



ORDINANCE NO. 768

AN ORDINANCE AMENDING ORDINANCE NO. 767, CORRECTING THE LEGAL DESCRIPTIONS OF THE LANDS ANNEXED TO THE CITY OF REXBURG, IDAHO; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

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

SECTION I: That the legal descriptions contained in Section I. of Ordinance 767, adopted on December 21, 1995, be amended and corrected to read as follows:

TRACT #1:

Starting at the Southwest corner of Section 36, Township 6 North, Range 39 E.B.M., and running thence North 0 o 24'43" West along the west line of said Section a distance of 2717.59 feet; thence North 89 o 56'42" East a distance of 1572.92 feet to the True Point of Beginning; thence North 89 o 56'42" East a distance of 208.71 feet to the beginning of a curve to the right; thence along the arc length of said curve a distance of 435.75 feet to the south line of the NW 1/4 of Section 36, (Curve Radius = 1004.93 feet & Delta = 24 o 50'39"); thence North 89 o 57'46" East along said south line of the NW 1/4 of Section 36 a distance of 369.70 feet {across the railroad (100') and highway rights-of-way (66')} to the Easterly Highway Right-of-Way line; thence approximately North 30 o 45'00" East along said Easterly highway right-of-way line a distance of approximately 3070.4 feet to the point where it intersects the North section line of Section 36; thence South 89 o 46'28" West along said section line 193.61 feet to its intersection with the Westerly right-of-way line of the railroad; thence approximately South 30 o 45'00" West along said Westerly railroad right-of-way line a distance of approximately 1536.34 feet to its intersection with the Northerly quarter section line of the SW 1/4 of the NE 1/4 of Section 36; thence South 89 o 14'46" West, approximately 1527.27 feet along the quarter-quarter section line to the point where it intersects the Easterly right-of-way line of the U.S. 20 Freeway; thence along said highway right-of-way line South 04 o 23'12" West a distance of 230.34 feet; thence South 02 o 18'46" West a distance of 656.73 feet; thence South 03 o 56'42" West a distance of 323.33 feet to the original True Point of Beginning, and containing approximately 45.72 acres.

TRACT #2:

Starting at the Northwest corner of the Northeast Quarter of Section 36, Township 6 North Range 39 E.B.M., and running thence North 89 o 46'28" East

along the section line a distance of 361.5 feet to the True Point of Beginning; thence South 0 o 21'58" East 772.95 feet; thence South 89 o 46'28" West 361.5 feet; thence South 0 o 21'58" East approximately 543.4 feet to the center North 1/16 corner of Section 36; thence North 89 o 52'07" East 541.2 feet along the Northerly quarter section line of the SW 1/4 of the NE 1/4 of Section 36 to a point where it intersects the Westerly right-of-way line of the railroad; thence approximately North 30 o 45'00" East along the West right-of-way line of said railroad approximately 1536.34 feet to the point where it intersects the North section line of Section 36; thence South 89 o 46'28" West along said North section line of Section 36 a distance of approximately 973.64 feet to the original True Point of Beginning, and containing approximately 21.95 acres.

TRACT #3:

Commencing at a point which is 1,315.00 feet West of the Southeast Corner of the Northeast Quarter of the Northeast Quarter of Section 31, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, and running thence West 100.00 feet; thence South 120.00 feet (S 00 o 15'50" East 120.00 feet)' thence East 100.00 North 120.00 feet (N 0 o 15'50" West 120.00 feet) along the West boundary of the Crest Haven Subdivision to the original Point of Beginning, and containing approximately 0.28 acres.

SECTION II: That all other sections of Ordinance No. 767 shall remain in full force and effect, amended only by the corrections in the foregoing legal descriptions of the real property annexed to the city.

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

PASSED BY THE COUNCIL AND APPROVED BY THE ACTING MAYOR this 1st day of February, 1995.

Glen S. Pond, Acting Mayor

(SEAL)

ATTEST:

Rose Bagley, City Clerk

