

STATE OF UTAH



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 LEWISTON CITY, dated October 22, 2019, 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 LEWISTON CITY, 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 25th day of November 2019 at Salt Lake City, Utah.



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

SPENCER J. COX
Lieutenant Governor



LEWISTON UTAH'S NORTH COUNTRY
LEWISTON CITY CORPORATION
LEWISTON, UTAH 84320

MAYOR - KELLY FIELD
COUNCIL
JONNA WESTOVER
FIZZ BODILY

STACEY PRESCOTT
JOHN MORRISON
TED KING

October 22, 2019

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

To Whom It May Concern:

Lewiston City has met the statutes and requirements in regard to the annexation of Parcel Numbers 09-006-0015, 14-058-0004 and 14-058-0006 into the city limits of Lewiston City.

Included are the survey, Resolution and Ordinance in regard to the annexation request.

If you have questions I can be reached via email at jbergeson@lewiston-ut.org or by phone at 435.258.2141 or 435.764.3088.

Sincerely,



Julie T. Bergeson
Manager/Recorder

ORDINANCE NO. 19 - 01

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY TO THE CITY OF LEWISTON IDENTIFIED AS PARCEL NOS. 09-006-0015, 14-058-0004, AND 14-058-0006 AND ASSIGNING A ZONE TO THE ANNEXED PROPERTY.

WHEREAS, the Petition for Annexation for certain parcels of real property identified as Parcel Nos. 14-058-0004 and 14-058-0006, which parcels are more particularly described below, filed by Nick Bowles has been accepted and certified as required by law;

WHEREAS, the Petition for Annexation for a portion of that certain parcel of real property identified as Parcel No. 09-006-0015, which parcel is more particularly described below, filed by the City of Lewiston has been accepted and certified as required by law;

WHEREAS, the City has provided notice of the certification of the foregoing Petitions for Annexation to all effected entities and to the public as required by law;

WHEREAS, no formal protests to the Petitions have been filed; and

WHEREAS, Utah Code Ann. § 10-9a-506(1) and Lewiston City Code § 10-2-5 require the City Council of Lewiston City to assign a zone to the foregoing parcels at the time of annexation;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEWISTON, UTAH, as follows:

1. The Petition for Annexation filed by Nick Bowles requesting annexation of Parcel Nos. 14-058-0004 and 14-058-0006 is granted, and the following described real property is hereby annexed to the City of Lewiston:

A parcel of land located in Section 35, Township 15 North, Range 1 West, of the Salt Lake Base and Meridian, Cache County, Utah, and more particularly described as follows:

Beginning at the Southeast corner of said Section 35, from which the East quarter corner of Section 35 bears North 00° 54' 00" West;
Thence South 89° 13' 48" West 2640.69 feet along the South boundary of said Section 35 to a 5/8" rebar and cap at the South Quarter corner of said Section 35;
Thence West 37.96 feet to a 5/8" rebar and cap at a fence line;
Thence along existing fence lines the following Ten (10) courses:
Thence North 41° 56' 00" West 592.16 feet to a 5/8" rebar and cap;
Thence North 06° 03' 00" West 20.00 feet to a 5/8" rebar and cap;
Thence North 05° 00' 00" East 197.65 feet to a 5/8" rebar and cap;
Thence North 54° 19' 00" East 374.60 feet to a 5/8" rebar and cap;
Thence North 02° 20' 00" East 270.80 feet to a 5/8" rebar and cap;
Thence North 09° 15' 00" East 352.70 feet to a 5/8" rebar and cap;
Thence North 29° 44' 00" East 323.70 feet to a 5/8" rebar and cap;
Thence North 06° 42' 00" West 420.30 feet to a 5/8" rebar and cap;
Thence North 51° 23' 00" West 107.70 feet to a 5/8" rebar and cap;

Thence North 00° 17' 00" West 477.58 feet to a 5/8" rebar and cap;
Thence West 25.53 feet to a 5/8" rebar and cap at a fence corner;
Thence South 34° 46' 15" West 296.55 feet along a fence line to a 5/8" rebar and cap;
Thence North 55° 03' 00" West 318.90 feet along a fence line to a 5/8" rebar and cap;
Thence North 38° 16' 00" East 311.30 feet along a fence line to a 5/8" rebar and cap;
Thence North 63° 02' 00" East 293.60 feet to a 5/8" rebar and cap at the North boundary of said Section 35;
Thence North 89° 44' 03" East 2535.48 feet along said North boundary to a 5/8" rebar and cap;
Thence North 89° 42' 39" East 80.54 feet along said North boundary to a 5/8" rebar and cap at the Northeast corner of said Section 35;
Thence South 00° 54' 00" East 3018.50 feet along the East boundary of said Section 35 to the Point of Beginning.
Containing approximately 192.4 acres.

2. The property annexed under the preceding paragraph is hereby assigned the Agricultural (A) zone.

3. The Petition for Annexation filed by the City of Lewiston requesting annexation of a portion of Parcel No. 09-006-0015 is granted, and the following described real property is hereby annexed to the City of Lewiston:

PART OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 3, T14N, R1E, and SLB&M.

BEGINNING AT THE EAST QUARTER CORNER OF SAID SECTION 3, THENCE S.00°55'02"E. 1303.85 FEET ALONG THE EAST LINE OF SAID SECTION TO THE EXISTING LEWISTON CITY BOUNDARY LINE; THENCE S.89°53'28"W. 1980.97 FEET ALONG SAID LEWISTON CITY BOUNDARY LINE; THENCE N.01°03'24"W. 1.69 FEET; THENCE N.00°49'20"W. 1306.60 FEET TO THE NORTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 3; THENCE S.89°58'45"E. 1978.88 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING. CONTAINING 59.358 ACRES IN AREA, MORE OR LESS.

PART OF 09-006-0015

4. The property annexed under the preceding paragraph is hereby assigned the Manufacturing (M-1) zone.

5. The Lewiston City Zoning Map shall be changed to reflect the annexations hereunder.

6. Should any section, clause, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, in whole or in part, the same shall not affect the validity of the Ordinance as a whole, or any other part thereof.

7. This Ordinance shall become effective upon posting in the manner required by law and upon the issuance of a certificate of annexation from the Lieutenant Governor's Office as required by Utah Code Ann. § 10-2-425(4).

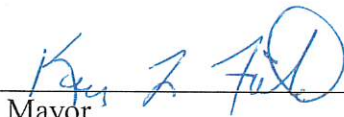
ADOPTED AND PASSED, by the LEWISTON CITY COUNCIL this 17th day of September, 2019.

LEWISTON CITY, a municipal Corporation

ATTEST:



City Recorder

By: 

Mayor

Posting Date: 9-18-19

J:\MP\Cities\Lewiston\Annexation\Ordinance Approving Annexation\Ordinance Annexation.1.doc

RESOLUTION 19-003

Lewiston City Corporation

Cache County Parcel Number: 09-006-0015

A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF CERTAIN REAL PROPERTY UNDER THE PROVISIONS OF SECTIONS 10-2-403 AND 10-2-405, UTAH CODE ANNOTATED, 1995, AS AMENDED.

WHEREAS, on February 1, 2019 owners of certain real property Lewiston City filed a petition with the City Recorder of Lewiston City, Cache County, State of Utah requesting that such property be annexed to the corporate boundaries of Lewiston City; and

WHEREAS, said petition contains the signatures of the owners of private real property that is: 1) located within the area proposed for annexation; 2) covers a majority of the private land area within the area proposed for annexation; and 3) is equal to at least one-third of the value of all the private 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 Lewiston City and the petitioners have caused an accurate plat or map of the real property proposed for annexation to be prepared by a licensed surveyor and have filed said plat or map with the City Recorder; and

WHEREAS, said petition appears to comply with all the requirements of Section 10-1-402 and 403, Utah Code Annotated, 1953, as amended.


NOW, THEREFORE, BE IT RESOLVED by the City Council of Lewiston City, Cache County, State of Utah, that the Annexation Petition attached hereto as Exhibit "A", is hereby accepted for further consideration under the provisions of Utah State Annexation Law and is hereby referred to the City Recorder for review pursuant to Section 10-2-405(2), Utah State Code Annotated, 1953, as amended.

BE IT FURTHER RESOLVED that this resolution shall become effective upon adoption.

ADOPTED AND PASSED by the City Council on February 19, 2019.

LEWISTON CITY CORPORATION


Stacey Prescott, Mayor pro tem


Julie T. Bergeson, Recorder

RESOLUTION 19-004

Nick Bowles

Cache County Parcel Number: 14-058-0004

Cache County Parcel Number: 14-058-0006

A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF CERTAIN REAL PROPERTY UNDER THE PROVISIONS OF SECTIONS 10-2-403 AND 10-2-405, UTAH CODE ANNOTATED, 1995, AS AMENDED.

WHEREAS, on February 1, 2019 owners of certain real property (petitioners) filed a petition with the City Recorder of Lewiston City, Cache County, State of Utah requesting that such property be annexed to the corporate boundaries of Lewiston City; and

WHEREAS, said petition contains the signatures of the owners of private real property that is: 1) located within the area proposed for annexation; 2) covers a majority of the private land area within the area proposed for annexation; and 3) is equal to at least one-third of the value of all the private 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 Lewiston City and the petitioners have caused an accurate plat or map of the real property proposed for annexation to be prepared by a licensed surveyor and have filed said plat or map with the City Recorder; and

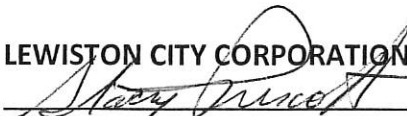
WHEREAS, said petition appears to comply with all the requirements of Section 10-1-402 and 403, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Lewiston City, Cache County, State of Utah, that the Annexation Petition attached hereto as Exhibit "A", is hereby accepted for further consideration under the provisions of Utah State Annexation Law and is hereby referred to the City Recorder for review pursuant to Section 10-2-405(2), Utah State Code Annotated, 1953, as amended.

BE IT FURTHER RESOLVED that this resolution shall become effective upon adoption.

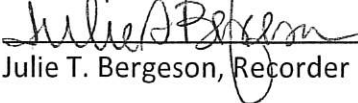
ADOPTED AND PASSED By the City Council on February 19, 2019.

LEWISTON CITY CORPORATION



Stacey Prescott, Mayor pro tem

Attest:



Julie T. Bergeson, Recorder

ALLEN LAND SURVEYING, P.C.

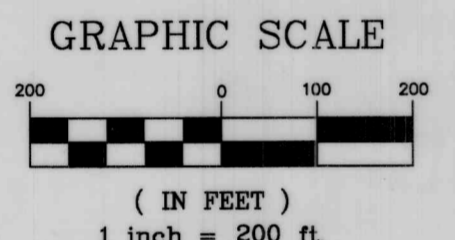
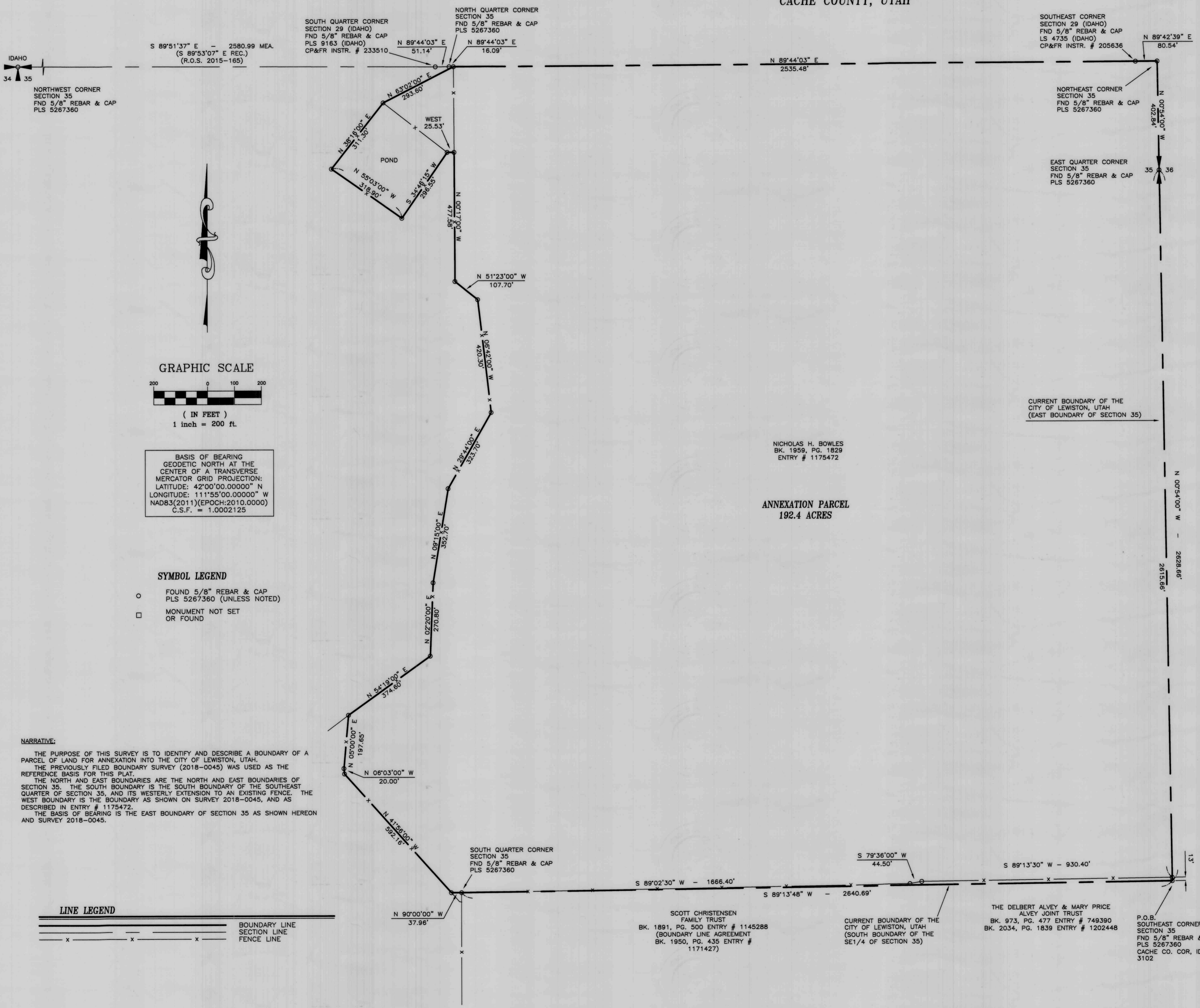
23 NORTH STATE STREET
PRESTON, IDAHO 83263
(208)852-2839

BRIAN J. ALLEN, PLS

REVISIONS:

1) _____
2) _____
3) _____
DRAWING NAME: 17002-ROS-UT-1
FIELD WORK BY: BJA
OFFICE WORK BY: BJA
FIELD BOOK: N/A
PREPARATION DATE: AUGUST 2018

NICK BOWLES ANNEXATION
TO THE
CITY OF LEWISTON, UTAH
LOCATED IN:
SECTION 35,
TOWNSHIP 15 NORTH,
RANGE 1 WEST,
SALT LAKE BASE & MERIDIAN,
CACHE COUNTY, UTAH



BASIS OF BEARING
THE GEODETIC NORTH AT THE
CENTER OF A TRANSVERSE
MERCATOR GRID PROJECTION:
LATITUDE: 42°00'00.00000" N
LONGITUDE: 111°55'00.00000" W
NAD83(2011)(EPOCH:2010.0000)
C.S.F. = 1.0002125

SYMBOL LEGEND
○ FOUND 5/8" REBAR & CAP
PLS 5267360 (UNLESS NOTED)
□ MONUMENT NOT SET
OR FOUND

NARRATIVE:
THE PURPOSE OF THIS SURVEY IS TO IDENTIFY AND DESCRIBE A BOUNDARY OF A PARCEL OF LAND FOR ANNEXATION INTO THE CITY OF LEWISTON, UTAH. THE PREVIOUSLY FILED BOUNDARY SURVEY (2018-0045) WAS USED AS THE REFERENCE BASIS FOR THIS PLAT.
THE NORTH AND EAST BOUNDARIES ARE THE NORTH AND EAST BOUNDARIES OF SECTION 35. THE SOUTH BOUNDARY IS THE SOUTH BOUNDARY OF THE SOUTHEAST QUARTER OF SECTION 35, AND ITS WESTERLY EXTENSION TO AN EXISTING FENCE. THE WEST BOUNDARY IS THE BOUNDARY AS SHOWN ON SURVEY 2018-0045, AND AS DESCRIBED IN ENTRY # 1175472.
THE BASIS OF BEARING IS THE EAST BOUNDARY OF SECTION 35 AS SHOWN HEREON AND SURVEY 2018-0045.

LINE LEGEND
———— BOUNDARY LINE
———— SECTION LINE
- - - - - FENCE LINE

NICHOLAS H. BOWLES
BK. 1959, PG. 1829
ENTRY # 1175472

ANNEXATION PARCEL
192.4 ACRES

SCOTT CHRISTENSEN
FAMILY TRUST
BK. 1891, PG. 500 ENTRY # 1145288
(BOUNDARY LINE AGREEMENT
BK. 1950, PG. 435 ENTRY #
1171427)

CURRENT BOUNDARY OF THE
CITY OF LEWISTON, UTAH
(SOUTH BOUNDARY OF THE
SE1/4 OF SECTION 35)

THE DELBERT ALVEY & MARY PRICE
ALVEY JOINT TRUST
BK. 973, PG. 477 ENTRY # 749390
BK. 2034, PG. 1839 ENTRY # 1202448

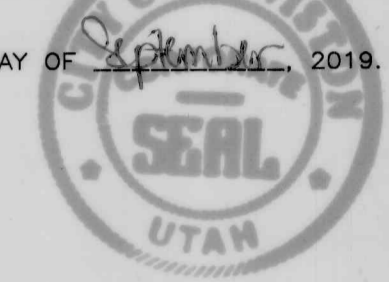
P.O.B.
SOUTHEAST CORNER
SECTION 35
FND 5/8" REBAR & CAP
PLS 5267360
CACHE CO. COR. ID #
3102

ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE LEWISTON CITY COUNCIL, HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF OWNERS OF THE TRACT SHOWN AND DESCRIBED HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF LEWISTON, UTAH, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HERewith, ALL IN ACCORDANCE WITH UTAH CODE SECTION 10-2-403, AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN HEREON, AS PART OF THE CITY OF LEWISTON, UTAH.

WITNESS MY HAND AND OFFICIAL SEAL THIS 17 DAY OF September, 2019.

APPROVED: *[Signature]*
MAYOR

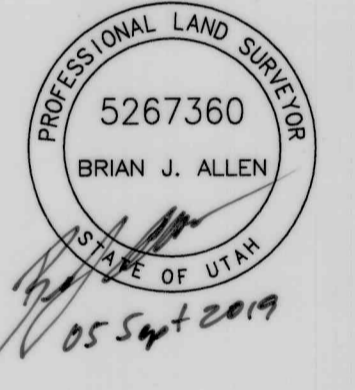


DEPUTY COUNTY SURVEYOR APPROVAL

I HEREBY CERTIFY THAT I HAVE EXAMINED THIS PLAT AND FIND IT TO BE CORRECT AND IN ACCORDANCE WITH INFORMATION ON FILE IN THIS OFFICE.
DATE: 9/24/2019
DEPUTY COUNTY SURVEYOR

SURVEYOR'S CERTIFICATE

I, Brian J. Allen, do hereby certify that this plat is a true and accurate representation of the land surveyed under my direction and control.



BOUNDARY DESCRIPTION

A PARCEL OF LAND LOCATED IN SECTION 35, TOWNSHIP 15 NORTH, RANGE 1 WEST, OF THE SALT LAKE BASE AND MERIDIAN, CACHE COUNTY, UTAH, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 35, FROM WHICH THE EAST QUARTER CORNER OF SECTION 35 BEARS NORTH 00° 54' 00" WEST;
THENCE SOUTH 89° 13' 48" WEST 2640.69 FEET ALONG THE SOUTH BOUNDARY OF SAID SECTION 35 TO A 5/8" REBAR AND CAP AT THE SOUTH QUARTER CORNER OF SAID SECTION 35;
THENCE WEST 37.96 FEET TO A 5/8" REBAR AND CAP AT A FENCE LINE;
THENCE ALONG EXISTING FENCE LINES THE FOLLOWING TEN (10) COURSES:
THENCE NORTH 41° 58' 00" WEST 582.16 FEET TO A 5/8" REBAR AND CAP;
THENCE NORTH 05° 03' 00" WEST 20.00 FEET TO A 5/8" REBAR AND CAP;
THENCE NORTH 05° 00' 00" EAST 197.65 FEET TO A 5/8" REBAR AND CAP;
THENCE NORTH 04° 19' 00" EAST 374.60 FEET TO A 5/8" REBAR AND CAP;
THENCE NORTH 02° 20' 00" EAST 270.80 FEET TO A 5/8" REBAR AND CAP;
THENCE NORTH 09° 15' 00" EAST 352.70 FEET TO A 5/8" REBAR AND CAP;
THENCE NORTH 29° 44' 00" EAST 323.70 FEET TO A 5/8" REBAR AND CAP;
THENCE NORTH 08° 42' 00" WEST 420.30 FEET TO A 5/8" REBAR AND CAP;
THENCE NORTH 51° 23' 00" WEST 107.70 FEET TO A 5/8" REBAR AND CAP;
THENCE NORTH 00° 17' 00" WEST 477.58 FEET TO A 5/8" REBAR AND CAP;
THENCE WEST 25.53 FEET TO A 5/8" REBAR AND CAP AT A FENCE CORNER;
THENCE SOUTH 34° 48' 15" WEST 296.55 FEET ALONG A FENCE LINE TO A 5/8" REBAR AND CAP;
THENCE NORTH 55° 03' 00" WEST 318.90 FEET ALONG A FENCE LINE TO A 5/8" REBAR AND CAP;
THENCE NORTH 38° 18' 00" EAST 311.30 FEET ALONG A FENCE LINE TO A 5/8" REBAR AND CAP;
THENCE NORTH 63° 02' 00" EAST 293.60 FEET TO A 5/8" REBAR AND CAP AT THE NORTH BOUNDARY OF SAID SECTION 35;
THENCE NORTH 89° 44' 03" EAST 2535.48 FEET ALONG SAID NORTH BOUNDARY TO A 5/8" REBAR AND CAP;
THENCE NORTH 89° 42' 39" EAST 80.54 FEET ALONG SAID NORTH BOUNDARY TO A 5/8" REBAR AND CAP AT THE NORTHEAST CORNER OF SAID SECTION 35;
THENCE SOUTH 00° 54' 00" EAST 3031.50 FEET ALONG THE EAST BOUNDARY OF SAID SECTION 35 TO THE POINT OF BEGINNING.
CONTAINING APPROXIMATELY 192.4 ACRES.

COUNTY RECORDER

STATE OF UTAH
COUNTY OF CACHE
THIS IS TO CERTIFY THAT THIS PLAT WAS FILED FOR RECORDING IN THE CACHE COUNTY RECORDERS OFFICE ON THIS DAY OF _____, 2019, AT _____ O'CLOCK AND IS DULY RECORDED.
BOOK NO. _____
PAGE NO. _____
ENTRY NO. _____
COUNTY RECORDER