



CITY OF
REXBURG
America's Family Community

ORDINANCE NO. 450

AN ORDINANCE VACATING AND CLOSING OAK AVENUE NORTH OF THE CENTER LINE OF MAPLE DRIVE; AND VACATING AND CLOSING THAT PORTION OF MAPLE DRIVE ADJACENT TO LOT 12 OF BLOCK 2 OF THE POWELL MODIFICATION PLAT OF A PORTION OF THE RIGBY ADDITION TO THE CITY OF REXBURG, AS PER THE PLAT RECORDED ON MARCH 27, 1957, WHICH PORTION DOES NOT APPEAR ON THAT CERTAIN POWELL MODIFICATION PLAT OF PORTION OF THE RIGBY ADDITION TO THE CITY OF REXBURG, DIVISION II, ACCEPTED BY THE CITY OF REXBURG ON MAY 29, 1964; AND DIRECTING CONVEYANCE OF SAID PORTIONS OF SAID STREETS TO THE ADJACENT OWNERS.

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

SECTION I: That certain plat designated "Powell Modification Plat of Portion of the Rigby Addition of the City of Rexburg" was duly executed, approved, and recorded with the County Recorder of Madison County, Idaho, on March 27, 1957, as Instrument Number 107892 in the Plat Book of Said office. Said plat is hereafter referred to as "Original Plat."

SECTION II: By that certain plat designated "Re-plat of part of Powell Modification Plat of Portion of the Rigby Addition to the City of Rexburg," the Original Plat was modified in some particulars. Said re-plat was recorded with the County Recorder of Madison County, Idaho, on January 29, 1960, as Instrument Number 114189 in the Plat Book of said office, and will hereafter be referred to as AFirst Re-plat."

SECTION III: That certain plat designated "Powell Modification Plat of portion of the Rigby Addition to the City of Rexburg, Division II," was accepted and approved by the Mayor and City Council of the City of Rexburg, Idaho, by resolution adopted May 29, 1964, and has not yet been recorded with the County Recorder of Madison County, Idaho. Said plat is hereafter designated "Second Re-plat" and modifies the Original Plat, and the First Re-plat and in addition plats additional area no included in the previous plats.

SECTION IV: There is on file at the city offices of Rexburg, Idaho, a certificate by Clayter Forsgren, Registered Civil Engineer verifying that the First Re-plat contains technical corrections as to the platting of certain streets and utility easements as shown on the Original Plat, but does not require that any streets or utility easement be vacated, closed or discontinued; that the Second Re-plat does not require that any streets or utility easement be vacated, closed or discontinued, except only as specified in Section 5 hereof.

I, J. A. SMITH, City Clerk of the city of Rexburg, Idaho, do hereby certify: That the above and foregoing is a full, true and correct copy of the Ordinance Entitled:

AN ORDINANCE VACATING AND CLOSING OAK AVENUE NORTH OF THE CENTER LINE OF MAPLE DRIVE; AND VACATING AND CLOSING THAT PORTION OF MAPLE DRIVE ADJACENT TO LOT 12 OF BLOCK 2 OF THE POWELL MODIFICATION PLAT OF A PORTION OF THE RIGBY ADDITION TO THE CITY OF REXBURG, AS PER THE PLAT RECORDED ON MARCH 27, 1957, WHICH PORTION DOES NOT APPEAR ON THAT CERTAIN POWELL MODIFICATION PLAT OF PORTION OF THE RIGBY ADDITION TO THE CITY OF REXBURG, DIVISION II, ACCEPTED BY THE CITY OF REXBURG ON MAY 29, 1964; AND DIRECTING CONVEYANCE OF SAID PORTIONS OF SAID STREETS TO THE ADJACENT OWNERS.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 3rd day of March, 1965.

J. A. Smith, City Clerk

(SEAL)