

SMITHFIELD CITY CORPORATION
96 South Main
Smithfield, UT 84335

AGENDA

Public Notice is given that the Smithfield City Council will meet in a regularly scheduled meeting at 96 South Main, Smithfield, Utah, on **Wednesday, February 9, 2022**. The meeting will begin at 6:30 P.M.

Welcome and Opening Ceremonies by Jon Wells

1. Approval of the city council meeting minutes from January 26, 2022.
2. Training with representatives of the legal counsel of the city.
3. Resident Input
4. Acceptance of a donation from the Smithfield Lion's Club to the Library.
5. Discussion and possible vote on the request by the Girls Scouts of Utah for a fee waiver to rent city buildings for their meetings.
6. Discussion with Rec Center Director Brett Daniels on 2022 RAPZ Tax application.
7. Discussion and possible approval of Sharon Luthi as a Commissioner on the Smithfield City Planning Commission.
8. Discussion and possible vote on Resolution 22-03, a Resolution updating the Prevailing Fee Schedule of the City.
9. Discussion and possible vote on Resolution 22-04, A Resolution accepting a Petition for Annexation on certain real property under provisions of Sections 10-2-403 and 10-2-405, Utah Code Annotated, as amended. The parcel being considered for annexation is located at approximately 510 East 600 North. Parcel Number 08-044-0041. The parcel totals approximately 16.54 acres of which 7.46 acres is already located within the city limits.
10. Discussion and possible revote on Ordinance 22-02, an Ordinance annexing Cache County Parcel Number 08-044-0083. The parcel is located at approximately 680 North 280 East. The parcel totals approximately 6.69 Acres.
11. Discussion and update on annual day of service in the community.
12. Discussion on the Senior Center building.
13. City Manager Report

Adjournment

*****Items on the agenda may be considered earlier than shown on the agenda.*****

In accordance with the Americans with Disabilities Act, individuals needing special accommodation for this meeting should contact the City Recorder at (435) 792-7990, at least three (3) days before the date of the meeting.

Quote of the month:

Straightforwardness without civility is like a surgeon's knife, effective by unpleasant. Candor with courtesy is helpful and admirable. - Yukteswar Giri

RESIDENT INPUT

- A. Time is made available for anyone in the audience to address the Council and/or Mayor concerning matters pertaining to City business.
- B. When a member of the audience addresses the Mayor and/or Council, he or she will come to the podium and state his or her name.
- C. Residents will be asked to limit their remarks/questions to three (3) minutes.
- D. In all cases the criteria for response will be that comments/questions must be pertinent to City business, that there are no argumentative questions and no personal attacks.
- E. The Mayor will inform a citizen when he or she has used the allotted time.
- F. *We suggest you schedule a time to meet with the mayor, council member(s) or city staff so your questions can be answered. All of their contact information is on the website. www.smithfieldcity.org***

RESOLUTION 22-03

SMITHFIELD CITY'S PREVAILING FEE SCHEDULE

WHEREAS, Smithfield City, being an incorporated City, desires to provide a combined and complete schedule of fees charged by the City; and,

WHEREAS, Smithfield City has referenced several assessed fees throughout the Municipal Code as being identified on the most current prevailing fee schedule; and,

WHEREAS, these fees are changed from time to time; and,

WHEREAS, in the process of daily administration of the City, it is deemed to be more efficient to consolidate all assessed fees on one schedule,

NOW, THEREFORE, be it resolved;

That the Smithfield City Prevailing Fee Schedule be adopted setting forth the fees to be charged from February 10, 2022 until a future update by the city council (See attached schedule).

Approved and signed this 9th day of February, 2022

SMITHFIELD CITY CORPORATION

Kristi Monson, Mayor

ATTEST:

Justin B. Lewis, City Recorder

RESOLUTION 22-04

TUVESON ANNEXATION

Cache County Parcel Number: 08-044-0041

**A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF CERTAIN
REAL PROPERTY UNDER THE PROVISIONS OF SECTIONS 10-2-403 AND
10-2-405, UTAH CODE ANNOTATED, AS AMENDED.**

WHEREAS, on January 26, 2022 owners of certain real property (petitioners) filed a petition with the City Recorder of Smithfield City, Cache County, State of Utah requesting that such property be annexed to the corporate boundaries of Smithfield 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; and 3) is equal to at least one-third of the value of all the private 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 Smithfield City 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 City Recorder; and

WHEREAS, said petition appears to comply with all the requirements of Section 10-2-402 and 403, Utah Code Annotated, as amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Smithfield City, Cache County, State of Utah, that the Annexation Petition attached hereto as Exhibit "A", is hereby accepted for further consideration under the provisions of Utah State Annexation Law and is hereby referred to the City Recorder for review pursuant to Section 10-2-405(2), Utah State Code Annotated, as amended.

BE IT FURTHER RESOLVED that this resolution shall become effective upon adoption.

ADOPTED AND PASSED by the City Council on February 9, 2022.

SMITHFIELD CITY CORPORATION

Kristi Monson, Mayor

ATTEST:

Justin B. Lewis, City Recorder

PETITION FOR ANNEXATION

Tuveson

TO THE MAYOR AND CITY COUNCIL OF SMITHFIELD CITY, CACHE COUNTY,
STATE OF UTAH:

We, the undersigned owners of certain real property lying contiguous to the present municipal limits of Smithfield 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, as amended (U.C.A.);
2. That the property is a contiguous, unincorporated area contiguous to the boundaries of Smithfield City and the annexation thereof will not leave nor 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:

The property subject of this petition lies contiguous to the present boundary of Smithfield City's corporate limits:

Cache County Parcel Number: 08-044-0041

THAT PORTION OF PARCEL 08-044-0041 NOT CURRENTLY WITHIN THE SMITHFIELD CITY LIMITS DESCRIBED AS FOLLOWS: A PART OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 13 NORTH, RANGE 1 EAST, OF THE SALT LAKE BASE AND MERIDIAN MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE CORPORATE LIMITS LINE POINT LOCATED SOUTH 88°59'03" WEST, A DISTANCE OF 695.74 FEET FROM THE 2.5 INCH ALUMINUM CAP MONUMENTING THE SOUTHEAST CORNER OF SAID SECTION 22, FROM WHICH THE 3.5 INCH ALUMINUM CAP MONUMENTING THE EAST QUARTER OF SAID SECTION 22 BEARS NORTH 00°28'10" EAST, A DISTANCE OF 2,658.48 FEET; THENCE SOUTH 87°32'33" WEST, A DISTANCE OF 297.02 FEET; THENCE NORTH 00°30'11" WEST, A DISTANCE OF 1,332.29 FEET; THENCE NORTH 88°56'12" EAST, A DISTANCE OF 298.25 FEET; THENCE SOUTH 00°26'35" EAST, A DISTANCE OF 1,325.08 FEET TO THE POINT OF BEGINNING. CONTAINING 9.076 ACRES.

Note: The parcel is approximately 16.54 acres of which approximately 7.46 acres is already located within the Smithfield City Limits.

4. That the signers of this petition have designated a "Contact Sponsor", with the mailing address as 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 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 10-2-125 is still pending on the date the annexation petition is filed;
7. That the petitioners have caused an accurate plat 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 re-zoned A-10 (Agricultural 10-Acre). *All Property comes into the City with an A-10 zone.(Agricultural 10 minimum per residential unit)*

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 petitioned.

DATED this 9th day of February, 2022

Petitioner & Address:

Larry Bradley
124 E 7340 N
Smithfield, UT 84335

(Original Signature on file)

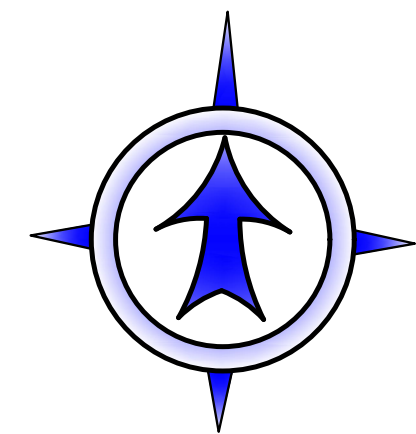
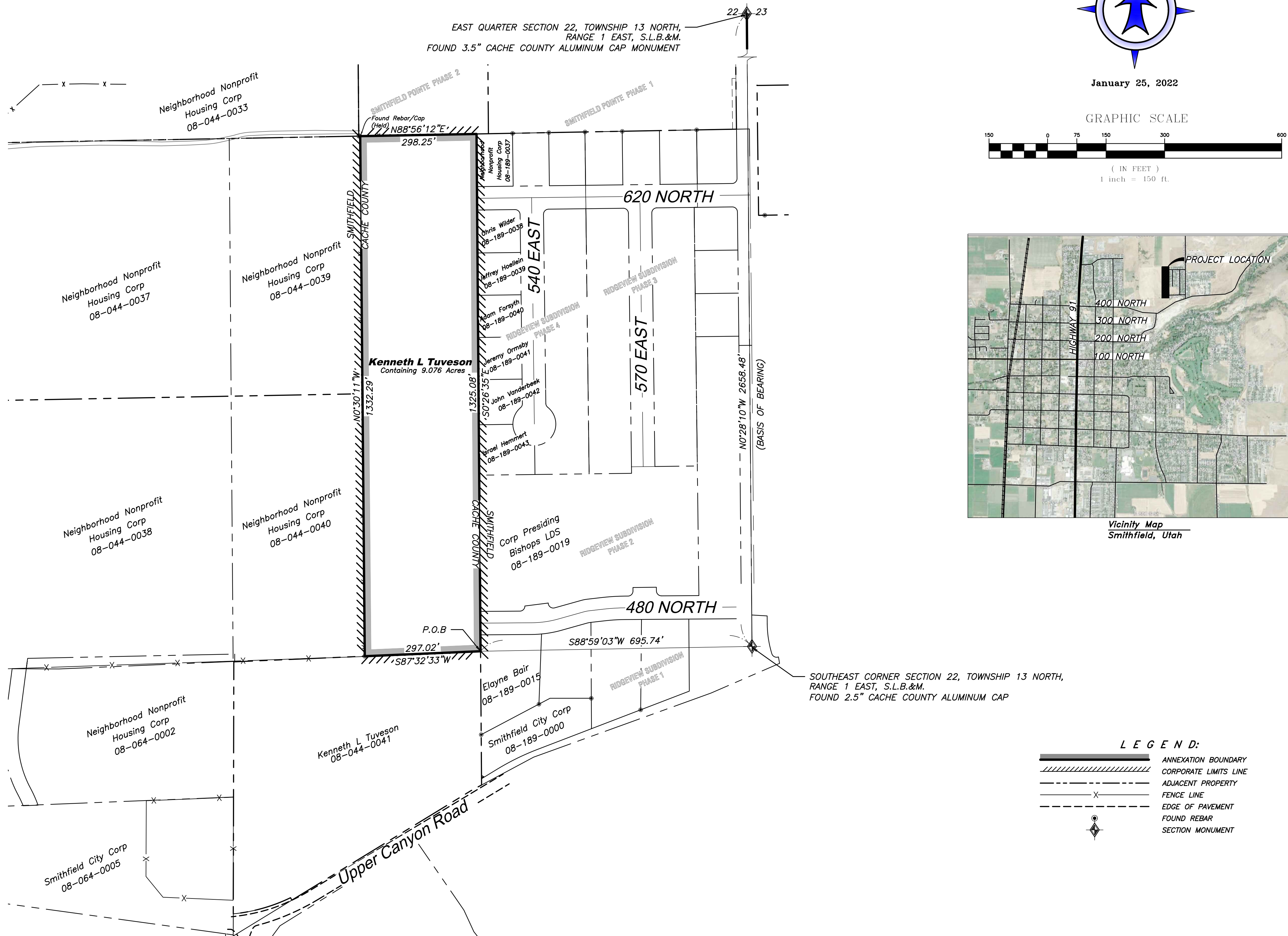
<u>RECORD OWNER</u>	<u>PARCEL#</u>	<u>ACRES</u>	<u>ASSESSED VALUE</u>
Kenneth L. Tuveson	08-044-0041	16.54*	\$428,100

Addresses for Mailings

Cache County Corporation
C/O David Zook
179 North Main, Suite 309, Logan, UT 84321

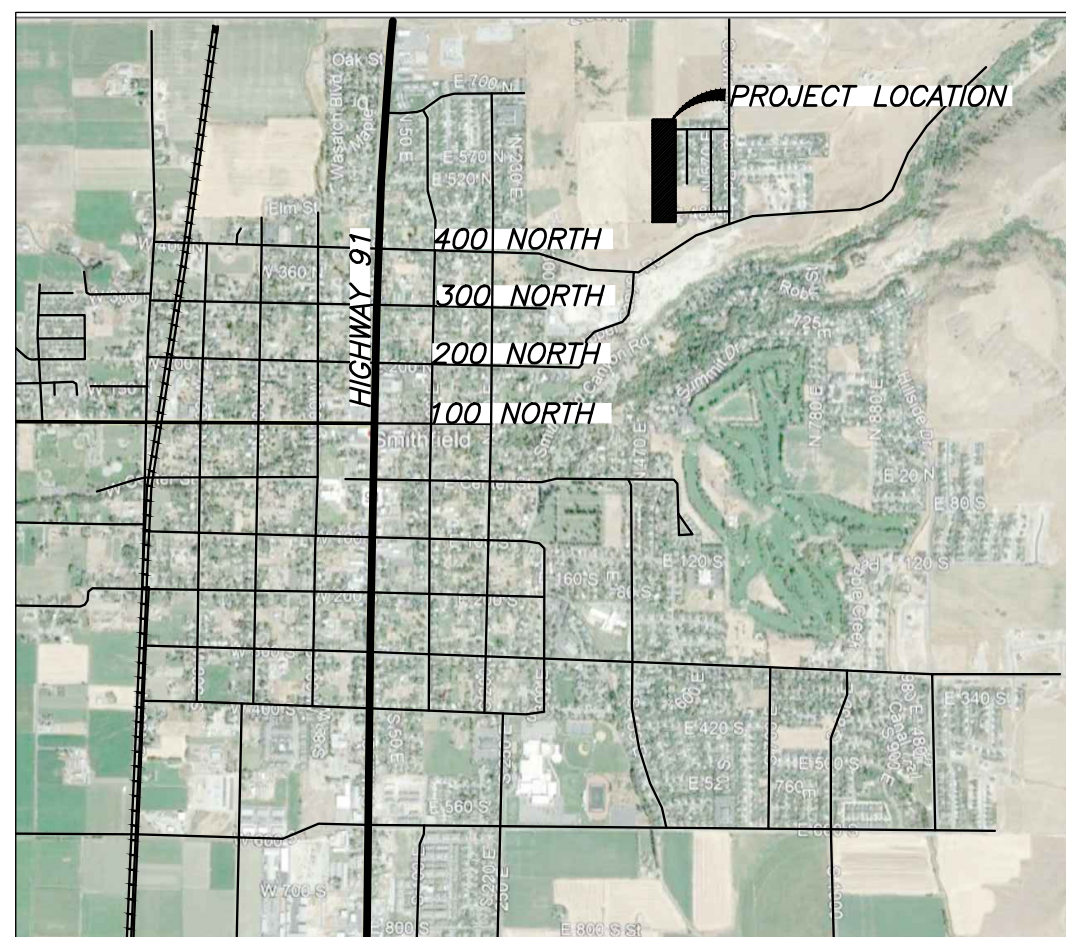
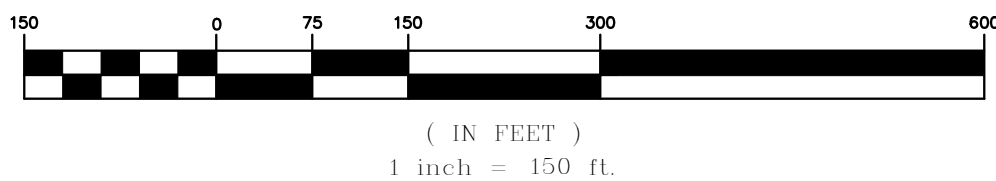
TUVESON ANNEXATION
TO
THE CITY OF SMITHFIELD

A PART OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 13 NORTH, RANGE 1 EAST
OF THE S.L.B. & M.



January 25, 2022

GRAPHIC SCALE



Vicinity Map
Smithfield, Utah

LEGEND:

- ANNEXATION BOUNDARY
- CORPORATE LIMITS LINE
- ADJACENT PROPERTY
- FENCE LINE
- EDGE OF PAVEMENT
- FOUND REBAR
- SECTION MONUMENT

ANNEXATION PLAT

SURVEYOR'S CERTIFICATE

I, JEFF C. NIELSEN, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 5152661, AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO THE CITY OF SMITHFIELD, CACHE COUNTY, UTAH.

Annexation Boundary

THAT PORTION OF PARCEL 08-044-0041 NOT CURRENTLY WITHIN THE SMITHFIELD CITY LIMITS DESCRIBED AS FOLLOWS: A PART OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 13 NORTH, RANGE 1 EAST, OF THE SALT LAKE BASE AND MERIDIAN MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE CORPORATE LIMITS LINE POINT LOCATED SOUTH 88°59'03" WEST, A DISTANCE OF 695.74 FEET FROM THE 2.5 INCH ALUMINUM CAP MONUMENTING THE SOUTHEAST CORNER OF SAID SECTION 22, FROM WHICH THE 3.5 INCH ALUMINUM CAP MONUMENTING THE EAST QUARTER OF SAID SECTION 22 BEARS NORTH 00°28'10" EAST, A DISTANCE OF 2,658.48 FEET; THENCE SOUTH 87°32'33" WEST, A DISTANCE OF 297.02 FEET; THENCE NORTH 00°30'11" WEST, A DISTANCE OF 1,332.29 FEET; THENCE NORTH 88°56'12" EAST, A DISTANCE OF 298.25 FEET; THENCE SOUTH 00°26'35" EAST, A DISTANCE OF 1,325.08 FEET TO THE POINT OF BEGINNING. CONTAINING 9.076 ACRES.

DRAFT



CRS ENGINEERS
Answers to Infrastructure®

4246 S Riverboat Rd, Ste 200 | Salt Lake City, UT 84123 | P: 801.359.5565 | www.crsengineers.com

2022-0031.dwg

Prepared By: JH Preparation Date: 1/25/22

ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE SMITHFIELD CITY COUNCIL, HAVE RECEIVED A PETITION SIGNED BY THE MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF SMITHFIELD, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HERewith ALL IN ACCORDANCE WITH THE UTAH CODE ANNOTATED (1953) 10-3-1 AS REVISED, AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS PART OF SAID CITY.

APPROVED: _____
MAYOR

WITNESS MY HAND AND OFFICIAL SEAL THIS _____ DAY OF _____, 20____.

RECORDER

DEPUTY COUNTY SURVEYOR'S CERTIFICATE OF APPROVAL

THIS PLAT HAS BEEN REVIEWED BY THE COUNTY SURVEYORS OFFICE AND IS HEREBY APPROVED AS A FINAL LOCAL ENTITY PLAT, PURSUANT TO UTAH CODE ANNOTATED 17-23-20 AMENDED.

DATE _____ DEPUTY CACHE COUNTY SURVEYOR

COUNTY RECORDER'S NO.

STATE OF UTAH, COUNTY OF _____, RECORDED AND FILED

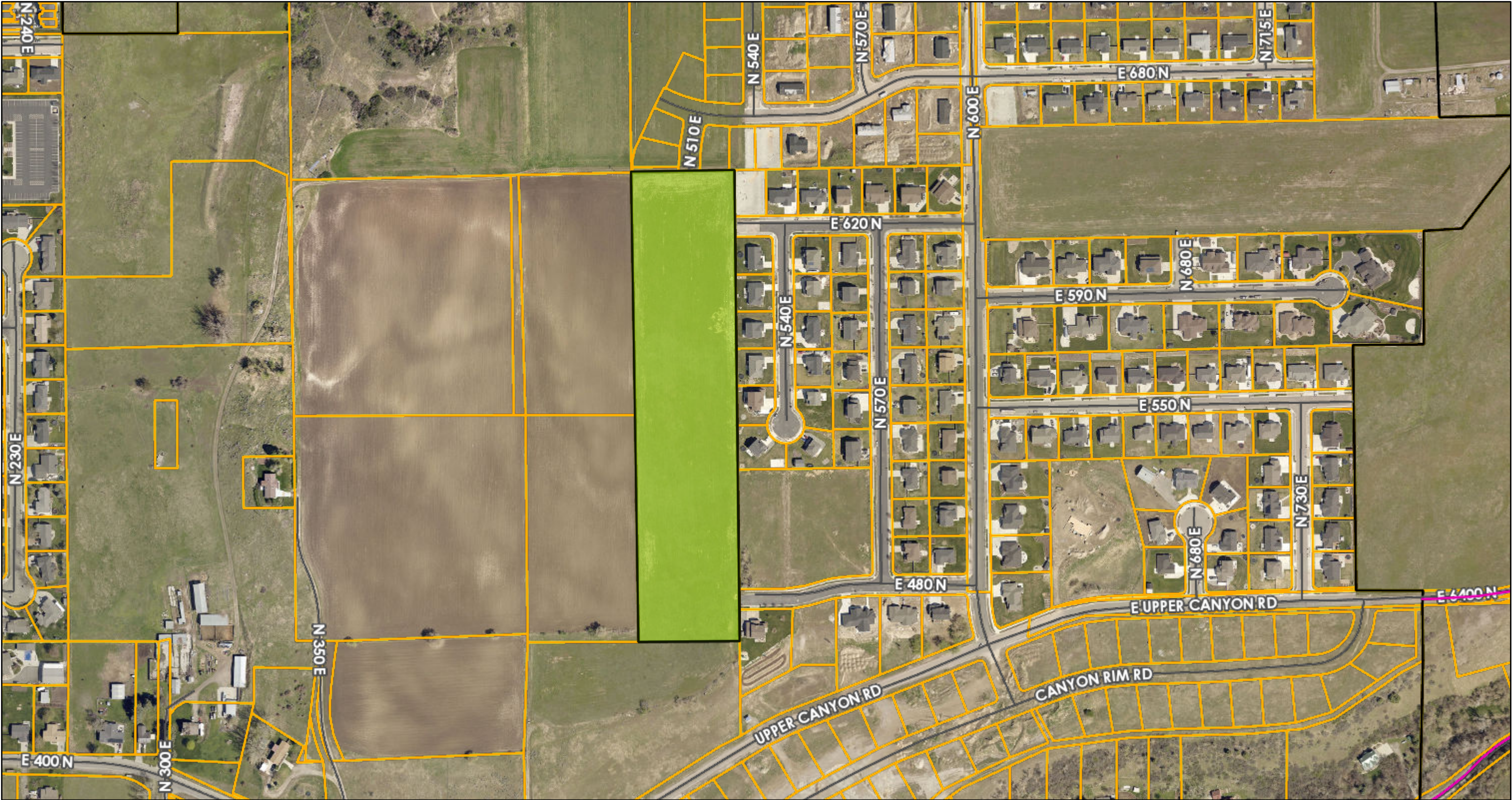
AT THE REQUEST OF: _____

DATE: _____ TIME: _____ FEE: _____

ABSTRACTED _____

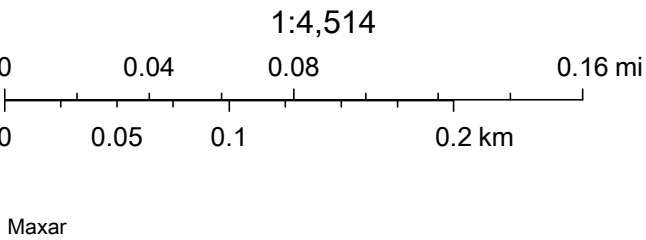
INDEX _____
FILED IN: FILE OF PLATS COUNTY RECORDER

Parcel Map



2/3/2022, 7:55:32 AM

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<div></div> Cache Parcels	<div></div> Blue: Band_3	<div></div> Blue: Band_3	<div></div> Blue: Band_3	<div></div> Blue: Band_3	<div></div> Blue: Band_3	<div></div> Blue: Band_3	<div></div> Blue: Band_3	<div></div> Blue: Band_3	<div></div> Blue: Band_3



ORDINANCE 22-02

NNHC Annexation

WHEREAS, the owners of certain real property, described below, desire to annex such real property to the corporate limits of Smithfield City, Utah; and

WHEREAS, said real property is located within the area proposed for annexation and covers a majority of the private land area within the area proposed for annexation; and

WHEREAS, said real property is equal in value to at least one-third (1/3) of the value of all private real property within the area proposed for annexation; and

WHEREAS, said real property is a contiguous, unincorporated area contiguous to the boundaries of Smithfield City and the annexation thereof will not leave or create an unincorporated island or peninsula; and

WHEREAS, said property is undeveloped and covers an area that is equivalent to less than five percent (5%) of the total land mass of all private real property within Smithfield City; and

WHEREAS, said owners have caused a Petition for Annexation to be filed with the city, together with an accurate plat of the real property which was made under the supervision of a competent, licensed surveyor; and

WHEREAS, on the 8th day of December, 2021, the Smithfield City Council received the required Notice of Certification from the City Recorder certifying that the annexation petition meets the requirements of State law; and

WHEREAS, the City Council published and mailed notice of the Certification, as required by law and no timely protests have been filed in accordance with the provisions of Section 10-2-407, Utah Code Annotated, as amended; and

WHEREAS, the City Council held the required public hearing after giving notice as required by law, and has determined the referenced annexation is desirable;

NOW THEREFORE, pursuant to Section 10-2-407, Utah Code Annotated, as amended, the City Council of Smithfield City, Utah, hereby adopts, passes, and publishes the following:

AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP, ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF SMITHFIELD CITY, UTAH.

BE IT ORDAINED, by the City Council of Smithfield City, Cache County, State of Utah, as follows:

1. The real property, more particularly described in Paragraph 2, below, is hereby annexed to Smithfield City, Utah, and the corporate limits of the City are hereby extended accordingly.
2. The real property which is the subject of this Ordinance is described as follows:

The Property is located at: Approximately 680 North 280 East

Cache County Parcel Number(s): 08-044-0083

Boundary Description:

BEG N 0°21'37" W 1770.21 FT OF SW COR OF SE/4 OF SEC 22 T 13N R 1E & TH N 0°21'37" W 870.36 FT TO NW COR OF SE/4 TH N 88°24'58" E 333.40 FT TH S 0°22'28" E 877.48 FT TH S 89°38'23" W 333.54 FT TO BEG CONT 6.69 AC M/B WITH A R/W OVER 66 FT WIDE EASEMENT ADJOINING SD PARCEL ON THE SOUTH (ENT 1136173)

Contains: 6.69 Acres +/-

3. The real property described in Paragraph 2, above, shall be classified as being in the A-10 (Agricultural 10-Acre) District of the Agricultural zone in accordance with the provision of Section 17.08.050 of the Smithfield Municipal Code, and the Zoning Map of Smithfield City shall be amended to include the real property described above.
4. A copy of this Ordinance and an original plat describing the property so annexed shall be filed with the Cache County Recorder within thirty (30) days after the date this Ordinance is adopted.
5. This ordinance shall be effective upon the posting in each of three (3) public places within the corporate limits of Smithfield City.

ADOPTED AND PASSED by the Smithfield City Council this 9th day of February, 2022.

SMITHFIELD CITY CORPORATION

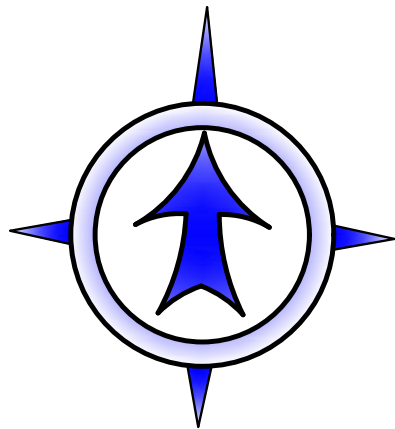
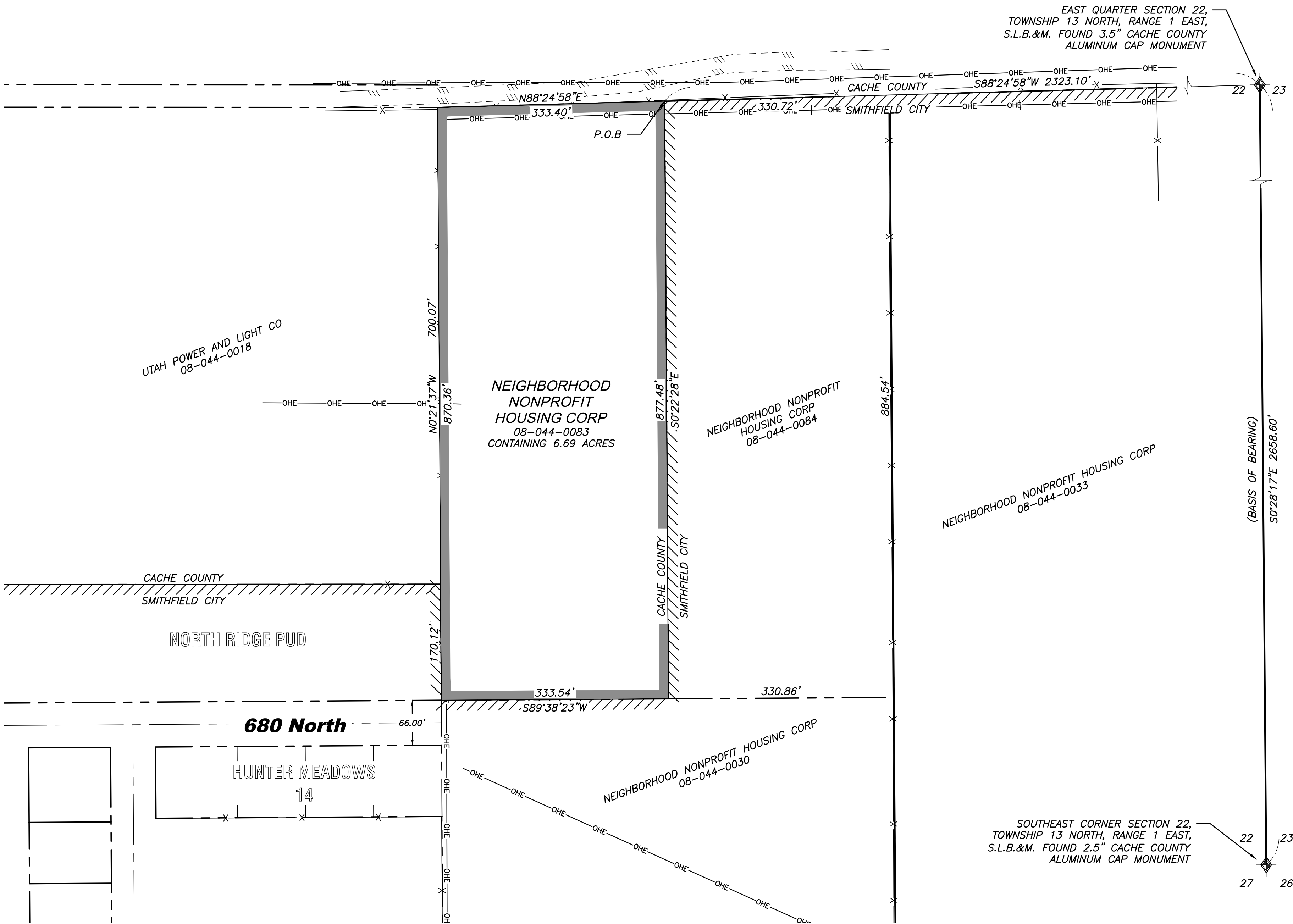
Kristi Monson, Mayor

ATTEST:

Justin B. Lewis, City Recorder

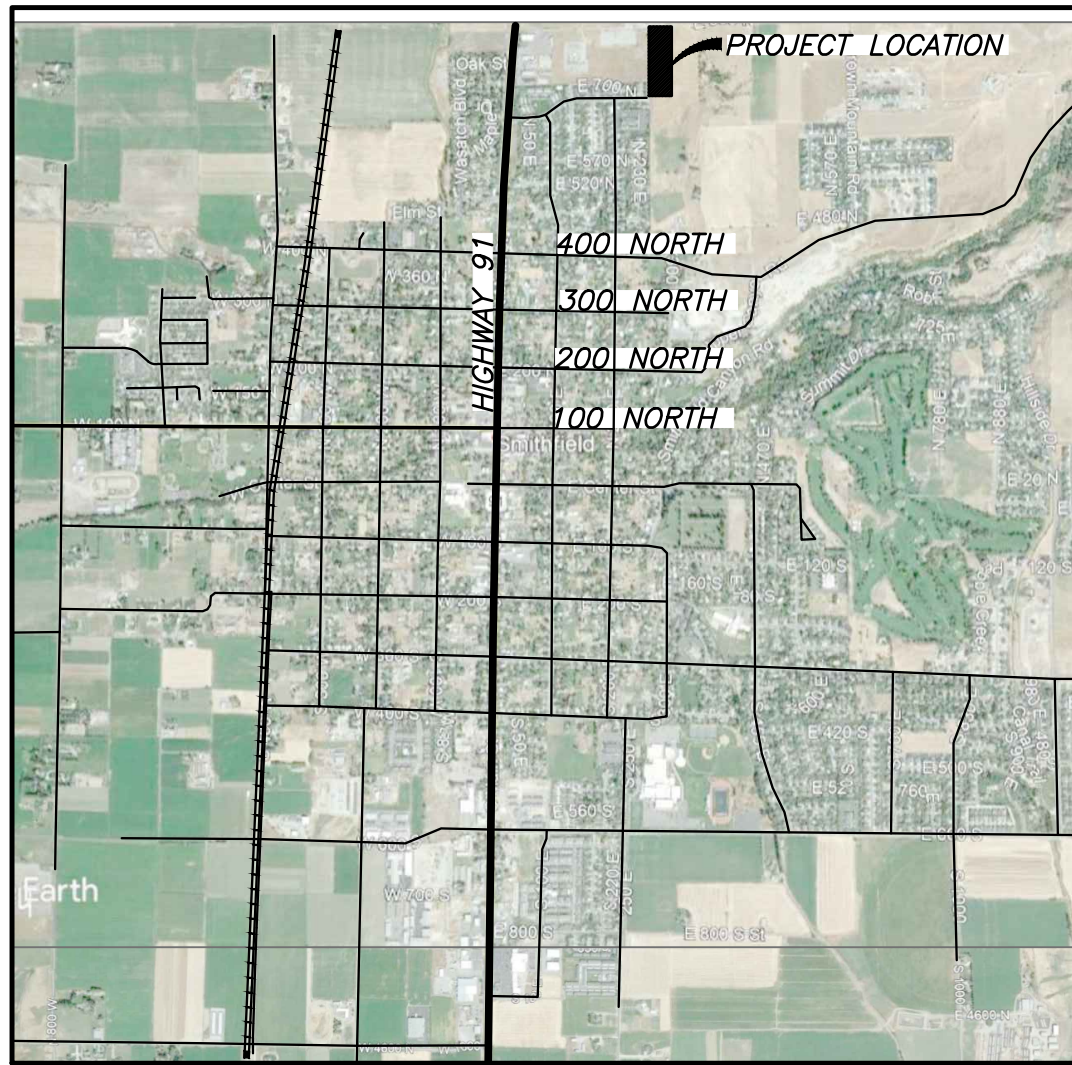
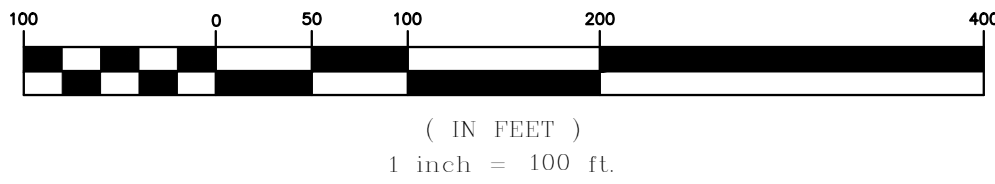
NEIGHBORHOOD NONPROFIT HOUSING ANNEXATION
TO
THE CITY OF SMITHFIELD

A PART OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 13 NORTH, RANGE 1 EAST OF THE S.L.B. & M.



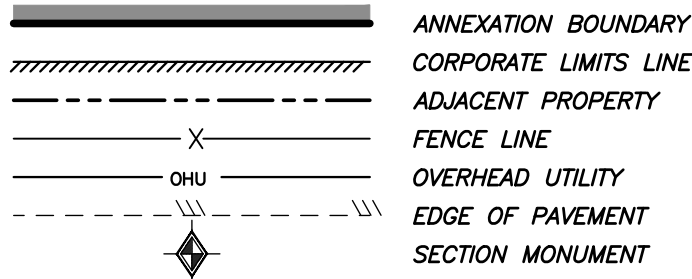
November 18, 2021

GRAPHIC SCALE



Vicinity Map

LEGEND:



PARCELS INCLUDED IN ANNEXATION
1) 08-044-0083

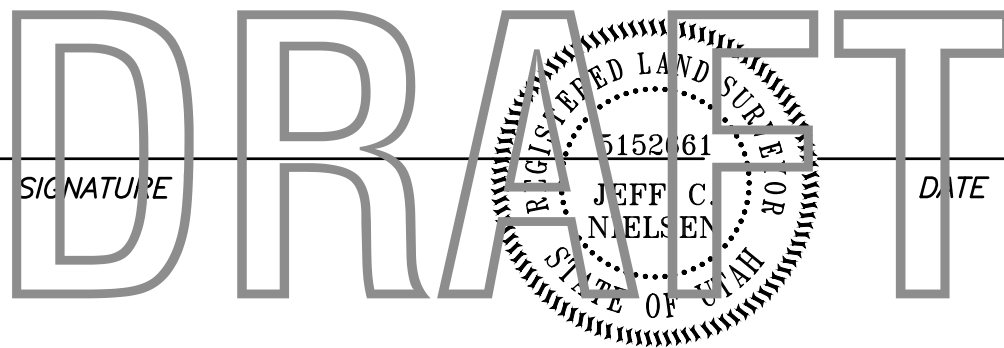
ANNEXATION PLAT

SURVEYOR'S CERTIFICATE

I, JEFF C. NIELSEN, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 5152661 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO THE CITY OF SMITHFIELD, CACHE COUNTY, UTAH.

Annexation Boundary

A PART OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 13 NORTH, RANGE 1 EAST OF THE SALT LAKE BASE AND MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT LOCATED ON THE NORTH CORPORATE LIMITS LINE OF SMITHFIELD CITY, SAID POINT BEING LOCATED SOUTH 88°24'58" WEST, A DISTANCE OF 2,323.10 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 22 FROM WHICH THE SOUTHEAST CORNER OF AFOREMENTIONED SECTION 22 BEARS SOUTH 00°28'17" EAST, A DISTANCE OF 2,658.60 FEET, THENCE RUNNING ALONG THE SAID CORPORATE LIMITS LINE THE FOLLOWING TWO (2) COURSES: (1) SOUTH 00°22'28" EAST, A DISTANCE OF 877.48 FEET; (2) SOUTH 89°38'23" WEST, A DISTANCE OF 333.54 FEET; THENCE NORTH 00°21'37" WEST, A DISTANCE OF 870.36 FEET TO THE NORTH LINE OF THE SAID SOUTHEAST QUARTER; THENCE NORTH 88°24'58" EAST, A DISTANCE OF 333.40 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING. CONTAINING 6.690 ACRES.



21-122.dwg

Preparation Date: 11/18/21

ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE SMITHFIELD CITY COUNCIL, HAVE RECEIVED A PETITION SIGNED BY THE MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF SMITHFIELD, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH CODE ANNOTATED (1953) 10-3-1 AS REVISED, AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS PART OF SAID CITY.

APPROVED: _____ MAYOR

WITNESS MY HAND AND OFFICIAL SEAL THIS _____ DAY OF _____, 20____.

RECORDER

DEPUTY COUNTY SURVEYOR'S CERTIFICATE OF APPROVAL

THIS PLAT HAS BEEN REVIEWED BY THE COUNTY SURVEYORS OFFICE AND IS HEREBY APPROVED AS A FINAL LOCAL ENTITY PLAT, PURSUANT TO UTAH CODE ANNOTATED 17-23-20 AMENDED.

DATE _____ DEPUTY CACHE COUNTY SURVEYOR

COUNTY RECORDER'S NO.

STATE OF UTAH, COUNTY OF _____, RECORDED AND FILED
AT THE REQUEST OF: _____
DATE: _____ TIME: _____ FEE: _____
ABSTRACTED _____
INDEX _____
FILED IN: FILE OF PLATS COUNTY RECORDER