

RESOLUTION # 05-77 C

A RESOLUTION APPROVING RESTRICTIONS
ON THE SALE OF REAL PROPERTY

WHEREAS, Sandy City owns approximately 224.24 acres of real property at or near Bell Canyon Reservoir in the City which it maintains for watershed protection and for recreational uses by the Sandy public and which is described in the attached Appendix "A;"

WHEREAS, Sandy City desires to retain ownership of such property until such time as Sandy electors approve otherwise;

WHEREAS, Section 11-1-24(c) authorizes the Mayor of Sandy City to encumber real property owned by the City as follows:

"... every conveyance, gift or encumbrance of inventoried City property shall be made by the Mayor, or under the Mayor's express written authority specifying what items are covered thereby."

WHEREAS, the Sandy City Council hereby expresses its support for the restrictions on Sandy City property described below;

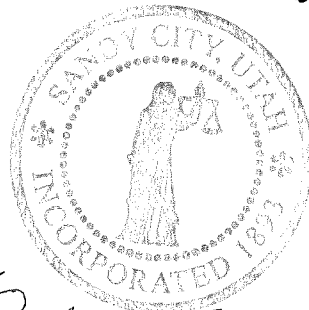
NOW, THEREFORE, BE IT RESOLVED by the City Council of Sandy City, Utah as follows:

1. The City Council approves placement by the Mayor of restrictions on the real property owned by Sandy City and described in Appendix "A" in substantially the following form:

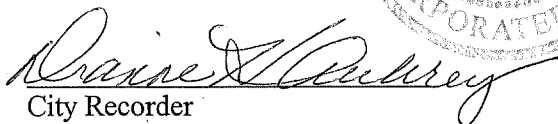
No substantial portion of this property shall be sold or otherwise conveyed by Sandy City to any party unless a majority of Sandy City electors voting in a municipal election have first approved such action.

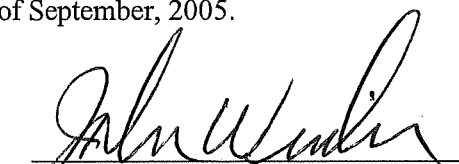
2. The City Council further approves recording by the Mayor of such restrictions with the Salt Lake County Recorder's Office.

ADOPTED by the Sandy City Council this 27 day of September, 2005.



ATTEST:


City Recorder


John Winder, Chairman
Sandy City Council

RECORDED this 28 day of September, 2005.

MICROFILMED

EXHIBIT A

Parcel #28-13-100-001-1001 & 1002, 120 Acres

North ½ of Northwest ¼ of Section 13 and Southwest Quarter of Southwest ¼ of Section 12, Township 3 South, Range 1 East, SLB&M.

Parcel #28-11-476-004-1001 & 1002, 0.625 Acres

Beginning at the Southeast corner of Section 11, Township 3 South, Range 1 East, Salt Lake Base and Meridian and running thence West 165 feet, along the South boundary of Section 11 aforesaid, to a granite stone marked WC to cor. 11-12-13-14; thence North 165 feet, parallel, to the East boundary of Section 11 to a ½" x 16" bolt driven flush with the ground; thence East 165 feet, parallel to the South boundary of Section 11 to a granite stone marked WC to corner 11-12-13-14; thence South 165 feet, along the East boundary of Section 11 to point of beginning.

Parcel 28-14-226-002-1001-1002, 3.32 Acres

Beginning at the Northeast corner of Section 14, Township 3 South, Range 1 East, SLB&M; West 138.3 feet; South 35°28' West 232.5 feet; South 16°02' West 223.1 feet; South 59°02' East 226.5 feet; South 53°16' East 133.2 feet; South 204.7 feet; East 33 feet; North 804.7 feet to the point of beginning.

Parcel #28-13-200-001, 80 Acres

North ½ of Northeast ¼ of Section 13, Township 3 South, Range 1 East, SLB&M.

Parcel #28-11-476-012, 3.49 Acres

East 10 rods of North 70 rods of the Southeast ¼ of the Southeast ¼, Section 11, Township 3 South, Range 1 East, Salt Lake Base and Meridian.

More particularly described as beginning at the Northeast corner of said Southeast ¼ of the Southeast ¼, Section 11, Township 3 South, Range 1 East, Salt Lake Base and Meridian; South 70 rods; West 10 rods; North 70 rods; East 10 rods to beginning.

Less and excepting therefrom that portion conveyed by Bell Canyon Irrigation Company to Western Consolidated Properties, Inc. and Development Associates, Inc. by Warranty Deed dated May 28, 1993, and recorded June 17, 1993, as Entry No. 5531988, in Book 6688 at Page 1177, described as follows:

Beginning at a point which is North 89°44'00" East 1320.00 feet and North 00°30'49" West 1483.70 feet and North 89°29'11" East 726.00 feet from the South quarter corner of Section 11, Township 3 South, Range 1 East, Salt Lake Base and Meridian; and running thence North 89°29'11" East 429.00 feet; thence South 00°30'49" East 148.44 feet; thence South 55°00'00" East 100.00 feet; thence South 360.00 feet; thence South 22°00'43" West 204.05 feet; thence West 250.00 feet; thence South 76°37'40" West 113.10 feet; thence North 15°00'00" West 274.84 feet; thence North 00°30'49" West 511.83 feet to the point of beginning.

Parcel #28-11-476-007

Beginning at the Southeast Corner of the Archibald Property, said point also being West 171.54 feet from the Southeast Corner of Section 11, Township 3 South, Range 1 East, Salt Lake Base and Meridian, and running thence North 00°30'49" West 730.00 feet; thence West 250.00 feet; thence South 76°37'40" West 488.43 feet; thence South 24°00'00" West 190.00 feet; thence West 308.00 feet; thence South 0°30'49" East 100.00 feet; thence South 89°44'00" West 50.00 feet; thence South 00°30'49" East 348.65 feet, more or less, to the Southwest Corner of said Archibald Property; thence North 89°44'00" East 1163.00 feet, more or less, to the point of beginning.

Parcel #28-14-202-002

Commencing at the North 1/4 corner of Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian; thence North 89°44'00" East along the section line 1032.62 feet to the point of beginning; thence North 89°44'00" East along the Section line 300.00 feet; thence South 0°45'22" West along the 40 acre line 100.00 feet; thence South 89°44'00" west 300.00 feet; thence North 0°45'22" East 100.00 feet to the point of beginning. Contains 29,995 square feet.

QUIT-CLAIM DEED

Bell Canyon Property

Sandy City Corporation, a municipal corporation of the State of Utah, Grantor, hereby QUIT CLAIMS to Sandy City Corporation, Grantee, of Sandy City, County of Salt Lake, State of Utah, for the sum of TEN DOLLARS, the following described tracts of land in Salt Lake County, State of Utah:

Parcel #28-13-100-001-1001 & 1002, 120 Acres

North ½ of Northwest 1/4 of Section 13 and Southwest Quarter of Southwest 1/4 of Section 12, Township 3 South, Range 1 East, SLB&M.

Parcel #28-11-476-004-1001 & 1002, 0.625 Acres

Beginning at the Southeast corner of Section 11, Township 3 South, Range 1 East, Salt Lake Base and Meridian and running thence West 165 feet, along the South boundary of Section 11 aforesaid, to a granite stone marked WC to cor. 11-12-13-14; thence North 165 feet, parallel, to the East boundary of Section 11 to a ½" x 16" bolt driven flush with the ground; thence East 165 feet, parallel to the South boundary of Section 11 to a granite stone marked WC to corner 11-12-13-14; thence South 165 feet, along the East boundary of Section 11 to point of beginning.

Parcel 28-14-226-002-1001-1002, 3.32 Acres

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Parcel #28-11-476-012, 3.49 Acres

East 10 rods of North 70 rods of the Southeast 1/4 of the Southeast 1/4, Section 11, Township 3 South, Range 1 East, Salt Lake Base and Meridian.

MICROFILMED

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Subject to covenants, restrictions, rights-of-way and easements of record, including but not limited to the following:

1. Easements granted in favor of Salt Lake County for the construction and maintenance of Wasatch Boulevard.

2. No substantial portion of this property shall be sold or otherwise conveyed by Sandy City to any party unless a majority of Sandy City electors voting in a municipal election have first approved such action. This covenant shall be considered as appurtenant to and running with the land, and shall be binding upon and for the benefit of Sandy City and may be enforced by proceedings to enjoin a violation and for specific performance.

WITNESS the hand of said Grantor this 4 day of November, 2005



SANDY CITY CORPORATION

Thomas M. Dolan
Thomas M. Dolan, Mayor

Dianne Aubrey
City Recorder

ACKNOWLEDGMENT

STATE OF UTAH)
 : ss
County of Salt Lake)

On the 4th day of November, 2005, personally appeared before me Thomas M. Dolan and Dianne Aubrey, who being by me duly sworn, did say that they are the Mayor and City Recorder, respectively, of Sandy City, a municipal corporation of the State of Utah, and said persons acknowledged to me that said corporation executed the same.

Molly Berigan Spira
NOTARY PUBLIC, Residing in
Sandy, Utah

My Commission Expires:

7/10/2009

