

STATE OF UTAH

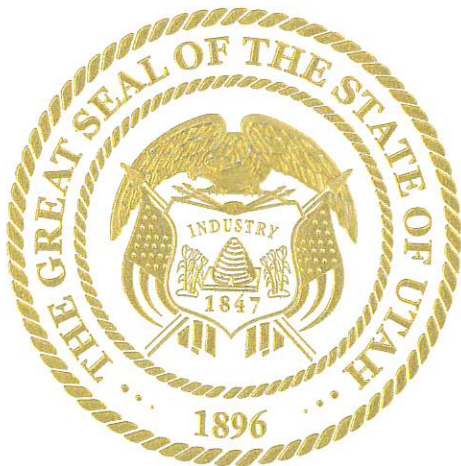


OFFICE OF THE LIEUTENANT GOVERNOR

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 HELPER CITY ANNEXATION PARCEL 1A-0154-0001, located in CARBON COUNTY, dated April 3, 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 HELPER CITY ANNEXATION PARCEL 1A-0154-0001, located in CARBON COUNTY, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 3rd day of April, 2023 at Salt Lake City, Utah.

A handwritten signature in black ink, reading "Deidre M. Henderson".

DEIDRE M. HENDERSON
Lieutenant Governor





Helper City



MAYOR

Lenise Peterman

58 South Main Street

P.O. Box 221

Helper, Utah 84526

435-472-5391

FAX 435-472-5530

COUNCIL

Amanda Wheeler

David Dornan

Gary Harwood

Malarie DeVincent

Michelle Goldsmith

March 28, 2023

Office of the Lieutenant Governor
Utah State Capitol
350 N State Street
Suite 220
Salt Lake City, UT 84114

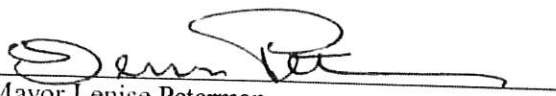
Regarding: Notice of Impending Boundary Action

Pursuant to and in accordance with the provisions of the Utah Municipal Code the City of Helper, Utah acting by its Mayor and approved by the City Council during a Public Meeting Held on October 6, 2016, Hereby requests amendments to its Articles of Incorporation as follows:

1. The name of the municipality is the Municipal Corporation of Helper also known as the City of Helper.
2. The Geographical description of the City is hereby amended to include the described property attached hereto as Ordinance 2023-01.
3. The City of Helper is a City of the 5th Class as defined in Utah Code Ann 10-2-301 having a population of more than 1,000 inhabitants, but less than 10,000 inhabitants.
4. These Amended Articles of Incorporation shall become effective on April 1, 2023

Date this 28th day of March 2023

City of Helper

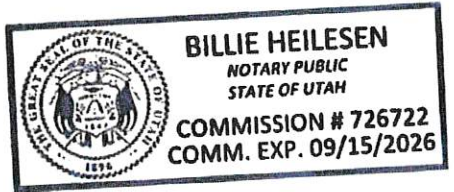

Mayor Lenise Peterman

State of Utah }
County of Carbon } :SS

Lenise Peterman being first duly sworn upon oath deposes and says: that I am the Mayor of the City of Helper and the foregoing Amended Articles of Incorporation of the City of Helper are truthful and accurate to the best of my knowledge and information.

Subscribed and sworn to before me this 28th day of March 2023.

Billie Heilesen
Notary Public



ORDINANCE NO. 2023-01

A SECOND ORDINANCE EXTENDING THE LIMITS OF THE CITY OF HELPER TO INCLUDE THE ANNEXATION OF A PARCEL OF REAL PROPERTY LOCATED SOUTH OF BIRCH STREET AND WEST OF MAIN STREET, HELPER, AND AMENDING THE CITY OF HELPER ZONING MAP TO ZONE AND DESIGNATE THIS AREA AS GC-1 UPON ITS ANNEXATION TO THE CITY

WHEREAS, the Helper City Council previously voted to pass a similar ordinance extending the limits of Helper City to include real property South of Birch Street and West of Main Street; and

WHEREAS, the same aforementioned ordinance amended the zoning map to zone and designate the same area as GC-1 upon its annexation to the City;

WHEREAS, it was brought to the attention of Helper City that the prior ordinance did not list the correct property description;

WHEREAS, the Helper City Council wishes to amend and correct the limits of Helper City;

BE IT ORDAINED, therefore, by the City Council of Helper City, Utah, that:

Section 1. Annexation. The City of Helper corporate boundary is hereby enlarged and extended so as to include the below described real property:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 13 SOUTH, RANGE 9 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE SOUTH 644 FEET; THENCE WEST 350 FEET; THENCE NORTH 12 FEET; THENCE NORTH 3° WEST 320 FEET; THENCE NORTH 20°30' EAST 333 FEET; THENCE EAST 250 FEET TO THE PLACE OF BEGINNING. ALSO, BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 13 SOUTH, RANGE 9 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE SOUTH 382 FEET; THENCE NORTH 30°07' EAST ALONG THE WEST SIDE OF THE OLD STATE HIGHWAY 443.25 FEET, MORE OR LESS, TO THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 24;

THENCE SOUTH 89°30'; WEST ALONG SAID NORTH LINE 222.5 FEET TO THE PLACE OF BEGINNING.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT OF LAND, AS CONVEYED TO CARBON COUNTY, A BODY CORPORATION AND POLITIC OF THE STATE OF UTAH, IN THAT CERTAIN WARRANTY DEED RECORDED DECEMBER 11, 1922, AS ENTRY NO. 3985, IN BOOK 5-1, AT PAGE 378, RECORDS OF THE CARBON COUNTY RECORDER: BEGINNING 382 FEET SOUTH OF THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 13 SOUTH, RANGE 9 EAST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE SOUTH 29°45' WEST ALONG AN OLD FENCE LINE A DISTANCE OF 136 FEET; THENCE SOUTH 21° WEST A DISTANCE OF 155 FEET TO A POINT 644 FEET SOUTH OF THE NORTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 24; THENCE EAST 70 FEET, MORE OR LESS, TO THE DENVER AND RIO GRANDE RIGHT OF WAY; THENCE NORTHEAST ALONG SAID RIGHT OF WAY TO THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 24; THENCE NORTH 150 FEET, MORE OR LESS, TO THE PLACE OF BEGINNING.

Section 2. Zoning. Be it further ordained and declared that the territory described in Section 1 hereof is hereby designated and zoned GC-1, pursuant to Chapter 18.60 of the Helper City Municipal Code, as amended, and the City of Helper Zoning Map is hereby correspondingly amended.

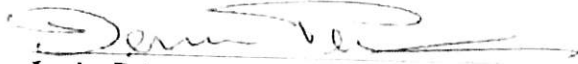
Section 3. General Jurisdiction. Be it further ordained and declared that the said territory described above in Section 1 shall henceforth be within the City of Helper corporate limits and shall be zoned as provided in Section 2 hereof. All ordinances, jurisdictions, rules and obligations of, or pertaining to, the City of Helper, are extended over and made applicable and pertinent to the above tract of land and all public streets, blocks, alleys and ways of said tract shall be controlled and governed by the ordinances, rules and regulations of the City of Helper.

Section 4. Filings and Notice. The City Recorder of the City of Helper is hereby directed to file with the Carbon County Recorder a copy of the annexation plat duly certified and acknowledged, together with a certified copy of this Ordinance. Within thirty (30) days after enacting this Ordinance, the City Recorder shall send notice of the enactment to each affected entity and to file with the Lieutenant Governor this Ordinance, a copy of the Annexation Plat and notice of this annexation. The City Recorder is further directed to provide notice to the Utah State Tax Commission under provisions of Section 10-1-116 of Utah Code Annotated, 1953, as amended, and to provide notice of the annexation to any special districts servicing the City of Helper, and to file Notice of Withdrawal of territory as may be required by provisions of Utah Code Annotated §10-2-425(2).

Section 5. Effective Date of Annexation. The aforesaid annexation shall become effective on the date of the Lieutenant Governor's issuance of a Certification of Annexation for the above-referenced annexation.

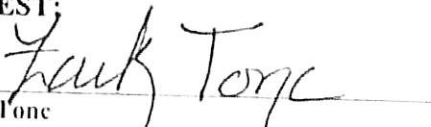
This ordinance shall take effect immediately upon signing and recording.

SIGNED AND ADOPTED THIS 2ND DAY OF MARCH, 2023.



Lenise Peterman
Helper City Mayor

ATTEST:

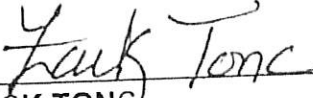

Zack Tunc
Helper City Recorder

CERTIFICATE OF POSTING

I, THE DULY APPOINTED AND ACTING RECORDER FOR THE CITY OF HELPER, HEREBY CERTIFY THAT COPIES OF THE FOREGOING ORDINANCE NO. 2023-01 WERE POSTED AT THREE PUBLIC PLACES WITHIN THE MUNICIPALITY THE 3RD DAY OF MARCH 2023 WHICH PUBLIC PLACES ARE:

1. HELPER CITY HALL 58 SOUTH MAIN HELPER, UTAH.
2. HELPER CITY LIBRARY 19 SOUTH MAIN HELPER, UTAH.
3. HELPER POST OFFICE 45 SOUTH MAIN HELPER, UTAH.

DATED THIS 3RD DAY OF MARCH 2023



ZACK TONG
HELPER CITY RECORDER

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

ss.

County of Carbon,)

I, Jenni Fasselin, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, State of Utah a true copy of which is hereto attached, was published in the full issue of such newspaper for 3 (Three) consecutive issues, and on the Utah legals.com website, the first publication was on the 30th day of August, 2016, and that the last publication of such notice was in the issue of such newspaper dated the 13th day of September 2016

Jenni Fasselin

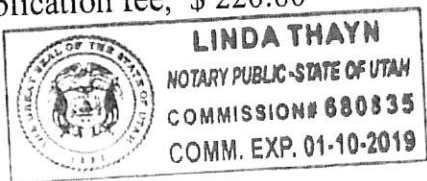
Jenni Fasselin – Publisher

Subscribed and sworn to before me this 13th day of September, 2016.

Linda Thayne

Notary Public My commission expires January 10, 2019 Residing at Price, Utah

Publication fee, \$ 226.80



NOTICE OF PROPOSED ANNEXATION

Notice is hereby given that a petition has been filed with the Helper City to annex 5.91 acres, more or less, of property own by Mountain States Investment described as follows:

A parcel of land with the Northeast Corner of the Southwest quarter of the Southeast quarter of Section 24, Township 13 South, Range 9 East, Salt Lake Base and Meridian, and running thence South 655 feet; West 350 feet; North 12 feet; North 3 degrees West 320 feet; thence North 20 degrees 30 minutes East 333 feet; thence East 250 feet to the beginning; ALSO beginning at the Northwest corner of the Southeast quarter of the Southeast quarter of said Section 24, thence South 382 feet; thence North 30 degrees 7 minutes East along the West side of Highway 443.25 feet to the North line of the Southeast quarter of the Southeast quarter; thence South 89 degrees 30 minutes West 222.5 feet to the beginning.

The petition was received on July 21, 2016 and certified on August 4, 2016. A copy of the complete annexation petition is available for inspection and copying at the office the Helper City Recorder, 73 South Main, Helper, Utah 84526 between the hours of 8:00 a.m.-5:00 p.m. weekdays except holidays. Helper City may grant the petition and annex the area described, unless a written protest to the annexation petition is filed with the Helper City Recorder. The protest period will end on September 30, 2016.

-S- Jona Skerl
Helper City
Recorder

Published in the Sun Advocate August 30, September 6 and 13, 2016.

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

SS.

County of Carbon,)

I, Jenni Fasselin, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, State of Utah a true copy of which is hereto attached, was published in the full issue of such newspaper for 1 (One) consecutive issues, and on the Utah legals.com website, the first publication was on the 29th day of September, 2016, and that the last publication of such notice was in the issue of such newspaper dated the 29th day of September 2016

Jenni Fasselin

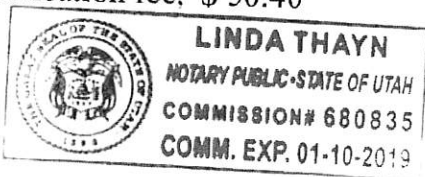
Jenni Fasselin – Publisher

Subscribed and sworn to before me this 29th day of September, 2016.

Linda Thayn

Notary Public My commission expires January 10, 2019 Residing at Price, Utah

Publication fee. \$ 50.40



PUBLIC HEARING

Notice is hereby given that the Helper City Council will hold a public hearing on October 6, 2016 at 6:00 P.M. in the Council Chambers at 19 South Main Helper Utah. To consider or approve a request to annexation of the Mountain States property. A parcel of land with the Northeast Corner of the Southwest quarter of the Southeast quarter of Section 24, Township 13 South, Range 9 East, Salt Lake Base and Meridian, and running thence South 655 feet; West 350 feet; North 12 feet; North 3 degrees West 320 feet; thence North 20 degrees 30 minutes East 333 feet; thence East 250 feet to the beginning; ALSO beginning at the Northwest corner of the Southeast quarter of the Southeast quarter of said Section 24, thence South 382 feet; thence North 30 degrees 7 minutes East along the West side of Highway 443.25 feet to the North line of the Southeast quarter of the Southeast quarter; thence South 89 degrees 30 minutes West 222.5 feet to the beginning

-s-Jona M. Skerl

Helper City Recorder

Published in the Sun Advocate September 29, 2016.

