

RESOLUTION 15-02

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 (*JBS Swift Company Annexation - 7.88 Acres*).

WHEREAS, on, January 7th, 2015, 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 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 15th day of January, 2015.

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 Southwest Quarter of the Southeast Quarter of Section 32, Township 11 North, Range 1 East of the Salt Lake Base and Meridian described as follows;

Beginning at a point on the Hyrum City Corporate Limit line being North 660.00 feet of the South Quarter Corner of said Section 32;
and running thence North along the existing Hyrum City Corporate Limit line, 586.66 feet to the South line of the Union Pacific Railroad right of way; thence South 66°01'53" East along the Railroad right of way, 1309.77 feet; thence South along the Railroad right of way, 54.57 feet to the Existing Hyrum City Corporate Limit;
thence West along the Hyrum City Corporate Limit, 1196.85 feet to the beginning.

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 M2.

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 5th day of December, 2014.

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 #:03-060-0011 _____ Acres: 2.68*(partially in city)
 Parcel #:03-061-0002 _____ Acres: 1.25
 Parcel #:03-061-0005 _____ Acres: 1.53*(partially in city)
 Parcel #:03-061-0021 _____ Acres: 3.7
 Parcel #:03-061-0022 _____ Acres: 1.52
 Parcel #:03-061-0025 _____ Acres: 2.73*(partially in city)

Names of all current parcel owners on record: All parcels are owned by SWIFT BEEF COMPANY There is just one (1) property owner. *The parcels with this symbol are already partially in the municipal city boundaries of Hyrum.

Name: Will. Rupp
 Signature

Witness: [Signature]
 Signature

Name: William Rupp
 Please Print

Name: Kimberly Pryor
 Please Print

Telephone# 970-506-8000

Telephone#: 970-347-5686

Mailing Address: 1770 Promontory Circle
(Fruey, CO. 80634)

 Contact Sponsor
 Phone Number _____

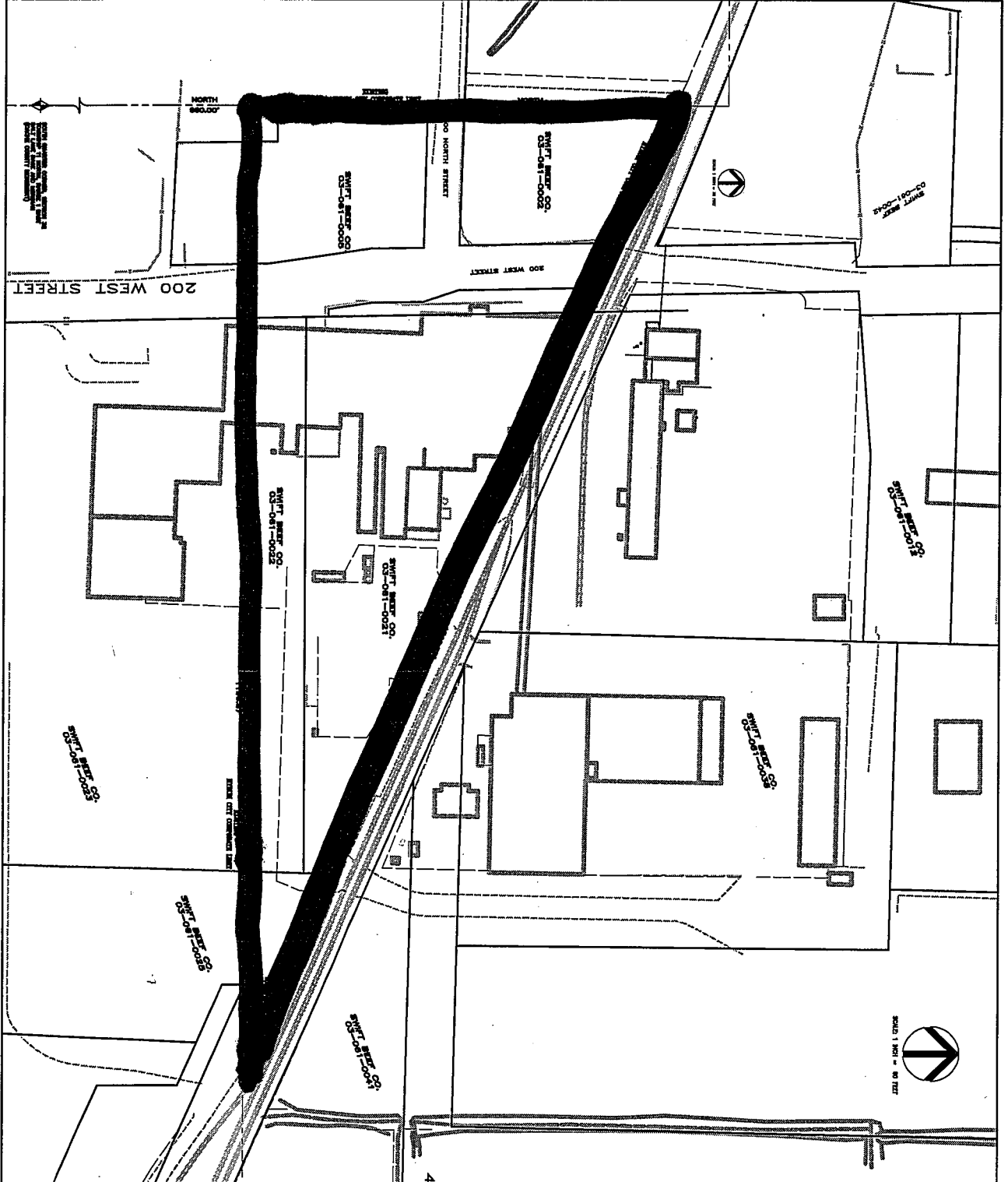
 Sponsor

 Sponsor

 Sponsor

 Sponsor

 Petitioner



ANNEXATION PLAT
ADDITION TO THE CORPORATE LIMITS
 OF
HYRUM CITY
CACHE COUNTY
STATE OF UTAH

ACCEPTANCE BY LEGISLATIVE BODY
 THIS IS TO CERTIFY THAT THE _____ THE HYRUM CITY COUNCIL
 HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE MEMBERS OF THE
 CITY OF HYRUM, UTAH, AND THAT A COPY OF THE ORDINANCE HAS BEEN
 APPROVED THEREBY. THE SEVERAL NAMES AND ASSOCIATION WITH THE PLAT ABOVE
 DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN
 ON THIS PLAT OF 2008 011.

APPROVED: _____ CHAIRPERSON
 WITNESSES BY HAND AND ORIGINAL SEAL, THIS _____ DAY OF _____ 20____

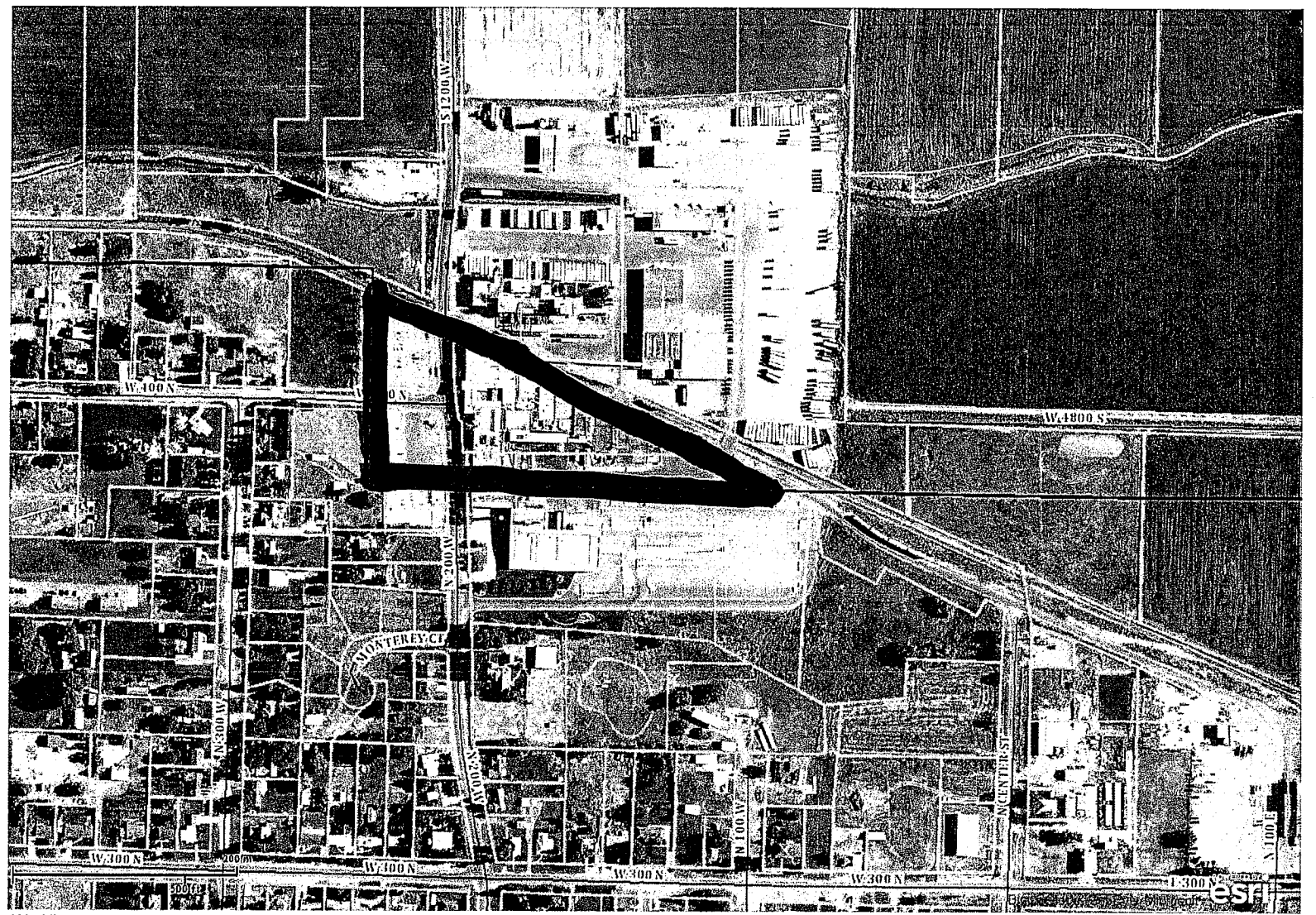
SURVEYOR'S CERTIFICATE
 I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE COPY OF THE TRACT
 OF LAND TO BE ANNEXED TO THE CITY OF HYRUM, UTAH, AS SHOWN ON THIS
 PLAT.

Part of the Southwest Quarter of the Southwest Quarter of Section 22,
 Township 3 North, Range 1 East of the 3rd Main Meridian and Section 22,
 Township 3 North, Range 1 East of the 3rd Main Meridian
 containing 64.0 acres, in the Hyrum City Corporate Limits, has been found
 to be within the City Limits of Hyrum City, Cache County, Utah, as shown
 on the plat of the City Limits of Hyrum City, Cache County, Utah, filed for
 record in the Office of the County Clerk, Cache County, Utah, on 12/17/17.
 The City Clerk certifies that the interest of the City of Hyrum, Utah, in the
 above described land is as shown on the plat of the City Limits of Hyrum
 City, Cache County, Utah, filed for record in the Office of the County Clerk,
 Cache County, Utah, on 12/17/17.

DRAWN BY: _____
 DATE: _____
 LANCE J. SMITH, R.L.S. UTAH LICENSE NO. 33381



COUNTY RECORDER'S No. _____
 STATE OF UTAH, COUNTY OF _____, RECORDED AND FILED AT THE
 REQUEST OF _____ DATE _____
 TITLE _____ BOOK _____ PAGE _____
 COUNTY RECORDER _____



Wed Dec 24 2014 08:15:29 AM.



HYRUM CITY

83 West Main • Hyrum, Utah 84319
Phone (435) 245-6033

Stephanie Miller, Mayor
Council Members
Scot M. Allgood
Jared L. Clawson
Martin L. Felix
Paul C. James
Aaron Woolstenhulme
City Administrator
Ron W. Salvesen
Recorder
Stephanie B. Fricke
Treasurer
Todd Perkins

CERTIFICATE

I, Stephanie Fricke, duly appointed and acting recorder for Hyrum City, Cache County, State of Utah, hereby certify that the Petition for Annexation attached hereto, dated January 5, 2014 and signed by William Rupp, and Kimberly Pryor for JBS Swift Company together with the annexation plat map pertaining thereto, was delivered to me personally by Derik Page agent for JBS Swift Company this 7th day of January, 2015, at the Hyrum City Office, 83 West Main, Hyrum, Utah.


Stephanie Fricke
Hyrum City Recorder