

City of Burley
1401 Overland Ave
Burley ID, 83318
(208) 878-2224

LETTER OF TRANSMITTAL

Date: April 8, 2021

REC'D APR 12 2021

To: Idaho State Tax Commission P.O. Box 36
Boise, Idaho 83722-0410

Regarding: City of Burley Annexation – Ordinance #1376

Enclosed are the following items:

Recorded City of Burley Ordinance #1376 including five 8-1/2" x 11" pages and two copies of an 11" x 17" map (a larger version of the map included in the ordinance)

These are transmitted:

☒ For your information ☐ For action specified below ☒ For your use ☐ As requested

Comments:

The attached annexation ordinance was recently approved by the City Council. Please call with any questions or if you require any additional information.

Sincerely,

Ellen Maier
City Clerk, City of Burley

Cc: (with one copy of the ordinance and one copy of the 11" x 17" map)

City of Burley Service Center Files
David Shirley, City Attorney
Bryan Reiter, City Engineer
Tammy Oliver, GIS Specialist
Cassia County Assessor
Cassia County Auditor
Cassia County Treasurer

If enclosures are not as noted, please notify us at once

REC'D APR 12 2021

Instrument # 2021001829
BURLEY, CASSIA, IDAHO
4-8-2021 12:13:14 PM No. of Pages: 5
Recorded for : CITY OF BURLEY
JOSEPH LARSEN Fee: 0.00
Ex-Officio Recorder Deputy
Index to: ORDINANCE

CX

ORDINANCE NO. 1376

AN ORDINANCE OF THE CITY OF BURLEY, IDAHO; ANNEXING ADJACENT AND CONTIGUOUS LANDS LOCATED IN CASSIA COUNTY; DIRECTING THE CITY ENGINEER TO LODGE AND FILE A LEGAL DESCRIPTION AND MAP FOR SAID ANNEXED LANDS; PROVIDING THAT COPIES OF THIS ORDINANCE SHALL BE FILED WITH OFFICIALS OF CASSIA COUNTY AND THE IDAHO STATE TAX COMMISSION; PROVIDING THAT A COPY OF SAID MAP AND LEGAL DESCRIPTION BE RECORDED WITH THE CASSIA COUNTY RECORDER AND FILED WITH THE CASSIA COUNTY ASSESSOR AND THE IDAHO STATE TAX COMMISSION, AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

PREAMBLE

WHEREAS the following parcel of land described on Exhibit "A" is adjacent and contiguous to the City of Burley in Cassia County, Idaho; and

WHEREAS the City of Burley is the owner of the parcel and has and does hereby consent in writing to the annexation of said parcel;

NOW, THEREFORE:

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BURLEY:

Section 1. The following described real estate in Cassia County, Idaho, shall be and the same is hereby annexed to the City of Burley:

See Exhibit "A" Attached hereto and by this reference made a part hereof.

Section 2. The annexed real property shall be subject to all authorized powers of the City of Burley.

Section 3. The land use classification of the real property shall remain as it was classified immediately before annexation.

Section 4. The City Engineer is hereby directed to lodge and file with the City Clerk within ten (10) days after the passage and approval hereof, a legal description and map prepared in a draftsmanlike manner which shall plainly and clearly designate the property annexed.

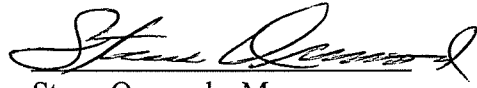
Section 5. The City Clerk is hereby directed to file, within ten (10) days after the passage and approval hereof, a certified copy of this Ordinance with the Cassia County Auditor, Treasurer, Assessor, and the Idaho State Tax Commission, and to file a copy of said legal description and map, as prepared and lodged with the City Clerk by the City Engineer, with the Cassia County Assessor, the Cassia County Recorder and the Idaho State Tax Commission, all as provided by Idaho Code Sections 50-223 and 63-215.

Section 6. This Ordinance shall be effective upon its passage, approval and publication.

PASSED April 6, 2021

APPROVED April 6, 2021

CITY OF BURLEY


Steve Ormond - Mayor

ATTEST:

Ellen Maier
Ellen Maier - City Clerk

PARCEL 1

L E G A L D E S C R I P T I O N

Part of the SE $\frac{1}{4}$ of Section 28 in Township 10 South, Range 23 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the South $\frac{1}{4}$ Corner of Section 28 in T.10 S., R.23 E., B.M. said corner marked by a brass cap; Thence North 00 degrees 01 minutes 07 seconds East along the west line of the SE $\frac{1}{4}$ for a distance of 416.54 feet to a $\frac{1}{2}$ " rebar which shall be the Point of Beginning;

THENCE North 00 degrees 01 minutes 07 seconds East along said $\frac{1}{4}$ section line for a distance of 2227.81 feet to a $\frac{5}{8}$ " rebar with 2" aluminum cap at the Center $\frac{1}{4}$ Corner;

THENCE South 89 degrees 01 minutes 50 seconds East along the north line of the W $\frac{1}{2}$ SE $\frac{1}{4}$ for a distance of 1318.98 feet to a U.S. GLO iron pipe with brass cap at the Northeast Corner of the W $\frac{1}{2}$ SE $\frac{1}{4}$;

THENCE South 00 degrees 27 minutes 04 seconds East (S 00°58'16" E, Rec.) for a distance of 1504.40 feet to a $\frac{1}{2}$ " rebar;

THENCE South 00 degrees 11 minutes 11 seconds East (S 00°18'30" W, Rec.) for a distance of 929.69 feet (929.77', Rec.) to a $\frac{1}{2}$ " rebar;

THENCE North 89 degrees 28 minutes 17 seconds West (N 88°35'17" W, Rec.) for a distance of 16.44 feet (16.74', Rec.) to a $\frac{1}{2}$ " rebar on the east line of the W $\frac{1}{2}$ SE $\frac{1}{4}$;

THENCE North 89 degrees 06 minutes 44 seconds West (N 89°36' W, Rec.) for a distance of 208.68 feet to a $\frac{1}{2}$ " rebar;

THENCE South 00 degrees 02 minutes 22 seconds West (South, Rec.) for a distance of 8.69 feet;

THENCE North 89 degrees 06 minutes 23 seconds West (N 89°36' W, Rec.) for a distance of 10.91 feet to a $\frac{1}{2}$ " rebar;

THENCE North 89 degrees 06 minutes 23 seconds West (N 89°36' W, Rec.) for a distance of 167.99 feet to a $\frac{1}{2}$ " rebar;

THENCE North 89 degrees 00 minutes 23 seconds West (N 89°36' W, Rec.) for a distance of 198.40 feet to a $\frac{3}{8}$ " rebar;

THENCE North 88 degrees 49 minutes 53 seconds West (N 89°36' W, Rec.) for a distance of 200.14 feet to a $\frac{3}{8}$ " rebar;

THENCE South 00 degrees 12 minutes 37 seconds West (South, Rec.) for a distance of 176.29 feet to a $\frac{1}{2}$ " rebar;

(Con't on Page 2)

PARCEL 1 (Con't)

Page 2

THENCE South 00 degrees 12 minutes 37 seconds West (South, Rec.) for a distance of 25.00 feet to the south line of Section 28;

THENCE North 89 degrees 06 minutes 20 seconds West (N 89°36' W, Rec.) along said section line for a distance of 209.95 feet (188.02' +/-, Rec.);

THENCE North 02 degrees 23 minutes 13 seconds East (N 02°01' E, Rec.) for a distance of 25.00 feet to a ½" rebar;

THENCE North 02 degrees 23 minutes 13 seconds East (N 02°01' E, Rec.) for a distance of 388.48 feet to a ½" rebar;

THENCE North 88 degrees 34 minutes 20 seconds West (N 89°02' W, Rec.) for a distance of 338.60 feet to the Point Of Beginning.

Said property contains 73.74 acres more or less.

SURVEYOR'S NOTE

THIS SURVEY WAS COMPLETED BY THE SURVEYOR WITHOUT THE BENEFIT OF A TITLE POLICY, TITLE COMMITMENT OR ANY OTHER FORM OF A TITLE SEARCH PROVIDED TO THE SURVEYOR. EASEMENTS, ENCUMBRANCES AND ANY OTHER SPECIAL EXCEPTIONS TO THE PROPERTY HAVE NOT BEEN PROVIDED TO OR SPECIFICALLY RESEARCHED BY THE SURVEYOR. THIS SURVEY WAS NOT COMPLETED TO THE ALTA/SPS STANDARDS. SURVEYED PROPERTY IS SUBJECT TO ALL EASEMENTS, ENCUMBRANCES AND ANY OTHER SPECIAL EXCEPTIONS CURRENTLY EXISTING OR OF PUBLIC RECORD. THIS SURVEY IS SUBJECT TO LOCAL PROVISIONS SET FORTH BY CITY AND/OR COUNTY AGENCIES AND DOES NOT GUARANTEE COMPLIANCE WITH LOCAL ORDINANCES.

SURVEYOR'S NARRATIVE

(A) THE PURPOSE OF THIS SURVEY WAS TO ESTABLISH THE BOUNDARY LINES OF THE CITY OF BURLEY PROPERTY LOCATED IN THE W½SE¼ & THE E½SE¼ AS DEPICTED HEREON.

(B) THIS SECTION IS A REGULAR SECTION AND WAS BROKEN DOWN ACCORDING TO THE GOVERNMENT MANUAL OF SURVEYING INSTRUCTIONS. SECTION ¼ SECTION & ¼ SECTION CORNERS WERE SET PREVIOUSLY BY OTHER SURVEYORS. HAVE BEEN PERPETUATED AS INDIVIDUALLY NOTED HEREON, AND WERE FOUND TO BE IN HARMONY WITH THE GOVERNMENT SURVEY OF THIS SECTION. SURVEYED BOUNDARIES WERE FOUND TO BE IN HARMONY WITH DEEDS & SURVEYS OF RECORD.

SURVEYS USED IN THE PROCESS OF THIS SURVEY ARE LISTED IN THE PREVIOUS RECORD OF SURVEYS NOTE. DEEDS USED IN THE PROCESS OF THIS SURVEY ARE LISTED ON THE FACE OF THIS MAP IN THEIR RESPECTIVE LOCATIONS.

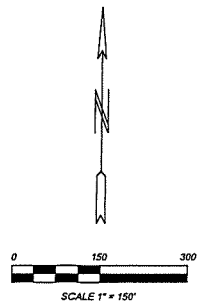
BRYAN REITER



DESERT WEST LAND SURVEYS, P.C.

2000 OVERLAND AVENUE
BURLEY, IDAHO 83816
JOB NO: 14312-1C1
DATE: MARCH 4, 2021
DRAWN BY: T. RENO
© Desert West Land Surveys, P.C.

RECORD OF SURVEY
for
THE CITY OF BURLEY



PREVIOUS RECORD OF SURVEYS

S-1 INST. NO. 275498
S-2 INST. NO. 2014-003716
S-3 INST. NO. 167012
S-4 INST. NO. 314146
S-5 INST. NO. 247155
S-6 INST. NO. 2019-002462
S-7 INST. NO. 241263
S-8 INST. NO. 229729
S-9 INST. NO. 149959
S-10 INST. NO. 149964
S-11 INST. NO. 2015-001935
S-12 INST. NO. 2019-005312
S-13 INST. NO. 226127
S-14 INST. NO. 248627
S-15 SURVEY #131
S-16 UNRECORDED SURVEY
IDAHO LAND SURVEYS # 5060-76

CERTIFICATE OF SURVEY

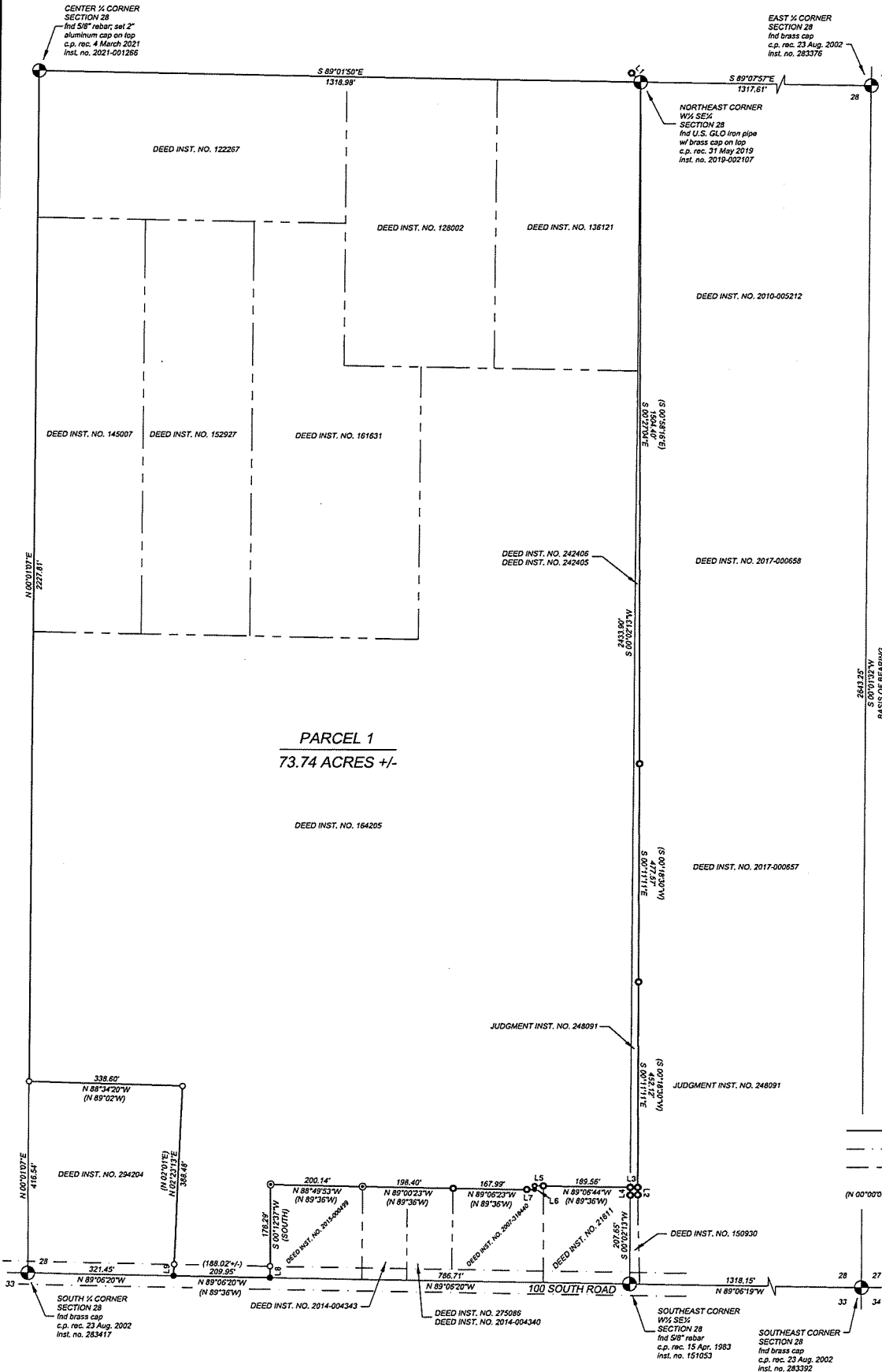
I, TREVOR RENO, A LICENSED PROFESSIONAL LAND SURVEYOR, IDAHO LICENSE NO. 15351, DO HEREBY CERTIFY THAT THIS RECORD OF SURVEY HAS BEEN PREPARED FROM A SURVEY MADE ON THE GROUND UNDER MY SUPERVISION AND THAT THIS MAP IS AN ACCURATE REPRESENTATION OF SAID SURVEY.

SECTION 28
T. 10 S., R. 23 E., B.M.
CASSIA COUNTY, IDAHO

LEGEND

- - SET ½" x 24" REBAR W/ L.S. NO. ATTACHED.
- - FOUND ½" DIAMETER REBAR.
- ⊙ - FOUND ¾" DIAMETER REBAR.
- - CALCULATED POINT; NO MONUMENT SET.
- ⊙ - SECTION, ¼ SECTION OR PLUS SUBDIVISIONAL CORNER. CALCULATED POINT UNLESS OTHERWISE NOTED.
- - SURVEYED BOUNDARY / PARCEL LINES
- - - - - ROAD RIGHT OF WAY
- - - - - UN-SURVEYED / ARBITRARY LINES FOR GRAPHIC PURPOSES ONLY.
- (N 00°00'00" W) (111.11) - BEARINGS / DISTANCES OF RECORD.

Course	Bearing	Distance
L1	S 43°03'37" E	1.50'
L2	S 06°11'11" E	1.46'
L3	N 89°28'17" W	16.44'
	(N 88°35'17" W)	(16.74')
L4	N 00°02'13" E	1.06'
L5	N 89°06'23" W	19.12'
L6	S 00°02'21" W	8.69'
	(SOUTH)	(8.69')
L7	N 89°06'23" W	10.91'
L8	S 00°12'37" E	25.00'
L9	N 02°23'13" E	25.00'



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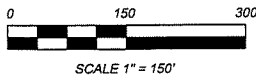
DESERT WEST LAND SURVEYS, P.C.

2020 OVERLAND AVENUE BURLEY, IDAHO 83316 208-678-7112

JOB NO: 14321-21C1 DRAWN BY: T. RENO

DATE: MARCH 4, 2021

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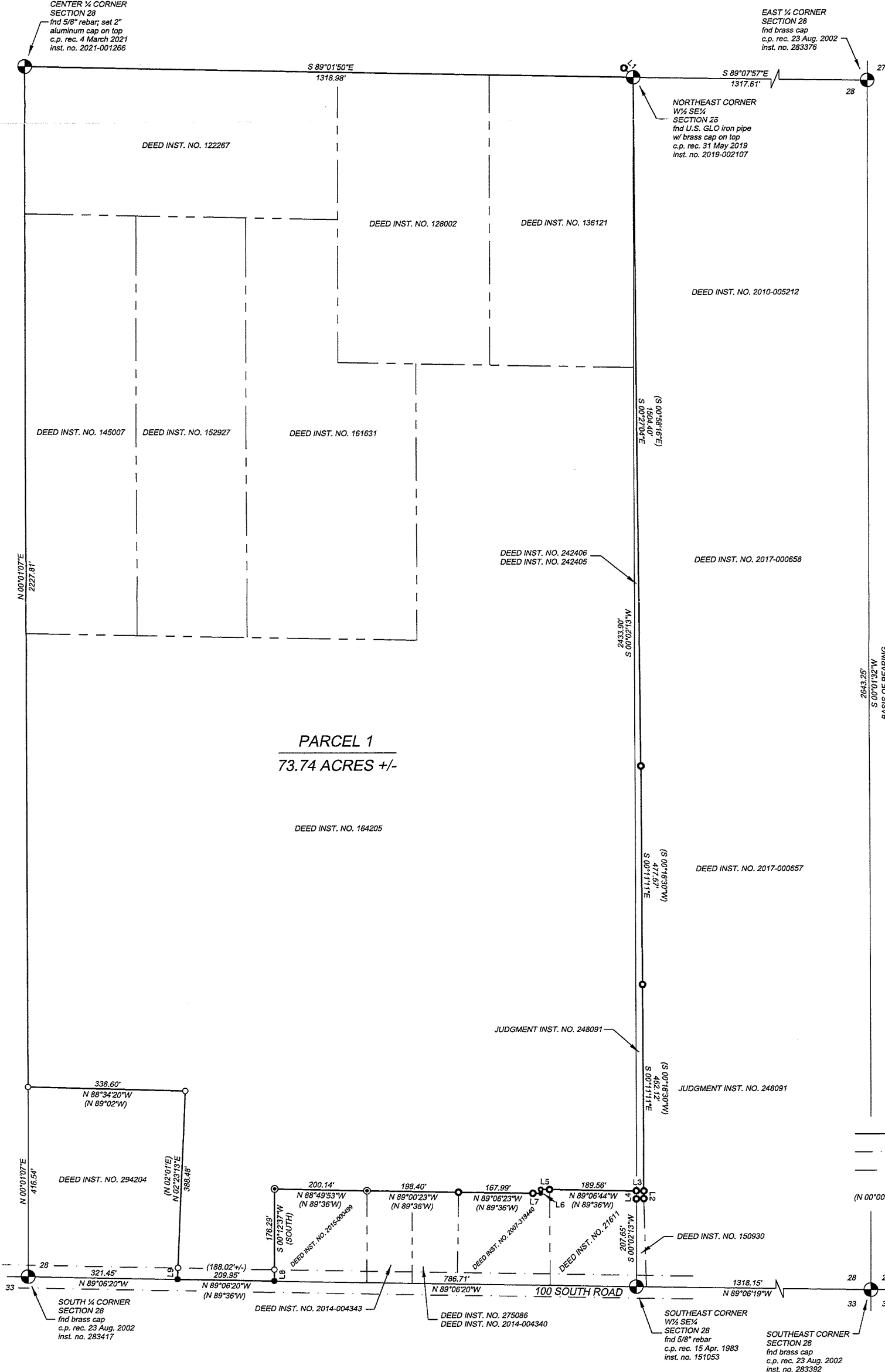
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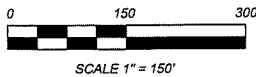
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