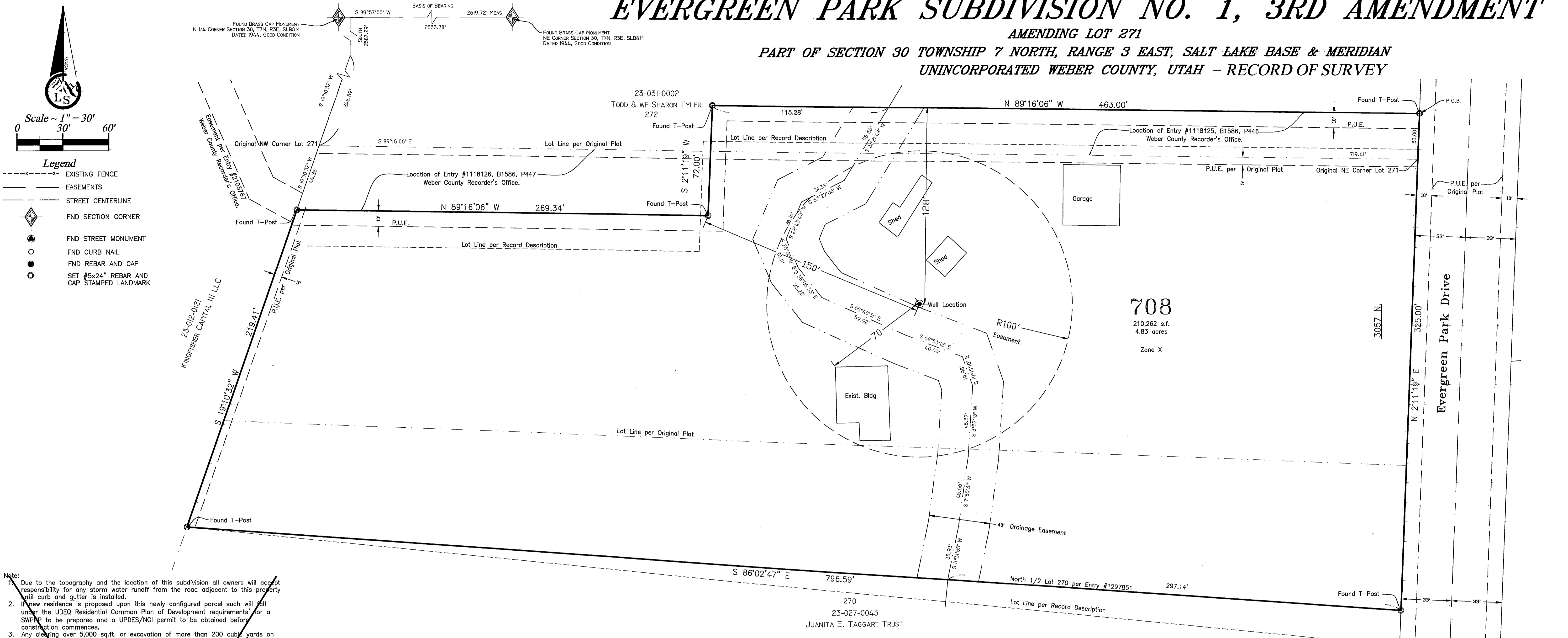


# EVERGREEN PARK SUBDIVISION NO. 1, 3RD AMENDMENT

AMENDING LOT 271

PART OF SECTION 30 TOWNSHIP 7 NORTH, RANGE 3 EAST, SALT LAKE BASE & MERIDIAN  
UNINCORPORATED WEBER COUNTY, UTAH - RECORD OF SURVEY



- Legend**
- - - EXISTING FENCE
  - - - EASEMENTS
  - - - STREET CENTERLINE
  - ◆ FND SECTION CORNER
  - FND STREET MONUMENT
  - FND CURB NAIL
  - FND REBAR AND CAP
  - SET #5x24" REBAR AND CAP STAMPED LANDMARK

- Note:**
- Due to the topography and the location of this subdivision all owners will accept responsibility for any storm water runoff from the road adjacent to this property until curb and gutter is installed.
  - If new residence is proposed upon this newly configured parcel such will fall under the UDEQ Residential Common Plan of Development requirements for a SWPPP to be prepared and a UPDES/NOI permit to be obtained before construction commences.
  - Any clearing over 5,000 sq.ft. or excavation of more than 200 cubic yards on the parcel will require a Weber County Construction Storm Water permit to be obtained and at minimum an abbreviated SWPPP meeting Weber County SWPPP requirements be filed with the Weber County Engineering Department before construction commences.
  - We hereby recognize and accept the original dedication of Evergreen Park Drive as a public thoroughfare and other Private Right(s)-of-way and easements as dedicated, granted, and/or reserved by the Owner's Dedication as recorded in Plat Book 13 page 51 of Evergreen Park Subdivision No. 1 as recorded on Feb. 13, 1964. Said dedication and reservation recognizes and incorporates herein the Public and Private Right(s)-of-way and easement reservation along with the maintenance requirements as originally signed and acknowledged as part of the Evergreen Park Subdivision No. 1 recorded as Plat Book 13 Page 51 of the records of Weber County Recorder, the Owner's Dedication of said plat being incorporated and made a part hereof.

**RECORD DESCRIPTION**  
Part of Lots 270, 271 and 272, EVERGREEN PARK SUBDIVISION NO. 1, Weber County Utah, described as follows:  
Beginning at a point South 19°10'32" West 43 feet more or less, from the Northwest corner of Lot 271; running thence South 19°10'32" West 220.68 feet; thence South 84°22'38" East 800 feet, more or less to the road, thence North 2°11'19" East 325 feet; thence North 89°16'06" West 463 feet; thence South 2°11'19" West 72 feet; thence North 89°16'06" West 256.41 feet, more or less to the Westerly line of said Lot 271 and the point of beginning.

**BOUNDARY DESCRIPTION**  
Beginning at a point 30.00 feet North 2°11'19" East from the Northeast corner of the original Lot 271 EVERGREEN PARK SUBDIVISION NO. 1, said point being the Northeast corner of property described in Quit Claim Deed Entry #1118125 in Book 1596, Page 446 as found in the Weber County Recorder's Office, said point also being South 89°57'00" West 2533.87 feet, South 2587.29 feet, South 19°10'32" West 246.39 feet, South 89°16'06" East 719.41 feet and North 2°11'19" East 30.00 feet from the Northeast corner of Section 30; running thence North 89°16'06" West along said Deed 463.00 feet to the Northwest corner of said Deed, thence South 2°11'19" West along said Deed and dead line extended 72.00 feet; thence North 89°16'06" West 269.34 feet; thence South 19°10'32" West 219.41 feet; thence South 86°02'47" East 796.59 feet to the West line of Evergreen Park Drive; thence North 2°11'19" East along said Drive 325.00 feet to the point of beginning.

**NARRATIVE**  
The purpose of the survey is to amend Lot 271 and a part of Lots 270 and 272 of EVERGREEN PARK SUBDIVISION NO. 1. The current recorded description for this parcel does not match prior deed descriptions. Therefore the description for this amended plat is written to correct these errors and to match the descriptions from prior deeds as described in this narrative. The South line was established by Entry #1297851 in which the North half of Lot 270 was deeded from Lot 270 to Lot 271. The North Line was established by the Deeds in Entry #'s 1118126 and 1118125.

As per Utah Code 17-27a-609-2(b) this recorded plat shall "vacate, supersede, and replace any contrary provisions in a previously recorded plat of the same land". It is the owners intent to not vacate any of his rights and privileges from the original dedication. Note #4 of this plat was first placed in the Owner's Dedication of this plat, recognizing that Evergreen Park Drive and other private Right(s)-of-way and easements have already been dedicated, granted, and/or reserved by the Owner's Dedication as recorded in Plat Book 13 page 51 of Evergreen Park Subdivision No. 1 as recorded on Feb. 13, 1964, with the intent to reserve to the owner, his heirs, next of kin, successors, administrators, Executors, Personal Representatives and assigns, the benefits granted to them from the said original Owner's Dedication. The County Surveyor's office has forced us to remove this paragraph from this plat's Owner's Dedication and make it a note. Because the County is requiring the owners to remove this affirmative statement of intent from their signed dedication it is being noted herein that the owners do not intend to relinquish any existing or prior granted rights associated with the original subdivision. As such, the owners are hereby placing the county on notice that should it be shown at a future date that their rights as stated have been lost because of the county's requirement, that the county may be liable for the damages so incurred.

**SURVEYOR'S CERTIFICATE**  
I, Tyler D. Knight, do hereby certify that I am a professional land surveyor in the State of Utah and hold license no. 9008384-2201 in accordance with Title 58, Chapter 22 known as the Professional Engineers and Professional Land Surveyor's Licensing Act, have made a survey of the property(s) shown hereon in accordance with UCA 17-23-17, verifying measurements, and placing monuments as represented. That this plat was prepared from the field notes of this survey and from documents and records as noted hereon. I further certify that, to the best of my knowledge and belief, all lots meet the current requirements of the Land Use Ordinance of Weber county.

**OWNER'S DEDICATION**  
We the undersigned owners of the herein described tract of land, do hereby set apart and subdivide the same into lots as shown hereon and name said tract EVERGREEN PARK SUBDIVISION NO. 1, 3RD AMENDMENT:  
We hereby grant and dedicate a perpetual right and easement over, upon and under the lands designated hereon as public utility, storm water detention pond(s), drainage easement(s), and canal maintenance easement(s), the same to be used for the installation maintenance and operation of public utility service line(s), storm drainage facilities, irrigation canal(s) or for the perpetual preservation of water channels in their natural state which ever is applicable and as may be authorized by the governing authority, with no buildings or structures being erected within such easements. We, the herein signers, grant(s), hereby grant a well protection easement(s) to Weber/Morgan Health Department, 477 23rd St., Ogden, Utah, 84401, grantee, the terms of this easement are to comply with the regulatory laws, requirements, ordinances, and policies administered by the Weber/Morgan Health Department for the protection of drinking water related to culinary water wells in the State of Utah, and to provide a separation from a culinary water well from concentrated sources of pollution. The sources of pollution are as shown but not limited to septic tanks, septic drain fields, garbage dumps, livestock corrals, feed lots, hazardous waste storage, or other sources of pollutants deemed inappropriate under the regulatory authority of the Weber/Morgan Health Department. The easement as granted is a perpetual easement and shall run with the land and is binding on any and all successors and assigns. The easement is as shown and noted hereon as New Well Protection Easement(s) having a 100 foot radius. The center of which shall be the physical location of the well as constructed. Also, the Existing Well Protection Easement as shown hereon is hereby granted to said Weber/Morgan Health Department in accordance with the same terms and conditions as herein granted for New Well Protection Easement(s) excepting, however, that at such time that the Existing Well should be abandoned and taken out of service the easement granted for such Existing Well shall be relinquished once said Health Department approves the use of a new well for Lot 708. The relinquishment shall take effect at said time without further written document(s). This relinquishment is acknowledged and agreed to evidenced by the signature as executed hereon of the Weber/Morgan Health Department approving authority.

**WEBER COUNTY ENGINEER**  
I hereby certify that the required public improvement standards and drawings for this subdivision conform with County standards and the amount of the financial guarantee is sufficient for the installation of these improvements.  
Signed this \_\_\_ day of \_\_\_\_\_, 20\_\_.

**WEBER-MORGAN HEALTH DEPARTMENT**  
I hereby certify that the soils, percolation rates, and site conditions for this subdivision have been investigated by this office and are approved for on site wastewater disposal systems. Signed this \_\_\_ day of \_\_\_\_\_, 20\_\_.

**WEBER COUNTY PLANNING COMMISSION APPROVAL**  
This is to certify that this subdivision plat was duly approved by the Weber County Planning Commission on the \_\_\_ day of \_\_\_\_\_, 20\_\_.

**WEBER COUNTY ATTORNEY**  
I have examined the financial guarantee and other documents associated with this subdivision plat and in my opinion they conform with the County Ordinance applicable thereto and now in force and effect. Signed this \_\_\_ day of \_\_\_\_\_, 20\_\_.

**WEBER COUNTY SURVEYOR**  
I hereby certify that the Weber County Surveyor's Office has reviewed this plat for mathematical correctness, section corner data, and for harmony with lines and monuments on record in county offices. The approval of this plat by the Weber County Surveyor does not relieve the Licensed Land Surveyor who executed this plat from the responsibilities and/or liabilities associated therewith. Signed this \_\_\_ day of \_\_\_\_\_, 20\_\_.

**WEBER COUNTY COMMISSION ACCEPTANCE**  
This is to certify that this subdivision plat, the dedication of streets and other public ways and financial guarantee of public improvements associated with this subdivision and hereon are hereby approved and accepted by the Commissioners of Weber County, Utah this \_\_\_ day of \_\_\_\_\_, 20\_\_.

Documents used or reviewed in this survey are, but not limited to, the following:  
Ownership records and Electronic Abstracts for the following Parcel no.'s; 23-031-0001, 23-031-0002, 23-027-0043.  
Deeds of record by Entry #'s 2724201 (current deed description), 1297851 (North half of Lot 270), 1118126 & 1118125 (exchanges between Lots 271 & 272).  
Ownership Plots of Weber County Recorder by Book-Page; 23-027, 23-031. Recorded Subdivision Plat of Evergreen Park Subdivision No.1.  
Record of Survey by F. Lyle Page dated 1995, survey 1260 in the Weber County Surveyors Office.  
The basis of bearing of bearing is State Plane Grid Bearing as shown.

**Individual Acknowledgement**  
IN WITNESS WHEREOF, the hand of said Grantor(s), this \_\_\_ day of \_\_\_\_\_, 20\_\_.

STEPHEN COFFEY ) DIANA COFFEY  
STATE OF UTAH )  
COUNTY OF WEBER ) SS

On the date first above written personally appeared before me the above signer(s) of the within instrument, who duly acknowledged to me that they executed the same.  
WITNESS my hand and official stamp the date in this certificate first above written:

Notary Public \_\_\_\_\_ Residing in: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

**RECEIVED**  
DEC 0 1 2016  
BY: 5611

**RECORD OF SURVEY**

Landmark Surveying, Inc.  
A Complete Land Surveying Service  
www.LandmarkSurveyUtah.com  
4646 South 3500 West - #A-3  
West Haven, UT 84401  
801-731-4075

**DEVELOPER: Stephen Coffey**  
Address: 791 E. 600 S.  
Kaysville UT, 84037

Weber County Recorder  
Entry no. \_\_\_\_\_  
Fee paid \_\_\_\_\_  
Filed for record and recorded \_\_\_\_\_ day of \_\_\_\_\_, 2016.  
at \_\_\_\_\_  
In book \_\_\_\_\_ of official records,  
on page \_\_\_\_\_  
County Recorder: Leann H Kilts  
By Deputy: \_\_\_\_\_

**Subdivision**  
A part of Section 30, Township 7 North,  
Range 3 East, Salt Lake Base and Meridian.

Revisions  
DRAWN BY: TDK  
CHECKED BY: EDR  
DATE: 11-21-2016  
FILE: 3623V2