

ORDINANCE 1073 (amended)

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, being property owned by Kenneth W. and Elizabeth Dillon, be annexed into the City of Payette, Idaho, which is real property located at 1107 River Street in Payette County, Idaho, and is situated in a portion of Section 28, Twp. 9 N., R. 5 W., B.M., more particularly described as follows:

Commencing at the S.E. corner of the W1/2NE1/4SW1/4 of said Section, being also the SE corner of Block 62 and the POINT OF BEGINNING, In ASSESSOR'S RIVERSIDE PLAT as per Plat in Book 1, Page 10, Plat Records of Payette County, Idaho:

Thence S. 89°48'06" W. 636.61 feet along the south line of said Block 62 to the right side meander line of the Payette River as established in September, 1868;
 Thence N. 14°39'58" E. 682.85 feet along the meander line of the Payette River;
 Thence N. 89°48'06" E. 463.57 feet to the east side line of Block 62;
 Thence S. 00°00'50" E. 660.55 feet along said east side line of Block 62 to the Point of beginning, the above described area containing 9.65 acres, more or less.

- and -

Accretion land situated in a portion of Government Lot 3 of Section 28, Twp. 9 N., R. 5 W., B.M., Payette County, more particularly described as follows:

Commencing at the SE corner of the W1/2NE1/4SW1/4 of said Section 28, being also the SE corner of Block 62, Assessor's Riverside Plat as per Plat in Book 1, Page 10, Plat Records, Payette County;

Thence S. 89°48'06" W, 636.61 feet along the S. line of said Block 62 to the right side meander line of the Payette River as established in September, 1868 and the REAL POINT OF BEGINNING;

Thence continuing S. 89°48'06" W. 1,693.55 feet along a prolongation of said S. line to the approximate ordinary high water line of the right (east) bank of the Payette River as it existed as of August, 1992;

Thence along said approximate ordinary high water line the following courses and distances:

N. 4°21'55" E., 67.91 feet;
 Thence N. 14°29'59" E., 72.66 feet;
 Thence N. 17°10'40" E., 223.39 feet;
 Thence N. 40°45'58" E., 149.70 feet;
 Thence N. 59°30'34" E., 71.03 feet;
 Thence N. 11°20'33" E., 30.00 feet to the centerline of the East Channel of the Payette River;

Accepted

Thence along said centerline the following courses and distances:

- S. 89°38'01" E., 407.74 feet;
- Thence S. 76°44'00" E., 220.02 feet;
- Thence S. 63°12'08" E., 187.30 feet;
- Thence N. 78°27'08" E., 204.09 feet;
- Thence N. 57°57'15" E., 316.20 feet;
- Thence N. 44°42'25" E., 90.09 feet to the prolongation of the N. line of the S. 660 feet of said Block 62;
- Thence N. 89°48'06" E., 291.82 feet along said prolongation and said N. line to said meander line of the Payette River;
- Thence S. 14°39'58" W., 682.85 feet (Record South 16 1/2° West) along said meander line returning to the real point of beginning, the above described area containing 20.19 acres, more or less.

Section 2: The property shall 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 21st day of March, 1994.

City of Payette, Idaho

ATTEST

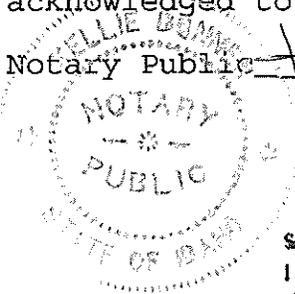
John P. Franks
City Clerk

James E. McCue
Mayor

State of Idaho, County of Payette, ss.

On this 21st day of March, 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



State of Idaho, County of Payette
I certify that this instrument was filed for record at the request of City of Payette
May 12, 1994 1:30 PM, in Book 21 page pg. 249773
Laura L. Stigile, Ex-Officio Recorder by [Signature] fee \$600

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, being property owned by Kenneth W. and Elizabeth Dillon, be annexed into the City of Payette, Idaho, which is real property located at 1107 River Street in Payette County, Idaho, and is more particularly described as follows;

In ASSESSOR'S RIVERSIDE PLAT as per Plat in Book 1, Page 10, Plat Records of Payette County, Idaho:

That portion of the South 660 feet of Block 62 which is contiguous on the West to Block 63 of said Riverside Plat, more particularly described as follows:

BEGINNING at the SW corner of aforesaid Block 63;

Thence N. following said W. side line of Block 63 a distance of 660 feet;

Thence W. and parallel to the S. side line of said Block 62 approximately 430 feet to the Easterly meander line of the Snake and Payette Rivers;

Thence in a Southwesterly direction following said meander line approximately 700 feet to the S. side line of aforesaid Block 62;

Thence E. following said S. line 618 feet, more or less, to the point of beginning.

- and -

Accretion land situated in a portion of Government Lot 3 of Section 28, Twp. 9 N., R. 5 W., B.M., Payette County, more particularly described as follows:

Commencing at the SE corner of the W1/2NE1/4SW1/4 of said Section 28, being also the SE corner of Block 62, Assessor's Riverside Plat as per Plat in Book 1, Page 10, Plat Records, Payette County;

Thence S. 89°48'06" W, 636.61 feet along the S. line of said Block 62 to the right side meander line of the Payette River as established in September, 1868 and the REAL POINT OF BEGINNING;

Thence continuing S. 89°48'06" W. 1,693.55 feet along a prolongation of said S. line to the approximate ordinary high water line of the right (east) bank of the Payette River as it existed as of August, 1992;

Thence along said approximate ordinary high water line the following courses and distances:

N. 4°21'55" E., 67.91 feet;

Thence N. 14°29'59" E., 72.66 feet;

Thence N. 17°10'40" E., 223.39 feet;

Thence N. 40°45'58" E., 149.70 feet;

Thence N. 59°30'34" E., 71.03 feet;

Thence N. 11°20'33" E., 30.00 feet to the centerline of the East Channel of the Payette River;

Thence along said centerline the following courses and distances:

S. 89°38'01" E., 407.74 feet;

Thence S. 76°44'00" E., 220.02 feet;

Thence S. 63°12'08" E., 187.30 feet;

Thence N. 78°27'08" E., 204.09 feet;
Thence N. 57°57'15" E., 316.20 feet;
Thence N. 44°42'25" E., 90.09 feet to the prolongation
of the N. line of the S. 660 feet of said Block 62;
Thence N. 89°48'06" E., 291.82 feet along said
prolongation and said N. line to said meander line of
the Payette River;
Thence S. 14°39'58" W., 682.85 feet (Record South
16 1/2° West) along said meander line returning to the
real point of beginning, the above described area
containing 20.19 acres, more or less.

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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.

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This Ordinance shall be in full force and effect on the 21st day of March, 1994.

City of Payette, Idaho

ATTEST: John P. Franks
City Clerk

James E. McCue
Mayor

State of Idaho, County of Payette, ss.
On this 21st day of March, 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

State of Idaho, County of Payette
I certify that this instrument was filed for record at the request of City of Payette
April 5, 1994 2:48 PM in Book 21 mic. pg. 249126
Laura L Stigile, Ex-Officio Recorder by Gela J. [Signature] Deputy
fee \$60

MAP TO ACCOMPANY ORDINANCE # 1073

APRIL 1994 SCALE 1" = 30' ⁴⁰

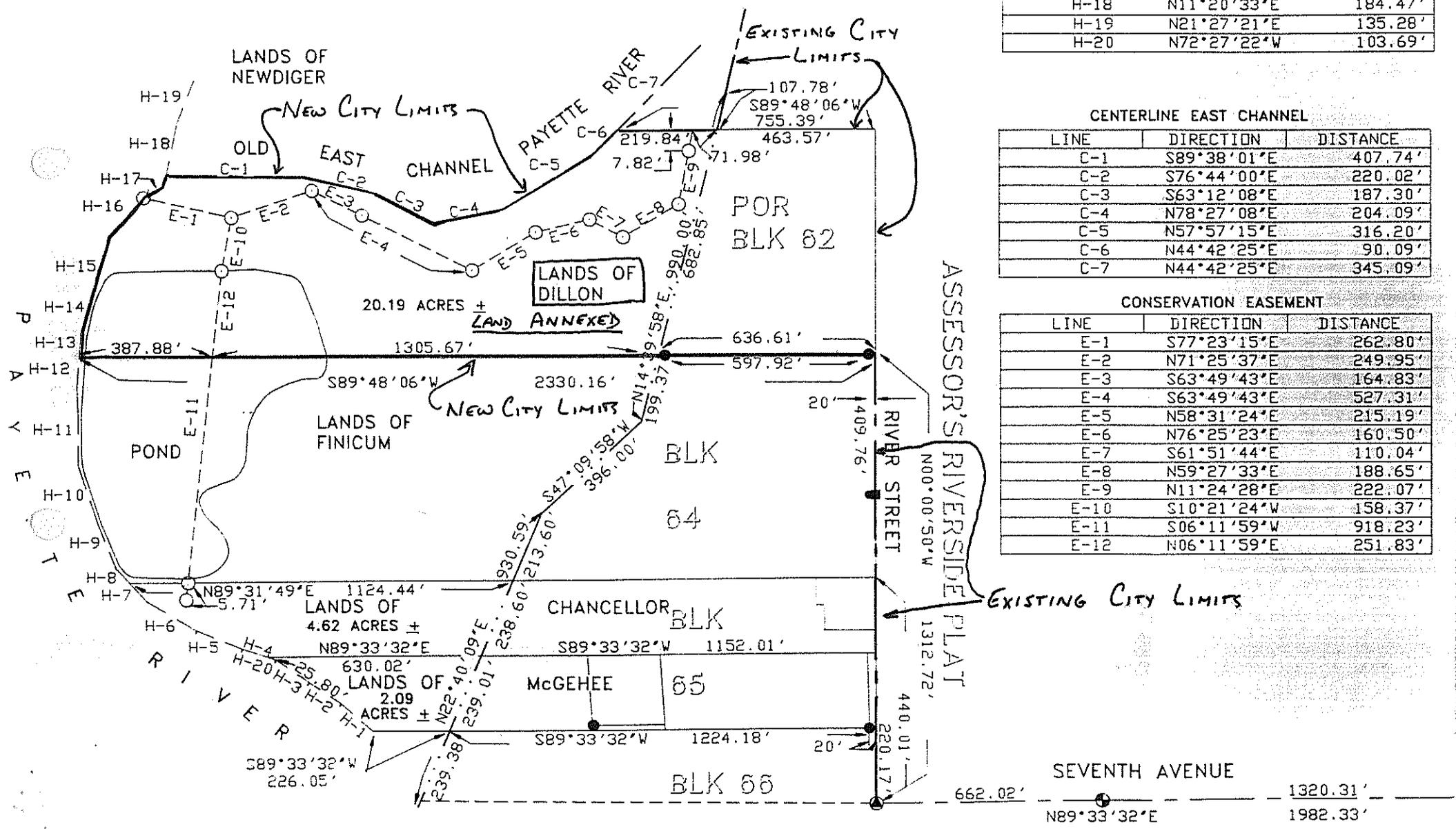
H-7	N42°42'38"W	73.01'
H-8	N42°42'38"W	57.90'
H-9	N22°10'06"W	139.35'
H-10	N18°23'11"W	181.88'
H-11	N01°04'43"W	220.92'
H-12	N04°21'55"E	97.77'
H-13	N04°21'55"E	67.91'
H-14	N14°29'59"E	72.66'
H-15	N17°10'40"E	223.39'
H-16	N40°45'58"E	149.70'
H-17	N59°30'34"E	71.03'
H-18	N11°20'33"E	184.47'
H-19	N21°27'21"E	135.28'
H-20	N72°27'22"W	103.69'

CENTERLINE EAST CHANNEL

LINE	DIRECTION	DISTANCE
C-1	S89°38'01"E	407.74'
C-2	S76°44'00"E	220.02'
C-3	S63°12'08"E	187.30'
C-4	N78°27'08"E	204.09'
C-5	N57°57'15"E	316.20'
C-6	N44°42'25"E	90.09'
C-7	N44°42'25"E	345.09'

CONSERVATION EASEMENT

LINE	DIRECTION	DISTANCE
E-1	S77°23'15"E	262.80'
E-2	N71°25'37"E	249.95'
E-3	S63°49'43"E	164.83'
E-4	S63°49'43"E	527.31'
E-5	N58°31'24"E	215.19'
E-6	N76°25'23"E	160.50'
E-7	S61°51'44"E	110.04'
E-8	N59°27'33"E	188.65'
E-9	N11°24'28"E	222.07'
E-10	S10°21'24"W	158.37'
E-11	S06°11'59"W	918.23'
E-12	N06°11'59"E	251.83'



662.02'	1320.31'
N89°33'32"E	1982.33'