

## ORDINANCE NO. 2021-643

ORDINANCE OF THE CITY OF HEYBURN, ANNEXING PROPERTIES OWNED BY JIMMY AND JANIE STIMPSON AND STEVEN AND DEBRA CAMP, UNINCORPORATED MINIDOKA COUNTY PROPERTY LOCATED AT 1010 H STREET, AND THE FIELD NORTHEAST OF AND SURROUNDING THE STIMPSON PROPERTY, EAST OF H STREET BETWEEN 10<sup>TH</sup> STREET AND 14<sup>TH</sup> STREET, HEYBURN, IDAHO, TO CITY OF HEYBURN; ZONING PROPERTY AS COMMERCIAL GENERAL, RESIDENTIAL HIGH, AND RESIDENTIAL MEDIUM AS SHOWN ON ATTACHED MAP; AMENDING ZONING MAP.

WHEREAS, Idaho Code 50-222(1) permits cities to annex properties reasonably necessary to assure orderly development, allow efficient and economically viable provision of tax-supported and fee-supported municipal services, enable orderly development of private lands which benefit from cost-effective availability of municipal services in urbanizing areas, and equitably allocate costs of public services in management of development on urban fringe; and

WHEREAS, Idaho Code 50-222(3)(a)(i) permits a city to annex land contiguous to the city where the private landowner consents or land within Comprehensive Plan area or residential enclaved properties surrounded by city land or impact area; and

WHEREAS, Jimmy and Janie Stimpson are record owners of 1010 H Street, Heyburn, and the property has received water service since before 1997 and consented to annexation; and

WHEREAS, the Stimpson parcel is a residential enclaved property surrounded by city annexed lands or city impact area; and

WHEREAS, Steven and Debra Camp are record owners of the farm parcel northeast of and surrounding the Stimpson property, east of H Street, north of roughly 10<sup>th</sup> Street, south of 14<sup>th</sup> Street, Heyburn, such parcel is larger than 5 acres and dedicated to agricultural use, and have provided express written consent to annexation; and

WHEREAS, the Stimpson and Camp parcels are reasonably necessary to be annexed to help support the city in providing tax-supported and fee-supported municipal services and to equitably allocate costs of public services in development on the urban fringe; and

WHEREAS, Idaho Code 67-6511 authorizes boards to establish standards regarding the use of properties and 67-6509 provide the procedural requirements for the planning and zoning commission to conduct at least one hearing before recommending zoning to the governing board; and

WHEREAS, Heyburn Planning & Zoning, after hearing and meeting held 20 April 2021, reviewed and recommended annexation and zoning the Stimpson property as Commercial General; and

WHEREAS, Heyburn Planning & Zoning, after hearing and meeting held 20 April 2021, reviewed and recommended annexation and zoning the Camp property as Residential Medium, Residential High, and Commercial General as outlined in the attached map; now

BE IT ORDAINED by the Mayor and Council of City of Heyburn as follows:

1. The Camp Property, RP10S23E158100, the open field east of H Street between 10<sup>th</sup> Street and 14th Street, northeast of and surrounding the above mentioned Stimpson property, known by the legal description:

Acreage Tracts No. 200, 201, 202, 203, 208 and 209 as delineated and shown on plat of the Village of Heyburn, Minidoka County, Idaho, more particularly described as follows:

Beginning at the Southwest corner of the SW1/4SE1/4 of Section 15, Township 10 South, Range 23 East of the Boise Meridian; Thence North for 1122.90 feet to a point, which point shall be known as the True Point of Beginning;

Thence East to the East boundary line of said SW1/4SE1/4 of said Section 15;

Thence North to the Northeast corner of Block 201 of the Original Townsite of Heyburn, Minidoka County, Idaho;

Thence West to the West boundary line of the NW1/4SE1/4 of said Section 15;

Thence South to the True Point of Beginning.

Save and Except the Stimpson parcel described below.

2. The Stimpson property, RP10S23E158580, located at 1010 H Street, Heyburn, Idaho, known by the legal description:

Beginning at the Southwest corner of Acreage Tract No. 208, constituting a portion of the W1/2SE1/4 of Section 15, Township 10 South, Range 23 East, of the Boise Meridian, in the State of Idaho, as the same is delineated and shown on the plat of the Village of Heyburn, Minidoka County, Idaho, certified by the Department of the Interior of the United States under date of October 11, 1917, thence North 100 feet; thence East 75 feet; thence South 100 feet; thence West 75 feet to the Point of Beginning.

both represented by the attached map, is contiguous to City of Heyburn, annexed into, and declared part of City of Heyburn.

3. The zoning land classifications of the Stimpson and Camp properties be established as provided in the attached map and related legal descriptions and the Zoning Map of Heyburn be amended to include the real properties annexed and zoned.

4. The address of the current house located on this parcel shall be 1010 H Street, Heyburn, Idaho. Any further development of the Camp property will be addressed as necessary.

5. This ordinance shall be in full force and effect upon passage, approval, and publication according to law.

PASSED and ADOPTED by the City Council of City of Heyburn, State of Idaho.

DATED 28 April 2021

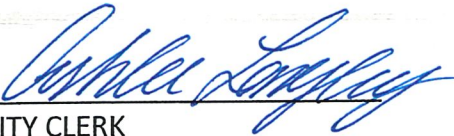
THE CITY OF HEYBURN



MAYOR

DICK GALBRAITH

ATTEST



CITY CLERK

ASHLEE LANGLEY

14TH STREET

H STREET

LANDS OF CAMP  
QUITCLAIM DEED  
INSTR. No. 539278, M.C.R.  
REC. JANUARY 20, 2017

198

S 89°32'28" W

1263.42'

N89°32'28"E  
40.00'

199

200

201

12TH STREET VACATED

S 00°16'39" E

1139.98'

204

203

202

N 00°16'23" W

1139.98'

207

LANDS OF STIMPSON  
RP10S23E158580

208

209

75.00'  
100.00'  
75.00'

10TH STREET

N89°32'28"E

1263.00'

N89°32'28"E  
40.00'

212

H STREET

N00°16'39" W

1128.21'

214

SOUTH QUARTER CORNER  
SECTION 15  
FOUND 5/8" REBAR  
C.P. REC. 11MAR91  
INST.No.395905, M.C.R.



S00°16'23" E  
1128.77'

N 89°33'57" E

1322.93'

7TH STREET

N89°33'57"E  
20.33'

PLACED IN THE OPEN FILE ALV. 1, 1954

ORIGINAL

TOWNSHIP 10 SOUTH, RANGE 23 EAST, BOISE MERIDIAN, IDAHO

#### NOTES

Full blocks are 300 feet square with lots being 50 feet and 25 feet wide. See previous plat for dimensions of irregular lots.

Make Avenue through Block 14 and Roosevelt Avenue through Block 90, as shown on previous plat, vacated through ordinance of Village of Heyburn of Nov. 4, 1953, are abolished.

This plat is amendatory of and supplemental to plats of July 7, 1906 (No. 8324), December 2, 1910 (No. 12755), November 14, 1917 (No. 17171), and November 4, 1924 (No. 21331).

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF RECLAMATION  
MINIDOKA PROJECT - IDAHO

## PLAT OF HEYBURN TOWNSITE

SCALE OF FEET  
100 0 200 400 600 800 1000

JANUARY 1954

Bureau of Land Management  
Washington, D.C. Sept. 27, 1954

This plat is based upon the official records and, having been correctly prepared in accordance with the regulations, is hereby accepted.

For the Director

*Earl H. Harrington*  
Cadastral Engineering Officer

17-107-1304



5207000A  
ON MARVIN L



RP10S23E158580  
STIMPSON JIMMY E

RP10S23E158100  
CAMP STEVEN L

RPH2225212000Q  
HODGE MARK TRACY

RP10S23E158700  
CAMP STEVEN L



RPH000000157300  
SALINAS GERARDO

RP10S23E157280

PAGALDEFECC JEROME

DUNN JAMES W

RP10S23E145700  
BYCE RICHARD H

THOMAS RYAN

RP10S23E157570  
TIMMONS RYLÉE

RP10S23E158100  
CAMP STEVEN L

RP10S23E159020  
DURFEE LIVING TRUST

RP10S23E158700  
CAMP STEVEN L

RP10S23E220040  
BAILEY LAMAR

RPH2225199000R

RPH2270212000J  
BRAY STEVEN R

ACWC LLC

RPH2225217000B









## CONSENT TO ANNEXATION

Property Owner(s) Steven and Debra Camp

Property Address Farm Property, northern parcel, RP10S23E158100, Heyburn, Idaho

Property Owner(s) Mailing Address 11023 Quartz Dr, South Jordan, UT 84095

Property Owner(s) Contact Phone \_\_\_\_\_

Property Legal Description (attach exhibit if necessary)

RP10S23E158100, legals attached  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I (or we), as Owner(s) of the above property, consent to the City of Heyburn annexing the above referenced property into the City of Heyburn.

Dated: 4/16/2021

Steven L Camp

Owner 1

Debra Camp

Owner 2

City of Heyburn

By: Dick Galbraith

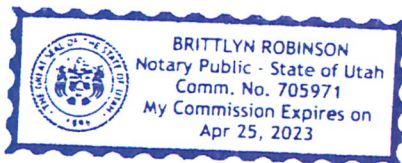
Title: Mayor

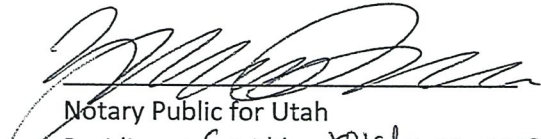


State of Utah )  
 )ss.  
County of Salt Lake )

On this 16<sup>th</sup> day of April, 2021 before me the undersigned, a Notary Public in and for said State, personally appeared Steven Camp, known to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

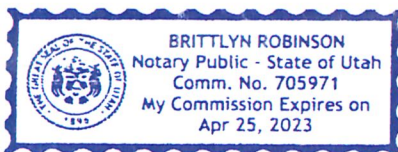



  
Notary Public for Utah  
Residing at: South Jordan, UT  
Commission Expires: Apr 25, 2023

Utah  
State of ~~Idaho~~ )  
 )ss.  
Utah  
County of ~~Minidoka~~ )

On this 16<sup>th</sup> day of April, 2021 before me the undersigned, a Notary Public in and for said State, personally appeared Debra Camp, known to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.



  
Notary Public for Idaho Utah  
Residing at: South Jordan, UT  
Commission Expires: Apr 25, 2023