

Creating Resolution

CELAND SPECIAL IMPROVEMENT DIST 93-1

Spanish Fork, Utah

March 17, 1993

A regular meeting of the City Council (the "City Council") of Spanish Fork City, Utah County, Utah (the "City") was held on Wednesday, the 17th day of March, 1993, at the hour of 7:00 p.m., at its regular meeting place in Spanish Fork, Utah, at which meeting there were present and answering roll call the following members who constituted a quorum:

Marie W. Huff	Mayor
Jerald M. Chapple	Councilmember
Rex Woodhouse	Councilmember
Sheldon W. Gordon	Councilmember
Kim H. Peterson	Councilmember
Clyde A. Swenson	Councilmember

Also present:

David A. Oyler	City Manager
Richard Heap	City Engineer
Kent R. Clark	City Recorder

Absent:

ENT 16268 BK 3106 PG 710
NINA B REID UTAH CD RECORDER BY AC
1993 MAR 22 12:32 PM FEE .00
RECORDED FOR SPANISH FORK CITY

After the meeting had been duly called to order and the minutes of the preceding meeting read and approved, the following proceedings, among others, were duly had and taken:

The City Recorder notified the City Council that the Notice of Intention to establish Spanish Fork City, Utah, Special Improvement District No. 93-1 (the "District"), authorized by the resolution adopted by the City Council on the 3rd day of February, 1993, had

been published in the Spanish Fork Press, a newspaper of general circulation in the City, said notice having been published four times, once during each week for four consecutive weeks, the last publication being not less than five (5) nor more than twenty (20) days prior to March 17, 1993, and that the affidavit of publishing said Notice of Intention with a copy of the Notice as published was duly filed in his office; also that a copy of such Notice of Intention to create the District has been mailed by United States Mail, postage prepaid, to each owner of land affected by or specially benefited by such improvements as said property is described in said Notice insofar as the names and addresses of said owners could be ascertained from the most recent available county assessment books and that it also has been mailed by the United States Mail, postage prepaid, to "Owner" at the street number of each piece of improved property to be affected by said assessment, said Notices having been mailed not later than ten (10) days after the first publication of the Notice of Intention; that the Notice of Intention has been on file in his office during all regular office hours from the 3rd day of February, 1993, to the 17th day of March, 1993, for the examination of any interested parties; that said Notice directed that all persons desiring to protest and oppose the creation of the District might appear and file in writing said protests and objections.

The City Recorder then presented a statement stating that written protests against the creation of the District and the

making of the proposed improvements therein were received by him in his office by 5:00 p.m. on the 17th day of March, 1993.

The names of the protestants and descriptions of their property are as follows:

ENT 16268 BK 3106 PG 712

<u>Property Owner</u>	<u>Address</u>	<u>Number of Hook-Ups</u>
Jack & Mary Issac **This letter does not apply.	P.O. Box 359 Spanish Fork, UT	1
Brandon Creer	310 West 900 South St. Anthony, ID 83445	1
Henry Harwood	RFD1 Box 326 Spanish Fork, UT 84660	1
John C. Robertson	1366 West 7300 South Spanish Fork, UT 84660	1
Bradley Creer	1639 West 1290 North Farmington, UT 84025-3038	1
Steven & Karen Shepherd	7244 South 1100 West Spanish Fork, UT 84660	1
Kevin & Susan Creer	1051 West 7300 South Spanish Fork, UT 84660	1
Wayne & Mary Stark	7300 West 1185 South Spanish Fork, UT 84660	1
Janice & Kevin Creer	1159 West 7300 South Spanish Fork, UT 84660	1
Rex Galloway	7695 South Mill Road Spanish Fork, UT 84660	1
Loran & Dora Glazier	881 West 7300 South Spanish Fork, UT 84660	1
Total number of hook-ups protesting creation of district or proposed improvements thereof:		<u>10</u>
Total number of hook-ups affected or to be benefited:		<u>55</u>

The City Council then considered each and every protest so filed, whether written or oral, and heard each and every person who wished to be heard in protest against, or statement or question concerning, the creation of the District and the construction of said improvements therein.

ENT16268 BK 3106 PG 713

After consideration of such protests and the statements and questions of those persons heard as aforesaid, it was determined that the total number of hook-ups represented by said protests is less than fifty percent (50%) of the total number of hook-ups to be assessed within the District and is a percentage insufficient to legally protest creation of the District.

The Mayor then stated that the City Council should consider the adoption of a resolution creating the District.

Thereupon, the following resolution was introduced in writing and, pursuant to motion duly made by Councilmember Swenson and seconded by Councilmember Woodhouse, adopted by the following vote:

AYE:

Jerald M. Chapple
Rex Woodhouse
Sheldon W. Gordon
Kim H. Peterson
Clyde A. Swenson

NAY:

None

The resolution was then signed by the Mayor and recorded by the City Recorder in the official records of the City. The resolution is as follows:

WHEREAS, the City Council (the "City Council") of Spanish Fork City, Utah County, Utah (the "City"), adopted Resolution No. 93-1 on February 3, 1993, proposing the creation of the Spanish Fork City, Utah, Special Improvement District No. 93-1 (the "District") and adopting a Notice of Intention (the "Notice") describing, among other things, the boundaries of the District, the water line improvements (the "Improvements") proposed to be acquired and constructed in the District, the estimated costs of the Improvements and the proposed method of assessments to be levied on all parcels and lots of real property within the District benefiting from the Improvements in order to pay all or a portion of such costs; and

ENT16268 BK 3106 PG 714

WHEREAS, as required by law, the City Council has provided written and public notice of its intention to create the District and of a public hearing which was held by the City Council on March 17, 1993 (the "Public Hearing") to consider any and all protests filed and to hear any and all oral protests and objections to or questions or concerns about the creation of the District; and

WHEREAS, at the Public Hearing, the City Council considered each and every written protest against the Creation of the District received by the City prior to the Public Hearing, and heard each and every person who wished to protest or ask questions or express concerns about the creation of the District at the Public Hearing; and

WHEREAS, after consideration of such protests, questions and concerns, the City Council determined it to be in the best interests of the City and the owners of property within the District to create the District and proceed with the acquisition and construction of the Improvements.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Spanish Fork City, Utah County, Utah:

Section 1. The terms and phrases defined in the recitals hereto shall have the same meanings when used in the body of this Resolution.

Section 2. The City Council hereby finds and determines that it will be in the best interests of the City and the owners of property within the District that the District be established and that the Improvements be acquired and constructed therein, all as described in the Notice, which has been published and mailed as required by law.

Section 3. The City Council has heretofore considered each and every protest filed and has heard each and every person who wished to be heard in protest against the creation of the District or making of any of the improvements therein or on any other matter pertinent to the District.

Section 4. The City Council does hereby create and establish the District, and authorize the acquisition and construction of the Improvements, all as described in the Notice without deletion or change.

Section 5. The properties included in the District are those described in the Notice without deletion or change. The tax identification numbers and legal descriptions of each of said properties are more fully set forth on Exhibit "A" attached hereto.

Section 6.

ENT16268 BK 3106 PG 715

(a) The assessments to be levied against properties within the District for the costs of the acquisition and construction of the Improvements include (i) the City's connection fee (the "Connection Fee"), which is currently \$600; (ii) the city's fee in lieu of water rights (the "In Lieu Of Fee"), which is currently \$615; and (iii) meter cost (the "Meter Cost"), which is currently estimated to be \$85, for a total of \$1,300 (the Connection Fee, the In Lieu Of Fee and the Meter Cost are sometimes referred to collectively herein as the "Hook-Up Fees"). Any portion of the Hook-Up Fees may from time to time change from those currently charged or estimated.

(b) The City Recorder shall, as soon as practicable, publish and mail the Notice of Election Pertaining to Hook-Up Fees in substantially the form attached hereto as Exhibit "B" (the "Election Notice") to owners of properties within the District in the same manner as the aforementioned publication and mailing of the Notice of Intention to create the District.

(c) Owners of properties within the District who want their properties to be connected now to the water lines comprising the Improvements, and want all of the Hook-Up Fees to be included in their assessments, need not respond to the Election Notice.

(d) Owners of properties within the District who want their properties to be connected now to the water lines comprising the Improvements, but wish to avoid being assessed the In Lieu of Fee, may do so by transferring to the City, in such manner and form as are acceptable to the City, on or before June 1, 1993, one acre-foot of irrigation water (not well rights) from an irrigation company (not Strawberry water).

(e) Owners of properties within the District who want their properties (the "Subject Property") not to be connected now to the water lines comprising the Improvements, so that the Hook-Up Fees will not be added to assessments levied pursuant hereto against the Subject Property, may elect to do so by checking the box indicating such election on the Election Notice, and returning the same, signed, dated and notarized, to the City Recorder's Office before June 1, 1993. The Subject Property of owners making

this election will not be connected to such water lines until such time as all then currently established Connection Fees, In Lieu Of Fees and Meter Costs, together with any other similar charges then imposed by the City for such connection, have been paid in full to the City.

(f) Assessments levied against properties within the District pursuant hereto shall reflect applicable adjustments described in paragraphs (a), (c), (d) and (e) above.

Section 7. As required by law, the City Recorder is hereby authorized and directed to file a copy of the Notice and this Resolution creating the District as finally approved, together with a list of properties proposed to be assessed described by tax identification number and legal description which is attached hereto as Exhibit "A", in the Utah County Recorder's office within five days from the date hereof.

Section 8. It is hereby declared that all parts of this Resolution are severable, and if any section, clause or provision of this Resolution shall, for any reason, be held or found to be invalid or unenforceable, the invalidity or unenforceability of any such section, clause or provision shall not affect the remaining sections, clauses or provisions of this Resolution.

Section 9. All resolutions, orders and regulations, or parts thereof, heretofore adopted or passed which are in conflict herewith are, to the extent of such conflict, hereby repealed. This repealer shall not be construed so as to revive any resolution, order, regulation or part thereof heretofore repealed.

Section 10. This Resolution shall take effect immediately upon its adoption and approval.

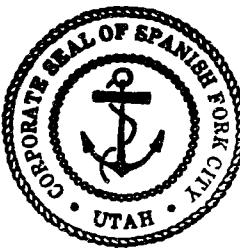
ADOPTED AND APPROVED this 17th day of March, 1993

Marcie W. Huff
Mayor

ATTEST:

Kent R. Clark
City Recorder

(S E A L)



After the conduct of other business not pertinent to the above, on motion duly made, seconded and carried, the meeting was adjourned.

Mario H. Heff

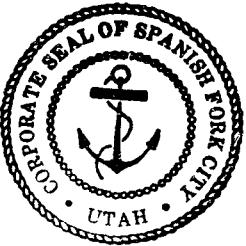
Mayor

ATTEST:

Kent R. Clark
City Recorder

ENT16268 BK 3106 PG 717

(S E A L)



STATE OF UTAH)
: ss.
COUNTY OF UTAH)

ENT16268 BK 3106 PG 718

I, Kent R. Clark, the duly chosen, qualified and acting City Recorder of Spanish Fork City, Utah County, Utah (the "City"), do hereby certify as follows:

That the foregoing typewritten pages constitute a full, true and correct copy of the record of proceedings of the City Council of the City taken at a regular meeting thereof held in the City on March 17, 1993, at the hour of 7:00 p.m., insofar as said proceedings relate to the consideration and adoption of a resolution of the City Council to create the Spanish Fork City, Utah, Special Improvement District No. 93-1, and to authorize certain improvements therein described as the same appear of record in my office; that I personally attended said meeting, and that the proceedings were in fact held as in said minutes specified.

That due, legal and timely notice of said meeting was served upon all members as required by law and the rules and ordinances of the City.

That the above resolution was deposited in my office on March 18, 1993, has been recorded by me, and is a part of the permanent records of the City.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and affixed the official seal of the City this 22 day of March, 1993.

Kent R. Clark
City Recorder

ENT16268 BK 3106 PG 719

STATE OF UTAH)
 : ss.
COUNTY OF UTAH)

ENT16268 BK 3106 PG 720
CERTIFICATE OF FILING AND
MAILING

I, Kent R. Clark, the duly qualified and acting City Recorder of Spanish Fork City, Utah County, Utah (the "City"), do hereby certify that on the 22nd day of March, 1993, pursuant to Section 17A-3-307(6)(a)(i), Utah Code Annotated 1953, as amended, a copy of the Notice of Intention and Resolution creating the Spanish Fork City, Utah, Special Improvement District No. 93-1 (the "District"), as finally approved, together with a list of properties proposed to be assessed described by tax identification number and legal description, was filed in the Utah County Recorder's Office.

I further certify that the Notice of Election Pertaining to Hook-Up Fees attached as Exhibit "B" to the Resolution creating the District adopted by the City Council of the City on March 17, 1993 (the "Election Notice") was published one time in the Spanish Fork Press, the affidavit of which publication is attached hereto, and that on the _____ day of _____, 1993, I mailed a true copy of the Election Notice by United States Mail, postage prepaid (i) to each owner of land to be assessed within the District at the last known address of such owner, using for such purpose the names and addresses appearing on the last completed real property assessment rolls of Utah County, and (ii) addressed to "Owner" addressed to the street number, post office box, rural route number, or other mailing address of each piece of improved property to be affected by assessments in the District.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
the official seal of the City this ____ day of _____, 1993.

ENT16268 BK 3106 PG 721

City Recorder

(S E A L)

[Here Attach Affidavit of Publication]

ENT 16268 BK 3106 PG 722

**CERTIFICATE OF COMPLIANCE
WITH OPEN MEETING LAW**

STATE OF UTAH)
COUNTY OF UTAH) : ss.

ENT16268 BK 3106 PG 723

I, Kent R. Clark, the undersigned City Recorder of Spanish Fork City, Utah County, Utah (the "City"), do hereby certify, according to the records of the City in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time, and place of the March 17, 1993 public meeting held by the City Council of the City (the "City Council") as follows:

(a) By causing a Notice, in the form attached hereto as Schedule "A", to be posted at the City's principal offices on March 15, 1993, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and

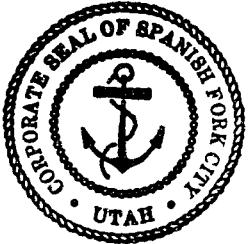
(b) By causing a copy of such Notice, in the form attached hereto as Schedule "A", to be delivered to the Spanish Fork Press and to any other local media correspondent requesting notice of meetings of the City Council, on March 15, 1993, at least twenty-four (24) hours prior to the convening of the meeting.

IN WITNESS WHEREOF, I have hereunto subscribed my official
signature and impressed hereon the official seal of the City this
22 day of March, 1993.

ENT16268 BK 3106 PG 724

Kent R. Clark
City Recorder

(S E A L)



SCHEDULE "A"

[Attach Notice of Meeting]

ENT 16268 BK 3106 PG 725

PROOF of PUBLICATION

ENT 16268 BK 3106 PG 726

J. Lane Henderson

being first duly sworn according to law, deposes and

Publisher

and says that he is the SPANISH FORK PRESS, a weekly newspaper, printed and published at Spanish Fork, Utah County, Utah, and of general circulation therein; that the Notice, a copy of which is hereto

**NOTICE OF
INTENTION
PUBLIC NOTICE**

IS HEREBY GIVEN that on the 3rd day of February, 1993, the City Council of Spanish Fork City, Utah County, Utah (the "City") adopted a resolution declaring its intention to create a special improvement district to be known as the Spanish Fork City, Utah, Special Improvement District No. 93-1 (the "District"). It is the intention of the City Council to make improvements within the District and to levy special assessments as provided in Title 17A, Chapter 3, Part 3, Utah Code Annotated 1953, as amended, on the real estate lying within the District for the benefit of which such assessments are to be expended in the making of such improvements.

**DESCRIPTION
OF DISTRICT**

The District will consist of approximately 54 separate parcels in the City and will include all privately owned territory within the following described area:

Only those parcels within the city boundary of Spanish Fork City as described below.

Beginning at approximately 400 West Arrowhead Trail, thence westerly along Arrowhead Trail to and including 632 West Arrowhead Trail (including parcels with tax ID numbers 25-25-20 & 25-25-26).

Also along Mill Road from Arrowhead Trail to 7300 South Street (including parcels

with tax identification number 25-32-05, 25-23-01, 25-23-02, 25-23-03, 25-23-04, 25-23-05, 25-23-06, 25-23-07, 25-23-08, 25-23-09, 25-23-10, 25-23-11, 25-23-12, 25-23-13, 25-23-14, 25-23-15, 25-23-16, 25-23-17, 25-23-18, 25-23-19, 25-23-20, 25-23-21, 25-23-22, 25-23-23, 25-23-24, 25-23-25, 25-23-26, 25-23-27, 25-23-28, 25-23-29, 25-23-30, 25-23-31, 25-23-32, 25-23-33, 25-23-34, 25-23-35, 25-23-36, 25-23-37, 25-23-38, 25-23-39, 25-23-40, 25-23-41, 25-23-42, 25-23-43, 25-23-44, 25-23-45, 25-23-46, 25-23-47, 25-23-48, 25-23-49, 25-23-50, 25-23-51, 25-23-52, 25-23-53, 25-23-54, 25-23-55, 25-23-56, 25-23-57, 25-23-58, 25-23-59, 25-23-60, 25-23-61, 25-23-62, 25-23-63, 25-23-64, 25-23-65, 25-23-66, 25-23-67, 25-23-68, 25-23-69, 25-23-70, 25-23-71, 25-23-72, 25-23-73, 25-23-74, 25-23-75, 25-23-76, 25-23-77, 25-23-78, 25-23-79, 25-23-80, 25-23-81, 25-23-82, 25-23-83, 25-23-84, 25-23-85, 25-23-86, 25-23-87, 25-23-88, 25-23-89, 25-23-90, 25-23-91, 25-23-92, 25-23-93, 25-23-94, 25-23-95, 25-23-96, 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25-23-552, 25-23-553, 25-23-554, 25-23-555, 25-23-556, 25-23-557, 25-23-558, 25-23-559, 25-23-560, 25-23-561, 25-23-562, 25-23-563, 25-23-564, 25-23-565, 25-23-566, 25-23-567, 25-23-568, 25-23-569, 25-23-570, 25-23-571, 25-23-572, 25-23-573, 25-23-574, 25-23-575, 25-23-576, 25-23-577, 25-23-578, 25-23-579, 25-23-580, 25-23-581, 25-23-582, 25-23-583, 25-23-584, 25-23-585, 25-23-586, 25-23-587, 25-23-588, 25-23-589, 25-23-590, 25-23-591, 25-23-592, 25-23-593, 25-23-594, 25-23-595, 25-23-596, 25-23-597, 25-23-598, 25-23-599, 25-23-600, 25-23-601, 25-23-602, 25-23-603, 25-23-604, 25-23-605, 25-23-606, 25-23-607, 25-23-608, 25-23-609, 25-23-610, 25-23-611, 25-23-612, 25-23-613, 25-23-614, 25-23-615, 25-23-616, 25-23-617, 25-23-618, 25-23-619, 25-23-620, 25-23-621, 25-23-622, 25-23-623, 25-23-624, 25-23-625, 25-23-626, 25-23-627, 25-23-628, 25-23-629, 25-23-630, 25-23-631, 25-23-632, 25-23-633, 25-23-634, 25-23-635, 25-23-636, 25-23-637, 25-23-638, 25-23-639, 25-23-640, 25-23-641, 25-23-642, 25-23-643, 25-23-644, 25-23-645, 25-23-646, 25-23-647, 25-23-648, 25-23-649, 25-23-650, 25-23-651, 25-23-652, 25-23-653, 25-23-654, 25-23-655, 25-23-656, 25-23-657, 25-23-658, 25-23-659, 25-23-660, 25-23-661, 25-23-662, 25-23-663, 25-23-664, 25-23-665, 25-23-666, 25-23-667, 25-23-668, 25-23-669, 25-23-670, 25-23-671, 25-23-672, 25-23-673, 25-23-674, 25-23-675, 25-23-676, 25-23-677, 25-23-678, 25-23-679, 25-23-680, 25-23-681, 25-23-682, 25-23-683, 25-23-684, 25-23-685, 25-23-686, 25-23-687, 25-23-688, 25-23-689, 25-23-690, 25-23-691, 25-23-692, 25-23-693, 25-23-694, 25-23-695, 25-23-696, 25-23-697, 25-23-698, 25-23-699, 25-23-700, 25-23-701, 25-23-702, 25-23-703, 25-23-704, 25-23-705, 25-23-706, 25-23-707, 25-23-708, 25-23-709, 25-23-710, 25-23-711, 25-23-712, 25-23-713, 25-23-714, 25-23-715, 25-23-716, 25-23-717, 25-23-718, 25-23-719, 25-23-720, 25-23-721, 25-23-722, 25-23-723, 25-23-724, 25-23-725, 25-23-726, 25-23-727, 25-23-728, 25-23-729, 25-23-730, 25-23-731, 25-23-732, 25-23-733, 25-23-734, 25-23-735, 25-23-736, 25-23-737, 25-23-738, 25-23-739, 25-23-740, 25-23-741, 25-23-742, 25-23-743, 25-23-744, 25-23-745, 25-23-746, 25-23-747, 25-23-748, 25-23-749, 25-23-750, 25-23-751, 25-23-752, 25-23-753, 25-23-754, 25-23-755, 25-23-756, 25-23-757, 25-23-758, 25-23-759, 25-23-760, 25-23-761, 25-23-762, 25-23-763, 25-23-764, 25-23-765, 25-23-766, 25-23-767, 25-23-768, 25-23-769, 25-23-770, 25-23-771, 25-23-772, 25-23-773, 25-23-774, 25-23-775, 25-23-776, 25-23-777, 25-23-778, 25-23-779, 25-23-780, 25-23-781, 25-23-782, 25-23-783, 25-23-784, 25-23-785, 25-23-786, 25-23-787, 25-23-788, 25-23-789, 25-23-790, 25-23-791, 25-23-792, 25-23-793, 25-23-794, 25-23-795, 25-23-796, 25-23-797, 25-23-798, 25-23-799, 25-23-800, 25-23-801, 25-23-802, 25-23-803, 25-23-804, 25-23-805, 25-23-806, 25-23-807, 25-23-808, 25-23-809, 25-23-810, 25-23-811, 25-23-812, 25-23-813, 25-23-814, 25-23-815, 25-23-816, 25-23-817, 25-23-818, 25-23-819, 25-23-820, 25-23-821, 25-23-822, 25-23-823, 25-23-824, 25-23-825, 25-23-826, 25-23-827, 25-23-828, 25-23-829, 25-23-830, 25-23-831, 25-23-832, 25-23-833, 25-23-834, 25-23-835, 25-23-836, 25-23-837, 25-23-838, 25-23-839, 25-23-840, 25-23-841, 25-23-842, 25-23-843, 25-23-844, 25-23-845, 25-23-846, 25-23-847, 25-23-848, 25-23-849, 25-23-850, 25-23-851, 25-23-852, 25-23-853, 25-23-854, 25-23-855, 25-23-856, 25-23-857, 25-23-858, 25-23-859, 25-23-860, 25-23-861, 25-23-862, 25-23-863, 25-23-864, 25-23-865, 25-23-866, 25-23-867, 25-23-868, 25-23-869, 25-23-870, 25-23-871, 25-23-872, 25-23-873, 25-23-874, 25-23-875, 25-23-876, 25-23-877, 25-23-878, 25-23-879, 25-23-880, 25-23-881, 25-23-882, 25-23-883, 25-23-884, 25-23-885, 25-23-886, 25-23-887, 25-23-888, 25-23-889, 25-23-890, 25-23-891, 25-23-892, 25-23-893, 25-23-894, 25-23-895, 25-23-896, 25-23-897, 25-23-898, 25-23-899, 25-23-900, 25-23-901, 25-23-902, 25-23-903, 25-23-904, 25-23-905, 25-23-906, 25-23-907, 25-23-908, 25-23-909, 25-23-910, 25-23-911, 25-23-912, 25-23-913, 25-23-914, 25-23-915, 25-23-916, 25-23-917, 25-23-918, 25-23-919, 25-23-920, 25-23-921, 25-23-922, 25-23-923, 25-23-924, 25-23-925, 25-23-926, 25-23-927, 25-23-928, 25-23-929, 25-23-930, 25-23-931, 25-23-932, 25-23-933, 25-23-934, 25-23-935, 25-23-936, 25-23-937, 25-23-938, 25-23-939, 25-23-940, 25-23-941, 25-23-942, 25-23-943, 25-23-944, 25-23-945, 25-23-946, 25-23-947, 25-23-948, 25-23-949, 25-23-950, 25-23-951, 25-23-952, 25-23-953, 25-23-954, 25-23-955, 25-23-956, 25-23-957, 25-23-958, 25-23-959, 25-23-960, 25-23-961, 25-23-962, 25-23-963, 25-23-964, 25-23-965, 25-23-966, 25-23-967, 25-23-968, 25-23-969, 25-23-970, 25-23-971, 25-23-972, 25-23-973, 25-23-974, 25-23-975, 25-23-976, 25-23-977, 25-23-978, 25-23-979, 25-23-980, 25-23-981, 25-23-982, 25-23-983, 25-23-984, 25-23-985, 25-23-986, 25-23-987, 25-23-988, 25-23-989, 25-23-990, 25-23-991, 25-23-992, 25-23-993, 25-23-994, 25-23-995, 25-23-996, 25-23-997, 25-23-998, 25-23-999, 25-23-1000, 25-23-1001, 25-23-100

scribe or otherwise identify the property owned or record by the persons or persons making the protest; and shall indicate the total number of connections represented by said protest. Protest shall be filed with the City Recorder of Spanish Fork City, Utah, at or before 5:00 p.m. on the 17th day of March, 1993. Thereafter, at 8:30 p.m. on the 17th day of March, 1993, the City Council will conduct a public meeting at the offices of the City Council to consider all protests filed and hear all objections relating to the proposed District.

The protest rate shall be determined by totaling the number of connections of the property owners filing written protests and dividing it by the total number of connections of all property owners to be assessed within the proposed District. After the written protest rate has been determined, the Council may, in its discretion, delete areas from the District. At the time of creation of the District, the written protests of property owners in any area not included in the District will not be taken into account. The Council will rescind its intention to create the District if the written objections of property owners within the modified District boundaries represent fifty percent (50%) or more of the total number of connections of property remaining in the District, and the project will not proceed.

After such consideration and determination, the City Council will adopt a resolution for abandoning the District and creating the District, as described in this Notice of Intention or with deletions and changes made as authorized by law.

BY ORDER OF
THE CITY COUNCIL
SPANISH FORK CITY
UTAH COUNTY, UTAH

KENT R. CLARK
CITY RECORDER

Published in the Spanish Fork Press February 18, 25 and March 1, 1993.

ENT 16268 BK 3106 PG 727

SPANISH FORK CITY COUNCIL MEETING

40 SOUTH MAIN STREET
SPANISH FORK CITY, UTAH 84660

6:30 pm
February 3, 1993

ENT 16268 BK 3106 PG 728

I. AGENDA REVIEW

6:30 pm

II. PRELIMINARY ACTIVITIES

7:00 pm

- A. Minutes
- B. Warrants
- C. Employee of the Fourth Quarter - 1992
- D. Joy Nielsen - Library Board Representative
- E. Auxiliary Report - Airport Board
- F. Saddle Dusters

III. STAFF REPORTS

7:30 pm

- A. Engineering - Richard J. Heap
- 1. Grazing Bids
- 2. Fire Station Roof Bid
- 3. Multiple Family Dwellings Discussion
- 4. Resolution 93-01: A Resolution declaring the intention of

the City Council of Spanish Fork City, Utah County, Utah (the "City"), to install improvements on certain streets within or adjacent to the city consisting of the installation of water lines and all other miscellaneous work necessary to complete the improvements in a proper workmanlike manner; to create the Spanish Fork City, Utah, Special Improvement District No. 93-1, to defray the cost and expenses of said improvement district by special assessments to be levied against the property benefited by such improvements; to provide a notice of intention to authorize such improvements and to fix a time and place for protests against such improvements or the creation of said district; and related matters.

8:00 pm

- B. Mayor - Marie W. Huff
- 1. Appointment of Boards, Committees, and Commissions

8:05 pm

PUBLIC HEARING - CONTINUATION

- 1. Review of Title 17 City Zoning Ordinance
- a. Ordinance 02-93: Home Occupation 17.68

EXECUTIVE SESSION

- 1. Legal Issues

The public is invited to participate in all Spanish Fork City Council Meetings. If you need special accommodation to participate in the meeting, (handicap access, interpreter, etc.) please contact the City Manager's Office, 798-5000.

EXHIBIT "A"

TAX I.D. NUMBER

25-026-0005

ENT16268 8K 3106 PG 729

COM. 9.40 CHS E OF SW COR OF NW 1/4 OF SEC 25, T 8 S, R 2 E, SLM; E 3.25 CHS; N 9.64 CHS; S 44 W 4.1L CHS; S 65 W 2.90 CHS; S 30 E 6.10 CHS TO BEG. AREA 3.32 ACRES.

25-013-0016

COM E 198 FT & S .49 FT FR SE COR SW1/4 SEC 23, T8S, R2E, SLM; N 16 DEG 45'21" W 396.22 FT; N 72 DEG W 3.93 CHS; N 73 DEG W 5.65 CHS; N 05 DEG E 144.44 FT; N 44 DEG 26'26"E 621 FT; S 60 DEG 57'41"E 104.09 FT; S 79 DEG 45'27"E 76.89 FT; N 88 DEG 39'31"E 165.91 FT; S 70 DEG 12'31"E 414.42 FT; S 840.17 FT; S 24 DEG W 135.51 FT; N 89 DEG 59'09"W 400.36 FT TO BEG. AREA 20.05 ACRES.

25-030-0005

COM SE COR LOT 5, SEC 26, T8S, R2E, SLM; W 8 CHS; N 285 FT; N 32 DEG 54'29"E 414.79 FT S 89 DEG E 152.61 FT; A 38 DEG 03'44"W 451.48 FT; S 268 FT; E 90 FT; 1133.16 FT ALONG ARC OF 43.15 FT RAD CUR TO R (CHD N 38 DEG 51'36"E 43.51 FT; DT=00 DEG 13'11"); E 644.9 FT; S 33.43 FT; W 2.18 CHS TO BEG. ALSO, COM S 89 DEG 57'04"E 1458 FT & S 580.12 FT FR NW COR, SEC 26, T8S, R2E, SLM; N 1 DEG 10'06"W 303.48 FT; N 1 DEG 39'35"W 235.45 FT; N 89 DEG 49'56"W 16.79 FT; S 42 DEG 32'26"W 24.1 FT; S 42 DEG 21'38"W 282.16 FT; S 39 DEG 51'02"W 150.08 FT; S 85 DEG 34'06"E 80.46 FT TO BEG. AREA 5.22 AC.

25-026-0029

COM E 25.88 FT & N 1520.47 FT FR W 1/4 COR SEC 25, T8S, R2E, SLM; N 75 DEG 05'48"E 430.26 FT; N 88 DEG 21'54"E 822.35 FT; S 13 DEG 31'22"E 99.05 FT; S 32 DEG 55'15"E 1877.6 FT; S 70 DEG 43'55"W 256.39 FT; S 89 DEG 02'22"W 601.21 FT; N 18 DEG 32'16"W 465.47 FT; N 88 DEG 35'38"W 151.97 FT; N 60 DEG 03'43"W 205.43 FT; N 62 DEG 14'28"W 120.07 FT; N 62 DEG 49'47"W 118.39 FT; N 66 DEG 04'36"W 74.10 FT; S 2 DEG 14'28"W 126.01 FT; S 58 DEG 41'22"W 74.26 FT; S 86 DEG 26'53"W 50.90 FT; S 36 DEG 04'25"W 126.01 FT; S 58 DEG 41'22"W 74.26 FT; S 86 DEG 15'07"W 155.78 FT; S 61 DEG 48'59"W 114.63 FT; S 89 DEG 28'57"W 35.35 FT; S 43 DEG 12 DEG 42'40"W 115.89 FT; N 18 DEG 19'47"W 325.45 FT; N 21 DEG 16'51"W 75.035 FT TO BEG. AREA 47.94 ACRES

25-031-0039

COM N 1976.22 FT & W 313.26 FT FR E1/4 COR SEC 26, T8S, R2E, SLM; N 89 DEG 47'33"E 104.28 FT; S 23 DEG 24'46"E 183.08 FT; N 89 DEG 07'38"W 177.63 FT; N 12'04"E 164.92 FT TO BEG. AREA .54 ACRE.

25-031-0001

COM. 50.58 CHS E & 1.50 CHS S FROM NW COR OF SEC 26, T 8 S, R 2 E, SLM; N 3 48'E 4.12 CHS; S 83 30' E 5.36 CHS; N 83 15' E 1.365 CHS; N 68 48' E 2.12 CHS; N 38 E 1.21 CHS; S 31 E 4.53 CHS; S 17 45' E 3.265 CHS; S 36 54' W 2.93 CHS; S 48 30' E 2.74 CHS; N 87 27' W 6.67 CHS; N 3.205 CHS; N 73 30' W 3.745 CHS; N 68 06' W 3.26 CHS TO BEG. AREA 8.57 ACRES.

EXHIBIT "A"

page -2-

TAX I.D. NUMBER

25-026-0003

ENT16268 BK 3106 PG 730

COM AT PT IN FENCE LINE N 83.40 FT & W 10 FT (BASED ON UT ST COORDINATE SYSTEM (EN ZONE) FR W1/4 COR SEC 25, T8S, R2E, SLM; ALONG SD FENCE LINES N 2 44'57"W 167.52 FT; N 43 42'33"W 230.74 FT; N 78 45'10"E 176.99 FT; N 42'47"E 435.49 FT; S 41 05'26"E 362.71 FT TO WLY SIDE OF COUNTY ROAD; S 17 15'06"E ALONG FENCE LINE (N WLY SIDE OF COUNTY ROAD 261.65 FT; ALONG SD FENCE LINE ON A CUR CONCAVE ELY HAVING RAD OF 712.50 FT; SELY 132.06 FT; S 89 06'33"W 509.81 FT TO BEG. AREA 6.07 ACRES.

25-030-0012

COM W 7.70 CHS FR NE COR NW1/4 SEC 26, T8S, R2E, SLM; W 5.45 CHS; S .50 CHS; E 1.20 CHS; S 58.44 FT; S 88 DEG 27'04"E 20.57 FT; S 22'22"W 512.39 FT; S 89 DEG 45'14"E 17.41 FT; S 22.55 FT; E 194.73 FT; N 10'09"E 195.43 FT; S 89 DEG 45'13"E & 146"W 17.41 FT; S 08'16"E 431.89 FT TO BEG. ALSO: COM 602.98 FT S & N 89 DEG 31'E 1851.4.15 FT; N 08'16"E 431.89 FT TO BEG. COM 602.98 FT S & N 89 DEG 30'W 129.40 FT; N 00 DEG 14'E 508.20 FT FR NW COR SEC 26,T8S, R2E SLM; N 88 DEG 30'W 129.40 FT; N DEG 14'W 50 FT; S 89 DEG 47'E 129.70 FT; S 00 DEG 19'W 52.30 FT TO BEG. AREA 3.33 ACRES.

25-026-0004

COM AT PT IN FENCE LINE INTERSEC W 6 FT (BASED ON UT ST COORDINATE SYSTEM, CEN Z ONE) FR W1/4 COR SEC 25, T8S, R2E, SLM; N 2 44'57"W ALONG FENCE LINE 83.50 FT; N 89 06'33"E 509.81 FT TO FENCE LINE ON WLY SIDE OF COUNTY ROAD; SELY ALONG SD FENCE LINE 100.29 FT (ON CUR CONCAVE ELY HAVING A RAD OF 712.50 FT) TO A FENCE LINE ON NLY SIDE OF LANE; S 89 06'33"W ALONG SD FENCE LINE 556.46 FT; ALONG SD FENCE LINE W 6 FT TO BEG. AREA 1.03 ACRES.

25-025-0014

Address: SPANISH FORK DISTR UT 84660
Date Effective: 10/25/90 Date Deleted: 00/00/00 Property Class: 100
Date Recorded: 12/31/77 Date Created: 12/31/76 Date Updated: 10/25/90
Last Entry #: 10474;90 Previous Serial Number: JJ-1670

Taxing Description: (Not For Legal Documents)

COM NE COR OF NW 1/4 OF SW 1/4 OF SEC 25, T 8 S, R 2 E, SLM; S 600.35 FT; W 314.97 FT; N 32 24' W ALONG ROAD 711.04 FT; E 119.46 FT; S 28 22' E 28 FT; E 135 FT; N 25 FT; E 429 FT TO BEG. AREA 6.89 ACRES.

25-032-0005

COM W 11.15 CHS OF NE COR OF NW 1/4 OF SW 1/4 OF SEC 25, T8S, R2E, SLM; W 28.85 CHS; S 11.67 CHS; E 36.25 CHS; NW-LY ALONG W LINE OF LELAND ROAD TO BEG. AREA 7.99 AC.

25-025-0019

COM 56.25 CHS E & 11.67 CHS S OF CEN SEC 26, T8S, R2E, SLM; S 32 24'E 150 FT; W 728.37 FT; N 126.65 FT; E 648 FT TO BEG. AREA 2 ACRES.

TAX I.D. NUMBER

25-032-0004

COM E 20 CHS & S 11.67 CHS FR CEN SEC 26, T8S, R2E, SLM; E 1744.50 FT; S 126.65 FT; E 728.37 FT; S 32 DEG 24'E 312 FT; S 159.72 FT; W 2630 FT; N 549.78 FT TO BEG. AREA 30.08 ACRES.

ENT16268 BK 3106 PG 731

25-025-0020

COM N 329.57 FT & E 1244.67 FT FR SW COR SEC 25, T8S, R2E, SLM; N 31 DEG 09'W 57.452 FT; N 73 DEG 08'24"E 634.82 FT; S 26 DEG 30'E 389.54 FT; S 55 DEG 45'11"W 85.23 FT TO BEG. AREA 6.66 ACRES.

25-025-0021

COM. 15.19 CHS W OF NE COR OF SW 1/4 SEC 25, T8S, R2E, SLM; W 4.81 CHS; S 20 CH E 1316.78 FT; N 70 DEG 57'41"W 27.93 FT; N 16 DEG 02'20"E 108.72 FT; N 27 DEG 21'F 24"E 77.98 FT; N 37 DEG 50'42"E 99.62 FT; N 21 DEG W 241.35 FT M OR L; N 3.3 CH S; S 82 DEG 15'W 6.62 CHS; N 45 DEG 30'W 8.74 CHS; N 31 DEG 25'W 4.61 CHS TO BEG. AREA 29.25 ACRES.

25-025-0025

COM AT PT ON E SIDE OF MILL ROAD ON A FENCE LINE S 744.75 FT & E 1085.54 FT FR W 1/4 COR SEC 25, T8S, R2E, SLM; E 235.11 FT TO FENCE; S 17'E ALONG FENCE LINE 37.0.50 FT TO FENCE ON E SIDE OF MILL ROAD; N 32 36'W ALONG FENCE LINE ON E SIDE OF MILL ROAD 439.79 FT TO BEG. AREA 1 ACRE.

25-025-0016

COM. AT A PT ON FENCE LINE ON E SIDE OF MILL ROAD, S 591.25 FT & E 987.37 FT FR W 1/4 COR SEC 25, T8S, R2E, SLM; E 332.52FT TO A FENCE LINE; S 17' E ALONG FENCE 153.5 FT; W 235.11 FT TO E SIDE OF MILL ROAD; ALONG MILL ROAD N 32 36'W 182.21 FT TO BEG. AREA 1 ACRE.

25-025-0026

COM N 89 DEG 31'59"E ALONG SEC LINE 899.96 FT & N 101.89 FT FR SW COR SEC 25, T8S, R2E, SLM; N 26 DEG 29'35"W 677.18 FT; N 73 DEG 08'24"E 365.34 FT; S 31 DEG 09' E 574.52 FT; S 55 DEG 50'50"W 224.93 FT; ALONG ARC OF 1587.02 FT RAD CUR TO R: 85.08 FT (CHD S 59 DEG 11'18"W 184.98 FT) TO BEG. AREA 5.53 ACRES.

25-031-0019

BEG. 6.94 CHS W OF NE COR OF LOT 1, SEC 26, T8S, R2E, SLM; W 112 FT; S 128 FT M OR L TO N BANK OF THE LELAND ROLLER MILL CANAL; SE ALONG THE N BANK OF THE LELAND MILLING CO CANAL TO A PT 167 FT M OR L FROM BEG; N 167 FT M OR L TO BEG. AREA .33 OF AN ACRE.

25-030-0007

COM S 89 DEG 57'04"E 1458 FT & S 580.12 FT FR NW COR SEC 26, T8S, R2E, SLM; N 00 1 DEG 10'06"W 303.08 FT; N 01 DEG 39'35"W 235.45 FT; S 89 DEG 49'56"E 146.41 FT; S 13'02"E 548.44 FT; N 85 DEG 34'06"W 135.90 FT TO BEG. AREA 1.75 ACRES

25-030-0034

COM S 89 DEG 57'04"E 1593.55 FT & S 605.67 FT FR NW COR OF SEC 26, T8S, R2E, SLM; N 13'02"W 563.60 FT; S 89 DEG 44'04"E 132.52 FT; S 11'04"E 561.99 FT; S 89 DEG 33'56"W 132.20 FT TO BEG. AREA 1.71 AC.

TAX I.D. NUMBER

25-030-0008

COM E 1725.74 FT & N 607.14 FT FR NW COR SEC 26, T8S, R2E, SLM; N 11°04'W 516.4E FT; S 88 DEG 27°04'E 131.43 FT; S 22°22'W 512.39 FT; S 89 DEG 45°46'W 126.39 FT TO BEG. AREA 1.52 ACRES.

ENT16268 BK 3106 PG 732

25-030-0010

COMM. 30.25 CHS N & 4 CHS W OF SE COR OF NW 1/4 OF SEC 26, T8S, R2E, SLM; W 2 CHS; S 5 CHS; N 5 CHS TO BEG. AREA 1 ACRE.

25-030-0009

COM. ON W SIDE OF COUNTY ROAD .64 CHS W & 10.05 CHS S OF N 1/4 COR OF SEC 26, T8S, R2E, SLM; (THE 1/4 COR REFERRED TO WAS FOUND BY ACTUAL SURVEY TO BEG LOCATED S. 39.58 CHS FROM EITHER SEC COR) W 3.80 CHS; S 5 CHS; E 1.50 CHS; N 2 CHS; E 2.30 CHS; N 3 CHS TO BEG. AREA 1.28 ACRES.

25-031-0010

COM AT A FENCE LINE INTERSEC ON S SIDE OF 7300 S COUNTY ROAD. WHICH PT IS S 620.320 FT & E 270.246 FT FR NW COR NE1/4 SEC 26, T8S, R2E, SLM; S 07°02'W ALONG A FENCE 173.755 FT; N 89°41'16"E 16.5 FT; S 07°02'W 243.743 FT N 89 DEG 25°57'W 18.32 FT; N 74 DEG 10°14'W 135.38 FT; N 17°28'W 378.03 FT TO S SIDE OF 7300 S COUNTY ROAD; N 89°41'16"E 234.849 FT TO BEG. TOGETHER WITH R/W. AREA 2.26 ACRES

25-031-0022

COM S 49°03"E 620.32 FT & S 89 DEG 10°57"E 270.25 FT FR NE COR SEC 26, T8S, R2E, SLM; S 56°05'W 173.76 FT; S 89 DEG 30°E 16.50 FT; S 56°05'W 243.74 FT; S 70 DEG 15°23"E 83.68 FT; N 2 DEG 16°03"E 416.06 FT; S 89 DEG 30°24"E 98.27 FT; N 2 DEG 16°03"E 25.77 FT; N 89 DEG 02°57'W 187.76 FT; N 56°05"E 1.95 FT; N 89 DEG 30°W 16.50 FT TO BEG. AREA .96 ACRE.

25-031-0043

COM S 648.94 FT & E 375.58 FT & N 89 DEG 40°33"E 98.27 FT FR N1/4 COR SEC 26, T8S, R2E, SLM; S 1 DEG 13°21'W 450.86 FT; S 11 DEG 13°20'W 166.76 FT; N 72 DEG 06°33"W 93.21 FT; S 10 DEG 46°32'W 57.16 FT; S 64 DEG 07°11"E 242.66 FT; N 27 DEG 4°49"E 409.20 FT; N 02 DEG 47°08"E 387.54 FT; S 89 DEG 40°33"W 286.43 FT TO BEG. AREA 4.23 ACRES.

25-031-0041

COM N 1976.22 FT & W 313.26 FT FR E1/4 COR SEC 26, T8S, R2E, SLM; S 12°04'W 164.92 FT; S 2 DEG 18°55'W 481.65 FT; N 50 DEG 19°58"W 153.82 FT; N 53°54"E 351.97 FT; N 1 DEG 11°27'W 195.61 FT; N 89 DEG 47°33"E 136.99 FT TO BEG. AREA 1.77 ACRES

25-031-0031

COM S 595.836 FT & W 1671.327 FT FR NE COR SEC 26, T8S, R2E, SLM; N 89 DEG 53°0E 220.427 FT; N 1 DEG 07°21"E 171.352 FT; E 217.070 FT; S 171.759 FT TO BEG. AREA .86 ACRE.

25-031-0026

COM AT A FENCE LINE INTERSECT ON N SIDE OF HWY U-115, UTAH COUNTY N 4709.052 FT & E 1673.697 FT (BASED ON ST COORDINATE SYST, CENTRAL ZONE) FR S 1/4 COR SEC 26, T8S, R2E, SLM; ALONG SD FENCE LINE AS FOLLOWS: N 31°01'20"W 59.464 FT; N 57°04'20" W 121.568 FT; N 37°20'22"E 64.979 FT; N 39°36'24"E 137.932 FT; N 89°51'39"E 319.454 FT; S 15°50"E 117.378 FT E 17.600 FT; S 15°50"E 20 FT; W 15 FT; S 15°50"E 143 FT TO N SIDE OF SD HWY; N 89°09'51"W ALONG SD HWY 318.033 FT TO BEG. AREA 2.414 ACRES. ALSO: COM AT FENCE LINEINTERSEC ON N SIDE OF HWY 115 N4709.052 FT & E 1673.697 FT (BASED ON UT ST COORDORDINATE SYSTEM, CEN ZONE) FR S1/4 COR SEC 26, T8S, R2E, SLM; ALONG SD FENCE LINE AS FOLLOWS: N 3101°20" W 59.464 FT N 57°04'36" W 121.568 FT; SLY 117.032 FT E 160 FT ALONG HWY 115 TO BEG. AREA .21 OF AN AC. TOTAL AREA 2.62 ACRES.

EXHIBIT "A"

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TAX I.D. NUMBER

C 25-031-0014

COM. AT PT IN A FENCE LINE ON N-LY LINE OF A COUNTY ROAD, WHICH PT IS S 620.56 F T & W 350 FT FR NE COR OF SEC 26, T8S, R2E, SLM; S 89 23'W ALONG SD FENCE LINE 152.30 FT; N 23'W 286.60 FT TO A FENCE LINE; N 89 37'E ALONG SD FENCE LINE 152.30 FT; S 23'E 286 FT TO BEG. CONTAINING A PLANIMETERED AREA OF 1 ACRE.

ENT16268 BK 3106 PG 733

C 25-031-0015

B COM 3 CHS W OF NE COR OF LOT 1 OF NE 1/4 SEC 26, T8S, R2E, SLM; W 182 FT; N 23' 4 286 FT; S 89 37'W 152.30 FT; N 22.94 FT; E 334 FT M OR L; S 4.69 CH TO BEG. AREA 0.0M ACRES.

25-031-0038

R COM AT NE COR SEC 26, T8S, R2E, SLM; W 5.45 CHS; S 4-W 5.61 CHS; E 2.68 CHS; S 4 1.69 CHS; E 3 CHS; N 10 CHS M OR L TO BEG. AREA 4.48 ACRES.

25-030-0017

COM. 25.25 CHS N & 6.20 CHS W OF SE COR OF NW 1/4 OF SEC 26, T8S, R2E, SLM; N 5 C CHS; W 2 CHS; S 5 CHS; E 2 CHS TO BEG. ALSO COM 25.25 CHS N & 6.45 CHS W OF SE C COR OF NW 1/4 OF SEC 26, T8S, R2E, SLM; N 3 CHS; W 3.75 CHS; S 3 CHS; E 3.75 CHS 0 TO BEG. AREA 2.12 ACRES.

B 25-030-0001

COM 880 FT E & S 110 FT OF NW COR LOT 4, SEC 26, T8S, R2E, SLM; E 540 FT; N 46 F T; E 575 FT; S 15 CHS; W 10 CHS; N 5 CHS; W 11.50 CHS; NE 680 FT ALONG RR R/W TO BEG. AREA 23.46 ACRES.

N 25-030-0018

COM. 25.25 CHS N & 8-20 CHS W OF SE COR OF NW 1/4 OF SEC 26, T8S, R2E, SLM; N 5 B CHS; W 2 CHS; S 5 CHS; E 2 CHS TO BEG. AREA 1 ACRE.

I 25-030-0011

T COM S 49°03'W 601.11 FT & W 500.70 FT FR N 1/4 COR SEC 26, T8S, R2E, SLM; S 89 DEG 36'24"W 84.62 FT; N 10°09"E 170.10 FT; S 89 DEG 45'13"E 84.15 FT; S 00 DEG 00' 41"W 170 FT TO BEG. AREA .33 ACRE.

25-030-0032

COM N 89°57'04"W 302.23 FT & S 240.86 FT FR N 1/4 COR SEC 26, T8S, R2E, SLM; S 2 04'24"W 375.92 FT; W 203.93 FT; N 09°13'W 182.96 FT; N 58°31"E 192.96 FT; E 203.8 :1 FT TO BEG. AREA 1.77 ACRES. SUBJ TO R/W.

25-030-0013

COM. ON N SIDE OF STATE HIWAY 9.30 CHS S & 2.96 CHS W OF N 1/4 COR SEC 26, T8 S, R2E, SLM; W ALONG SD HIWAY 1.527 CHS; N 6.22 CHS; S 80 01' E 1.45 CHS; S 23' 02 3.03 CHS; S 1 34' E 2.94 CHS TO BEG. AREA .891 OF AN ACRE.

25-030-0014

COM. 9.30 CHS S & .97 CH W OF N 1/4 COR OF SEC 26, T 8 S, R 2E, SLM; W 1.99 CHS; N 1 34' W 2.91 CHS; N 23' W 3.03 CHS; S 86 30' E 2.04 CHS; S 29' E 5.84 CHS T 0 BEG. AREA 1.197 ACRES.

EXHIBIT "A"
TAX I.D. NUMBER
25-030-0029

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COM. 9.71 CHS S & .75 CH E OF NE COR OF NW 1/4 OF SEC 26, T8S, R2E, SLM; N 18 RODS; W 6 RODS; S 18 RODS; E 6 RODS TO BEG. AREA .64 OF AN ACRE.

25-031-0002

ENT16268 BK 3106 PG 734

COM. 9.30 CHS S & .75 CHS E OF NE COR OF NW 1/4 OF SEC 26, T8S, R2E, SLM; E 2.25 CHS; N 396 FT M OR L; W 2.25 CHS; S 396 FT M OR L TO BEG. AREA 1.35 ACRES.

25-031-0012

COM 575 FT S & 264.5 FT E OF NW COR NE 1/4 SEC 26, T8S, R2E, SLM; N 357.5 FT; S 88 39'E 194.74 FT; S 24'30"W 196.13 FT; S 89 09'30"W 89.78 FT; S 47'45"E 155.7 FT; N 89 52'W 105.95 FT TO BEG. ALSO: COM 216.7 FT S & 231 FT E OF N 1/4 COR SEC 26, T8S, R2E, SLM; S 88 39'E 33.51 FT; S 357.5 FT; S 89 52'E 105.68 FT; S 47'45"E 19.26 FT; N 89 09'30"E 186.42 FT; ALONG ARC OF 107 FT RAD CUR TO L 57.6 FT; (CHORD N 73 43'20"E 56.91 FT); S 89 52'E 17.12 FT; ALONG ARC OF 132 FT RAD CUR TO L 73.57 FT; (CHORD N 62 28'E 72.62 FT); S 84.72 FT; W 462 FT; N 410.3 FT TO BEG. AREA ON 1ST PLATE 1.26 AC. AREA OF #2 .76 ACRES. TOTAL AREA 2.02 ACRES.

25-031-0013

COM IN AN OLD FENCE COR S ALONG 1/4 SEC LINE 418.20 FT & E 457.78 FT FR N 1/4 COR SEC 26, T8S, R2E, SLM; N 89 09'30"E 205 FT; S 24'30"W 70.43 FT; ALONG ARC OF 107 FT RAD CUR TO R 165.62 FT; SAME BEING R/W LINE OF ST ROAD; S 89 09'30" W ALONG FENCE ON N LINE OF ROAD 186.42 FT; N 47'45"W 175 FT; N 89 09'30"E 89.78 FT TO BEG. AREA 1.05 ACRES.

25-031-0033

COM 3.05 CHS W & .50 CHS N FR SE COR LOT 7, SEC 26, T8S, R2E, SLM; W 2.50 CHS; N 3 CHS; E 2.50 CHS; S 3 CHS TO BEG. AREA .75 AC.

25-026-0007

BEG. AT A PT IN A FENCE COR ON S SIDE OF A COUNTY ROAD. WHICH PT IS E ALONG A LINE CONNECTING NW & NE COR'S OF SEC 25, 440.75 FT; & S 672.17 FT FROM NW COR OF SEC 25, T 8 S, R 2 E, SLM; S 89 22' E ALONG A FENCE ON THE S SIDE OF SAID COUNTY RD 816.10 FT TO THE EXTENDED LINE OF A FENCE; S 5 40' E ALONG SAID FENCE LINE 195.90 FT TO A FENCE LINE; S 15 16' E ALONG SAID FENCE LINE 131.20 FT; N 89 31' W 873.60 FT TO A FENCE LINE, EXTENDED; N 0 33' E ALONG SAID FENCE LINE 323.20 FT TO BEG. CONTAINING 6.30 ACRES M OR L.

25-025-0017

COM N 20 CHS FR SW COR SEC 25, T8S, R2E, SLM; E 22.25 CHS; S 26 DEG 30'E 5.6 CHS; S 74 DEG 10'W 63.55 FT; N 26 DEG 30'W 38.78 FT; S 73 DEG 08'24"W 1623.18 FT; N 766.11 FT TO BEG. AREA 19.55 ACRES.

25-030-0030

COM. 3.46 CHS S & .75 CHS E OF NE COR OF NW 1/4 SEC 26, T8S, R2E, SLM; E 2.25 CHS; N 4.08 CHS; W 11 CHS; S 1 W 257.62 FT; E 228.42 FT; N 34.60 FT; S 80 1' E 1.45 CHS; S 80 23' E 2.04 CHS; E 2.25 CHS TO BEG. AREA 5.82 ACRES.

25-031-0030

COM AT PT IN OLD FENCE COR S ALONG 1/4 SEC LINE 190.74 FT & E 189.82 FT FR N 1/4 COR SEC 26, T8S, R2E, SLM; S 88-02'16"E 311.42 FT; S 84-45'50"E 157.40 FT; S 24'30"W 206.06 FT; S 89-05'30"W 205 FT; N 24'30"E 196.13 FT; N 88-39'W 269.09 FT; S 47'45"W 25 FT TO BEG. AREA 1.21 AC.

Notice of Election Pertaining to Hook-Up Fees
to
Owners Of Property Within
Spanish Fork City, Utah, Special Improvement District No. 93-1

The assessments to be levied against properties such as yours within the captioned District for the costs of the water line improvements currently being constructed within the District include (i) the City's connection fee (the "Connection Fee"), which is currently \$600; (ii) the City's fee in lieu of water rights (the "In Lieu Of Fee"), which is currently \$615; and (iii) meter cost (the "Meter Cost"), which is currently estimated to be \$85, for a total of \$1,300 (the Connection Fee, the In Lieu Of Fee and the Meter Cost are sometimes referred to collectively herein as the "Hook-Up Fees"). Any portion of the Hook-Up Fees may from time to time change from those currently charged or estimated.

1. If you want your property to be connected to the water lines now, and have all of the Hook-Up Fees added to your assessment, you need not respond to this notice.

2. If you want your property to be connected to the water lines now, but wish to avoid being assessed the In Lieu of Fee, you may do so by transferring to the City, in such manner and form as are acceptable to the City, on or before June 1, 1993, one acre-foot of irrigation water (not well rights) from an irrigation company (not Strawberry water). Please contract Richard Heap in the City Engineer's office at 50 South Main, P.O. Box 358, Spanish Fork, Utah 84660, telephone 798-5080, as soon as possible if you want to connect now but avoid the In Lieu Of Fee in this manner.

3. If you do not want your property connected to the water lines now, so that the Hook-Up Fees will not be added to your assessment (but will be charged at such time as you do want to connect your property to the water lines, if any), check the following box and return this form with your notarized signature to the City Recorder before June 1, 1993:

(By checking this box, you elect not to connect your property to the water lines now) I, we, hereby represent and warrant that I am, we are, the sole legal and beneficial owner[s] of the following described property (the "Subject Property") within the Spanish Fork City, Utah, Special Improvement District No. 93-1 (the "District"), and that I, we, hereby elect not to have the Subject Property currently connected to the water lines being acquired and constructed within the District, with the understanding that, as such time as I, we, or the then current owner of the Subject Property elects to have the property connected to the water lines,

if any, the then currently established Connection Fee, In Lieu Of Fee and Meter Cost, together with any other similar charges then imposed by the City for such connection, if any, will have to be paid to the City in full prior to such connection.

Name: _____
(Please Print or Type)

ENT16268 BK 3106 PG 736

Signature: _____

Date: _____

Address or
description of
Subject Property: _____

Acknowledgement:

STATE OF UTAH)
COUNTY OF SALT LAKE)
ss.

On the _____ day of _____, 1993, appeared before me
_____, who, upon being duly sworn did
acknowledge to me that [he, she, is] [they are] the signer[s] of
the foregoing instrument, and the sole legal beneficial owner[s] of
the above described Subject Property.

NOTARY PUBLIC

My Commission Expires: _____ Residing At: _____