

STATE OF UTAH



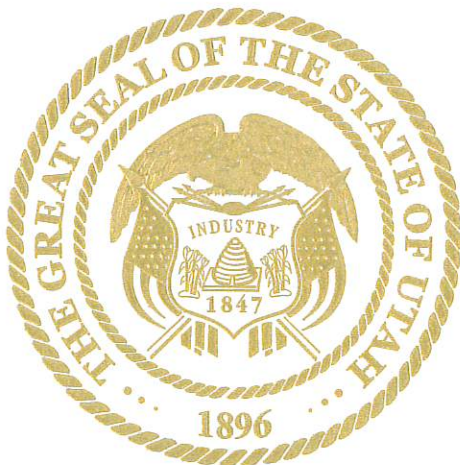
OFFICE OF THE LIEUTENANT GOVERNOR

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 EVIL WATER LAND LLC ANNEXATION, located in PAROWAN CITY, dated April 7, 2022, 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 EVIL WATER LAND LLC ANNEXATION, located in IRON COUNTY, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 7th day of April, 2022 at Salt Lake City, Utah.



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

DEIDRE M. HENDERSON
Lieutenant Governor



35 East 100 North • PO Box 576 • Parowan, UT 84761
Phone: (435) 477-3331 • www.parowan.org

Lt. Governor's Office, State of Utah
350 State Street #220
Salt Lake City, UT 84103

Dear Lt. Governor Henderson,

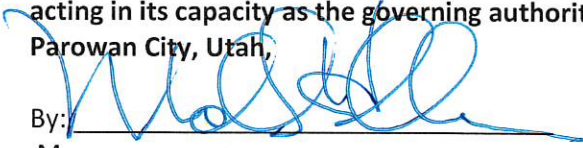
Notice is hereby given that the City Council of Parowan City, UT (the "Council"), acting in its capacity as the governing body of Parowan City, UT, at a regular meeting of the council, duly convened pursuant to notice, on January 27th, 2022, adopted Ordinance 2022-01-01, "An Ordinance Concerning the Evil Water Land, LLC, Annexation", a true and correct copy of which is attach as "EXHIBIT A" hereto and incorporated by this reference herein (the "Annexation Ordinance").

A copy of the Final Local Entity Plat satisfying the applicable legal requirements as set forth in Utah Code Ann. § 67-1a-6.5, approved as a final local entity plat by the surveyor Dallas R. Buckner, P.L.S. No. 1062248-2201, with Go Civil Engineering, is attached as "EXHIBIT B" hereto and incorporated in this reference. The Council hereby certifies that all requirements applicable to the annexation of the property into the legal boundaries of the city, as more particularly described in the Annexation Ordinance, have been met.

The Council hereby respectfully requests the issuance of a Certificate of Annexation pursuant to and in conformance with the provisions of Utah Code Ann. § 10-2-425.

Dated this 7th day of May, 2022.

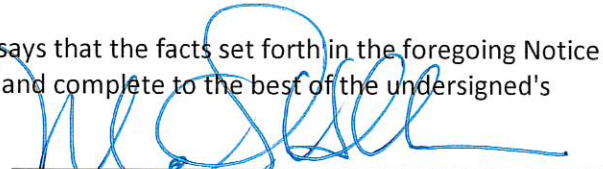
CITY COUNCIL, PAROWAN CITY, UTAH
acting in its capacity as the governing authority
Parowan City, Utah,



By: _____
Mayor

STATE OF UTAH)
 :ss.
County of Iron)

The undersigned, being duly sworn upon oath, says that the facts set forth in the foregoing Notice of Impending Boundary Action are true, accurate, and complete to the best of the undersigned's knowledge and belief.



Mayor, City Council, Parowan City, Utah

SUBSCRIBED AND SWORN to before me this 7th day of March, 2022





NOTARY PUBLIC

EXHIBIT "A"

ORDINANCE NO. 2022-01-01

AN ORDINANCE CONCERNING THE EVIL WATER LAND, LLC, ANNEXATION
PARCELS NORTH OF 200 S AND SOUTH OF 1-15 - BETWEEN ROUGHLY 1385 W AND 1200 W
ORDINANCE DATED JANUARY 27TH, 2022

WHEREAS, a majority of the owners of certain real property described below, desire to annex such real property to Parowan City, Utah, said owners being the owners of at least one-third (1/3) in value of said real property as shown by the last assessment roll; and

WHEREAS, said real property consists of approximately 35.21 acres and lies contiguous to the corporate boundaries of Parowan City, Utah and covers a majority of the private land area with the area proposed for annexation; and

WHEREAS, said Petitioners and owners have caused to be filed an executed petition with the City Recorder together with an accurate legal description and plat of the real property which was made under the supervision of a licensed surveyor and which is located within the area proposed for annexation; and

WHEREAS, Parowan City Council accepted the petition for annexation; and within 30 days the City Recorder, with the assistance of the City Attorney, reviewed the petition and certified that the petition meets the requirements for annexation as provided by Utah State Law (Subsections §10-2-403(2), (3), and (4)); and

WHEREAS, a copy of the Petition was provided to Iron County Clerk;

WHEREAS, the annexation does not create an island or larger peninsula than what was previously created and, as such, was approved by Iron County;

WHEREAS, notice was posted within the area proposed for annexation and the unincorporated area within ½ mile of the area proposed for annexation, beginning no later than 10 days after receipt of the notice of certification, where it was most likely to give notice to the residents within, and on the Utah Public Notice Website, as provided by Utah State Law (Subsection § 10-2-406(1)(a) and (b)); and

WHEREAS, within 20 days of receipt of the notice of certification, written notices were mailed to the affected entities, and posted on the Parowan City Website, as proved by Utah State Law (Subsection §10-2-406(c) and (d)); and

WHEREAS, no qualified protests to the annexation petition were initially filed during the period specified, but on protest was later filed by one of the property owners who original executed the Petition, which protest has be resolved and will be grandfathered in and vested for sole purpose of construction of a residence under Iron County's R ½ zoning; and

WHEREAS, the Petitioners have agreed to be bound to the terms of the annexation agreement dated, 27 January 2022, as a condition of passing this annexation ordinance; and

NOW, THEREFORE, pursuant to Subsection §10-2-4, Utah Code Annotated, the City Council of Parowan City, Utah, hereby adopts and passes the following:

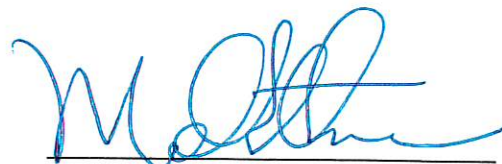
BE IT ORDAINED BY THE CITY COUNCIL OF PAROWAN, UTAH AS FOLLOWS:

ORDINANCE ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF PAROWAN, UTAH.

1. The real property more particularly described in Paragraph 2 below, is hereby annexed to Parowan City, Utah, and the corporate limits of Parowan, Utah, are hereby extended accordingly.
2. The real property which is the subject of this Ordinance is described as follows:
BEGINNING AT THE S ¼ CORNER OF SECTION 15 T34S, R9W, SLM; THENCE NO°27'54"E, 233.47 FEET TO THE POINT OF BEGINNING; THENCE NO°27'54"E, 1104.63 FEET ALONG THE QUARTER SECTION LINE; THENCE DEPARTING SAID QUARTER SECTION LINE N89°47'14"E, 1333.94 FEET; THENCE ALONG THE 1/16TH SECTION LINE OF SECTION 15 T34S, R9W, SO°19'28"W, 1101.92 FEET TO THE SECTION LINE OF SECTION 15, T34S, R9W; THENCE S89°40'20"W, 1336.68 FEET TO THE POINT OF BEGINNING.
CONTAINING 35.21 ACRES, MORE OR LESS
3. The zoning map of Parowan City shall be amended to include the real property described above in Paragraph 2.
4. The real property, described in Paragraph 2 above, shall be classified as being in the Highway Services zone in accordance with the provision of PCMC 15.24 "Zoning Districts" and Section 10-9a-505, Utah Code Annotated, 1953, as amended.
5. A certified copy of the Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Iron County, Utah, by the City Recorder.

PASSED AND ADOPTED by the City Council and Mayor of the city of Parowan, Iron County, State of Utah, the 27th day of January 2022.

PAROWAN CITY



Mollie Halterman, Mayor

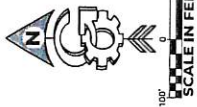
Voting on Next Page

VOTING:	AYE	NAY	ABSTAIN	ABSENT
David Burton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rochell Topham	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sharon Downey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Matthew Gale	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
James Shurtleff	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attested by:



 Callie Bassett, City Recorder



100' SCALE IN FEET

ANNEXATION & ZONE CHANGE FOR EVIL WATER LAND, LLC

LOCATED IN SEC 15, T34S, R9W, SLB&M



ANNEXATION LOCATION

SURVEYOR'S CERTIFICATE

I, DAVID L. BUCHNER, REGISTERED PROFESSIONAL SURVEYOR, NO. 1025248-2221, HAVE CONDUCTED A SURVEY OF THE PROPERTY DESCRIBED ON THIS PLAT IN ACCORDANCE WITH SECTION 17-23.17 AND HAVE RECORDED ALL NECESSARY AND VALID POLICE INSTRUMENTS AS REPRESENTED ON THE PLAT.



PROPOSED ANNEXATION DESCRIPTION [35.21 AC]

THE PROPOSED ANNEXATION IS A 35.21 AC PARCEL OF LAND SITUATE IN SECTION 15, TOWNSHIP 34 SOUTH, RANGE 9 WEST, SLB&M COUNTY, MISSOURI. THE PARCEL IS BOUND BY THE 25.00' SEC. 16, T34S, R9W, SLB&M THENCE 800.27' AL. E. 232.47' FEET ON 840' QUARTER SECTION LINE TO THE 25.00' SEC. 16, T34S, R9W, SLB&M THENCE 100.00' AL. E. 100.00' FEET TO THE 1/4 CORNER OF THE 1/4 SECTION 15, T34S, R9W, SLB&M THENCE 100.00' AL. E. 100.00' FEET TO THE POINT OF BEGINNING.

ANNEXATION NARRATIVE

THE ABOVE DESCRIBED PARCEL IS NOT A PART OF THE INCORPORATED TERRITORIES OF THE CITY OF FARMINGTON, MISSOURI. THE PARCEL IS NOT A PART OF THE INCORPORATED TERRITORIES OF THE CITY OF FARMINGTON, MISSOURI. THE PARCEL IS NOT A PART OF THE INCORPORATED TERRITORIES OF THE CITY OF FARMINGTON, MISSOURI.

COUNTY ENGINEER'S APPROVAL

I, RICHARD WALSH, COUNTY ENGINEER, DO HEREBY CERTIFY THAT THIS ANNEXATION PLAT WAS EXAMINED AND ACCEPTED BY ME THIS _____ DAY OF _____, 20____.

IRON COUNTY COMMISSION APPROVAL

I, _____, COUNTY COMMISSIONER, DO HEREBY CERTIFY THAT THIS ANNEXATION PLAT WAS RECORDED ON THIS THE _____ DAY OF _____, 20____.

CERTIFICATE OF ACCEPTANCE

I, HOLLE HALTERMAN-HAYDO, CITY ENGINEER, DO HEREBY CERTIFY THAT THIS ANNEXATION PLAT WAS RECORDED ON THIS THE _____ DAY OF _____, 20____.

CERTIFICATE OF RECORDING

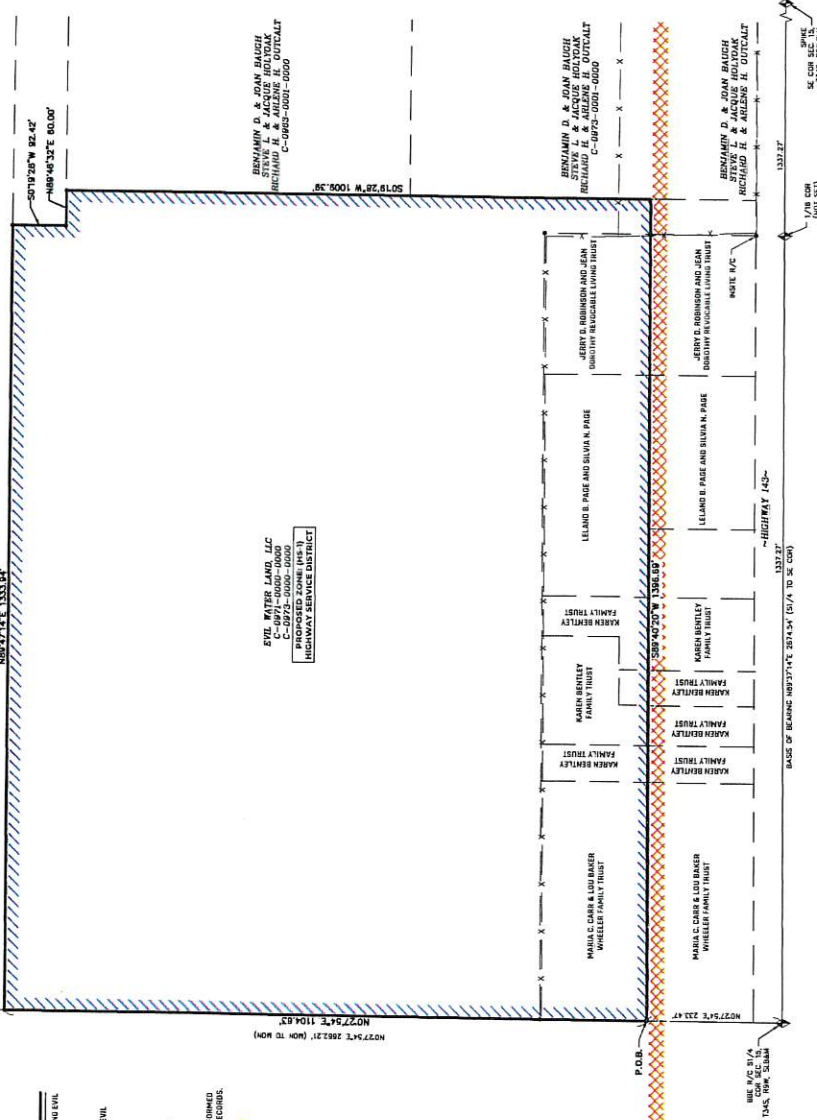
I, CAROL JEFFRIES, COUNTY RECORDER OF IRON COUNTY, DO HEREBY CERTIFY THAT THIS ANNEXATION PLAT WAS RECORDED ON THIS THE _____ DAY OF _____, 20____.

BOOK _____ PAGE _____

COUNTY RECORDER: CAROL JEFFRIES

ENTRY NO. _____ FEE _____

RECORDED AT THE REQUEST OF _____



NOTES

- ANNEXATION SPONSOR: SCOTT FORTMUNDRUM & KIMBALL C. JONES REPRESENTING E.V.L. WATER LAND, LLC FARMINGTON, UT 84781
- PROPERTY OWNERS: SCOTT FORTMUNDRUM & KIMBALL C. JONES REPRESENTING E.V.L. WATER LAND, LLC FARMINGTON, UT 84781
- PLAT NUMBER: C-0973-0000-0000
- FILE NUMBER: C-0973-0000-0000
- OWNER: E.V.L. WATER LAND, LLC
- OWNER ADDRESS: 1000 W. 1000 S. FARMINGTON, UT 84781
- OWNER PHONE: (801) 734-1000
- OWNER FAX: (801) 734-1000
- OWNER EMAIL: info@evilwaterland.com

ANNEXATION NOTES:

- BOUNDARY INFORMATION BY RECORD OF SURVEY FOR SEWER MAINLARK PERFORMED BY GEORGE CIVIL SOLUTIONS, PLAT 2262, DATE 10-30-06 IRON COUNTY RECORDS.
- THIS EXHIBIT IS CONSIDERED "EXHIBIT B" IN THE ANNEXATION PLAT/ORDINANCE PREPARED BY FARMINGTON CITY.

LEGEND

- FOUR SECTION NUMBERED AS SET
- DO NOT REFER TO PLAT
- SEE ALSO PLAT 2262
- COUNTY RECORDS FILE
- EXISTING LOT
- EXISTING LOT
- PROPOSED ANNEXATION



ANNEXATION & ZONE CHANGE FOR EVIL WATER LAND, LLC EXHIBIT B

CHECKED:	DRAWN:
SCALE:	DATE:
DATE:	DATE:
DATE:	DATE: