



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from NEWTON TOWN, dated August 2nd, 2018, 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 NEWTON TOWN, located in Cache County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 17th day of September, 2018 at Salt Lake City, Utah.



A handwritten signature in black ink, appearing to read "Spencer J. Cox".

SPENCER J. COX
Lieutenant Governor

NEWTON TOWN CORPORATION

**51 South Center
P.O. Box 146
Newton, UT 84327
(435) 563-9283**

Mayor
Kevin L. Rhodes

Council Members:
Gordon Anderson
Randy Jones
Kathryn Rigby
Jed Woodward

Lt. Governor Spencer J. Cox
Annexations
350 N. State Street Office 220
Salt Lake City, UT 84114

Subject: Annexation

Newton Town has adopted Ordinance 2018-01, approving the annexation of certain real property of 3.02 acres into the boundaries of Newton Town.

Accompanying this notice is a copy of Ordinance 2018-01 approving the annexation and the final local entity plat map showing the annexed property and modified boundary of Newton Town.

Thank you,



Karla R. Ferguson
Newton Town Clerk

NEWTON TOWN ORDINANCE NO. 2018-01

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN REAL PROPERTY TO BE KNOWN AS JENKINS MINOR/MAUGHAN ANNEXATION OF 3.02 ACRES

WHEREAS, on, April 5th, 2018, the owners of certain real property (petitioners) filed a petition with the Town Clerk of Newton, Cache County, State of Utah requesting that such property be annexed to the corporate boundaries of Newton Town; and

WHEREAS, on, April 5th, 2018, the Newton Town Council accepted by resolution 2018-01 the annexation petition for 1.314 acres into Newton Town; and

WHEREAS, ON April 12, 2018, the Newton Planning Commission heard the petition to annex 1.314 acres into Newton Town; and

WHEREAS, The Newton Planning Commission recommended to the Town Council to also include .394 of an acre for a town road right-of-way to be owned by Newton Town Corporation into Newton Town; and

WHEREAS, on May 16, 2018 an amended petition was submitted containing 3.02 acres of property to be annexed into Newton Town with the single family residential zoning; and

WHEREAS, said petition contains the signatures of the owners of private real property that: 1) is located within the area proposed for annexation 2) covers a majority of the private land area within the area proposed for annexation; 3) covers 100% of the private land area within the area proposed for annexation if the area is within an agriculture protection area, or a migratory bird protection area; and 4) is equal in value to a least one-third of the value of all the private real property within the area proposed for annexation; and

WHEREAS, the petitioners certify that said property proposed for annexation lies contiguous to the present boundaries of Newton Town as provided in the legal description and does not lie within the boundaries of any other incorporated municipality; and

WHEREAS, the petitioners have caused an accurate plat of the real property proposed for annexation to be prepared by a licensed surveyor and have filed said plat with the town clerk; and

WHEREAS, said petition appears to comply with all of the requirements of Section 10-2-403, Utah Code Annotated, 1953, as amended.

WHEREAS, Newton Town Council held the required public hearing on June 21, 2018, after giving notice as required by law and has determined annexation of said property is acceptable;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Newton, Cache County, State of Utah, as follows:

SECTION 1. That certain real property, more particularly described in Section 2 below is hereby annexed to Newton Town, Utah and corporate limits of said town are hereby extended accordingly.

SECTION 2. That the real property which is the subject of this Ordinance is described as follows:

A PARCEL OF GROUND LOCATED IN THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 13 NORTH, RANGE 1 WEST OF THE SALT LAKE BASE AND MERIDIAN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE ALUMINUM CAP FOUND AT THE NORTH QUARTER CORNER OF SECTION 19, TOWNSHIP 11 NORTH, RANGE 1 WEST OF THE SALT LAKE BASE AND MERIDIAN, FROM WHICH THE ALUMINUM CAP FOUND AT THE SOUTH QUARTER CORNER OF SAID SECTION BEARS SOUTH 00°28'44" EAST 5,324.92 FEET; AND RUNNING THENCE SOUTH 00°28'44" EAST 1349.65 FEET MORE OR LESS TO THE NEWTON TOWN AND COUNTY LINE; THENCE SOUTH 88°38'13" EAST ALONG SAID LINE 906.27 FEET TO A POINT ON THE WEST LINE OF LOT 1 OF THE JENKINS MINOR SUBDIVISION, BEING PARCEL 13-030-0061 AND THE POINT OF BEGINNING; AND THENCE CONTINUING SOUTH 89°53'44" EAST ALONG NEWTON TOWN AND COUNTY LINE 1,406.68 FEET TO THE WEST RIGHT-OF-WAY LINE OF 100 WEST STREET; THENCE SOUTH 01°56'57" WEST ALONG RIGHT-OF-WAY LINE 114.80 FEET TO A POINT 330 FEET SOUTH OF THE SOUTH RIGHT-OF-WAY LINE OF 300 SOUTH STREET; THENCE NORTH 88°10'33" WEST ALONG THE SOUTH LINE OF SAID JENKINS SUBDIVISION AND ITS PROJECTION 1,406.86 FEET TO THE SOUTHWEST CORNER OF AFOREMENTIONED LOT 1 AND PARCEL 13-030-0061; THENCE NORTH 02°39'41" EAST ALONG THE WEST LINE OF SAID LOT 1 A DISTANCE OF 72.60 FEET TO THE POINT OF BEGINNING. CONTAINING 131,760 SQUARE FEET OR 3.02 ACRES.

SECTION 3. That the real property described in Section 2 above shall be classified as being in the Single Family Residential (R1) zone in accordance with the provision of Section 11-05-020 of the Newton Town Code and the zoning map of Newton Town shall be amended to include the real property described above.

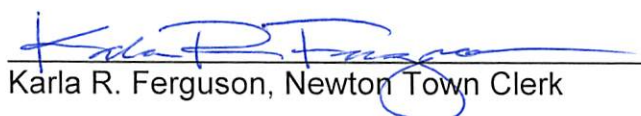
Effective Date. This Ordinance shall be effective upon passage by the Newton Town Council, Newton Utah.

ADOPTED AND PASSED by the Newton Town Council this 2nd day of August, 2018.

By:


Kevin Rhodes, Mayor

Attest:


Karla R. Ferguson, Newton Town Clerk

I, Jeff S. Hansen, do hereby certify that I am a Registered Land Surveyor, and that I hold Certificate No. 325203 as prescribed by the Laws of the State of Utah, and that I have made and/or supervised the compilation of this annexation plat and that this plat is a true and correct representation of the property to be annexed to the best of my knowledge and belief.

ANNEXATION PARCEL LEGAL DESCRIPTION

[illegible]

ANNEXATION PLAT
FOR
NEWTON TOWN

SUBREVEYING & DRAFTING INC.
P.O. BOX 300 • WELLSVILLE CITY, UTAH 84339
(435) 245-9090

DEPUTY COUNTY SURVEYOR'S CERTIFICATE

DATE 02/27/2018

ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE NEWTON TOWN COUNCIL HAVE RECEIVED A PETITION SIGNED BY THE MAJORITY OF THE OWNERS OF THE TRACT SHOWN AND DESCRIBED HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO NEWTON TOWN, AND THAT A COPY OF THE ORDINANCE OR RESOLUTION HAS BEEN PREPARED FOR FILING HERewith IN ACCORDANCE WITH THE APPLICABLE STATE LAWS, AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS A PART OF NEWTON TOWN, UTAH

WITNESS MY HAND AND OFFICIAL SEAL
THIS 2nd DAY OF August, 2018

CITY RECORDER

COUNTY RECORDER'S NO. _____

STATE OF UTAH, COUNTY OF _____, RECORDED AND FILED AT THE REQUEST
OF: NEWTON TOWN, THIS ____ DAY OF _____, 20____

TWENTY:	FIFTY:	HUNDRED:
_____	_____	_____

COUNTY RECORDER

