

**A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION
(DROUBAY/BUNKER ANNEXATION) TO THE CITY OF DELTA, UTAH.**

RECITALS

The City Council of the City of Delta, Utah, referred to herein as the "City Council," hereby recites the following as the basis for adopting this resolution:

A. On September 8, 2000, the owners of certain real property ("Petitioners") filed a petition with the City Recorder of Delta City, Millard County, State of Utah, requesting that such property be annexed to the corporate boundaries of Delta City. On said date, Petitioners' contact sponsor mailed a copy of said petition to the Millard County Clerk as required by Section 10-2-403(6)(a), Utah Code Annotated (1953 edition), as amended.

B. The 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; and (3) is equal in value to at least one-third of the value of all private real property within the area proposed for annexation.

C. The Petitioners certify that said property proposed for annexation lies contiguous to the present boundaries of Delta City, Utah and the Petitioners have caused an accurate plat or map of the real property proposed for annexation to be prepared by a licensed surveyor and have filed said plat or map with the Delta City Recorder.

D. The Petition appears to comply with all of the requirements of Section 10-2-402 and Section 10-2-403, Utah Code Annotated (1953 edition) as amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Delta, Utah:

Section 1. Acceptance of Petition for Annexation. The Petition for Annexation to the City of Delta, Utah attached hereto as Exhibit "A" and incorporated herein by reference, is hereby accepted for further consideration under the provisions of Utah's Annexation Law and is hereby referred to the City Recorder for

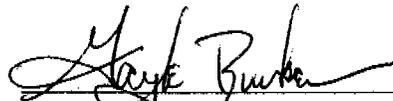
review pursuant to Section 10-2-405(2), Utah Code Annotated (1953 edition) as amended.

Section 2. Effective Date. This resolution shall become effective upon adoption.

Section 3. Severability. In the event that any provision of this resolution or the procedures adopted thereby, less than the entire resolution or such procedures, is held invalid by a court of competent jurisdiction, this resolution or such procedures shall be deemed severable and such finding of invalidity shall not affect the remaining portions of this resolution.

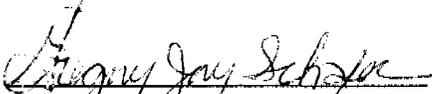
Section 4. Repeal of Conflicting Resolutions. To the extent that any ordinances, resolutions or policies of the City of Delta, Utah conflict with the provisions of this resolution, they are hereby amended to be in accordance with the provisions hereof.

PASSED AND APPROVED this 11th day of September, 2000.



GAYLE BUNKER, Mayor Pro Tempore

Attest:



GREGORY JAY SCHAFER
City Recorder

PETITION FOR ANNEXATION

We, the undersigned owners of certain real property lying contiguous to the present municipal limits of Delta 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 (U.C.A.);
2. That the property subject to this petition is a contiguous, unincorporated area contiguous to the boundaries of Delta 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. Is equal in value to at least 1/3 of the value of all private real property within the area proposed for annexation; and
 - D. Is described as follows:

PROPERTY OWNED BY ROBERT L. DROUBAY & JILL D. DROUBAY:

Parcel 1: Beginning 330 feet South of the Southwest corner of the Northwest corner of the Northeast quarter of Section 6, Township 17 South, Range 6 West, Salt Lake Base and Meridian; thence South 647 feet; thence East 660 feet; thence North 647 feet; thence West 660 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM all coal, oil, gas, mines, metals, gravel and/or other minerals in, on or under said land, together with the right of ingress and egress for the purpose of exploring and/or removing the same.

Parcel 2: That portion of the following description lying in the Southeast quarter of Section 6, Township 17 South, Range 6 West, Salt Lake Base and Meridian: Beginning at the Northwest corner of the Southeast quarter of said Section 6; thence South 300 feet; thence East 500 feet; thence South 174.5

feet; thence East 160 feet; thence North 814.5 feet; thence West 660 feet; more or less, to the West boundary line of the Northeast quarter of said Section 6; thence South 340 feet; more or less, to the point of beginning.

EXCEPTING THEREFROM all coal, oil, gas, mines, metals, gravel and/or other minerals in, on or under said land, together with the right of ingress and egress for the purpose of exploring and/or removing the same.

Parcel 3: Beginning at the Northwest corner of the Southeast quarter of Section 6, Township 17 South, Range 6 West, Salt Lake Base and Meridian; thence South 300 feet; thence East 500 feet; thence South 174.5 feet; thence East 160 feet; thence North 814.5 feet; thence West 660 feet; more or less, to the West boundary line of the Northeast quarter of Said Section 6; thence South 340 feet; more or less, to the point of beginning.

PROPERTY OWNED BY GAYLE K. AND GARY L. BUNKER:

Parcel 1: Beginning North 1002.38 feet and East 1078.66 feet from the West Quarter corner of Section 6, Township 17 South, Range 6 West, Salt Lake Base and Meridian, thence South $84^{\circ}01'$ East 145.4 feet; thence South $83^{\circ}33'$ East 231.5 feet; thence South $36^{\circ}31'$ East 666.03 feet; thence South $4^{\circ}51'$ West 87.84 feet; thence West 195.5 feet; thence North 70.5 feet; thence South $82^{\circ}02'$ West 735.57 feet; thence North $12^{\circ}59'$ East 713.68 feet to the point of beginning.

Parcel 2: Beginning at a point bearing North 1007.01 feet and East 1069.88 feet from the West Quarter corner of Section 6, Township 17 South, Range 6 West, Salt Lake Base and Meridian, said point being on an existing fence line; thence North $18^{\circ}28'17''$ East 12.38 feet along said existing fence line; thence bearing East 712.93 feet; thence South $5^{\circ}15'24''$ East 590.67 feet; thence North $36^{\circ}31'00''$ West 666.03 feet; thence North $83^{\circ}33'00''$ West 231.50 feet; thence North $84^{\circ}01'00''$ West 145.40 feet to the place of beginning.

Parcel 3: Beginning North 278.41 feet and East 714.37 feet from the West Quarter corner of Section 6, Township 17 South, Range 6 West, Salt Lake Base and Meridian, thence South $5^{\circ}27'$ West along Easterly right of way of Railroad 572.5 feet; thence South $78^{\circ}35'$ East 658.4 feet; thence North $46^{\circ}05'$ East 231 feet; thence East 175 feet; thence North 593 feet; thence East 80 rods; thence North 77.5 feet; thence West 80 rods; thence South $82^{\circ}02'$ West 941.5 feet to the point of beginning. Less that portion which is in the Southwest quarter of Section 6, Township 17 South, Range 6 West, Salt Lake Base and Meridian.

Parcel 4: Beginning 977 feet South and 103.35 feet East of the Northeast

corner of the Southeast quarter of the Northwest quarter of Section 6, Township 17 South, Range 6 West, Salt Lake Base and Meridian; thence South 593 feet; thence West 1222.5 feet; thence North 593 feet; thence East 1222.5 feet to the point of beginning.

LESS that portion which is in the Southwest quarter of Section 6, Township 17 South, Range 6 West, Salt Lake Base and Meridian.

4. That up to five of the signers of this petition have been designated as sponsors, one of whom is designated as the "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 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, U.C.A., or a petition under Section 10-2-125, U.C.A., 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 10-2-215, is still pending on the date the annexation petition is filed.
7. That the petitioners have caused an accurate plat or map of the above-described property to be prepared by a licensed surveyor, which plat or map is filed herewith; and
8. That the petitioners request the property, if annexed, be zoned BUNKER = AS. DROUBAY = ~~RR~~ RR

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.

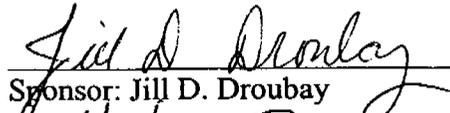
DATED this 9 day of August, 2000.

PETITIONERS

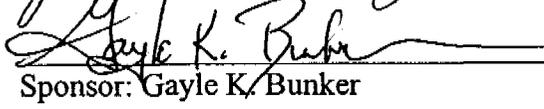
MAILING ADDRESS


Contact Sponsor: Robert L. Droubay

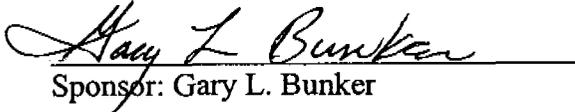
348 West Main Street
Delta, UT 84624


Sponsor: Jill D. Droubay

348 West Main Street
Delta, UT 84624

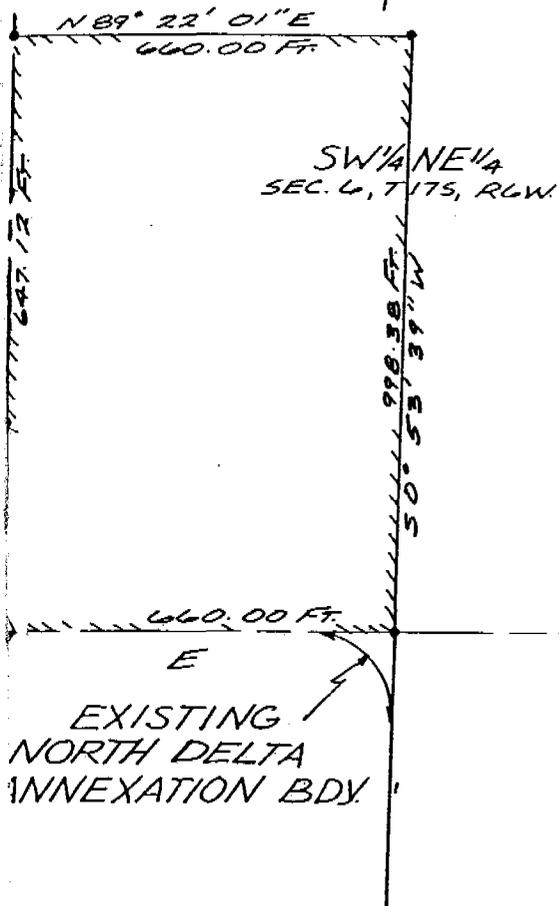

Sponsor: Gayle K. Bunker

262 North 100 East
Delta, UT 84624


Sponsor: Gary L. Bunker

365 North 100 West
Delta, UT 84624

RECORD OWNERS	NO. OF ACRES	ASSESSED VALUE	MILLARD CO. TAX NUMBER
Robert L. Droubay and Jill D. Droubay	9.88		3855-7
Robert L. Droubay and Jill D. Droubay	5.15		3859-1
Gayle K. and Gary L. Bunker	8.50		3862-1-1
Gayle K. and Gary L. Bunker	6.47		3864-1-2
Gayle K. and Gary L. Bunker	9.51		3862-2
Gayle K. and Gary L. Bunker	2.93		3869-1



ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE DELTA CITY COUNCIL OF MILLARD COUNTY OF UTAH, HAVING RECEIVED A PETITION SIGNED BY ALL OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF DELTA, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING ALL IN ACCORDANCE WITH UTAH CODE ANNOTATED (1953) - 10-2-415 AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE THE ANNEXATION OF THE TRACT OF LAND AS SHOWN TO BE PART OF SAID DELTA CITY, AND SAID TRACT OF LAND IS TO BE KNOWN HEREAFTER AS THE _____ ANNEXATION.

DATED THIS _____ DAY OF _____ A.D. 2000

CITY ENGINEER _____

ATTEST: CLERK/RECORDER _____

MAYOR _____

DELTA CITY ATTORNEY

APPROVED SUBJECT TO THE FOLLOWING CONDITIONS: _____

DELTA CITY ATTORNEY _____

PLANNING COMMISSION APPROVAL

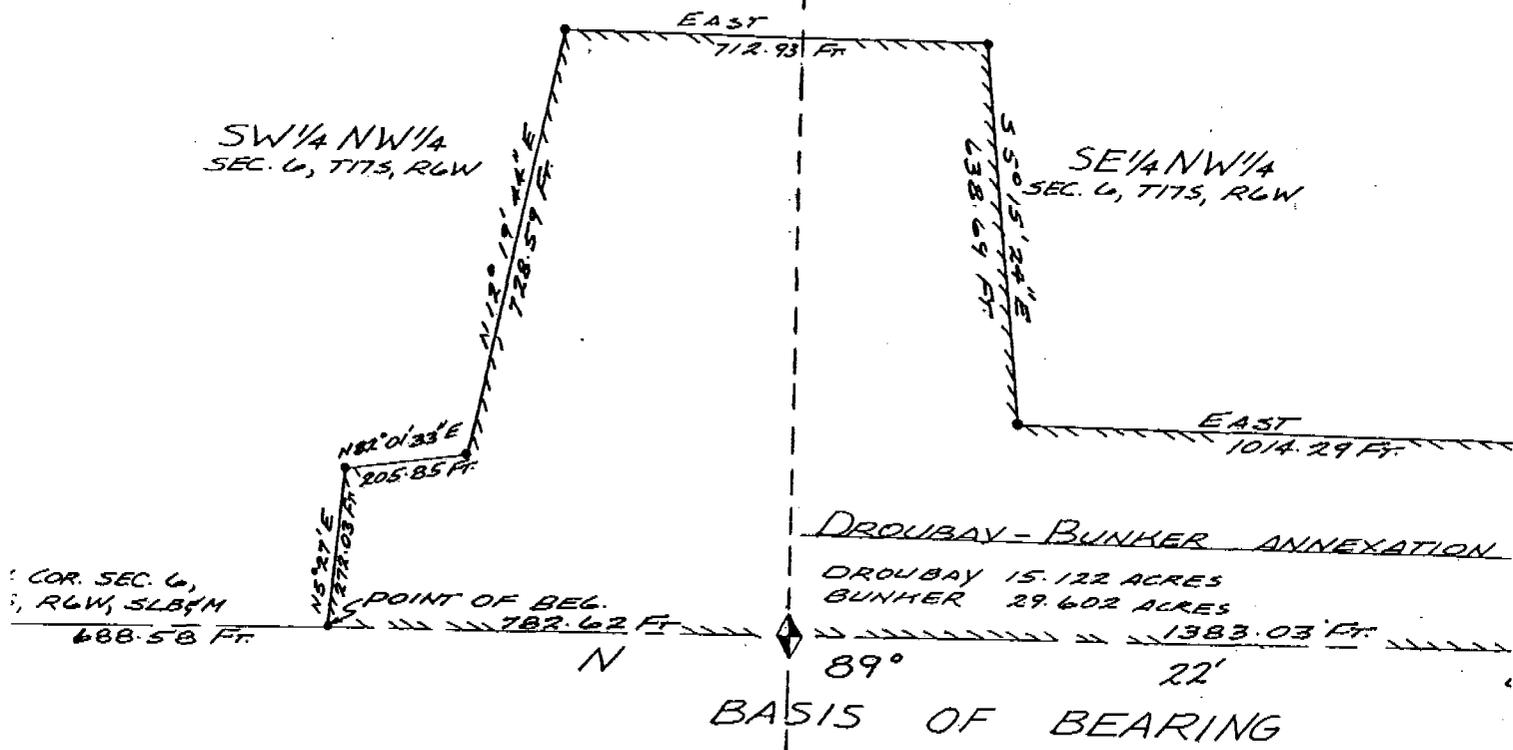
APPROVED THIS _____ DAY OF _____ A.D. 2000. BY _____ DELTA CITY PLANNING COMMISSION.

PLANNING COMMISSION CHAIRMAN _____

SECRETARY _____

DROUBAY- BUNKER ANNEXATION

A PORTION OF S1/2NW1/4 AND SW1/4NE1/4 SECTION 6, T17S, R6W, SLB&M



SW 1/4 NW 1/4
SEC. 6, T17S, R6W

SE 1/4 NW 1/4
SEC. 6, T17S, R6W

COR. SEC. 6,
R6W, SLB&M

POINT OF BEG.

DROUBAY - BUNKER ANNEXATION

DROUBAY 15.122 ACRES

BUNKER 29.602 ACRES

1383.03 FT

N

89°

22'

BASIS OF BEARING