

RECEIVED

ORDINANCE NO. 285

MAY 23 2012

046

AN ORDINANCE OF THE CITY OF DAYTON, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, PROVIDING FOR ANNEXATION OF APPROXIMATELY SIX ACRES; PROVIDING ZONING OF THE PROPERTY SO ANNEXED AS AGRICULTURAL; PROVIDING FOR AMENDMENT TO THE OFFICIAL ZONING MAP; AND PROVIDING AN EFFECTIVE DATE HEREOF.

WHEREAS, the owner of the real property referenced in Section 1, has petitioned the City Council of the City of Dayton for annexation of said properties and the subsequent zoning of said properties as Agricultural; and

WHEREAS, a public hearing was held before the City Council on May 9, 2012, in accordance with law, testimony taken, findings of fact and conclusions of law reached; and

WHEREAS, the City Council based upon its own finding, determined that said annexation is provided for under existing law in that the land in question adjoins the corporate limits, that the proposed zoning is suitable and compatible with surrounding land uses and that said land uses would fit in with the general development of the City and would be in the best interest of the citizens of the City of Dayton:

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DAYTON, FRANKLIN COUNTY, IDAHO, AS FOLLOWS:

SECTION 1: That the following described properties contiguous and adjacent to the City of Dayton, to wit:

A parcel of land located in the West Half of the Southeast quarter (W1/2SE1/4) of Section 18, Township 15 South, Range 39 East, Boise Meridian, Franklin County, Idaho, and more particularly described as follows:

Commencing at the South Quarter corner of said Section 18, from which the Southwest corner of Section 18 bears South 89° 21' 50" West;  
Thence North 07° 26' 29" East 1026.66 feet to a 5/8" rebar and cap labeled "A.L.S., PLS 9163", the Point of Beginning.

Thence West 134.50 feet, more or less, to the west boundary line of said Southeast Quarter;  
Thence North 00° 05' 11" West 321.63 feet, more or less, along said west boundary line to a 393.00 foot radius non-tangent curve concave to the southwest, whose center bears South 09° 22' 56" West;

Thence southeasterly along said curve through a central angle of 05° 37' 04" a distance of 38.53 feet to the point of tangency (chord = South 77° 48' 32" East 38.52 feet);

Thence South 75° 00' 00" East 62.50 feet to the beginning of a 207.00 foot radius curve concave to the northeast;

Thence southeasterly along said curve through a central angle of 24° 00' 00" a distance of 86.71 feet to the point of tangency (chord = South 87° 00' 00" East 86.08 feet);

Thence North 81° 00' 00" East 97.58 feet to a 5/8" rebar and cap;

Thence North 87° 54' 00" East 289.37 feet to a 5/8" rebar and cap;

Thence South 88° 40' 00" East 113.23 feet to the beginning of a 207.00 foot radius curve concave to the northwest;

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Thence northeasterly along said curve through a central angle of  $17^{\circ} 20' 00''$  a distance of 62.62 feet to the point of tangency (chord = North  $82^{\circ} 40' 00''$  East 62.38 feet);  
Thence North  $74^{\circ} 00' 00''$  East 87.78 feet to a 5/8" rebar and cap;  
Thence South 348.21 feet to a 5/8" rebar and cap;  
Thence West 694.00 feet to the Point of Beginning.  
Containing approximately 6.0 acres.

be and the same is hereby annexed and declared to be a part of the City of Dayton, Franklin County, Idaho.

SECTION 2: That the Dayton official zoning map be amended to include and designate the annexed property which is described in Section 1, as Agricultural.

SECTION 3: That this Ordinance shall be in full force and effect upon its passage, approval, and publication according to law.

Enacted by the City Council as an ordinance of the City of Dayton on the 9<sup>th</sup> day of May, 2012.

APPROVED by the Mayor this 9<sup>th</sup> day of May, 2012.

ATTEST:

Elva K. Atkinson  
Elva K. Atkinson, City Clerk

  
Dee Virile Christensen, Mayor

**ALLEN LAND SURVEYING, P.C.**

25 NORTH STATE STREET  
 PRESTON, IDAHO 83263  
 (208)852-2839

**REVISIONS:**

| NO. | REVISIONS: | RECORDING INFORMATION                    |
|-----|------------|--|
| 1)  |            | RECORDING NUMBER:                        |
| 2)  |            | DATE & TIME:                             |
| 3)  |            | RECORDED FOR: ALLEN LAND SURVEYING, P.C. |
|     |            | RECORDED BY:                             |
|     |            | OFFICE WORK BY: JMA                      |
|     |            | FIELD BOOK: JMA                          |

**ANNEXATION EXHIBIT**  
**ANDREW BEUTLER**  
 LOCATED IN:  
**W1/2 OF THE SE1/4 OF SECTION 18,**  
**TOWNSHIP 15 SOUTH,**  
**RANGE 39 EAST,**  
**BOISE MERIDIAN,**  
**FRANKLIN COUNTY, IDAHO**

**SOUTHWEST CORNER**  
 SECTION 18  
 T15N R39E C4P  
 CH&P INSTR. # 254438

**SOUTH QUARTER CORNER**  
 SECTION 18  
 T15N R39E C4P  
 CH&P INSTR. # 254438

**BASE OF BEARING**  
 N 89°21'00" E - 254437 R444

**WEST 1/4 CORNER**  
 SECTION 18  
 T15N R39E C4P  
 CH&P INSTR. # 254438



REDUCED COPY  
 SIGNED ORIGINAL ON FILE

**LAURIE K. & LINDA J. SMITH**  
 INSTR. # 201478

**G. WESLEY & ROMA BEUTLER**  
 INSTR. # 218607

**LAURIE K. & LINDA J. SMITH**  
 INSTR. # 201478

**G. WESLEY & ROMA BEUTLER**  
 INSTR. # 218607

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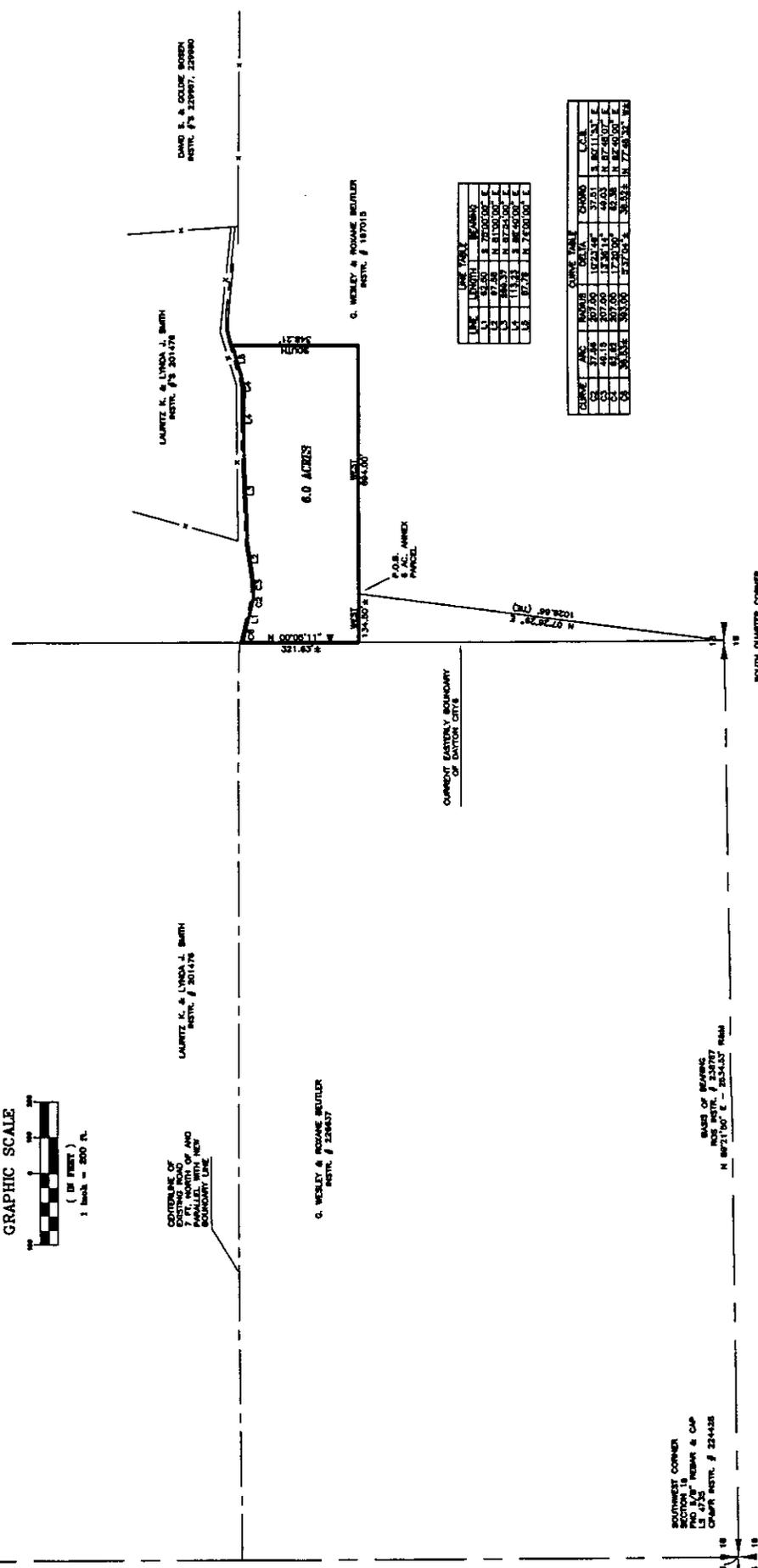
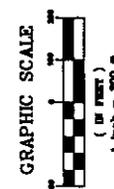
**G. WESLEY & ROMA BEUTLER**  
 INSTR. # 218607

**LAURIE K. & LINDA J. SMITH**  
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| LINE | LENGTH | BEARING       |
|------|--------|---------------|
| 1    | 63.50  | N 72°00'00" E |
| 2    | 67.50  | N 21°00'00" E |
| 3    | 13.23  | N 82°00'00" E |
| 4    | 67.78  | N 72°00'00" E |

| CURVE | ARC   | CHORD  | AREA    | CHORD | AREA          |
|-------|-------|--------|---------|-------|---------------|
| C1    | 37.86 | 307.50 | 1024.48 | 37.81 | 3.801153 E    |
| C2    | 46.19 | 307.50 | 1238.14 | 46.03 | N 87°48'07" E |
| C3    | 39.79 | 307.50 | 1726.30 | 39.53 | N 82°40'00" E |
| C4    | 30.56 | 307.50 | 2373.04 | 30.33 | N 77°48'30" E |

**WEST QUARTER CORNER**  
 SECTION 18  
 T15N R39E C4P  
 CH&P INSTR. # 254438

**SOUTHWEST CORNER**  
 SECTION 18  
 T15N R39E C4P  
 CH&P INSTR. # 254438



## City Of Dayton

Dayton, Idaho 83232  
May 16, 2012



Idaho State Tax Commission  
800 Park Boulevard, Plaza IV  
PO Box 36  
Boise, ID 83722-0410

Gentlemen:

Enclosed are two maps pertaining to the recent annexation of property into Dayton City. The property belongs to Wesley Beutler and five acres will be a building lot for Andrew Beutler. If these maps are not what you need according to *Idaho Code 50-223*, please send a sample of the type of map you desire and we will make every effort to provide it.

Also enclosed is a copy of the Annexation Ordinance No. 285 which includes a description of the annexed parcel.

Sincerely,

Elva K. Atkinson, Clerk

Enclosures

