AN ORDINANCE VACATING PORTIONS OF THE PUBLIC RIGHT-OF-WAY ALONG THE NORTH AND EAST SIDES OF 1450 WEST AT THE CORNER OF 2100 SOUTH IN LOGAN, UTAH

WHEREAS, the Logan Municipal Council finds there is good cause for vacating a portion of a certain right-of-way located on the north and east sides of 1450 West at the corner of 2100 South where the current right-of-way does not follow the curve of the street; and

WHEREAS, the Council finds such action shall not materially injure the public or any person; and

WHEREAS, the adjacent land owner, River Cove LLC, agrees to maintain the property and absorb it into the abutting five (5) single family residential building lots.

THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF LOGAN AS FOLLOWS:

SECTION 1: Pursuant to Section 10-9a-609.5, Utah Code Annotated, the property below is hereby abandoned and vacated:

PARCEL 1

LEGAL DESCRIPTION FOR ABANDONED RIGHT OF WAY:
A PART OF SECTION 17, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, LOCATED IN THE CITY OF LOGAN, COUNTY OF CACHE, STATE OF UTAH, DESCRIBED AS FOLLOWS:
COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION;
THENCE N89°44'40"E 1517.98 FEET ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION;
THENCE N3°27'28"W 640.37 FEET TO THE POINT OF BEGINNING ON THE EAST RIGHT OF WAY LINE OF 1450 WEST STREET, WHICH POINT IS THE BEGINNING OF A CURVE, CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 183.00 FEET;
THENCE NORTHWESTERLY 260.36 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF N44°12'46"W TO THE BEGINNING OF A CURVE, CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 1108.00 FEET;
THENCE NORTHWESTERLY 46.60 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF N86°15'15"W TO A POINT ON THE RIGHT OF WAY LINE OF 1450 WEST STREET;
THENCE S88°19'35"E 190.15 FEET;
THENCE S11°04'20"E 106.07 FEET;
THENCE S05°50'49"E 42.18 FEET;
THENCE S03°27'06"E 22.94 FEET TO THE POINT OF BEGINNING.

CONTAINING 5,131 SF OR 0.12 ACRES MORE OR LESS.
Section 2: Effective Date. This ordinance shall become effective upon publication.

PASSED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH THIS 15
DAY OF October, 2013 by the following vote:

Ayes: Simmons, Ward, Daines, Olson, Quigley
Nays: None
Absent: None

Holly Daines, Chair

ATTEST:

Teresa Harris, City Recorder

PRESENTATION TO MAYOR

The foregoing ordinance was presented by the Logan Municipal Council to the Mayor
for approval or disapproval on the 15 day of October, 2013.

Holly Daines, Chair

MAYOR'S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this 15 day of October, 2013.

Randy Watts, Mayor
LEGAL DESCRIPTION FOR ABANDONED RIGHT OF WAY:

A PART OF SECTION 17, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND
MERIDIAN, LOCATED IN THE CITY OF LOGAN, COUNTY OF CACHE, STATE OF UTAH,
DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION;
THENCE N89°44'40"E 1517.98 FEET ALONG THE SOUTH LINE OF THE NORTHWEST
QUARTER OF SAID SECTION;
THENCE N3°27'28"W 640.37 FEET TO THE POINT OF BEGINNING ON THE EAST RIGHT OF
WAY LINE OF 1450 WEST STREET, WHICH POINT IS THE BEGINNING OF A CURVE,
CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 183.00 FEET;
THENCE NORTHWESTERLY 260.36 FEET ALONG THE ARC OF SAID CURVE THROUGH A
CENTRAL ANGLE OF N44°12'46"W TO THE BEGINNING OF A CURVE, CONCAVE TO THE
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CENTRAL ANGLE OF N86°15'15"W TO A POINT ON THE RIGHT OF WAY LINE OF 1450 WEST
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THENCE S11°04'20"E 106.07 FEET;
THENCE S05°50'49"E 42.18 FEET;
THENCE S03°27'06"E 22.94 FEET TO THE POINT OF BEGINNING.

CONTAINING 5,131 SF OR 0.12 ACRES MORE OR LESS.
A PETITION TO VACATE A PORTION OF THE PUBLIC RIGHT-OF-WAY LOCATED ALONG 1450 WEST BETWEEN 2112 SOUTH AND 2100 SOUTH

1. Pursuant to U.C.A. §10-9a-609.5 the undersigned do hereby formally request the vacation of the following described public right-of-way:

A certain right-of-way located on the north and east sides of 1450 West at the corner of 2100 South where currently the right-of-way does not follow the curve of the street: and

PARCEL I
LEGAL DESCRIPTION FOR ABANDONED RIGHT OF WAY:
A PART OF SECTION 17, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, LOCATED IN THE CITY OF LOGAN, COUNTY OF CACHE, STATE OF UTAH, DESCRIBED AS FOLLOWS:
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THENCE S88°19'35"E 190.15 FEET;
THENCE S11°04'20"E 106.07 FEET;
THENCE S05°50'49"E 42.18 FEET;
THENCE S03°27'06"E 22.94 FEET TO THE POINT OF BEGINNING.
CONTAINING 5,131 SF OR 0.12 ACRES MORE OR LESS.

2. The names and addresses of each owner of record of land that is adjacent to the public right-of-way or accessed exclusively by or within 300 feet of the right-of-way are as follows:

<table>
<thead>
<tr>
<th>OWNER NAME</th>
<th>PROPERTY ADDRESS</th>
<th>CITY, STATE, ZIP</th>
</tr>
</thead>
<tbody>
<tr>
<td>River Cove LLC</td>
<td>1461 W 2100 S</td>
<td>Logan, UT</td>
</tr>
<tr>
<td>River Cove LLC</td>
<td>1455 W 2100 S</td>
<td>Logan, UT</td>
</tr>
<tr>
<td>River Cove LLC</td>
<td>2104 S 1450 W</td>
<td>Logan, UT</td>
</tr>
<tr>
<td>River Cove LLC</td>
<td>2108 S 1450 W</td>
<td>Logan, UT</td>
</tr>
<tr>
<td>River Cove LLC</td>
<td>2112 S 1450 W</td>
<td>Logan, UT</td>
</tr>
</tbody>
</table>

3. The following signatures represent those property owners who consent to the requested vacation:

Printed Name: Jon M. White
Date: 9/27/2013
Civil

PROOF OF PUBLICATION

STATE OF UTAH
COUNTY OF CACHE, ss

On this 18th day of October, A.D. 2013 personally appeared
before me Monica Christensen who being first being duly sworn, deposes and says that
she is the Assistant to the Finance Director of the Cache Valley Publishing Co., publishers of The Herald Journal
a daily newspaper published in Logan City, Cache County Utah, and that the
Legal Notice, a copy of which is hereto attached was published in said
newspaper for 1 issue(s) and that said notice also published on utahlegals.com
on the same days(s) as publication in said newspaper

Commencing on the following days:
10/18/2013

_____________________, Assistant to the Finance Director

Subscribed and sworn to before me on this 18th day of October, A.D. 2013

_____________________, Notary Public
Commissioned in the State of Utah

My Commission expires August 1, 2015