

State of Idaho)

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County of Bingham)

I, Sandy Gaydusek, a notary public, do certify that on 9-19-11, I carefully compared the attached copy of Ordinance 544 with the original. It is a complete and true copy of the original document.

Sandy Gaydusek
Notary Public

My Commission Expires: 2-22-17

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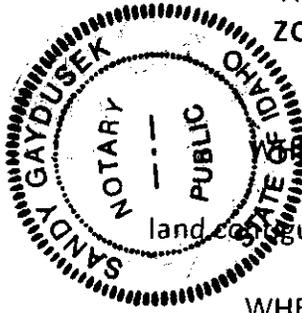
ORDINANCE NO: 544

CITY OF SHELLEY
BINGHAM COUNTY, IDAHO

Instrument # 631633
BINGHAM COUNTY
9-20-2011 11:00:15 No. of Pages: 2
Recorded for : CITY OF SHELLEY
SARA J. STAUB Fee: 0.00
Ex-Officio Recorder Deputy

CR

AN ORDINANCE ANNEXING CERTAIN LANDS AND DESIGNATING THE ZONING FOR SAID LANDS AS M (MANUFACTURING); AMENDING THE ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE.



WHEREAS AREAS Mardean, LLC, has applied for the annexation and zoning for certain land contiguous and adjacent to the City of Shelley; and

WHEREAS the City of Shelley Planning and Zoning Commission has duly held hearings upon the proposed annexation and zoning of said land and has given notice as required by law of the hearings thereon; and

WHEREAS the City Council of the City of Shelley has duly held hearings on the proposed annexation and designation of zone for said land and has given notice as required by law of the hearings thereon;

NOW, THEREFORE, be it hereby ordained by the Mayor and City Council of the City of Shelley:

Section 1: That the certain land described herein is contiguous and adjacent to the City of Shelley and that the City of Shelley has received a written request for annexation to the City of Shelley by the owner of said property, to-wit:

LEGAL DESCRIPTION

Beginning at a point in the easterly right of way of the Oregon Shortline Railroad that lies N 00° 39' 53" E 1743.65 feet along the center section line and N 75° 36' 14" W 1305.40 feet from the south ¼ corner of section 28, Township 1 North, Range 37 East of the Boise Meridian, Bingham County, Idaho; running thence N 29° 35' 32" E 183.55 feet along said right of way to the approximate centerline of an existing road; thence S 74° 28' 01" E 145.78 feet along said road centerline; thence S 76° 33' 59"

RECEIVED
SEP 22 2011
TECHNICAL SUPPORT

E 94.40 feet along said road centerline; thence S 13° 59' 09" W. 175.83 Feet; thence N 75° 36' 14" W 289.51 feet to the point of beginning.

Section 2: That the above-described real property be and the same hereby is annexed and made a part of the City of Shelley;

Section 3: That the real property herein annexed by this ordinance to the City of Shelley shall be zoned as M (Manufacturing) and the zoning map of the City of Shelley shall be amended to reflect the amendments set forth in this ordinance;

Section 4: That this ordinance shall become effective upon its passage by the Mayor and City Council and due publication.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 13th day of September, 2011.



ERIC "SWEDE" CHRISTENSEN, Mayor
City of Shelley

ATTEST:



SANDY GAYDUSEK, City Clerk
City of Shelley

(CITY SEAL)

631633

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific/P.O. Box 868
Blackfoot, ID 83221

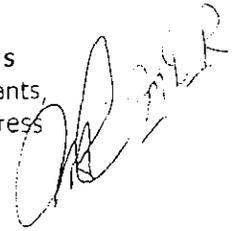
Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 257922-B (vb)

Date: May 20, 2008

For Value Received, **Ross Arnold Wilding and Diane M Wilding, husband and wife and Travis Dean Staker and Carissa Staker, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Mardean, LLC**, hereinafter called the Grantee, whose current address is **3908 Clearfield Lane, Idaho Falls, ID 83406**, the following described premises, situated in Bingham County, Idaho, to-wit:



BEGINNING AT A POINT IN THE EASTERLY RIGHT OF WAY OF THE OREGON SHORTLINE RAILROAD THAT LIES N00°39'53"E 1743.65 FEET ALONG THE CENTER SECTION LINE AND N75°36'14"W 1305.40 FEET FROM THE SOUTH ¼ CORNER OF SECTION 28, TOWNSHIP 1 NORTH, RANGE 37 EAST OF THE BOISE MERIDIAN, BINGHAM COUNTY, IDAHO; RUNNING THENCE N29°35'32"E 183.55 FEET ALONG SAID RIGHT OF WAY TO THE APPROXIMATE CENTERLINE OF AN EXISTING ROAD; THENCE S74°28'01"E 145.78 FEET ALONG SAID ROAD CENTERLINE; THENCE S76°33'59"E 94.40 FEET ALONG SAID ROAD CENTERLINE; THENCE S13°59'09"W 175.83 FEET; THENCE N75°36'14"W 289.51 FEET TO THE POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner 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 Grantor will warrant and defend the same from all claims whatsoever.

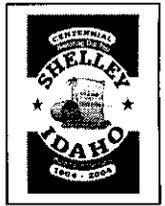


City of Shelley

Celebrating our 100th Anniversary

101 South Emerson Street Shelley, Idaho 83274 (208) 357-3390

City Web Site www.ci.shelley.id.us



MAYOR
Eric (Swede) Christensen

COUNCIL
John Lent
Charlotte Fredrickson
Earl Beattie
Kurt Russell

OFFICERS
Sandy Gaydusek
City Clerk/Treasurer

Alan H. Dial
Police Chief

Chuck Lloyd
Public Works Dir.

Dawn Lloyd
Recreation Director

Forsgren Engineering
City Engineer

B.J. Driscoll
City Attorney

September 19, 2011

State Tax Commission
Attn: Annexations
P.O. Box 36
Boise, ID 83722

Dear Sir,

Enclosed are a certified and recorded copy of Ordinance #544, a map, and a legal description regarding the annexation of property into the city limits. Copies of these documents have been sent to the Bingham County Treasurer, Assessor, and Auditor. If you have any questions, please contact me at (208) 357-3390.

Sincerely,

Sandy Gaydusek
Clerk/Treasurer

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