

STATE OF UTAH



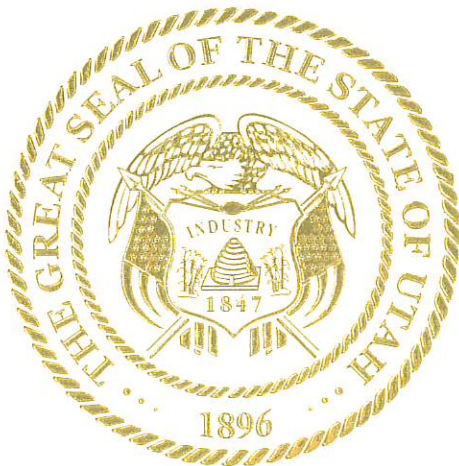
OFFICE OF THE LIEUTENANT GOVERNOR

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 WHITAKER ANNEXATION located in KANOSH TOWN, dated DECEMBER 11, 2024, complying with §67-1a-6.5, 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 WHITAKER ANNEXATION located in MILLARD 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 January, 2025 at Salt Lake City, Utah.



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

DEIDRE M. HENDERSON
Lieutenant Governor



PO BOX 9
KANOSH, UT 84637

Received

DEC 03 2024

Deidre M. Henderson
Lieutenant Governor

T O W N • O F • K A N O S H • U T

November 22, 2024

Lieutenant Governor Deidre Henderson
Utah Lieutenant Governor's Office
Utah State Capitol Complex, Suite 220
PO Box 142325
Salt Lake City, UT 84114

RE: Kanosh Town Annexation of 6.58 Acre owned by Ray Whitaker

Lieutenant Governor Henderson,

- 1) This Notice is directed to you to meet the requirements of Utah Code Annotated 67-1a-6.5.
- 2) Kanosh Town is the local entity whose boundary is affected by this boundary action.
- 3) The type of boundary action for which Kanosh Town is seeking the applicable certificate from your office is an Annexation.
- 4) Kanosh Town certifies that all requirements applicable to the Annexation have been met.

Should your office need additional information, please feel free to contact me.

Respectfully,

A handwritten signature in blue ink, appearing to read 'Shonda', with a long horizontal flourish extending to the right.

Shonda Robison
Annexation Clerk
435-253-1205

enclosures:

Enacting Ordinance No 2024-09-11
Survey Map
Ownership Plat Map

**KANOSH TOWN CORPORATION
ORDINANCE NO. 2024-09-11 _____**

**AN ORDINANCE ANNEXING 6.58 ACRES OF PROPERTY OWNED BY RAY WHITAKER
PARCEL # 8084-A INTO THE CORPORATE BOUNDARIES OF KANOSH TOWN**

WHEREAS, the applicants filed a Petition for Annexation of 6.58 acres of property as legally described in Exhibit “A” into the corporate boundaries of Kanosh Town; and

WHEREAS, the Kanosh Town Council accepted the petition for further consideration, and

WHEREAS, the Town Recorder determined the petition met the requirements for annexation according to the Utah Code Annotated and certified the petition; and

WHEREAS, notice of the petition was published once a week for three successive weeks in the “Millard County Chronicle”, a newspaper of general circulation within the area proposed for annexation, with the notice including the necessary items required, including a statement of how and where a protest could be filed; and no timely protest was filed; and

WHEREAS, the Kanosh Town Council has reviewed and accepted the terms of the Annexation Agreement with the petitioners; and

WHEREAS, the Kanosh Town Council held a public hearing concerning the annexation petition during a regular Town Council meeting held on September 11 __, 2024 after notice of the hearing was published in the “Millard County Chronicle” at least seven days before the hearing;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Town Council of Kanosh Town, Utah that the property owned by and described on the attached Annexation Map prepared by Daryl Friant be annexed into the Kanosh Town boundaries and will be zoned Residential.

BE IT FURTHER ORDAINED that Annexation Agreement has been prepared and executed by the Town and the petitioners evidenced by signing the agreement regarding conditions for the annexed property. This Ordinance was made, voted upon and passed by the Kanosh Town Council at a regular Town Council meeting held on the __11__ day of September 2024. It shall take effect immediately upon signing by the Mayor and Town Recorder.

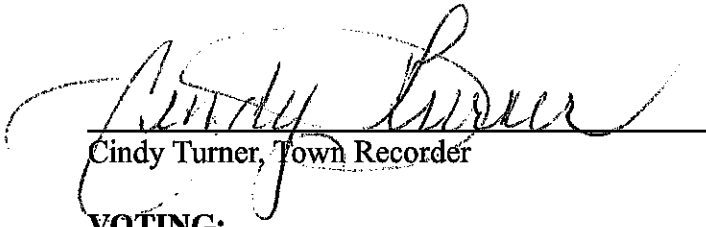
KANOSH TOWN CORPORATION



SCOTT MCDONALD, Mayor

ATTEST:

SEAL


Cindy Turner, Town Recorder

VOTING:

David Whitaker	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Neil Shumway	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Josh Whitaker	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Dan DeGraffenried	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Scott McDonald	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

EXHIBIT A

PARCEL #8084-A

LEGAL DESCRIPTION

BEGINNING AT THE INTERSECTION OF THE 40 ACRE LINE AND THE NORTHERLY BOUNDARY LINE OF THE KANOSH TOWN, SAID POINT LIES N 00° 52'53" E A DISTANCE OF 346.50' FROM THE SOUTHEAST CONER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 23 SOUTH, RANGE 5 WEST SALT LAKE BASE AND MERIDIAN; THENCE N00°52'53" E A DISTANCE OF 975.31'ALONG SAID 40 ACRE LINE TO THE NORTHEAST CORNER OF PARCEL 8084-A;

THENCE N89°28'05" W A DISTANCE OF 154.93' ALONG THE NORTHERLY BOUNDARY OF SAID PARCEL TO THE EASTERLY BOUNDARY LINE OF THE STATE HIGHWAY;

THENCE S16°38'38" W A DISTANCE OF 1016.18' ALONG SAID STATE HIGHWAY TO SAID NORTHERLY BOUNDARY LINE OF KANOSH TOWN;

THENCE S89°35'48" E A DISTANCE OF 430.99' ALONG SAID NORTHERLY BOUNDARY LINE TO THE POINT OF BEGINNING, HAVING AN AREA OF 6.56 ACRES

**KANOSH TOWN CORPORATION
ORDINANCE NO 2024-12-11**

**AN ORDINANCE ANNEXING 6.58 ACRES OF PROPERTY OWNED BY RAY WHITAKER
PARCELS # 8084-A AND 1948-Q-1 INTO THE CORPORATE
BOUNDARIES OF KANOSH TOWN**

- WHEREAS,** the applicants filed a Petition for Annexation of 6.58 acres of property as legally described in Exhibit "A" into the corporate boundaries of Kanosh Town; and
- WHEREAS,** the Kanosh Town Council accepted the petition for further consideration; and
- WHEREAS,** the Town Recorder determined the petition met the requirements for annexation according to the Utah Code Annotated and certified the petition; and
- WHEREAS,** notice of petition was published once a week for three successive weeks in the "Millard County Chronicle", a newspaper of general circulation within the area proposed for annexation, with the notice including the necessary items required, including a statement of how and where a protest could be filed; and no timely protest was filed; and
- WHEREAS,** the Kanosh Town Council has reviewed and accepted the terms of the Annexation Agreement with the petitioners; and
- WHEREAS,** the Kanosh Town Council held a public hearing concerning the annexation petition; and
- WHEREAS,** the Kanosh Town Council held a public hearing concerning the annexation petition during a regular Town Council meeting held on December 11, 2024 after notice of the hearing was published in the "Millard County Chronicle" at least seven days before the hearing;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Town Council of Kanosh Town, Utah that the property owned by and described on the attached Annexation Map prepared by Daryl Friant be annexed in the Kanosh Town boundaries and will be zoned Residential.

BE IT FURTHERED ORDAINED that Annexation Agreement has been prepared and executed by the Town and petitioners evidenced by signing the agreement regarding conditions for the annexed property. This Ordinance was made, voted upon and passed by the Kanosh Town Council at a regular Town Council meeting held on the 11th day of December 2024. It shall take effect immediately upon signing by the Mayor and Town Recorder.

KANOSH TOWN CORPORATION

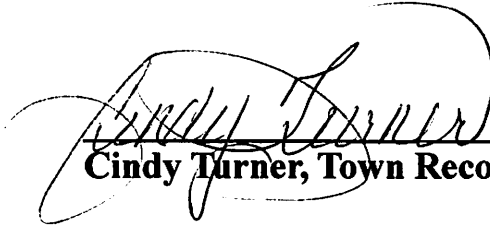


Scott McDonald, Mayor

**Kanosh Town Corporation
Ordinance No 2024-12-11**



ATTEST:



Cindy Turner, Town Recorder

Kanosh Town Council:

David Whitaker	Yea	X	Nay	_____
Neil Shumway	Yea	X	Nay	_____
Josh Whitaker	Yea	X	Nay	_____
Dan DeGraffenried	Yea	X	Nay	_____
Scott McDonald	Yea	X	Nay	_____

**Kanosh Town Corporation
Ordinance No 2024-12-11**

EXHIBIT "A"

Legal Description

**BEGINNING AT THE INTERSECTION OF THE 40 ACRE LINE AND THE
NORTHERLY BOUNDARY LINE OF THE KANOSH TOWN, SAID POINT LIES
N 00°52'53" E A DISTANCE OF 346.50 FEET FROM THE SOUTHEAST CORNER OF
THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 17,
TOWNSHIP 23 SOUTH, RANGE 5 WEST, SALT LAKE BASE AND MERIDIAN;
THENCE N 00°52'53" E A DISTANCE OF 975.31 FEET ALONG SAID 40 ACRE LINE
TO THE NORTHEAST CORNER OF PARCEL 8084-A; THENCE N 89°28'05" W A
DISTANCE OF 154.93 FEET ALONG THE NORTHERLY BOUNDARY OF SAID
PARCEL TO THE EASTERLY BOUNDARY LINE OF THE STATE HIGHWAY;
THENCE S 16°38'38" W A DISTANCE OF 1016.18 FEET ALONG SAID STATE
HIGHWAY TO SAID NORTHERLY BOUNDARY LINE OF KANOSH TOWN; THENCE
S 89°35'48" E A DISTANCE OF 430.99 FEET ALONG SAID NORTHERLY BOUNDARY
LINE TO THE POINT OF BEGINNING. HAVING AN AREA OF 6.58 ACRES**

KANOSH TOWN ANNEXATION – WHITAKER ANNEXATION PLAT

SECTION 17, T. 23 S., R. 5 W., SLB&M
MILLARD COUNTY, UTAH
FEBRUARY, 2024

SURVEYOR'S CERTIFICATE

I, DARYL FRIANT, OF RICHFIELD, UTAH, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR AS PRESCRIBED BY THE LAWS OF THE STATE OF UTAH AND THAT A SURVEY WAS COMPLETED UNDER MY SUPERVISION, OF THE PROPERTY SHOWN HEREON; AND THAT THIS DRAWING CORRECTLY SHOWS THE LOCATION OF THE BOUNDARIES AND MONUMENTS, BOTH FOUND AND SET WITHIN REASONABLE TOLERANCES TO THE BEST OF MY KNOWLEDGE AND BELIEF; AND THAT DETAILS OF FIELD WORK ARE IN ACCORDANCE WITH GENERALLY ACCEPTED PROCEDURES AND STANDARDS AND ARE AVAILABLE FOR INSPECTION BY THE CLIENT AND OTHERS AS AUTHORIZED BY THE CLIENT.

DARYL FRIANT CS 189723
DATE 1/14/24

ANNEXATION DESCRIPTION

BEGINNING AT THE INTERSECTION OF THE 40 ACRE LINE AND THE NORTHERLY BOUNDARY LINE OF KANOSH TOWN, SAID POINT LIES N 00°52'53"E A DISTANCE OF 346.50' FROM THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 23 SOUTH, RANGE 5 WEST, SALT LAKE BASE AND MERIDIAN; THENCE N00°52'53"E A DISTANCE OF 975.31' ALONG SAID 40 ACRE LINE TO THE NORTHEAST CORNER OF PARCEL 8084-A; THENCE N89°28'05"W A DISTANCE OF 154.93' ALONG THE NORTHERLY BOUNDARY OF SAID PARCEL TO THE EASTERLY BOUNDARY LINE OF THE STATE HIGHWAY; THENCE S18°38'38"W A DISTANCE OF 1016.18' ALONG SAID STATE HIGHWAY TO SAID NORTHERLY BOUNDARY LINE OF KANOSH TOWN; THENCE S89°35'48"E A DISTANCE OF 430.99' ALONG SAID NORTHERLY BOUNDARY LINE TO THE POINT OF BEGINNING, HAVING AN AREA OF 6.56 ACRES.

NOTES

- THE PURPOSE OF THIS SURVEY IS TO ANNEX PARCEL 8084-A OWNED BY RAY W. WHITAKER AND DIANE WHITAKER INTO KANOSH TOWN.
- THE BASIS OF BEARING FOR THIS SURVEY IS AS SHOWN ON THE PLAT AND IS BASED ON THE COUNTY RE-SURVEY OF THE SECTION BY SUNRISE ENGINEERING IN 2017.

ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, KANOSH TOWN, HAVE RECEIVED A PETITION SIGNED BY THE MAJORITY OF THE OWNERS OF THE TRACTS SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE TOWN OF KANOSH AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITHTHALL IN ACCORDANCE WITH UTAH CODE 10-2-403 AS REVISED AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS PART OF SAID TOWN AND THAT SAID TRACT OF LAND IS TO BE KNOWN HEREAFTER AS THE "WHITAKER" ANNEXATION ACCEPTED THIS _____ DAY OF _____, A.D. 20__.

MAYOR B. SCOTT McDONALD
COUNCIL MEMBER JOSHUA WHITAKER
COUNCIL MEMBER DAVID A. DEGRAFFENRIED
COUNCIL MEMBER NEIL SHUMWAY
COUNCIL MEMBER DAVID WHITAKER
COUNCIL MEMBER _____
ATTEST CINDY TURNER
CLERK

COUNTY SURVEYOR
APPROVED IN COMPLIANCE WITH SECTION 17-23-20 OF THE UTAH CODE THIS 14th DAY OF November, 2024.

PROFESSIONAL LAND SURVEYOR
No. 189369
DALE J. ROBINSON
MILLARD COUNTY SURVEYOR

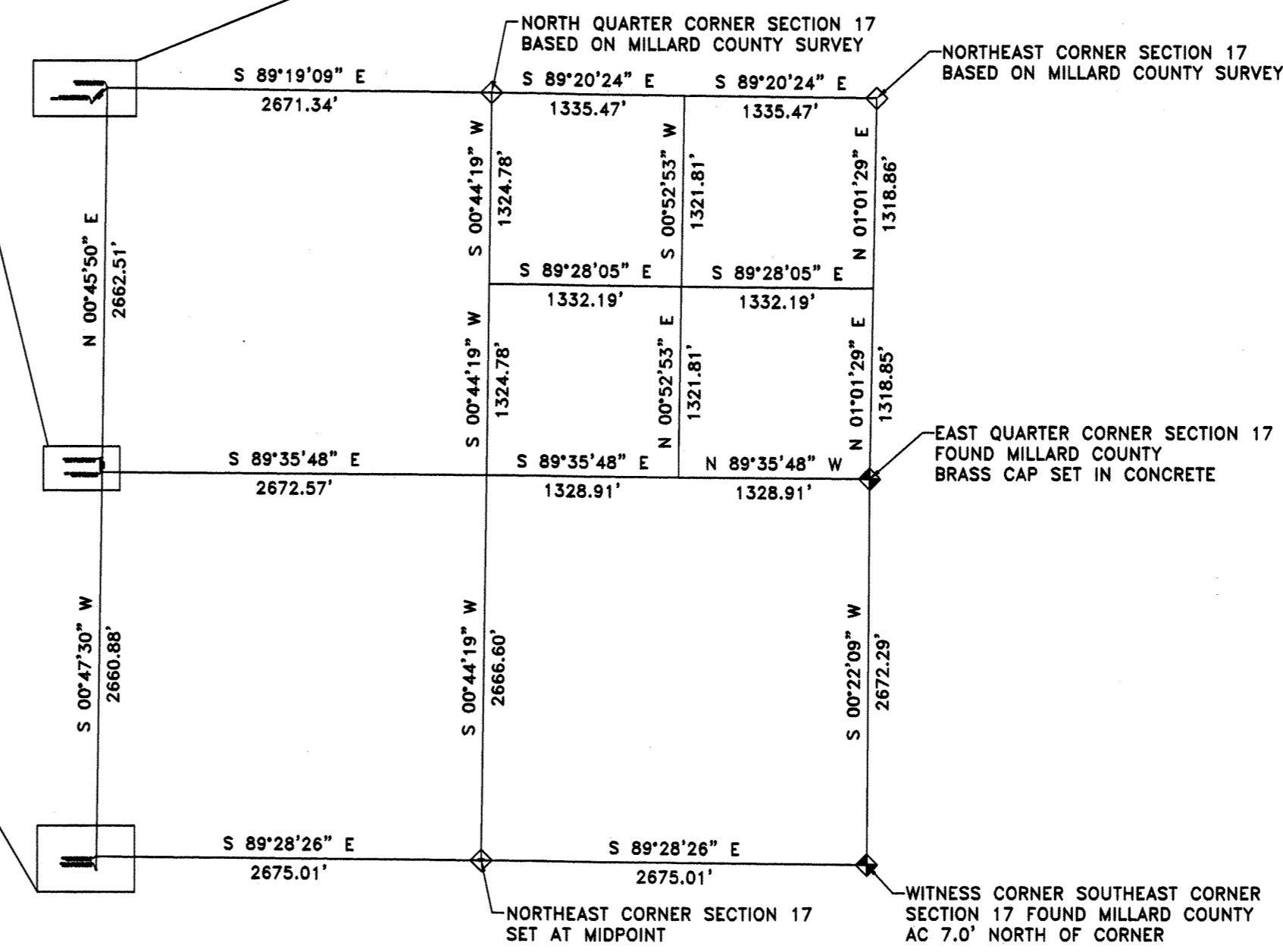
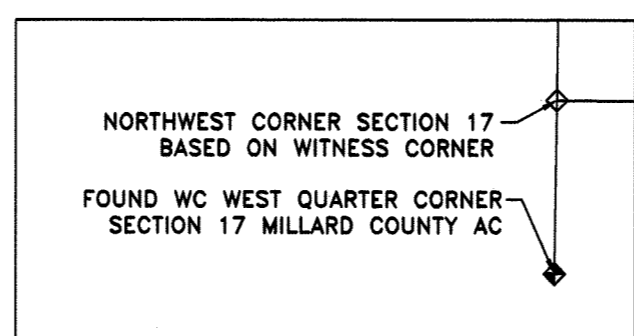
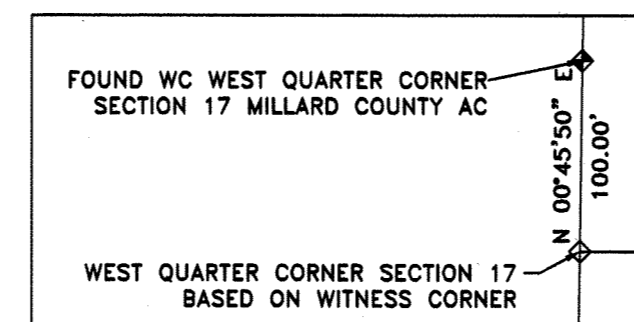
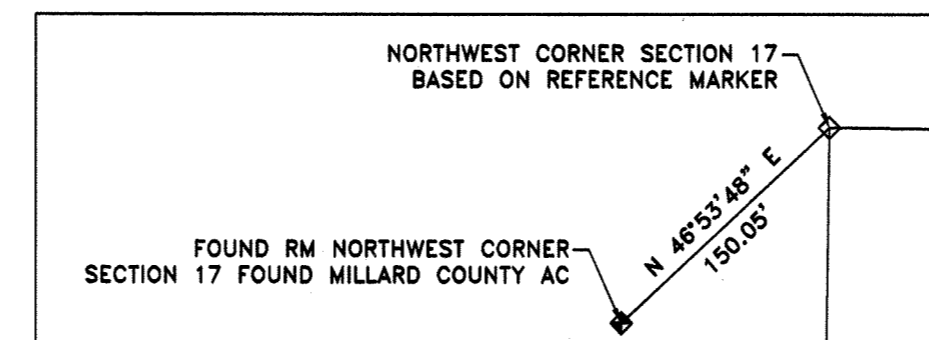
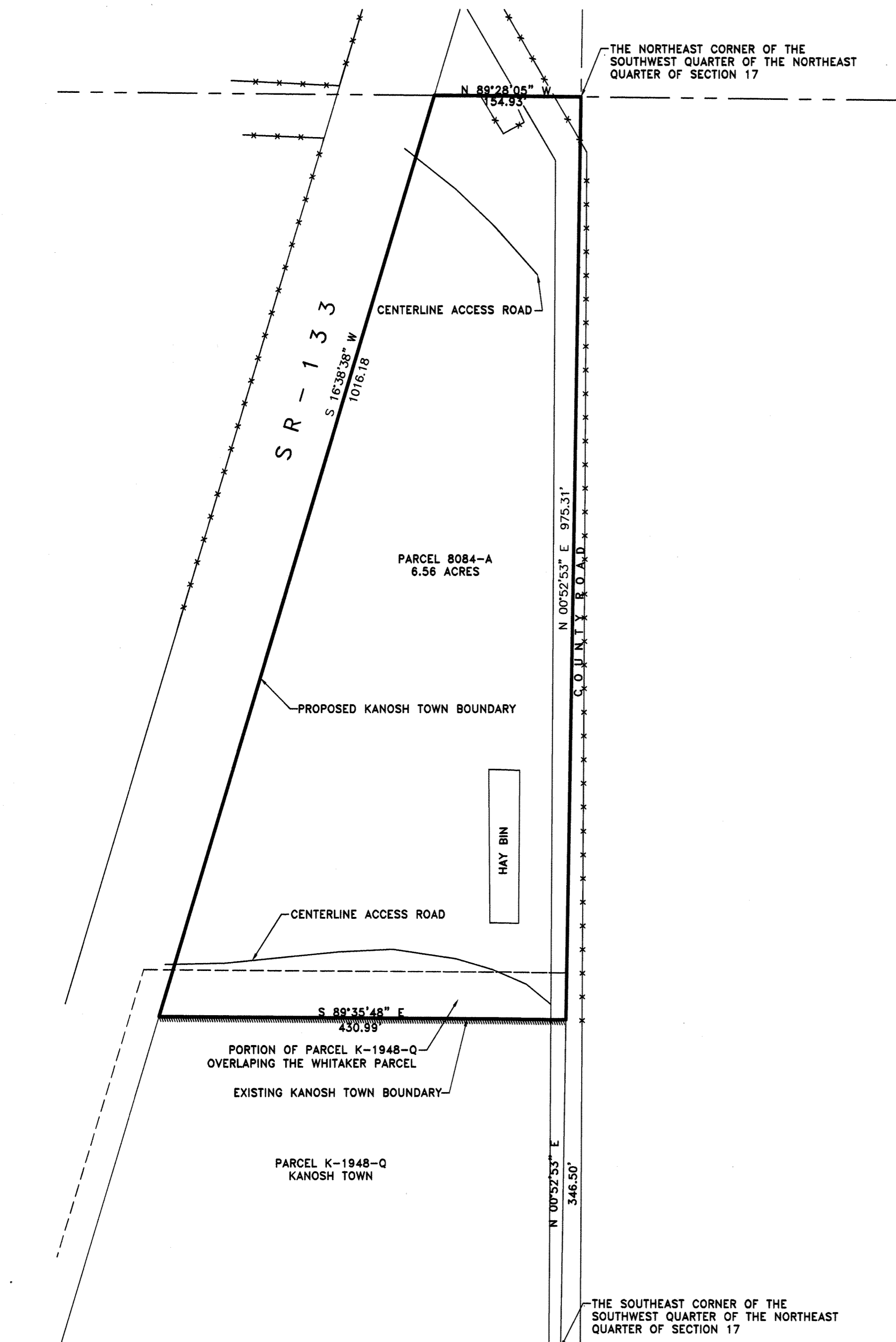
PREPARED BY:
FRIANT & ASSOCIATES

ANNEXATION PLAT

WHITAKER ANNEXATION
KANOSH TOWN
UTAH

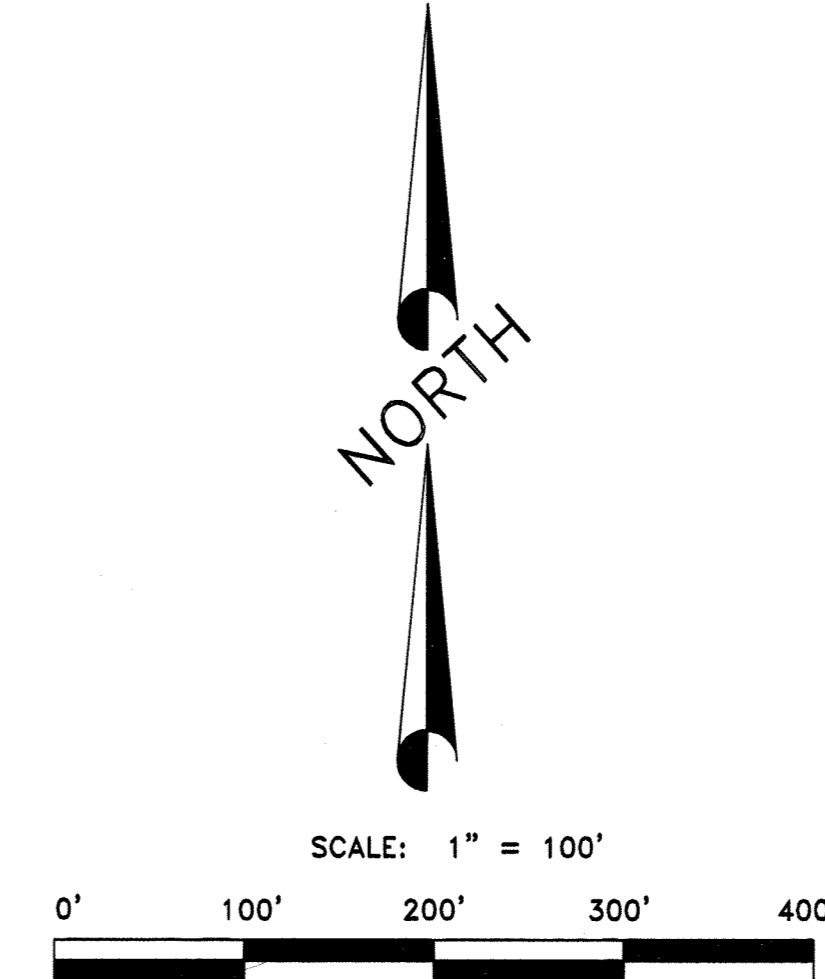
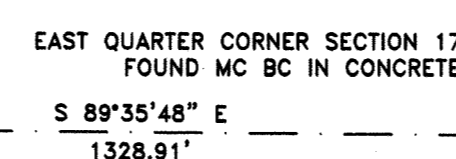
LEGEND

- ◆ FOUND SECTION CORNER
- ◇ CALCULATED SECTION CORNER
- SET MONUMENT (1/2" REBAR W/PLASTIC CAP MARKED R.W. FRIANT L.S. 154652)
- EXISTING PROPERTY CORNER MONUMENT
- PROPERTY LINE
- - - SECTION LINE
- - - - QUARTER SECTION LINE
- - - - - SIXTEENTH SECTION LINE
- ✕ EXISTING FENCE
- ||||| EXISTING CITY BOUNDARY



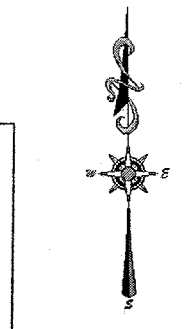
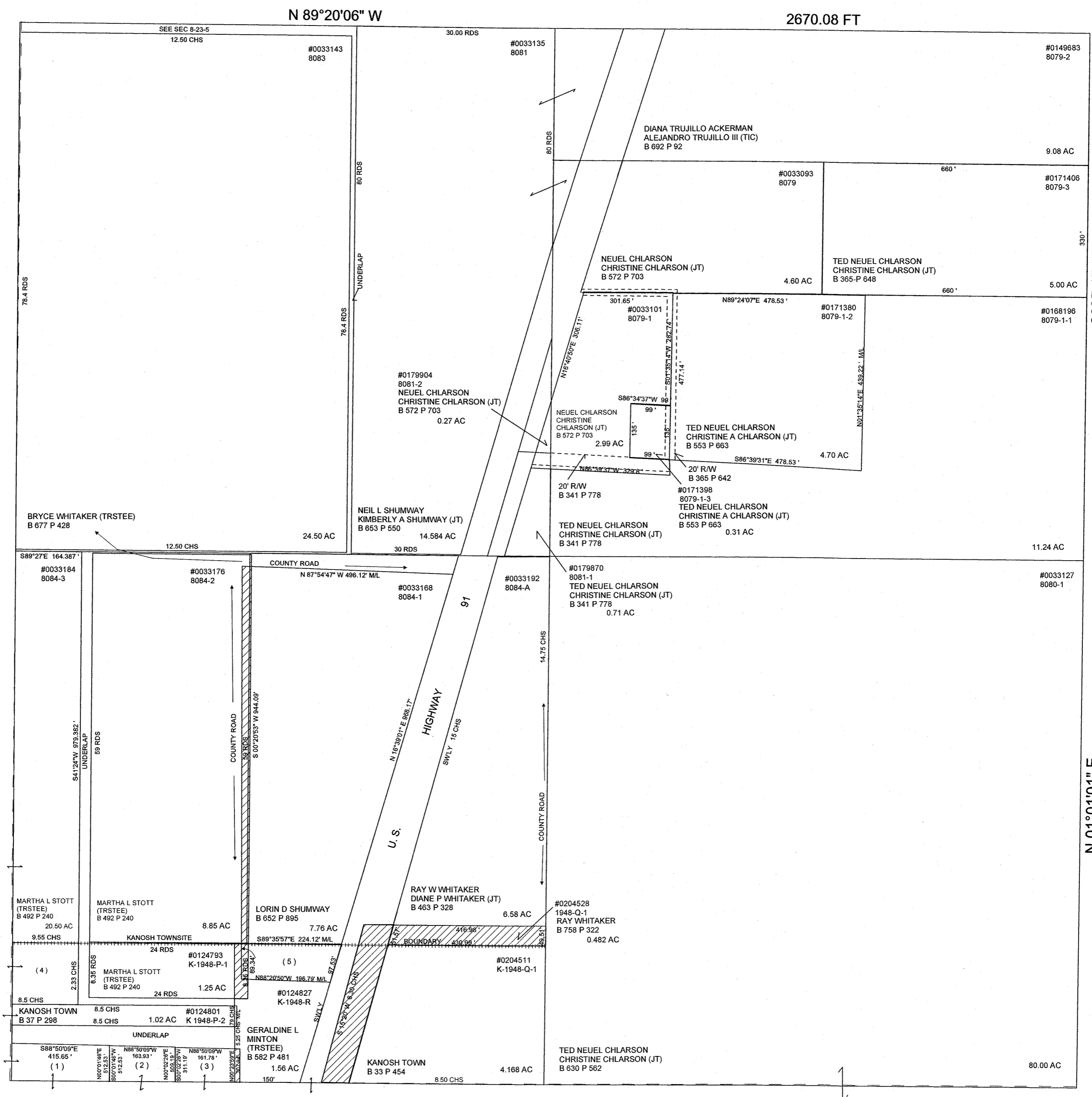
SECTIONAL BREAKDOWN

SCALE: 1"=1000'



MILLARD COUNTY
NE/4 SECTION 17, T 23 S, R 5 W S.L.B. & M.

THIS PLAT IS MADE SOLELY FOR THE PURPOSE
OF ASSISTING IN LOCATING THE LAND, AND
THE RECORDER ASSUMES NO LIABILITY FOR
VARIATIONS, IF ANY, WITH AN ACTUAL SURVEY.



2637.17 FT

- (1)
#0124777
K-1948-N-2
JAMES BRUCE MINTON
DARRYL CURTIS MINTON
(TIC)
B 422 P 270
4.50 AC
- (2)
#0124769
K-1948-N-1
JAMES B MINTON
DONNA W MINTON (JT)
B 280 P 211
1.92 AC
- (3)
#0193310
K-1948-N-3
BRIAN R BATT
TARA L BATT (JT)
B 659 P 406
1.14 AC
- (4)
#0175159
K-1948-P-1-1
MARTHA L STOTT
(TRSTEE)
B 718 P 563
1.75 AC
- (5)
#0193170
K-1948-R-1
LORIN D SHUMWAY
B 652 P 895
0.44 AC



PO BOX 9
KANOSH, UT 84637

T O W N • O F • K A N O S H • U T

December 11, 2024

Lieutenant Governor Deidre Henderson
Utah Lieutenant Governor's Office
Utah State Capitol Complex, Suite 220
PO Box 142325
Salt Lake City, UT 84114

RE: Kanosh Town Annexation of 6.58 Acre owned by Ray Whitaker

Lieutenant Governor Henderson,

- 1) This Notice is directed to you to meet the requirements of Utah Code Annotated 67-1a-6.5.
- 2) Kanosh Town is the local entity whose boundary is affected by this boundary action.
- 3) The type of boundary action for which Kanosh Town is seeking the applicable certificate from your office is an Annexation.
- 4) Kanosh Town certifies that all requirements applicable to the Annexation have been met.

Should your office need additional information, please feel free to contact me.

Respectfully,

Shonda Robison
Annexation Clerk
435-253-1205
shonda.robison@gmail.com