

# STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

## CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from OGDEN CITY, dated August 4<sup>th</sup>, 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 OGDEN CITY, located in Weber County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 8<sup>th</sup> day of September, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read 'Greg Bell'.

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GREG BELL  
Lieutenant Governor



Management Services  
Recorder's Office

August 11, 2009

Lieutenant Governor's Office  
Attn: Phillip Matthews  
Utah State Capitol Complex  
East Office Building, Suite E325  
PO Box 142220  
Salt Lake City, Utah 84114-2220

Re: Notice of Annexation

Dear Phillip:

I am submitting a 8.5x11 copiable version of the annexation plat map of property generally located at approximately 1339 West 3300 South and containing .5 acres, more or less. This is to be utilized to amend Ogden City's Articles of Incorporation to reflect the approved annexation.

I am including a certified copy of the ordinance approving the annexation, together with a plat prepared by a licensed surveyor, and approved by the County Surveyor and City Council. Per HB 61, upon your issuance of a certificate package, such documents are to be filed with the County Surveyor in accordance with Section 17-21-20, U.C.A. showing the new boundaries of the affected area.

Please provide a certified copy of the amended articles as well as the necessary certificate package to my attention at the Ogden City Recorder's Office. Should you have any questions, please contact our office at 801-629-8152.

Sincerely,

Cindi Mansell, MMC/CRM  
City Recorder

Enc.

Received

SEP 08 2009

Lieutenant Governor

ORDINANCE NO. 2009-35

AN ORDINANCE OF OGDEN CITY, UTAH, PROVIDING FOR THE ANNEXATION TO OGDEN CITY OF .5 ACRES OF LAND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY, WHICH LAND ANNEXED IS GENERALLY LOCATED AT 1339 WEST 3300 SOUTH; DECLARING THE ANNEXATION THEREOF AND EXTENSION OF THE CORPORATE LIMITS OF SAID CITY ACCORDINGLY; AND CLASSIFYING SAID LAND FOR ZONING AS MANUFACTURING AND INDUSTRIAL ZONE (M-2); AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON PUBLICATION AFTER FINAL PASSAGE.

**WHEREAS**, the owners of all of the property located generally at 1339 West 3300 South, and more particularly described in Section 3 of this ordinance, have petitioned the Ogden City Council to annex such property to Ogden City; and

**WHEREAS**, the property proposed to be annexed has previously been identified in the city's annexation policy plan for inclusion within the boundaries of Ogden City; and

**WHEREAS**, the Planning Commission has reviewed the annexation petition with respect to the property described in the petition and has recommended that such property be annexed to Ogden City and that the property in question should be zoned as manufacturing and industrial zone (M-2); and

**WHEREAS**, no protests have been timely filed which would restrict the City from proceeding with such annexation.

**NOW, THEREFORE, the Council of Ogden City hereby ordains:**

**SECTION 1.** Petition and plat accepted and approved: The Council of Ogden City hereby accepts and approves the written petition for the annexation to Ogden City of the territory hereinafter described and finds that said petition has been filed in the office of the City Recorder of Ogden City, and that the same meets the standards of annexation set forth in Chapter 2, Title 10, Utah Code Annotated. The Council further accepts and approves the copy of the map of said territory certified by Doug L. Graham, a registered professional land surveyor of the State of Utah, License No. 172757, and finds that it is an accurate and recordable map of said territory in said petition and hereinafter described, and that it was made under the supervision of the said Doug L. Graham.

**SECTION 2.** Territory annexed. The territory hereinafter particularly described and situate, lying and being immediately contiguous to Ogden City, Utah, boundaries and the same is hereby declared to be annexed to Ogden City, Utah; and the corporate limits of said city are hereby declared to be and they are extended accordingly to include and embrace said territory.

**SECTION 3.** Annexed territory described. The territory hereby annexed to Ogden City, and generally located at 1339 West 3300 South in Weber County, State of Utah, consisting of about .5 acres, is more particularly described as follows:

PART OF THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EXISTING CITY LIMITS BEING 1764.7 FEET WEST MORE OR LESS FROM THE NORTHEAST CORNER OF SAID QUARTER SECTION; RUNNING THENCE SOUTH 16 RODS MORE OR LESS ALONG SAID CITY LIMIT LINE AND THE WESTERLY LINE OF COLEMAN INDUSTRIAL PARK TO THE CENTERLINE OF 3350 SOUTH AND THE EXISTING CITY LIMITS; THENCE WEST 5 RODS MORE OR LESS TO EASTERLY LINE OF THE DON A. CLARK PARCEL #08-002-0008; THENCE NORTH, ALONG SAID EASTERLY LINE 16 RODS MORE OR LESS TO THE EXISTING CITY LIMITS, THENCE EAST 5 RODS MORE OR LESS TO THE POINT OF BEGINNING.

CONTAINS 0.5 ACRES, MORE OR LESS.

**SECTION 4.** Notice to be filed with lieutenant governor. The City Recorder is directed to submit to the lieutenant governor of the state of Utah a notice of impending boundary action, in the form required by law, together with the annexation map and certification of Doug L. Graham, a registered land surveyor, as aforesaid and duly certified by the Ogden City Recorder to be a full, true and correct copy of said map so filed and deposited with the City Recorder

**SECTION 5.** Plat and ordinance to be recorded. Upon receipt from the

lieutenant governor of a certificate of annexation, the City Recorder shall forthwith record in the office of the County Recorder of Weber County, Utah, the notice of impending boundary action, the certificate of annexation, and the annexation map together with a copy of this ordinance duly certified by the Ogden City Recorder. Following recordation of the annexation documents, the City Recorder is also directed to send notice of the completed annexation to any affected entities as required by State law.

**SECTION 5. Zoning classification.** The land hereby annexed is hereby classified as manufacturing and industrial zone (M-2).

**SECTION 6. Effective date.** This ordinance shall become effective immediately upon publication after final passage.

**PASSED, ADOPTED AND ORDERED PUBLISHED** this 4th day of August, 2009.

CHAIR

*Amy Wick*

ATTEST:

*Cindi Mansell*  
Cindi Mansell, City Recorder

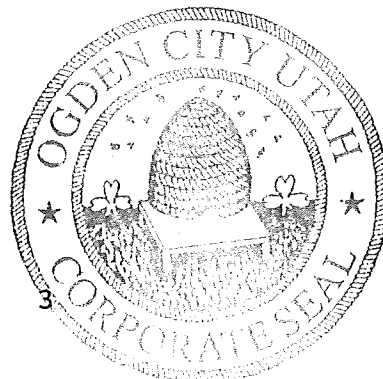
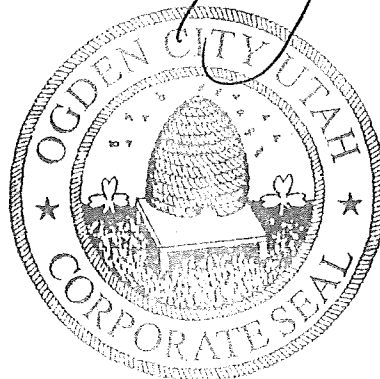
Transmitted to the Mayor on: 8-7-2009

Mayor's Action:  Approved  Vetoed

*Matthew R. Godfrey*  
Matthew R. Godfrey, Mayor

ATTEST:

*Cindi Mansell*  
Cindi Mansell, City Recorder



Publication Date: August 12, 2009

Effective Date: August 12, 2009

APPROVED AS TO FORM: [Signature] 5/14/2009

LEGAL      DATE



**AMENDED ARTICLES OF INCORPORATION  
OF THE  
CITY OF OGDEN**

Pursuant to Utah Code Ann. § 10-1-117, the City of Ogden, Weber County, Utah, acting by its Mayor, after approval of the Ogden City Council pursuant to an ordinance of annexation, hereby amends its Articles of Incorporation, insofar as the geographical description of the City is hereby amended to include the described property attached hereto as Exhibit "A".

DATED this 5th day of August, 2009.

CITY OF OGDEN

Matthew R. Godfrey  
Matthew R. Godfrey, Mayor

ATTEST:

Erin Maxwell  
City Recorder

APPROVED AS TO FORM:

Mark Stubb  
City Attorney



STATE OF UTAH            )  
  :SS  
COUNTY OF WEBER        )

I, Matthew R. Godfrey, being first duly sworn upon oath, deposes and says: that I am the Mayor of the City of Ogden and the foregoing Amended Articles of Incorporation of the City of Ogden are truthful and accurate to the best of my knowledge and information.

Matthew R. Godfrey  
Mayor

Subscribed and sworn before me this 5th day of August, 2009.



Lee Ann Peterson  
Notary Public

## EXHIBIT A

Property generally located at 1339 WEST 3300 SOUTH, Ogden City, Weber County, State of Utah, and more particularly described as follows:

PART OF THE NORTHEAST QUARTER OF SECTION 1, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EXISTING CITY LIMITS BEING 1764.7 FEET WEST MORE OR LESS FROM THE NORTHEAST CORNER OF SAID QUARTER SECTION; RUNNING THENCE SOUTH 16 RODS MORE OR LESS ALONG SAID CITY LIMIT LINE AND THE WESTERLY LINE OF COLEMAN INDUSTRIAL PARK TO THE CENTERLINE OF 3350 SOUTH AND THE EXISTING CITY LIMITS; THENCE WEST 5 RODS MORE OR LESS TO EASTERLY LINE OF THE DON A. CLARK PARCEL #08-002-0008; THENCE NORTH, ALONG SAID EASTERLY LINE 16 RODS MORE OR LESS TO THE EXISTING CITY LIMITS, THENCE EAST 5 RODS MORE OR LESS TO THE POINT OF BEGINNING.

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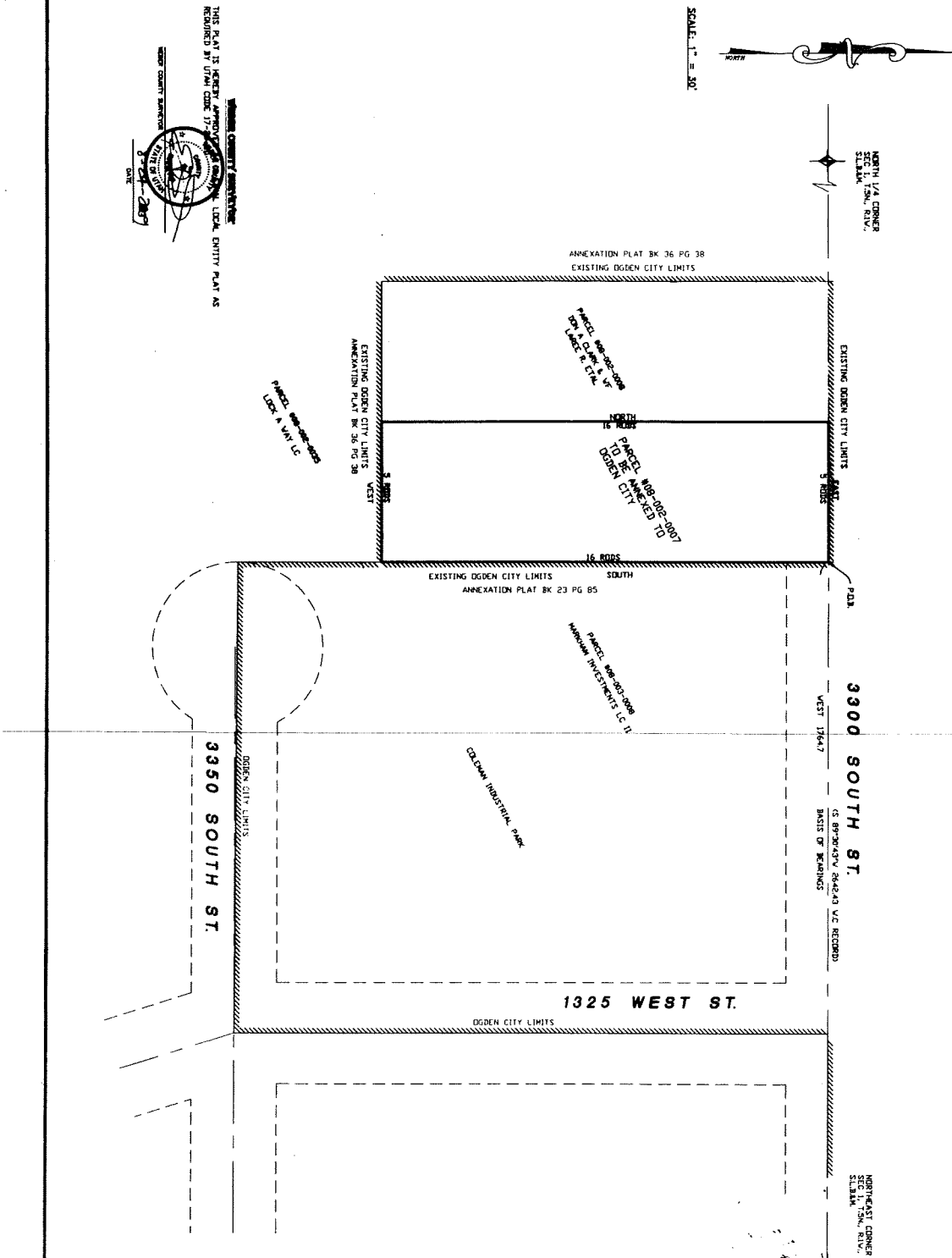


# ANNEXATION TO OGDEN CITY 2009-1

## SHOWING CHANGE IN CORPORATE LIMITS

### LOCATED IN WEBER COUNTY

### THE N.E. 1/4 OF SECTION 1, T. 5 N., R. 2 W., S.L.B. & M.



**RECORDING CERTIFICATION**

I, the undersigned, County Clerk for the State of Utah, do hereby certify that the foregoing is a true and correct copy of the original as filed in my office on this 17th day of September 2009.

STATE OF UTAH  
COUNTY CLERK  
FILE NO. 12  
DATE OF RECORDING: 09/17/09

**OGDEN CITY ANNEXATION**

THE PLAT IS A REPRESENTATION OF RECORD AND LIES THE TRUE AND CORRECT COPY OF THE ORIGINAL AS FILED IN MY OFFICE ON THIS 17th DAY OF SEPTEMBER 2009.

OGDEN CITY RECORDS



**NARRATIVE**

THE PLAT IS A REPRESENTATION OF RECORD AND LIES THE TRUE AND CORRECT COPY OF THE ORIGINAL AS FILED IN MY OFFICE ON THIS 17th DAY OF SEPTEMBER 2009.

OGDEN CITY RECORDS

**RECORDING CERTIFICATION**

I, the undersigned, County Clerk for the State of Utah, do hereby certify that the foregoing is a true and correct copy of the original as filed in my office on this 17th day of September 2009.

STATE OF UTAH  
COUNTY CLERK  
FILE NO. 12  
DATE OF RECORDING: 09/17/09

THIS PLAT IS HEREBY APPROVED AND MADE VALID IN ACCORDANCE WITH THE LOCAL CHARTER AND AS REQUIRED BY UTAH CODE 17-2-301

WEBER COUNTY CLERK

SEAL OF WEBER COUNTY

**RECORDING AND INDEXING**

CLIENT: COREY EDWARDS

LOCATION: PART OF THE N.E. 1/4 OF SEC. 1, T. 5 N., R. 2 W., S.L.B. & M.

SHEETS: 1

NO. OF RECORDS: 1

RECORDED BY: [Signature]

CHECKED BY: [Signature]

FILE NUMBER: 12-09-09

FILE EXTENSION: .S

DATE RECORDED: 09/17/09

DATE INDEXED: 09/17/09

INDEXED BY: [Signature]

FILE NUMBER: 12-09-09

FILE EXTENSION: .S

DATE RECORDED: 09/17/09

DATE INDEXED: 09/17/09

INDEXED BY: [Signature]

WEBER COUNTY RECORDS

FILED FOR RECORD & RECORD

ON THIS DAY OF

AT

BY

WEBER COUNTY RECORDS