



CITY OF KUNA
P. O. BOX 13
KUNA, ID 83634

137

Telephone (208) 922-5546 Fax (208) 922-5989
E-mail: chris@cityofkuna.com

December 14, 2010

Idaho State Tax Commission
Attn: Jeff Servatius
800 Park Blvd., Plaza IV
Boise, ID 83722

Dear Mr. Servatius:

Transmitted herewith are copies of City of Kuna Ordinance No. 2009-29A annexing certain real property. Please record these changes in your records.

If you have any questions or need any additional information, please call me at 922-5546.
Thank you for your help.

Sincerely,

Chris Engels
Deputy City Clerk

Enclosure

RECEIVED

DEC 26 2010

TECHNICAL SUPPORT





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ORDINANCE NO. 2009-29A

AN ORDINANCE AMENDING THE ANNEXATION OF CERTAIN REAL PROPERTY, NOW KNOWN AS PARCELS S1236233950, S1236233920 & S1236233975; ON SOUTH LINDER ROAD, MERIDIAN, IDAHO, SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO, AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, TO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Kuna, Idaho is a municipal corporation organized and operating under the laws of the State of Idaho and is authorized to annex to and incorporate within the boundaries of the City contiguous real property in the manner provided by Section 50-222, Idaho Code; and

WHEREAS, Gary Herriott, owner of the parcels of real property situated in the unincorporated area of Ada County and particularly described in Section 2 of this ordinance has requested, in writing, annexation of said real property to the City of Kuna; and

WHEREAS, the Planning and Zoning Commission of the City, pursuant to public notice as required by law, held a public hearing on September 23, 2009, as required by Section 67-6525, Idaho Code, where it was recommended to the Mayor and Council that the annexation and zoning request be approved with a zoning classification of A, Agriculture; and

WHEREAS, the Kuna City Council, pursuant to public notice as required by law, held a public hearing on October 6, 2009, on the proposed annexation and zoning for the real property described in Section 2 below, as required by Section 67-6525, Idaho Code, made findings and determined that the requested annexation should be granted with a zoning classification of A, Agriculture; and

WHEREAS, the zoning classification of A, Agriculture is appropriate to meet the requirements of the Kuna City Code and should be granted.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF KUNA, IDAHO, as follows:

Section 1: The Kuna City Council hereby finds and declares that the real property described below is contiguous to the City, that said property can be reasonably assumed to be used for the orderly development of the City, and that

the owner of said property has requested, in writing, annexation thereof to the City.

Section 2: The real property, all situated in Ada County, Idaho, adjacent and contiguous to the City, commonly known as Parcels S1236233950, S1236233920 & S1236233975 and more particularly described in "Exhibits A, B & C"- Legal Descriptions and "Exhibit D"- Site Map, attached hereto and incorporated herein by reference as if fully set forth below, is annexed to and incorporated in the incorporated territorial limits of the City of Kuna, Idaho.

Section 3: From and after the effective date of this Ordinance, all property and persons within the boundaries and territory described above shall be subject to all ordinances, resolutions, police regulations, taxation, and other powers of the City of Kuna.

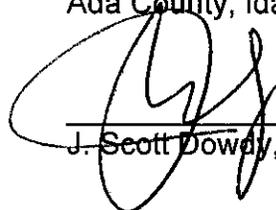
Section 4: The zoning land use classifications of the land described in Section 2 above is hereby established as A, Agriculture as provided by the Zoning Ordinance of the City. The Zoning Map of the City is hereby amended to include the real property described in Section 2 above in the A zoning land use classification.

Section 5: The City Clerk is hereby directed to file, within ten (10) days of passage and approval of this Ordinance, a certified copy of this Ordinance with the offices of the Auditor, Treasurer, and Assessor of Ada County, Idaho, and with the Idaho State Tax commission, Boise, Idaho, as required by Section 50-223, Idaho Code, and to comply with the provisions of Section 63-215, Idaho Code, with regard to the preparation and filing of a map and legal description of the real property annexed by this Ordinance.

Section 6: This Ordinance shall take effect and be in force from and after its passage, approval, and publication as required by law. In lieu of publication of the entire ordinance, a summary thereof in compliance with Section 50-901A, Idaho Code, may be published.

DATED this 7th day of December, 2010.

CITY OF KUNA
Ada County, Idaho



J. Scott Dowdy, Mayor

ATTEST:



Chris Engels, Deputy City Clerk

**A - Agriculture
Parcel One**

A parcel of land situated in the Southwest quarter of the Northwest quarter of Section 36, Township 3 North, Range 1 West, Boise Meridian, Ada County, Idaho, described as follows:

Commencing at the West quarter corner of said Section 36, from which the Northwest corner of said Section 36 bears North 00°40'34" East, 2647.78 feet;

Thence, along the westerly line of said Section 36, North 00°40'34" East, 88.91 feet to the Point of Beginning;

Thence, continuing along said westerly line, North 00°40'34" East, 200.00 feet;

Thence, leaving said westerly line, South 89°19'26" East, 247.80 feet;

Thence, along a line parallel with and 247.80 feet Easterly from said westerly line of Section 36, South 00°40'34" West, 200.00 feet;

Thence, North 89°19'26" West, 247.80 feet to the **POINT OF BEGINNING**.

**A - Agriculture
Parcel Two**

The land located in the Southwest Quarter of the Northwest Quarter of Section 36, Township 3 North, Range 1 West, Boise Meridian, Ada County, Idaho, being more particularly described as follows:

BEGINNING at a brass cap, marking the Southwest corner of the Southwest quarter of the Northwest quarter of said Section 36, from which an aluminum cap, marking the Northeast corner of said Section 36, bears North $00^{\circ}40'34''$ East, 2647.78 feet;
Thence, along the westerly line of said Southwest quarter of the Northwest quarter, North $00^{\circ}40'34''$ East, 88.91 feet;
Thence, leaving said westerly line, South $89^{\circ}19'26''$ East, 247.80 feet;
Thence, parallel with said westerly line, North $00^{\circ}40'34''$ East 200.00 feet;
Thence, North $89^{\circ}10'26''$ West, 247.80 feet to the said westerly line of the Southwest quarter of the Northwest quarter;
Thence, along said westerly line, North $00^{\circ}40'34''$ East, 281.09 feet to a southwesterly corner of the Idaho Department of Lands, deed Instrument No. 727539;
Thence, along the southerly and westerly lines of said Department of Lands, the following courses: South $79^{\circ}34'26''$ East, 433.00 feet;
Thence, South $21^{\circ}05'34''$ West, 186.00 feet,
Thence, South $01^{\circ}24'26''$ East, 322.20 feet to the southerly line of the Southwest quarter of the Northwest quarter;
Thence, along said southerly line, North $89^{\circ}22'49''$ West, 373.57 feet to the **POINT OF BEGINNING**.

**A - Agriculture
Parcel Three**

The land located in the Southwest Quarter of the Northwest quarter of Section 36, Township 3 North, Range 1 West, Boise Meridian, Ada County, Idaho, being more particularly described as follows:

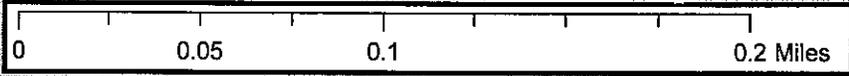
BEGINNING at a brass cap, marking the Southwest corner of the Southwest quarter of the Northwest quarter of said Section 36, from which an aluminum cap, marking the Northeast corner of said Section 36, bears North 00°40'34" East, 2647.78 feet;
Thence, along the southerly line of said Southwest quarter of the Northwest quarter, South 89°22'49" East, 416.07 feet to a southeasterly corner of the Idaho Department of Lands, deed Instrument No. 727539, being the **POINT OF BEGINNING**;
Thence, along the easterly and southerly lines of said Department of Lands, the following courses: North 01°24'26" West, 306.16 feet;
Thence, North 21°05'34" East, 168.00 feet;
Thence, South 89°19'26" East, 485.00 feet;
Thence, South 56°44'26" East, 450.43 feet to the easterly line of the Southwest quarter of Section 36;
Thence, along said easterly line, South 00°36'50" West, 219.94 feet to the Southeast corner of said Southwest quarter of the Northwest quarter;
Thence along the southerly line of said Southwest quarter of the Northwest quarter, North 89°22'49" West, 912.25 feet to the **POINT OF BEGINNING**.

**ORDINANCE 2009-29A
EXHIBIT D**

**SUBJECT
PROPERTY(S)**

S LINDER RD

W JARVIS CT



NCO