

**MINUTES
BOX ELDER COUNTY COMMISSION
AUGUST 2, 2023**

The Board of County Commissioners of Box Elder County, Utah met in an Administrative/Operational Session at the County Courthouse, 01 South Main Street in Brigham City, Utah at 4:45 p.m. on **August 2, 2023**. The following members were present:

Stan Summers	Chairman
Boyd Bingham	Commissioner
Lee Perry	Commissioner
Marla R. Young	Clerk

The following items were discussed:

1. Agenda Review/Supporting Documents
2. Commissioners' Correspondence
3. Staff Reports – Agenda Related
4. Correspondence

The Administrative/Operational Session adjourned at 4:56 p.m.

The regular session was called to order by Chairman Summers at 5:00 p.m. with the following members present, constituting a quorum:

Stan Summers	Chairman
Boyd Bingham	Commissioner
Lee Perry	Commissioner
Marla Young	County Clerk

The prayer was offered by Commissioner Perry.
The Pledge of Allegiance was led by Sheriff Kevin Potter.

APPROVAL OF MINUTES

THE MINUTES OF THE REGULAR MEETING OF JULY 19, 2023 WERE APPROVED AS WRITTEN ON A MOTION BY COMMISSIONER BINGHAM, SECONDED BY COMMISSIONER PERRY AND UNANIMOUSLY CARRIED.

ATTACHMENT NO. 1 - AGENDA

ADMINISTRATIVE REVIEW/REPORTS/FUTURE AGENDA ITEMS – COMMISSION

There were no Administrative Review items discussed.

FORMER AGENDA ITEMS FOLLOW-UP – COMMISSIONERS

New Restroom Building at Rodeo Grounds - Codey Illum

Chief Building Official Codey Illum stated he received updated bids to change from a cinderblock building to a metal building. He stated that the new bids would save about \$11,000. He said the bid saves money on the brick but costs more for the finishes.

EMERGENCY MANAGEMENT ISSUES

ARPA/LATCF

Auditor Shirlene Larsen stated the county changed from a step and grade system to a merit based system to get caught up to market value for the county employees. She said as the budget season approaches the Commission might want to consider using the remaining ARPA funds to help cover the merit increases and the increases in the health insurance.

Commissioner Bingham asked about Capital Improvement Funds.

Auditor Larsen gave a brief explanation of how CIP works and how part of the PILT monies fund some CIP projects. She said it is limited on what the funds can be used for and the fund balances have been depleting. They need to determine what the thresholds are as projects come in. She said road projects come from restricted funds.

ATTORNEY'S OFFICE

Agreement #23-57 Allowing Brigham City to Create an Unincorporated Island by Annexing the Reeder Ranch LLC-Anne Hansen

Attorney Stephen Hadfield explained Agreement #23-57 allows Brigham City to annex Reeder Ranch LLC and create an island in the unincorporated area of the county. The property is being used to place a monument. He said the agreement has been reviewed by the attorney's office and an issue the county should be aware of is if the annexation creates the need for additional resources such as increased traffic on the road.

MOTION: Commissioner Perry made a motion to approve Agreement #23-57 allowing Reeder Ranch LLC to annex into Brigham City leaving an island in the unincorporated area. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

Ordinance #584 Creating and Establishing Public Safety Access Zones on County Facilities, Prohibiting Stopping, Standing or Parking in Public Safety Access Zones, and Authorizing Citations and/or Towing for Violations-Stephen Hadfield

Attorney Stephen Hadfield explained Ordinance #584 establishes public safety zones on county properties. This will help enforce parking in those zones in case of emergencies. He stated he received some input from the County Fire Marshal to add some different verbiage changing to emergency access zones and adding the fire department.

MOTION: Commissioner Perry made a motion to adopt Ordinance #584 with the recommended amendments regarding emergency access and adding the fire department. The motion was seconded by Commissioner Bingham and unanimously carried on a roll call vote of Chairman Summers voting Yea, Commissioner Bingham voting Yea, and Commissioner Perry voting Yea.

Chairman Summers was excused and Commissioner Perry conducted the remainder of the meeting.

CLERK'S OFFICE

Resolution #23-08 to Remove Kerry Rolfe From Agriculture Protection Area-Marla Young

Clerk Marla Young stated they received a petition from Kerry Rolfe to remove his property from an Agricultural Protection Area. He wants to annex into Brigham City.

MOTION: Commissioner Bingham made a motion to approve Resolution #23-08 removing property from an Ag Protection Area. The motion was seconded by Commissioner Perry and carried unanimously on a roll call vote of Commissioner Bingham voting Yea, Commissioner Perry voting Yea, and Chairman Summers was excused.

COMMISSIONERS

Reschedule September 6th Commission Meeting-Commissioners

Commissioner Perry explained the regularly scheduled Commission meeting needs to be changed. The Commissioners will be at the USACC Conference on September 6th. He suggested they reschedule the meeting to September 13, 2023.

MOTION: Commissioner Bingham made a motion to reschedule the September 6, 2023 Commission meeting to September 13, 2023. The motion was seconded by Commissioner Perry and unanimously carried on a roll call vote of Commissioner Bingham voting Yea, Commissioner Perry voting Yea, and Chairman Summers was excused.

PUBLIC COMMENT (No action will be taken at this time)

Attorney Hadfield went over the rules for the public comment period. He explained the Commission recently authorized the rules and procedures. He gave some direction to the Commission as to their responsibilities.

DeAnna Hardy of Brigham City stated she is a representative citizen of the newly formed citizen committee called the Box Elder Community of Liberty. She stated the committee has no political affiliation. They gather together to stand for their inalienable rights given by God. She said that outlined in their contracts is the U.S. Constitution and the Utah Constitution. They stand in support of those representatives that obey their oaths by supporting and defending the constitution. She stated each of the Commissioners are duty bound to the voice of the people. On behalf of the Box Elder Committee of Liberty she thanked the County Commission for restoring freedom of speech by restoring public comment period.

Fred Hayes of Bear River City thanked the Commissioners for their service and restoring the public comment period. He provided some news from Washington state regarding King County mailing signature letters to update their registered voters. He feels this is in direct violation of their oaths of office to preserve and protect the constitution as there is no requirement to prove identity. He said he is actively interested in restoring integrity to the insecure structure of the election system in Utah. He said he recognizes many dangers in Utah's election systems that erode voter confidence and discourage participation. He stated he respects and honors our county's election office and wants to make Box Elder and its precincts into models of election excellence for the greater world. Box Elder is an autonomous county. Its board of elections has full authority to make independent and autonomous changes. They can prove that it can be successfully done. I fully endorse the immediate transition to paper ballots and hand counts by

precinct with the elimination of any and every election machine without excuse. I fully support all other efforts that our board of elections can make to keep our elections secure and transparent including rigorous voter maintenance and precinct level counting. He asked to make cast vote records released, and have single election day polling and require identification.

WARRANT REGISTER – COMMISSIONERS

The Warrant Register was signed and the following claims were approved: Claim numbers 121223 through 121263 in the amount of \$367,259.09, with voided claim number 120937. Claim numbers 121264 through 121343 in the amount of \$1,092,728.12.

PERSONNEL ACTIONS/VOLUNTEER ACTION FORMS – COMMISSIONERS

Employee Name:	Department:	PA Type:	Effective Date:
ALLRED, DENNY	Fairgrounds	Volunteer	08/02/2023
ALLRED, GERI D	Fairgrounds	Volunteer	08/02/2023
BALDWIN, HEATHER	Fairgrounds	Volunteer	08/02/2023
BEINS, CHRIS	Fairgrounds	Volunteer	08/02/2023
BINGHAM, MARLON	Fairgrounds	Volunteer	08/02/2023
BROWN, SARAH	Fairgrounds	Volunteer	08/02/2023
CHADAZ, SUSAN	Fairgrounds	Volunteer	08/02/2023
CHRISTENSEN, CHARLES PAUL	Fairgrounds	Volunteer	08/02/2023
CHRISTENSEN, DIANE	Fairgrounds	Volunteer	08/02/2023
COLYER, LINUS L	Fairgrounds	Volunteer	08/02/2023
COOPER, DIANA ATKINS	Fairgrounds	Volunteer	08/02/2023
DALLIN, JAN	Fairgrounds	Volunteer	08/02/2023
DALLIN, JEFF	Fairgrounds	Volunteer	08/02/2023
DAY, JOANN L	Fairgrounds	Volunteer	08/02/2023
DERU, MIRIAM LOWE	Fairgrounds	Volunteer	08/02/2023
DOUGLAS, CHRISTY	Fairgrounds	Volunteer	08/02/2023
EARL, LINDA JENKINS	Fairgrounds	Volunteer	08/02/2023
EARL, WAYNE	Fairgrounds	Volunteer	08/02/2023
EWELL, MADASYN RUTH	Fairgrounds	Volunteer	08/02/2023
EWELL, MERLENE	Fairgrounds	Volunteer	08/02/2023
GARN, JADE I	Fairgrounds	Volunteer	08/02/2023
HALL, DEBRA B	Fairgrounds	Volunteer	08/02/2023
HALL, KEVIN G	Fairgrounds	Volunteer	08/02/2023
HANSEN, KRISTINE T	Fairgrounds	Volunteer	08/02/2023
HIRSCHI, CAMILLE W	Fairgrounds	Volunteer	08/02/2023

HOLMGREN, RICHARD D	Fairgrounds	Volunteer	08/02/2023
HOWE, ALEXANDRA H	Fairgrounds	Volunteer	08/02/2023
HOWE, CHERYL E	Fairgrounds	Volunteer	08/02/2023
INGRAM, MELISSA LUCAS	Fairgrounds	Volunteer	08/02/2023
NOYES, KRISTY	Fairgrounds	Volunteer	08/02/2023
KOYLE, DON S	Fairgrounds	Volunteer	08/02/2023
LISH, BRIAN C	Fairgrounds	Volunteer	08/02/2023
MILLER, MARIE	Fairgrounds	Volunteer	08/02/2023
MORRIS, JESSICA WILLIAMS	Fairgrounds	Volunteer	08/02/2023
PARKINSON, CORTNEY	Fairgrounds	Volunteer	08/02/2023
PETTERSON, DINNIS L	Fairgrounds	Volunteer	08/02/2023
PEBLEY, AMY LEEANN	Fairgrounds	Volunteer	08/02/2023
PEBLEY, JEREMY EUGENE	Fairgrounds	Volunteer	08/02/2023
POTTER, CARLI C	Fairgrounds	Volunteer	08/02/2023
RAMSDALL, KARLEEN B	Fairgrounds	Volunteer	08/02/2023
RHODES, TYLER JESS	Fairgrounds	Volunteer	08/02/2023
RISER, JASEN T	Fairgrounds	Volunteer	08/02/2023
ROSE, BRENT L	Fairgrounds	Volunteer	08/02/2023
ROSE, JANET C	Fairgrounds	Volunteer	08/02/2023
RUDD, GLORIA C	Fairgrounds	Volunteer	08/02/2023
SORENSEN, CHRIS D	Fairgrounds	Volunteer	08/02/2023
SHAFFER, DAVID B	Fairgrounds	Volunteer	08/02/2023
STEVENSON, BRAD	Fairgrounds	Volunteer	08/02/2023
STOKES, LARRY DEAN	Fairgrounds	Volunteer	08/02/2023
SUMMERS, STETSON J	Fairgrounds	Volunteer	08/02/2023
THOMAS, JODY L	Fairgrounds	Volunteer	08/02/2023
WHEATLEY, DEBRA	Fairgrounds	Volunteer	08/02/2023
WHITE, PAULA	Fairgrounds	Volunteer	08/02/2023
WILDE, CAROL A	Fairgrounds	Volunteer	08/02/2023
WILDE, JERRY D	Fairgrounds	Volunteer	08/02/2023
ZITO, LINDA W	Fairgrounds	Volunteer	08/02/2023
MILLER, MARIE	Fairgrounds	Volunteer	08/02/2023
MORRIS, JESSICA WILLIAMS	Fairgrounds	Volunteer	08/02/2023
PARKINSON, CORTNEY	Fairgrounds	Volunteer	08/02/2023
PETTERSON, DINNIS L	Fairgrounds	Volunteer	08/02/2023
PEBLEY, AMY LEEANN	Fairgrounds	Volunteer	08/02/2023

PEBLEY, JEREMY EUGENE	Fairgrounds	Volunteer	08/02/2023
POTTER, CARLI C	Fairgrounds	Volunteer	08/02/2023
RAMSDELL, KARLEEN B	Fairgrounds	Volunteer	08/02/2023
RHODES, TYLER JESS	Fairgrounds	Volunteer	08/02/2023
RISER, JASEN T	Fairgrounds	Volunteer	08/02/2023
ROCHE, DUSTY C	Fairgrounds	Volunteer	08/02/2023
ROSE, BRENT L	Fairgrounds	Volunteer	08/02/2023
ROSE, JANET C	Fairgrounds	Volunteer	08/02/2023
RUDD, GLORIA C	Fairgrounds	Volunteer	08/02/2023
SORENSEN, CHRIS D	Fairgrounds	Volunteer	08/02/2023
SHAFFER, DAVID B	Fairgrounds	Volunteer	08/02/2023
STEVENSON, BRAD	Fairgrounds	Volunteer	08/02/2023
STOKES, LARRY DEAN	Fairgrounds	Volunteer	08/02/2023
SUMMERS, STETSON J	Fairgrounds	Volunteer	08/02/2023
THOMAS, JODY L	Fairgrounds	Volunteer	08/02/2023
WHEATLEY, DEBRA	Fairgrounds	Volunteer	08/02/2023

WHITE, PAULA	Fairgrounds	Volunteer	08/02/2023
WILDE, CAROL A	Fairgrounds	Volunteer	08/02/2023
WILDE, JERRY D	Fairgrounds	Volunteer	08/02/2023
ZITO, LINDA W	Fairgrounds	Volunteer	08/02/2023
ALLRED, MICHAEL	Sheriff's Office	Promotion	07/18/2023
ESTES, JOSHUA	Sheriff's Office	Compensation Change	07/26/2023
BURTON, JAMES	Landfill	Compensation Change	07/24/2023
JENSEN, COOPER	Landfill	Separation	08/04/2023
WARR, HESTON	EMS	Volunteer	08/02/2023
JONES, APRIL	Auditor's Office	Separation	07/31/2023
CARBINE, ASHLEE	Clerk's Office	Rehire	08/02/2023
HUNTER, RILEY	Sheriff's Office	New Hire	08/06/2023

CLOSED SESSION

Strategy session to discuss pending or reasonably imminent litigation and the discussion of the character, professional competence, or physical or mental health of an individual.


MOTION: At 5:26 p.m. a motion was made by Commissioner Bingham to move into a closed session. The motion was seconded by Commissioner Perry and unanimously carried.

MOTION: At 5:35 a motion was made by Commissioner Bingham to reconvene into regular commission meeting. Commissioner Perry seconded the motion. The motion carried unanimously and regular commission meeting was reconvened.

ADJOURNMENT

A motion was made by Commissioner Bingham to adjourn. Commissioner Perry seconded the motion, and the meeting adjourned at 5:35 p.m.

ADOPTED AND APPROVED in regular session this 13th day of September 2023.



Stan Summers, Chairman


Boyd Bingham, Commissioner


Lee Perry, Commissioner

ATTEST:




Marla R. Young, Clerk



COUNTY COMMISSION MEETING
Commission Chambers, 01 South Main Street, Brigham City, Utah 84302
Wednesday, August 02, 2023 at 5:00 PM

AGENDA

NOTICE: *Public notice is hereby given that the Box Elder County Board of County Commissioners will hold an Administrative/Operational Session commencing at 4:45 P.M. and a regular Commission Meeting commencing at 5:00 P.M. on Wednesday August 2, 2023 in the Commission Chambers of the Box Elder County Courthouse, 01 South Main Street, Brigham City, Utah.*

1. ADMINISTRATIVE / OPERATIONAL SESSION

- A. Agenda Review / Supporting Documents
- B. Commissioners' Correspondence
- C. Staff Reports

2. CALL TO ORDER 5:00 P.M.

- A. Invocation Given by: Commissioner Perry
- B. Pledge of Allegiance Given by: Sheriff Kevin Potter
- C. Approve Minutes July 19, 2023

3. ADMINISTRATIVE REVIEW / REPORTS / FUTURE AGENDA ITEMS

4. FORMER AGENDA ITEMS

5. EMERGENCY MANAGEMENT ISSUES

6. ARPA/LATCF

7. ATTORNEY'S OFFICE

- A. 5:08 Agreement #23-57 Allowing Brigham City to Create an Unincorporated Island by Annexing the Reeder Ranch LLC-Anne Hansen
- B. 5:12 Ordinance #584 Creating and Establishing Public Safety Access Zones on County Facilities, Prohibiting Stopping, Standing or Parking in Public Safety Access Zones, and Authorizing Citations and/or Towing for Violations-Stephen Hadfield

8. CLERK'S OFFICE

- A. 5:16 Resolution #23-08 to Remove Kerry Rolfe From Agriculture Protection Area-Marla Young

9. COMMISSIONERS

- A. 5:20 Reschedule September 6th Commission Meeting-Commissioners

10. PUBLIC COMMENT (No action will be taken at this time)

- A. Those wishing to make a public comment shall sign the comment roll and will be responsible for following the rules outlined in the County Commission Rules and Procedures.

- B. Speakers will have one, three (3) minute opportunity to speak regardless of the number of items they wish to address.
- C. Speakers shall address their comments to the County Commission only. This is a time to be heard, there will not be a back and forth dialogue with the Commissioners.
- D. Speakers may file copies of their remarks or supporting information with the County Clerk. The County Clerk will make the information available to the County Commission.

11. WARRANT REGISTER

12. PERSONNEL ACTIONS / VOLUNTEER ACTION FORMS / CELL PHONE ALLOWANCE

13. CLOSED SESSION

14. ADJOURNMENT

Prepared and posted this 28th day of July, 2023. Mailed to the Box Elder News Journal and the Leader on the 28th of July, 2023. These assigned times may vary depending on the length of discussion, cancellation of scheduled agenda times and agenda alteration. Therefore, the times are estimates of agenda items to be discussed. If you have any interest in any topic you need to be in attendance at 5:00 p.m.

A handwritten signature in black ink that reads "Marla R. Young". The signature is written in a cursive style with large, flowing loops.

Marla R. Young - County Clerk

Box Elder County

NOTE: Please turn off or silence cell phones and pagers during public meetings. This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made three (3) working days prior to this meeting. Please contact the Commission Secretary's office at (435) 734-3347 or FAX (435) 734-2038 for information or assistance.

BOX ELDER COUNTY
AGREEMENT # 23-57

BRIGHAM CITY
AGREEMENT #

AN AGREEMENT ALLOWING THE ANNEXATION OF A CONTIGUOUS UNINCORPORATED
AREA INTO THE LIMITS OF BRIGHAM CITY CREATING AN UNINCORPORATED ISLAND

This Agreement entered into by and between Brigham City Corporation, a Municipal Corporation organized and existing under the laws of the state of Utah hereinafter referred to as (CITY) and Box Elder County, a body corporate and politic subdivision of the state of Utah, hereinafter referred to as (COUNTY).

WHEREAS, Reeder Ranch LLC, and Brigham City Corporation have filed a petition to annex approximately 203 acres of unincorporated land contiguous to Brigham City's current boundary into the corporate limits of Brigham City as described in Exhibit "A" attached hereto and made a part of this agreement, and

WHEREAS, The unincorporated area is within the annexation policy plan for Brigham City Corporation and when annexed will receive municipal services from Brigham City, and

WHEREAS, The annexation boundary will create an island of unincorporated area which will be annexed into Brigham City Corporation at a future point in time, and

WHEREAS, Box Elder County does not provide municipal type services to the unincorporated island, nor will County be materially affected by the remaining island of unincorporated area, and

WHEREAS, Utah Code Annotated §10-2-402 provides for the annexing municipality and the county to enter into an agreement allowing annexation that will leave or create an island of unincorporated area, and

WHEREAS, Both parties agree that allowing the Annex Petition to increase the Corporate Limits of Brigham City will promote economic development and tourism to the general area and benefit the residents of Box Elder County and Brigham City.

NOW THEREFORE, the parties agree to the following:

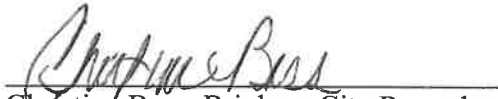
1. The unincorporated area of Box Elder County described in the attached Exhibit "A" may be annexed into the corporate limits of Brigham City Corporation as referenced in Utah Code 10-2-402 (1)(c)(ii), if approved by both legislative bodies in a public meeting.

Dated this 2nd day August, 2023.

BRIGHAM CITY CORPORATION:


Dennis J. Bott, Mayor

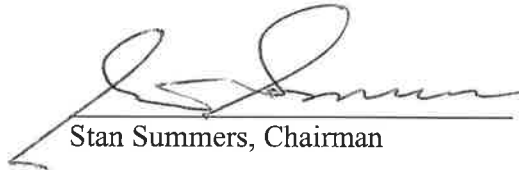
ATTEST:


Christina Boss, Brigham City Recorder



Dated this 2nd day of August, 2023.

BOX ELDER COUNTY:


Stan Summers, Chairman



ATTEST:

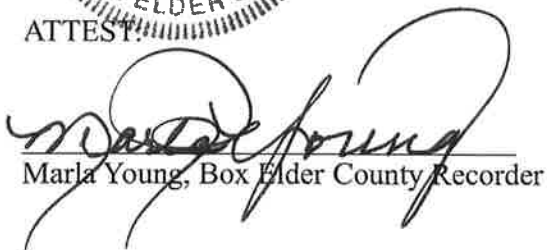

Marla Young, Box Elder County Recorder

EXHIBIT "A"

A Part of the East Half of Section 16, and the Southwest Quarter of Section 15, Township 9 North, Range 2 West, Salt Lake Base and Meridian, U.S. Survey, Box Elder County, Utah

Beginning at a point on the Westerly line of Interstate 15, being 252.74 feet North $89^{\circ}53'13''$ West along the Section line from the Northeast Corner of said Section 16; and running thence two (2) courses along said Westerly line as follows: (1) South $5^{\circ}24'28''$ East 912.61 feet to a point of curvature; and (2) Southeasterly along the arc of a 5849.58 foot Radius non-tangent curve to the left (Central Angle equals $9^{\circ}52'00''$, Long Chord Bears South $10^{\circ}20'28''$ East 1006.09 feet, and Center bears South $10^{\circ}20'28''$ East) a distance of 1007.09 feet to a point on and existing fence line; thence eight courses along the fence line, more or less, as follows: (1) South $15^{\circ}16'28''$ East 1125.86 feet; (2) South $22^{\circ}58'22''$ West 30.55 feet; (3) South $13^{\circ}18'20''$ East 375.20 feet; (4) South $13^{\circ}21'40''$ East 386.17 feet to a point of curvature; (5) Southwesterly along the arc of a 1281.53 foot Radius non-tangent curve to the right a distance of 879.35 feet (Central Angle equals $39^{\circ}18'53''$, Long Chord Bears South $6^{\circ}42'29''$ West 862.20 feet); (6) South $27^{\circ}15'25''$ West 326.70 feet to a point of curvature; (7) Southwesterly along the arc of a 635.01 foot Radius non-tangent curve to the left (Central Angle equals $23^{\circ}52'55''$, Long Chord bears South $13^{\circ}23'36''$ West 262.77 feet, and Center bears South $64^{\circ}39'56''$ East) a distance of 264.68 feet to a point of non-tangency; and (8) South $0^{\circ}53'14''$ West 63.04 feet to the North line of Forest Street and an existing fence line; thence five (5) courses Westerly along said North line, and fence line, more or less, as follows: (1) North $89^{\circ}53'58''$ West 389.94 feet; (2) South $87^{\circ}13'04''$ West 300.36 feet; (3) South $87^{\circ}13'01''$ West 400.57 feet; (4) South $78^{\circ}52'52''$ West 115.36 feet; and (5) North $89^{\circ}49'57''$ West 621.35 feet to an existing fence corner; thence three (3) courses along an existing fence line, more or less, as follows: (1) North $15^{\circ}48'36''$ East 1331.66 feet; (2) South $89^{\circ}25'06''$ East 622.97 feet; and (3) North $20^{\circ}32'30''$ West 1429.24 feet to an existing fence corner; thence South $89^{\circ}47'42''$ West 955.74 feet to and along a portion of an existing fence line; thence North $0^{\circ}31'47''$ West 697.12 feet to and along an existing fence line; thence due West 108.68 feet; thence North $1^{\circ}45'09''$ East 966.38 feet to and along an existing fence line; thence due East 431.34 feet; thence North $20^{\circ}26'34''$ West 1062.72 feet to a point on the Section line; thence North $89^{\circ}53'13''$ East 1906.72 feet along said Section line to the point of beginning. Contains: 203.702 acres

Box Elder County Web Map



Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community



Search Results: Tax Parcels ■ Tax Parcels
Override 1
Addresses
Cities

Mile Markers

Box Elder County

Cities

ORDINANCE NO. 584

AN ORDINANCE OF BOX ELDER COUNTY CREATING AND ESTABLISHING EMERGENCY ACCESS ZONES AT COUNTY OWNED FACILITIES, PROHIBITING STOPPING, STANDING OR PARKING WITHIN THE EMERGENCY ACCESS ZONES, AUTHORIZING THE INSTALLATION OF TRAFFIC CONTROL DEVICES TO DESIGNATE THE EMERGENCY ACCESS ZONES, AUTHORIZING THE ENFORCEMENT OF PROHIBITED STOPPING, STANDING OR PARKING WITHIN THE EMERGENCY ACCESS ZONES PURSUANT TO THE PROVISIONS OF §41-6A-1401(1)(a)(xi) OF THE UTAH CODE, AND AUTHORIZING THE TOWING OF VEHICLES STOPPING, STANDING OR PARKING IN THE EMERGENCY ACCESS ZONES.

WHEREAS, Box Elder County owns and maintains various facilities which are open to the residents of Box Elder County and the general public, including but not limited to the Old County Courthouse, the County Fairgrounds, the Department of Motor Vehicles, the County Justice Center, the County Sheriff's Department and County Jail, the County Road Department facilities, the County Fire Department and other County owned facilities as appropriate, (hereinafter referred to as the "County Facilities"); and

WHEREAS, the Box Elder County Commission has determined that in order to protect the health, safety and general welfare of both County residents and the general public as they access and use the County Facilities, it is necessary to designate, establish and create "no parking" Emergency Access Zones to provide for and ensure access at all times to the County Facilities for fire, law enforcement, ambulance and other emergency needs; and

WHEREAS, the Box Elder County Commission has further determined that in order to properly maintain and enforce "no parking" within the Emergency Access Zones, it is necessary to properly designate and regulate the zones with traffic control devices so as to facilitate the enforcement of §41-6a-1401(1)(a)(xi) of the Utah Traffic Code; and

WHEREAS, the Box Elder County Commission has further determined that in order to ensure the "no parking" Emergency Access Zones remain open and unblocked for public safety, it is necessary to authorize the towing and removal of vehicles by the County, at the expense of the vehicle's owner or operator; and

NOW THEREFORE, the Box Elder County Commission, acting as the County Legislative Body of Box Elder County, State of Utah, hereby ordains as follows:

SECTION 1: Creation, Designation and Maintenance of Emergency Access Zones. The Box Elder County Chief Building Official and the Box Elder County Fire Marshall, shall work together to create, designate and maintain Emergency Access Zones as follows:

- A. Locations. The Emergency Access Zones shall be located upon the following County owned facilities (hereinafter referred to as "County Facilities"):
 1. The Box Elder County Fairgrounds
 2. The Old Box Elder County Courthouse
 3. The County Justice Center
 4. The Box Elder County Sheriff's Office/County Jail
 5. The Department of Motor Vehicles

6. The County Road Department facilities
7. The County Fire Department facilities
8. Any other County owned facilities as appropriate

B. Location upon County Facilities. The Emergency Access Zones shall be identified upon the County Facilities in permanent locations determined in their best discretion and professional judgment to be reasonably necessary to allow access to the facility by fire, law enforcement, ambulance and any other emergency public safety needs at all times. Special consideration shall be given to times and circumstances when large gatherings or crowds may be present upon the facilities. Such locations shall not be inconsistent with the building code, fire code and any other relevant County ordinances.

C. Marking and Designation. Once identified and located, they shall cause the Emergency Access Zones to be clearly identified, marked and designated with appropriate signage, painting, marking, and traffic control devices. These designations shall be easily and readily visible to the public, indicate that no stopping, standing or parking of vehicles is allowed in the Emergency Access Zone at any time, and set forth the consequences (citation and/or towing vehicle at owner's/operator's expense) of stopping, standing or parking a vehicle within the Emergency Access Zone, including a specific reference to this ordinance and the applicable Utah Code (41-6a-1401).

D. Maintenance. Once established, marked and designated, the Emergency Access Zones shall be kept and maintained so as to be clearly marked and visible to the public.

SECTION 2: Enforcement. Any person who stops, stands or parks a vehicle in a designated Emergency Access Zone shall be subject to the following:

- A. A criminal citation and prosecution in accordance with the provisions of §41-6a-1401 of the Utah Code.
- B. Removal and towing of the vehicle by the County from the Emergency Access Zone, with all removal costs, towing expenses, other costs and any damages to the vehicle to be the sole responsibility of and paid for by the owner or operator of the vehicle.

SECTION 3: Effective Date. This ordinance shall become effective fifteen (15) days after its passage and publication.

PASSED, ADOPTED AND A SYNOPSIS ORDERED PUBLISHED this 2nd day of August, 2023, by the Board of County Commissioners of Box Elder County, Utah,

Commissioner Summers
 Commissioner Perry
 Commissioner Bingham

Voting [Signature]
 Voting [Signature]
 Voting [Signature]



Stan Summers
Stan Summers, Chair
Box Elder County Commission

Attest:

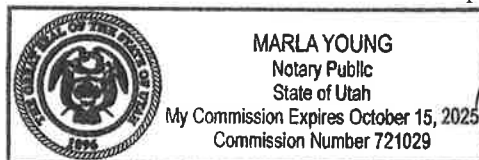
Marla Young
Marla Young
Box Elder County Clerk

State of Utah)
).ss)
County of Box Elder)

On this 2nd day of August, 2023, personally appeared before me, the undersigned notary public, **Stan Summers**, whose identity is personally known to me (or proved on the basis of satisfactory evidence) and who by me duly sworn (or affirm), did say he is the **Commission Chairman for Box Elder County** and said document was signed by him in behalf of said Corporation and acknowledged to me that said Corporation executed the same.

My Commission Expires: Oct 15, 2025

Marla Young
Notary Public



RESOLUTION NO. 23-08

A RESOLUTION OF THE BOX ELDER COUNTY COMMISSION GRANTING THE PETITION OF KERRY ROLFE FOR REMOVAL OF LAND FROM THAT CERTAIN AGRICULTURAL PROTECTION AREA CREATED ON MAY 04, 2022 AND RECORDED IN THE OFFICE OF THE BOX ELDER COUNTY RECORDER AS ENTRY NO. 451896 IN BOOK 1524 AT PAGE 1526.

WHEREAS, a “Petition for Removal from Agricultural Protection Area,” dated July 25, 2023 was filed with the Box Elder County Commission by Kerry Rolfe, for the purpose of removing land which it owns from an existing Agricultural Protection Area; and

WHEREAS, said petition was reviewed, with the ownership of the land having been verified as belonging to the petitioner, and the legal description of the land having been verified as being located within the boundaries of the Agricultural Protection Area; and

WHEREAS, pursuant to the provisions of Utah Code §17-41-306(2)(b)(i)(A)(I), which provides that upon the filing of a petition for removal by any owner of land within an agricultural protection area the County Commission “shall grant the petition for removal of land from an agricultural protection area”; and

WHEREAS, pursuant to the provisions of Utah Code §17-41-306(2)(b)(i)(A)(II), the County Commission is required to file a legal description of the revised boundaries of the Agricultural Protection Area (as adjusted for the removal of land which petitioner has requested to be removed) with the Box Elder County Recorder and the Box Elder County Planning Commission;

NOW THEREFORE BE IT RESOLVED by the Box Elder County Commission, acting as the legislative body of Box Elder County, State of Utah, with ____ members present and ____ members voting in favor, as follows:

SECTION 1: Removal of Land from Agricultural Protection Area. The parcel of real property described in Exhibit “A” is removed from the Agricultural Protection Area created on May 04, 2022 and recorded in the Office of the Box Elder County Recorder as Entry No. 451896 in Book 1524 at Page 1526.

SECTION 2: Revised Boundary of Agricultural Protection Area to be recorded. The revised boundary of the Agricultural Protection Area created on May 04, 2022 and recorded in the Office of the Box Elder County Recorder as Entry No 451896 in Book 1524 at Page 1526

is set forth in Exhibit "B" and shall be recorded in the Office of the Box Elder County Recorder as well as the Box Elder County Planning Commission as the revised boundary of this Agricultural Protection Area.

SECTION 3: Effective Date. This resolution shall become effective fifteen (15) days after its adoption.

ADOPTED, APPROVED and ORDERED by majority vote at a duly called meeting of the Box Elder County Commission 2nd day of August, 2023.

BOX ELDER COUNTY, UTAH



Lee Perry
~~Stan Summers, Chairman~~ *Commissioner*
Box Elder County Commission

ATTEST:

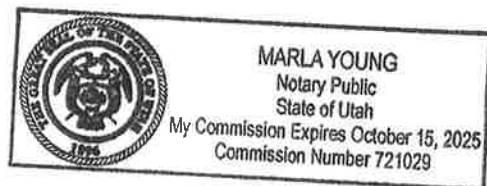
Marla Young
Marla Young,
Box Elder County Clerk

State of Utah

County of Box Elder

Subscribed and sworn before me this 2nd day of August, in the year 2023, by
Lee Perry, ~~Commission Chairman~~
Commissioner

Marla Young
(Notary Public)




Date: July 25, 2023

Box Elder County Commission
01 S. Main
Brigham City, Utah 84302

RE: Petition for Removal from Agriculture Protection Area

Dear Commissioners:

We, the undersigned property owners of real property located in unincorporated Box Elder County, pursuant to *UCA § 17-41-306 (2)*, hereby petition the Box Elder County Commission to remove a parcel of real property, said real property being more particularly described in Exhibit "A" attached hereto for your convenience, from the Agriculture Protection Area created on or about May 04, 2022 entry #451896 Book 1524 Page 1526.

Please find the proposed Resolution ~~#22-05~~ ^{#22-08} , a copy of which is attached hereto as Exhibit "B" for your convenience, to be filed by the Box Elder County Commission with the Box Elder County Recorder's Office and the Box Elder County Planning Commission in accordance with *UCA § 17-41-301 (2)(b)(i)(B)* upon removal of real property from the Agriculture Protection Area.

Thank you for your assistance and consideration.



Exhibit A

Rolfe Property - to be removed from Ag Protection

03-110-0031

BEG AT A POINT LOCATED 2971.29 FT N 00°12'26" E OF SE CORNER OF SW/4 OF SEC 17, T 09N, R 02W, SLM, SD POINT BEING DESCRIBED OF RECORD AS BEING 2276 FT SOUTH OF N/4 CORNER OF SD SEC 17 (BOB BEING SOUTH LINE OF SEC 17, AS WEST). THENCE S 80°49'54" W 729.69 FT; S 01°56'58" E 1830.70 FT; S 02°16'35" W 691.67 FT; EAST 205.00 FT; SOUTH 309.76 FT TO NORTH LINE OF FOREST ST; EAST 469.89 FT TO EAST LINE OF SD SW/4; N 00°12'26" E 2946.79 FT TO POB.

LESS: TRACT CONVEYED TO UTAH-IDAHO SUGAR CO (ENT# 36323F). BEG AT A POINT THAT IS 33 FT NORTH AND 2642 FT WEST FROM THE SE CORNER OF SEC 17, T 09N, R 02W, SLBM. THENCE NORTH ALONG THE WEST SIDE OF THE HAMMOND CANAL A DISTANCE OF 2868 FT M/L; WEST 14 FT; SOUTH 2868 FT M/L; EAST 13 FT TO THE POB.

LESS: [03-111-0031] PART OF E/2 OF SEC 17, T 09N, R 02W, SLBM. BEG AT SW CORNER OF SEC 17 AT A RR SPIKE IN ROAD. THENCE N 00°00'00" E ALONG W LINE OF SD SEC 44.08 FT TO THE NORTHERLY R/W OF SD FHWA PROJECT #UT PLH 523-1(2); ALONG SD R/W THE FOLLOWING FIVE (5) COURSES: 1) N 89°58'42" E 2120.84 FT; 2) N 00°01'18" W 17 FT; 3) N 89°58'42" E 196.9 FT; 4) S 00°01'18" E 17 FT; 5) N 89°58'42" E 2962.71 FT; LEAVING SD R/W ALONG SD SEC LINE S 00°12'42" E 26.24 FT TO SE CORNER OF SD SEC; ALONG EAST LINE OF SEC 20 S 00°12'42" E 6.76 FT TO CENTER LINE OF FHWA PROJECT # UT PLH 523-1(2); ALONG SD CENTER LINE N 89°58'42" E 2629.15 FT TO CENTER LINE OF SEC 21; ALONG SD CENTER LINE S 00°09'58" W 33 FT TO SOUTHERLY R/W OF SD PROJECT THE FOLLOWING SEVEN (7) COURSES: 1) S 89°58'42" W 519.46 FT; 2) S 00°04'22" W 17 FT; 3) S 89°58'42" W 628.39 FT; 4) N 00°04'22" E 17 FT; 5) S 89°58'42" W 4472.11 FT; 6) N 00°13'08" W 7.0 FT; 7) S 89°58'42" W 333.32 FT TO WESTERLY LINE OF PARCEL DESCRIBED IN THE DEED RECORDED IN BK 289, PG 258 IN THE BOX ELDER COUNTY RECORDER'S OFFICE; N 00°13'08" W 2.65 FT TO EXISTING R/W OF EXISTING BEAR RIVER ROAD DESCRIBED IN DEED RECORDED AT MISC. BK R, PG 297 IN BOX ELDER COUNTY RECORDER'S OFFICE; S 89°46'52" W 1955.23 FT TO WEST LINE OF SD SEC 20; N 00°04'06" E 33 FT TO NW CORNER OF SD SEC AND THE POINT OF BEGINNING.

LESS: PART OF E/2 OF SEC 17, T 09N, R 02W, SLBM. BEG AT SW CORNER OF SEC 17, AT A RR SPIKE IN ROAD. THENCE N 00°00'00" E ALONG WEST LINE OF SD SEC 17 44.08 FT TO NORTHERLY R/W OF SD FHWA PROJECT # UT PLH 523-1(2); N 89°58'42" E 5280.44 FT TO EAST LINE OF SEC 17; LEAVING SD R/W ALONG SD SEC LINE S 00°12'42" E 26.24 FT TO SE CORNER OF SD SEC; ALONG EAST LINE OF SEC 20 S 00°12'42" E 6.76 FT TO CENTER LINE OF FHWA PROJECT # UT PLH 523-1(2); ALONG SD CENTER LINE N 89°58'42" E 2629.15 FT TO CENTER LINE OF SD SEC 21; ALONG SD CENTER LINE S 00°09'58" W 33 FT TO SOUTHERLY R/W OF SD PROJECT FOLLOWING ALONG SD R/W THE FOLLOWING SEVEN (7) COURSES: 1) S 89°58'42" W 519.46 FT; 2) S 00°04'22" W 17 FT; 3) S 89°58'42" W 628.39 FT; 4) N 00°04'22" E 17 FT; 5) S 89°58'42" W 4806.61 FT; 6) S 00°13'08" E 4.35 FT TO EXISTING R/W OF EXISTING BEAR RIVER ROAD DESCRIBED IN THE DEED RECORDED IN MISC. BK R, PG 297 IN BOX ELDER COUNTY RECORDERS OFFICE; 7) ALONG SD R/W S 89°46'52" W 1955.23 FT TO WEST LINE OF SD SEC 20;

ALONG SD LINE N 00°04'06" E 33 FT TO NW CORNER OF SD SEC AND THE POINT OF BEGINNING.

Exhibit B

#s 1-3 Old Numbers: 03-004-0081, 0083, 0084

#s 1-3 New Numbers: 03-004-0105, 0106, 0107

1. 03-004-0105

A PART OF SECTIONS 26 & 35, TOWNSHIP 9 NORTH, RANGE 3 WEST OF THE SALT LAKE BASE AND MERIDIAN. BEGINNING AT POINT ON THE NORTHWESTERLY RIGHT-OF-WAY LINE OF BIRD REFUGE ROAD LOCATED 499.93 FEET NORTH 89°34'06" WEST AND 4744.77 FEET NORTH 04°18'46" WEST AND 66.05 FEET NORTH 21°24'02" WEST FROM THE SOUTH QUARTER CORNER OF SAID SECTION 35 (BASIS OF BEARING IS THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 35 WHICH BEARS SOUTH 89°28'33" EAST); RUNNING THENCE NORTH 21°24'02" WEST 928.54 FEET TO THE SOUTHERLY EDGE OF THE BEAR RIVER; THENCE MEANDERING EASTERLY 3828 FEET MORE OR LESS ALONG SAID SOUTHERLY EDGE, CHORD BEARS SOUTH 88°03'19" EAST 2497.20 FEET TO SAID NORTHWESTERLY RIGHT-OF-WAY LINE; THENCE ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE THE FOLLOWING FOUR (4) COURSES: (1) SOUTH 16°11'27" EAST 17.00 FEET; (2) SOUTH 73°48'33" WEST 171.50 FEET; (3) WESTERLY TO THE LEFT ALONG THE ARC OF A 3314.60 FOOT RADIUS CURVE, A DISTANCE OF 214.79 FEET, CHORD BEARS SOUTH 71°57'10" WEST 214.75 FEET, HAVING A CENTRAL ANGLE OF 03°42'46"; AND (4) SOUTH 70°05'47" WEST 1906.70 FEET TO THE POINT OF BEGINNING.

2. 03-004-0106

A PART OF SECTIONS 25, 26, 35 & 36, TOWNSHIP 9 NORTH, RANGE 3 WEST AND SECTION 1, TOWNSHIP 8 NORTH, RANGE 3 WEST OF THE SALT LAKE BASE AND MERIDIAN. BEGINNING AT AN EXISTING FISH & WILDLIFE MONUMENT BEING IN AN EXISTING FENCE LINE LOCATED 499.93 FEET NORTH 89°34'06" WEST FROM THE SOUTH QUARTER CORNER OF SAID SECTION 35 (BASIS OF BEARING IS THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 35 WHICH BEARS SOUTH 89°28'33" EAST); RUNNING THENCE NORTH 04°18'46" WEST 4744.77 FEET ALONG AN EXISTING FENCE LINE TO AN EXISTING FISH & WILDLIFE MONUMENT, ALSO BEING THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF BIRD REFUGE ROAD; THENCE ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE THE FOLLOWING SEVEN (7) COURSES: (1) NORTH 70°05'48" EAST 1904.98 FEET; (2) EASTERLY TO THE RIGHT ALONG THE ARC OF A 3248.60 FOOT RADIUS CURVE, A DISTANCE OF 210.51 FEET, CHORD BEARS NORTH 71°57'11" EAST 210.47 FEET, HAVING A CENTRAL ANGLE OF 03°42'46"; (3) NORTH 73°48'34" EAST 171.50 FEET; (4) NORTHEASTERLY TO THE LEFT ALONG THE ARC OF A 1673.80 FOOT RADIUS CURVE, A DISTANCE OF 515.62 FEET, CHORD BEARS NORTH 64°59'04" EAST 513.58 FEET, HAVING A CENTRAL ANGLE OF 17°39'00"; (5) NORTH 56°09'34" EAST 167.30 FEET; (6) NORTHEASTERLY TO THE RIGHT ALONG THE ARC OF A 3248.60 FOOT RADIUS CURVE, A DISTANCE OF 300.87 FEET, CHORD BEARS NORTH 58°48'46" EAST 300.76 FEET, HAVING A CENTRAL ANGLE OF 05°18'23"; AND (7) NORTH 61°27'57" EAST 2463.92 FEET TO AN EXISTING

FENCE LINE; THENCE ALONG SAID EXISTING FENCE LINE THE FOLLOWING FIVE (5) COURSES: (1) SOUTH 04°39'24" EAST 2413.05 FEET; (2) SOUTH 02°50'21" EAST 6103.32 FEET; (3) NORTH 89°33'12" WEST 2193.59 FEET TO AN EXISTING FISH AND WILDLIFE MONUMENT; (4) NORTH 89°32'59" WEST 3452.87 FEET TO AN EXISTING FISH & WILDLIFE MONUMENT; AND (5) NORTH 13°43'29" EAST 1359.57 FEET TO THE POINT OF BEGINNING.

3. 03-0040-0107

A PART OF SECTIONS 25 & 36, TOWNSHIP 9 NORTH, RANGE 3 WEST AND SECTION 1, TOWNSHIP 8 NORTH, RANGE 3 WEST OF THE SALT LAKE BASE AND MERIDIAN. BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 36 AND RUNNING THENCE SOUTH 00°24'05" WEST 1319.43 FEET ALONG THE EAST LINE OF SAID SECTION 1 TO AN EXISTING FISH AND WILDLIFE MONUMENT BEING IN AN EXISTING FENCE LINE; THENCE ALONG SAID EXISTING FENCE LINE THE FOLLOWING THREE (3) COURSES: (1) NORTH 89°33'12" WEST 3089.93 FEET TO AN EXISTING FENCE CORNER; (2) NORTH 02°50'21" WEST 6103.32 FEET; AND (3) NORTH 04°39'24" WEST 2413.05 FEET TO A POINT ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF BIRD REFUGE ROAD; THENCE NORTH 61°27'57" EAST 4164.41 FEET ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE TO THE EAST LINE OF SAID SECTION 25; THENCE SOUTH 00°21'37" WEST 3984.24 FEET ALONG THE EAST LINE OF SAID SECTION 25 TO THE SOUTHEAST CORNER OF SAID SECTION 25; THENCE SOUTH 00°23'53" WEST 5210.84 FEET ALONG THE EAST LINE OF SAID SECTION 36 TO THE POINT OF BEGINNING.

4. 03-073-0007

BEG 1 RD NO & 619 FT W OF SE COR OF SEC 8, TWP 9 N, R 2 W, SLM. N 1056 FT W 2021 FT TO 1/2 SEC COR LINE S 1056 FT E 2021 FT TO BEG.

5. 03-110-0018

BEG AT A PT 3722.45 FT N 0°07'18E & 861.19 FT N 89°52'42W OF SE COR OF SEC 17 T9N R2W SLM, N 89°52'42W 627.02 FT TO A 5/8 INCH STEEL PIN, S 0°08'58W 257.89 FT ALG A FENCE LINE, S 89°47'43E 368.26 FT, N 45°10'25E 365.79 FT TO POB.

6. 03-110-0038

BEG 50 RDS WEST & 1 RD NORTH OF SE CORNER OF SEC 17, T 09N, R 02W, SLM. THENCE NORTH 209 RDS, WEST 40 RDS, SOUTH 209 RDS, EAST 40 RDS TO BEG.

ALSO: ALL THAT PART OF FOLLOWING DESCRIBED TRACT OF LAND LYING EAST OF THE BIG SLOUGH: BEG 1155 FT WEST & 1485 FT SOUTH OF NE CORNER OF SEC. THENCE SOUTH 330 FT, EAST 330 FT, NORTH 330 FT, WEST 330 FT TO BEG.

LESS: [03-111-0031] PART OF E/2 OF SEC 17, T 09N, R 02W. BEG AT SW CORNER OF SEC 17 AT A RR SPIKE IN ROAD, N 00°00'00" E ALONG WEST LINE OF SD SEC 44.08 FT TO THE NORTHERLY R/W OF SD FHWA PROJECT #UT PLH 523-1(2), THENCE ALONG SD R/W THE FOLLOWING (5) COURSES; (1) N 89°58'42" E 2120.84 FT, (2) N 00°01'18" W 17 FT, (3) N 89°58'42" E 196.9 FT, (4) S 00°01'18" E 17 FT, (5) N 89°58'42" E 2962.71 FT, LEAVING SD R/W ALONG SD SEC LINE S 00°12'42" E 26.24 FT TO SE CORNER OF SD SEC, THENCE ALONG EAST LINE OF SEC 20, S 00°12'42" E 6.76 FT TO CENTER LINE OF FHWA PROJECT # UT PLH 523-1(2), ALONG SD CENTER LINE N 89°58'42" E 2629.15 FT TO CENTER LINE OF SEC 21, ALONG SD CENTER LINE, S 00°09'58" W 33 FT TO SOUTHERLY R/W OF SD PROJECT, THENCE THE FOLLOWING (7) COURSES, (1) S 89°58'42" W 519.46 FT (2) S 00°04'22" W 17 FT, (3) S 89°58'42" W 628.39 FT, (4) N 00°04'22" E 17 FT, (5) S 89°58'42" W 4472.11 FT, (6) N 00°13'08" W 7 FT, (7) S 89°58'42" W 333.32 FT TO WESTERLY LINE OF PARCEL, DESCRIBED IN THE DEED RECORDED IN BK 289, PG 258 IN THE BOX ELDER COUNTY RECORDERS OFFICE, N 00°13'08" W 2.65 FT TO EXISTING R/W OF EXISTING BEAR RIVER ROAD DESCRIBED IN DEED RECORDED AT BK R, PG 297 IN BOX ELDER COUNTY RECORDERS OFFICE, S 89°46'52" W 1955.23 FT TO WEST LINE OF SD SEC 20, N 00°04'06" E 33 FT TO NW CORNER OF SD SEC AND THE POINT OF BEGINNING.

LESS: PART OF E/2 OF SEC 17, T 09N, R 02W. BEG AT SW CORNER OF SEC 17 AT A RR SPIKE IN ROAD. N 00°00'00" E ALONG WEST LINE OF SD SEC 17 44.08 FT TO NORTHERLY R/W OF SD FHWA PROJECT # UT PLH 523-1(2). THENCE N 89°58'42" E 5280.44 FT TO E/L OF SEC 17, LEAVING SD R/W ALONG SD SEC LINE S 00°12'42" E 26.24 FT TO SE CORNER OF SD SEC, ALONG EAST LINE OF SEC 20, S 00°12'42" E 6.76 FT TO CENTER LINE OF FHWA PROJECT # UT PLH 523-1(2), ALONG SD CENTER LINE N 89°58'42" E 2629.15 FT TO CENTER LINE OF SD SEC 21, ALONG SD CENTER LINE S 00°09'58" W 33 FT TO SOUTHERLY R/W OF SD PROJECT ALONG SD R/W THE FOLLOWING (7) COURSES; (1) S 89°58'42" W 519.46 FT, (2) S 00°04'22" W 17 FT, (3) S 89°58'42" W 628.39 FT, (4) N 00°04'22" E 17 FT, (5) S 89°58'42" W 4806.61 FT, (6) S 00°13'08" E 4.35 FT TO EXISTING R/W OF EXISTING BEAR RIVER ROAD DESCRIBED IN THE DEED RECORDED IN BK R, PG 297 IN BOX ELDER COUNTY RECORDERS OFFICE, (7) ALONG SD R/W S 89°46'52" W 1955.23 FT TO WEST LINE OF SD SEC 20, ALONG SD LINE N 00°04'06" E 33 FT TO NW CORNER OF SD SEC AND THE POINT OF BEGINNING.

LESS: [03-110-0037] LOT 1, BRIAN NELSON SUBDIVISION. PART OF THE SE/4 OF SEC 17, T 09N, R 02W, SLBM.