

ORDINANCE NO. 236

AN ORDINANCE OF THE CITY OF HAYDEN LAKE, IDAHO ANNEXING CERTAIN LAND INTO THE CITY, ZONING THE SAME AS RESIDENTIAL, PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR SUSPENSION OF THE RULES AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

**CITY OF HAYDEN LAKE
KOOTENAI COUNTY, IDAHO**

WHEREAS, Idaho Code Section 50-222 grants cities the power to annex lands provided certain conditions are met;

WHEREAS, the owners of the subject property have consented to annexation by the City of Hayden Lake ("City");

WHEREAS, the subject property consists of residential enclaved lands of less than one hundred (100) privately owned parcels, irrespective of surface area, which are surrounded on all sides by land within the City and by the boundary of the City's Area of City Impact;

WHEREAS, the subject property lies contiguous and adjacent to the City's boundaries;

WHEREAS, a public hearing before the City Council was held on February 2, 2010 at 7:00 pm to consider the proposed annexation along with the subject property's initial zoning classification, and notice of the public hearing was published in the Coeur d'Alene Press on January 15, 2010;

WHEREAS, the proposed annexation meets the requirements for Category A annexations under Idaho Code Section 50-222 and furthers Goal 5, Policy 1 of the City's Comprehensive Plan since the annexation will preserve the quality of life in the City by increasing the scope of the City's regulatory authority and the applicability of its Code;

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HAYDEN LAKE, KOOTENAI COUNTY, IDAHO, as follows:

SECTION ONE. ANNEXATION OF LAND

By this Ordinance, there is hereby annexed to the City the land adjoining the present corporate boundaries of the City which is described in Exhibit "A" attached hereto.

SECTION TWO. NEW CORPORATE LIMITS

The corporate limits of the City are hereby extended and increased so as to include and embrace within the corporate limits of the City the land described in Exhibit "A", and such territory is declared to be a part of the City. Pursuant to Idaho Code Section 50-223, a legal description of the City's new municipal boundaries is attached hereto as Exhibit "B", along with a map thereof as Exhibit "C".

SECTION THREE. ZONING OF ANNEXED LAND

For the reasons set forth in the City Council's corresponding Findings of Fact, Conclusion of Law and Order, the initial zoning designation of the lands annexed by this Ordinance shall be Residential.

SECTION FOUR: REPEAL OF CONFLICTING ORDINANCES

All Ordinances and parts of Ordinances in conflict with the provisions of this Ordinance to the extent of such conflict are hereby repealed.

SECTION FIVE: EFFECTIVE DATE

This Ordinance shall take effect and be in full force from and after its passage and approval and publication.

SECTION SIX: SUSPENSION OF THE RULES:

Passed under suspension of the rules at a regular meeting of the City Council of the City of Hayden Lake, Kootenai County, Idaho, held on the 2nd day of February, 2010, on which a roll call vote was duly taken and duly enacted.

DATED this 2nd day of February, 2010.

CITY OF HAYDEN LAKE
Kootenai County, Idaho

By: 
Nancy E. Morris, Mayor

EXHIBIT 'A'
LEGAL DESCRIPTION
OF
PROPOSED CITY OF HAYDEN LAKE
ANNEXATION

Parcel II of a Warranty Deed recorded June 9, 2003 as Instrument Number 1805795, records of Kootenai County, Idaho more particularly described as follows:

A triangular shaped parcel of land located in the Southeast quarter of Section 7, Township 51 North, Range 3 West, Boise Meridian, Kootenai County, Idaho and being described by metes and bounds as follows:

BEGINNING at a set iron rod and PLS 4194 cap marking the intersection of the south line of Section 7 with the westerly right-of-way line of Lakeview Drive and further being the Northeast corner of Lot 40, Wright's Park as recorded in Book "C" of Plats at Page 71;

Thence along said south line of Section 7 and the north line of Lot 40, Wright's Park, North 88°41'09" West, a distance of 186.88 feet to a set iron rod and PLS 4194 cap at the Northwest corner of Wright's Park;

Thence North 21°37'36" West, a distance of 32.79 feet to a set iron rod and PLS 4194 cap marking the most southerly corner of Lot 8, Block 31, Fifth Addition to Avondale on Hayden as recorded in Book "E" of Plats at Page 132;

Thence South 80°05'09" East, a distance of 201.93 feet to the POINT OF BEGINNING.

TOGETHER WITH:

A part of the Southeast Quarter of Section 7, Township 51 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

Beginning at the Southern most corner of Lot 8, Block 31, Fifth Addition to Avondale on Hayden; thence North 36°31'15" East, along the eastern side of said Block 31 and the northeasterly extension thereof, a distance of 304.04 feet;

Thence South 53°28'45" East, 160 feet, more or less, to the northern right of way line of Lakeview Drive,

Thence southwesterly along the said northern right of way line of Lakeview Drive, 200 feet, more or less, to the south line of said Southeast Quarter and the North line of Lot 40, Wright's Park;

Thence West along the said North line of Lot 40 extended 200 feet, more or less, to the northwest corner of Wright's Park, thence northeasterly to the place of beginning.

TOGETHER WITH:

A part of the of the Southeast Quarter of Section 7, Township 51 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

Commencing at the Southern most corner of Lot 8, Block 31, Fifth Addition to Avondale on Hayden; thence North $36^{\circ}31'15''$ East, along the eastern side of said Block 31 and the northeasterly extension thereof, a distance of 304.04 feet;

Thence South $53^{\circ}28'45''$ East, 160 feet, more or less, to the northwesterly right of way line of Lakeview Drive, said point being the TRUE POINT OF BEGINNING:

Thence continuing South $53^{\circ}28'45''$ East a distance of 50 feet more or less to the Southeasterly right of way line of said Lakeview Drive as shown on the plat of Berven Bay Terrace II, recorded in Book F, Page 158, records of Kootenai County, Idaho;

Thence southwesterly along said right of way line a distance of 186 feet more or less to an intersection with the south line of said Southeast quarter;

Thence Westerly along said south line a distance of 68 feet more or less to the northwesterly right of way line of said Lakeview Drive.

Thence northeasterly along said northwesterly right of way line a distance of 220 feet more or less to the TRUE POINT OF BEGINNING.



Signed original on file at Welch Comer & Assoc.

EXHIBIT B

Current City of Hayden Lake Municipal Boundaries

The Municipal Boundaries of the City of Hayden Lake, containing portions of Sections 7, 17, 18 and 19 of Township 51 North, Range 3 West, Boise Meridian, and also containing portions of Sections 13 and 24 of Township 51 North, Range 4 West, Boise Meridian, all in Kootenai County, Idaho, more particularly described as follows:

BEGINNING at the Northwest Corner of Lot 2, Block 1 of the Plat of "McCall Addition" (recorded in Book 1 of Plats, Page 209, official records of Kootenai County), said Corner taken to be coincident with the Northeast Corner of Tax No. 8668, and situated on the Southerly Line of the Right-of-Way for Hayden Avenue;

Thence, along said Southerly Line of the Right-of-Way for Hayden Avenue, Westerly, 633 feet, more or less, to a point of intersection with the Southerly extension of the Westerly line of Tract 61 of the Plat of "Avondale" (recorded in Book B of Plats, Page 132, official records of Kootenai County);

Thence, along said Southerly extension and the West lines of Tracts 61 and 62 of said Plat of "Avondale", Northerly, 1315 feet, more or less, to the Northwest Corner of said Tract 62, taken to be situated on the Southerly line of the Right-of-Way for Dakota Avenue;

Thence, crossing Dakota Avenue, Northerly, 30 feet, more or less, to the Southwest Corner of Tract 63 of said Plat of "Avondale", taken to be situated on the Northerly line of the Right-of-Way for Dakota Avenue;

Thence, along said Northerly line of the Right-of-Way for Dakota Avenue, taken to be coincident with the Southerly lines of Tracts 63 and 72 of said Plat of "Avondale", Easterly, 1303 feet, more or less, to the Southeast Corner of said Tract 72, taken to be situated on the Westerly line of the Right-of-Way for Strahorn Road;

Thence, along said the Easterly lines of Tracts 71 and 72 of said Plat of "Avondale", taken to be coincident with the Westerly line of the Right-of-Way for Strahorn Road, and the Northerly extension of said Easterly line of Tract 71, Northerly, 1308 feet, more or less, to the East – West Centerline of said Section 13;

Thence, along said East – West Centerline of said Section 13, Easterly, 15 feet, more or less, to the Quarter Section Corner common to said Sections 13 and 18;

Thence, along the East – West Centerline of said Section 18, Easterly, 1300 feet, more or less, to a point of intersection with the Southerly extension of the Westerly line of Tax No. 3476;

Thence, along said Westerly line of said Tax No. 3476, and said Southerly extension, Northerly, 353 feet, more or less, to the Northwest Corner thereof;

Thence, along the Northerly lines of said Tax No. 3476 and Tax No. 3980, Easterly, 200 feet, more or less, to the Northeast Corner of said Tax No. 3980;

Thence, along the Easterly line of said Tax No. 3980, and the Southerly extension thereof, Southerly, 352 feet, more or less, to a point of intersection with said East – West Centerline of said Section 18;

Thence, along said East – West Centerline of said Section 18, Easterly, 250 feet, more or less, to a point of intersection with the Westerly line of the Right-of-Way for Lakeview Drive (also known as Wright's Park Road);

Thence, along said Westerly line of the Right-of-Way for Lakeview Drive, Northeasterly, to the most Southerly Corner of Lot 75 of the Plat of "Wright's Park" (recorded in Book C of Plats, Page 71, official records of Kootenai County);

Thence, along the Southwesterly line of said Lot 75, Northwesterly, 130 feet, more or less, to the most Westerly Corner of said Lot 75;

Thence, along the Northwesterly boundary of said Plat of "Wright's Park", Northeasterly, 2635 feet, more or less, to a point of intersection with the Northerly line of said Section 18, taken to be coincident with the Southerly line of said Section 7;

Thence, along said Northerly line of said Section 18, Easterly, to a point of intersection with the Easterly line of the Right-of-Way for Lakeview Drive;

Thence, along said Easterly line of the Right-of-Way for Lakeview Drive, Northeasterly and Easterly, 585 feet, more or less, to a point of intersection with the Easterly line of the Southwest Quarter of the Southeast Quarter of the Southeast Quarter of said Section 7;

Thence, along said Easterly line of the Southwest Quarter of the Southeast Quarter of the Southeast Quarter of said Section 7, Southerly, 218 feet, more or less, to the Southeast Corner thereof;

Thence, along said Northerly line of Section 18, Easterly, 660 feet, more or less, to the Northeast Corner thereof;

Thence, along the Easterly line of said Section 18, taken to be coincident with the Westerly line of said Section 17, Southerly, 1320 feet, more or less, to the Northwest corner of Government Lot 4, of said Section 17, taken also to be the Northwest corner of Tax No. 14587;

Thence, along the Northerly line of said Government Lot 4, said line taken to be coincident with the North lines of Tax No.'s 14587 and 14590, Easterly, 330 feet, more or less, to the Northeast Corner of said Tax No. 14590, said Corner also taken to be the Northeast corner of the North 270 feet of the West 330 feet of said Government Lot 4;

Thence, along the Easterly lines of Tax No.'s 14590 and 14588, taken to be coincident with the East line of said North 270 feet of the West 330 feet of Government Lot 4, Southerly, 270 feet, more or less to the Southeast corner of said Tax No. 14588, taken to be coincident with the Southeast corner of said North 270 feet of the West 330 feet of Government Lot 4, and said Corner also taken to be coincident with the Northeast Corner of Lot 3, Block 6, of the Plat of "Point Hayden" (recorded in Book "E" of Plats, Page 19, official records of Kootenai County);

Thence, along the Southerly lines of Tax No.'s 14588 and 14589, taken to be coincident with the South line of said North 270 feet of the West 330 feet of Government Lot 4, and also taken to be coincident with the North lines of Lots 2 and 3, Block 6, of said Plat of "Point Hayden", Westerly, 330 feet, more or less, to the Southwest Corner of said North 270 feet of the West 330 feet of Government Lot 4, taken to be coincident with the Southwest Corner of said Tax No. 14589, and said Corner also taken to be coincident with the Northwest Corner of said Lot 2;

Thence, along said Easterly line of Section 18, Southerly, 90 feet, more or less, to the Northwest Corner of Lot 1, Block 6, of said Plat of "Point Hayden";

Thence, along the North line of said Lot 1, Easterly, 310 feet, more or less, to a point on a line offset 20 feet Westerly from and parallel with the Easterly line of said Lot 1;

Thence, along said 20 foot Easterly offset line, Southerly, 441 feet, more or less, to a point on the Easterly South line of said Lot 1;

Thence, along said Easterly South line of Lot 1, said line taken to be coincident with the North lines of Tax No.'s 7462 and 7461, a distance of 155 feet more or less, to the Northwest corner of said Tax No. 7461;

Thence, along the Westerly boundary of said Tax No. 7461, Southerly, 152 feet, more or less, to the shoreline of Hayden Lake;

Thence, meandering along said shoreline of Hayden Lake, Southwesterly, 895 feet, more or less, to the most Southerly Corner of Lot 18, Block 1, of said Plat of "Point Hayden";

Thence, continuing to meander along said shoreline of Hayden Lake, Northwesterly and Northerly, 2600 feet, more or less, to the most Northerly point on said shoreline at Berven Bay;

Thence, continuing to meander along said shoreline of Hayden Lake, Southwesterly and Southerly, 7315 feet, more or less, to the Southeast Corner of Tax No. 1560;

Thence, along the South line of said Tax No. 1560, Westerly, 1685 feet, more or less, to the Southwest Corner thereof, taken to be situated on the Easterly line of the Right-of-Way for Chalet Road;

Thence, along said Easterly line of the Right-of-Way for Chalet Road, Northeasterly, 710 feet, more or less, to a point of intersection with the Easterly extension of the Northerly line of Block 11 of the Plat of "Hayden Lake Country Homes" (recorded in Book C of Plats, Page 149, official records for Kootenai County);

Thence, along the Northerly lines of Blocks 11 and 12 of said Plat of "Hayden Lake Country Homes" and the respective Easterly and Westerly extensions thereof, Westerly, to a point of intersection with the Westerly line of said Section 19, said Westerly line taken to be coincident with the Easterly line of said Section 24, and also to be coincident with the Easterly line of that parcel of land which was the subject of a Record of Survey, by Jon P. Monaco, recorded in Book 18 of Records of Survey, Page 148, official records of Kootenai County (said parcel hereinafter referred to as the "McCall Parcel");

Thence, along said Easterly line of said Section 24, South 00°16'13" East, 308.47 feet, more or less, to the Southeast Corner of said "McCall Parcel";

Thence, along the Southerly line of said "McCall Parcel", South 89°53'25" West, 700.53 feet, more or less, to the Southwest corner thereof;

Thence, along the Westerly line of said "McCall Parcel", North 00°02'38" West, 678.65 feet, more or less, to the Southwest Corner of Tax No. 8668, taken to be coincident with a corner of Lot 2, Block 1, of the Plat of "McCall Addition";

Thence, along the Southerly line of said Tax No. 8668, taken to be coincident with the boundary of said Lot 2, Block 1, of the Plat of "McCall Addition", South 89°30'00" East, 35.00 feet, more or less, to the Southeast Corner of said Tax No. 8668, taken to be coincident with a corner of said Lot 2, Block 1, of the Plat of "McCall Addition";

Thence, along the Easterly line of said Tax No. 8668, taken to be coincident with the boundary of said Lot 2, Block 1, of the Plat of "McCall Addition", North 00°02'38" West, 100.00 feet, more or

less, to the Northeast Corner of said Tax No. 8668, taken to be coincident with the Northwest Corner of said Lot 2, Block 1, of the Plat of "McCall Addition", said Corner being the POINT OF BEGINNING.

AND ALSO INCLUDING:

A continuous segment 200 feet in width measured perpendicularly to said shoreline into, over and upon the waters of Hayden Lake, more particularly described as follows:

BEGINNING at the Southwest Corner of said Tax No. 7461, taken to be situated upon said shoreline;

Thence, meandering along said shoreline of Hayden Lake, Southwesterly, 895 feet, more or less, to the most Southerly Corner of Lot 18, Block 1, of said Plat of "Point Hayden";

Thence, continuing to meander along said shoreline of Hayden Lake, Northwesterly and Northerly, 2600 feet, more or less, to the most Northerly point on said shoreline at Berven Bay;

Thence, continuing to meander along said shoreline of Hayden Lake, Southwesterly and Southerly, 7315 feet, more or less, to the Southeast Corner of Tax No. 1560, being the Terminus of said segment.

ALSO INCLUDED IN THIS DESCRIPTION IS THE FOLLOWING PARCEL, ANNEXED BY CITY OF HAYDEN LAKE ORDINANCE NO. 173, EFFECTIVE DATE AUGUST 7, 2001:

An annexation into the Municipal Boundaries of the City of Hayden Lake, containing Lots 1 and 2 of Block 13 of the amended plat of "Hayden Lake Country Homes" (recorded in Book C of Plats, Page 149, as Instrument No. 53775, official records of Kootenai County), along with a portion of that tract of land described in Kootenai County Recorder's Instrument No. 1545953 (also known as Tax No. 1481), being together now known as Tax No. 18910 (and described in Kootenai County Recorder's Instrument No. 1664791), and also along with a portion of the Right-of-Way for Chalet Road, all situated in the Northwest Quarter of Section 19, Township 51 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, and being more particularly described as follows:

BEGINNING at the Northwest Corner of said Lot 2, said Corner being situated South 57°10'53" East, 1328.99 feet, more or less, from the Northwest Corner of said Section 19;

Thence, along the Northerly lines of said Lots 1 and 2, South 89°52'46" East, 155.84 feet, more or less, to the Northeast Corner of said Lot 1, taken to be situated upon the Westerly line of the Right-of-Way for said Chalet Road;

Thence, along said Westerly line of the Right-of-Way for Chalet Road, as follows:

Crossing Ladybug Lane, North 15°49'16" East, 31.12 feet, more or less, to the Southeast Corner of Lot 12, Block 11, of said amended plat of "Hayden Lake Country Homes";

Along the Easterly line of said Lot 12, North 15°49'16" East, 103.92 feet, more or less, to the Corner common to said Lot 12 and Lot 13 of said Block 11;

Along the Easterly line of said Lot 13, North 29°47'48" East, 113.20 feet, more or less, to the Northeast Corner thereof;

Thence, along the Easterly extension of the Northerly line of said Block 11, South 89°48'35" East, 46.01 feet, more or less, to a point on the Easterly line of the Right-of-Way for Chalet Road;

Thence, along said Easterly line of the Right-of-Way for Chalet Road, as follows:

South 29°47'48" West, 115.24 feet, more or less;

South 16°32'52" West, 300.62 feet, more or less, to a point of intersection with the Easterly extension of the Northerly line of the Plat of "Forest Hills Second Addition" (recorded in Book G of Plats, Page 143, official records of Kootenai County);

Thence, along said Northerly line of the plat of "Forest Hills Second Addition" and the Easterly extension thereof, North 89°58'55" West, 152.23 feet, more or less, to a point of intersection with the Southerly extension of the Westerly line of said Lot 2;

Thence, along the Westerly line of Lot 2 and said Southerly extension thereof, North 00°04'12" East, 160.45 feet, more or less, to the POINT OF BEGINNING.

ALSO INCLUDED IN THIS DESCRIPTION IS THE FOLLOWING PARCEL, ANNEXED BY CITY OF HAYDEN LAKE ORDINANCE NO. 174, EFFECTIVE DATE NOVEMBER 13, 2001:

A portion of the Southeast Quarter of the Southeast Quarter of Section 7, Township 51 North, Range 3 West, Boise Meridian, more particularly described as follows:

BEGINNING at the Southeast Corner of said Section 7, thence North 01°00'06" East along the East section line of said Section 7 a distance of 70.00 feet thence, departing said section line North 88°59'54" West a distance of 60.00 feet thence, South 53°27'11" West a distance of 113.52 feet to a point on the South section line of said Section 7 thence, South 88°41'09" East along said section line a distance of 150.00 feet to the POINT OF BEGINNING.

ALSO INCLUDED IN THIS DESCRIPTION IS THE FOLLOWING PARCEL, ANNEXED BY CITY OF HAYDEN LAKE ORDINANCE NO. 180, EFFECTIVE DATE MARCH 18, 2002:

A parcel of land, being a portion of Tract 74 of the Plat of "Avondale" (recorded in Book B of Plats, Page 132, official records of Kootenai County), and being situated in the Southeast Quarter of the Southeast Quarter of Section 13, Township 51 North, Range 4 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

Commencing at the Southeast Corner of said Section 13, taken to be monumented by a 1/2 inch rebar with no cap (see Corner Perpetuation and Filing Instrument No. 1528357, official records of Kootenai County);

Thence, along the South line of said Southeast Quarter of Section 13, North 89°41'35" West, 649.75 feet, more or less, to a point of intersection with the Southerly extension of the Westerly line of said Tract 74;

Thence, along said Westerly line of Tract 74, and said Southerly extension thereof, North 00°50'44" East, 341.07 feet, more or less, to a point of cusp situated South 00°50'44" West, 319.72 feet, from a 1/2 inch rebar taken to monument the Northwest Corner of said Tract 74, said point taken to be monumented by a 5/8 inch rebar with a plastic cap, and said point also being the TRUE POINT OF BEGINNING of this description;

Thence, continuing along said Westerly line of Tract 74, North 00°50'44" East, 319.72 feet, to said 1/2 inch rebar taken to monument the Northwest Corner of said Tract 74;

Thence, along the North line of said Tract 74, South 89°43'51" East, 281.32 feet, to a point of cusp monumented by a 5/8 inch rebar with plastic cap;

Thence, 192.74 feet along the arc of a 200.00 foot radius curve concave to the South, having a central angle of 55°12'54", and a long chord bearing South 62°39'43" West, 185.36 feet, to a point of tangency monumented by a 5/8 inch rebar with plastic cap;

Thence, South 35°03'16" West, 148.19 feet, to a point of tangent curvature monumented by a 5/8 inch rebar with plastic cap;

Thence, 119.41 feet along the arc of a 200.00 foot radius curve concave to the East, having a central angle of 34°12'31", and a long chord bearing South 17°57'00" West, 117.65 feet, to the TRUE POINT OF BEGINNING.

ALSO INCLUDED IN THIS DESCRIPTION IS THE FOLLOWING PARCEL, ANNEXED BY CITY OF HAYDEN LAKE ORDINANCE NO. 205:

A portion of Tract 74 of the plat of AVONDALE, recorded in Book B of plats, Page 132, Kootenai County Records, situated in the Southeast Quarter of Section 13, Township 51 North, Range 4 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

BEGINNING at the Southeast corner of said Tract 74, taken to be situated at the intersection of the Westerly line of the Right-of-Way for Strahorn Road and the Northerly line of the Right-of-Way for Hayden Avenue, as said Rights-of-Way were established by said plat of AVONDALE;

Thence, along the South line of said Tract 74, taken to be coincidental with said Northerly line of the Right-of-Way for Hayden Avenue, North 89°41'35" West, 389.68 feet, to a point on the Easterly line of the West 245 feet of said Tract 74, said point taken to be the Southeast corner of that parcel of land described in the Warranty Deed recorded as Kootenai County Recorder's Instrument No. 1723306 (hereinafter referred to as the "1723306 Parcel");

Thence, along the East line of said "1723306 Parcel", taken to be coincidental with the Easterly line of the West 245 feet of said Tract 74, North 00°50'44" East, 210.78 feet, to the Northeast corner thereof, being a point of intersection with the Southerly line of the North 420 feet of said Tract 74;

Thence, along the North line of said "1723306 Parcel", and also along the North line of Lot 1, Block 5, of the plat of HAYDEN LAKE COUNTRY CLUB ESTATES P.U.D., recorded in Book I of plats, Page 374, Kootenai County Records, both of which are taken to be coincidental with the South line of said North 420 feet of Tract 74, North 89°41'35" West, 245.01 feet, to a point of intersection with the West line of said Tract 74, on the Easterly and Southerly lines of the Right-of-Way for Country Club Drive, as it was established by said plat of HAYDEN LAKE COUNTRY CLUB ESTATES P.U.D.;

Thence, along said Easterly and Southerly lines of the Right-of-Way for Country Club Drive, as follows:

Along said West line of Tract 74, North 00°50'44" East, 100.29 feet, to a point of tangent curvature;

119.41 feet along the arc of a 200.00 foot radius curve concave to the East, having a central angle of 34°12'32" and a long chord bearing North 17°57'01" East, 117.65 feet, to a point of tangency;

North 35°03'16" East, 148.19 feet, to a point of tangent curvature;

192.74 feet along the arc of a 200.00 foot radius curve concave to the South, having a central angle of 55°12'53" and a long chord bearing North 62°39'43" East, 185.36 feet, to a point of tangency with the North line of said Tract 74;

Along said North line of Tract 74, South 89°43'51" East, 355.07 feet, to a point of intersection with said Westerly line of the Right-of-Way for Strahorn Road;

Thence, leaving said Right-of-Way for Country Club Drive, along said Westerly line of the Right-of-Way for Strahorn Road, South 00°59'55" West, 631.22 feet, to the POINT OF BEGINNING.

ALSO INCLUDED IN THIS DESCRIPTION IS THE FOLLOWING PARCEL, ANNEXED BY CITY OF HAYDEN LAKE ORDINANCE NO. 228:

A continuous segment 500 feet in width measured perpendicular to said shoreline into, over and upon the waters of Hayden Lake, located within Sections 17, 18 and 19, Township 51 North, Range 3 West, Kootenai County, Idaho, more particularly described as follows:

BEGINNING at the Southwest Corner of Tax No. 7461, taken to be situated upon said shoreline;

Thence meandering along said shoreline of Hayden Lake, Southwesterly 895 feet more or less to the most southerly corner of Lot 18, Block 1 of Point Hayden as recorded in Book E of Plats, Page 19, records of Kootenai County

Thence continuing along said shoreline, northwesterly and northerly 2600 feet more or less to the most northerly corner of said shoreline at Berven Bay;

Thence continuing along said shoreline, southwesterly and southerly 7315 feet more or less to the southeast corner of Tax No. 1560, being the terminus of said segment.

EXCEPTING THEREFROM

A continuous strip of land 200 feet perpendicular to the above reference shoreline.

ALSO INCLUDED IN THIS DESCRIPTION IS THE FOLLOWING PARCEL, ANNEXED BY CITY OF HAYDEN LAKE ORDINANCE NO. 233:

A 16 foot alley as shown on the Map of Wright's Park as recorded in Book C, Page 71, records of Kootenai County, Idaho, located in Section 18, Township 51 North, Range 3 West, Kootenai County, Idaho, more particularly described as follows:

A 16 foot alley being bound on the southeast by the northwesterly line of said Lots 40 through 58 of said Wright's Park and being bound on the northwest by the northwesterly line of said 16 foot alley as shown on said Wright's Park.

ALSO INCLUDED IN THIS DESCRIPTION IS THE FOLLOWING PARCEL.

Parcel II of a Warranty Deed recorded June 9, 2003 as Instrument Number 1805795, records of Kootenai County, Idaho more particularly described as follows:

A triangular shaped parcel of land located in the Southeast quarter of Section 7, Township 51 North, Range 3 West, Boise Meridian, Kootenai County, Idaho and being described by metes and bounds as follows:

BEGINNING at a set iron rod and PLS 4194 cap marking the intersection of the south line of Section 7 with the westerly right-of-way line of Lakeview Drive and further being the Northeast corner of Lot 40, Wright's Park as recorded in Book "C" of Plats at Page 71;

Thence along said south line of Section 7 and the north line of Lot 40, Wright's Park, North 88°41'09" West, a distance of 186.88 feet to a set iron rod and PLS 4194 cap at the Northwest corner of Wright's Park;

Thence North 21°37'36" West, a distance of 32.79 feet to a set iron rod and PLS 4194 cap marking the most southerly corner of Lot 8, Block 31, Fifth Addition to Avondale on Hayden as recorded in Book "E" of Plats at Page 132;

Thence South 80°05'09" East, a distance of 201.93 feet to the POINT OF BEGINNING.

TOGETHER WITH:

A part of the Southeast Quarter of Section 7, Township 51 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

Beginning at the Southern most corner of Lot 8, Block 31, Fifth Addition to Avondale on Hayden; thence North 36°31'15" East, along the eastern side of said Block 31 and the northeasterly extension thereof, a distance of 304.04 feet;

Thence South 53°28'45" East, 160 feet, more or less, to the northern right of way line of Lakeview Drive,

Thence southwesterly along the said northern right of way line of Lakeview Drive, 200 feet, more or less, to the south line of said Southeast Quarter and the North line of Lot 40, Wright's Park;

Thence West along the said North line of Lot 40 extended 200 feet, more or less, to the northwest corner of Wright's Park, thence northeasterly to the place of beginning.

TOGETHER WITH:

A part of the of the Southeast Quarter of Section 7, Township 51 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

Commencing at the Southern most corner of Lot 8, Block 31, Fifth Addition to Avondale on Hayden; thence North 36°31'15" East, along the eastern side of said Block 31 and the northeasterly extension thereof, a distance of 304.04 feet;

Thence South 53°28'45" East, 160 feet, more or less, to the northwesterly right of way line of Lakeview Drive, said point being the TRUE POINT OF BEGINNING:

Thence continuing South 53°28'45" East a distance of 50 feet more or less to the Southeasterly right of way line of said Lakeview Drive as shown on the plat of Berven Bay Terrace II, recorded in Book F, Page 158, records of Kootenai County, Idaho;

Thence southwesterly along said right of way line a distance of 186 feet more or less to an intersection with the south line of said Southeast quarter;

Thence Westerly along said south line a distance of 68 feet more or less to the northwesterly right of way line of said Lakeview Drive.

Thence northeasterly along said northwesterly right of way line a distance of 220 feet more or less to the TRUE POINT OF BEGINNING.

Bredeson Law Group

February 4, 2010

VIA U.S. MAIL

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

RE: CITY OF HAYDEN LAKE ANNEXATION ORDINANCE NO. 236

To Whom it May Concern:

Pursuant to the filing requirements of Idaho Code Sections 50-223 and 63-215, enclosed please find a complete copy of City of Hayden Lake Ordinance No. 236, which annexed additional property into the City.

Please call or email with any questions.

Sincerely,



Pete B. Bredeson
City Attorney for the City of Hayden Lake

RECEIVED

FEB 24 2010

STATE TAX COMMISSION