

ORDINANCE 1013

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, ANNEXING THAT REAL PROPERTY WHICH IS DESCRIBED IN EXHIBIT A; 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 real property which is described in Exhibit A and attached hereto and incorporated hereat as if set out in full verbatim be annexed into the City of Payette.

Section 2: Upon annexation that property shall be zoned A 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Section 4: Any portions of any existing Ordinances which are in conflict with this Ordinance are hereby repealed insofar as the conflict exists.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.

Section 6: The Ordinance may be published by summary as provided by Idaho Code.

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 4<sup>th</sup> day of February, 1991.

City of Payette, Idaho

Fluoyd L. Mayer  
Mayor

ATTEST:

John P. Franks  
City Clerk

State of Idaho, County of Payette, ss.

On this 4<sup>th</sup> day of February, in the year of 1991, before me, Kellie Donner, Deputy City Clerk, personally appeared Fluoyd L. Mayer Mayor and John P. Franks, 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

State of Idaho, County of Payette  
I certify that this instrument was filed for record at the request of John Franks, Payette City Clerk  
July 24, 1991 @ 3:42 P M, in Book 21 of Misc. Records at page 235292.  
Laura L. Sigile, Ex-Officio Recorder by K. L. Sigile, Deputy  
Fee: \$6.00

235292

Accepted

WITHIN GOVERNMENT LOT 1 OF SECTION 3, T.8N., R.5W., B.M.

DESCRIPTION: IN BLOCK 1 OF RECORDER'S AMENDED WESTSLOPE PLAT AS PER PLAT IN BOOK 2 PAGE 2 PLAT RECORDS, PAYETTE COUNTY, IDAHO: ALL THAT PORTION OF SAID BLOCK 1 LYING NORTH AND EAST OF THE NORTHEASTERLY SIDE LINE OF BLOCK 2 OF WHITELEY HEIGHTS, DIVISIONS #2 AND #4 AS PER PLATS IN BOOK 2 PAGES 32 AND 40 RESPECTIVELY, PLAT RECORDS OF SAID COUNTY, AND LYING SOUTH OF THE SOUTHERLY BOUNDARY LINE OF REB HILLS ADDITION, AS PER PLAT IN BOOK 3, PAGE 7 PLAT RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF GOVERNMENT LOT 1 (SOUTHEAST CORNER OF SAID BLOCK 1, WESTSLOPE PLAT): THENCE N 0°14'08"E - 707.17 FEET ALONG THE EAST LINE OF SAID GOVERNMENT LOT 1; THENCE S 55°02'50"W - 307.42 FEET ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF AN EXISTING STREET OF THE CITY OF PAYETTE, IDAHO, KNOWN AS WAYNE DRIVE, TO A POINT OF CURVATURE: THENCE 167.63 FEET ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID WAYNE DRIVE ALONG THE ARC OF A 215.80 FOOT RADIUS CURVE RIGHT WITH A CENTRAL ANGLE OF 44°30'20" AND A LONG CHORD BEARING S 77°18'00"W - 163.44 FEET TO A POINT ON TANGENT; THENCE N 80°28'50"W - 361.89 FEET ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID WAYNE DRIVE TO A POINT OF CURVATURE: THENCE 19.95 FEET ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID WAYNE DRIVE ALONG THE ARC OF AN 114.23 FOOT RADIUS CURVE RIGHT WITH A CENTRAL ANGLE OF 10°00'20" AND A LONG CHORD BEARING N 75°28'40"W - 19.92 FEET TO A POINT ON TANGENT; THENCE N 70°26'30"W - 266.31 FEET ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID WAYNE DRIVE TO A POINT OF CURVATURE: THENCE 61.42 FEET ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID WAYNE DRIVE ALONG THE ARC OF AN 198.46 FOOT RADIUS CURVE RIGHT WITH A CENTRAL ANGLE OF 17°44'00" AND A LONG CHORD BEARING N 61°34'30"W - 61.18 FEET TO A POINT ON TANGENT; THENCE N 52°42'30"W - 284.43 FEET ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID WAYNE DRIVE TO A POINT ON THE WEST LINE OF SAID GOVERNMENT LOT 1 (WEST LINE OF SAID BLOCK 1, WESTSLOPE PLAT); THENCE S 0°18'57"E - 60.21 FEET ALONG THE WEST LINE OF SAID GOVERNMENT LOT 1 TO THE NORTH CORNER OF SAID WHITELEY HEIGHTS, DIVISION #2; THENCE S 32°31'18"E - 250.63 FEET ALONG THE NORTHEASTERLY LINE OF SAID WHITELEY HEIGHTS DIVISION #2; THENCE N 61°16'36"E - 16.00 FEET ALONG THE NORTHERLY LINE OF SAID WHITELEY HEIGHTS DIVISION #2; THENCE S 28°49'30"E - 669.82 FEET ALONG THE NORTHEASTERLY LINE OF SAID WHITELEY HEIGHTS DIVISIONS #2 AND #4 TO A POINT ON THE SOUTH LINE OF SAID GOVERNMENT LOT 1 (SOUTH LINE OF SAID BLOCK 1, WESTSLOPE PLAT); THENCE S 89°59'36"E - 843.67 FEET ALONG THE SOUTH LINE OF SAID GOVERNMENT LOT 1 TO THE POINT OF BEGINNING.