Instrument # 1310806
IDAHO FALLS, BONNEVILLE, IDAHO
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Recorded for : CITY OF IRWIN
RONALD LONGMORE Fee: 6.00
Ex-Officio Recorder Deputy
Index to: ORDINANCE

ORDINANCE NO. 91

AN ORDINANCE OF THE CITY OF IRWIN, IDAHO, FINDING THAT CERTAIN LAND LIES CONTIGUOUS OR ADJACENT TO THE CITY LIMITS OF THE CITY OF IRWIN, COUNTY OF BONNEVILLE, STATE OF IDAHO; AND FINDING THAT THE OWNER HAS MADE A REQUEST FOR ANNEXATION IN WRITING TO THE COUNCIL; AND THAT SAID LAND BE ANNEXED TO THE CITY OF IRWIN AND ZONING BE DESIGANATED COMMERCIAL AND DECLARING THAT SAID LAND BY PROPER LEGAL DESCRIPTION AS DESCRIBED BELOW, BE A PART OF THE CITY OF IRWIN, COUNTY OF BONNEVILLE, STATE OF IDHO; REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS OR PARTS THEREOF IN CONFLICT HEREWITH; AND DIRECTING THE CITY ENGINEER TO ADD SAID PROPERTY TO THE OFFICIAL MAPS OF THE CITY OF IRWIN, IDAHO; AND DIRECTING THE CLERK OF THE CITY OF IRWIN TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREAS TO BE ANNEXED WITH BONNEVILLE COUNTY RECORDER, AUDITOR, TREASURER AND ASSESSOR, AND THE STATE TAX COMMISSION OF THE STAT OF IDAHO, PURSUANT TO IDAHO CODE SECTION 50-223 AND SECTION 63-2215.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF IRWIN, BONNEVILLE COUNTY, STATE OF IDAHO:

SECTION 1. FINDINGS: That the following described land is contiguous and adjacent to the City of Irwin, Idaho, and that the City of Irwin has received a written request for annexation to the City of Irwin, Idaho, by the owner of said property to-wit:

A tract of land lying in and being part of Section 35, Township 1 North, Range 44 East of the Boise Meridian described as follows: Beginning at the Southeast corner of said Section 35, thence South 89°58' West 329.90 feet along the South boundary of Section, the same being the Boise Base line, to the boundary of U.S. Highway 26 Right of way, thence North 35°51' West 1700 feet along the East Highway, Right of way line to the true point of beginning; thence North 54°09' East 290.4 feet, thence North 35°51' West 526.45 feet, thence South 54°09' West 290.4 feet, to the Highway Right of way line, thence South 35°51' East along the Highway Right of way line 526.45 feet to the POINT OF BEGINNING.

SECTION 2: That the above described property be, and the same is hereby annexed and made a part of the City of Irwin, Bonneville County, Idaho.

SECTION 3: That the real property herein by this ordinance annexed to the City of Irwin herein above described shall be zoned commercial.

SECTION 4: That the City Planning and Zoning Administrator is hereby directed to alter all use and area maps as well as the official zoning maps, comprehensive plan and all official maps depicting the boundaries of the City of Irwin in accordance with this ordinance.

SECTION 5: All ordinances, resolutions, orders or parts thereof in conflict herewith are hereby repealed, rescinded and annulled.

SECTION 6: This ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

SECTION 7: The Clerk of the City of Irwin shall within ten (10) days following the effective date of this ordinance, duly file a certified copy of this ordinance and a map prepared in a draftsman manner plainly and clearly designating the boundaries of the City of Irwin, including the land herein annexed, with the following officials of the County of Bonneville of Idaho, to-wit: the Recorder, Auditor, Treasurer and Assessor, and shall also file simultaneously a certified copy of this ordinance and map with the State Tax Commission of the State of Idaho, all in compliance with Idaho code 63-2215 and 50-223.

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PASSED BY THE COUNCIL OF THE CITY OF IRWIN, IDAHO,

this 2nd day of September 2008.

APPROVED BY THE MAYOR OF THE CITY OF IRWIN, IDAHO,

this 2nd day of September 2008.

Rhett Bradford, Mayor

ATTEST:

Patricia S Cantral

Patricia S. Cantral, City Clerk

CITY OF IRWIN CORPORATE SEAL BONNEVILLE COUNTY, IDAHO

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