

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 HORSE CREEK RANCHING LLC ANNEXATION, located in KAMAS CITY, dated MARCH 4, 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 HORSE CREEK RANCHING LLC ANNEXATION, located in SUMMIT COUNTY, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 4th day of March, 2022 at Salt Lake City, Utah.

Sude M. Henderson

INDUSTRY OF 1847

DEIDRE M. HENDERSON Lieutenant Governor



NOTICE OF IMPENDING BOUNDARY ACTION HORSE CREEK RANCHING, LLC ANNEXATION

To the Lieutenant Governor, State of Utah:

I am the City Recorder of Kamas City. I am submitting this Notice of Impending Boundary Action regarding the Horse Creek Ranching, LLC Annexation. This annexation was accomplished by Ordinance 2021-08, which was passed by the Kamas City Council on December 14, 2021.

I hereby certify that all legal requirements applicable to this boundary action have been met.

Enclosed herewith are (1) a copy of the Ordinance 2021-08, and (2) a copy of the approved final local entity plat.

Please contact me with any questions at (435)783-4630.

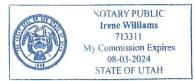
Signed,

| Teasock | 1/13/2022 |
|----------------------------------|-----------|
| Kim Peacock, Kamas City Recorder | Date |
| 170 N. Main | |
| Kamas, UT 84036 | |
| kpeacock@kamascityut.gov | |

State of Utah) County of Summit)

Subscribed and sworn to before me on the 13 day of January, 20 22

Notary Public



ORDINANCE NO. 2021-08

AN ORDINANCE APPROVING THE HORSE CREEK RANCHING, LLC ANNEXATION AND DESIGNATING ZONING TO APPLY TO THE ANNEXATION PROPERTY

WHEREAS, the owners of certain real property, described below, have petitioned to annex such real property into the corporate limits of Kamas City, Summit County, Utah; and

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

WHEREAS, on September 28, 2021, the Kamas City Council accepted such petition for annexation for further consideration in accordance with Section 10-2-405(1)(a)(i)(A)(II) of the Utah Code; and

WHEREAS, on October 7, 2021, the Kamas City Clerk certified such petition for annexation in accordance with Section 10-2-405(2) of the Utah Code; and

WHEREAS, on October 7, 2021, a copy of the public notice of the certification of such petition for annexation was mailed to the Summit County Council and the Summit County Clerk in accordance with Section 10-2-405(2)(b)(i) of the Utah Code; and

WHEREAS, public notice of the certification of such petition for annexation was published on the Utah Public Notice website on November 1, 2021; and

WHEREAS, public notice of a meeting of the Kamas City Council on December 14, 2021, in order to hold a public hearing regarding such petition for annexation was published on the Utah Public Notice website, Kamas Post Office, Kamas City Hall, and Kamas City website on December 6, 2021; and

WHEREAS, an agenda for the December 14, 2021 Kamas City Council meeting was posted on the Utah Public Notice website, Kamas Post Office, Kamas City Hall, and Kamas City website at least twenty-four hours prior to such meeting, which agenda included the holding of a public hearing and consideration of such petition for annexation by the Kamas City Council; and

WHEREAS, on December 14, 2021, the Kamas City Council held a public hearing regarding such petition for annexation; and

WHEREAS, the Kamas City Clerk did not receive any timely protests to such petition for annexation in accordance with Section 10-2-407(2)(b) of the Utah Code;

NOW THEREFORE, be it ordained by the Kamas City Council as follows:

<u>Section 1:</u> The real property, more particularly described in Section 2 below, is hereby annexed to Kamas City, Utah, and the corporate limits of Kamas City are hereby extended accordingly.

<u>Section 2:</u> The real property, which is the subject of this Ordinance namely Horse Creek Ranching, LLC, is described as follows:

SEE EXHIBIT A ATTACHED HERETO

<u>Section 3:</u> The real property described in Section 2 above shall be classified as being A-40 Agriculture as set forth in the Kamas Municipal Code.

Section 4: A certified copy of this Ordinance and an original plat describing the real property so annexed shall be recorded in the office of the Summit County Recorder within thirty (30) days after the date this Ordinance is adopted.

Section 5: The annexation set forth herein is subject to the following conditions:

THIS ORDINANCE shall take effect as and when provided by Utah Code Title 10, Chapter 2, Part 4.

PASSED and ADOPTED by the Kamas City Council on the 14th day of December, 2021.

| | AYE | NAY | |
|-------------------------|----------------------------|-----|----------|
| Councilor Garry Walker | | | |
| Councilor Kevan Todd | | | (Absent) |
| Councilor John Blazzard | **CONTRACTOR OF THE STREET | V | - |

| Councilor Allen McNeil | ✓ |
|---------------------------|------------|
| Councilor Monica Blazzard | <u> </u> |
| SCITY | KAMAS CITY |



Matt McCormick, Mayor

ATTEST:

Kim Peacock, City Recorder

EXHIBIT A

Parcel Number CD-541

Legal A TRACT OF LAND LOCATED IN SEC 17 T2SR6E SLBM & HAVING A BASIS OF BEARING TAKEN AS N 00*05'54" E ALONG THE E LINE OF SDSEC 17 DESC AS FOLLOWS: BEG AT A PT WH IS N 00*05'54" E 3125.63 FT ALONG THE SEC LINE & W 2724.75 FT FROM THE SE COR OF SEC 17 T2SR6E SLBM & RUN TH ALONG THAT CERTAIN BOUNDARY LINE AGREEMENT ON FILE IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS ENTRY #445573 BK 935 PG 666 (WH SD BOUNDARY LINE AGREEMENT MAKES REFERENCE TO A SURVEY FILED BY WILLIAM JORDAN (1994) AS SURVEY #S-1699) THE FOLLOWING(6) COURSES: TH N 67*54'50" W 241.95 FT; TH N 28*54'49" W 110.93 FT; TH N 75*24'46" W 404.28 FT; TH S 85*11'31" W 226.45 FT; TH N 1*15'19" E 167.77 FT; TH S 79*02'47" W 698.89 FT; TH N 0*00'14" W 610.01 FT M/L TO THE C/L OF A 60 FT WIDE R/W; THE NEXT (9) COURSES ARE ALONG SD R/W; TH N 89*55'10" E 45.19 FT; TH 116.87 FT ALONG THE ARC OF A 300.00 FT RAD CUR TO THE RIGHT (LCB = S 78*55'14" E 116.13 FT); TH S 67*45'37" E 531.21 FT; TH 11.55 FT ALONG THE ARC OF A 100.00 FT RAD CUR TO THE LEFT (LCB = S 71*04'06" E 11.54 FT); TH S 74*22'36" E 404.31 FT; TH 46.82 FT ALONG THE ARC OF A 100.00 FT RAD CUR TO THE RIGHT (LCB = S 60*57'54"E 46.39 FT); TH S 47*33'13" E 375.92 FT; TH 47.52 FT ALONG THE ARC OF A 100.00 FT RAD CUR TO THE LEFT (LCB = S 61*10'05" E 47.08 FT); TH S 74*46'56" E 259.00 FT; TH S 21*17'31" W 228.60 FT TO THE PT OF BEG CONT 13.05 AC M/L 1583-1781(REF:1678-214) 1741-335 1775-983 2165-153 2415-362

Parcel Number CD-541-A

Legal A TRACT OF LAND LOCATED IN SEC 17 T2SR6E SLBM & HAVING A BASIS OF BEARING TAKEN AS N 00*05'54" E ALONG THE E LINE OF SDSEC 17 DESC AS FOLLOWS: BEG AT A PT WH IS N 00*05'54" E 2304.59 FT ALONG THE SEC LINE & W 1834.98 FT FROM THE SE COR OF SEC 17 T2SR6E SLBM & RUN TH ALONG THATCERTAIN BOUNDARY LINE AGREEMENT ON FILE IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS ENTRY #445573 BK 935 PG 666 (WH SD BOUNDARY LINE AGREEMENT MAKES REFERENCE TO A SURVEY FILED BY WILLIAM JORDAN (1994) AS SURVEY #S-1699) THE FOLLOWING(7) COURSES: TH N 70*43'03" W 240.57 FT; TH N 70*21'46" W 365.96 FT; TH N 6*21'49" E 224.97 FT; TH N 22*48'07" W 133.56

FT; TH N 69*22'33" W 66.66 FT; TH N 41*49'48" W 329.08 FT; TH N 67*54'50" W 8.54 FT; TH N 21*17'31" E 228.60 FT M/L TO THE C/L OF A 60 FT WIDE R/W; THE NEXT (4) COURSES ARE ALONG SD R/W; TH N 74*46'56" W 259.00 FT; TH 47.52 FT ALONG THE ARC OF A 100.00 FT RAD CUR TO THE RIGHT (LCB = N 61*10'05" W 47.08 FT); TH N 47*33'13" W 375.92 FT; TH 46.82 FT ALONG THE ARC OF A 100.00 FT RAD CUR TO THE LEFT

(LCB = N 60*57'54" W 46.39 FT); TH N 29*44'57" E 1129.07 FT M/L TO AN EXISTING FENCE LINE; TH S 59*52'10" E 292.80 FT ALONG SD FENCE LINE; TH S 60*25'11" E 691.04 FT IN PROJECTION OF SD FENCE LINE; TH S 1893.11 FT TO THE PT OF BEG CONT 45.35 AC M/L (REF:1583-1781 & 1678-214)1741-335 1775-983 2165-153 2415-362

Parcel Number CD-541-B

Legal A TRACT OF LAND LOCATED IN SEC 17 T2SR6E SLBM & HAVING A BASIS OF BEARING TAKEN AS N 00*05'54" E ALONG THE E LINE OF SDSEC 17 DESC AS FOLLOWS: BEG AT A PT WH IS N 00*05'54" E 3705.54 FT ALONG THE SEC LINE & W 3251.85 FT FROM THE SE COR OF SEC 17 T1SR6E SLBM (SD PT BEING LOCATED ON THE C/L OF A 60 FT WIDE R/W) & RUN

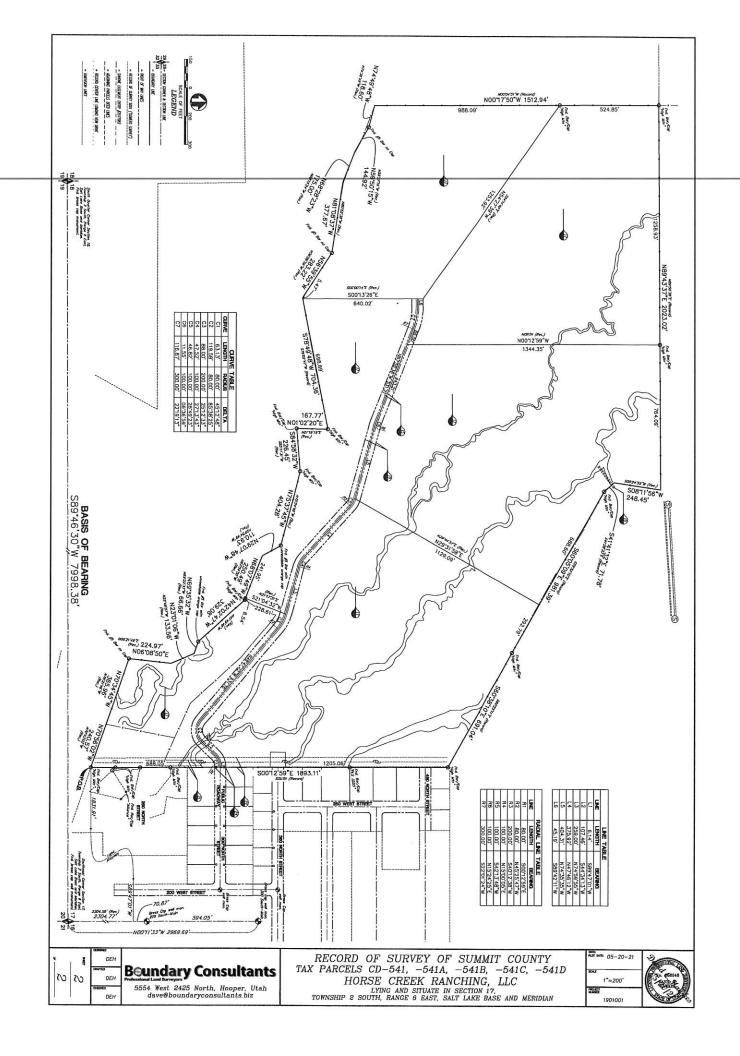
TH N 74*22'36" W 404.31 FT ALONG SD C/L; TH 11.55 FT ALONG THE ARC OF A 100.00 FT RAD CUR TO THE RIGHT (LCB = N 71*04'06" W 11.54 FT) ALONG SD C/L; TH N 67*45'37" W 443.25 FT ALONG SD C/L; TH N 1344.34 FT M/L TO AN EXISTING FENCE LINE; TH N 89*56'36" E 764.09 FT ALONG SD FENCE LINE; TH S 8*24'55" W 248.45 FT ALONG SD FENCE LINE; TH S 41*28'33" E 71.78 FT ALONG SD FENCE LINE; TH S 59*52'10" E 688.59 FT ALONG SD FENCE LINE; TH S 29*44'57" W 1129.07 FT TO THE PT OF BEG CONT 35.82 AC 1741-335 1775-983 2165-153 2415-362

Parcel Number CD-541-C

Legal A TRACT OF LAND LOCATED IN SEC 17 T2SR6E SLBM & HAVING A BASIS OF BEARING TAKEN AS N 00*05'54" E ALONG THE E LINE OF SDSEC 17 DESC AS FOLLOWS: BEG AT A PT WH IS N 00*05'54" E 3985.93 FT ALONG THE SEC LINE & W 4062.90 FT FROM THE SE COR OF SEC 17 T2SR6E SLBM (SD PT BEING LOCATED ON THE C/L OF A 60 FT WIDE R/W) & RUN TH N 67*45'37" W 87.95 FT ALONG SD C/L;TH 116.87 FT ALONG THE ARC OF A 300.00 FT RAD CUR TO THE LEFT (LCB = N 78*55'14" W 116.13 FT) ALONG SD C/L; TH S 89*55'10" W 45.19 FT ALONG SD C/L; TH N 0*04'50" W 30.00 FT; TH N 54*14'40" W 1253.92 FT M/L TO AN EXISTING FENCE LINE; TH N 0*04'51" W 524.85 FT ALONG SD FENCE LINE; TH N 89*56'36" E 1258.93 FT ALONG SD FENCE LINE; TH S 1344.34 FT TO THE PT OF BEG CONT 28.04 AC 1741-335 1775-983 2165-153 2415-362

Parcel Number CD-541-D

Legal A TRACT OF LAND LOCATED IN SEC 17 T2SR6E SLBM & HAVING A BASIS OF BEARING TAKEN AS N 00*05'54" E ALONG THE E LINE OF SDSEC 17 DESC AS FOLLOWS: BEG AT A PT WH IS N 00*05'54" E 3431.47 FT ALONG THE SEC LINE & W 4302.47 FT FROM THE SE COR OF SEC 17 T2SR6E SLBM & RUN TH ALONG THATCERTAIN BOUNDARY LINE AGREEMENT ON FILE IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS ENTRY #445573 BK 935 PG 666 (WH SD BOUNDARY LINE AGREEMENT MAKES REFERENCE TO A SURVEY FILED BY WILLIAM JORDAN (1994) AS SURVEY #S-1699) THE FOLLOWING(6) COURSES: S 79*02'47" W 5.47 FT; TH N 56*26'56" W 283.22 FT; TH N 80*55'38" W 377.67 FT; TH N 68*15'24" W 175.00 FT; TH N 59*37'16" W 144.92 FT; TH N 74*36'49" W 118.60 FT TO AN EXISTING FENCE LINE; TH N 0*04'51" W 988.09 FT ALONG SD FENCE LINE; TH S 54*14'40" E 1253.92 FT; TH S 0*00'27" E 640.01 FT TO THE PTOF BEG CONT 18.68 AC M/L 1741-335 1775-983 2165-153 2415-362



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SCHEDULE B - Section 2 Exceptions
Amendment No. 1

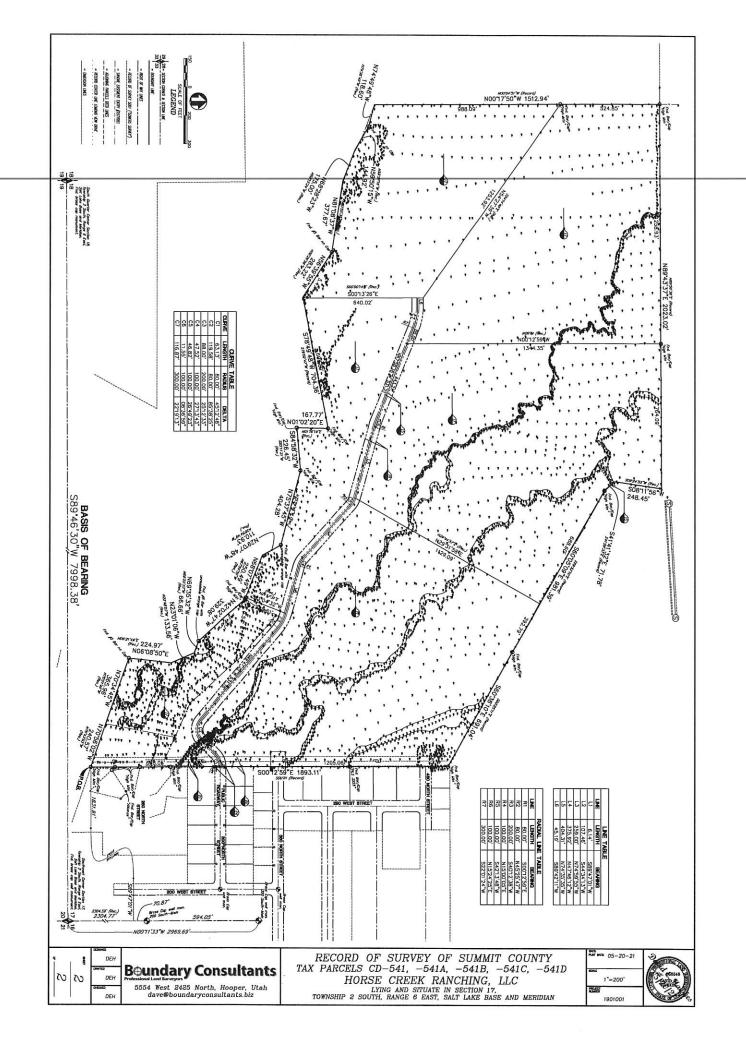
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Boundary Consultants
Professional Land Surveyors 5554 West 2425 North, Hooper, Utah dave@boundaryconsultants.biz

RECORD OF SURVEY OF SUMMIT COUNTY TAX PARCELS CD-541, -541A, -541B, -541C, -54 HORSE CREEK RANCHING, LLC LYING AND SITUATE IN SECTION 17, TOWNSHIP 2 SOUTH, RANGE 6 EAST, SALT LAKE BASE AND MERIDIAN









Certification of Annexation Petition

I, <u>Kim Peacock</u>, <u>City Recorder</u>, do hereby certify that the petition for annexation submitted to Kamas City by Horse Creek Ranching, LLC for annexation of approximately 140.94 acres of land in Summit County, Utah, parcel numbers CD-541, CD-541-A, CD-541-B, CD-541-C, CD-541-D, which parcels border the west side of Grassy Creek Subdivision, complies with the legal requirements of State Code 10-2-402 in that it:

- (a) is contiguous to the municipal boundaries of Kamas City;
- (b) does not create an unincorporated island or peninsula;
- (c) contains the signatures of the owners of private property that hold more than 51% of the property and 1/3 the assessed value of the property;
- (d) is accompanied by a plat which has been prepared by a licensed surveyor;
- (e) and the petition contact has been named as Devin Meier, whose mailing address is 2875 Old Colony Circle, Holladay, Utah, 84117 and phone (801) 842-8853 as well as a secondary contact of City Planner, Amanda Huffmyer whose mailing address is 170 N. Main St., Kamas, Utah 84036 and phone (435) 783-4641.

Kim Peacock, Kamas City Recorder

10/7/2021 Date

PUBLIC NOTICE OF CERTIFICATION OF ANNEXATION PETITION Pursuant to Utah Code Ann. 10-2-406 the City of Kamas hereby gives notice as follows:

- 1. A petition for Annexation has been received in the office of the Kamas City Recorder for the purpose of requesting annexation of the following parcel of land. Said complete petition was received on August 26, 2021. The Kamas City Council heard the petition at their regularly scheduled meeting on September 28, 2021 and acted to accept the petition for consideration;
- 2. On October 7, 2021 the Kamas City Council received the required Notice of Certification from the City Recorder certifying that the petition satisfies the requirements of state law.
- 3. The area proposed for annexation is located north west of the current municipal boundary, more specifically described as follows:

Parcel CD-541

Parcel CD-541-A

Parcel CD-541-B

Parcel CD-541-C

Parcel CD-541-D

- 4. The complete annexation petition is available for inspection at the office of the Kamas City Recorder, 170 N. Main, Kamas, UT 84036.
- 5. Kamas City may grant the petition(s) and annex the areas described in the petition(s) unless a written protest to the annexation petition(s) is filed with the Summit County Clerk at 60 N. Main, Coalville, UT 84017 and a copy delivered to the Kamas City Recorder by December 4, 2021. Protests to the annexation petition may be filed by the legislative body or governing board of an affected entity in accordance with State Code Section 10-2-407.
- 6. If the petition is granted, the annexed areas will also be automatically annexed into certain local districts, not created by election, providing fire protection, paramedic services, emergency services, or law enforcement, in which districts the city is wholly located, and the annexed areas will be automatically withdrawn from certain local districts, not created by election, providing fire protection, paramedic services, emergency services, or law enforcement, in which districts the city is not a part, in accordance with State Code Section 10-2-406(2)(g) and (h).

Kim Peacock, City Recorder