

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 September 11th, 2012, in substantial compliance 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 15th day of
November, 2012 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Greg Bell".

GREG BELL
Lieutenant Governor



October 22, 2012

Utah State Lieutenant Governor's Office
Utah State Capitol Complex, Suite 220
P.O. Box 142325
Salt Lake City, Utah 84114-2325

RE: Annexation of 3024 South Midland Drive

Honorable Lt. Governor:

This letter constitutes a Notice of Impending Boundary Acton indicating that Ogden City Corporation has taken all necessary actions to annex 19 acres of property located generally at 3024 South Midland Drive into Ogden City's corporate limits.

I do hereby certify that Ogden City adopted an annexation ordinance, approved a petition, and completed all actions legally required to annex the territory described on the provided plat for annexation.

If you have any questions concerning the annexation, please contact my office.

Sincerely,

A handwritten signature in cursive script that reads "Tracy Hansen".

Tracy Hansen, MMC
City Recorder

ORDINANCE NO. 2012-14

AN ORDINANCE OF OGDEN CITY, UTAH, PROVIDING FOR THE ANNEXATION TO OGDEN CITY OF 19 ACRES OF LAND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY, WHICH LAND ANNEXED IS GENERALLY LOCATED AT 3024 SOUTH MIDLAND DRIVE INCLUDING THE O.S.L.R.R PROPERTY ABUTTING THE PROPERTY ON THE SOUTH SIDE; 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 POSTING AFTER FINAL PASSAGE.

WHEREAS, the owners of property located generally at 3024 South Midland Drive 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, including the O.S.L.R.R property abutting the property on the south side, 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 Mark A. Byrd, a registered professional land surveyor of the State of Utah, License No. 160206-2201, 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 Mark A. Byrd.

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 3024 South Midland Drive in Weber County, State of Utah, including the O.S.L.R.R. property abutting the property on the south side, consisting of about 19 acres, is more particularly described as follows:

BEING A PORTION OF THE SOUTHWEST QUARTER AND THE SOUTHEAST QUARTER OF SECTION 36 TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, WEBER COUNTY, UTAH AND BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 36; THENCE SOUTH 89°17'09" WEST, ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 36, 632.95 FEET; THENCE DEPARTING SAID SOUTH LINE NORTH 01°23'05" EAST, 443.02 FEET TO A POINT ON THE SOUTHERLY LINE OF THE O.S.L. RAILROAD (100' WIDE), SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE CONTINUING NORTH 01°23'05" EAST, ALONG THE EXISTING OGDEN CITY BOUNDARY AND ALONG THE EAST LINE OF GILES SUBDIVISION, BOOK 54, PAGE 009, 193.08 FEET; THENCE DEPARTING SAID OGDEN CITY BOUNDARY NORTH 01°23'05" EAST, 196.69 FEET; THENCE ALONG THE OGDEN CITY BOUNDARY THE FOLLOWING FIVE (5) COURSES IN BOOK 59, PAGE 47: NORTH 00°46'48" EAST, 399.23 FEET AND NORTH 00°15'43" EAST, 88.91 FEET AND SOUTH 89°46'00" WEST, 28.05 FEET AND NORTH 43°26'02" EAST, 41.00 FEET AND NORTH 00°15'43" EAST, 146.16 FEET TO THE SOUTHEASTERLY RIGHT OF WAY LINE OF MIDLAND DRIVE, COINCIDENT WITH THE OGDEN CITY BOUNDARY; THENCE NORTH 43°26'02" EAST, ALONG SAID SOUTHEASTERLY LINE, 960.02 FEET; THENCE DEPARTING SAID SOUTHEASTERLY LINE SOUTH 46°33'58" EAST,

100 FEET; THENCE SOUTH 59°48'32" EAST, 42.75 FEET; THENCE SOUTH 01°06'00" WEST, 723.61 FEET; THENCE SOUTH 14°02'40" EAST, 224.75 FEET TO A POINT ON THE SOUTHERLY LINE OF SAID O.S.L. RAILROAD (100' WIDE), SAID POINT BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY AND HAVING A RADIUS OF 4533.80 FEET, CENTER OF RADIUS BEARS (SOUTH 34°07'31" EAST); THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE COINCIDENT WITH THE SOUTHERLY LINE OF SAID O.S.L. RAILROAD (100' WIDE), 1018.19 FEET THROUGH A CENTRAL ANGLE OF 12°52'02"; THENCE CONTINUING ALONG SAID SOUTHERLY LINE SOUTH 43°00'27" WEST, 79.72 FEET TO THE POINT OF BEGINNING.

THIS PARCEL CONTAINS 18.93 ACRES OR 824,591 SQUARE FEET 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 Mark A. Byrd, 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 posting after final passage.

PASSED, ADOPTED AND ORDERED POSTED this 11th day of

September, 2012.

Neil Garner
CHAIR

ATTEST:

Tracy Hansen
City Recorder



Transmitted to the Mayor on: 9/12/12

Mayor's Action: Approved Vetoed

Michael P. Caldwell
Michael P. Caldwell, Mayor

ATTEST:

Tracy Hansen
City Recorder



Posting Date: 9/27/12

Effective Date: 9/27/12

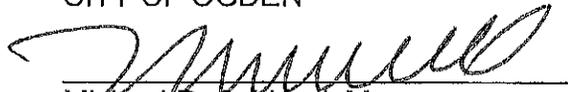
APPROVED AS TO FORM: *mt* *7/4/12*
LEGAL DATE

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".

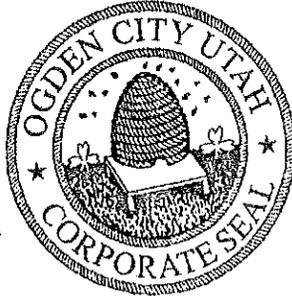
DATED this 14th day of September, 2012.

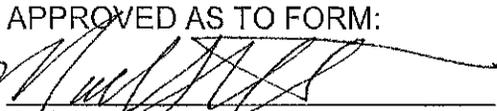
CITY OF OGDEN


Michael P. Caldwell, Mayor

ATTEST:


City Recorder

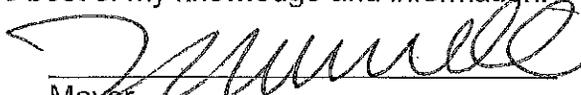


APPROVED AS TO FORM:

City Attorney

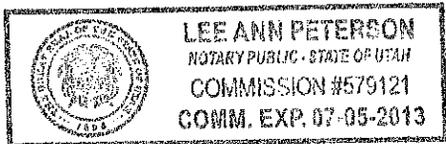
ret
7/10/12

STATE OF UTAH)
 :SS
COUNTY OF WEBER)

I, Michael P. Caldwell, 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.


Mayor

Subscribed and sworn before me this 14th day of September, 2012.



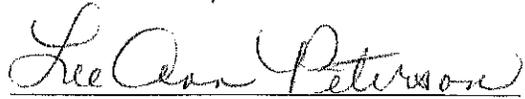

Notary Public

EXHIBIT A

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