

**CITY OF PAYETTE, IDAHO**  
**Resolution # 2021-01**

A RESOLUTION OF THE CITY OF PAYETTE AMENDING RESOLUTION #2019-08 TO DECLARE A FAIR AND REASONABLE VALUE FOR THE SALE OF CITY OWNED PROPERTY KNOWN AS THE "BRICKYARD".

WHEREAS, the City of Payette was duly formed and exists under and by virtue of Article XII of the Constitution of the State of Idaho and Title 50 of the Idaho Code;

WHEREAS, the City of Payette owns the real property as described on Exhibit A attached and incorporated herein and hereinafter referred to as "Real Property", also known as the "Brickyard".

WHEREAS, the City of Payette has the power and authority pursuant to Idaho Code Section 50-1401 to sell, exchange or convey any real property owned by the City which is underutilized or which is not used for public purposes.

WHEREAS, Chapter 14 of Title 50 Idaho Code prescribes a procedure to be followed regarding the disposition of city real property.

WHEREAS, the City Council determined a fair and reasonable purchase price for the Real Property through its intent to sell the Real Property in Resolution 2019-08.

WHEREAS, Resolution 2019-08 was approved May, 2019 declaring a value of \$55,000 for the real property and a public hearing was held on June 17<sup>th</sup>, 2019 after providing proper notice to the public. No comments were received from the public regarding the sale of the Real Property; and,

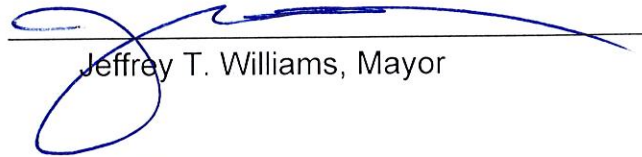
WHEREAS, the City withdrew the advertisement for the sale of real property after recognizing an easement for a water line through the property was not reserved in the legal description. After obtaining a new legal description, the local property market has changed and a minimum bid for the sale should be set higher than the minimum bid set through Resolution 2019-08.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Payette that:  
The City Council through Resolution 2019-08 found and declared that the Real Property is no longer useful to the City and underutilized and not used for public purposes; and declared their intent to sell said Real Property by sealed bid.

A public hearing was held June 17<sup>th</sup>, 2019 where no person appeared to show cause that the Real Property should or should not be made.

The City Council finds and declares that the market value of Parcel I has increased since May, 2019, and hereby amends Resolution 2019-08 to set a minimum bid price of \$65,000 for the Real Property.

**PASSED, APPROVED and ADOPTED** this 4<sup>th</sup> day of January, 2021.

  
Jeffrey T. Williams, Mayor

Attest:  
  
Mary Cordova, City Clerk/Treasurer



## EXHIBIT "A"

A parcel of land being a portion of the W1/2 of the NE1/4 of Section 34, Township 9 North, Range 5 West of the Boise Meridian, Payette County, Idaho, more particularly described as follows:

**COMMENCING** at the NE1/16 corner of said Section 34, marked by an aluminum cap/PLS 4203, from which the CE1/16 corner of said Section 34, marked by a brass cap/RMB 878, bears South 00°24'53" West, 1305.74 feet;

Thence North 89°10'57" West, 253.35 feet to a 5/8 inch rebar/no cap marking the northwest corner of the Recorders Plat of Section 34, Book 7, Page 5, and the northwest corner of Adjusted Lot B of Record of Survey Instrument No. 387646, and also the southwest corner of Lot 14, Block 2, Uehlin's 3rd Addition to the City of Payette, Book 5, Page 6, Payette County Records;

Thence North 00°21'48" East, coincident with the west line of said Lot 14, a distance of 28.45 feet to a 5/8 inch rebar/cap PLS 10561 and the **POINT OF BEGINNING**;

Thence South 88°58'32" West, 489.96 feet to the easterly right of way line of the Lower Payette Ditch, marked by a 5/8 inch rebar/cap PLS 10561;

Thence North 10°44'21" West, coincident with said easterly right of way line, 482.15 feet to the south line of said Uehlin's 3rd Addition to the City of Payette, marked by a 5/8 inch rebar/cap PLS 10561;

Thence South 89°29'04" East, coincident with said south line of Uehlin's 3rd Addition to the City of Payette and the north line of Lot 1, Block 1 of Wayne's Addition an Amended Plat, Book 7, Page 16, Payette County Records, a distance of 695.55 feet to the northeast corner of said Lot 1, marked by a 5/8 inch rebar/cap PLS 797;

Thence coincident with the boundary line of said Lot 1, the following 4 (four) courses:

South 00°19'21" West, 129.19 feet to a 5/8 inch rebar/no cap;

South 89°21'39" East, 110.00 feet to a 5/8 inch rebar/cap PLS 797;

South 00°25'58" West, 60.00 feet to a 5/8 inch rebar/no cap;

North 89°21'39" West, 222.90 feet to the southwest corner of said Lot 1, marked by a 5/8 inch rebar/no cap;

Thence South 00°21'48" West, coincident with the west line of said Lot 14 and the west line of Lot 3, Block 1, of said Wayne's Addition an Amended Plat, a distance of 270.76 feet to the **POINT OF BEGINNING**.

The above described parcel contains 6.389 acres, more or less.

**BASIS OF BEARING** for this description is South 00°24'53" West between the NE1/16 corner and the CE1/16 corner of Section 34, T. 9 N., R. 5 W., B.M., Washington County, Idaho.