

RESOLUTION 16-22

A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF CERTAIN REAL PROPERTY UNDER THE PROVISIONS OF SECTION 10-2-405, UTAH CODE ANNOTATED, 1953, AS AMENDED (*Kendrick Annexation - 1.56 Acres*).

WHEREAS, on, May 25th, 2016, the owners of certain real property (petitioners) filed a petition with the city recorder of Hyrum City, Cache County, State of Utah requesting that such property be annexed to the corporate boundaries of Hyrum City; and

WHEREAS, said petition contains the signatures of the owners of private real property that is: 1) located within the area proposed for annexation; 2) covers a majority of the private land area within the area proposed for annexation; 3) covers 100% of the private land area within the area proposed for annexation if the area is within an agriculture protection area, or a migratory bird protection area; and 4) is equal in value to at least one-third of the value of all the private real property within the area proposed for annexation; and

WHEREAS, the petitioners certify that said property proposed for annexation lies contiguous to the present boundaries of Hyrum City as provided in the legal description and does not lie within the boundaries of any other incorporated municipality; and

WHEREAS, the petitioners have caused an accurate plat of the real property proposed for annexation to be prepared by a licensed surveyor and have filed said plat with the city recorder; and

WHEREAS, said petition appears to comply with all of the requirements of Section 10-2-403, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Hyrum City, Cache County, State of Utah, that the annexation petition, attached hereto as Exhibit "A", is hereby accepted for consideration under the provisions of Utah State annexation law and is hereby referred to the municipal attorney and city recorder for review pursuant to Section 10-2-405, Utah State Code Annotated, 1953, as amended.

BE IT FURTHER RESOLVED that this resolution shall become effective upon adoption.

ADOPTED AND PASSED by the City Council this 16th day of June, 2016.

HYRUM CITY

BY: _____
Stephanie Miller
Mayor

ATTEST:

Stephanie Fricke
City Recorder

PETITION FOR ANNEXATION

TO THE MAYOR AND CITY COUNCIL OF HYRUM CITY, CACHE COUNTY, STATE OF UTAH:

We, the undersigned owners of certain real property lying contiguous to the present municipal limits of Hyrum City hereby submit this Petition for Annexation and respectfully represent the following:

1. That this petition is made pursuant to the requirements of Section 10-2-403, Utah Code Annotated, 1953, as amended (UCA);
2. That the property subject to this petition is a contiguous, unincorporated area contiguous to the boundaries of Hyrum City and the annexation thereof will not leave or create an unincorporated island or peninsula;
3. That the signatures affixed hereto are those of the owners of private real property that:
 - a. is located within the area proposed for annexation;
 - b. covers a majority of the private land area within the area proposed for annexation;
 - c. covers 100% of the private land area within the area proposed for annexation if the area is within:
 1. an agriculture protection area; or
 2. a migratory bird protection area; and
 - d. is equal in value to at least 1/3 of the value of all private real property within the area proposed for annexation;
 - e. is described as follows:

Part of the Northwest Quarter of Section 3 Township 10 North Range 1 East of the Salt Lake Meridian, located in Cache County, Utah, described as follows:

Commencing at the West Quarter Corner of said Section; Thence N0°01'10"E 33.00 Feet along the West Line of said Section; Thence N89°49'13"E 289.50 feet along the North Line of State Highway 101

to the point of beginning on the existing Hyrum City Corporate Limit Line; Thence along said existing Corporate Limit Line the following four courses.

1. N0°01'10" East 300.00 feet;
2. N89°49'13"E 142.50 feet;
3. N0°01'10"E 544.58 feet;
4. N89°49'13"E 30.00 feet;

Thence S0°01'10"W 844.58 feet along the proposed Hyrum City Corporate Line to the North Line of said Highway and the existing Hyrum City Corporate Limit Line; Thence S89°49'13"W 172.50 feet along said North Line of Highway and said existing Hyrum City Corporate Limit Line to the point of beginning.

Containing 1.56 Acres, more or less.

4. That up to five of the signers of this petition have been designated as sponsors, one of whom is designated "contact sponsor", with the mailing address of each sponsor being indicated;

5. That this petition does not propose annexation of all or a part of an area proposed for annexation in a previously filed petition that has not been denied, rejected, or granted;

6. That this petition does not propose annexation of an area that includes some or all of an area proposed to be incorporated in a request for a feasibility study under Section 10-2-103 UCA or a petition under Section 10-2-125 UCA if:

- a. the request or petition was filed before the filing of the annexation petition; and
- b. the request, a petition under Section 10-2-109 based on that request, or a petition under Section 10-2-125 is still pending on the date the annexation petition is filed;

7. That the petitioners have caused an accurate plat of the above described property to be made by a competent, licensed surveyor, which plat is filed herewith; and

8. That the petitioners request the property, if annexed, be zoned C1 .

9. That the petitioners agree to pay the City upon request and before the annexation process is completed for all expenses it has incurred due to the annexation. The petitioners understand if payment has not been made to the City by specified dates it could delay the annexation process.

WHEREFORE, the Petitioners hereby request that this petition be considered by the governing body at its next regular meeting, or as soon thereafter as possible; that a resolution be adopted as required by law accepting this Petition for Annexation for further consideration; and that the governing body take such steps as required by law to complete the annexation herein petitioned.

DATED this 13th day of June, 2016.

PLEASE LIST EACH PARCEL NUMBER, NUMBER OF ACRES IN EACH PARCEL, AND ALL OWNERS OF RECORD ON EACH PARCEL. THIS LIST MUST INCLUDE ALL OF THE ABOVE INFORMATION FOR EACH PARCEL REGARDLESS OF WHETHER SIGNATURE IS OBTAINED.

CONTACT SPONSOR INFORMATION:

Parcel #: 01-003-0034 Acres: 1.56
Names of all current parcel owners on record: Craig Thornley

Name: Jason Kendall Signature Witness: Margaret Poppleton Signature

Name: Scott M. Kendrick Please Print Name: Margaret Poppleton Please Print

Telephone # 435-757-9384 Telephone #:

Mailing Address: 6450 S. 1600 W.
Hyrum UT. 84319

Scott Kendrick
Contact Sponsor
Phone Number 435-757-9384

6450 S. 1600 W.
Hyrum UT. 84319

Pete Kendrick
Sponsor

495 E. 300 S.
Providence UT 84332
435-881-1033

Gary Kendrick
Sponsor

318 E. 2230 N.
Un. B. N. Logan 84341
435-755-2848

Ryan Kendrick
Sponsor

378 South 675 East
Hyrum Utah 84319
435-512-6146

Jason Kendrick
Sponsor

1449 W 6500 S
Hyrum ut. 84319
#435-881-7234

Craig Thornley
~~Petitioner~~ Owner
1-3-34

271 S 100 W
Hyrum
435-245-4947

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

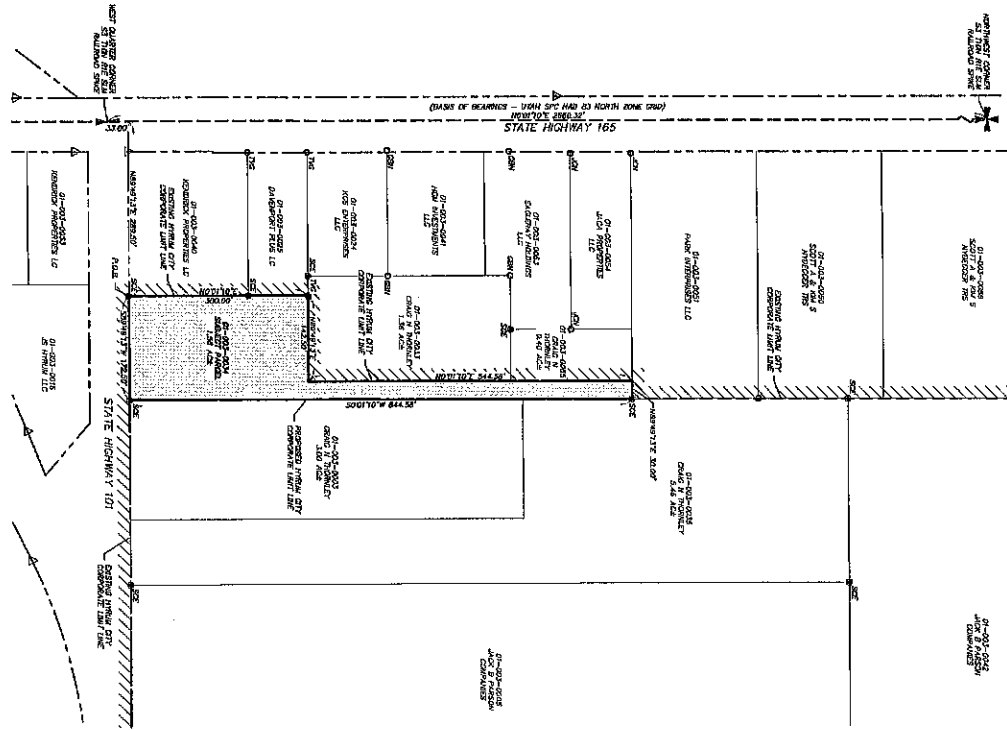
Petitioner

Petitioner

Petitioner

KENDRICK ANNEXATION
 TO HYRUM CITY, CACHE COUNTY, UTAH
 LOCATED WITHIN SECTION 3, TOWNSHIP 10 NORTH, RANGE 1 EAST
 SALT LAKE MERIDIAN

- LEGEND**
- ▲ ANGLE HERETOFOR ANNEXED TO HYRUM CITY
 - ▨ EXISTING CORPORATE LIFT LINES
 - ▨ ANNEXATION BOUNDARY
 - ▬ PARCEL LINES
 - ▬ NORTH-OF-WAY LINE
 - ▬ SECTION LINE
 - ⊕ SECTION CORNERS
 - ⊕ SET BEAK W/ STEVEN C EARL, CAP
 - ⊕ REBAR W/ THE CARPONS CAP
 - ⊕ REBAR W/ LEFT C JENSEN CAP
 - ⊕ REBAR W/ GREAT BASIN NORTH CAP
 - ▲ STATE RIGHT-OF-WAY BOUNDARY



SURVEYOR'S CERTIFICATE

I, STEVEN C. EARL, HOLDING LICENSE NUMBER 31828-201, UTAH CODE TITLE 86, CHAPTER 22, PROFESSIONAL ENGINEERS AND LAND SURVEYORS, LICENSED AS A LAND SURVEYOR, DO HEREBY CERTIFY THAT THE ABOVE DESCRIBED PLAT IS A TRUE AND CORRECT REPRESENTATION OF THE SURVEY AND THE INFORMATION CONTAINED THEREIN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I HAVE REVIEWED THE RECORDS OF THE CACHE COUNTY RECORDERS AND SURVEYOR'S OFFICE AND HAVE FOUND NO RECORDS OF THE CACHE COUNTY RECORDERS AND SURVEYOR'S OFFICE THAT CONTRADICT THE INFORMATION CONTAINED IN THIS PLAT.



LEGAL DESCRIPTION

PART OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 10 NORTH, RANGE 1 EAST, SALT LAKE MERIDIAN, LOCATED IN CACHE COUNTY, UTAH, DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION, THENCE NORTH 71° 32.00' EAST ALONG THE WEST LINE OF SAID SECTION, THENCE NORTH 71° 32.00' EAST ALONG THE NORTH LINE OF SAID SECTION, THENCE ALONG SAID EXISTING CORPORATE LIFT LINE THE FOLLOWING FOUR (4) BEARS:

1. 1007.10 FEET 300.00 FEET;
2. 1087.41 FEET 142.50 FEET;
3. 1087.41 FEET 300.00 FEET;
4. 1087.41 FEET 300.00 FEET.

THENCE SOUTH 71° 32.00' WEST ALONG SAID EXISTING CORPORATE LIFT LINE TO THE POINT OF BEGINNING, AND THE EXISTING HYRUM CITY CORPORAIVE LIFT LINE TO THE POINT OF BEGINNING.

CONTAINING 1.58 ACRES, MORE OR LESS.

HYRUM CITY APPROVAL AND ACCEPTANCE

THIS IS TO CERTIFY THAT THE HYRUM CITY COUNCIL, HAVE REVIEWED A PETITION SUBMITTED BY A MAJORITY OF THE MEMBERS OF THE TRACT SHOWING SEVERAL EXISTING CORPORATE LIFT LINES AND HAVE REVIEWED THE RECORDS OF THE CACHE COUNTY RECORDERS AND SURVEYOR'S OFFICE AND HAVE FOUND NO RECORDS OF THE CACHE COUNTY RECORDERS AND SURVEYOR'S OFFICE THAT CONTRADICT THE INFORMATION CONTAINED IN THIS PLAT.

WITNESSE MY HAND AND OFFICIAL SEAL THIS _____ DAY OF _____, 20__.

HYRUM CITY CLERK _____
 ATTEST _____
 HYRUM CITY RECORDER _____

CACHE COUNTY SURVEYOR APPROVAL

THIS PLAT IS HEREBY APPROVED AS A FINAL LOCAL ENTITY PLAT IN ACCORDANCE WITH UTAH CODE TITLE 17, CHAPTER 21, SECTION 20.

SEALED AND SIGNED THIS _____ DAY OF _____, 20__.

DAVID STROCK, COUNTY SURVEYOR

COUNTY RECORDER

CACHE COUNTY RECORDERS AND _____
 STATE OF UTAH, COUNTY OF CACHE,
 RECORDERS AND SEALS AT THE RECORDERS
 OFFICE, _____
 THIS _____ DAY OF _____, 20__.
 BY _____
 COUNTY RECORDER

KENDRICK ANNEXATION
HYRUM CITY, CACHE COUNTY, UTAH

53 T10N R1E S1M

DATE	2/11/2016
TITLE	PLAT
PREPARED BY	STEVEN C. EARL
RECORDED BY	DAVID STROCK
RECORDED IN	PLAT
RECORDED DATE	2/11/2016
RECORDED TIME	11:11