

CITY OF CASCADE
ORDINANCE NO. 663

020

AN ORDINANCE OF THE CITY OF CASCADE, VALLEY COUNTY, STATE OF IDAHO, MAKING CERTAIN FINDINGS REGARDING ORDINANCE NO. 657; FINDING THAT CERTAIN LAND LIES CONTIGUOUS OR ADJACENT TO THE CITY LIMITS OF THE CITY OF CASCADE, VALLEY COUNTY, STATE OF IDAHO; FINDING THAT THE OWNERS OF THE LANDS MADE A REQUEST FOR ANNEXATION IN WRITING TO THE CITY COUNCIL; AND THAT SAID LAND BE ANNEXED TO THE CITY OF CASCADE AND ZONING DESIGNATED REC ZONE RECREATIONAL; DECLARING THAT SAID LAND, BY PROPER LEGAL DESCRIPTION AS DESCRIBED BELOW, BE A PART OF THE CITY OF CASCADE, SUPERCEEDNG AND AMENDING ORDINANCE NO. 657; DIRECTING THE CITY ENGINEER TO ADD SAID REAL PROPERTY TO THE OFFICIAL MAPS OF THE CITY OF CASCADE, IDAHO; AND DIRECTING THE CLERK OF THE CITY OF CASCADE TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA TO BE ANNEXED WITH VALLEY COUNTY RECORDER, AUDITOR, TREASURER AND ASSESSOR AND THE STATE TAX COMMISSION OF THE STATE OF IDAHO, PURSUANT TO IDAHO CODE § 50-223 AND § 63-215.

BE IT ORDAINED by the Mayor and Council of the City of Cascade, Valley County, State of Idaho:

Section 1. Findings

1.1 That the following described land lies north of the former Union Pacific Railroad Right-of-Way and immediately adjacent to the City of Cascade, Idaho, and that the City of Cascade has received a written request for annexation of said land to the City of Cascade, Idaho, by Southern Valley County Recreation District of said Real Property, and which is described as follows, to wit:

SEE EXHIBIT A, ATTACHED HERETO.

1.2 That the above described land was annexed into the City of Cascade by Ordinance No. 657 which Ordinance contained a condition in Section 8 thereof which is deleted; and

1.3 The zoning reference in Section 2 of Ordinance No. 657 needs to be clarified to reference specifically Section 3-1-11A REC Zone Recreational of the Official Code of the City of Cascade.

Section 2. Annexation

That the above described Real Property Parcel be, and the same is hereby annexed and made a part of the City of Cascade, Valley County, Idaho.

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Section 3. Zoning

That the above described Real Property Parcel is, upon annexation, zoned REC Zone [Recreational] pursuant to Section 3.1.11A of the Official Code of the City of Cascade.

Section 4. Mapping

The City Engineer is hereby directed to alter all use and area maps as well as the official zoning map, comprehensive plan and all official maps depicting the boundaries of the City of Cascade in accordance with this ordinance.

Section 5. Condition

This annexation is condition upon the Southern Valley County Recreation District maintaining the ingress and egress to the said property by keeping snow accumulation regularly plowed on the ingress and egress.

Section 6. Supersedes and Amends Ordinance No. 657

This Ordinance supersedes and amends City Council Ordinance No. 657.

Section 7. Effective Date

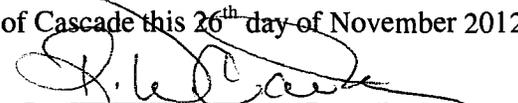
This ordinance shall be in full force and effect from and after its passage, approval and publication, according to law.

Section 8. Directions to Clerk

The Clerk of the City of Cascade shall, within ten (10) days following the effective date of this ordinance, duly file a certified copy of this ordinance and a map prepared in a draftsman manner plainly and clearly designating the boundaries of the City of Cascade, including the lands herein annexed, with the following Valley County offices to-wit: the Recorder, Auditor, Treasurer and Assessor and shall also file simultaneously a certified copy of this ordinance and map with the State Tax Commission of the State of Idaho, all in compliance with I.C. §§ 50-223 and 63-215.

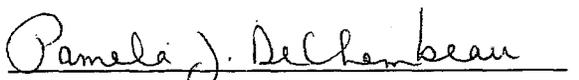
PASSED BY THE CITY COUNCIL of the City of Cascade this 26th day of November 2012.

APPROVED BY THE MAYOR of the City of Cascade this 26th day of November 2012.



R. W. Carter
Mayor

ATTEST:



Pamela J. DeChambeau, City Clerk / Treasurer

Fodrea Group Surveyors. Engineers.

P.O. Box 188, 105 N. Main, Cascade, Idaho 83611 Phone (208) 382-4902 Fax (208) 382-3410

www.fodreatandgroup.com

October 4, 2011

**4.00 Acres of South Log Yard
N1/2NE1/4 of Section 36,
T. 14 N., R. 3 E., B.M.,
Valley County, Idaho
2010**

A parcel of land located in the N1/2NE1/4 of Section 36, T. 14 N., R. 3 E., B.M., Valley County, Idaho being more particularly described as follows:

Commencing at the east 1/4 corner of said Section 36, a found brass cap monument, C.P.F. Inst. No. 161511, corner records of said Valley County; Thence a bearing of N 00°16'28" E, a distance of 168.17 feet, on the east boundary of said Section 36, to a found 5/8 inch rebar; Thence a bearing of N 00°26'39" E, a distance of 916.02 feet, on said east boundary of Section 36, to a found 5/8 inch rebar; Thence a bearing of N 00°25'59" E, a distance of 41.32 feet, on said east boundary of Section 36, to a point being the meander corner on the right bank of the North Fork of the Payette River common to Section 31, T. 14 N., R. 4 E., B.M., and said Section 36, T. 14 N., R. 3 E., B.M.; Thence a bearing of N 00°25'59" E, a distance of 196.40 feet, on said east boundary of Section 36, to a point being the N1/16 corner common to said Section 31, T. 14 N., R. 4 E., B.M., and said Section 36, T. 14 N., R. 3 E., B.M.; Thence a bearing of S 89°38'10" W, a distance of 721.98 feet on the south boundary of the N1/2NE1/4 of said Section 36, to a set 5/8 inch rebar; Thence a bearing of N 35°03'36" W, a distance of 286.54 feet to a set 5/8 inch rebar being the TRUE POINT OF BEGINNING.

Thence a bearing of N 35°03'36" W, a distance of 433.14 feet to a set 5/8 inch rebar; Thence a bearing of S 56°08'57" W, a distance of 390.15 feet to a set 5/8 inch rebar on the easterly right-of-way boundary of the Former Union Pacific Railroad; Thence a bearing of S 33°50'41" E, a distance of 280.89 feet, on said easterly right-of-way boundary of the Former Union Pacific Railroad, to a set 5/8 inch rebar; Thence on a curve to the right, on said easterly right-of-way boundary of the Former Union Pacific Railroad, which curve has a radius of 2914.90 feet, a length of 167.37 feet, and a chord which bears S 32°11'58" E, a distance of 167.34 feet to a set 5/8 inch rebar on the south boundary of the N1/2NE1/4 of said Section 36; Thence a bearing of N 54°00'24" E, a distance of 404.42 feet to the POINT OF BEGINNING.

Said described parcel of land contains 4.00 acres, more-or-less, together with and subject to rights-of-way and easements of record and/or use.



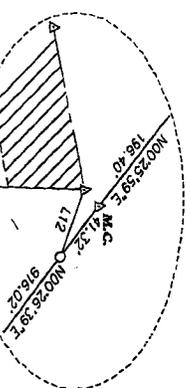
EXHIBIT A



RECORD OF SURVEY

for Southern Valley County Recreation District

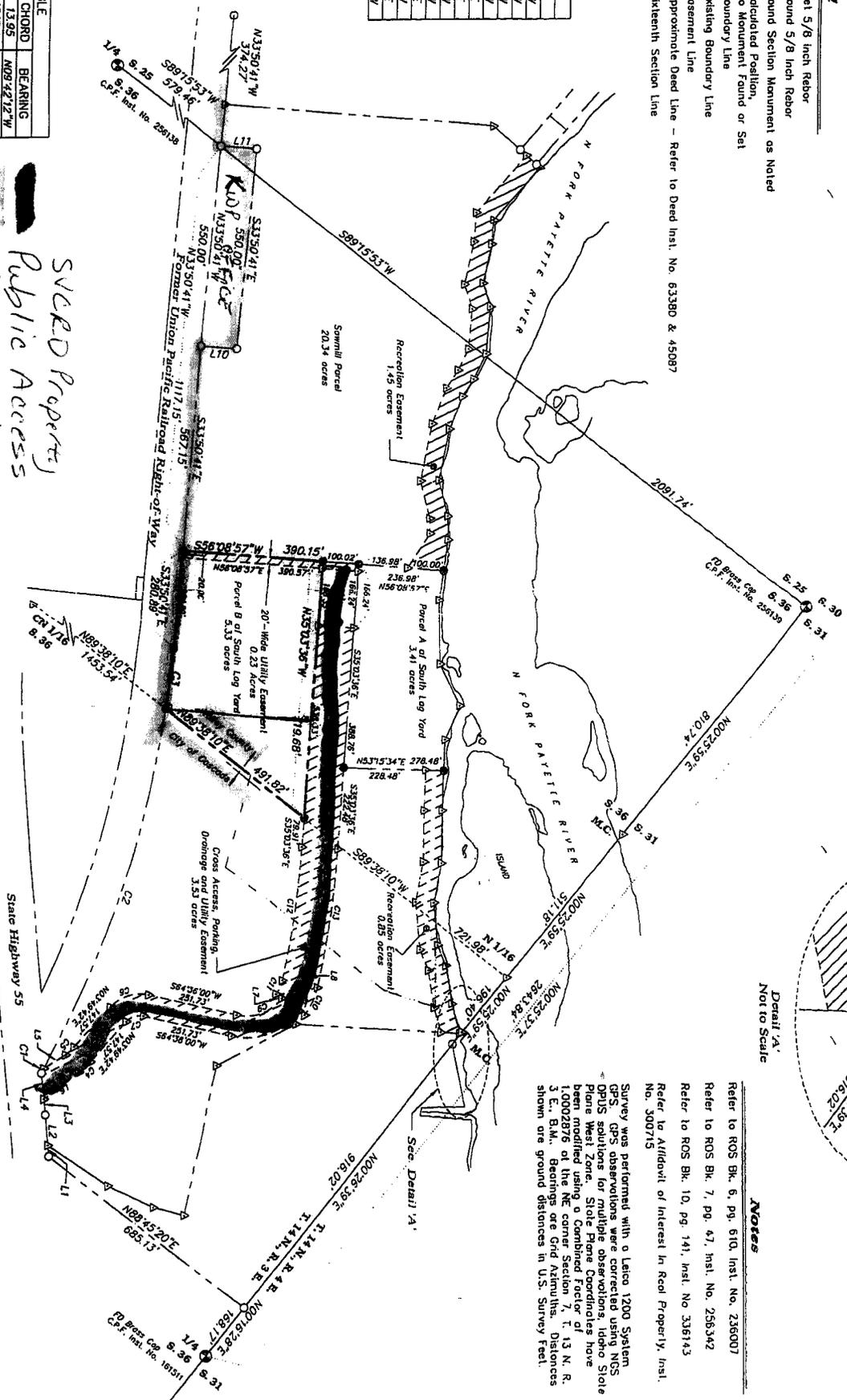
Located In a Portion of the N7/2NE1/4 of Section 36
T. 14 N., R. 3 E., B.M.,
Valley County, Idaho



- Legend**
- Set 5/8 Inch Rebar
 - Found 5/8 Inch Rebar
 - ⊙ Found Section Monument as Noted
 - ⊙ Calculated Position, No Monument Found or Set
 - Boundary Line
 - Existing Boundary Line
 - Approximate Deed Line
 - Sixteenth Section Line

Refer to Deed Inst. No. 63380 & 45087

LINE	LENGTH	BEARING
L1	29.99	N43°37'03\"/>
L2	62.84	N43°37'03\"/>
L3	41.79	N43°34'59\"/>
L4	71.05	N43°34'59\"/>
L5	71.29	N19°39'24\"/>
L6	121.10	N14°40'46\"/>
L7	20.00	S87°34'00\"/>
L8	20.00	S87°34'00\"/>
L9	100.00	S87°36'24\"/>
L10	100.00	S86°09'19\"/>
L11	100.00	N85°09'19\"/>
L12	33.18	N03°20'56\"/>



CURVE	LENGTH	RADIUS	CHORD	BEARING
C1	13.95	2914.90	13.95	N09°42'12\"/>
C2	1053.82	2914.90	1048.09	N20°11'51\"/>
C3	167.37	2914.90	167.34	S92°11'59\"/>
C4	43.56	290.00	43.49	N09°15'14\"/>
C5	32.20	170.00	32.15	N09°15'14\"/>
C6	176.67	110.00	171.28	S34°12'51\"/>
C7	53.03	50.00	50.58	S34°12'51\"/>
C8	208.54	180.00	197.91	N31°15'00\"/>
C9	139.70	120.00	131.94	N31°15'00\"/>
C10	84.41	200.00	83.78	N15°11'25\"/>
C11	42.20	100.00	41.89	N15°11'25\"/>
C12	375.41	2450.00	373.04	N30°40'13\"/>
C13	390.73	2550.00	390.35	N30°40'13\"/>

Handwritten:
SEED Property
Public Access
Valley County
City

CERTIFICATE OF SURVEYOR

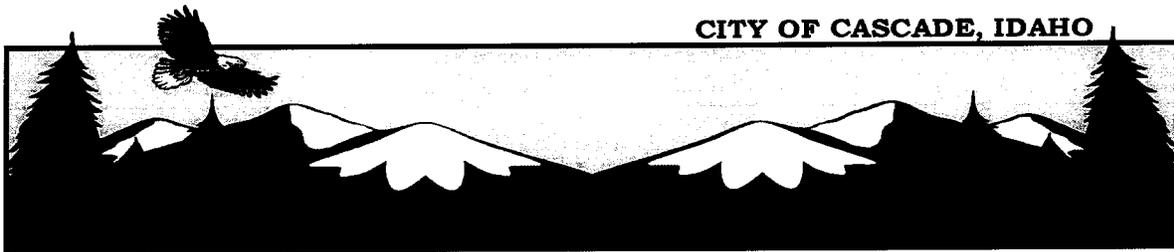
I, George J. Bowers IV, do hereby certify that I am a registered Professional Land Surveyor, licensed by the State of Idaho, and that this map has been prepared from an actual survey made on the ground by me or under my supervision, and that this map is an accurate representation of said survey, and is in conformity with the general laws of the State of Idaho pertaining to plats and surveys, including Title 55, Chapter 18, Corner Perpetuation and Filings.



Fodrea Land Group, Inc.
Surveyors, Engineers, Planners.

NOTES

- Refer to ROS Bk. 6, pg. 610, Inst. No. 236007
- Refer to ROS Bk. 7, pg. 47, Inst. No. 256342
- Refer to ROS Bk. 10, pg. 141, Inst. No. 338143
- Refer to Aftdwell of Interest in Real Property, Inst. No. 300715
- Survey was performed with a Leica 1200 System GPS. GPS observations were corrected using NGS DPUS solutions for multiple observations, Idaho State Plane West Zone. State Plane Coordinates have been modified using a Combined Factor of 1.0002876 of the NE corner Section 7, T. 13 N., R. 3 E., B.M. Bearings are Grid Azimuths. Distances shown are ground distances in U.S. Survey Feet.



February 28, 2013

Craig Johnson
Idaho State Tax Commission
P. O. Box 36
Boise, Idaho 83722-0410

Please find enclosed a certified copy of our annexation ordinance which was passed on November 26, 2012 and description and record of survey map of the real property.

If further information is needed, please feel free to call.

Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Pamela J. DeChambeau".

Pamela J. DeChambeau
City Clerk / Treasurer

Enclosures

cc: Valley County Recorder
Valley County Auditor
Valley County Treasurer
Valley County Assessor