

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, which is real property being a portion of Assessor's Westslope Plat and the Romine Subdivision SW1/4NW1/4 of Section 3, Twp 8 N., R.5 W., B. M., Payette County, Idaho, and is more particularly described as follows;

Parcel No. 1. Romine property at 936 S. Main Street, Hwy #95 Bus. Alt., Lot 5 of Romine Subdivision, which Plat is on file at Payette County.

Parcel No. 2. Dundas property at 934 S. Main Street beginning at the NW corner of Lot 5 of the Romine Subdivision; Thence S. 0°03'15" W. along the west boundary of said Lot 5 a distance of 367.62 feet to the center line of 49 slough; Thence N. 72°33'35" W. along said center line a distance of 100.60 feet; Thence N. 0°03'15" E. parallel with said West boundary a distance of 460.18 feet to the Westerly right of way of Hwy 95 Bus. Alt.; Thence S. 38°00'17" E. along said right of way a distance of 155.65 feet to the TRUE POINT OF BEGINNING;

Parcel No. 3. Beginning at the NE corner of said lot 5; Thence along a curve to the right having a radius of 1870.47 feet, a length of 91.72 feet, a tangent of 45.87 feet, a chord of 91.71 feet which bears S. 32°59'06" E., and a delta of 02°48'34"; Thence S. 0°03'15" W. parallel to the East boundary of said Lot 5, a distance of 139.00 feet; Thence N. 89°56'45" W. a distance of 50.00 feet to the SE corner of said Lot 5; Thence N. 0°03'15" E. along said East boundary a distance of 215.88 feet to the TRUE POINT OF BEGINNING.

Section 2: The property shall be zoned C-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Section 4: Any portions of any existing Ordinances which are in conflict with this Ordinance are hereby repealed insofar as the conflict exists.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 the 20 day of July, 1992.

City of Payette, Idaho

ATTEST: John P. Franks City Clerk

Floyd L. Moyer Mayor

State of Idaho, County of Payette, ss. On this 20th day of July, in the year of 1992, before me, Kellie Donner, Deputy City Clerk, personally appeared Floyd L. Moyer, 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

State of Idaho, County of Payette 239874 I certify that this instrument was filed for record at the request of John Franks, Payette City Clerk July 24, 1992 @ 9:24 A.M. in Book 21 Misc., page 239874. Laura L. Stigile, Ex-Officio Recorder by Kellie Donner, Deputy Fee: \$3.00