

 **COPY**

CITY OF OLDTOWN

ORDINANCE NO. 2011- 1

Instrument # 809607
BONNER COUNTY, SANDPOINT, IDAHO
5-12-2011 02:16:25 No. of Pages: 2
Recorded for : CITY OF OLDTOWN
MARIE SCOTT Fee: 0.00 **CB**
Ex-Officio Recorder Deputy
Index to: CITIES ORDINANCES

078

AN ORDINANCE OF THE CITY OF OLDTOWN, BONNER COUNTY, IDAHO, PROVIDING FOR ANNEXATION OF PORTIONS OF SECOND STREET AND IDAHO AVENUE TO INCLUDE THE ENTIRE WIDTHS OF EXISTING PUBLIC RIGHT OF WAY LANDS INTO THE CITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council did consider on May 9, 2011 the annexation of public right of way lands generally located in Section 25, Township 56 North, Range 6 West, Boise Meridian, Bonner County, Idaho; and

WHEREAS, said annexation results in compliance with §50-222(2), Idaho Code with the inclusion of the entire width of an existing public right of way where currently one half the right of way lies within city limits; and

WHEREAS, public right of ways do not require zoning designation and the associated public hearings; and

WHEREAS, annexation brings the subject right of way under one jurisdictional authority providing for more effective and efficient operation and management of the public right of way; and

WHEREAS, the City Council concludes the annexation meets the requirements of Idaho Code and the annexations are appropriate;

NOW THEREFORE, THE CITY COUNCIL OF OLDTOWN, IDAHO HEREBY ORDAINS AS FOLLOWS:

SECTION 1

The Land contiguous and adjacent to the city of Oldtown described in this Section is hereby annexed into the city of Oldtown:

That portion of Section 25, Township 56 North, Range 6 West, Boise Meridian, Bonner County, Idaho, contained within the plat of Newport Idaho as recorded at Book 1 of Plats, Page 6, Bonner County records and more particularly certain portions of the platted right of ways described as follows:

The southerly half of the Second Street right of way commencing at the Easterly end of the Second Street right of way and extending westerly to the centerline of the right of way of Idaho Avenue; and also including

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JUN 30 2011

The easterly portion of the Idaho Avenue right of way extending from the Second Street southerly right of way line to the centerline of the First Street right of way which coincides with the existing City Limits.

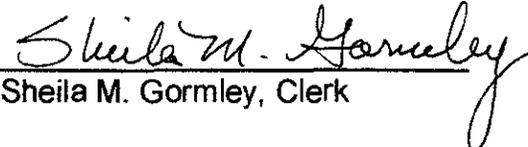
SECTION 2

This ordinance shall be in full force and effective upon passage, approval, and publication according to law.

Regularly considered, passed and approved under suspension of the rules by the City Council and Mayor of the City of Oldtown, Bonner County, Idaho on this 9th day of May, 2011.


Lonnie L. Orr, Mayor

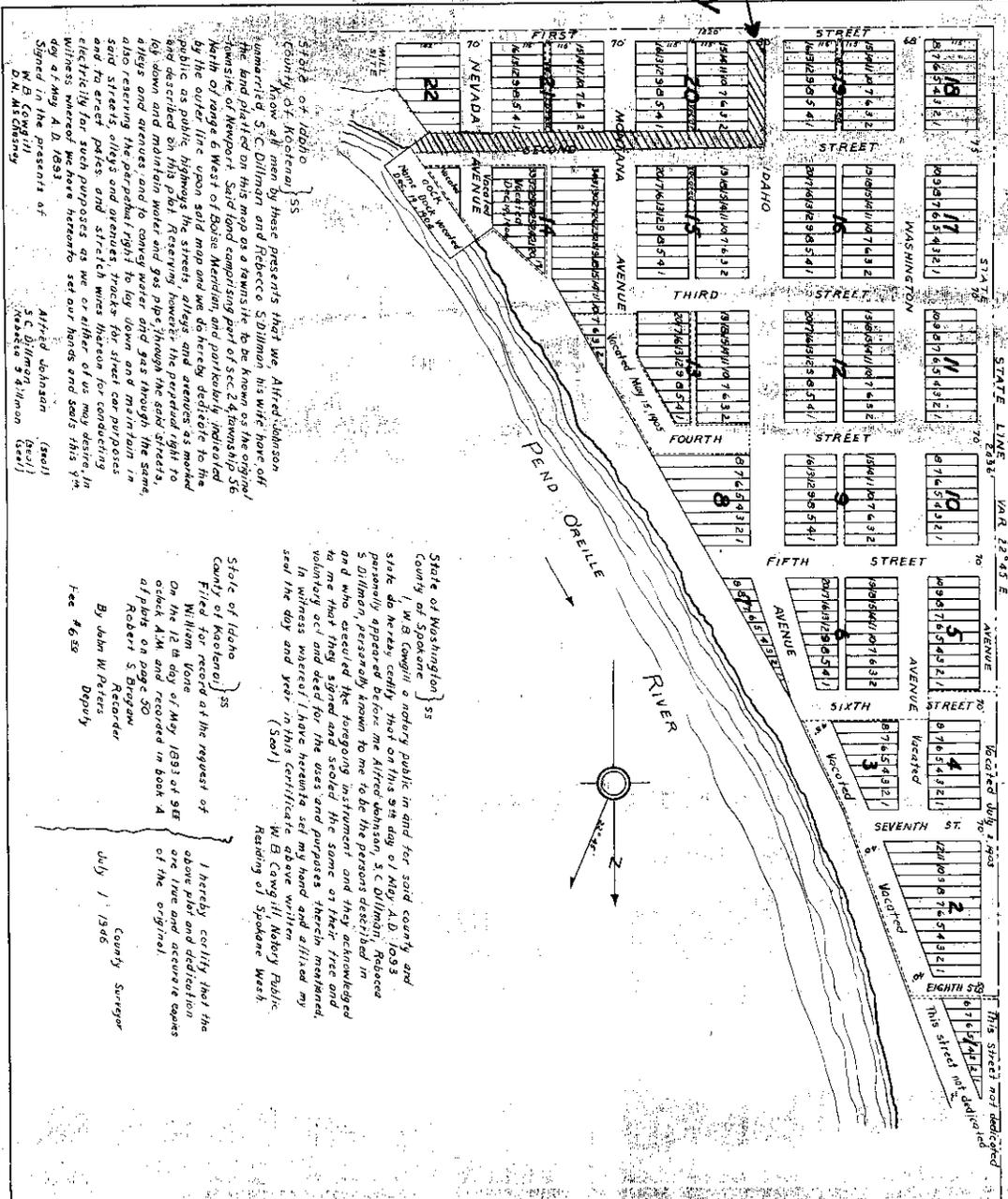
ATTEST:


Sheila M. Gormley, Clerk

NEWPORT IDAHO

Scale: one inch = 120 ft

I hereby certify that the above plat is a true copy of the survey made by me Spokane Wash May 10, 1893
D. M. McChesney, Civil Engineer



State of Idaho }
County of Blaine } ss
Know all men by these presents that we Alfred Johnson
unnarrted, S. C. Dillman and Rebecca S. Dillman his wife have of
the and plat 41 of on 13, 1893 as appears to be known as the original
name of Newport. Said lot and subdivided part of sec 2 & 4 township 26
north of range 12 west of Boise Meridian and particularly indicated
by the outside line upon said map and we do hereby dedicate to the
public as a public highway the streets, alleys and avenues as marked
for down and maintain water and gas pipes through the said streets,
also reserving the perpetual right to lay down and maintain in
said streets, alleys and avenues tracks for street car purposes
and for erect poles and stretch wires thereon for conducting
electricity for such purposes as we or either of us may desire, in
witness whereof we have hereunto set our hands and seals this 7th
day of May A. D. 1893
Signed in the presence of
M. B. Cowgill
D. M. McChesney

State of Washington }
County of Spokane } ss
I, W. B. Cowgill a notary public in and for said county, and
state do hereby certify that on this 23rd day of May, A. D. 1893
personally appeared before me Alfred Johnson, S. C. Dillman, Rebecca
S. Dillman, personally known to me to be the persons described in
and who executed the foregoing instrument, and they acknowledged
to me that they signed and sealed the same of their free and
voluntary act and deed for the uses and purposes therein mentioned.
In witness whereof I have hereunto set my hand and affixed my
seal the day and year in this certified in B. Cowgill, Notary Public
Residing of Spokane Wash.

State of Idaho }
County of Kootenai } ss
Filed for record at the request of
William Vore
On the 12th day of May 1893 of 98
at 10:45 A.M. and recorded in book A
at page 50
Robert S. Bregman
Register
By John W. Peters
Deputy
Fee \$6.50
I hereby certify that the
above plat and dedication
are true and accurate copies
of the original.
County Surveyor
July 1, 1896

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JUN 30 2011
TECHNICAL SUPPORT



CITY OF OLDTOWN

Bryan M. Quayle, Planning and Zoning Administrator
215 North Washington Avenue
Oldtown, ID 83822

Telephone 208-448-2123
Fax 208-448-2232

June 7, 2011

Jeff Servatius
Idaho State Tax Commission
800 Park Blvd, Plaza IV
PO Box 36
Boise, ID 83722

Dear Craig,

The following is a copy of city ordinance 2011-1 annexing property into the city. The ordinance has been recorded and published. The purpose of the annexation was to bring the entire width of two sections of existing public right of way into the city and under one jurisdiction. A full size copy of the subject plat and 11x17 and 8.5x11 reductions with the annexation depicted are also enclosed for your use and reference as needed.

If you have any questions or require additional information please contact me at (208) 263-4720 or at: bryan@quaylelanduse.com.

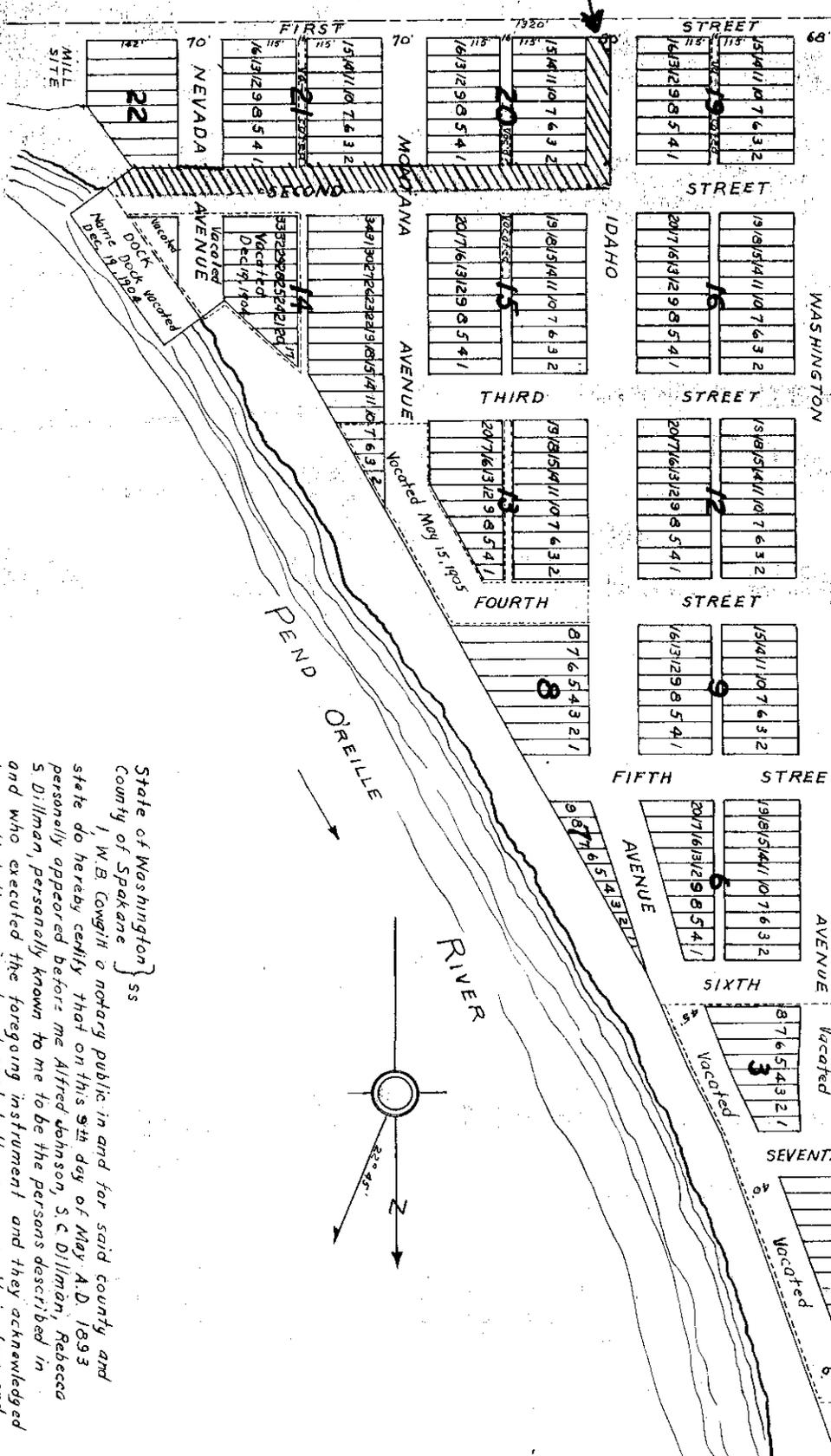
Sincerely,


Bryan M. Quayle
Planning & Zoning Administrator

Cc: City Clerk

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JUN 30 2011
TECHNICAL SUPPORT

SUBJECT
RIGHT OF WAY



State of Idaho }
County of Kootenai } ss

Know all men by these presents that we, Alfred Johnson unmarried, S. C. Dillman and Rebecca S. Dillman his wife have off the land platted on this map as a townsite to be known as the original townsite of Newport. Said land comprising part of sec. 24, township 56 North of range 6 West of Boise Meridian and particularly indicated by the outer line upon said map and we do hereby dedicate to the public as public highways the streets, alleys and avenues as marked and described on this plat. Reserving, however, the perpetual right to lay down and maintain water and gas pipe, through the said streets, alleys and avenues, and to convey water and gas through the same, also reserving the perpetual right to lay down and maintain in said streets, alleys and avenues, tracks for street car purposes and to erect poles and stretch wires thereon for conducting electricity for such purposes as we or either of us may desire. In witness whereof we have hereunto set our hands and seals this 9th day of May A. D. 1893.

Signed in the presents of
W. B. Cowgill
D. N. McChesney

Alfred Johnson (seal)
S. C. Dillman (seal)
Rebecca S. Dillman (seal)

State of Washington }
County of Spokane } ss

I, W. B. Cowgill a notary public in and for said county and state do hereby certify that on this 9th day of May A. D. 1893 personally appeared before me Alfred Johnson, S. C. Dillman, Rebecca S. Dillman, personally known to me to be the persons described in and who executed the foregoing instrument and they acknowledged to me that they signed and sealed the same as their free and voluntary act and deed for the uses and purposes therein mentioned. In witness whereof I have hereunto set my hand and affixed my seal the day and year in this certificate above written (Seal)

State of Idaho }
County of Kootenai } ss

Filed for record at the request of
William Vane
On the 12th day of May 1893 at 9:55
o'clock A.M. and recorded in book A
of plats on page 50
Robert S. Bragow
Recorder
By John W. Paters
Deputy
Fee \$6.50

County Surveyor
July 1 1946

I hereby certify that the above plat and dedication are true and accurate copies of the original.