



ORDINANCE NO. 606

AN ORDINANCE VACATING AND CLOSING ALL THAT PORTION OF THIRD NORTH STREET BETWEEN SECOND EAST AND THE REXBURG CANAL AS IT NOW EXISTS TO THE WEST, IN THE CITY OF REXBURG, IDAHO, SUBJECT TO EXISTING RIGHTS OF WAY AND EASEMENTS AND RESERVATION BY THE CITY OF RIGHTS OF WAY AND EASEMENTS OVER, ACROSS AND UNDER SAID PROPERTY FOR CITY UTILITIES AND PURPOSES; PROVIDING SAID STREET REVERT TO THE OWNERS OF ADJACENT REAL ESTATE, ONE-HALF ON EACH SIDE THEREOF; PROVIDING WHEN SAID ORDINANCE SHALL TAKE EFFECT.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF REXBURG, IDAHO:

SECTION I: That it is deemed expedient for the public good that the following described platted street of the City of Rexburg, Idaho, to-wit:

That portion of Third North Street between Second East and the Rexburg Canal as it now exists, to the West in the City of Rexburg, Idaho.

be, and the same is hereby vacated, closed and discontinued and the shall, and does hereby revert to the owners of the adjacent real estate, one-half (1/2) on each side thereof. However, the rights of way, easements and franchise rights of any lot owner, City of Rexburg, or public utility shall not be impaired thereby and the City reserves rights of way and easements under, over and across said vacated premises for City utilities and other City purposes. The Mayor and City Clerk are directed to execute to said owners in the name of the City of Rexburg, a Quit Claim Deed to the portion of said street so vacated and closed.

SECTION II: That said street so vacated is not necessary for the use of the City of Rexburg, Madison County, Idaho, and is not required for any city purposes other than possible future rights of way or easements for City utilities or other City purposes.

SECTION III: This ordinance shall take effect and be in full force and effect from and after its passage, approval and due publication as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY AND APPROVED BY THE MAYOR this 3rd day of October, 1979.

John C. Porter, Mayor

(SEAL)

ATTEST:

Rose Bagley, City Clerk.

STATE OF IDAHO)
)ss.
County of Madison)

I, ROSE BAGLEY, City Clerk of the City of Rexburg, Idaho, do hereby certify: That the foregoing is a full, true and correct copy of an Ordinance entitled:

AN ORDINANCE VACATING AND CLOSING ALL THAT PORTION OF THIRD NORTH STREET BETWEEN SECOND EAST AND THE REXBURG CANAL AS IT NOW EXISTS TO THE WEST, IN THE CITY OF REXBURG, IDAHO, SUBJECT TO EXISTING RIGHTS OF WAY AND EASEMENTS AND RESERVATION BY THE CITY OF RIGHTS OF WAY AND EASEMENTS OVER, ACROSS AND UNDER SAID PROPERTY FOR CITY UTILITIES AND PURPOSES; PROVIDING SAID STREET REVERT TO THE OWNERS OF ADJACENT REAL ESTATE, ONE-HALF ON EACH SIDE THEREOF; PROVIDING WHEN SAID ORDINANCE SHALL TAKE EFFECT.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR on the 3rd day of October, 1979.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said City of Rexburg, this 3rd day of October, 1979.

Rose Bagley, City Clerk

(SEAL)