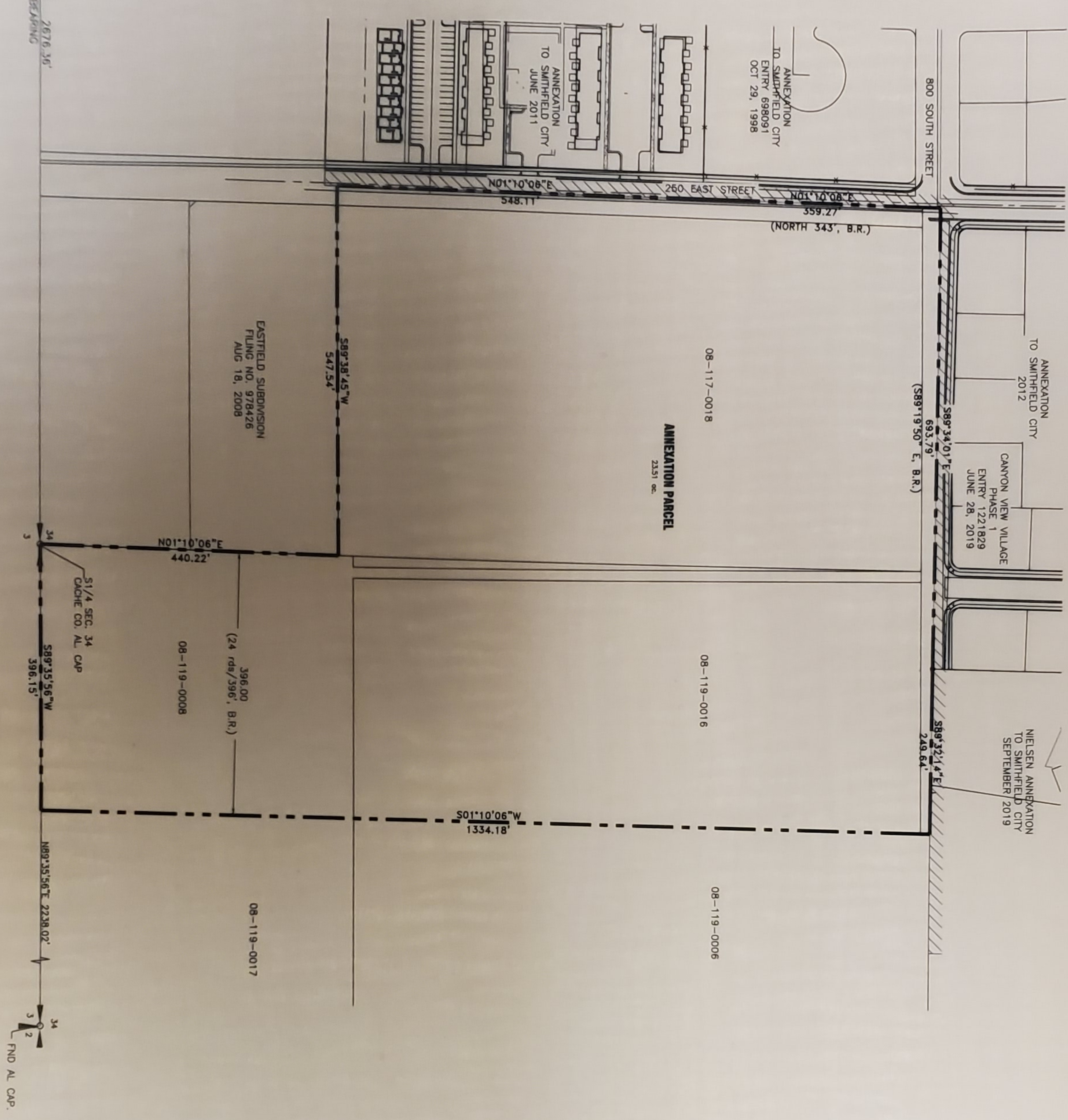
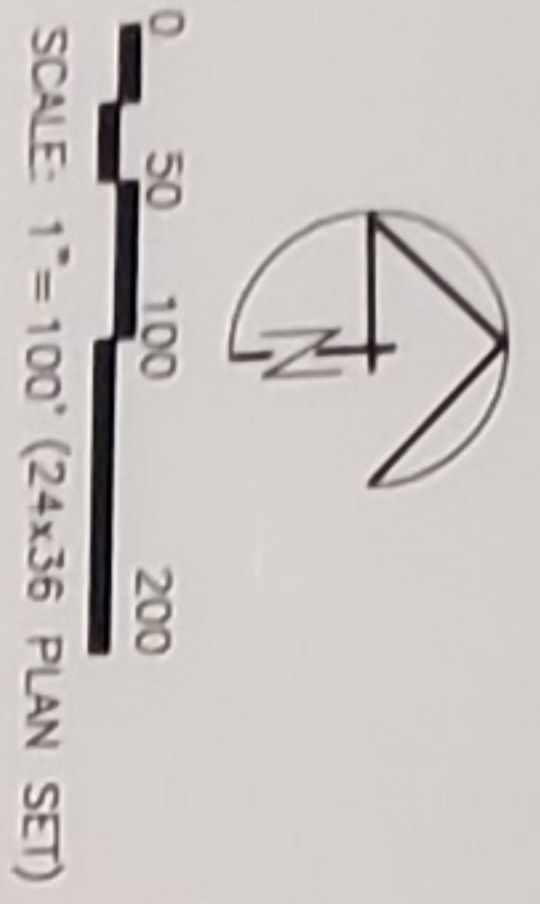
(Original Signature on file)

<u>RECORD OWNER</u>	<u>PARCEL#</u>	<u>ACRES</u>	<u>ASSESSED VALUE</u>
Brent J & Tammy Low Trust	08-117-0018		
Gerald L Low Trust	08-119-0016		
Wayne & Nyla Benson	08-119-0008		
Total		23.51 Acres	

Addresses for Mailings

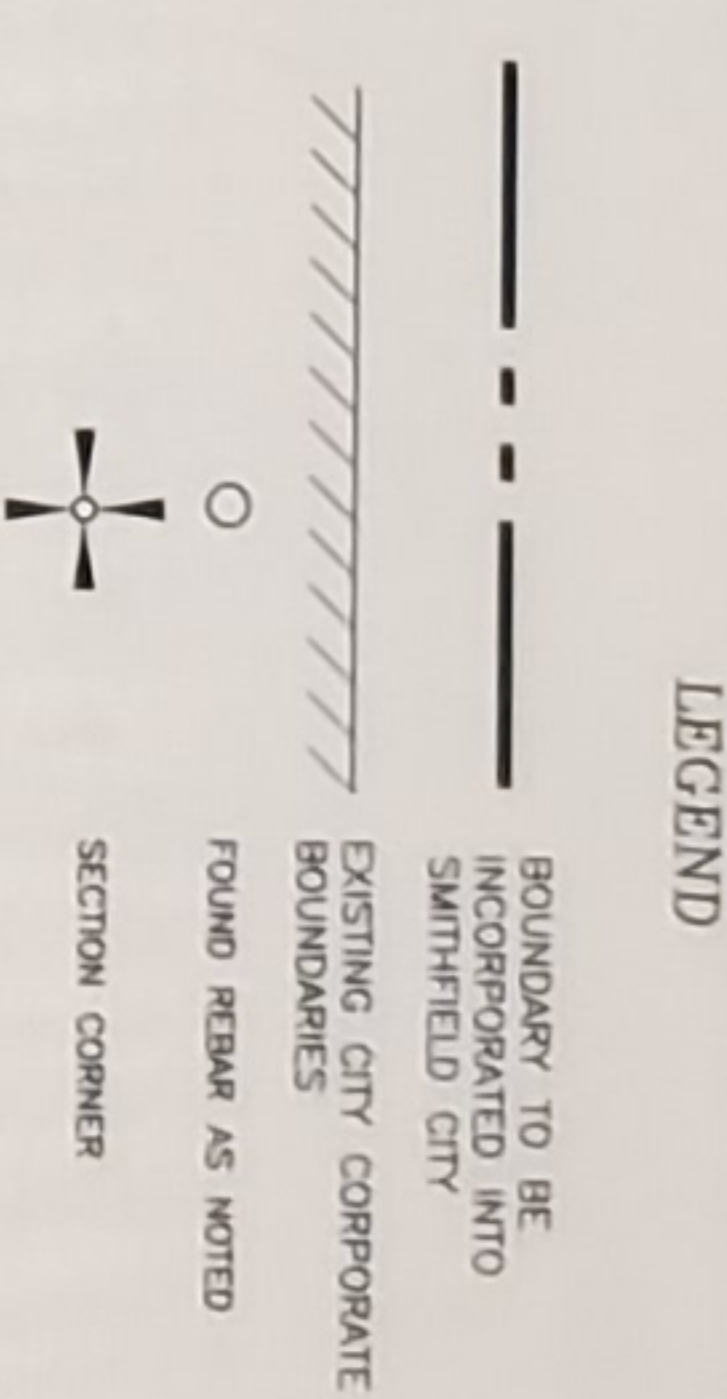
Cache County Corporation
C/O Craig Buttars
179 North Main, Suite 309, Logan, UT 84321

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



LOW ANNEXTION #2
TO
SMITHFIELD CITY

PART OF THE SOUTH HALF QUARTER OF SECTION 34
TOWNSHIP 13 NORTH, RANGE 1 EAST
SALT LAKE BASELINE AND MERIDIAN
SMITHFIELD, UTAH



ACCEPTANCE BY LEGISLATIVE BODY

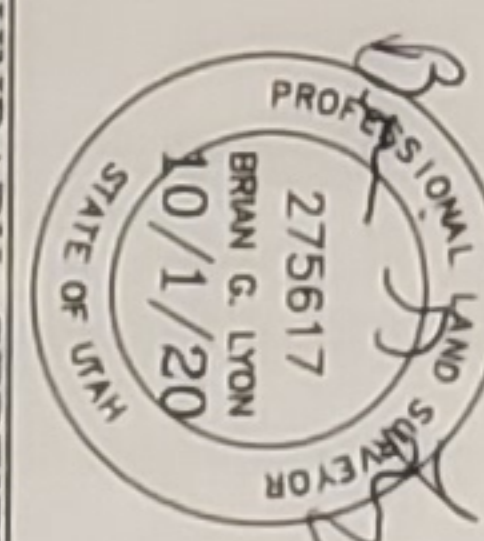
THIS IS TO CERTIFY THAT WE, THE SMITHFIELD CITY COUNCIL, HAVE RECEIVED FROM THE APPLICANT, ALL NECESSARY INFORMATION FROM THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO SMITHFIELD CITY, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH. WE, THE COUNCIL, HAVE EXAMINED SAID TRACT AND THE RECORDS AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS A PART OF SAID CITY.

APPROVED: *Jeffrey A. Bavel*
MAYOR

APPROVAL BY DEPUTY COUNTY SUREYOR

THIS PLAT HAS BEEN REVIEWED BY THE COUNTY SUREYOR AND FOUND TO BE IN ACCORDANCE WITH THE UTAH PLAT ACT, UTAH CODE ANNOTATED 17-23-20 APPROVED:
DATE: 10/1/20
Deputy County Sureyor

SUREYOR'S CERTIFICATE
I, BRIAN G. LYON, HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO SMITHFIELD CITY, CACHE COUNTY, UTAH.



BOUNDARY CERTIFICATE

A tract of land located in the South Half of Section 34, Township 13 North, Range 1 East of the Salt Lake Baseline and Meridian described as follows:
Beginning at the South Quarter Corner of Section 34, Township 13 North, Range 1 East of the Salt Lake Baseline and Meridian monument which is the intersection of the center line of the boundary of Eastfield Subdivision, the next 1/4 section along:
1) thence N 01°10'06\"/>

SUREYOR'S NOTES/NARRATIVE

1. The purpose of this survey was to locate parcels 08-117-0018, 08-119-0016 and 08-119-0008 for annexation into Smithfield City.
2. The basis of bearing is N69°38'45\"/>

COUNTY RECORDERS NO.

State of Utah, County of Cache, recorded and filed at the request of _____ Time _____ Fee _____
Date _____
Entry _____
Index _____
Filed in file of plats _____ County Recorder

SEAL

ALLIANCE CONSULTING ENGINEERS
150 EAST 200 NORTH SUITE P
LOGAN, UTAH 84321
(435)755-5121
ALLIANCELOGAN@YAHOO.COM

No.	REVISIONS/SUBMISSIONS	DATE

REVIEWED: _____ DRAWN: _____
CDD FILE: _____ PROJECT NO.: _____

LOW ANNEXTION #2
TO
SMITHFIELD CITY
PART OF THE SOUTH HALF QUARTER OF SECTION 34
TOWNSHIP 13 NORTH, RANGE 1 EAST
SALT LAKE BASELINE AND MERIDIAN
SMITHFIELD, UTAH

FINAL PLAT

DATE: 10/1/2020
DRAWN BY: _____