

ORDINANCE NUMBER 1162

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, ABANDONING A PORTION OF SOUTH SIXTH STREET; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ALLOWING PUBLICATION BY SUMMARY; ESTABLISHING A REPEALER;

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF PAYETTE, IDAHO;

Section 1. After holding a public hearing, it is hereby declared that the following described portion of South Sixth Street is no longer necessary or expedient for the public good and therefore it is ordered that the portion of South Sixth Street described as follows is hereby abandoned;

Beginning at a brass stem set in accordance with a record of survey, which survey was recorded as instrument No. 212080 in the Records of Payette County, Idaho; thence N 89°40'17" W. 400.64 feet to a 3/8 inch rebar which is located in a water meter well; thence N 00°16'36" E. 6 feet to a 3/8 inch rebar; thence N 89°40'17" W. 20 feet to The True Point of Beginning for this legal description. thence N 00°16'56"E. 44 feet; thence N 89°40'17"W. 10 feet; thence S 00°16'56"W. 44 feet; thence S 89°40'17"E. 10 feet to the True Point of Beginning. This parcel contains 440 square feet.

Section 2. The above described street portion is abandoned to the adjoining land owner, but the rights of way, easements, franchise rights of the City and any other public utilities shall not be impaired by the vacation of the street portion.

Section 3. This Ordinance shall be in full force and effect immediately upon passage and publication as required by law.

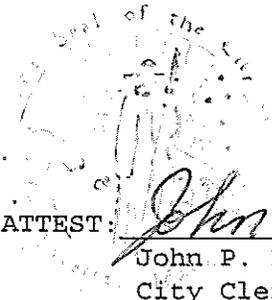
Section 4. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall constitute Ordinance Number 1162.

Section 5. This Ordinance may be published by summary in accordance with the Statutes of the State of Idaho.

Passed and approved by the Mayor and City Council this 4<sup>th</sup> day of January, 1999.

CITY OF PAYETTE

By Ann Crosby  
Ann Crosby, Mayor



ATTEST: John P. Franks  
John P. Franks, 278838  
City Clerk

State of Idaho, County of Payette  
I certify that this instrument was filed for record at the request of City of Payette  
Time 10:52 A M Date Jan. 20, 1999 Instrument # 278838 - Misc.  
Laura L. Stigile, Ex-Officio Recorder by Judy B. Sammie Deputy Fee \$ 3.00