

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, Deidre M. Henderson, Lieutenant Governor of the State of Utah, hereby certify that there has been filed in my office a notice of annexation know as the CUB RIVER BOTTOMS ANNEXATION located in LEWISTON CITY CORPORATION, dated JANUARY 12, 2024, complying with Section §67-1a-6.5, 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 the CUB RIVER BOTTOMS ANNEXATION 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 28th day of March, 2024 at Salt Lake City, Utah.



A handwritten signature in black ink that reads "Deidre M. Henderson".

DEIDRE M. HENDERSON
Lieutenant Governor



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

MAYOR - JEFF HALL

COUNCIL MEMBERS:
JONNA WESTOVER
FIZZ BODILY

BROOKE HYER
JOHN MORRISON
NED SIMPER

January 12, 2024

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

To Whom It May Concern:

Lewiston City has met the statutes and requirements regarding the annexation of Cache County Parcel Numbers 09-037-0001, 09-037-0002, 09-037-0003, 09-037-0016, 09-037-0017, 09-037-0020, & 09-037-0021 into the city limits of Lewiston City. A such, we are seeking a certificate of annexation from the Lt. Governor's Office

Included are the survey plat and ordinance in regard to the annexation request.

If you have questions, I can be reached by email at cbarr@lewiston-ut.org, or by phone at 435-258-2141.

Sincerely,



Chris Barr
City Clerk/Recorder



ORDINANCE NO. 23 - 03

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY TO THE CITY OF LEWISTON IDENTIFIED AS PARCEL NOS. 09-037-0001, 09-037-0002, 09-037-0003, 09-037-0016, 09-037-0017, 09-037-0020, AND 09-037-0021 AND ASSIGNING A ZONE TO THE ANNEXED PROPERTY.

WHEREAS, the Petition for Annexation for certain parcels of real property identified as Parcel Nos. 09-037-0001, 09-037-0002, 09-037-0003, 09-037-0016, 09-037-0017, 09-037-0020, AND 09-037-0021, which parcels are more particularly described below, filed by Cherry Creek Investments LLC, KPR LLC, and Central Milling LLC 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 Cherry Creek Investments LLC, KPR LLC, and Central Milling LLC requesting annexation of Parcel Nos. 09-037-0001, 09-037-0002, 09-037-0003, 09-037-0016, 09-037-0017, 09-037-0020, AND 09-037-0021 is granted, and the following described real property is hereby annexed to the City of Lewiston:

A parcel of land located in Sections 15, 16, 21, and 22 of Township 14 North, Range 1 East, Salt Lake Base and Meridian, Cache County, Utah, and more particularly described as follows:

Beginning at the South quarter corner of said Section 15, from which the Southwest corner of Section 15 bears South 88° 35' 25" West 2857.81 feet;
THENCE SOUTH 55° 48' 15" EAST 107.34 FEET TO THE SOUTHEAST CORNER OF AMENDED LOT 3 OF CASPER'S ICE CREAM 3 LOT SUBDIVISION, THE PLAT FOR WHICH IS RECORDED AS INSTRUMENT # 1114132 IN THE OFFICIAL RECORDS OF CACHE COUNTY, THE TRUE POINT OF BEGINNING;
THENCE NORTH 89° 15' 20" WEST 863.88 FEET (NORTH 89° 02' 14" WEST 863.88 FEET BY RECORD) ALONG THE SOUTH LINE OF SAID AMENDED LOT 3 TO THE CENTERLINE OF CUB RIVER DRIVE AS SHOWN ON THE PLAT FOR CASPER'S ICE CREAM 3 LOT SUBDIVISION, THE PLAT FOR WHICH IS RECORDED AS FILING # 938602 IN THE OFFICIAL RECORDS OF CACHE COUNTY;
THENCE ALONG THE SAID CENTERLINE OF CUB RIVER DRIVE THE FOLLOWING 3 COURSES:
THENCE SOUTH 32° 19' 31" WEST 418.35 FEET (SOUTH 32° 32' 37" WEST BY RECORD) TO THE BEGINNING OF A 175.00 FEET RADIUS TANGENT CENTERLINE CURVE CONCAVE TO THE SOUTHEAST;
THENCE SOUTHWESTERLY ALONG THE SAID CENTERLINE CURVE THROUGH A CENTRAL ANGLE OF 28° 07' 16" A DISTANCE OF 85.80 FEET (CHORD = SOUTH 18° 15' 52" WEST 85.03 FEET);
THENCE SOUTH 04° 12' 15" WEST 510.24 FEET (SOUTH 04° 25' 21" WEST 510.24 FEET BY RECORD TO A POINT ON THE NORTH RIGHT OF WAY LINE OF 11600 NORTH STREET;
THENCE ALONG THE SAID NORTH RIGHT OF WAY LINE OF 11600 NORTH STREET THE FOLLOWING 7 COURSES:
THENCE NORTH 85° 52' 36" WEST 87.58 FEET TO THE BEGINNING OF A 1333.00 FEET RADIUS TANGENT RIGHT OF WAY CURVE CONCAVE TO THE SOUTHEAST;

THENCE SOUTHWESTERLY ALONG THE SAID RIGHT OF WAY CURVE THROUGH A CENTRAL ANGLE OF 09° 46' 00" A DISTANCE OF 227.22 FEET (CHORD = SOUTH 89° 14' 24" WEST 226.95 FEET);
 THENCE SOUTH 75° 57' 33" WEST 953.01 FEET;
 THENCE WEST 48.87 FEET;
 THENCE SOUTH 75° 57' 33" WEST 164.12 FEET TO THE BEGINNING OF A 917.00 FEET RADIUS TANGENT RIGHT OF WAY CURVE CONCAVE TO THE NORTHEAST;
 THENCE NORTHWESTERLY ALONG THE SAID RIGHT OF WAY CURVE THROUGH A CENTRAL ANGLE OF 30° 08' 28" A DISTANCE OF 482.40 FEET (CHORD = NORTH 86° 58' 13" WEST 476.85 FEET);
 THENCE NORTH 73° 54' 00" WEST 158.57 FEET TO THE CENTERLINE OF CUB RIVER;
 THENCE ALONG THE SAID CENTERLINE OF CUB RIVER THE FOLLOWING 58 COURSES:
 THENCE NORTH 08° 04' 49" WEST 73.87 FEET;
 THENCE NORTH 01° 36' 29" EAST 97.64 FEET;
 THENCE NORTH 19° 44' 14" WEST 25.86 FEET;
 THENCE NORTH 27° 35' 29" WEST 30.87 FEET;
 THENCE NORTH 18° 11' 46" EAST 54.64 FEET;
 THENCE NORTH 07° 16' 18" EAST 17.05 FEET;
 THENCE NORTH 35° 23' 20" EAST 44.14 FEET;
 THENCE NORTH 21° 51' 29" EAST 36.09 FEET;
 THENCE NORTH 06° 10' 49" EAST 90.84 FEET;
 THENCE NORTH 49° 00' 20" WEST 108.90 FEET;
 THENCE NORTH 35° 33' 46" WEST 29.73 FEET;
 THENCE NORTH 05° 42' 49" EAST 66.46 FEET;
 THENCE NORTH 26° 34' 15" EAST 35.02 FEET;
 THENCE NORTH 31° 01' 29" EAST 188.81 FEET;
 THENCE NORTH 09° 05' 16" WEST 73.16 FEET;
 THENCE NORTH 02° 28' 08" EAST 33.42 FEET;
 THENCE NORTH 37° 02' 28" WEST 71.78 FEET;
 THENCE NORTH 20° 27' 11" WEST 100.84 FEET;
 THENCE NORTH 06° 44' 29" WEST 197.54 FEET;
 THENCE NORTH 13° 35' 44" EAST 86.36 FEET;
 THENCE NORTH 03° 32' 41" WEST 91.42 FEET;
 THENCE NORTH 00° 07' 03" WEST 30.08 FEET;
 THENCE NORTH 23° 52' 14" WEST 167.82 FEET;
 THENCE NORTH 10° 04' 57" WEST 41.29 FEET;
 THENCE NORTH 07° 55' 23" EAST 34.43 FEET;
 THENCE NORTH 40° 38' 06" EAST 53.11 FEET;
 THENCE NORTH 55° 17' 40" EAST 86.85 FEET;
 THENCE NORTH 89° 00' 40" EAST 31.11 FEET;
 THENCE SOUTH 83° 30' 51" EAST 29.51 FEET;
 THENCE NORTH 66° 02' 00" EAST 35.39 FEET;
 THENCE NORTH 48° 55' 14" EAST 88.25 FEET;
 THENCE NORTH 31° 45' 57" EAST 38.94 FEET;
 THENCE NORTH 12° 44' 23" EAST 69.37 FEET;
 THENCE NORTH 24° 01' 32" EAST 76.59 FEET;
 THENCE NORTH 33° 20' 09" EAST 208.61 FEET;
 THENCE NORTH 35° 35' 36" EAST 89.00 FEET;
 THENCE NORTH 10° 18' 21" EAST 26.24 FEET;
 THENCE NORTH 51° 49' 30" EAST 39.06 FEET;
 THENCE NORTH 68° 15' 03" EAST 78.22 FEET;
 THENCE NORTH 72° 56' 31" EAST 134.40 FEET;
 THENCE NORTH 84° 02' 48" EAST 169.37 FEET;
 THENCE NORTH 77° 56' 34" EAST 40.83 FEET;
 THENCE NORTH 68° 38' 51" EAST 55.26 FEET;
 THENCE NORTH 87° 07' 47" EAST 113.20 FEET;
 THENCE SOUTH 86° 27' 21" EAST 63.14 FEET;
 THENCE SOUTH 67° 11' 27" EAST 101.05 FEET;
 THENCE SOUTH 87° 16' 47" EAST 49.59 FEET;
 THENCE NORTH 80° 27' 03" EAST 62.23 FEET;
 THENCE NORTH 87° 19' 56" EAST 64.44 FEET;
 THENCE SOUTH 66° 24' 09" EAST 43.24 FEET;
 THENCE SOUTH 71° 01' 11" EAST 76.51 FEET;
 THENCE SOUTH 62° 28' 10" EAST 168.65 FEET;
 THENCE SOUTH 78° 50' 28" EAST 32.33 FEET;
 THENCE NORTH 65° 09' 16" EAST 52.87 FEET;
 THENCE NORTH 71° 12' 40" EAST 55.34 FEET;
 THENCE NORTH 64° 26' 12" EAST 55.74 FEET;
 THENCE NORTH 89° 00' 43" EAST 344.08 FEET;
 THENCE SOUTH 05° 05' 58" WEST 43.57 FEET TO A POINT ON THE NORTH LINE OF LOT 2 OF SAID CASPER'S ICE CREAM 3 LOT SUBDIVISION;

THENCE ALONG THE BOUNDARY OF SAID LOT 2, AND ITS EXTENSION THE FOLLOWING 3 COURSES:
THENCE NORTH 89° 00' 43" EAST 207.55 FEET (NORTH 89° 13' 49" EAST BY RECORD);
THENCE SOUTH 03° 47' 08" WEST 514.51 FEET (SOUTH 04° 00' 14" WEST 514.51 FEET BY RECORD);
THENCE SOUTH 86° 53' 57" EAST 779.66 FEET (SOUTH 86° 40' 51" EAST BY RECORD) TO THE NORTHEAST CORNER OF SAID AMENDED LOT 3;
THENCE ALONG THE EASTERLY LINES OF SAID AMENDED LOT 3 THE FOLLOWING 3 COURSES:
THENCE SOUTH 01° 30' 31" EAST 153.38 FEET (SOUTH 01° 17' 25" EAST 153.38 FEET BY RECORD);
THENCE NORTH 89° 17' 32" EAST 135.59 FEET (NORTH 89° 30' 38" EAST 135.59 FEET BY RECORD);
THENCE SOUTH 02° 34' 46" EAST 456.77 FEET (SOUTH 02° 21' 41" EAST 456.77 FEET BY RECORD) TO THE TRUE POINT OF BEGINNING,
CONTAINING 127.8 ACRES OF LAND.

2. The property annexed under the preceding paragraph is hereby assigned the Agricultural (A-10) zone, with the exception of parcel nos. 09-037-0002 and 09-037-0016 which are hereby assigned the Manufacturing/Commercial (M-1/C-2) zone.

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

4. 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.

5. 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).

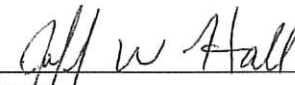
ADOPTED AND PASSED, by the LEWISTON CITY COUNCIL this 19th day of December 2023.

LEWISTON CITY, a municipal Corporation

ATTEST:



City Recorder

By: 

Mayor

Posting Date: 12/20/23



