

ORDINANCE 1083

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, REZONING CERTAIN LANDS LYING WITHIN THE CITY LIMITS OF PAYETTE; SETTING AN EFFECTIVE DATE; SEVERABILITY; REPEALER;

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

Section 1: That those lands described in the following description be rezoned B - Residential:

Land in RECORDER'S Plat of Section 34, Township 9 N., R.5 W., B.M., as per Plat in Book 2, Page 5 Plat Records, Payette County, Idaho:

Commencing at the N.W. corner of Block 6 of said Recorder's Plat of said Section 34;  
Thence southerly along the W. line of Said Block 6 a distance of 68.0 feet, more or less, to a point in a line parallel with and 40.0 feet northerly from the centerline of the Third Avenue Spur Survey as shown on the plans of said U.S. Highway 95 Project No. F-3112 (13) Highway Survey;  
Thence S. 89°18'20" E. along said parallel line 1,198.0 feet, more or less, to a point in the E. line of Lot 1, Block 7 of said Recorder's Plat of Section 34;  
Thence northerly along said E. line 68 feet, more or less, to point in a line parallel with and 40.0 feet northerly from the centerline of said Third Avenue Spur Survey;  
Thence N. 89°18'20" W. along said parallel line 1,198.0 feet, more or less, to the point of beginning.

Excepting all roads and ditches and ditch rights-of-way as they now exist.

Section 2: 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Section 3: If any portions of any existing Ordinances which are in conflict with this Ordinance are hereby repealed insofar as the conflict exists.

Section 4: 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.

Passed and Approved by the Mayor and City Council of the City of Payette, Idaho the 15 day of August, 1994.

City of Payette, Idaho

ATTEST: John P. Franks  
City Clerk

James E. McCue  
Mayor

State of Idaho, County of Payette, ss.  
On this 15<sup>th</sup> day of August, in the year of 1994, before me, Kellie Donner, Deputy City Clerk, personally appeared James E. McCue, Mayor and John P. Franks, City Clerk, known to me to be the persons whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public Kellie Donner My Commission Expires 1-97

John Franks, City Clerk