

32

TWIN FALLS COUNTY  
RECORDED FOR:  
TWIN FALLS, CITY OF  
1:43:46 pm 02-17-2009  
2009-003180  
NO. PAGES: 2 FEE: \$  
KRISTINA GLASCOCK  
COUNTY CLERK  
DEPUTY: CNICE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KIMBERLY, STATE OF IDAHO, ANNEXING CERTAIN REAL PROPERTY BELOW DESCRIBED, PROVIDING THE ZONING CLASSIFICATION THEREFOR, AND ORDERING THE NECESSARY AREA OF IMPACT AND ZONING DISTRICTS MAP AMENDMENT.

WHEREAS, Lance Godfrey applied for annexation of 4.60 acres of the real property described herein;

WHEREAS, the Kimberly Planning and Zoning Commission having held a Public Hearing as required by law on the 2<sup>nd</sup> day of September, 2008, to consider the Zoning Designation and necessary Area of Impact and Zoning Districts Map amendment upon annexation of the real property below described; and,

WHEREAS, the Kimberly Planning and Zoning Commission has made recommendations known to the City Council for Twin Falls, Idaho; and,

WHEREAS, the City Council for the City of Kimberly, Idaho, held a Public Hearing as required by law on the 28<sup>th</sup> day of October, 2008, to consider the Zoning Designation and necessary Area of Impact and Zoning Districts Map amendment upon annexation of the real property below described.

BE IT ORDAINED by the Mayor and City Council of the City of Kimberly, County of Twin Falls, State of Idaho, THAT THE FOLLOWING DESCRIBED REAL PROPERTY IS HEREBY ANNEXED TO THE CITY OF KIMBERLY, IDAHO:

**A Tract of land located in the Southeast Quarter of the Southeast Quarter of Section 17, Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho more particularly described as follows;**

- Beginning at the Southeast corner of said SE1/4SE1/4;**
- THENCE North 00°04'38" East a distance of 49.93 feet;**
- THENCE North 89°17'52" West a distance of 62.09 feet to a right of way Monument on the northerly boundary of Kimberly Road;**
- THENCE North 89°17'52" West a distance of 332.09 feet along the northerly boundary of said Kimberly Road to the TRUE POINT OF BEGINNING;**
- THENCE North 89°17'52" West along said northerly boundary a distance of 373.29 feet;**
- THENCE North 00°10'09" East a distance of 370.06 feet;**
- THENCE North 89°19'18" West a distance of 90.00 feet;**
- THENCE North 00°40'54" East a distance of 242.41 feet;**
- THENCE South 89°19'06" East a distance of 360.95 feet;**
- THENCE South 00°04'38" West a distance of 373.27 feet;**

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THENCE South 89°20'30" East a distance of 34.98 feet;  
THENCE South 04°36'05" West a distance of 69.08 feet;  
THENCE South 06°26'25" East a distance of 50.87 feet;  
THENCE South 18°56'13" East a distance of 48.32 feet;  
THENCE South 32°37'48" East a distance of 89.07 feet to the TRUE POINT OF BEGINNING.

AND all public streets, highways, alleys and public rights-of-way adjacent and within this description.

Section 1. The real property described herein is hereby zoned Commercial Gateway.

Section 2. Public services may not be available at the time of development of this property, depending upon the speed of development of this and other developments, and the ability of the City to obtain additional water and/or sewer capacity. The annexation of this property shall not constitute a commitment by the City to provide water and/or wastewater services.

Section 3. The Area of Impact and Zoning Districts Map for the City of Kimberly, Idaho, be and the same is hereby amended to reflect the newly incorporated real property as hereby zoned.

Section 4. The City Clerk immediately upon the passage and publication of this Ordinance as required by law certify a copy of the same and deliver said certified copy to the County Recorder's Office for indexing and recording.

**PASSED** by the City Council of the City of Kimberly, County of Twin Falls, State of Idaho, this 10<sup>th</sup> day of February, 2009.

Signed by the Mayor, this 11<sup>th</sup> day of February, 2009.

  
DAVID OVERACRE, Mayor

ATTEST:

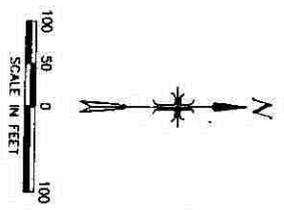
  
POLLY HULSEY, City Clerk



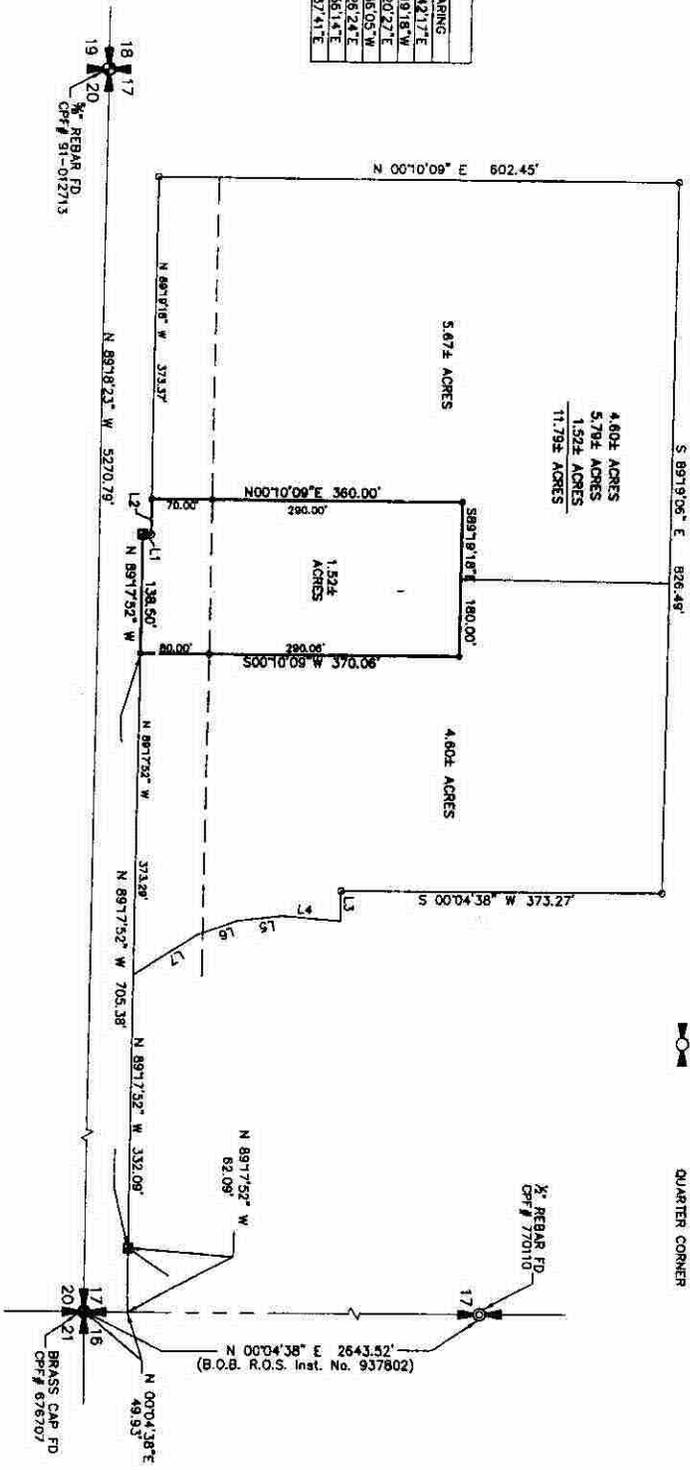
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| LINE | LENGTH | BEARING     |
|------|--------|-------------|
| L1   | 10.00' | N00°04'38"E |
| L2   | 41.89' | N89°31'18"W |
| L3   | 34.98' | S89°20'27"E |
| L4   | 69.08' | S04°35'05"W |
| L5   | 50.87' | S04°26'24"E |
| L6   | 48.32' | S18°56'14"E |
| L7   | 88.07' | S32°37'41"E |



- LEGEND**
- BOUNDARY LINE
  - - - SECTION LINE
  - - - ROAD EASEMENT
  - - - PROPERTY LINE
  - 1/2"x24" REBAR w/ CAP SET
  - FOUND 1/2" REBAR
  - 5/8"x30" REBAR w/ CAP SET
  - HWY ROW MON.
  - ⊕ SECTION CORNER
  - ⊕ QUARTER CORNER

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|                        |
|------------------------|
| DESIGNER BY: DJP       |
| CHECKED BY: DJP        |
| DATE: MARCH 13, 2005   |
| DWG. NAME: 00-05-001   |
| ADWD PLOT SCALE: 1=100 |
| DATE PLOTTED: 03/13/05 |
| BY: DJP                |
| SCALE: AS SHOWN        |
| BY: DJP                |
| SCALE: AS SHOWN        |
| BY: DJP                |
| SCALE: AS SHOWN        |

RECORD OF SURVEY FOR  
**JERRY JACKSON**  
 A PART OF THE SE1/4 SW1/4, SECTION 17  
 TOWNSHIP 10 SOUTH, RANGE 18 EAST, B.M.  
 TWIN FALLS COUNTY, IDAHO

J-U-B ENGINEERS, Inc.  
 115 NORTHSTAR AVENUE  
 TWIN FALLS, IDAHO 83301  
 PHONE: 208-733-2414  
 FAX: 208-733-9455



SHEET

1

OF 1

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No. T071171

EXHIBIT "A"

A Tract of land located in the Southeast Quarter of the Southeast Quarter of Section 17, Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho more particularly described as follows;

Beginning at the Southeast corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
THENCE North 00°04'38" East a distance of 49.93 feet;  
THENCE North 89°17'52" West a distance of 62.09 feet to a right of way monument on the northerly boundary of Kimberly Road;  
THENCE North 89°17'52" West a distance of 332.09 feet along the northerly boundary of said Kimberly Road to the TRUE POINT OF BEGINNING;  
THENCE North 89°17'52" West along said northerly boundary a distance of 373.29 feet;  
THENCE North 00°10'09" East a distance of 370.06 feet;  
THENCE North 89°19'18" West a distance of 90.00 feet;  
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THENCE South 32°37'48" East a distance of 89.07 feet to the TRUE POINT OF BEGINNING.

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*Handwritten initials*

Order No. T071171

WARRANTY DEED

TWIN FALLS COUNTY  
RECORDED FOR:  
TWIN FALLS TITLE  
2:22:37 pm 01-02-2008  
2008-000071  
NO. PAGES: 2 FEE: \$6.00  
KRISTYAN GLASCOCK  
COUNTY CLERK  
DEPUTY: CHICE

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For Value Received

JERRY W. JACKSON and MICHELE G. JACKSON, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

LANCE GODFREY and KENDRA GODFREY, Husband and Wife

the grantee(s), whose current address is

3875 N. 3600 E., KIMBERLY, ID. 83341

the following described premises, to-wit:

See Attached Exhibit "A"

Together with 4.27 shares of Twin Falls Canal Company water

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: 1/2/08

*[Signature]*  
JERRY W. JACKSON

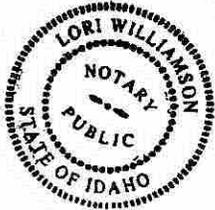
*[Signature]*  
MICHELE G. JACKSON

STATE OF IDAHO  
COUNTY OF TWIN FALLS

On This 2nd day of January, in the year 2008, before me, a Notary Public in and for said State, personally appeared JERRY W. JACKSON and MICHELE G. JACKSON, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

*[Signature]*  
Notary Public of Idaho  
Residing at Twin Falls, Idaho  
Commission Expires: July 25, 2008  
1/24/2010



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A Progressive Community

P.O. Box Z  
132 Main Street N.  
Kimberly, Idaho  
83341-1125



Planning and Zoning

Phone: 208-423-4151  
Fax: 208-423-4297  
[www.cityofkimberly.org](http://www.cityofkimberly.org)

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February 25, 2009

Jeff Servatius  
GIS Manager  
800 Park Blvd Plaza IV  
Boise, Idaho 83722

Re: Annexation into City of Kimberly

Here are the Ordinance #572 and #573 for the annexation of two (2) properties located on the north end of the city limits.

If you have any questions please do not hesitate to call me at 208-423-4151.

Sincerely,

Dave Abrahamson  
P&Z Administrator

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