

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 of annexation known as the KANAB CITY ANNEXATION, located in KANAB CITY, dated FEBRUARY 16, 2023, 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 KANAB CITY ANNEXATION, located in KANE COUNTY, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 16th day of February, 2023 at Salt Lake City, Utah.



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

DEIDRE M. HENDERSON
Lieutenant Governor

Mayor
Troy Colten Johnson
City Manager
Kyler Ludwig
Treasurer
Danielle Ramsay



City Council
Arlon Chamberlain
Kerry Glover
Scott Colson
Chris Heaton

NOTICE OF IMPENDING BOUNDARY ACTION

February 8, 2023

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

Sent via email: annexations@utah.gov

Re: Notice of Annexations

Dear Lt. Governor Henderson:

At the January 24, 2023 Kanab City Council meeting, the City Council unanimously approved, through Kanab City Ordinance 1-2-23 O, to annex certain property adjacent to current Kanab City limits, including approximately forty-three (43) contiguous parcels, constituting an island or peninsula. Enclosed you will find the above referenced ordinance along with the signed plat map and legal description for the properties being annexed into Kanab City. This annexation meets all statutory requirements. Accordingly, we request a certificate of annexation be issued. Please email a copy of the Certificate of Annexation to me and the original to:

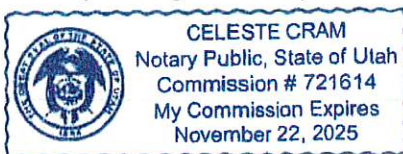
Celeste Cram,
Kanab City Recorder
26 N. 100 E.
Kanab, Utah 84741

I can be reached at kburggraaf@kanab.utah.gov or (435) 644-2534.

Sincerely,

KENT A. BURGGRAAF
Kanab City Attorney

On February 8th, 2023, Kent A. Burggraaf, the Kanab City Attorney, who is sufficiently known or otherwise identified by me, appeared and signed the aforementioned Notice of Impending Boundary Action.



Celeste Cram, Notary

— A Western Classic —

26 North 100 East • Kanab, Utah 84741 • Phone 435-644-2534 • www.kanab.utah.gov

ORDINANCE NO. 1-2-23 O

AN ORDINANCE ANNEXING APPROXIMATELY FORTY-THREE CONTIGUOUS UNINCORPORATED PARCELS AND AREA, CONSTITUTING AN ISLAND OR PENINSULA

WHEREAS, on or about January 24, 2006, Kanab City adopted, amended, and revised its annexation policy plan, Ordinance No. 1-2-060, *An Ordinance Adopting Kanab City Annexation Policy Plan* (incorporated as Appendix B of the Kanab City General Plan), in which plan a map is included identifying the expansion area the City anticipates annexing in the future, as well as the criteria for evaluating any proposed annexation.

WHEREAS, Section 2.4 of the Kanab City General Plan describes the areas of anticipated annexation, including those “in the vicinity of the city airport.”

WHEREAS, Utah Code § 10-2-418 establishes the process and authority for a municipality to annex an area considered to be a contiguous unincorporated island or peninsula in relation to the municipalities boundaries, and may consider doing so without the submission of an annexation petition.

WHEREAS, on or about October 27, 2020, the Kanab City Council met and discussed annexation matters, directing City staff to work on annexing the unincorporated areas around the airport and north of town.

WHEREAS, City staff has received inquiries about the annexation of certain parcels in this unincorporated area around the airport.

WHEREAS, the City desires that any annexation occur in a well-planned and orderly fashion and comply with the parameters outlined in State law.

WHEREAS, City staff has identified the parcels that are within the unincorporated island or peninsula adjacent to the incorporated Kanab City airport and otherwise surrounded by the City’s boundaries and the Arizona border, as shown on the plat attached hereto.

WHEREAS, the Kanab City Planning Commission met during their regular meeting on November 15, 2022, during which meeting they: held a public hearing; City staff and Commission members responded to questions from the members of the public in attendance; considered the annexation of the contingent unincorporated area (island or peninsula) surrounding the Kanab City airport; and, thereafter, made a positive recommendation to the Kanab City Council to annex the area.

WHEREAS, the Kanab City Council met during its regular meeting on December 13, 2022, to further consider the matter, and adopted Resolution 12-1-22 R, A Resolution Indicating Kanab City’s Intent to Annex Contiguous Unincorporated Parcels and Area, Constituting an Island or Peninsula.

WHEREAS, Kanab City staff published, mailed, and posted the required notices of a public hearing for January 30, 2023.

WHEREAS, the Kane County Commission met on December 20, 2022, and adopted a resolution that made the statutory findings in Utah Code § 10-2-418(8)(c)(i) recommending the annexation of the forty-three parcels under consideration. [See Kane County Resolution R-2022-35.]

WHEREAS, on January 24, 2023, a public hearing was held as noticed.

WEHREAS, on January 24, 2023, the Kanab City Council met during is regular meeting and deliberated over the annexation of the proposed forty-three contiguous unincorporated parcels surrounding or in close proximity to the Kanab City Airport.

NOW, THEREFORE, BE IT ORDAINED by the Kanab City Council:

The municipal boundaries are extended to include the following enumerated county parcels, as identified in the Office of the Kane County Recorder, and as included in the proposed annexation plat:

3-6-33-5-6	4-6-4-12A	4-6-4-8	4-6-4-19	4-6-4-3F
3-6-34-10	4-6-4-12A1	4-6-4-6	4-6-4-13A	4-6-4-18B
3-6-34-10B	4-6-4-14	4-6-4-5	4-6-4-7A-X	4-6-4-11-A
3-6-34-7	4-6-4-14E	4-6-9-5	4-6-4-4	
4-6-4-21	4-6-4-11	4-6-9-5A	4-6-4-3	
4-6-4-22	4-6-4-18	4-6-9-3	4-6-4-3B	
4-6-4-23	4-6-4-13	4-6-9-2A	4-6-4-3C	
4-6-4-24	4-6-4-7	4-6-9-2	4-6-4-3G	
4-6-4-1A	4-6-4-9	4-6-4-18A	4-6-4-3E	
4-6-4-12	4-6-4-8A	4-6-4-13B	4-6-4-3D	

And as further described in the legal description attached hereto.

The Mayor and City staff are authorized to take all steps necessary to effectuate this ordinance and complete the annexation process.

All former codes or parts thereof conflicting or inconsistent with the provisions of this Ordinance or of the Code hereby adopted are hereby repealed.

The provisions of this Ordinance shall be severable, and, if any provision thereof or any application of such provision is held invalid, it shall not affect any other provisions of this Ordinance or the application in a different circumstance.

[Continued on the following pages.]

//

//

This Ordinance shall be effective upon posting.

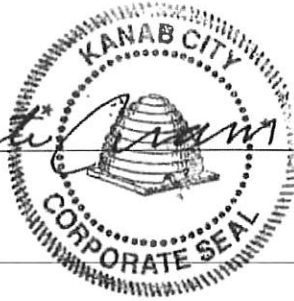
PASSED AND RESOLVED this 24th day of January, 2023.

KANAB CITY


MAYOR

ATTEST:


RECORDER



VOTING:

Arlon Chamberlain	Yea	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>
Scott Colson	Yea	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>
Chris Heaton	Yea	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>
Kerry Glover	Yea	<input checked="" type="checkbox"/>	Nay	<input type="checkbox"/>

POSTED the 8 day of February, 2023, as certified by the Recorder:


RECORDER

LEGAL DESCRIPTION

AREA 1:

AN AREA LOCATED IN SECTIONS 4 AND 9, TOWNSHIP 44 SOUTH, RANGE 6 WEST, SALT LAKE BASE AND MERIDIAN. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTH QUARTER CORNER OF SAID SECTION 9, AND RUNNING THENCE N 89°27'48" W 2622.70 FEET ALONG THE SOUTH LINE OF SAID SECTION 9, BEING THE STATE LINE OF UTAH/ARIZONA, TO THE SOUTHWEST CORNER OF SAID SECTION 9; THENCE N 0°41'44" E 2535.61 FEET ALONG THE WEST LINE OF SAID SECTION 9, TO THE NORTHWEST CORNER OF SAID SECTION 9; THENCE N 1°18'57" E 1322.22 FEET; THENCE S 89°19'45" E 285.31 FEET; THENCE S 0°39'25" W 33.12 FEET; THENCE S 89°20'35" E 298.05 FEET; THENCE N 0°39'25" E 1052.04 FEET; THENCE S 89°20'35" E 33.00 FEET; THENCE N 0°39'25" E 308.88 FEET; THENCE S 89°20'35" E 87.14 FEET; THENCE N 0°39'25" E 262.52 FEET; THENCE S 89°20'35" E 33.00 FEET; THENCE N 0°39'25" E 74.44 FEET; THENCE S 89°20'35" E 359.67 FEET; THENCE N 2°09'25" E 571.47 FEET; THENCE N 89°20'35" W 197.33 FEET TO THE NORTH LINE OF SECTION 4; THENCE N 0°39'25" E 1697.85 FEET, TO A POINT ON THE NORTH LINE OF SAID SECTION 4; THENCE S 89°17'43" E 577.06 FEET ALONG SAID LINE; THENCE S 0°39'51" W 150.37 FEET; THENCE S 89°20'35" E 101.01 FEET; THENCE S 0°39'25" W 17.22 FEET; THENCE S 89°20'35" E 817.72 FEET; THENCE S 0°39'25" W 486.75 FEET; THENCE S 89°20'35" E 600.00 FEET; THENCE S 21°28'08" W 3457.76 FEET; THENCE S 73°27'55" W 1000.79 FEET; THENCE S 16°31'35" E 509.01 FEET; THENCE S 89°15'29" E 506.95 FEET; THENCE S 21°30'46" W 2729.14 FEET; THENCE S 68°18'35" E 769.14 FEET; THENCE N 21°34'55" E 165.49 FEET; THENCE S 0°28'32" W 40.63 FEET; THENCE N 21°16'15" E 850.66 FEET; THENCE N 89°08'14" W 10.69 FEET; THENCE N 21°34'55" E 1413.13 FEET, TO A POINT ON THE SOUTH LINE OF SAID SECTION 4; THENCE S 89°03'59" E 519.05 FEET ALONG SAID LINE, TO THE SOUTH 1/4 CORNER OF SAID SECTION 4; THENCE S 89°26'34" E 401.40 FEET ALONG THE NORTH LINE OF SAID SECTION 4; THENCE S 17°26'06" W 1380.54 FEET TO THE CENTER LINE OF SECTION 9; THENCE ALONG THE CENTER LINE OF SECTION 9, S 0°31'55" W 1196.40 FEET TO THE SOUTH 1/4 CORNER OF SECTION 9 AND THE POINT OF BEGINNING.

CONTAINS 12,737,440 SQ FT OR 292.41 ACRES MORE OR LESS.

[Legal description continued on the next page.]

AREA 2:

AN AREA LOCATED IN SECTIONS 33 AND 34, TOWNSHIP 43 SOUTH, RANGE 6 WEST, AND SECTION 4, TOWNSHIP 44 SOUTH, RANGE 6 WEST, SALT LAKE BASE AND MERIDIAN. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 4, AND RUNNING THENCE S 1°01'15" W 1978.40 FEET; THENCE N 89°18'59" W 78.61 FEET; THENCE S 0°59'18" W 651.21 FEET; THENCE N 89°20'26" W 764.67 FEET; THENCE N 1°05'00" E 870.02 FEET; THENCE S 89°20'35" E 93.20 FEET; THENCE N 1°05'00" E 60.00 FEET; THENCE N 89°20'35" W 511.44 FEET; THENCE S 0°39'55" W 60.00 FEET; THENCE S 0°35'16" W 869.97 FEET; THENCE S 89°20'26" E 6.04 FEET; THENCE S 0°25'58" W 666.84 FEET; THENCE N 89°01'02" W 86.56 FEET; THENCE S 0°45'13" W 11.16 FEET; THENCE N 89°14'47" W 1039.21 FEET; THENCE N 2°24'42" W 127.18 FEET; THENCE N 21°34'55" E 1253.30 FEET; THENCE S 89°20'35" E 579.12 FEET; THENCE N 0°39'25" E 24.59 FEET; THENCE N 89°20'35" W 326.24 FEET; THENCE N 0°39'25" E 283.80 FEET; THENCE N 89°20'35" W 126.95 FEET; THENCE N 21°25'55" E 249.20 FEET; THENCE N 89°20'35" W 7.84 FEET; THENCE N 21°34'25" E 157.70 FEET; THENCE N 1°10'21" E 84.47 FEET; THENCE N 89°11'59" W 198.13 FEET; THENCE N 68°34'05" W 489.58 FEET; THENCE N 21°25'55" E 437.87 FEET; THENCE S 89°20'35" E 912.47 FEET; THENCE N 0°39'55" E 1937.86 FEET; THENCE S 89°20'35" E 610.50 FEET; THENCE N 0°39'25" E 668.25 FEET; THENCE N 89°20'35" W 660.00 FEET; THENCE N 0°39'25" E 24.75 FEET; THENCE S 89°20'35" E 1650.00 FEET; THENCE S 0°39'25" W 660.00 FEET; THENCE S 89°20'35" E 330.00 FEET; THENCE S 0°39'25" W 1023.00 FEET; THENCE S 89°20'35" E 660.00 FEET; THENCE S 0°39'25" W 297.00 FEET; THENCE N 89°20'35" W 1320.00 FEET TO THE NORTHWEST CORNER OF SECTION 4 AND THE POINT OF BEGINNING.

CONTAINS 8,362,873 SQ FT OR 191.99 ACRES MORE OR LESS.

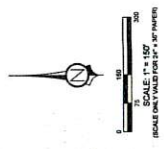


DATE: JANUARY 21, 2023
 DRAWN BY: [Signature]
 TITLE: SURVEYOR

ANNEXATION TO THE CITY OF KANAB, UTAH
 LOCATED IN
 SECTIONS 33 AND 34, TOWNSHIP 43 SOUTH, RANGE 6 WEST, AND
 SECTIONS 4 AND 9, TOWNSHIP 44 SOUTH, RANGE 6 WEST, AND
 SALT LAKE BASE & MERIDIAN

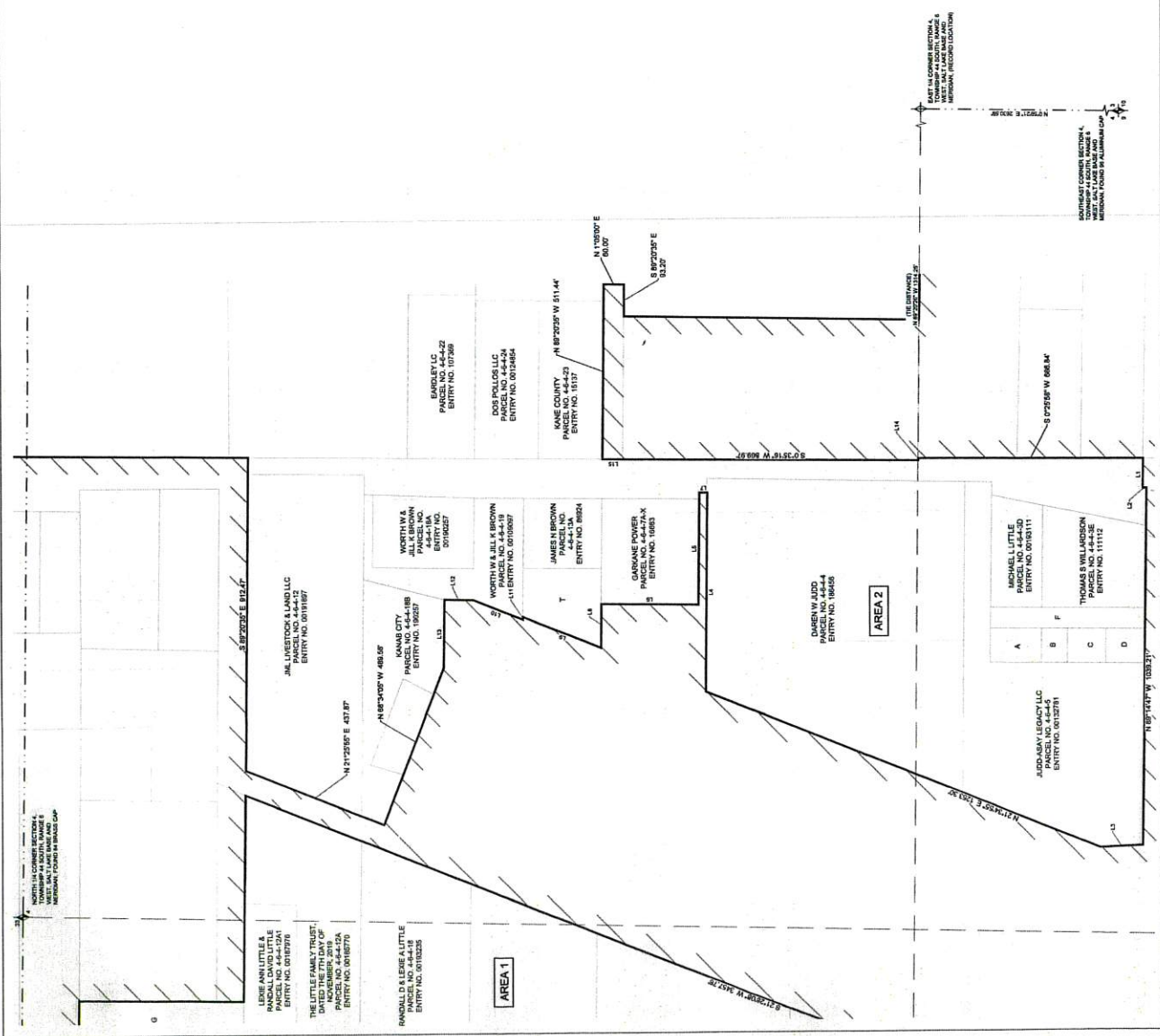
SCALE OF SHEET	AS SHOWN
SCALE OF PLAN	1" = 200'
SCALE OF SECTION	1" = 200'
SCALE OF DISTANCE	1" = 200'
SCALE OF AREA	1" = 200'
SCALE OF VOLUME	1" = 200'
SCALE OF WEIGHT	1" = 200'
SCALE OF TEMPERATURE	1" = 200'
SCALE OF PRESSURE	1" = 200'
SCALE OF FORCE	1" = 200'
SCALE OF ENERGY	1" = 200'
SCALE OF POWER	1" = 200'
SCALE OF MASS	1" = 200'
SCALE OF LENGTH	1" = 200'
SCALE OF AREA	1" = 200'
SCALE OF VOLUME	1" = 200'
SCALE OF WEIGHT	1" = 200'
SCALE OF TEMPERATURE	1" = 200'
SCALE OF PRESSURE	1" = 200'
SCALE OF FORCE	1" = 200'
SCALE OF ENERGY	1" = 200'
SCALE OF POWER	1" = 200'
SCALE OF MASS	1" = 200'
SCALE OF LENGTH	1" = 200'

LOCATION	PARCEL #	OWNER	ENTRY NO.
A	44-4-3	GARY L. BIRNIE / JANDERSON	0012346
B	44-4-3B	THOMAS & KAY WALLARDSON FAMILY	0018971
C	44-4-3C	BILIE N. HOLLADAY	0028260
D	44-4-3D	BILIE N. HOLLADAY	0081627
F	44-4-3F	THOMAS S. ANDERSON, 15TH INTEREST	0052449
F	44-4-3F	THOMAS S. ANDERSON, 15TH INTEREST	0084403
F	44-4-3F	G AND B ANDERSON FAMILY TRUST, 15TH INTEREST	0072248
F	44-4-3F	KAY K. WALLARDSON AND STEVEN T. WALLARDSON, 15TH INTEREST	0072334
F	44-4-3F	MICHAEL LITTLE, 15TH INTEREST	0018311
G	44-4-14	JEFFREY B. & JULIE F. ALLEN	0018768
H	44-4-6	ADA M. JUDG FAMILY TRUST, DATED OCTOBER 8, 2017	0010263
I	44-4-11-A	ACORN LLC	0011333
J	44-4-2	APRIL & GEORGE WITZKE	0017155
K	44-4-9A	WATERMAN VELDING & MACHINING LLC	0018156
L	44-4-10	SHAWNA COX	0012701
M	44-4-10B	TOM & ROBYN SAWYER	0018972
N	44-4-10B	KANAB CITY	0019227
O	44-4-3E	THOMAS S. WALLARDSON	0011112
P	44-4-3D	MICHAEL LITTLE	0012781
R	44-4-4	JUDG-ADAY LEGACY LLC	0012781
S	44-4-10A	DAREN W. JUDG	0019008
T	44-4-10B	WORTHY BROWN, 50% INTEREST	0018661
T	44-4-10B	MORRIS & LAURINE BROWN, 50%	0018663
U	44-4-13A	JAMES N. BROWN	0068624
V	44-4-10	WORTH WOOD & JILL K. BROWN	0018067
W	44-4-15A	WORTH WOOD & JILL K. BROWN	0018027
X	44-4-22	EMBLEY LLC	0017789
Y	44-4-24	DOR POLLOS LLC	0014484
Z	44-4-23	KANE COUNTY	0001527
AB	44-4-12A1	LEDFE ANN LITTLE & RANDALL DAVID	0018788
AC	44-4-12A	THE LITTLE FAMILY TRUST	0018770



ANNEXATION TO THE CITY OF KANAB, UTAH

LOCATED IN
 SECTIONS 33 AND 34, TOWNSHIP 43 SOUTH, RANGE 6 WEST, AND
 SECTIONS 4 AND 9, TOWNSHIP 44 SOUTH, RANGE 6 WEST,
 SALT LAKE BASE AND MERIDIAN
 PARCELS FOR
 KANAB CITY



NORTH PLAT CORNER SECTION 4, TOWNSHIP 43 SOUTH, RANGE 6 WEST, SALT LAKE BASE AND MERIDIAN, RECORD LOCATION

EAST PLAT CORNER SECTION 4, TOWNSHIP 43 SOUTH, RANGE 6 WEST, SALT LAKE BASE AND MERIDIAN, RECORD LOCATION

SOUTHWEST CORNER SECTION 4, TOWNSHIP 43 SOUTH, RANGE 6 WEST, SALT LAKE BASE AND MERIDIAN, RECORD LOCATION