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RESOLUTION NO. 09-208

A RESOLUTION OF THE CANYON COUNTY BOARD OF COUNTY COMMISSIONERS CORRECTING THE LEGAL DESCRIPTION OF PROPERTY ANNEXED INTO THE UPPER DEER FLAT RURAL FIRE DISTRICT ON DECEMBER 17, 1971

The following resolution and order was considered and adopted by the Canyon County, Idaho Board of Commissioners ("the Board") on this 5 day of October, 2009.

Upon motion of Commissioner Rule and the second by Commissioner Alder, the Board resolves as follows:

WHEREAS, Idaho Code § 31-1411 provides for the procedures for annexation of territory into a fire protection district; and

WHEREAS, Idaho Code § 31-1411 provides that upon approval of a petition for annexation by the board of a fire protection district, it shall send a certified copy of the order containing an accurate legal description of the annexed territory to the board of county commissioners of the county where the fire district is situated, and that the board of county commissioners shall thereafter enter and record an order of annexation so that the annexed property is entered on the tax rolls; and

WHEREAS, on December 17, 1971, the Canyon County Board of County Commissioners accepted the annexation of certain property into the Upper Deer Flat Rural Fire District ("fire district"), which acceptance is reflected in the minutes for that date, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, the minutes reflect the following property of Donald Tieg to be included in the annexation into the fire district: Sec. 8 IN - 2 SE¼ less tax 1, E½ SW¼ less tax 2 N.W.¼ less S½ SWNW and less W½ N.W. N.W. and less N.W. S.W. N.W. (emphasis added); and

WHEREAS, it was recently discovered that the description for the Donald Tieg property contained a typographical error and should read as follows: Sec. 8 IN - 2 SE¼ less tax 1, E½ SW¼ less tax 2 N.W.¼ less S½ SWNW and less W½ N.W. N.W. and less N.W. S.W. N.W. (emphasis added); and

WHEREAS, notwithstanding the typographical error in the legal description for the Donald Tieg property, that property was correctly mapped by the County as part of the fire district; and

WHEREAS, because of the incorrect legal description, the State Tax Commission has

CORRECTION OF TIEGS PROPERTY DESCRIPTION
UPPER DEER FLAT RURAL FIRE PROTECTION DISTRICT
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recently informed the Canyon County Assessor's Office that it had not placed the correct Donald Tiegs property in its mapping of the fire district, and requested that the County correct the discrepancy; and

WHEREAS, in order to correct and clarify the property that was annexed into the fire district, the Board finds it in the best interest of the County and the public to adopt a resolution to properly identify the legal description for the Donald Tiegs property that was annexed into the fire district on December 17, 1971.

NOW THEREFORE, THE BOARD HEREBY RESOLVES, that the following described property was annexed into the fire district on December 17, 1971: Sec. 8 IN - 2 SE¼ less tax 1, E½ SW¼ less tax 2 N.W.¼ less S½ SWNW and less W½ N.W. N.W. and less N.W. S.W. N.W.

IT IS ALSO FURTHER RESOLVED that this action merely clarifies the action that was taken by the Board on December 17, 1971, and that this property since that date has been included as property annexed into the fire district.

IT IS FURTHER RESOLVED BY THE BOARD, that this resolution shall be effective this 5 day of October, 2009.

- Motion Carried Unanimously
- Motion Carried/Split Vote Below
- Motion Defeated/Split Vote Below

David J. Ferdinand II
 DAVID J. FERDINAND, II, Chairman

Steven Rule
 STEVEN RULE, Member

Kathryn Alder
 KATHRYN ALDER, Member

Yes	No	Did Not Vote
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ATTEST: WILLIAM H. HORST, CLERK

By: Monica Beves
 Deputy Clerk

Date: 10-5-09



Motion was made by Commissioner Norberg seconded by Commissioner Craven to hire Keys, Olson, and Ensley to do a feasibility study for a courthouse.

NOTICE OF HEARING ON PROPOSED ORDINANCE

Notice is hereby given that a hearing will be held before the Board of County Commissioners of Canyon County, Idaho, in the office of the County Commissioners at the Courthouse, Caldwell, Idaho, on the 13th day of January, 1972, at the hour of 10:00 A.M. prior to final consideration by the Board of County Commissioners of the proposed ordinance.

ORDINANCE NO. 1-72

AN ORDINANCE OF CANYON COUNTY, IDAHO, FOR THE UNINCORPORATED AREA OF CANYON COUNTY, IDAHO, ADJACENT TO THE NAMPA MUNICIPAL AIRPORT REGULATING AND RESTRICTING THE HEIGHT OF STRUCTURES AND OBJECTS OF NATURAL GROWTH, AND OTHERWISE REGULATING THE USE OF PROPERTY, IN THE VICINITY OF THE NAMPA MUNICIPAL AIRPORT.

Any person protesting the passage of said ordinance, or interested therein, should appear at said time and place and make his views known to the board of county commissioners.

CANYON COUNTY BOARD OF COMMISSIONERS

IRA L. CRAVEN, Chairman

Whereupon the Board recessed until December 17, 1971.

Attest: Walter Fry Clerk Approved: Ira L. Craven Chairman

FIFTH DAY OF DECEMBER TERM A.D., 1971
Caldwell, Idaho December 17, 1971

The Board of County Commissioners met on this day pursuant to recess taken December 16, 1971.

Present: Chairman Ira L. Craven, Commissioners W. C. Norberg Jr., Melvin Landers, Walter Fry, Clerk.

Minutes of the previous session were read and approved.

REAL ROLL ADJUSTED

1971 Real Roll 16663 was adjusted
" " " 12762 " "
" " " 19175 " "
" " " 19041 " "
1971 Pers. Roll 1753 was adjusted

The acceptance of property added to Upper Deer Flat Rural Fire as follows was approved:

Property of Jay Nider - N.W. 1/4 of Sec. 2 and N.W. 1/4 S.W. 1/4 of Sec. 2 TWP 1 N, R2W. of B.M.

Property of Donald Tiegs - Sec. 8 IN - 2 SE 1/4 less tax 1, E 1/2 SW 1/4 less tax 2 N.W. 1/2 less S 1/2 SWNW and less W 1/2 N.W. N.W. and less N.W. S.W. N.W.

Property of Dwayne Skogsberg - all of 640 acres in Sec. 2 Township 1 North, Range 3 West of Boise Meridian.

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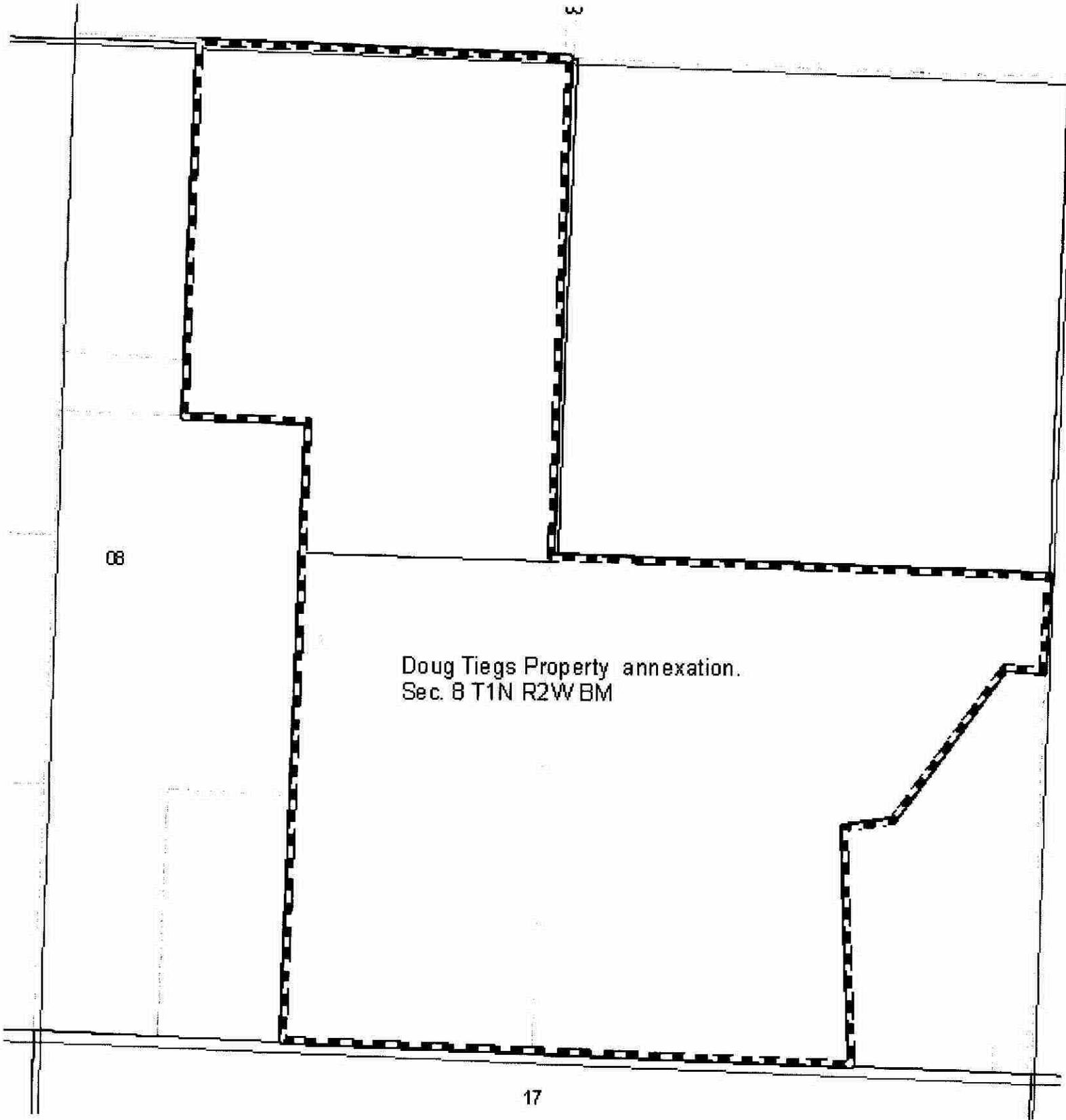
OCT 08 2009

TECHNICAL SUPPORT

REQUEST BY
CANYON COUNTY
RECORDED
BY
WILLIAM H. HURST
CANYON CITY RECORDER
2009 OCT 5 PM 2 16

RECORDED

2009050604



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Doug Tiegs Property annexation.
Sec. 8 T1N R2W BM

17

W

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