

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDARY CHANGE

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of boundary change from SOUTH OGDEN CITY, dated April 9th, 2009, complying with Section 10-1-116, 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 boundary change, referred to above, on file with the Office of the Lieutenant Governor pertaining to SOUTH 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 18th day of May, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT
Lieutenant Governor



South Ogden City

George Garwood Jr
Mayor

J. Scott Darrington
City Manager

April 28, 2009

Lt. Governor's Office
Gary R. Herbert
210 State Capitol
Salt Lake City, Utah 84114

On April 7, 2009, the South Ogden City Council adopted Ordinance No. 09-08, adjusting the corporate limits of South Ogden by approving a request from Mr. Bruce Stephens to De-Annex property at approximately 5875 South 828 East. The ordinance was also effective that day.

This letter shall serve as official notice of the adoption of the de-annexation ordinance. Pursuant to Utah Code § Section 10-2-425(1), attached is an original copy of Ordinance 09-08 and a plat indicating the new boundaries of the affected area. The plan was recorded with the Weber County Recorder on April 29, 2009. This letter certifies that the Stephens De-Annexation has met all legal requirements relating to the boundary changes.

If you have any questions or require addition information, please contact my office at 801-622-2707.

Sincerely,

Dana B. Pollard, MMC
City Recorder

Received

MAY 06 2009

Gary R. Herbert
Lieutenant Governor



W2408167

E# 2408167 PG 1 OF 4
ERNEST D ROWLEY, WEBER COUNTY RECORDER
29-APR-09 330 PM FEE \$1.00 DEP SPY
REC FOR: SOUTH OGDEN CITY

ORDINANCE NO. 09-08

AN ORDINANCE OF SOUTH OGDEN CITY, UTAH, ADJUSTING THE CORPORATE LIMITS OF THE CITY BY APPROVING A REQUEST TO DE-ANNEX PROPERTY LOCATED AT APPROXIMATELY 5875 SOUTH 828 EAST; AND ESTABLISHING AN EFFECTIVE DATE FOR THOSE CHANGES.

Section 1. Recitals:

WHEREAS, SOUTH OGDEN City (herein "City") is a municipal corporation duly organized and existing under the laws of the State of Utah; and,

WHEREAS, the City Council finds that in conformance with the provisions of UCA § 10-3-717, and UCA § 10-3-701, the governing body of the city may exercise all administrative and legislative powers by resolution or ordinance; and,

WHEREAS, the City Council finds that South Ogden City has received a request from a property owner to have certain property de-annexed from within the municipal boundaries of the City; and,

WHEREAS, the City Council finds that the property proposed for de-annexation is located at approximately 5875 South 828 East and comprises .23 acres, more or less; and,

WHEREAS, the City Council finds that all notices required under Title 10 of the Utah Code have been given; and,

WHEREAS, the City Council finds that no protests to the annexation petition were filed during the period specified; and,

WHEREAS, the City Council finds that South Ogden City deems it to be in the best interest of its citizens to de-annex and disconnect the real property described herein

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF SOUTH OGDEN CITY, UTAH:

Section A: That the real property described herein is de-annexed and disconnected from the corporate limits of South Ogden City which boundaries are hereby adjusted to exclude said real property:

That Portion Of The Northwest Quarter Of Section 21, Township Five N., Range One W., Salt Lake Base And Review, County Of Weber, State Of Utah, Described As Follows:

Commencing At The Northwest Corner Of Said Section 21 And Following The Existing Washington Terrace City Easterly Boundary Line The Following Eight Courses: South 89° 10' 36" East 639.28 Feet; Thence South 00° 06' 06" East 870.33 Feet; Thence South 62° 23' 52" East 406.75 Feet To The Beginning Of A Curve Concave To The Right Having A Radius Of 533.00 Feet; Thence Southeasterly 194.84 Feet Along Said Curve Through A Central Angle Of 20° 56' 41"; Thence South 41° 27' 11" East 98.01 Feet To The Beginning Of A Curve Concave To The Left; Thence South Easterly 135.74 Feet Along Said Curve Through A Central Angle Of 29° 07' 46"; Thence North 19° 25' 03" East 110.31 Feet; Thence South 89° 43' 08" East 114.59 Feet To The True Point Of Beginning; Thence

South 89° 43' 08" East 157.75 feet;	to a point on the southerly boundary of Pleasant Valley subdivision phase 18; thence,
South 00° 07' 24" East 188.75 feet	to a point on the northerly right-of-way line of 5875 S. Rd.; thence,
South 03° 35' 46" East 61.46 feet	to the existing South Ogden city limits boundary line; thence,
North 31° 21' 36" West 177.36 feet	along said city boundary line; thence,
North 67° 04' 21" West 75.53 feet	continuing along said city boundary line to the true point of beginning.

Containing: 10,073 Square Feet
 .23 acres more or less

Section 2. Repealer of Conflicting Enactments:

All orders, ordinances and resolutions with respect to the changes herein enacted and adopted which have heretofore been adopted by the City, or parts thereof, which are in conflict with any of the provisions of this Ordinance, are, to the extent of such conflict, hereby repealed, except that this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

Section 3. Prior Ordinances and Resolutions:

The body and substance of any and all prior Ordinances and Resolutions, together with their specific provisions, where not otherwise in conflict with this Ordinance, are hereby reaffirmed and readopted.

Section 4 - Savings Clause:

If any provision of this Ordinance shall be held or deemed to be or shall, in fact, be invalid, inoperative or unenforceable for any reason, such reason shall not have the effect of rendering any other provision or provisions hereof invalid, inoperative or unenforceable to any extent whatever, this Ordinance and the provisions of this Ordinance being deemed to be the separate independent and severable act of the City Council of South Ogden City.

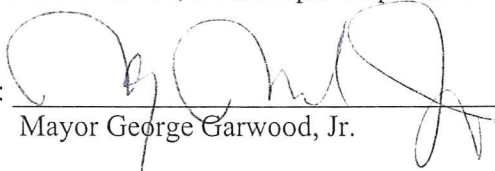
Section 5: Copy to County Recorder A certified copy of this Ordinance and an original plat setting forth the property so annexed and disconnect shall be filed with the County Recorder of Weber County, Utah by the City Recorder.

Section 6. Date of Effect

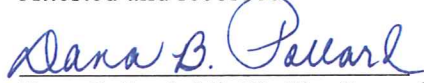
This Ordinance shall be effective on the 7th day of April, 2009, and after publication or posting as required by law.

DATED this 7th day of April, 2009

SOUTH OGDEN, a municipal corporation

by: 
Mayor George Garwood, Jr.

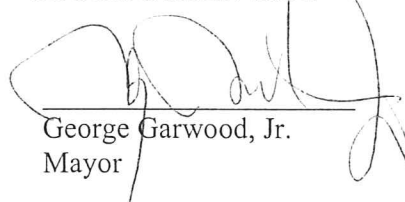
Attested and recorded


Dana Pollard, MMC, City Recorder

PASSED AND ADOPTED BY THE CITY COUNCIL OF SOUTH OGDEN CITY, STATE OF UTAH, on this 7th day of April, 2009.



SOUTH OGDEN CITY


George Garwood, Jr.
Mayor

ATTEST:

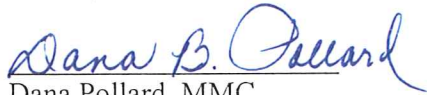
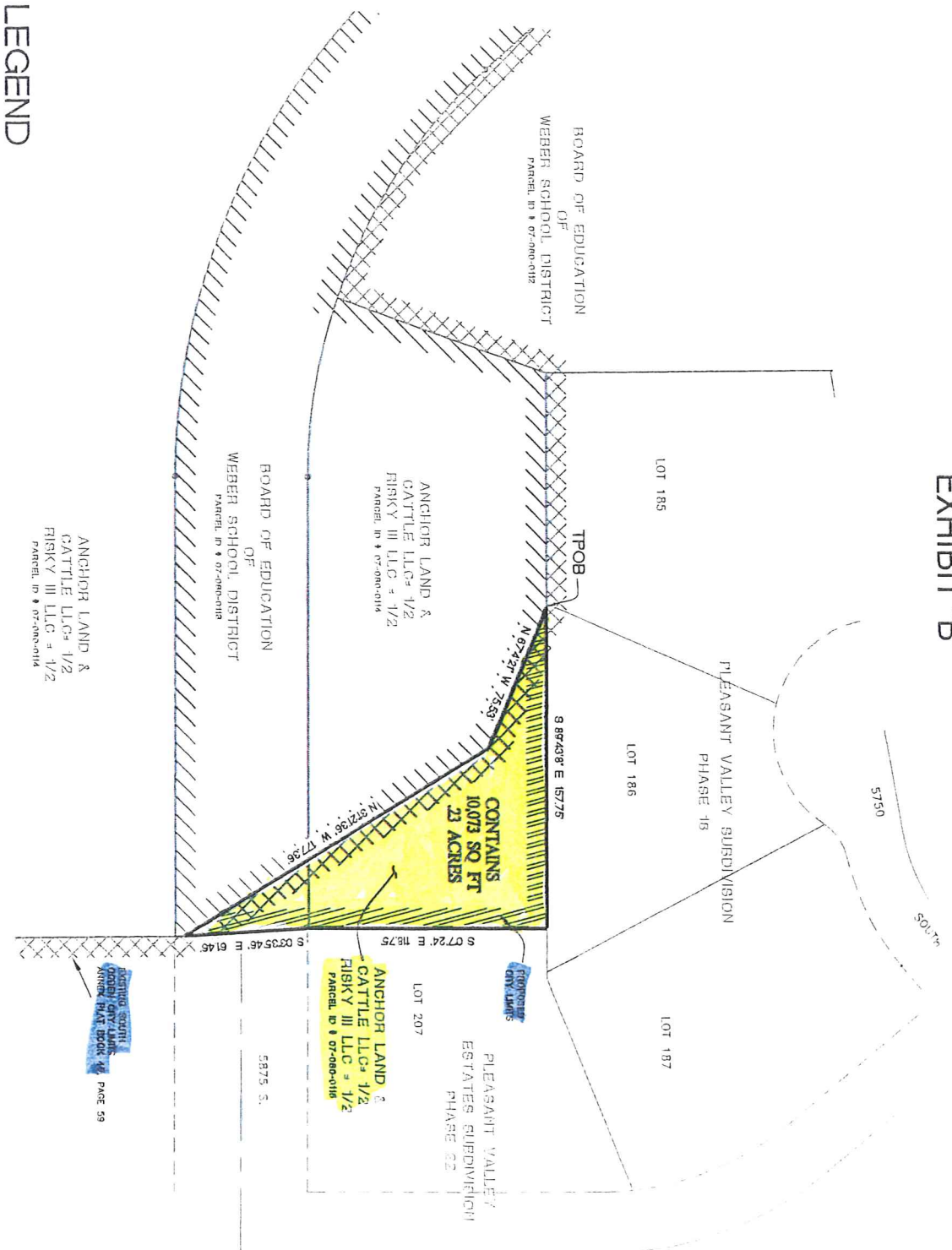

Dana Pollard, MMC
City Recorder

EXHIBIT "B"

EXHIBIT "B"



EXISTING SOUTH OGDEN CITY LIMITS
ADJACENT PROPERTY LINE
PAGE 09



Gardner
Engineering

5875 S Adams Ave Pkwy
Ogden, Utah 84405
(801) 476-0202