

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;

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

Section 1: That real property be annexed into the City of Payette. That real property being more particularly described as:

Commencing at the Northeast corner of the SE 1/4 of the NW 1/4 of Section 3, Township 8 North, Range 5 West, Boise Meridian; Thence South along the 1/4 section line 660 feet to the Point of Beginning; thence South along the quarter section line to the North right of way line of NE 10th Avenue; thence East a distance of 330' along the North Right of Way line of said road; thence South across said road Right of Way to the Northeast corner of Block 54 as shown on the Assessor Westslope Plat, as recorded in the Plat Records of Payette County, Payette, Idaho at Plat Book 1, Page 35; thence south along the east line of said Block 54 a distance of 643.5 feet to a point 16.5 feet north of the southeast corner of said Block 54; thence West a distance of 310 feet to a point on the West line of Block 54; thence North along the West line of said Block 54 to a point 175 feet south of the south Right of Way line of said NE 10th Avenue; thence West to a point on the East Right of Way line of US Highway 95, thence southwesterly with said east Right of Way line 250 feet more or less to the existing City limits; thence with said City Limits the following courses, Northwesterly to a point on the West edge of the US Highway 95 Right of Way, thence Southwesterly along a curve with said Right of Way to a point where the US 95 Highway Right of Way intersects with the east Right of Way of Business 95; thence North along the East edge of said Business 95 Right of Way to a point of intersection with the south line of the North half of the SE 1/4 of the NW 1/4 of Section 3; thence East along said south line of the North half of the SE 1/4 of the NW 1/4 of Section 3 to the Point of Beginning;

Excepting therefrom the portion of Block 44, Westslope Plat, lying between the East 1/4 section line of the SW 1/4 of Section 3 and the centerline of the "49" slough, excepting the North 363 feet of said Block 44;

and also Excepting therefrom a parcel of land in the North 363 feet of Block 44 of Westslope Plat being more particularly described as follows, Commencing at the Northeast corner of said Block 44, thence N 88°42'19" W along the North boundary of said Block 44 a distance of 50.00 feet to a point on the west right of way line of US Highway 95, as described in deed dated November 25, 1964; thence S 0°38'18" W along said Highway Right of Way line 183.00 feet to the Point of Beginning, thence S 0°38'18" W along said Highway Right of Way line a distance of 134.00 feet; thence southwesterly along said Highway Right of Way line on a spiral curve to the right which has a central angle of 0°08'22" a distance of 46 feet; thence N 88°42'19" W, parallel to the North boundary of Block 44, a distance of 241.96 feet; thence N 0°38'18" E a distance of 180.00 feet; thence S 88°42'19" E, parallel to the North boundary of said Block 44, a distance of 242.00 feet to the Point of Beginning.

Land in Section 3, Township 8 North, Range 5 West, Boise Meridian; further described as follows:

As shown on the South Park Addition Plat in the Plat Records of Payette County, Payette, Idaho at Plat Book 2, Page 34; Block 1, Lots 1-7 and 9 and the East 80 feet of Lot 8; Block 2, Lots 1-4 and 7-9; Block 4, Lots 1-4 and 9-12;

As shown on the Romine Subdivision Plat in the Plat Records of Payette County, Payette, Idaho at Plat Book 5, Page 1; Lots 1-4; As shown on the Carpenters Subdivision Plat in the Plat Records of Payette County, Payette, Idaho at Plat Book 2, Page 29; Block 4.

As shown on the said Westslope Plat, that portion of Block 39 lying west of the Right of Way of Business Highway 95.

Section 2: That those lands described above be zoned in the following manner:

Parcels 2279, 2361, 2358, 2358-1, 2357, 2347, 2276-1, 2348, 5628, 5630, and 5646 be zoned E-Industrial;

Parcels 2377, 2378, 2374, 2362, 2377-3, 2362-1, 5615-1, 5615, 5614-1, 5614, 5618, 5617, 5629, 5625-5, 5625-2, 5625, 5625-1, 5627, 5627-1, 2285-2, 2287-1, 2285-1, 2285, 2287-2, 2287, and 5626 be zoned D-Commercial;

Parcels 5621-3, 5621-2, 5621-1, 5622-1, and 5624 be zoned B-Residential.

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 the 18th day of December, 1995.

City of Payette

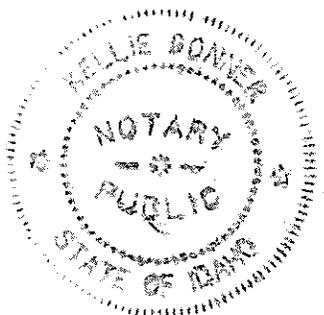
Attest: John P. Franks
John P. Franks, City Clerk

James E. McCue
James E. McCue, Mayor

Accepted

State of Idaho)
County of Payette) S.S.

On this 19th day of December 1995, before me Kellie Donner, a notary public, personally appeared James E. McCue, Mayor, and John P. Franks, City Clerk, personally known to me to be the person(s) whose name(s) is (are) subscribed to this instrument, and acknowledged that he (she) (they) executed the same.



Kellie Donner
Notary Public
My Commission Expires 1-97

259030

State of Idaho, County of Payette
I certify that this instrument was filed for record at the request of City of Payette
Dec 22, 1995 1:37 PM, in Book of 1000 pg 259030
Laura L. Stigile, Ex-Officio Recorder by [Signature] Deputy fee \$6.00