

Weber County Access Exception Permit Application

Application submittals will be accepted by appointment only. (801) 399-8791, 2380 Washington Blvd. Suite 240, Ogden, UT 84401

Date Submitted /Completed	Fees (Office Use) \$\$\$ \$225.00	Receipt Number (Office Use) # 1738	File Number (Office Use) AE2013-02
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Application Type

<input checked="" type="checkbox"/> Access by Private Right of Way	<input type="checkbox"/> Access at a location other than across the front lot line
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Property Owner Contact Information

Name of Property Owner(s) North View Holdings LLC		Mailing Address of Property Owner(s) 2721 N. 400 E. #3. NOAH Ogden, UT 84414	
Phone 801-786-0500	Fax 801-776-0520		
Email Address (required) profamily2004@hotmail.com		Preferred Method of Written Correspondence <input checked="" type="checkbox"/> Email <input type="checkbox"/> Fax <input type="checkbox"/> Mail	

Authorized Representative Contact Information

Name of Person Authorized to Represent the Property Owner(s) CHAS Thurgood		Mailing Address of Authorized Person PO Box 160297 Clearfield, UT 84016	
Phone 801-775-8737	Fax 801-825-9978		
Email Address (required) ashley@cwtconstruction.com		Preferred Method of Written Correspondence <input checked="" type="checkbox"/> Email <input type="checkbox"/> Fax <input type="checkbox"/> Mail	

Property Information

Project Name NOAH View Holdings LLC Subdivision	Total Acreage 1.611	Current Zoning
Approximate Address 2725 N. Highway 89	Land Serial Number(s) 19-016-0121 E. 19-016-0107	
Proposed Use access		

Project Narrative
access from highway 89 across m-m storage to the NOAH View Holdings LLC Subdivision.

Basis for Issuance of Access by Private Right of Way

Lots/parcels which do not have frontage on a street, but which have access by a private right-of-way or access easement may, under certain circumstances, use a private right-of-way or access easement as the primary access. Approval is subject to the applicant demonstrating compliance with the following criteria and conditions:

- a. The lot/parcel is a bona-fide agricultural parcel that is actively devoted to an agricultural use that is the main use; or
- b. Based on substantial evidence, it shall be shown that it is unfeasible or impractical to extend a street to serve such lot/parcel. Financial adversity shall not be considered; however, circumstances that may support an approval of a private right-of-way/access easement as access to a lot/parcel may include but not be limited to unusual soil, topographic, or property boundary conditions. Please explain the substantial evidence:

Attach proof to this application that the agricultural parcel or other lot/parcel has appropriate and legal access due to historic use, court decree, or the execution of an easement, right-of-way, or other instrument capable of conveying or granting such right.

The landowner of record or authorized representative agrees to pay a proportionate amount of the costs associated with developing a street if, at any time in the future, the County deems it necessary to have the landowner replace the private right-of-way/easement with a street that would serve as a required access to additional lots. The agreement shall be in the form considered appropriate and acceptable to the office of the Weber County Recorder and shall recite and explain all matters of fact, including a lot/parcel boundary description, which are necessary to make the agreement intelligible and show its successive nature.

Property Owner Affidavit

I (We), PAUL A. MACKLOY, depose and say that I (we) am (are) the owner(s) of the property identified in this application and that the statements herein contained, the information provided in the attached plans and other exhibits are in all respects true and correct to the best of my (our) knowledge.

Quintus P. Kelly 4-5-13

Property Owner _____ Property Owner

Subscribed and sworn to me this _____ day of _____, 20__.

Notary

Authorized Representative Affidavit

I (We), PAUL A. MACKLOY, the owner(s) of the real property described in the attached application, do authorized as my (our) representative(s), CHRIS THURGOOD, to represent me (us) regarding the attached application and to appear on my (our) behalf before any administrative or legislative body in the County considering this application and to act in all respects as our agent in matters pertaining to the attached application.

Quintus P. Kelly 4-5-13

Property Owner _____ Property Owner

Dated this _____ day of _____, 20__, personally appeared before me _____, the signer(s) of the Representative Authorization Affidavit who duly acknowledged to me that they executed the same.

Notary

Basis for Issuance of Access at a location other than across the front lot line

Access to lots/parcels at a location other than across the front lot line may be approved as the primary access, subject to the following criteria:

The applicant demonstrates that special or unique boundary, topographic, or other physical conditions exist which would cause an undesirable or dangerous condition to be created for property access across the front lot line as follows:

Attach proof that appropriate and legal access exists due to historic use, court decree, or the execution of an easement, right-of-way, or other instrument capable of conveying or granting such right.

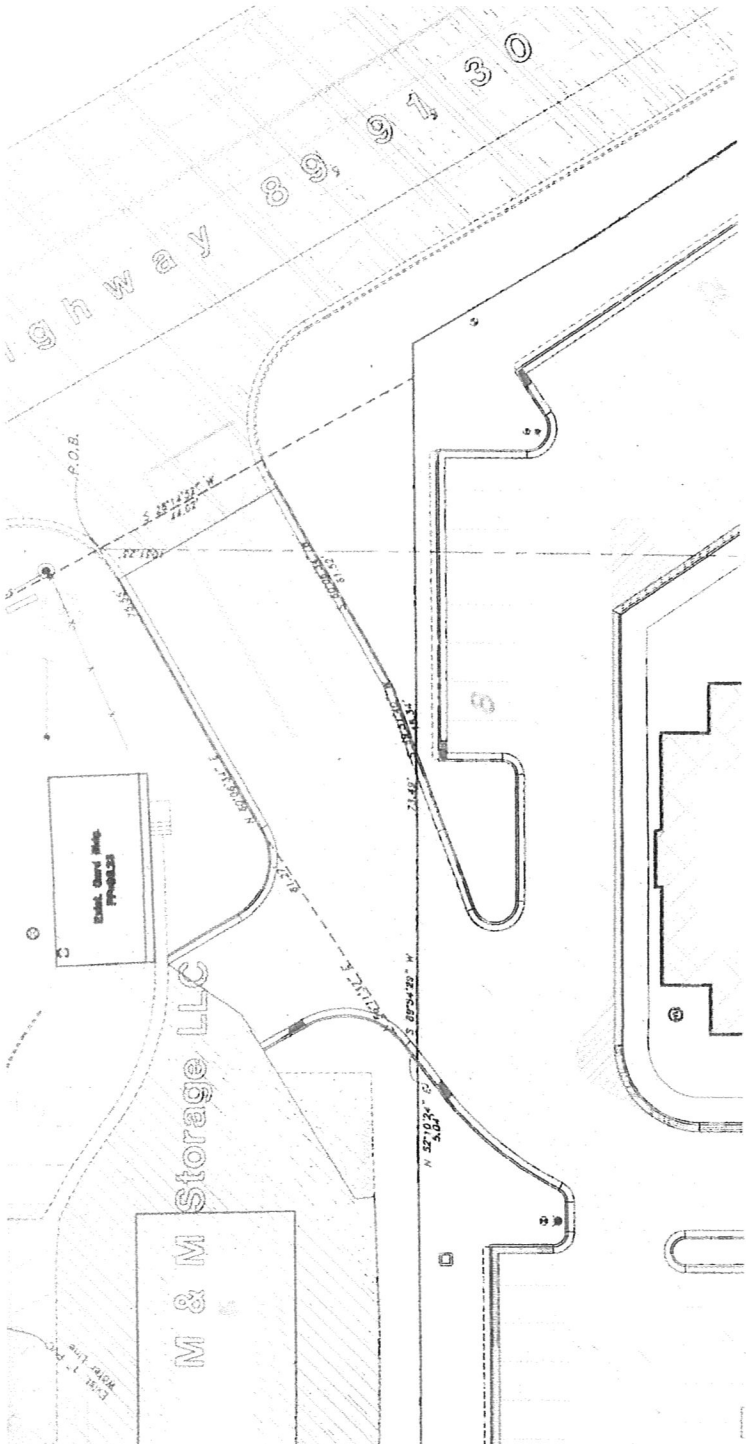


Mackley Medical Office Building
Access Easement

Beginning at a point on the Southwesterly Right of Way line of Highway 89, said point being 658.20 feet North $89^{\circ}34'13''$ West along the Section line and 1031.23 feet North $0^{\circ}25'47''$ East, from the Southwest Corner of Section 25, Township 7 North, Range 2 West, Salt Lake Base and Meridian, U.S. Survey; and running thence South $28^{\circ}14'52''$ East a distance of 44.02 feet along said Southwesterly Right of Way line; thence South $60^{\circ}06'34''$ West 61.52 feet; thence South $69^{\circ}51'40''$ West 15.34 feet to the Southerly Boundary of M & M Storage Parcel (Parcel ID 19-016-0107); thence South $89^{\circ}54'29''$ West 73.49 feet along said Southerly Boundary; thence North $52^{\circ}10'24''$ East 5.04 feet; thence North $56^{\circ}11'37''$ East 61.27 feet; thence North $60^{\circ}06'34''$ East 75.55 feet to the point of beginning.

Note: Side lines of said easement to be extended or shortened to terminate at grantors property lines or to terminate at the connection to the existing utility or easement.

3-1-2013



Southwest corner
of Section 25,
T7N, R2W, S18E W,
D.S. Survey.

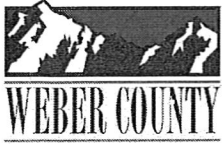
(Reals of Bearings)

658.70'

N 89°14'11\" W

3-1-2013
No. 0242020
ANDY
JULCORTO
PROFESSIONAL LAND SURVEYOR
STATE OF UTAH





OFFICIAL RECEIPT

*** REPRINT ***

Date: 05-APR-2013

Receipt Nbr: 1738

ID# 10943

Employee / Department: ANGELA - 4181 - PLANNING
Monies Received From: M&M STORAGE
Template: PUBLIC WORKS
Description: SUBDIVISION

The following amount of money has been received and allocated to the various accounts listed below:

Total Currency	\$	_____	.00
Total Coin	\$	_____	.00
Total Debit/Credit Card	\$	_____	.00
Pre-deposit	\$	_____	.00
Total Checks	\$	_____	1,800.00
Grand Total	\$	=====	1,800.00

Account Number	Account Name	Comments	Total
2013-01-4148-3419-0564-000	SURVEYOR'S SUBDIVISION FEE		175.00
2013-01-4149-3419-0564-000	ENGINEERING SUBDIV. FEES		175.00
2013-08-4181-3419-0550-000	ZONING FEES		1,275.00
2013-08-4181-3419-0564-000	SUBDIVISION FEES - PLANNING		175.00
TOTAL \$			1,800.00

Check Amounts

597.45 1,202.55

Total Checks: 2

Total Check Amounts: \$ 1,800.00

*** SAVE THIS RECEIPT FOR YOUR RECORDS ***