



ORDINANCE NO. 741

AN ORDINANCE VACATING AND CLOSING A PORTION OF THE RIGHT-OF-WAY FOR NORTH THIRD EAST STREET FROM THE REXBURG CANAL TO TECHNOLOGY DRIVE (FOURTH NORTH) IN THE CITY OF REXBURG, IDAHO, AND DIRECTING THAT THE VACATED PROPERTY BE CONVEYED TO THE ADJOINING PROPERTY OWNERS.

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

SECTION I: That the following described platted right-of-way for North Third East Street of the City of Rexburg, Idaho, to-wit:

Commencing at the Southeast corner of Lot 1, Block 2 of the original townsite of the City of Rexburg and running thence North 297' to the north line of Lot 1, Block 2; thence East 19.5'; thence South 297'; thence West 19.5' TO THE POINT OF BEGINNING.

Also, commencing at the Southwest corner of Lot 2, Block 1 of the original townsite of the City of Rexburg and running thence North 297' to the north line of Lot 2; thence West 19.5'; thence South 267' to the point of a curve which turns to the left and has a radius of 30' and a delta angle of 90°; thence East 250'; thence North 19.5'; thence West 280' TO THE POINT OF BEGINNING.

Also, commencing at the Northwest corner of Lot 2, Block 18 of the original townsite of the City of Rexburg and running thence East 270'; thence North 19.5'; thence West 240' to the point of a curve of a 30' radius curve to the left with a delta angle of 90°; thence South 45'; thence East 19.5'; thence North 75' TO THE POINT OF BEGINNING.

is hereby vacated, closed and discontinued for the exclusive use of the owners of the adjacent real estate as provided by the statutes of the State of Idaho. Title to said portion of the street right-of-way so vacated shall revert to the adjoining property owners, and the Mayor and City Clerk are directed to execute to said owners in the name of the City of Rexburg, a Quitclaim Deed to the portion of said street right-of-way so vacated and closed as provided by law, subject to reversion to the City of Rexburg, Idaho, in the event the present property owners ever attempt to sell or dispose of said property.

Any and all existing easements for public utilities located in the portion of the vacated right-of-way of said street shall remain as public easements and are not vacated.

SECTION II: The vacation of such portion of the right-of-way for North Third East Street is deemed expedient for the public good as it will promote the orderly development of said area.

SECTION III: This ordinance shall take effect and be in full force and effect from and

