

335265

ORDINANCE 1248 - A

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING ORDINANCE 1248, ANNEXING THAT REAL PROPERTY WHICH IS DESCRIBED IN SECTIONS 1 & 2; ESTABLISHING ZONING; PROVIDING SEVERABILITY; REPEALER; EFFECTIVE DATE; ALLOWING FOR PUBLICATION BY SUMMARY

BE IT ORDAINED AND RESOLVED by the Mayor and City Council of the City of Payette, Idaho:

SECTION 1: That this ordinance hereby amends and corrects the legal property descriptions included in the original Ordinance 1248, and that the two parcels of real property described as follows are annexed into the City of Payette, Idaho (deleted strikethrough, new in bold):

A. That the real property at 1025 South 16th Street (Highway #95) or more particularly described as follows, be annexed into the City of Payette:

Land in the County of Payette, Idaho, as recorded in the Recorder's Amended Westslope Plat as per Plat in Book 2, Page 2 Plat Record, Payette County, Idaho: Block 8, situated in the S ½ NE1/4 of Sec. 3 Township 8 N., R 5 W., B.M., and being more particularly described as follows:

~~Beginning at the SW corner of the NE 1/4 of said Sec. 3; thence N. 342 feet; thence E. 4714 feet, more or less, to the westerly side line of the right of way of the Lower Payette Ditch; thence in a Southeasterly direction along said ditch right of way to the south side line of the SE 1/4 NE 1/4 of said Sec. 3; thence W. 2075 feet to the place of beginning; excepting therefrom that portion of the west side thereof conveyed to the State of Idaho for highway purposes by deeds recorded April 21, 1965, and May 3, 1965, respectively, instruments #123553 and #123692, deed records of Payette County, Idaho; further excepting therefrom the following described parcel of land;~~

~~Commencing at the SW corner of the NE 1/4 of Sec. 3, Twp. 8 N., R 5 W, B.M.; thence N. 342 feet; thence E. 350 feet to the true point of beginning; thence continue E. 1364 feet, more or less, to the Lower Payette Ditch; thence in a southeasterly direction along said ditch to the south line of the SE 1/4 NE 1/4 of said Sec. 3; thence W. 1725 feet; thence N. 350 feet, more or less to the true point of beginning.~~

Beginning at the SW corner of the NE1/4 of Sec 3, T8N, R5w, B.M.; also being the TRUE POINT OF BEGINNING;

Thence N00° 00'00"E, 342.00 feet,

Thence N90° 00'00"E, 350.00 feet,

Thence S00° 00'00"E, 342 feet,

Thence N90° 00'00"W, 350.00 feet to the TRUE POINT OF BEGINNING.

B. The east half of the right of way for South 16th Street (Highway 95) as described below:

Beginning at the NW corner of the NE1/4 of Section 3, T8N, R5W, B.M.,

which is the TRUE POINT OF BEGINNING: Thence south along the center-line of Section 3 to the SW corner of the NE1/4 of Section 3, T8N, R5W, B.M.; Thence N90°00'00"E, 50.00 feet; Thence northerly parallel to the center-line of Section 3 to the north line of section 3; Thence westerly along the north-line of Section 3, 50.00 feet to the TRUE POINT OF BEGINNING.

SECTION 2: Upon annexation, the real property shall be zoned C-2 Commercial.

SECTION 3: If any portion of this Ordinance is found to be unenforceable or unconstitutional for any reason, the remaining portion of this Ordinance shall remain in full force and effect.

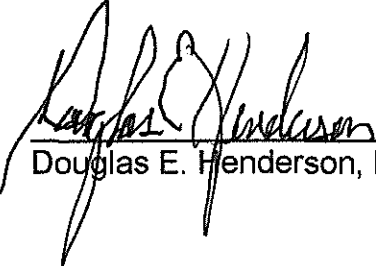
SECTION 4: Any portions of any existing Ordinances which are in conflict with this Ordinance are hereby repealed insofar as the conflict exists.

SECTION 5: This Ordinance shall take effect and be in full force and effect after its adoption and publication as required by law.

BE IT ORDAINED AND RESOLVED THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS APPROVAL, PASSAGE, AND PUBLICATION AS REQUIRED BY LAW.

This Ordinance shall be in full force and effect on this 10 day of May, 2006.

City of Payette, Idaho



Douglas E. Henderson, Mayor

ATTEST:

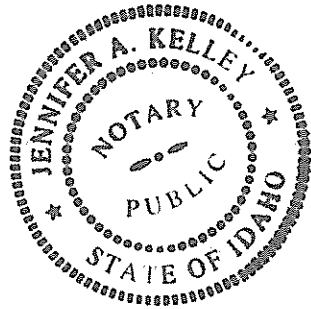


Mary Cordova, City Clerk

335265

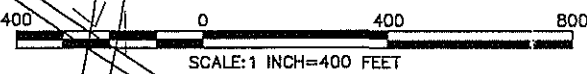
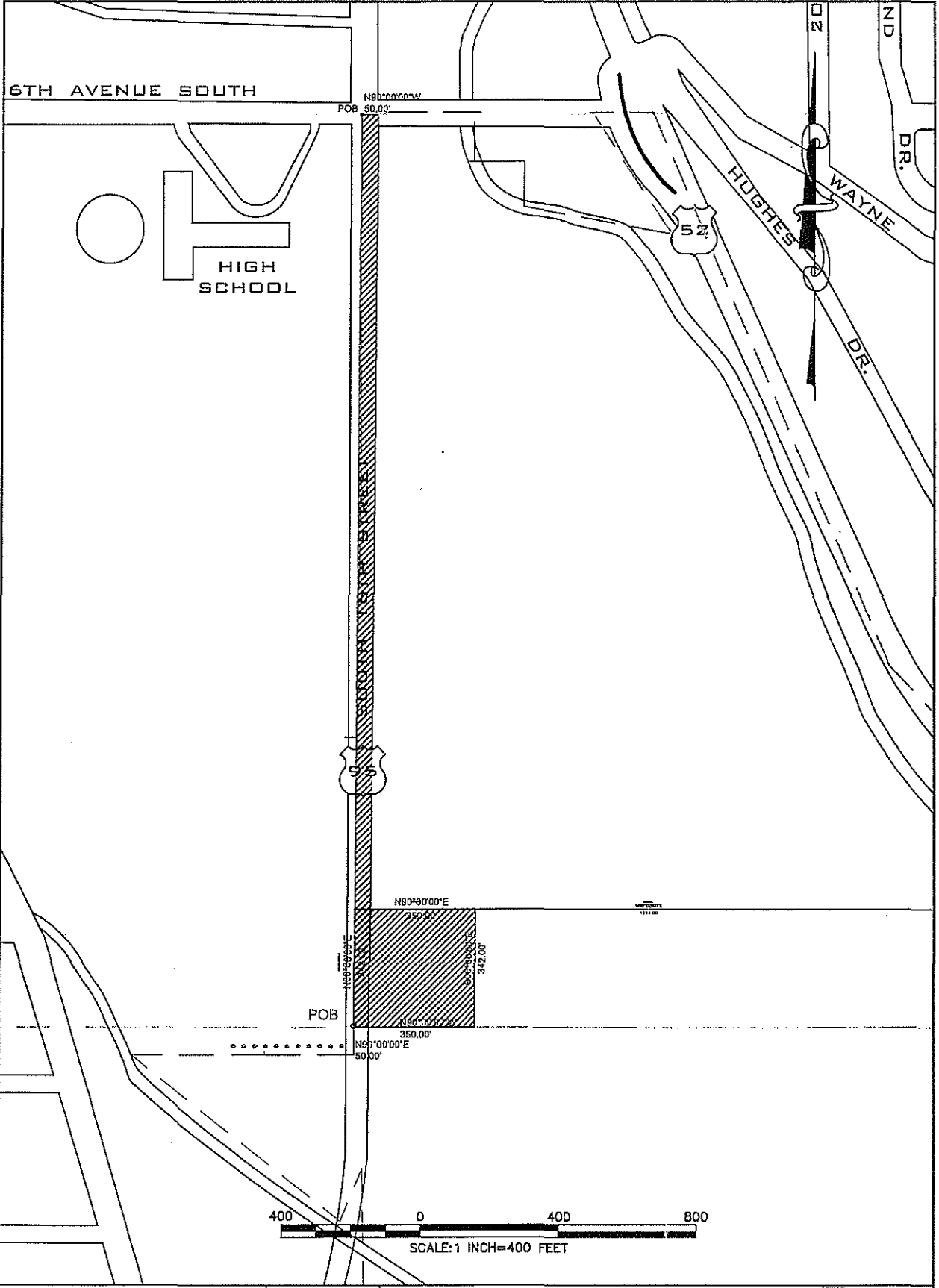
State of Idaho)
) ss
County of Payette)

On this 15th day of May, in the year of 2006, before me, Jennifer A. Kelley, a notary public, personally appeared Douglas E. Henderson, Mayor, and Mary Cordova, City Clerk, known to me to be the persons whose name is subscribed to within the instrument, and acknowledged to me that they executed the same.



Notary Public Jennifer A. Kelley
My Commission Expires on 12-11-2008

Instrument # 335265
PAYETTE COUNTY
2006-05-18 03:35:00 No. of Pages: 3
Recorded for : CITY OF PAYETTE
BETTY J DRESSEN Fee: 0.00
Ex-Officio Recorder Deputy Kathryn A. Dressen
Index to: ORDINANCE MISC



HOLLADAY ENGINEERING CO.
 ENGINEERS - CONSULTANTS
 32 N. MAIN P.O. BOX 235 PAYETTE, ID 83681
 (208) 642-3304 • FAX# (208) 642-2159
 EMAIL: holladay@titan.net

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ANNEXATION 4/2006
 CITY OF PAYETTE, IDAHO
 2006

JOB NO.	CP020106
DATE	3/22/06
REVISED	
DATE	3/22/06
DRAWN BY	RB
CHECKED BY	DA

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, ANNEXING THAT REAL PROPERTY WHICH IS DESCRIBED IN SECTION 1; ESTABLISHING ZONING; PROVIDING SEVERABILITY; REPEALER; EFFECTIVE DATE; ALLOWING FOR PUBLICATION BY SUMMARY;

Be it ordained and resolved by the Mayor and City Council of the City of Payette, Idaho.

Section 1: That the real property at 1025 South 16th Street (Highway #95) or more particularly described as follows, be annexed into the City of Payette:

Land in the County of Payette, Idaho, as recorded in the Recorder's Amended Westslope Plat as per Plat in Book 2, Page 2 Plat Record, Payette County, Idaho: Block 8, situated in the S 1/2 NE 1/4 of Sec. 3 Township 8 N., R 5 W., B.M., and being more particularly described as follows:

Beginning at the SW corner of the NE 1/4 of said Sec. 3; thence N. 342 feet; thence E. 1714 feet, more or less, to the westerly side line of the right of way of the Lower Payette Ditch; thence in a Southeasterly direction along said ditch right of way to the south side line of the SE 1/4 NE 1/4 of said Sec. 3; thence W. 2075 feet to the place of beginning; excepting therefrom that portion of the west side thereof conveyed to the State of Idaho for highway purposes by deeds recorded April 21, 1965, and May 3, 1965, respectively, instruments #123553 and #123692, deed records of Payette County, Idaho; further excepting therefrom the following described parcel of land; Commencing at the SW corner of the NE 1/4 of Sec. 3, Twp. 8 N., R 5 W, B.M.; thence N. 342 feet; thence E. 350 feet to the true point of beginning; thence continue E. 1364 feet, more or less, to the Lower Payette Ditch; thence in a southeasterly direction along said ditch to the south line of the SE1/4 NE1/4 of said Sec. 3; thence W. 1725 feet; thence N. 350 feet, more or less to the true point of beginning.

Section 2: Upon annexation, the real property shall be zoned C-2 Commercial.

Section 3: If any portion of this Ordinance is found to be unenforceable or unconstitutional for any reason, the remaining portion of this Ordinance shall remain in full force and effect.

Section 4: Any portions of any existing Ordinances which are in conflict with this Ordinance are hereby repealed insofar as the conflict exists.

Section 5: This Ordinance shall take effect and be in full force and effect after its adoption and publication as required by law.

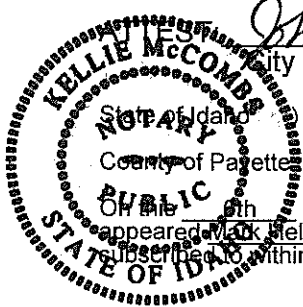
BE IT ORDAINED AND RESOLVED THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS APPROVAL, PASSAGE, AND PUBLICATION AS REQUIRED BY LAW.

This Ordinance shall be in full force and effect on this 6th day of August, 2005.

City of Payette, Idaho

Mark S. Meleker
Mayor

John P. Franks
City Clerk



Instrument # 329170
PAYETTE COUNTY 2:08 PM
2005-09-07 02:05:00 No. of Pages: 1
Recorded for : CITY OF PAYETTE
BETTY J DRESSEN Fee: 0.00
Ex-Officio Recorder Deputy *Kathleen A. Turner*
Index to: ~~RELEASE OF LIEN~~ *Ordinance*
Notary Public *Kellie McCombs*
My Commission Expires 1-14-09

On this 6th day of August, in the year of 2005, before me, Kellie McCombs, Deputy City Clerk, personally appeared Mark Meleker, Mayor, and John P. Franks, City Clerk, known to me to be the persons whose name is subscribed to within the instrument, and acknowledged to me that they executed the same.