



HYRUM CITY

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

Stephanie Miller, Mayor

Council Members

Stephen G. Adams
Kathy Bingham
Jared L. Clawson
Paul C. James
Craig L. Rasmussen

City Administrator
Ron W. Salvesen

Recorder

Stephanie B. Fricke

Treasurer

Todd Perkins

NOTICE OF PUBLIC HEARING

The Hyrum City Council will hold a public hearing, Thursday, September 19, 2019, in response to a petition filed by Cache County Corp., and LeGrand Johnson Construction Co., 84.108 acres more or less of real property, located at approximately 400 North to 600 North between Highway 165 and 1200 East.

Said hearing will be held at 6:30 p.m. in the City Council Chambers, 60 West Main, Hyrum, Utah. A copy of the complete description of the property may be reviewed at the Hyrum City Office, 60 West Main, weekdays, between the hours of 8:00 a.m. and 5:00 p.m. or at www.hyrumcity.org.

A handwritten signature in blue ink, reading "Stephanie Fricke", is written over a horizontal line.

Stephanie Fricke
City Recorder

Publication Date: September 10, 2019

Utah State Code 10-2-407



HYRUM CITY

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

Stephanie Miller, Mayor
Council Members
Stephen G. Adams
Kathy Bingham
Jared L. Clawson
Paul C. James
Craig L. Rasmussen
City Administrator
Ron W. Salvesen
Recorder
Stephanie B. Fricke
Treasurer
Todd Perkins

August 16, 2019

To Whom It May Concern;

A Petition for Annexation has been filed in the office of the Hyrum City Recorder for the purpose of requesting annexation of several parcels of land belonging to Cache County Corporation, and LaGrande Johnson Construction (to be known as the 800 East Cache County Annexation) more specifically described as follows:

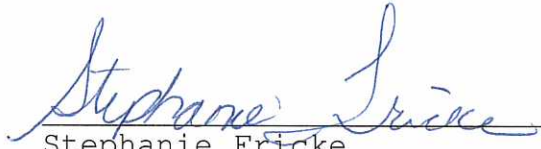
A PART OF THE SOUTH HALF OF SECTION 34, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, HYRUM CITY, CACHE COUNTY, UTAH, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 34; THENCE N. 00°02'40"W. 1326.56 FEET ALONG THE EXISTING HYRUM CITY CORPORATE LIMIT LINE; THENCE N.89°53'30"E. 2524.15 FEET TO THE BROW OF A HILL; THENCE ALONG SAID BROW THE FOLLOWING FIVE (5) COURSES: (1) S.24°14'54"E. 99.02 FEET; (2) S.36°47'47"E. 182.95 FEET; (3) S.22°53'01"E. 197.01 FEET; (4) S.30°37'47"E. 199.85 FEET; (5) S.47°30'33"E. 76.86 FEET; THENCE S.89°29'53"W. 185.78 FEET; THENCE S.00°28'49"W. 310.44 FEET; THENCE N.89°29'53"E. 126.33 FEET TO THE EXISTING NIBLEY CITY CORPORATE LIMIT LINE; THENCE ALONG SAID NIBLEY CITY CORPORATE LIMIT LINE THE FOLLOWING TWO (2) COURSES: (1) N.89°29'53"E. 41.68 FEET; (2) S.00°28'44"W. 23.91 FEET; THENCE S.00°28'44"W. 350.78 FEET; THENCE S.89°54'33"W. 126.55 FEET TO THE EXISTING HYRUM CITY CORPORATE LIMIT LINE; THENCE ALONG SAID NIBLEY CITY CORPORATE LIMIT LINE THE FOLLOWING TWO (2) COURSES: (1) S.89°54'33"W. 128.70 FEET; (2) S.89°55'26"W. 2629.72 FEET TO THE POINT OF BEGINNING.

CONTAINING 84.108 ACRES MORE OR LESS.

The Hyrum City Council received the Notice of Certification on August 15, 2019. The complete annexation petition is available for inspection at the office of the Hyrum City Recorder. I have enclosed a copy of the Notice of Certification, the Resolution accepting the Annexation Petition, and the Annexation Petition.

Hyrum City may grant the petition and annex the area described in the petition unless a written protest to the annexation is filed with the Cache County Boundary Commission c/o Janeen Allen, Secretary 199 North Main, Logan, Utah, 84321 and a copy of the protest delivered to the Hyrum City Recorder by September 16, 2019. A protest to the annexation petition may be filed by the legislative body or governing board of an affected entity. Should you have any questions regarding this, please contact Hyrum City Recorder Stephanie Fricke at 435-245-6033 or sfricke@hyrumcity.com.


Stephanie Fricke
City Recorder

cc: Cache County
Cache County School District
Cache County Mosquito Abatement District
Cache Valley Transit District

NOTICE OF CERTIFICATION OF ANNEXATION PETITION

Pursuant to Section 10-2-406, U.C.A., Hyrum City, Utah, hereby gives notice as follows:

1. On July 15, 2019 a petition proposing the annexation of real property located between approximately 400 North to 600 North between Highway 165 and 1200 East approximately 84.108 acres has been filed by Cache County Corporation and LeGrand Johnson Construction Co.
2. On July 18, 2019, the Hyrum City Council approved Resolution 19-15 accepting the Petition to be further considered and authorizing the Petition to be certified.
3. On August 15, 2019, the Hyrum City Council received the required Notice of Certification from the City Recorder certifying that the Petition meets the requirements of State Law.
4. The area proposed for annexation in the petition is described as follows:

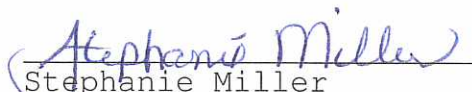
A PART OF THE SOUTH HALF OF SECTION 34, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, HYRUM CITY, CACHE COUNTY, UTAH, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 34; THENCE N. 00°02'40"W. 1326.56 FEET ALONG THE EXISTING HYRUM CITY CORPORATE LIMIT LINE; THENCE N.89°53'30"E. 2524.15 FEET TO THE BROW OF A HILL; THENCE ALONG SAID BROW THE FOLLOWING FIVE (5) COURSES: (1) S.24°14'54"E. 99.02 FEET; (2) S.36°47'47"E. 182.95 FEET; (3) S.22°53'01"E. 197.01 FEET; (4) S.30°37'47"E. 199.85 FEET; (5) S.47°30'33"E. 76.86 FEET; THENCE S.89°29'53"W. 185.78 FEET; THENCE S.00°28'49"W. 310.44 FEET; THENCE N.89°29'53"E. 126.33 FEET TO THE EXISTING NIBLEY CITY CORPORATE LIMIT LINE; THENCE ALONG SAID NIBLEY CITY CORPORATE LIMIT LINE THE FOLLOWING TWO (2) COURSES: (1) N.89°29'53"E. 41.68 FEET; (2) S.00°28'44"W. 23.91 FEET; THENCE S.00°28'44"W. 350.78 FEET; THENCE S.89°54'33"W. 126.55 FEET TO THE EXISTING HYRUM CITY CORPORATE LIMIT LINE; THENCE ALONG SAID NIBLEY CITY CORPORATE LIMIT LINE THE FOLLOWING TWO (2) COURSES: (1) S.89°54'33"W. 128.70 FEET; (2) S.89°55'26"W. 2629.72 FEET TO THE POINT OF BEGINNING.

CONTAINING 84.108 ACRES MORE OR LESS.

5. The complete Annexation Petition is available for inspection and copying at the Hyrum City Recorder's Office, 60 West Main, Hyrum, Utah Monday through Friday during the hours of 8:00 a.m. and 5:00 p.m.
6. Hyrum City may grant the Petition and annex the above-described area unless a written protest to the Annexation Petition is filed with Cache County Boundary Commission c/o Janeen Allen, Secretary 199 North Main, Logan, Utah, 84321, by an authorized protestor (10-2-407 Utah Code), and a copy of the protest is delivered to the Hyrum City Recorder at the address noted above. Any protest must be filed as herein stated by no later than Monday, September 16, 2019.
7. If no protests are received, the Hyrum City Council will hold a public hearing on Thursday, September 19, 2019 at 6:30 p.m. in the Hyrum City Council Chambers 60 West Main, Hyrum, Utah to consider a request to annex this property.

Hyrum City


Stephanie Miller
Mayor

Publication dates: August 17, 24, and 31, 2019

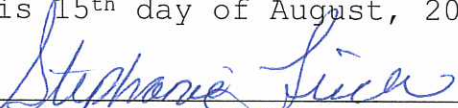
CERTIFICATION OF ANNEXATION PETITION
AND NOTICE TO CITY COUNCIL
CONTACT SPONSOR AND
CACHE COUNTY COUNCIL

STATE OF UTAH)
 : SS.
County of Cache)

I, Stephanie Fricke, the duly appointed and acting City Recorder of Hyrum City, Cache County, Utah, do hereby certify that I did, on July 15, 2019, receive the Petition for Annexation and attached Plat which was filed with the city by contact sponsor Josh Runhaar, which Petition was accepted by the Hyrum City Council for further consideration pursuant to Section 10-2-405, Utah Code Annotated, 1953 as amended, by Resolution 19-15 adopted and passed by the City Council on July 18, 2019.

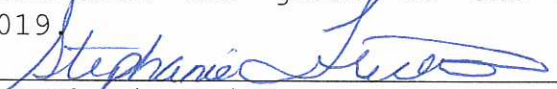
I hereby certify the Petition and state that I, Stephanie Fricke, and City Attorney Jonathon Jenkins have reviewed the referenced Petition for Annexation and have determined that the Petition meets the requirements of Subsections 10-2-403 (3), (4), and (5) of the Utah Code and I hereby give Notice to the Hyrum City Council, and the Contact Sponsor for said Petition Josh Runhaar, and the Cache County Council, of my Certification of said Petition as meeting the requirements of the referenced subsections of State law.

IN WITNESS WHEREOF, I have hereunto set my signature and affixed the official seal of Hyrum City Corporation in Cache County, State of Utah, this 15th day of August, 2019.

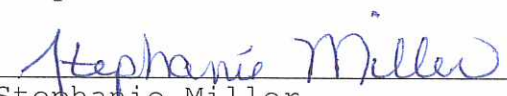


Stephanie Fricke
City Recorder

The foregoing Certification was given to the Hyrum City Council on August 15th, 2019.



Stephanie Fricke
City Recorder



Stephanie Miller
Mayor

RESOLUTION 19-15

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 (*Cache County Annexation - Cache County and LaGrande Johnson Construction 84.108 acres*).

WHEREAS, on July 15, 2019, 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 rural real property as that term is defined in Section 17B-2a-1107 within the area proposed for annexation; 4) 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 5) 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 18th day of July,
2019.

HYRUM CITY

BY: Stephanie Miller
Stephanie Miller
Mayor

ATTEST:

Stephanie Fricke
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;
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 rural real property as that term is defined in Section 17B-2a-1107 within the area proposed for annexation;
 - d. 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
 - e. is equal in value to at least 1/3 of the value of all private real property within the area proposed for annexation;
 - f. is described as follows:

A PART OF THE SOUTH HALF OF SECTION 34, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, HYRUM CITY, CACHE COUNTY, UTAH, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 34; THENCE N. 00°02'40"W. 1326.56 FEET ALONG THE EXISTING HYRUM CITY CORPORATE LIMIT LINE; THENCE N.89°53'30"E. 2524.15 FEET TO THE BROW OF A HILL; THENCE ALONG SAID BROW THE FOLLOWING FIVE (5) COURSES: (1) S.24°14'54"E. 99.02 FEET; (2) S.36°47'47"E. 182.95 FEET; (3) S.22°53'01"E. 197.01 FEET; (4) S.30°37'47"E. 199.85 FEET; (5) S.47°30'33"E. 76.86 FEET; THENCE S.89°29'53"W. 185.78 FEET; THENCE S.00°28'49"W. 310.44 FEET; THENCE N.89°29'53"E. 126.33 FEET TO THE EXISTING NIBLEY CITY CORPORATE LIMIT LINE; THENCE ALONG SAID NIBLEY CITY CORPORATE LIMIT LINE THE FOLLOWING TWO (2) COURSES: (1) N.89°29'53"E. 41.68 FEET; (2) S.00°28'44"W. 23.91 FEET; THENCE S.00°28'44"W. 350.78 FEET; THENCE S.89°54'33"W. 126.55 FEET TO THE

EXISTING HYRUM CITY CORPORATE LIMIT LINE; THENCE ALONG SAID NIBLEY CITY CORPORATE LIMIT LINE THE FOLLOWING TWO (2) COURSES: (1) S.89°54'33"W. 128.70 FEET; (2) S.89°55'26"W. 2629.72 FEET TO THE POINT OF BEGINNING.

CONTAINING 84.108 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 M2-Heavy Manufacturing.
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 _____ day of _____, 2_____.

Parcel Number	Acres	Parcel Owner
03-066-0027	24.84	LeGrand Johnson Construction Co
03-066-0022	20.31	Cache County Corp
03-066-0044	37.93	Cache County Corp
Remainder (roads)	1.028	Utah Department of Transportation
Total	84.108	

CONTACT SPONSOR INFORMATION:

Parcel #: 03-066-0022, 0044

Acres: 58.24

Names of all current parcel owners on record:

Cache County Corp, LeGrand Johnson Construction Co.

Name: [Signature]
Signature

Witness: [Signature]
Signature

Name: Josh Runhaar
Please Print

Name: JANEEN ALLEN
Please Print

Telephone# 435-755-1640
Mailing Address: 179 N Main Ste 305
Logan UT 84321

Telephone #: 435-755-1850

Contact Sponsor
Phone Number 435-755-1640

Cache County Corp.
199 North Main
Logan UT, 84321

[Signature]
Sponsor

LeGrand Johnson Construction
Company

Sponsor

Sponsor

Sponsor

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

A PART OF THE SOUTH HALF OF SECTION 34, TOWNSHIP 47 NORTH, RANGE 1 EAST, SALT
LAKE BASE AND MERIDIAN, HYTRUM CITY, CACHE COUNTY, UTAH

1. DAVID D. STORING, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR AND THAT I HOLD LICENSE NO. 011158 IN THE STATE OF IOWA. I FURTHER CERTIFY THAT BY AUTHORITY OF THE OWNERS, A LEGAL ENTRY PLAT WAS MADE UNDER MY DIRECTION OF THE TRACT OF LAND SHOWN ON THIS PLAT AND DESCRIBED BELOW. I HEREBY STATE THAT THIS PLAT IS A TRUE REPRESENTATION OF THE LAND TO BE ADJACED AND MERRIAM CITY, COLORADO COUNTY, IOWA.

Q. And a signed P.S.

A PART OF THE SOUTH HALF OF SECTION 34, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASIN AND MERRIAM, KAPPA CITY, COCONO COUNTY, UTAH, DESCRIBED AS FOLLOWS:

[illegible]

THIS IS TO CERTIFY THAT THE HOUSTON CITY COUNCIL HAVE
RECEIVED A PETITION SIGNED BY A MAJORITY OF THE
MEMBERS OF THE HOUSTON SHOOTING RANGE REQUESTING THAT
SAY TRACTS BE ADDED TO THE HOUSTON CITY AND THAT A
COPY OF THE DOCUMENT HAS BEEN PREPARED FOR PLACING
THEREON ALL IN ACCORDANCE WITH THE TEXAS CODE
SECTION 10-2-20, AND THAT THE SAME HAVE BEEN EXAMINED AND THE
MEMBER APPROVE AND ACCEPT THE ASSIGNMENT OF THE
TRACTS BE SHOWN AS A PART OF SAID CITY.

APR 24 1962

NAVY

RECEIVED

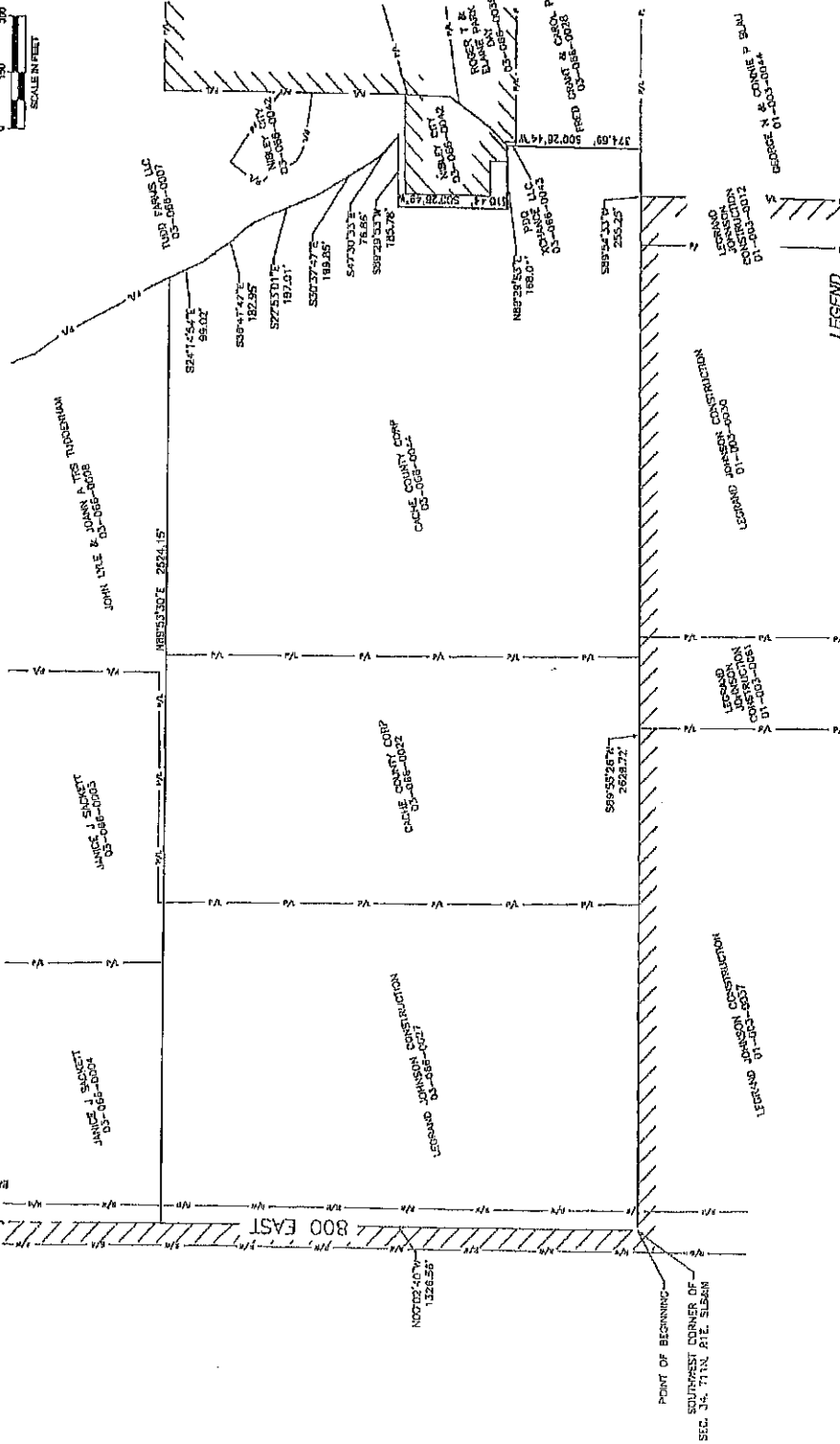
I CERTAIN THAT THIS OFFICE HAS EXAMINED THIS PLAN AND FOUND IT TO MEET THE REQUIREMENTS OF A SMALL LOCAL ENTITY PLAN.

EAGLE COUNTY DEPUTY SHERIFF

ENTRY NO. _____ FEE PAID _____
FILED FOR RECORD AND RECORDED THIS _____ DAY
OF _____, 2018 AT _____ IN BOOK _____
OF OFFICIAL RECORDS PAGE _____

CLERK COUNTY RECORDER

BY _____
DEPUTY RECORDER

[illegible]

EXISTING HYRUM CITY LIMITS
EXISTING NIBLEY CITY LIMITS
PROPERTY LINE



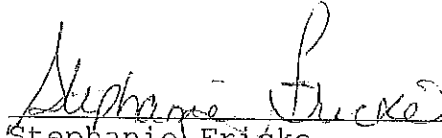
HYRUM CITY

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

Stephanie Miller, Mayor
Council Members
Kathy Bingham
Jared L. Clawson
Paul C. James
Craig L. Rasmussen
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, July 15, 2019 and signed by Josh Runhaar with Cache County Corp., and Kilgore Companies (LeGrand Johnson Construction) together with the annexation plat map pertaining thereto, was delivered to me personally by Zan Murray with JUB Engineer Contact Sponsor for said Annexation this 15th day of July, 2019, at the Hyrum City Office, 60 West Main, Hyrum, Utah.


Stephanie Fricke
Hyrum City Recorder

CERTIFICATE

STATE OF UTAH)
 :ss
COUNTY OF CACHE)

I, Stephanie Fricke duly appointed and acting City Recorder for Hyrum City, Cache County, State of Utah, do hereby certify that the foregoing is a true copy of a Resolution duly adopted and passed by the City Council of Hyrum City, Utah, at a regular meeting thereof, held the this 18th day of July, 2019 which appears of record in the City Recorder's office. I further certify that a quorum was present and acting throughout said meeting and that this Resolution is in full force and effect in the form so adopted and that it has not been subsequently modified, amended or rescinded.

In witness whereof, I have hereto set my hand this 19th day of July, 2019.


Stephanie Fricke
City Recorder

(SEAL)

Resolution 19-15

A resolution accepting a petition for annexation of certain real property under the provisions of section 10-2-4015, Utah Code annotated, 1953, as amended (Cache County Annexation - Cache County and LaGrande Johnson Construction 84.108 acres).