

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, Deidre M. Henderson, Lieutenant Governor of the State of Utah, hereby certify that there has been filed in my office a notice for the RIVERS EDGE ANNEXATION, located in TREMONTON CITY, dated January 12, 2022, complying with Section §17B-23-20, 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 RIVERS EDGE ANNEXATION, 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 12th day of January, 2022 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Deidre M. Henderson".

DEIDRE M. HENDERSON
Lieutenant Governor





MAYOR: Roger Fridal **COUNCIL:** Bret Rohde | Connie Archibald | Lyle Holmgren | Rick Seamons | Lyle Vance

NOTICE OF IMPENDING BOUNDARY ACTION

Deidre Henderson, Lieutenant Governor
Utah State Capitol Complex
PO Box 142325
Salt Lake City, UT 84114-2325

Re: Notice of Annexation

Dear Lt. Governor Henderson:

At the December 7, 2021 Tremonton City Council meeting, the Mayor and City Council unanimously approved Ordinance No. 21-11 approving the River's Edge Annexation.

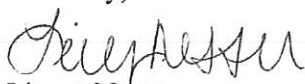
Enclosed you will find the above referenced ordinance along with the signed plat map and legal description for the property being annexed into Tremonton City. This annexation meets all requirements.

Please send the Certificate of Annexation to:

Linsey Nessen, City Recorder
Tremonton City
102 S. Tremont St.
Tremonton, UT 84337

I can be reached at lnessen@tremontonciry.com or 435-257-9506.

Sincerely,


Linsey Nessen
City Recorder, CMC

enclosures

CITY OFFICERS:

City Manager
Shawn Warnke
(435) 257-9504
swarnke@tremontonciry.com

Assistant City Manager
Marc Christensen
(435) 257-9485
mchristensen@tremontonciry.com

City Recorder
Linsey Nessen, CMC
(435) 257-9506
lnessen@tremontonciry.com

City Treasurer
Sharri Oyler, CMFA
(435) 257-9502
soyler@tremontonciry.com

DEPARTMENTS:

Building Inspector
Steve Bench
(435) 257-9510
sbench@tremontonciry.com

Food Pantry Director
Cathy Newman
(435) 257-9530
cnewman@tremontonciry.com

Fire Chief
Robert LaCroix
(435) 257-9322
rlacroix@tremontonciry.com

Library Director
Kim Griffiths
(435) 257-9525
kgriffiths@tremontonciry.com

Parks and Recreation Director
Zach LeFevre
(435) 257-9487
zlefevre@tremontonciry.com

Police Chief
Nick Nessen
(435) 257-9555
nnessen@tremontonciry.com

Public Works Director
Paul Fulgham
(435) 257-9471
pfulgham@tremontonciry.com

Senior Center Director
Jenny Christensen
(435) 257-9455
jchristensen@tremontonciry.com

ORDINANCE NO. 21-11

ORDINANCE ANNEXING APPROXIMATELY 132.757 ACRES OF REAL PROPERTY, REFERRED TO AS THE RIVERS EDGE ANNEXATION, INTO TREMONTON CITY'S INCORPORATED LIMITS. THE 132.757 ACRES OF REAL PROPERTY IS LOCATED NORTH OF MAIN STREET AND SOUTH OF 600 NORTH, GENERALLY BETWEEN 950 EAST AND STATE ROAD 13

WHEREAS, Rivers Edge Real Holdings, LLC; Karalynn Freeman; Betty Misrasi; Lyle Holmgren; and Bear River Canal Company; (hereafter "Petitioners") collectively are owners of land lying within Box Elder County, Utah, adjacent to or within proximity to the current Tremonton City Corporate Boundary; and

WHEREAS, the Petitioners have filed a Petition for Annexation with the Tremonton City Recorder, to annex the 132.757 acres more or less of property more particularly titled as Rivers Edge Annexation to Tremonton City as depicted and described in Exhibit "A" into Tremonton City Corporate Boundary; and

WHEREAS, Tremonton City Council accepted the Petition for Annexation by adopting Resolution No. 21-40; and within 30 days, the City Recorder reviewed the petition and certified that the petition meets the requirements for annexation; and

WHEREAS, a notice was published on the Public Notice website for three consecutive weeks, beginning no later than ten days after receipt of the notice of certification, written notice was provided to each property owner within the proposed annexation area and each property owner of unincorporated property within 1/2 mile of the proposed annexation area as provided by Utah State Law (Subsection 10-2-406); and

WHEREAS, within 20 days of receipt of the notice of certification, written notices were mailed to each affected entity as provided by Utah State Law (Subsections 10-2-406(1)(c)); and

WHEREAS, no protests to the annexation petition were filed during the period specified; and

WHEREAS, consistent with the noticing requirements, Tremonton City gave notice of a public hearing to be held on Tuesday, December 7, 2021, at 7:00 p.m. to listen to public comments regarding the proposed annexation of 132.757 acres of real property, referred to as the Rivers Edge Annexation, into Tremonton City's incorporated limits.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of Tremonton, Utah that the real property legally described and depicted, shown in Exhibit "A," referred to as the Rivers Edge Annexation, is hereby annexed to Tremonton, Utah, and the corporate limits of Tremonton, Utah, are hereby extended accordingly contingent upon Rivers Edge Real Holdings, LLC and Rivers Edge Dev Group, LLC signing a Pre-Annexation and Master Development Agreement.

A certified copy of this Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Box Elder County, Utah, by the City Recorder.

This Ordinance shall become effective upon adoption and passage by the City Council and the signing of the Pre-Annexation and Master Development Agreement associated with this annexation. A copy of the Ordinance and plat shall be deposited in the Office of the City Recorder.

If any term or provision of this Ordinance shall, to any extent, be determined by a court of competent jurisdiction to be void, voidable, or unenforceable, such void, voidable, or unenforceable term or provision shall not affect the enforceability of any other term or provision of this Ordinance.

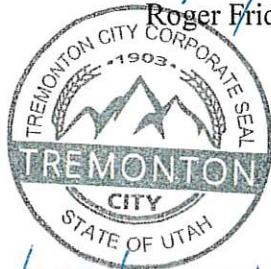
ADOPTED AND PASSED by the City Council of the City of Tremonton, Utah, this 7th day of December 2021.

TREMONTON CITY, a Utah Municipal Corporation

By 
Roger Fridal, Mayor

ATTEST:


Linsey Nessen, City Recorder



Publication or Posting Date: 12/15/2021

STATE OF UTAH)
 :SS.
County of Box Elder)

On the 8 day of December 2021, personally appeared before me Roger Fridal, the signer of the instrument, who duly acknowledged to me that he executed the same.

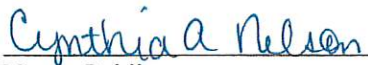

Cynthia A. Nelson
Notary Public



EXHIBIT "A"

Rivers Edge Annexation Area Description

A part of the Southeast Quarter of Section 2, Township 11 North, Range 3 West, Salt Lake Base and Meridian, U.S Survey:

Beginning at the Northwest Corner of Box Elder parcel (05-167-0043) being on the current Tremonton City Limits line shown in Annexation Plat (Entry NO. 214743, Book 929, Page 1074), said point being 549.50 feet North 01°20'04" West along the Quarter Section line and said Tremonton City Line from the South Quarter corner of said Section 2; and running thence North 01°20'04" West 2,090.00 feet along said Quarter Section line and Tremonton City Line to the Center of Section being the Northwest corner of Box Elder County Parcel (05-167-0037); thence North 88°50'54" East 2,440.96 feet along the Quarter Section Line being the North line of said Parcel to the Tremonton City Limits Entry NO. 154385 Book 0767, Page 1153); thence South 01°11'29" East 2,435.65 feet; thence South 88°49'43" West 1,984.87 feet; thence North 01°20'04" West 346.50 feet; thence South 88°49'45" West 450.00 feet to the POINT OF BEGINNING.

Contains 132.757 Acres

STATE OF UTAH)

: ss.

County of Box Elder)

I, Linsey Nessen, the City Recorder of Tremonton, Utah, do hereby certify that the above and foregoing is a full and correct copy of Ordinance No. 21-11, entitled, "**ORDINANCE ANNEXING APPROXIMATELY 132.757 ACRES OF REAL PROPERTY, REFERRED TO AS THE RIVERS EDGE ANNEXATION, INTO TREMONTON CITY'S INCORPORATED LIMITS. THE 132.757 ACRES OF REAL PROPERTY IS LOCATED NORTH OF MAIN STREET AND SOUTH OF 600 NORTH, GENERALLY BETWEEN 950 EAST AND STATE ROAD 13**" adopted and passed by the City Council of Tremonton, Utah, at a regular meeting thereof on the 7th day of December, 2021, which appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City this 8 day of December 2021.

Linsey Nessen

Linsey Nessen
City Recorder



1/11/2022

Rivers Edge

Annexation Area Description

A part of the Southeast Quarter of Section 2, Township 11 North, Range 3 West, Salt Lake Base and Meridian, U.S Survey:

Beginning at the Northwest Corner of Box Elder parcel (05-167-0043) being on the current Tremonton City Limits line shown in Annexation Plat (Entry NO. 214743, Book 929, Page 1074), said point being 549.50 feet North 01°20'04" West along the Quarter Section line and said Tremonton City Line from the South Quarter corner of said Section 2; and running thence North 01°20'04" West 2,090.00 feet along said Quarter Section line and Tremonton City Line to the Center of Section being the Northwest corner of Box Elder County Parcel (05-167-0037); thence North 88°50'54" East 2,440.96 feet along the Quarter Section Line being the North line of said Parcel to the Tremonton City Limits Entry NO. 154385 Book 0767, Page 1153); thence South 01°11'29" East 2,435.65 feet; thence South 88°49'43" West 1,984.87 feet; thence North 01°20'04" West 346.50 feet; thence South 88°49'45" West 450.00 feet to the POINT OF BEGINNING.

Contains 132.757 Acres