

DAGGETT COUNTY, UT

Resolution No. 12-10

A RESOLUTION AUTHORIZING A GRANT OF CERTAIN REAL PROPERTY FROM DAGGETT COUNTY TO THE DAGGETT COUNTY REDEVELOPMENT AGENCY, WHICH GRANT WILL BECOME EFFECTIVE NO SOONER THAN 15 DAYS AFTER THE DATE OF ADOPTION OF THIS RESOLUTION, AND RELATED MATTERS.

WHEREAS the Daggett County Redevelopment Agency (the "Agency") has been created by Daggett County, Utah (the "County") to transact the business and exercise all of the powers provided for by the Utah Community Development and Renewal Agencies Act, as amended (the "Act," Utah Code Annotated, Title 17C); and

WHEREAS the Agency has created the Dutch John Community Development Project Area ("Project Area") on September 7, 2011 and adopted a Project Area Plan for such Project Area

WHEREAS the County owns certain real property within the Project Area (the "Property" which is described in the deed attached hereto as **Exhibit A**), and the County finds it necessary and desirable to convey the Property to the Agency in order to allow the Agency to encourage the private sale, ownership, and/or construction of affordable housing on the Property, as contemplated by the Act; and

WHEREAS under Section 17C-1-207 of the Act: "In order to assist and cooperate in the planning, undertaking, construction, or operation of urban renewal, economic development, or community development within the area in which it is authorized to act, a public entity may ... 15 days after posting public notice ... sell, grant, convey, or otherwise dispose of the public entity's property or lease the public entity's property to an agency."

NOW, THEREFORE, BE IT RESOLVED BY THE DAGGETT COUNTY BOARD OF COMMISSIONERS:

1. The above recitals are incorporated herein by this reference.
2. As authorized under Section 17C-1-207 of the Act, the County grants the Property to the Agency, which grant will become effective 15 days after public notice of this resolution has been posted as required by Section 17C-1-207(1)(b) of the Act. After the 15-day posting period has expired, the County shall execute and cause to be recorded a deed, in substantially the form attached hereto as Exhibit A, transferring fee title to the Property to the Agency.
3. County Commissioners, staff, and legal counsel are authorized and directed to take such additional action as is necessary in their sole discretion to carry out the purpose and intent of the County as expressed or reasonably implied in this resolution.
4. This resolution will take immediately upon adoption, it being noted that, as required by Section 17C-1-207(1)(b) of the Act, the effective date of the property grant under this agreement will be at least 15 days after the adoption of this resolution.

ADOPTED this 11th day of September, 2012.

COUNTY CLERK

DAGGETT COUNTY
STATE OF UTAH
County Clerk

Orby McKee

James H. Smith
Commission Chair

Exhibit A

Quit Claim Deed

WHEN RECORDED, MAIL TO:
J. Craig Smith, Esq.
SMITH HARTVIGSEN, PLLC
175 South Main, Suite 300
Salt Lake City, Utah 84111

Tax ID No. _____

QUITCLAIM DEED

DAGGETT COUNTY, UTAH, a political subdivision of the State of Utah, GRANTOR, of 95 North 1st West, PO Box 219, Manila, UT 84046, for the sum of \$10.00 and other good and valuable consideration, hereby quitclaims to the DAGGETT COUNTY REDEVELOPMENT AGENCY, GRANTEE, of 95 North 1st West, PO Box 219, Manila, UT 84046, the following described tract of real property situated in Daggett County, Utah:

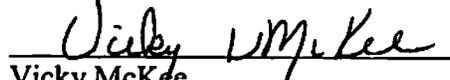
See Exhibit 1 attached and incorporated by this reference.

Subject to existing rights, easements, and other encumbrances of record.

WITNESS the hand of Jerry Steglich, County Commission Chair and authorized representative of said Grantor, this 11th day of ~~June~~ September, 2012.


Jerry Steglich, Chair and Authorized Executor

Attest:


Vicky McKee
County Clerk

STATE OF UTAH)
 ss
DAGGETT COUNTY)

The foregoing Special Warranty Deed was acknowledged before me this 11th day of September, 2012, by Jerry Steglich and Vicky McKee, the County Commission Chair and the County Clerk, respectively, of Daggett County, Utah.

 Linda M. Petersen
NOTARY PUBLIC - STATE OF UTAH
My Comm. Exp. 03/23/2015
Commission # 607859


Notary Public

BEGINNING AT A POINT LABELED ON THE TOWNSITE PLAT OF DUTCH JOHN AS A #3 GALVANIZED PIPE IN CONCRETE, SAID POINT BEARS N74°05'44"W 1444.62' FROM THE SOUTHEAST CORNER OF SECTION 2, T2N, R22E, SLB&M, THENCE S23°11'55"W 653.50' TO A POINT LABELED #4 GALVANIZED PIPE IN CONCRETE ON THE DUTCH JOHN TOWNSITE PLAT, THENCE S23°11'55"W 10.16' TO THE NORTH RIGHT-OF-WAY LINE OF THE SAID DUTCH JOHN SOUTH BLVD & AROUND A CURVE TO THE LEFT WITH A RADIUS OF 5318', DELTA ANGLE OF 5°04'46", LENGTH OF 471.454' & WITH A LONG CHORD BEARING OF N80°03'49"W LENGTH OF 471.20', THENCE N82°36'11"W 70.90' ALONG A TANGENT, THENCE AROUND A CURVE TO THE RIGHT WITH A RADIUS OF 1182.0', DELTA ANGLE OF 22°14'37", LENGTH OF 458.88', WITH A LONG CHORD BEARING N71°28'52"W 456.01'; THENCE N60°21'11"W 23.17' ALONG A TANGENT, THENCE N38°53'11"E 354.77' TO AN EXISTING PROPERTY SURVEY POINT, THENCE N27°43'18"E 494.11' TO AN EXISTING PROPERTY SURVEY POINT LABELED ON THE DUTCH JOHN TOWNSITE PLAT AS #2 GALVANIZED PIPE IN CONCRETE, THENCE S66°14'38"E 869.51' TO THE POINT OF BEGINNING. CONTAINS 16.212 ACRES MORE OR LESS. BASIS OF BEARINGS IS THE ASSUMPTION THAT THE EAST LINE OF THE SE1/4SE1/4 BEARS N0°02'10"W.

Legal Description of the Property

Exhibit 1