

ORDINANCE NO. 1289

AN ORDINANCE OF THE CITY OF BURLEY, IDAHO, ANNEXING REAL PROPERTY TO THE CITY OF BURLEY, IDAHO: DECLARING THE SAME TO BE A PART OF THE CITY OF BURLEY, IDAHO; DIRECTING THE CITY CLERK TO FILE WITH THE COUNTY RECORDER, ASSESSOR, AND TAX COLLECTOR OF CASSIA COUNTY, IDAHO, AND WITH THE STATE TAX COMMISSION, BOISE, IDAHO, A CERTIFIED COPY OF THIS ORDINANCE; PROVIDING THAT A MAP AND LEGAL DESCRIPTION OF SAID LANDS BE FILED AS PROVIDED BY LAW; DECLARING SAID LANDS TO BE ZONED UNDER THE BURLEY CITY ZONING ACT AS DESIGNATED HEREIN; AND PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BURLEY, IDAHO as follows:

Section 1. The lands described in Section 2 hereof are hereby annexed to and declared to be a part of the City of Burley, Idaho pursuant to Idaho Code § 50-222, and the present boundaries of said City are hereby extended to include said described lands.

Section 2: That the lands referred to in Section 1 hereof are located in Cassia County, Idaho, and are more particularly described in EXHIBIT "A" attached hereto and incorporated by reference. No objections to annexation have been received; the property to be annexed is surrounded on all sides by land within the City of Burley and/or by the boundary of the City's area of city impact. As such, this annexation is classified as a "Category A" Annexation pursuant to Idaho Code § 50-222(3)(a).

Section 3: That the City Clerk of the City of Burley, Idaho, shall file a copy of this Ordinance duly certified as to the correctness thereof, under the corporate seal of the City of Burley, Idaho, with the Cassia County Recorder and with the State Tax Commission at Boise, Idaho.

Section 4: That a legal description and map of the boundaries of the City of Burley, as altered by this annexation shall be prepared by the City Engineer and filed with the State Tax Commission, Boise, Idaho, and with the Cassia County Recorder, Assessor and Tax Collector as provided by law.

Section 5: That the parcel described in Section 2 herein shall hereby remain zoned as currently designated; pursuant to the Burley Zoning Act, the parcel is designated as "R-2 Limited Multiple Residence."

Burley Annexation Ordinance
1289 1

RECEIVED

JUL 02 2012

TECHNICAL SUPPORT

061

Section 6: This Ordinance shall be in full force and effect after its passage, approval, and publication as provided by law.

PASSED this 19th day of June, 2012, by a vote of 6 in favor and 0 against.



ATTEST:

CITY OF BURLEY

By Terry Greenman
Terry Greenman
Mayor

Melanie Haynes
Melanie Haynes
City Clerk

TOWNSHIP 10 SOUTH, RANGE 23 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO.

SECTION 30: A PORTION OF GOVERNMENT LOT 2, 3, & 4, AND A PORTION OF THE SOUTHEAST QUARTER, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SECTION 30, MARKED BY A 5/8" REBAR, THENCE ALONG THE EAST LINE THEREOF SOUTH 00°06'17" EAST 257.24 FEET, THENCE NORTH 86°03'18" WEST 304.05 FEET TO THE NORTHWEST CORNER OF PARCEL 3A OF ANNEXATION ORDINANCE 1097, MARKED BY A 1/2" REBAR, AND THE TRUE POINT OF BEGINNING;

THENCE ALONG THE WEST LINE OF SAID PARCEL 3A SOUTH 03°56'45" WEST 218.22 FEET;

THENCE SOUTH 86°18'36" EAST 74.35 FEET TO THE NORTHWEST CORNER OF PARCEL 1 OF ANNEXATION ORDINANCE 1058;

THENCE ALONG THE WEST LINE THEREOF AS FOLLOWS:

SOUTH 03°41'27" WEST 160.00 FEET,
NORTH 86°18'33" WEST 49.74 FEET,
AND SOUTH 03°41'27" WEST 100.00 FEET TO A POINT ON THE SOUTH LINE OF SAID PARCEL 1, ALSO A POINT ON THE NORTH LINE OF PARK PLACE SUBDIVISION No.1;

THENCE ALONG SAID NORTH LINE NORTH 86°18'32" WEST 1057.22 FEET TO THE NORTHWEST CORNER OF ANNEXATION ORDINANCE 1156, RECORDED DECEMBER 19, 2006 AS INSTRUMENT No. 312777, CASSIA COUNTY RECORDS;

THENCE ALONG THE WEST LINE THEREOF SOUTH 03°56'46" WEST 399.38 FEET TO THE CENTERLINE OF THE FIRST LIFT CANAL, SAID CENTERLINE BEING THE NORTH LINE OF ANNEXATION ORDINANCE 1216, RECORDED AUGUST 22, 2007 AS INSTRUMENT No. 2007-317750, CASSIA COUNTY RECORDS;

THENCE ALONG THE NORTH LINE THEREOF AS FOLLOWS:

NORTH 43°33'07" WEST, 706.42 FEET,
NORTH 56°24'46" WEST, 121.21 FEET,
NORTH 72°16'30" WEST, 192.67 FEET TO THE INTERSECTION THEREOF WITH THE SOUTHEASTERN LINE OF THE EASTERN IDAHO RAILROAD RIGHT OF WAY,

AND NORTH 74°22'19" WEST 100.55 FEET TO THE NORTHWESTERN LINE OF THE EASTERN IDAHO RIGHT OF WAY AND THE EAST LINE OF ANNEXATION ORDINANCE 1205 RECORDED DECEMBER 20, 2006 AS INSTRUMENT No. 312807, CASSIA COUNTY RECORDS;

THENCE ALONG THE EAST LINE THEREOF NORTH 21°38'12" EAST 1945.39 FEET;

THENCE SOUTH 90°00'00" EAST 107.58 FEET TO THE SOUTHEASTERN LINE OF THE EASTERN IDAHO RAILROAD RIGHT OF WAY AND THE NORTHWEST CORNER OF PARCEL 1 OF ANNEXATION ORDINANCE 1097;

THENCE ALONG THE WEST LINE THEREOF SOUTH 21°38'12" WEST 1391.39 FEET TO THE SOUTHWEST CORNER OF PARCEL 1A OF ANNEXATION ORDINANCE 1097;

THENCE SOUTH 86°03'19" EAST 617.84 FEET TO THE WEST LINE OF PARCEL 4 OF ANNEXATION ORDINANCE 1090;

THENCE ALONG SAID WEST LINE SOUTH 00°07'13" EAST 257.15 FEET TO THE SOUTHWEST CORNER OF PARCEL 4 OF SAID ANNEXATION ORDINANCE 1090;

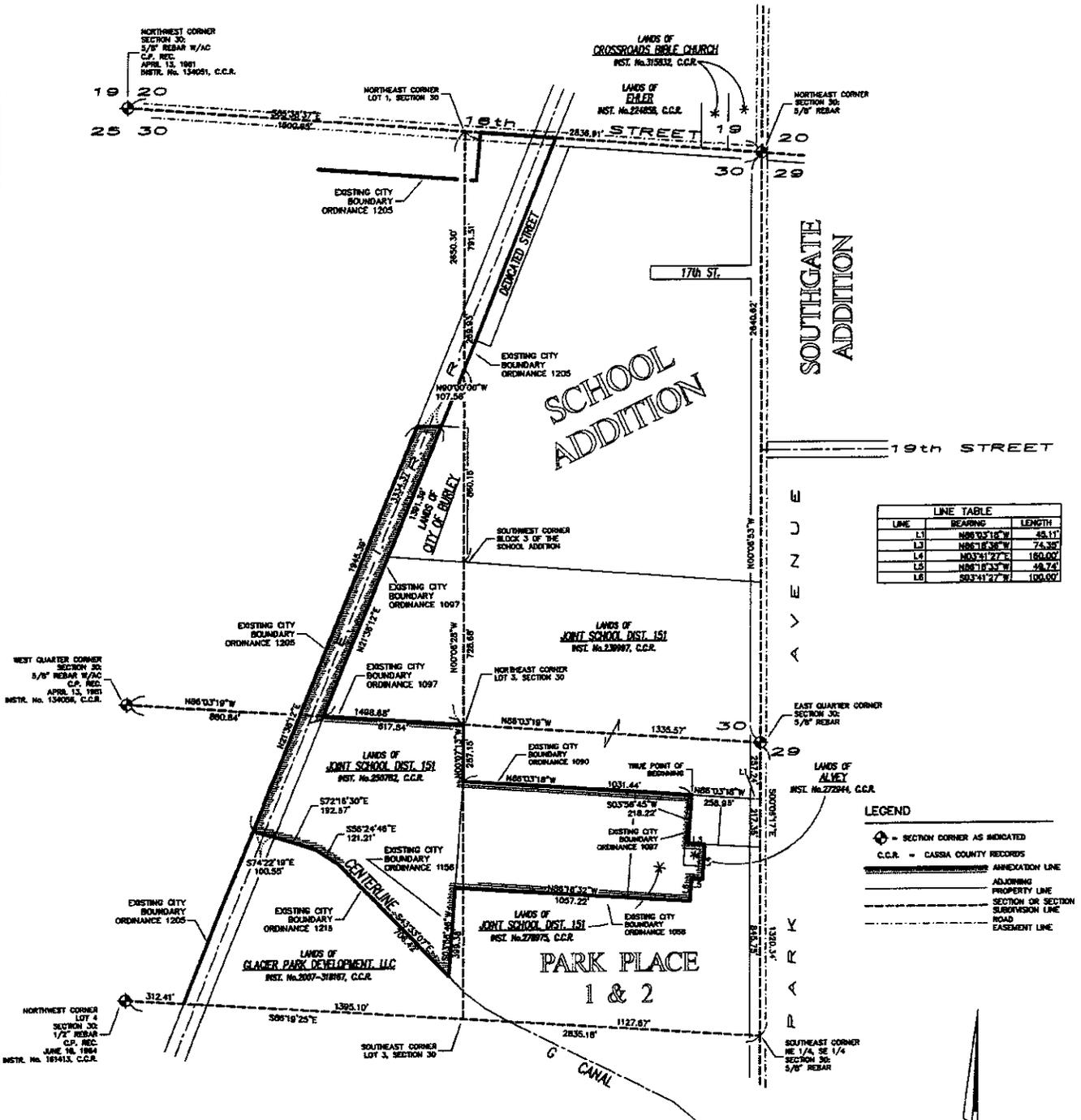
THENCE ALONG THE SOUTH LINE THEREOF SOUTH 86°03'18" EAST 1031.44 FEET TO THE TRUE POINT OF BEGINNING.

THE ABOVE LEGAL DESCRIPTION CONTAINS 29.8 ACRES AND WAS NOT BASED ON A SURVEY DONE ON THE GROUND, BUT IS A COMPILATION OF RECORD SURVEYS, CITY ORDINANCES, AND DEED DESCRIPTIONS.

CITY OF BURLEY

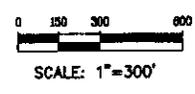
ANNEXATION MAP

TOWNSHIP 10 SOUTH, RANGE 23 EAST, BOISE MERIDIAN
SECTION 30
A PORTION OF
LOTS 2, 3, & 4, & THE SE QUARTER
CASSIA COUNTY, IDAHO



LINE TABLE		
LINE	BEARING	LENGTH
L1	N88°03'10"W	48.11'
L3	N88°16'36"W	74.30'
L4	N03°11'27"E	160.00'
L5	N88°17'33"W	48.74'
L6	S03°41'27"W	100.00'

- LEGEND**
- ⊕ = SECTION CORNER AS INDICATED
 - C.C.R. = CASSIA COUNTY RECORDS
 - ANNEXATION LINE
 - ADJOINING PROPERTY LINE
 - - - SECTION OR SECTION SUBDIVISION LINE
 - - - ROAD EASEMENT LINE



MOON & ASSOCIATES, INC.
ENGINEERING & LAND SURVEYING
525 F. STREET RUPERT, IDAHO 83350
PHONE (208) 438-3714

NOTE:
THE BOUNDARIES SHOWN HEREON WERE NOT SURVEYED ON THE GROUND.
BUT ARE A COMPILED OF RECORD SURVEY DATA, CITY ORDINANCES,
AND DEEDS DESCRIPTIONS.