

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from NAPLES CITY, dated March 3rd, 2009, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to NAPLES CITY, located in Uintah County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 19th day of May, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT
Lieutenant Governor

Ordinance #08-112

AN ORDINANCE ANNEXING SPECIFIC PROPERTY TO NAPLES, UTAH.

WHEREAS, a majority of the owners of certain real property described below, desire to annex such real property to Naples, Utah, said owners being the owners of at least one-third (1/3) in value of said real property as shown by the last assessment roll; and

WHEREAS, said real property consists of approximately sixty-nine and sixteen tenths (69.16) acres and lies contiguous to the corporate boundaries of Naples, Utah; and

WHEREAS, said owners have cause a petition to be filed with the City Recorder together with an accurate plat of the real property which was made under the supervision of a licensed surveyor; and

WHEREAS, Naples City Council accepted the petition for annexation; and within thirty (30) days the City Recorder reviewed the petition and certified that the petition meets the requirements for annexation as provided by Utah State Law (Subsections 10-2-403(2),(3), and (4)); and

WHEREAS, a notice was published once a week for three successive weeks, beginning no later than ten days after receipt of the notice of certification, in a newspaper of general circulation, the area proposed for annexation and the unincorporated are within ½ mile of the area proposed for annexation as provided by Utah State Law (Subsections 10-2-406); and

WHEREAS, within twenty (20) days of the receipt of the notice of certification, written notices were mailed to the affected entities as provided by Utah State Law (Subsections 10-2-406(1)(b)); and

WHEREAS, no protests to the annexation petition were filed during the period specified;

NOW, THEREFORE, pursuant to Section 10-2-407, Utah Code, the City Council of Naples, Utah, hereby adopts and passes the following:

BE IT ORDAINED BY THE CITY COUNCIL OF NAPLES, UTAH, AS FOLLOWS:

ORDINANCE ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF NAPLES, UTAH.


1. The real property more particularly described in Paragraph 2, below is hereby annexed to Naples, Utah, and the corporate limits of Naples, Utah, are hereby extended accordingly.
2. The real property which is the subject of the Ordinance is described as follows:
BEGINNING AT A POINT ON THE SOUTH LINE OF THE CURRENT CITY OF NAPLES BOUNDARY LINE SAID POINT IS NORTH 88°04'00" EAST 1091.38 FEET ALONG THE EAST-WEST QUARTER SECTION LINE FROM THE WEST QUARTER CORNER OF SECTION 1, TOWNSHIP 5 SOUTH, RANGE 21 EAST SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 88°04'00" EAST 3954.76 FEET ALONG SAID SOUTH LINE OF NAPLES CITY AND EAST-WEST QUARTER SECTION LINE; THENCE SOUTH 01°54'28" EAST 649.83 FEET; THENCE SOUTH 67°56'06" WEST 319.57 FEET; THENCE SOUTH 88°04'00" WEST 824.75 FEET; THENCE SOUTH 64°14'15" WEST 159.66 FEET; THENCE SOUTH 88°04'00" WEST 1926.05 FEET; THENCE NORTH 01°54'28" WEST 15.00 FEET; THENCE SOUTH 88°04'00" WEST 173.93 FEET TO A POINT ON THE CECIL WILDER PROPERTY ON FILE AS ENTRY NUMBER 92002684 IN THE UINTAH COUNTY RECORDERS OFFICE; THENCE ALONG SAID PROPERTY THE FOLLOWING TWO (2) COURSES; (1) NORTH 01°54'28" WEST 243.50 FEET; (2) SOUTH 88°05'32" WEST 584.15

FEET TO A POINT ON THE EAST LINE OF HIGH COUNTRY ESTATES SUBDIVISION ON FILE AS ENTRY NUMBER 172640 IN THE UTAH COUNTY RECORDERS OFFICE; THENCE NORTH 01°53'35" WEST 565.56 FEET ALONG SAID LINE TO THE POINT OF BEGINNING. CONTAINING 69.16 ACRES MORE OR LESS.

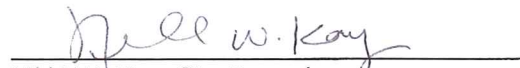
3. The zoning map of Naples Utah shall be amended to include the real property described above in Paragraph 2.

Effective March 11, 2009.

PASSED AND APPROVED by the Council of Naples, UT on the 11th day of December, 2008


Dean A. Baker, Mayor

ATTESTED BY:


Nikki W. Kay, City Recorder



CERTIFICATE OF ADOPTION

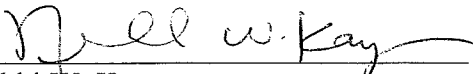
STATE OF UTAH)
) SS:
COUNTY OF UINTAH)

I, Nikki Kay, do hereby certify that I am the duly appointed, qualified and acting City Recorder for the City of Naples, State of Utah, and do hereby certify that the foregoing is a true and correct copy of Ordinance No. 08-112 entitled:

“ORDINANCE ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF NAPLES, UTAH”

duly adopted by the City of Naples, by the City Council thereof at a meeting duly called and held in Naples, Utah, on the 11th day of December 2008, at the hour of 7:30 p.m. of said day, and I certify that after its passage I caused to be filed a copy of the Ordinance.

Dated this 3rd day of March, 2009.



Nikki W. Kay
Naples City Recorder

SEAL



AMENDMENT TO ARTICLES OF INCORPORATION

COMES NOW, the Honorable Mayor and Honorable City Council of the City of Naples, Utah and cause this amendment to the Articles of Incorporation of the City of Naples, Utah to be executed and filed as required by law with the Lieutenant Governor of the State of Utah. The purpose of the amendment to the Articles of Incorporation is to reflect a boundary change resulting from an annexation to the City of Naples.

As a result of the annexation, the exterior boundaries of the City of Naples are described as set forth on Exhibit A, attached hereto and incorporated herein.

The City of Naples certifies that the annexation reflected by these amended Articles does not result in a change to the boundaries of any local district.

The foregoing amended Articles of Incorporation have been approved by the City Council of the City of Naples.

IN WITNESS WHEREOF, the Mayor hereby verifies and sets his hand this 12 day of MARCH, 2009.

Dean A. Baker
Dean A. Baker, Mayor

ATTEST:

Nikki W. Kay
Nikki W. Kay, City Recorder



STATE OF UTAH)
)ss.
COUNTY OF UINTAH)

On the 12 day of march, 2009, appeared before me Dean A. Baker, he being the duly elected Mayor of the City of Naples, Utah, who did swear and affirm to me that he is the signer of the foregoing Amendment to Articles of Incorporation of the City of Naples, Utah, and that said Amendment was duly voted on and approved by unanimous vote of the City Council of the City of Naples, Utah.

Received

MAR 17 2009
Map sent 3/18
Gary R. Herbert
Lieutenant Governor

Nikki W. Kay
Notary Public

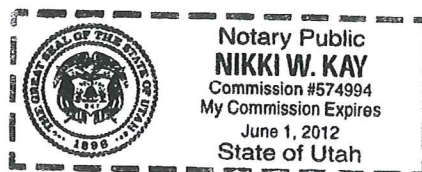
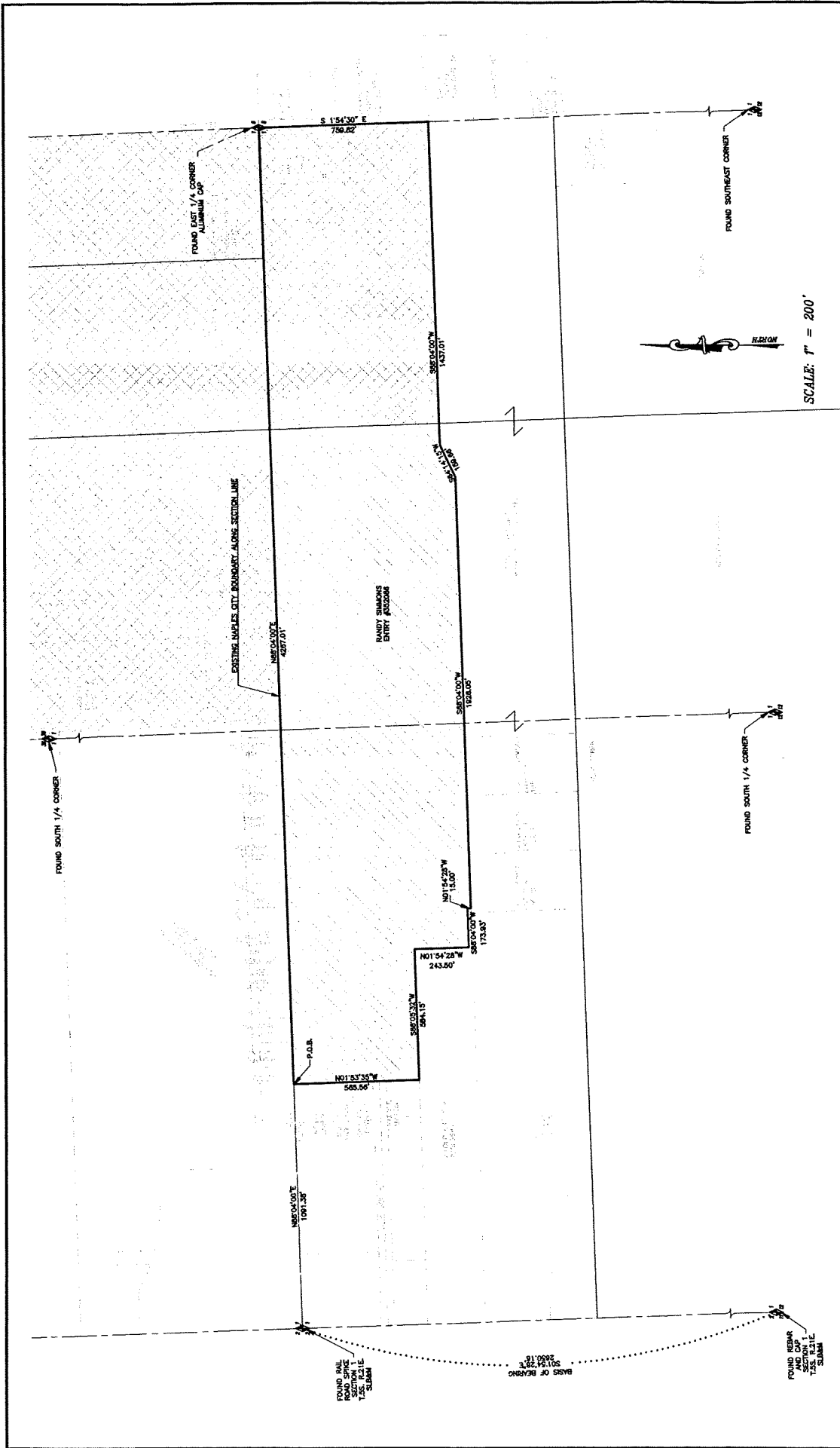


Exhibit A

BEGINNING AT THE POINT OF BEGINNING #1, WHICH IS THE NORTHEAST CORNER OF SECTION 29, T4S, R22E, S.L.B.&M.; THENCE S03°02'23"E 2667.26' ALONG THE EAST LINE OF THE NE 1/4 OF SAID SECTION 29 TO THE EAST 1/4 CORNER OF SAID SECTION 29; THENCE S02°04'14"E 2675.16' ALONG THE EAST LINE OF THE SE 1/4 OF SAID SECTION 29 TO THE SOUTHEAST CORNER OF SAID SECTION 29; THENCE S02°39'45"E 2713.05' ALONG THE EAST LINE OF THE NE 1/4 SECTION 32, T4S, R22E, S.L.B.&M. TO THE EAST 1/4 CORNER OF SAID SECTION 32; THENCE S02°07'12"E 1327.77' ALONG THE EAST LINE OF THE NE 1/4 SE 1/4 OF SAID SECTION 32 TO THE SOUTHEAST CORNER OF THE NE 1/4 SE 1/4 OF SAID SECTION 32; THENCE S88°11'33"W 2671.55' ALONG THE SOUTH LINE OF THE NORTH 1/2 OF THE SE 1/4 OF SAID SECTION 32 TO THE SOUTHWEST CORNER OF THE NW 1/4 SE 1/4 OF SAID SECTION 32; THENCE S88°11'58"W 1342.78' ALONG THE SOUTH LINE OF THE NE 1/4 SW 1/4 OF SAID SECTION 32 TO THE SOUTHWEST CORNER OF THE NE 1/4 SW 1/4 OF SAID SECTION 32; THENCE N02°55'00"W 1346.83' ALONG THE WEST LINE OF THE NE 1/4 SW 1/4 OF SAID SECTION 32 TO THE NORTHWEST CORNER OF THE NE 1/4 SW 1/4 OF SAID SECTION 32; THENCE S88°27'44"W 1351.88' ALONG THE SOUTH LINE OF THE SW 1/4 NW 1/4 OF SAID SECTION 32 TO THE WEST 1/4 CORNER OF SAID SECTION 32; THENCE S03°17'46"E 693.24' ALONG THE EAST LINE OF SECTION 31, T4S, R22E, S.L.B.&M.; THENCE S87°36'30"W 1322.05'; THENCE S02°51'14"E 2005.07' TO THE SOUTHEAST CORNER OF THE SW 1/4 SE 1/4 OF SAID SECTION 31; THENCE S87°57'01"W 457.68' ALONG THE SOUTH LINE OF SAID SECTION 31; THENCE S02°03'42"E 990.00'; THENCE N87°57'01"E 1529.86' PARALLEL TO THE NORTH LINE OF THE NE 1/4 OF SECTION 6, T5S, R22E, S.L.B.&M.; THENCE S01°58'30"E 335.28' PARALLEL TO THE EAST LINE OF THE NE 1/4 NE 1/4 OF SAID SECTION 6; THENCE N87°48'59"E 264.00' ALONG THE NORTH LINE OF THE SE 1/4 NE 1/4 OF SAID SECTION 6 TO THE NORTHEAST CORNER OF THE SE 1/4 NE 1/4 OF SAID SECTION 6; THENCE S01°58'30"E 1331.33' ALONG THE EAST LINE OF THE SE 1/4 NE 1/4 OF SAID SECTION 6 TO THE EAST 1/4 CORNER OF SAID SECTION 6; THENCE S87°45'12"W 5322.59' ALONG THE EAST-WEST 1/4 LINE OF SAID SECTION 6 TO THE WEST 1/4 CORNER OF SAID SECTION 6; THENCE SOUTHERLY AND WESTERLY AND NORTHERLY AROUND THE SIMMONS ANNEXATION TO NAPLES CITY DATED SEPT. 30, 2008 AND DESCRIBED AS FOLLOWS: THENCE S01°54'43"E 759.82' ALONG THE EAST SECTION LINE OF SECTION 1, T5S, R21E, S.L.B.&M., THENCE S88°03'44"W 1437.01' PARALLEL TO THE EAST-WEST 1/4 SECTION LINE OF SAID SECTION 1, THENCE S64°16'03"W 159.63', THENCE S88°02'54"W 1926.05' PARALLEL TO THE SOUTH LINE N1/2 SW1/4 OF SECTION 1, TO A POINT THAT RANDY SIMMONS, ETAL IS RESERVING FROM THIS ANNEXATION, THENCE N01°54'28"W 15.00' PARALLEL TO THE WEST SECTION LINE OF SAID SECTION 1, THENCE S88°02'54"W 173.93' PARALLEL TO THE SAID SOUTH LINE N1/2 SW1/4 OF SECTION 1, AND TO THE EAST PROPERTY LINE OF THE WILDER PROPERTY, THENCE N01°54'28"W 245.00' PARALLEL WITH THE WEST SECTION LINE OF SAID SECTION 1, THENCE S88°02'54"W 583.96' PARALLEL WITH THE SOUTH LINE N1/2 SW1/4 OF SAID SECTION 1, THENCE N01°54'28"W 564.97' TO THE EAST-WEST 1/4 SECTION LINE OF SAID SECTION 1 (WHICH IS THE NW CORNER OF THE SIMMONS ANNEXATION TO NAPLES CITY) THENCE S88°03'44"W 1091.42' ALONG THE SAID EAST-WEST 1/4 SECTION LINE TO THE WEST 1/4 CORNER OF SAID SECTION 1, T5S, R21E, S.L.B.&M., THENCE S88°14'53"W 1347.53' ALONG THE SOUTH LINE OF THE SE 1/4 NE 1/4 OF SECTION 2, T5S, R21E, S.L.B.&M. TO THE SW CORNER OF THE SE 1/4 NE 1/4 OF SAID SECTION 2; THENCE N02°08'28"W 664.40' ALONG THE WEST LINE OF THE SE 1/4 NE 1/4 OF SAID SECTION 2; THENCE N88°19'32"E 968.81'; THENCE N01°54'25"W 663.07' PARALLEL TO THE EAST LINE OF THE SE 1/4 NE 1/4 OF SAID SECTION 2; THENCE

N02°08'33"W 1343.43' TO THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 2; THENCE N88°21'40"E 353.97' ALONG THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 2 TO A POINT THAT BEARS S88°21'40"E 33.00' FROM THE NORTHEAST CORNER OF SAID SECTION 2; THENCE N01°38'55"W 2679.71' PARALLEL TO THE EAST LINE OF THE SE 1/4 OF SECTION 35, T4S, R21E, S.L.B.&M.; THENCE N02°01'47"W 2033.19' PARALLEL TO THE EAST LINE OF THE NE 1/4 OF SAID SECTION 35; THENCE S88°37'46"W 297.00' PARALLEL TO THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 35; THENCE S02°01'47"E 280.00' PARALLEL TO THE EAST LINE OF THE NE 1/4 OF SAID SECTION 35; THENCE S88°37'46"W 16.00' PARALLEL TO THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 35; THENCE S89°40'21"W 458.76'; THENCE N01°17'47"W 899.13' TO A POINT ON THE NORTH LINE OF THE NE 1/4 THAT BEARS S88°37'46"W 793.08' FROM THE NORTHEAST CORNER OF SAID SECTION 35; THENCE N02°15'22"W 33.00' PARALLEL TO THE EAST LINE OF THE SE 1/4 OF SECTION 26, T4S, R21E, S.L.B.&M.; THENCE N88°37'46"E 793.08' PARALLEL TO THE SOUTH LINE OF THE SE 1/4 OF SAID SECTION 26; THENCE S02°15'22"E 33.00' ALONG THE EAST LINE OF THE SE 1/4 OF SAID SECTION 26 TO THE SOUTHEAST CORNER OF SAID SECTION 26; THENCE S02°01'47"E 33.00' ALONG TO THE WEST LINE OF THE NW 1/4 OF SECTION 36, T4S, R21 E, S.L.B.&M.; THENCE N87°59'20"E 2659.41' PARALLEL TO THE NORTH LINE OF THE NW 1/4 OF SAID SECTION 36; THENCE N01°58'57"W 33.00' ALONG THE NORTH-SOUTH 1/4 LINE OF SAID SECTION 36 TO THE NORTH 1/4 CORNER OF SAID SECTION 36; THENCE N02°07'26"W 5330.68' ALONG THE NORTH-SOUTH 1/4 LINE OF SECTION 25, T4S, R21E, S.L.B.&M. TO THE NORTH 1/4 CORNER OF SAID SECTION 25; THENCE N87°57'55"E 2667.75' ALONG THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 25 TO THE NORTHEAST CORNER OF SAID SECTION 25; THENCE N01°59'45"W 1334.74' ALONG THE WEST LINE OF THE SW 1/4 SW 1/4 OF SECTION 19, T4S, R22E, S.L.B.&M. TO THE NORTHEAST CORNER OF THE SW 1/4 SW 1/4 OF SAID SECTION 19; THENCE N87°20'29"E 2645.98' ALONG THE NORTH LINE OF THE SOUTH 1/2 OF THE SW 1/4 OF SAID SECTION 19 TO THE NORTHEAST CORNER OF THE SOUTH 1/2 OF THE SW 1/4 OF SAID SECTION 19; THENCE N87°45'07"E 2635.09' ALONG THE NORTH LINE OF THE SOUTH 1/2 OF THE SE 1/4 OF SAID SECTION 19 TO THE NORTHEAST CORNER OF THE SOUTH 1/2 OF THE SE 1/4 OF SAID SECTION 19; THENCE S01°07'25"E 1345.03' ALONG THE EAST LINE OF THE SE 1/4 SE 1/4 OF SAID SECTION 19 TO THE SOUTHEAST CORNER OF SAID SECTION 19; THENCE N87°55'24"E 2662.38' ALONG THE NORTH LINE OF THE NW 1/4 OF SECTION 29, T4S, R22E, S.L.B.&M. TO THE NORTH 1/4 OF SAID SECTION 29; THENCE N87°42'58"E 2664.88' ALONG THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 29 TO THE POINT OF BEGINNING #1 MINUS THE PARCEL BEGINNING AT THE POINT OF BEGINNING #2 THAT BEARS S88°37'46"W 279.00' FROM THE NORTHEAST CORNER OF SECTION 35, T4S, R21E S.L.B.&M.; THENCE S02°01'47"E 123.00' PARALLEL TO THE EAST LINE OF THE NE 1/4 OF SAID SECTION 35; THENCE S88°37'46"W 90.00' PARALLEL TO THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 35; THENCE N02°01'47"W 123.00' PARALLEL TO THE EAST LINE OF THE NE 1/4 OF SAID SECTION 35; THENCE N88°37'46"E 90.00' ALONG TO THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 35 TO THE POINT OF BEGINNING #2. BASIS OF BEARINGS IS A G.P.S. OBSERVATION. CITY OF NAPLES CONTAINS 4152.58 ACRES MORE OR LESS.



SCALE: 1" = 200'

DESIGNER	CAD	JCR
REVIEWED	TEJ	7/9/08
SHEET	2	OF 2

SIMMONS ANNEXATION
THE CITY OF MAPLES
ANNEXATION PLAT

BAR SCALE MEASURES
 1" ON A FULL SIZE
 DRAWING IS EQUIVALENT TO
 1/4" ON A HALF SIZE SHEET.

3341 SOUTH 4000 WEST
 WEST CITY, UTAH 84108
 (801) 840-9900

50 EAST 100 SOUTH
 KEER CITY, UTAH 84032
 (435) 854-6000



LEGEND

1/4" IS FOUND SECTION CORNER

2" IS FOUND SECTION CORNER

— ANNEXATION BOUNDARY

--- SECTION LINE

--- ADJACENT PROPERTY BOUNDARY

□ = ZONE R-3

□ = ZONE C-1

□ = ZONE RA-1