

Instrument # 242523

GOODING, GOODING, IDAHO

10-4-2012

03:56:37 No. of Pages: 6

Recorded for : CITY OF WENDELL

DENISE M. GILL

Fee: 25.00

Ex-Officio Recorder Deputy

*MS*

Ordinance No: 515-2012

094

**AN ORDINANCE ANNEXING LAND TO BE INCLUDED WITHIN THE CORPORATE LIMITS OF THE CITY OF WENDELL, IDAHO, AND ASSIGNING THE DESIGNATED ZONE.**

**BE IT ORDAINED BY the Mayor and Council of the City of Wendell, Gooding County, Idaho.**

**Section 1:** That the following described property be annexed and declared a part of the City of Wendell, a municipal corporation, of Gooding County, Idaho, and include said land within the corporate limits of the City of Wendell, Idaho (Exhibit A):

**TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO**

**Sec: 4 - That Part of Governmental Lot 3 and Lot 4 North of the Interstate 84 Right-of-Way, Project I-80N-3 (22) 159.**

*SEE ATTACHED DESCRIPTION AND ADDITIONAL MAPS (3) P. 10-4-2012*

**Section 2:** The Board of County Commissioners of Gooding County is informed and consents to Wendell City proceeding with category (a) annexation, under Idaho Code section 50-222 of the unincorporated area of Gooding County contiguous to the corporate limits of Wendell City within the area of impact where City water and sewer service is provided. (Exhibit B)

**Section 3:** The sole, private landowner consents (Exhibit C) to annexation, notice as provided by law and hearing procedures for zoning designation and annexation were initiated on the 23rd day of February, 2012 at the City of Wendell.

**Section 4:** The land as annexed is hereby designated and zoned "Industrial" as defined by Wendell City Ordinance and Comprehensive Plan.

**Section 5:** This Ordinance shall be in full force and effect after passage and publication in one issue of the Times News, the official newspaper of the City of Wendell.

**PASSES** under suspension of rules upon which a roll call vote was taken and duly enacted an Ordinance of the City of Wendell, Gooding County, Idaho at a convened meeting of the City of Wendell City Council held on the 6th day of September, 2012.



*10/13/12*  
Deborah Gibbs, City Clerk/Treasurer

By: *Brad Christopherson*  
Brad Christopherson, Mayor

~~Instrument # 242277~~

~~GOODING, GOODING, IDAHO~~

~~9-10-2012~~

~~05:20:20 No. of Pages: 6~~

~~Recorded for : CITY OF WENDELL~~

~~DENISE M. GILL~~

~~Fee: 0.00~~

~~Ex-Officio Recorder Deputy~~

*[Signature]*

# Critser Land Survey

10546 Summerwind Drive

Boise, Idaho 83704

Boise – (208) 322-6145

Jerome – (208) 324-8824

Fax – (208) 322-0369

## LAND ANNEX CITY OF WENDELL

TOWNSHIP 8 SOUTH, RANGE 15 EAST, BOISE MERIDIAN  
SECTION 4

COODING COUNTY, IDAHO

Government Lots 3 and 4 North of Interstate 84 Right-of-Way  
Project I-80N-3(22)159 described as follows:

Beginning at the North Quarter corner for Section 4;

thence North 89° 12' 25" West (recorded North 89° 14' 01" West) 73.13 feet along the Northerly boundary of Section 4 to the TRUE POINT OF BEGINNING;

thence South 9° 29' 57" West 238.40 feet along the Northerly Right-of-Way for said Interstate Highway to a point 110.00 feet left of State Highway 46, Station 55 + 00;

thence South 83° 06' 17" West 613.55 feet along said Right-of-Way to a point 225.00 feet left of Interstate Station 1621 + 00;

thence North 79° 19' 32" West 593.43 feet along said Right-of-Way to a point 125.00 feet left of Interstate Station 1615 + 00.73;

thence North 69° 32' 31" West 641.65 feet along said Right-of-Way to the Northerly boundary of Section 4 and 130.00 feet left of Interstate Station 1608 + 08.04;

thence South 89° 12' 25" East (recorded South 89° 14' 01" East) 1832.97 feet along said section line to the TRUE POINT OF BEGINNING;

Said Parcel of land containing 9.04 Acres more or less.



RECEIVED

SEP 28 2012

Per

*EA*

**Affidavit of Publication**  
 STATE OF IDAHO )  
 COUNTY OF TWIN FALLS) SS.

I, Ruby Aufderheide, being first duly sworn upon oath, depose and say that I am Legal Clerk of the TIMES-NEWS, published daily at, Twins Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for one ~~consecutive~~ *publication* commencing with the issue dated 12th day of September, 2012 and ending with the issue dated 12th day of September, 2012

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho to be issued thereof Thursday is announced as the day on which said legal will be published.

*Ruby Aufderheide*  
 Ruby Aufderheide, Legal Clerk

**Ordinance No: 515-2012**

**AN ORDINANCE ANNEXING LAND TO BE INCLUDED WITHIN THE CORPORATE LIMITS OF THE CITY OF WENDELL, IDAHO, AND ASSIGNING THE DESIGNATED ZONE.**

**BE IT ORDAINED BY the Mayor and Council of the City of Wendell, Gooding County, Idaho,** before me,

**Section 1:** That the following described property be annexed and declared a part of the City of Wendell, a municipal corporation, of Gooding County, Idaho, and include said land within the corporate limits of the City of Wendell, Idaho:

**TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO**

**Sec: 4 - That Part of Governmental Lot 3 and Lot 4 North of the Interstate 84 Right-of-Way, Project I-80N-3 (22) 159.**

**Section 2:** The Board of County Commissioners of Gooding County is informed and consents to Wendell City proceeding with category (a) annexation, under Idaho Code section 50-222 of the unincorporated area of Gooding County contiguous to the corporate limits of Wendell City within the area of impact where City water and sewer service is provided.

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**PASSES** under suspension of rules upon which a roll call vote was taken and duly enacted an Ordinance of the City of Wendell, Gooding County, Idaho at a convened meeting of the City of Wendell City Council held on the 6th day of September, 2012.

/s/Brad Christopherson

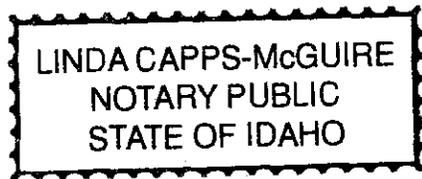
Mayor  
 ATTEST:  
 /s/Deborah Gibbs  
 City Clerk/Treasurer

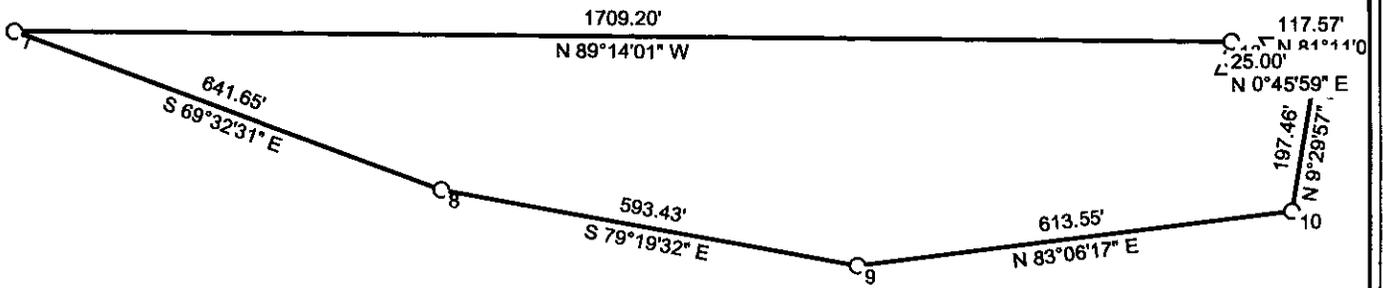
**PUBLISH:** September 12, 2012

Ruby Aufderheide,  
 person whose name subscribed to the within instrument, and being by me first duly sworn, depose and say that the contents  
 herein are true, and acknowledged to me that he executed the same.

*Linda Capps McGuire*  
 Notary Public for Idaho  
 Residing at Twin Falls, Idaho.

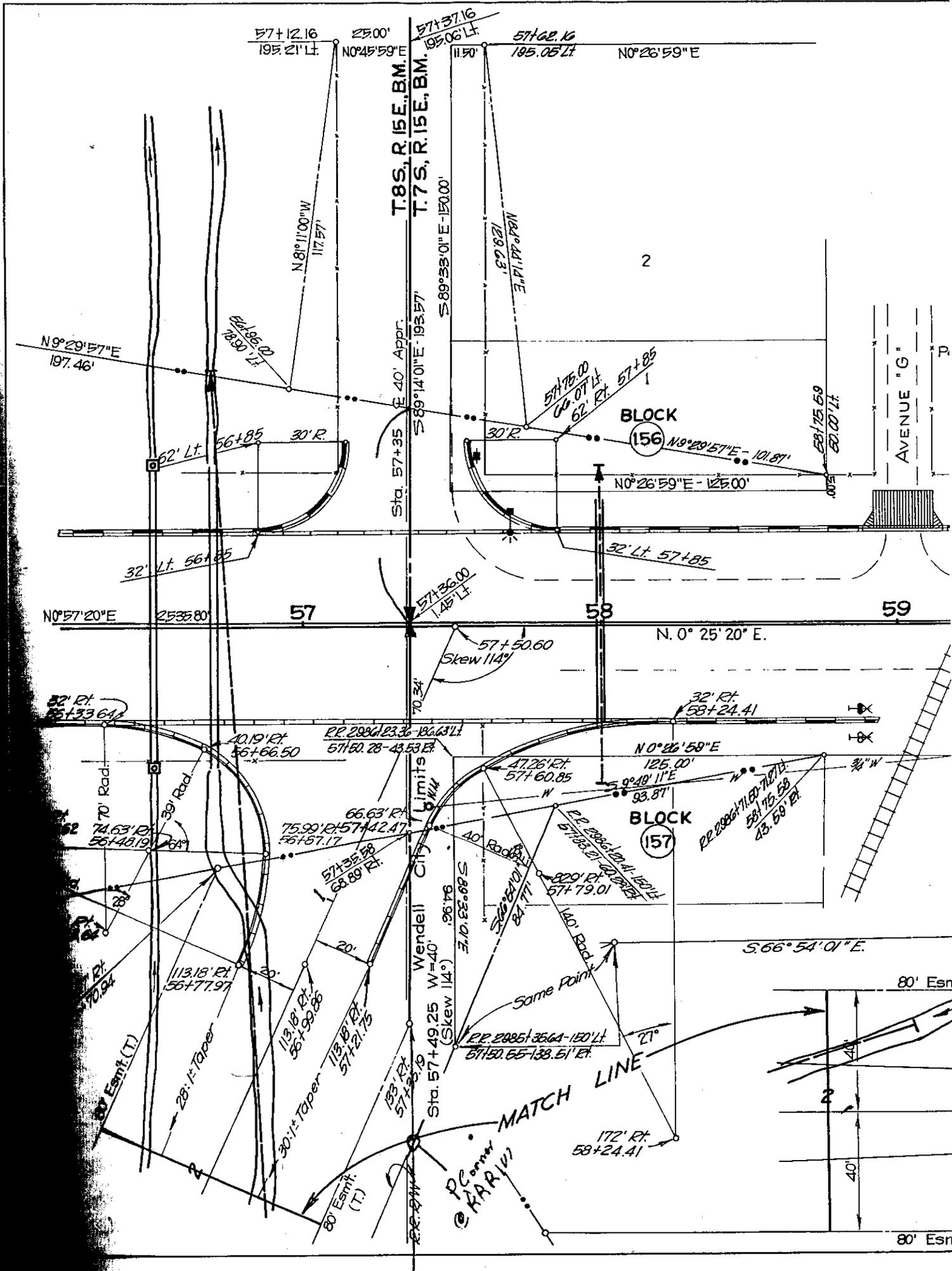
My commission expires: 5-19-15





FILE NAME		
TEMP.TRV		
SCALE	DATE	DRAWN BY
268 Ft/In	9-24-2012	INSERT NAME
JOB	REVISION	SHEET
\$JOB	1/1	1/1

This map drawn with TRAVERSE PC, Software



**Annexation  
Ordinance 515-2012  
Exhibit "B"**



RECEIVED

FEB 28 2012

per SA USPS

**BOARD OF COUNTY COMMISSIONERS**

**P.O. Box 417  
Gooding, ID 83330  
(208) 934-4841**

**Tom Faulkner ♦ Helen Edwards ♦ Terrell Williams  
Denise Gill, Clerk**

February 27, 2012

Mayor Brad Christopherson  
City of Wendell  
P.O. Box 208  
Wendell, ID 83355

Re: The city of Wendell's annexation of the proposed detention facility site in the city impact area in the unincorporated area of Gooding County.

Dear Mayor Christopherson,

The Board of County Commissioners of Gooding County is informed that Wendell City contemplates a Category A annexation, under Idaho Code section 50-222, of the proposed detention facility site in the city impact area, located in a commercial zone, in the unincorporated area of the county. The Board understands the private landowners have consented to annexation, and notice and hearing procedures for zoning ordinance changes and annexation have been initiated by Wendell City.

While Gooding County Ordinance No. 58, Section 3, provides that "Gooding County's Comprehensive Plan and Ordinances . . . are hereby made applicable to the City of Wendell area of city impact," and Section 5 provides for negotiation of the "Area of City Impact Agreement," the Board acknowledges that once annexation occurs, Wendell City will have jurisdiction to issue any zoning and building permits required, including any special use permit. Gooding County and Wendell City currently have an agreement whereby building inspector and plan review services are provided to Wendell City for payment of a fee to Gooding County's building department; payment of any such fees is not waived.

If the property contemplated for annexation meets all requisite boundary and consent requirements, and if Wendell City conducts the appropriate procedural requirements under the



# WENDELL

City of Wendell

Frontage Rd

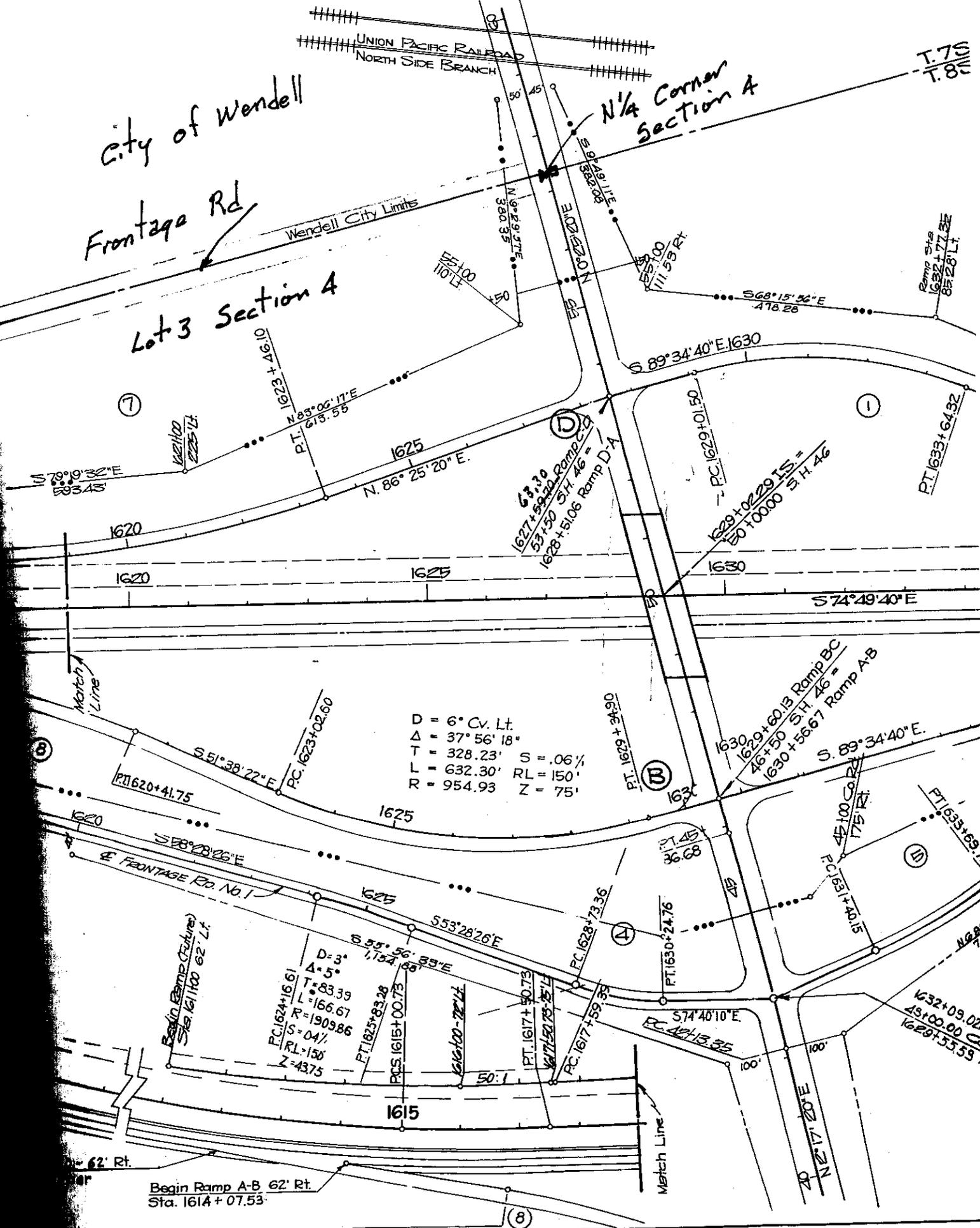
Lot 3 Section 4

N 1/4 Corner Section 4

UNION PACIFIC RAILROAD  
NORTH SIDE BRANCH

Wendell City Limits

T.75  
T.8E



$D = 6' \text{ Cv. Lt.}$   
 $\Delta = 37^\circ 56' 18''$   
 $T = 328.23'$      $S = .06\%$   
 $L = 632.30'$      $RL = 150'$   
 $R = 954.93'$      $Z = 75'$

Begin Ramp A-B 62' Rt.  
Sta. 1614 + 07.53

Begin Ramp (Feature)  
Sta. 1611.00 62' Lt.

$D = 3'$   
 $\Delta = 5'$   
 $T = 83.39$   
 $L = 166.67$   
 $R = 1909.86$   
 $S = .04\%$   
 $RL = 130$   
 $Z = 43.75$

$1629 + 60.13 \text{ Ramp B-C}$   
 $46 + 50 \text{ S.H. } 46 =$   
 $1630 + 56.67 \text{ Ramp A-B}$

$1627 + 59.20 \text{ Ramp C-D}$   
 $53 + 30 \text{ S.H. } 46 =$   
 $1628 + 51.06 \text{ Ramp D-A}$

$1632 + 09.02$   
 $43 + 00.00 \text{ Co.}$   
 $1629 + 53.53 \text{ P.}$

Local Land Use Planning Act, Gooding County hereby waives enforcement of Gooding County Ordinance No. 58, except as noted above, and consents to the annexation process.

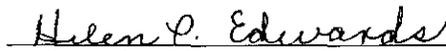
If you have any questions, please do not hesitate to contact the Gooding County Planning and Zoning Department or the Gooding County Board of Commissioners.

DATED this 27<sup>th</sup> day of February 2012.

THE COUNTY:

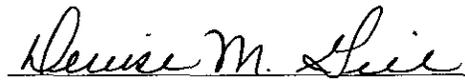
Gooding County Commissioners

  
\_\_\_\_\_  
Tom Faulkner - Chairman

  
\_\_\_\_\_  
Helen Edwards - Commissioner

  
\_\_\_\_\_  
Terrell Williams - Commissioner

ATTEST:

  
\_\_\_\_\_  
Denise Gill  
Clerk of Gooding County

**Instrument # 240842**

GOODING, GOODING, IDAHO

4-16-2012 10:15:19 No. of Pages: 2

Recorded for : CITY OF WENDELL

DENISE M. GILL Fee: 0.00

Ex-Officio Recorder Deputy



**Annexation  
Ordinance 515-2012  
Exhibit "C"**

December 5, 2011

City of Wendell

To Whom It May Concern,

I, Gavino R. Cavazos, agree and consent to allow the City of Wendell to annex my property at 287 West Avenue H into the City of Wendell, Idaho. This consent to annex covers all of the property I own at this location.

A complete legal description of the property is attached.

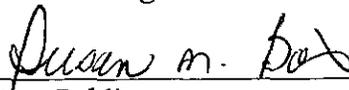
  
Gavino R. Cavazos

04/16/12  
Date

STATE OF IDAHO )  
 ) ss.  
COUNTY OF Gooding )

On this 16<sup>th</sup> day of April, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Gavino R. Cavazos, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

**Susan M. Bolton  
Notary Public  
State of Idaho**

  
Notary Public  
Residing at: Gooding, ID  
My Commission expires: 10/16/2016