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BENEWAH COUNTY

J. MICHELE REYNOLDS, CLERK
*J. Michele Reynolds, Deputy
To City of Plummer*

CITY OF PLUMMER

ORDINANCE NO. 409

AN ORDINANCE OF THE CITY OF PLUMMER, BENEWAH COUNTY, IDAHO, ANNEXING, TO THE CITY OF PLUMMER, AT THE REQUEST OF THE OWNER THEREOF, CERTAIN REAL PROPERTY BELONGING TO PETER MAHONEY, A MARRIED MAN DEALING WITH HIS SOLE AND SEPARATE PROPERTY, WHICH PROPERTY LIES GENERALLY WEST OF HIGHWAY 95 AND NORTH OF AND CONTIGUOUS WITH THE NORTHERN BOUNDARY OF THE CITY OF PLUMMER; SETTING FORTH THE LEGAL DESCRIPTION OF SAID PROPERTY; DESIGNATING THAT THE PROPERTY BE ZONED COMMERCIAL (C-1); DIRECTING THE CITY CLERK TO ARRANGE FOR ALTERATION OF RELEVANT MAPS, DESCRIPTIONS AND THE COMPREHENSIVE PLAN; REPEALING ALL ORDINANCES, RESOLUTIONS AND ORDERS IN CONFLICT HERewith; DECLARING AN EMERGENCY; PROVIDING FOR THE EFFECTIVENESS OF SAID ORDINANCE UPON PUBLICATION; DIRECTING THE CLERK OF THE CITY OF PLUMMER TO COMPLY WITH THE REQUIREMENTS OF THE IDAHO CODE WITH REGARD TO NOTICES AND THE FILING AND RECORDATION OF THE AMENDED MAP OF THE CITY; AND REPEALING CONFLICTING ORDINANCES.

BE IT ORDAINED by the Mayor and City Council of the City of Plummer, Benewah County, Idaho:

Section 1. FINDINGS: That the following described land is contiguous and adjacent to the City of Plummer, Idaho, and that the City of Plummer has received written request for annexation to the City of Plummer, Idaho, by the owners of said Property, which Property is more particularly described as set forth in "Exhibit A", attached hereto and, by this reference, incorporated herein as set forth fully herein.

Section 2: That the above-described real property be, and the same is hereby annexed and made a part of the City of Plummer, Benewah County, Idaho.

Section 3: That the real property which is by this ordinance annexed to the City of Plummer shall be zoned Commercial (C-1).

Section 4: That the City Clerk is hereby directed to arrange for the alteration of 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 Plummer 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Section 5: All ordinances, resolutions, orders or parts thereof, in conflict herewith are hereby repealed, rescinded, and annulled.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: An emergency existing, which emergency is hereby declared, this ordinance shall be in full force and effect upon its passage, approval and one publication in the St. Maries Gazette Record, St. Maries, Idaho.

Section 7: The Clerk of the City of Plummer 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 draftsmanlike manner plainly and clearly designating the boundaries of the City of Plummer, including the lands herein annexed, with the following officials of the County of Benewah, State 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 §63-215 and §50-223.

Section 8: Ordinance No. 408 of the City of Plummer, Benewah County, Idaho, dated the 14th day of October, 2010, is hereby repealed.

PASSED BY THE COUNCIL OF THE CITY OF PLUMMER, IDAHO, this 9th day of December, 2010.

APPROVED BY THE MAYOR OF THE CITY OF PLUMMER, IDAHO, this 9th day of December, 2010.

CITY OF PLUMMER, BENEWAH
COUNTY, IDAHO

By Tim R. Clark
Tim Clark, Mayor

Attest:

Donna Spier
Donna Spier, City Clerk

Exhibit A.1

Parcel "A"

That part of the Southwest Quarter, Section 7, Township 46 North, Range 4 West of the Boise Meridian, Benewah County, Idaho, more particularly described as:

COMMENCING at the Southwest corner of said Section 7 (corner to Sections 7 and 18, Township 46 North, Range 4 West and Sections 12 and 13, Township 46 North, Range 5 West) monumented with an iron rod, 30 inches long, 5/8 inch diameter, with an aluminum cap, 2 ½ inches diameter, marked PLS 832;

thence N. 89° 45' 00" E., 1400.25 feet along the South line of said Section 7,

thence N. 0° 15' 00" W., 19.51 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832; THE POINT OF BEGINNING;

thence continuing N. 0° 15' 00" W., 190.00 feet to an iron rod, 30 inches long, 5/8 diameter with a plastic cap marked PLS 832;

thence N. 81° 09' 36" E., 135.22 feet to a point witnessed by an iron rod, 30 inches long, 5/8 inch diameter with a plastic cap marked "PLS 832, South 45° East, 0.11 feet distant";

thence N. 89° 45' 00" E., 75.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence N. 3° 17' 59" W., 70.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence N. 89° 45' 00" E., 50.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence S. 3° 17' 59" E., 70.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence N. 89° 45' 00" E., 50.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832, on the westerly right of way line of U.S. Highway 95;

thence S. 3° 17' 59" E., 30.03 feet along said right of way line to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence S 89° 45' 00" W., 175.00 feet; to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence S. 3° 17' 59" E., 181.58 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence N. 89° 48' 30" W., 144.97 feet, parallel with and 25 feet North of the existing as-constructed Plummer-Fairfield Road, to the POINT OF BEGINNING.

Exhibit A.2

Parcel "B"

That part of the Southwest Quarter, Section 7, Township 46 North, Range 4 West of the Boise Meridian, Benewah County, Idaho, more particularly described as:

COMMENCING at the Southwest corner of said Section 7 (corner to Sections 7 and 18, Township 46 North, Range 4 West and Sections 12 and 13, Township 46 North, Range 5 West) monumented with an iron rod, 30 inches long, 5/8 inch diameter, with an aluminum cap, 2 1/2 inches diameter, marked PLS 832;

thence N. 89° 45' 00" E., 1400.25 feet along the South line of said Section 7;

thence N. 0° 15' 00" W., 209.51 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832; THE POINT OF BEGINNING;

thence continuing N. 0° 15' 00" W., 90.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence N. 53° 38' 15" E., 201.95 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence N. 85° 08' 01" E., 135.36 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832; on the westerly right of way line of U.S. Highway 95;

thence S. 3° 17' 59" E., 200.00 feet along said right of way line to a point witnessed by an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked "PLS 832, North 31° West, 0.11 feet distant";

thence S. 89° 45' 00" W., 50.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence N. 3° 17' 59" W., 70.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence S. 89° 45' 00" W., 50.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

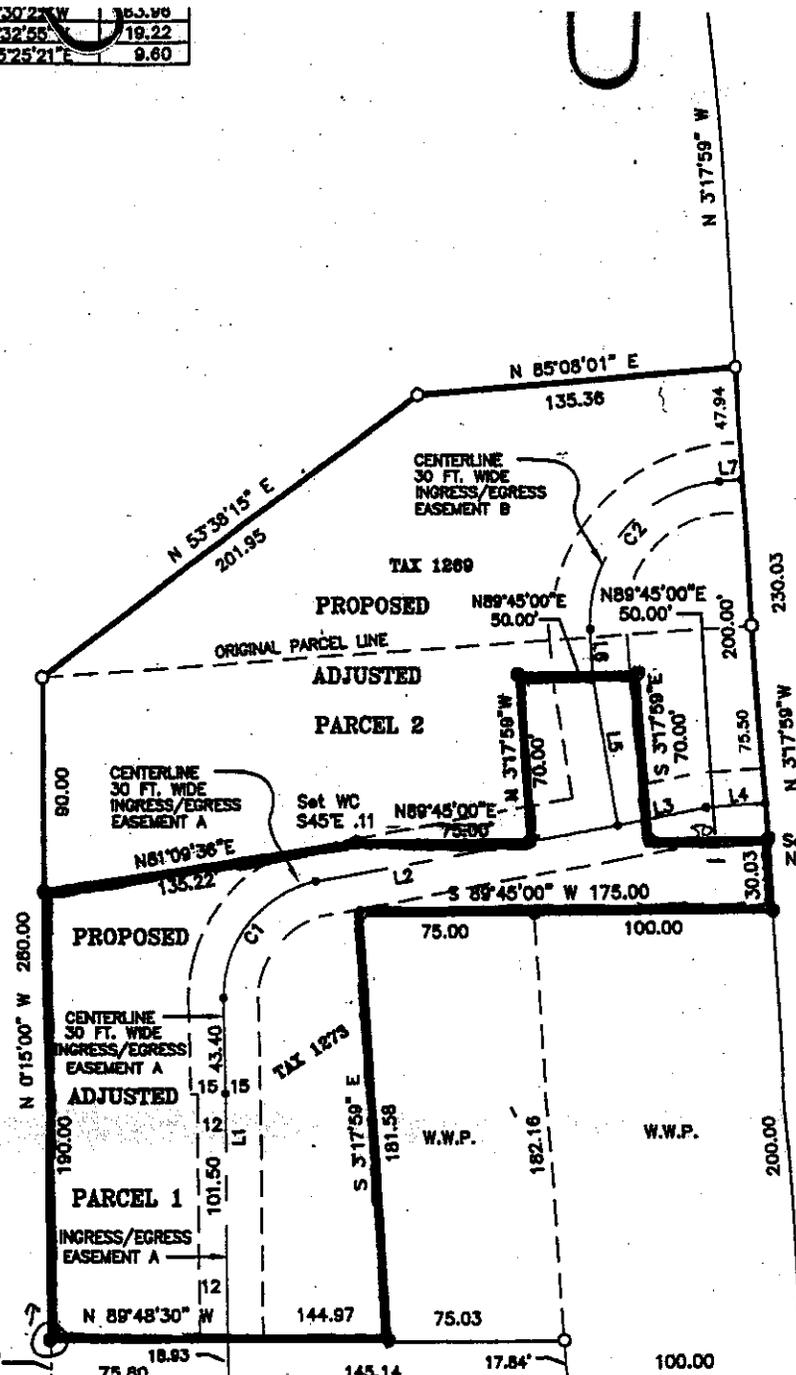
thence S. 3° 17' 59" E., 70.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence S. 89° 45' 00" W., 75.00 feet to a point witnessed by an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked "PLS 832, South 45° East, 0.11 feet distant";

thence S. 81° 09' 36" W., 135.22 feet. to THE POINT OF BEGINNING.

L5	N85°30'21"W	185.99
L6	N2°32'55"	19.22
L7	N85°25'21"E	9.60

258966



(N 317°59" W 5368.00 Rec. 3)
(N 317°59" W 5368.48

HIGHWAY 95

N 317°59" W 5370.47
N 317°59" W Recs. 3 & 4)

EXHIBIT-A →



Sec. Cor.
CP&F Inst.
No. 204510

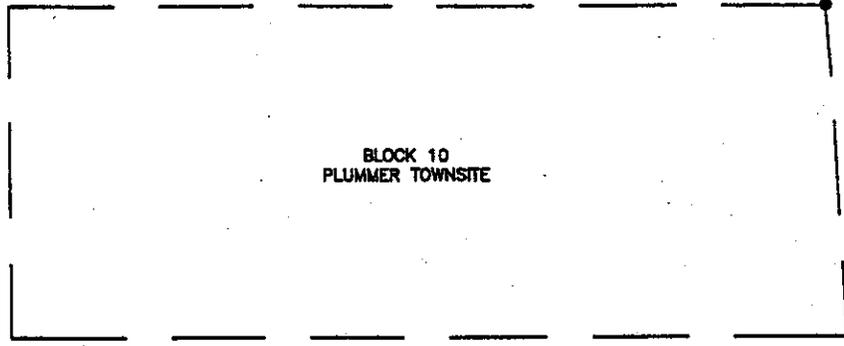
12 7
13 18

1400.25 19.51'

PLUMMER - FAIRFIELD ROAD

Centerline As-Const. Rd.

N 89°45'00" E 25
BASIS OF BEAR
(2517.80 R5) (2513.



R. 6 W.
R. 4 W.

SU
1) PI
TH
TA
EG
2) E/
TH
EA
EA

7	SCALE: 1" = 60'	DATE: OCT. 21, 1999	HOV 201 N.
	JOB No. MAHONEY.*	CREW: JWH & TT	
	DWG FILE: MAHONEY2.*	CHECKED: <i>SUN</i>	

City of Plummer

P.O. BOX B
PLUMMER, ID 83851-2001
PH. 208-686-1641

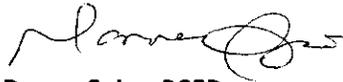
December 17, 2010

Idaho State Tax Commission
P.O. Box 36
Boise, ID 83722-0410

Dear Sirs,

Here is a copy of Ordinance No. 409 annexing property owned by Pete Mahoney (Warpath property) which was just passed by the Plummer City Council. Thank you.

Sincerely,



Donna Spier, PCED
City Clerk