

06/7

RETURNED
MAY 19 2003

WHEN RECORDED PLEASE RETURN TO:

Farmington City Recorder
130 North Main Street
P.O. Box 160
Farmington, UT 84025

E 1867761 B 3293 P 1631
RICHARD T. MAUGHAN, DAVIS CNTY RECORDER
2003 MAY 19 9:46 AM FEE .00 DEP DJW
REC'D FOR FARMINGTON CITY CORP

pt Clark Lane
08-069-0009, 0012
08-281-0202
NE 22-3N-1W

NOTICE OF CORRECTED LEGAL DESCRIPTION

WHEREAS, the City Council of Farmington City, on April 16, 2003, passed and adopted Ordinance No. 2003-13, vacating a portion of the Clark Lane public right-of-way within Farmington City; and

WHEREAS, subsequent to the recording of that Ordinance it has been determined that the legal description attached to the Ordinance was erroneous and failed to describe all of the property to be vacated, which property was verbally described within the body of the Ordinance; and

WHEREAS, Farmington City desires to correct the erroneous legal description by substitution of a new legal description to assure that the property vacated matches the property verbally described within the Ordinance so that the intent of the City Council will be accomplished;

NOW, THEREFORE, Farmington City hereby gives notice and declares as follows:

1. Attachment of Correct Legal Description. The corrected legal description, attached hereto as Exhibit "A," and incorporated herein by reference is hereby substituted for the legal description set forth in Exhibit "A" to Ordinance No. 2003-13 and should hereby be deemed attached and annexed to Ordinance No. 2003-13 and shall be deemed to correctly and properly describe that portion of the public right-of-way vacated by Farmington City pursuant to Ordinance No. 2003-13.

2. Recording. A certified copy of Ordinance No. 2003-13 shall be recorded concurrent with this Notice in the office of the Davis County Recorder, State of Utah, and the legal description attached to this Notice shall be deemed the original and correct legal description attached to Ordinance No. 2003-13 and shall be deemed to be the proper legal description of the portion of the public right-of-way vacated by Ordinance No. 2003-13.

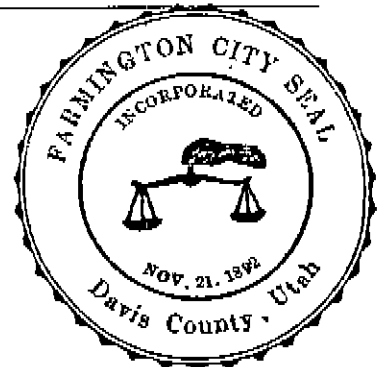
DATED this 7th day of May, 2003.

ATTEST:

FARMINGTON CITY

Margy L. Lomax
City Recorder

By: [Signature]
Mayor



MAYOR ACKNOWLEDGMENT

STATE OF UTAH)
) :SS.
COUNTY OF DAVIS)

On the 7th day of May, 2003, personally appeared before me David M. Connors, who being duly sworn, did say that he is the Mayor of **FARMINGTON CITY**, a municipal corporation of the State of Utah, and that the foregoing instrument was signed in behalf of the City by authority of its governing body and said David M. Connors acknowledged to me that the City executed the same.



My Commission Expires:

Jan. 15, 2007

Susan K. Bryce
Notary Public
Residing at:

Farmington, UT

CITY RECORDER ACKNOWLEDGMENT

STATE OF UTAH)
) :SS.
COUNTY OF SALT LAKE)

On the 7th day of May, 2003, personally appeared before me Margy Lomax, Farmington City Recorder, who being duly sworn, did say that she is the signer of the foregoing instrument, who duly acknowledged to me that she executed the same.



My Commission Expires:

Jan. 15, 2007

Susan K. Bryce
Notary Public
Residing at:

Farmington, UT

EXHIBIT A

LEGAL DESCRIPTION

A portion of Clark Lane situate in Farmington City, Davis County, Utah, in the North half of Section 22, Township 3 North, Range 1 West, Salt Lake Base & Meridian, more particularly described as follows:

Beginning at the easterly corner of Lot 202, "Farmington Ranches Subdivision, Phase 2" as shown on the official plat thereof, said point being on the north line of Clark Lane and South 1881.93 feet and East 2350.40 feet from the North quarter corner of said section 22; then along the northeasterly line of said Lot 202 North $36^{\circ}01'22''$ West 68.27 feet to a point on the north line of existing Clark Lane; thence along the north line of Clark Lane South $89^{\circ}43'14''$ East 155.44 feet to the beginning of a non-tangent curve to the left the radius point of which bears South $00^{\circ}16'46''$ West 123.00 feet, thence along the arc of said curve 78.19 feet through a central angle of $36^{\circ}25'27''$; thence continuing along the north line of said Clark Lane South $53^{\circ}51'19''$ West 52.19 feet to the point of beginning.

The above-described parcel of land contains 3326 sq. ft., more or less.

NE 22 30-10

E 1867761 B 3293 P 1634

FARMINGTON CITY, UTAH

ORDINANCE NO. 2003-13

AN ORDINANCE VACATING A PORTION OF THE CLARK LANE PUBLIC RIGHT OF WAY WEST OF RANCH ROAD (2045 WEST) WITHIN THE FARMINGTON RANCHES PHASE 4 SUBDIVISION PLAT WITHIN FARMINGTON CITY, STATE OF UTAH.

WHEREAS, the governing body of Farmington City has received and considered a Petition for Vacation from Boyer Wheeler Farm L.C. "Petitioner," requesting vacation of a portion of Clark Lane west of Ranch Road (2045 West); and

WHEREAS, the governing body of Farmington City has determined that there is good cause for the requested vacation and it will not be detrimental to the general interest of the public to grant the same; and

WHEREAS, the Farmington City Council has caused all required public notices to be given, and/or has received written consent from abutting property owners, and has held all appropriate public hearings regarding such vacation; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF FARMINGTON CITY, STATE OF UTAH:

Section 1. Street Vacation. The City Council of Farmington City hereby declares that a portion of Clark Lane west of the Ranch Road (2045 West) within in the Farmington Ranches Phase 4 Subdivision Plat, as more particularly described in Exhibit "A," attached hereto and incorporated herein, is hereby vacated.

Section 2. Rights not Affected. The action of the City Council vacating a portion of the public right-of-way provided herein shall operate as a relinquishment of the City's fee therein, provided that nothing herein shall be construed to vacate, impair or otherwise affect any real property interest, easement, right-of-way, holding or franchise right therein of any public utility or other property owner, governmental or private.

Section 3. Recorded. A certified copy of this Ordinance shall be recorded in the office of the Davis County Recorder, State of Utah, and the necessary changes made on the official plats and records of the County to accomplish the purpose thereof.

Section 4. Effective Date. This ordinance shall become effective upon publication or posting, or thirty (30) days after passage, whichever occurs first.

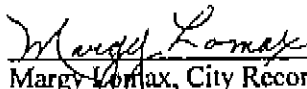
E 1857905 B 3277 P 1126
RICHARD T. MAUGHAN, DAVIS CITY RECORDER
2003 APR 25 2:38 PM FEE .00 DEP JKM
REC'D FOR FARMINGTON CITY

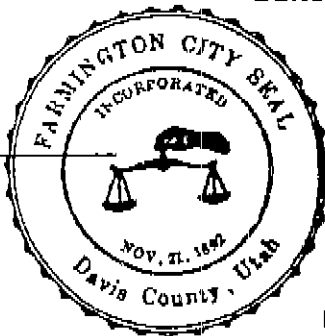
PASSED AND ADOPTED by the City Council of Farmington City, State of Utah, on this 16th day of April, 2003.

FARMINGTON CITY


David M. Connors, Mayor


ATTEST:


Margy Lomax, City Recorder



STATE OF UTAH)
 : ss.
COUNTY OF DAVIS)

On this 16 day of April, 2003, personally appeared before me DAVID M. CONNORS who is personally known to me to be the signer of the foregoing document, and he acknowledged to me that he signed the same for and on behalf of Farmington City Corporation.


Notary Public

My Commission Expires:

11/29/03



EXHIBIT "A"

Legal Description

A portion of Clark Lane situate in Farmington City, Davis County, Utah, in the north half of Section 22, Township 3 North, Range 1 West, Salt Lake Base & Meridian, more particularly described as follows:

Commencing at the north quarter corner of said Section 22, thence southerly along the west line of the corporate City limits of Farmington City south $09^{\circ}55'45''$ west, a distance of 1841.55 feet to a point on the north line of Clark Lane; thence easterly along the north line of Clark Lane south $89^{\circ}43'14''$ east, a distance of 2139.91 feet to the point of beginning of this description; and running thence continuing along the north line of said Clark Lane, south $89^{\circ}43'14''$ east, a distance of 422.58 feet to a point on the northwest line of Lot 202, "Farmington Ranches Phase 2"; thence southerly along the west line of said Lot 202 South $53^{\circ}51'19''$ West, a distance of 111.16 feet to a point on the south line of said Clark Lane; thence westerly along the south line of said Clark Lane North $89^{\circ}43'14''$ West, a distance of 282.38 feet; North $37^{\circ}16'54''$ West, a distance of 83.26 feet to the point of beginning.

The above described parcel of land contains 23,264 square feet or 0.534 acres more or less.

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STATE OF UTAH)
COUNTY OF DAVIS) ss

I THE UNDERSIGNED, RECORDER OF DAVIS COUNTY, UTAH, DO
HEREBY CERTIFY THAT THE ANNEXED AND FOREGOING IS A TRUE
AND FULL COPY OF AN ORIGINAL DOCUMENT ON FILE IN MY OFFICE
AS SUCH RECORDER

WITNESS MY HAND AND SEAL OF SAID OFFICE

THIS 15th DAY OF May 2003
RICHARD MANGHAM, RECORDER

[Signature] DEPUTY

cont. 3 pages