

INSTRUMENT NO. 2009013060

ORDINANCE NO. 3856

AN ORDINANCE OF THE CITY OF NAMPA, CANYON COUNTY, IDAHO ANNEXING REAL PROPERTY LOCATED ON THE NORTH SIDE OF WEST CHERRY LANE INTO THE CITY OF NAMPA, CANYON COUNTY, IDAHO; ZONING THE SAME RS 8.5; AND DIRECTING THE CITY ENGINEER TO ALTER THE USE AND AREA MAP ACCORDINGLY.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF NAMPA, IDAHO:

Section 1: That the following described real property located on the north side of West Cherry Lane, and all thereof, be, and the same is hereby, annexed and made a part of the City of Nampa, Idaho. That the real property hereby annexed is described as follows, to-wit:

See Exhibit A attached hereto and, by this reference, incorporated herein as if set forth in full.

Section 2: That the real property so annexed, as described in Exhibit A above, shall be zoned RS 8.5.

Section 3: That the City Engineer is hereby directed to alter and change the Use and Area Map of the City of Nampa, Idaho, to comply with this Ordinance.

PASSED BY THE COUNCIL OF THE CITY OF NAMPA, IDAHO, THIS 16th DAY OF March, 2009.

APPROVED BY THE MAYOR OF THE CITY OF NAMPA, IDAHO, THIS 16th DAY OF March, 2009.

Approved:

By [Signature] Mayor

Attest:

[Signature] City Clerk

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TECHNICAL SUPPORT

NAMPA CITY OF

WILLIAM H. HURST CANYON CNTY RECORDER BY [Signature]

2009 APR 19 PM 11 06

RECORDED

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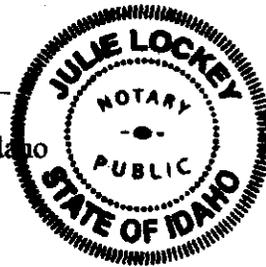
State of Idaho)

Canyon County)

On this 16 day of March, 2009, before me, the undersigned, a Notary Public in and for said State, personally appeared Diana Lambing known to be the City Clerk, of the City of Nampa, Idaho, a municipal corporation, who executed the foregoing instrument.

In Witness Thereof, I have hereunto set my hand and affixed by official seal, the day and year in this certificate first above written.

Julie Lockey
Julie Lockey
Residing at: Nampa, Canyon County, Idaho
My Commission Expires: 05/11/2011



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EXHIBIT A

A TRACT OF LAND SITUATED WITHIN THE SOUTHEAST 1/4 AND THE SOUTHWEST 1/4 OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 2 WEST, BOISE MERIDIAN, CANYON COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND STEEL PIN MONUMENTING THE SOUTHEAST CORNER OF SAID SECTION 5 AT THE CENTER LINE INTERSECTION OF CHERRY LANE AND MIDLAND ROAD FROM WHICH THE SOUTH 1/4 CORNER BEARS NORTH 89°-28'-00" WEST A DISTANCE OF 2649.01. THENCE WESTERLY ALONG THE SOUTHERN SECTION LINE OF SECTION 5, TO THE INTERSECTION OF SAID SOUTHERN SECTION LINE AND THE PROLONGATION OF THE SOLOMON SLOUGH AS SHOWN ON THE PLAT OF DRIFTWOOD SUBDIVISION (A RECORD PLAT ON FILE IN BOOK 12 OF PLATS AT PAGE 11, RECORDS OF CANYON COUNTY, IDAHO.) NORTH 89°-28'-00" WEST A DISTANCE OF 1127.99 FEET TO A FOUND STEEL PIN MONUMENTING THE POINT OF BEGINNING.

THENCE LEAVING SAID SOUTHERN SECTION LINE AND RUNNING NORTHERLY ALONG THE CENTER LINE OF SAID SOLOMON SLOUGH THE FOLLOWING EIGHT (8) COURSES AND DISTANCES;

NORTH 62°-58'-00" WEST A DISTANCE OF 1117.35 FEET TO A POINT;
NORTH 60°-38'-39" WEST A DISTANCE OF 121.96 FEET TO A POINT;
NORTH 51°-44'-45" WEST A DISTANCE OF 82.94 FEET TO A POINT;
NORTH 44°-05'-52" WEST A DISTANCE OF 76.42 FEET TO A POINT;
NORTH 35°-45'-11" WEST A DISTANCE OF 402.20 FEET TO A POINT;
NORTH 35°-59'-13" WEST A DISTANCE OF 657.75 FEET TO A POINT;
NORTH 30°-28'-36" WEST A DISTANCE OF 88.06 FEET TO A POINT;
NORTH 23°-13'-50" WEST A DISTANCE OF 1151.40 FEET TO A POINT ON THE MID-SECTION LINE OF SECTION 5;
THENCE EASTERLY ALONG SAID MID-SECTION LINE SOUTH 89°-35'-39" EAST A DISTANCE OF 218.61 FEET TO A SET STEEL PIN;
THENCE LEAVING SAID MID-SECTION LINE SOUTH 00°-20'-01" WEST A DISTANCE OF 165.33 FEET TO A SET STEEL PIN;
THENCE SOUTH 80°-07'-55" EAST A DISTANCE OF 73.15 FEET TO A SET STEEL PIN;
THENCE 34.41 FEET ALONG THE ARC OF A CIRCULAR CURVE TO THE LEFT, SAID CURVE HAVING A CENTRAL ANGLE OF 30°-33'-52" A RADIUS OF 64.50 FEET AND A CHORD WHICH BEARS SOUTH 29°-18'-34" WEST A DISTANCE OF 34.00 FEET TO A SET STEEL PIN;
THENCE SOUTH 66°-46'-10" WEST A DISTANCE OF 113.46 FEET TO A SET STEEL PIN;
THENCE SOUTH 23°-13'-50" EAST A DISTANCE OF 848.11 FEET TO A SET STEEL PIN;
THENCE NORTH 67°-27'-23" EAST A DISTANCE OF 157.57 FEET TO A SET STEEL PIN;
THENCE 60.29 FEET ALONG THE ARC OF A CIRCULAR CURVE TO THE LEFT, SAID CURVE HAVING A CENTRAL ANGLE OF 06°-32'-54" A RADIUS OF 527.50 FEET AND A CHORD WHICH BEARS SOUTH 32°-28'-44" EAST A DISTANCE OF 60.26 FEET TO A SET STEEL PIN
THENCE NORTH 54°-14'-49" EAST A DISTANCE OF 55.00 FEET TO A SET STEEL PIN;
THENCE 103.27 FEET ALONG THE ARC OF A CIRCULAR CURVE TO THE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 12°-31'-21" A RADIUS OF 472.50 FEET AND A CHORD WHICH BEARS NORTH 29°-29'-31" WEST A DISTANCE OF 103.06 FEET TO A SET STEEL PIN;
THENCE NORTH 23°-13'-50" WEST A DISTANCE OF 37.20 FEET TO A SET STEEL PIN;
THENCE NORTH 66°-46'-10" EAST A DISTANCE OF 177.03 FEET TO A SET STEEL PIN;
THENCE SOUTH 22°-56'-55" EAST A DISTANCE OF 190.06 FEET TO A SET STEEL PIN;
THENCE SOUTH 16°-48'-16" EAST A DISTANCE OF 55.00 FEET TO A SET STEEL PIN;
THENCE SOUTH 34°-46'-39" EAST A DISTANCE OF 188.16 FEET TO A SET STEEL PIN;
THENCE NORTH 87°-55'-10" EAST A DISTANCE OF 533.13 FEET TO A SET STEEL PIN;
THENCE NORTH 00°-34'-07" WEST A DISTANCE OF 142.21 FEET TO A SET STEEL PIN;
THENCE NORTH 00°-24'-21" EAST A DISTANCE OF 55.00 FEET TO A SET STEEL PIN;
THENCE NORTH 89°-35'-39" WEST A DISTANCE OF 50.85 FEET TO A SET STEEL PIN;
THENCE NORTH 00°-24'-21" EAST A DISTANCE OF 160.50 FEET TO A SET STEEL PIN;
THENCE SOUTH 89°-35'-39" EAST A DISTANCE OF 170.00 FEET TO A SET STEEL PIN;
THENCE NORTH 14°-29'-47" WEST A DISTANCE OF 39.24 FEET TO A SET STEEL PIN;
THENCE NORTH 75°-30'-13" EAST A DISTANCE OF 55.00 FEET TO A SET STEEL PIN;
THENCE NORTH 83°-33'-39" EAST A DISTANCE OF 166.88 FEET TO A SET STEEL PIN;
THENCE SOUTH 06°-26'-21" EAST A DISTANCE OF 184.19 FEET TO A POINT;
THENCE SOUTH 04°-26'-23" EAST A DISTANCE OF 241.46 FEET TO A FOUND STEEL PIN;
THENCE SOUTH 22°-46'-00" EAST A DISTANCE OF 641.80 FEET TO A FOUND STEEL PIN;
THENCE SOUTH 20°-43'-00" EAST A DISTANCE OF 358.67 FEET TO A FOUND STEEL PIN;
THENCE SOUTH 20°-25'-16" WEST A DISTANCE OF 200.74 FEET TO A FOUND STEEL PIN;
THENCE SOUTH 06°-21'-27" WEST A DISTANCE OF 47.42 FEET TO A FOUND STEEL PIN;
THENCE 43.75 FEET ALONG THE ARC OF A CIRCULAR CURVE TO THE LEFT, SAID CURVE HAVING A CENTRAL ANGLE OF 83°-33'-39" A RADIUS OF 30.00 FEET AND A CHORD WHICH BEARS SOUTH 35°-25'-23" EAST A DISTANCE OF 39.98 FEET TO A FOUND STEEL PIN;
THENCE SOUTH 77°-12'-13" EAST A DISTANCE OF 32.77 FEET TO A FOUND STEEL PIN;
THENCE SOUTH 11°-44'-44" EAST A DISTANCE OF 313.62 FEET TO THE POINT OF BEGINNING.

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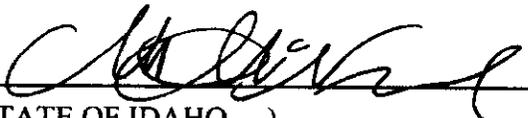
AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Marissa McNeal
of Nampa, Canyon County, Idaho, being
first duly sworn, deposes and says:

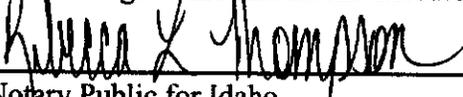
d0100232 06560592
1 Nampa, City of
Legal Account
224 11th Ave. So.
Nampa ID 83651

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 1 time(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.
4. That said notice was published the following:
01/30/2009



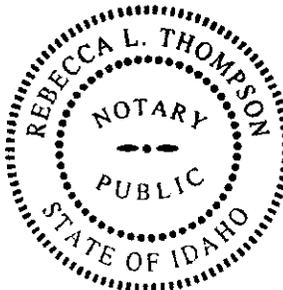
STATE OF IDAHO)
County of Canyon)

On the 30th day of January in the year of 2009
before me, a Notary Public, personally appeared
Marissa McNeal,
known or identified to me to be the person
whose name is subscribed to the within
instrument, and being by me first duly sworn,
declared that the statements therein are true, and
acknowledge to me that he/she executed the same.



Notary Public for Idaho
Residing at Nampa
My commission expires April 19, 2014

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**NOTICE OF PUBLIC
HEARINGS BEFORE THE
CITY OF NAMPA, IDAHO**

Notice is hereby given that on February 17, 2009 at 7:30p.m. (or as soon after 7:30 p.m. as each matter may be heard), in the City Hall Council Chambers, 411 3rd Street South, Nampa, Canyon County, Idaho, public hearings on the following will be held before the Nampa City Council:

1) Annexation and Zoning to RS 8.5 (Single Family Residential - 8,500 sq. ft.) for Stehl Subdivision Phase 1 on the north side of W. Cherry Lane (A 41.41 acre portion of the SE 1/4 and the SW 1/4 of Section 5, T3N, R2W, BM) for the City of Nampa pursuant to water & sewer hookup agreement. (ANN 374-08)

2) Annexation and Zoning to IL (Light Industrial) for Black Butte Business Park No. 1 on the south side of Interstate 84 off Chacartegui Lane (A 15.23 acre portion of the NW 1/4 of Section 8, T3N, R2W, BM) for the City of Nampa pursuant to water & sewer hookup agreement. (ANN 379-08)

3) Special Exception Permit for conversion of an existing industrial building to a Church in an IP (Industrial Park) zoning district at 2201 N. 20th St. (A 2 acre parcel situated in the NW 1/4 of Section 14, T3N, R2W, BM) for Nampa First Assembly of God Church. (SEP 381-08)

Details of the above hearing items are available for review in the Planning & Zoning Department of City Hall during normal business hours. Copies of staff reports on the individual applications will be available upon request for public review or available online for download through the staff reports link

at <http://www.cityofnampa.us/pages/department-portal.php?deptid=21> on the

Thursday prior to the hearing date. All interested persons are invited to attend said public hearings or submit written comments prior to the hearing date. Individuals, who require language interpretation or special assistance to accommodate physical, vision or hearing impairments, please contact the Planning Department in City Hall or call (208) 488-5484.

Date: January 27, 2009
Norman L. Holm,
Planning Director