



**RESOLUTION FOR ADOPTION OF
VISION 2020 REXBURG COMPREHENSIVE PLAN MAP**

Resolution 2008 – 07

WHEREAS, on the 23rd day of January, 2008, the City Council for the City of Rexburg was duly convened upon notice properly given and a quorum was duly noted; and

WHEREAS, the appropriate public hearings have been held before the Planning and Zoning Commission on December 06th, 2007; and the City Council on January 23rd, 2008, with regards to amendments to the *City of Rexburg Vision 2020 Comprehensive Plan Map* dated the 16th of November, 2007; and

WHEREAS, the City Council reviewed and approved the requested changes as delineated by area with regards to amendments to the *City of Rexburg Vision 2020 Comprehensive Plan Map*, dated the 16th of November, 2007;

Area 1:

(Located in the Impact Area for the City of Rexburg)

It is proposed that the following tract of land currently designated as “Low-Moderate Residential” as shown on the City of Rexburg *Preferred Land Use Map* be changed to “**Commercial**”, said property more particularly described as follows:

Beginning at the Northeast corner of Section 26, Township 6 North, Range 39 East, Boise Meridian, thence West along the north boundary line of said section 1612 feet; thence South 728.5 feet; thence East 1612 feet; thence North along the East boundary line of said section 728.5 feet to the point of beginning, containing 26.96 acres, more or less.

Area 3:

(Located in the City of Rexburg)

It is proposed that the following tract of land currently designated as “Moderate-High Residential Density” as shown on the City of Rexburg *Preferred Land Use Map* be changed to “**Commercial**”, said property more particularly described as follows:

Tract 1: Commencing at a point 98 feet West of the Southeast corner of Block 8 of the Parker Addition to the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence North 99 feet; thence West 34 feet; thence South 99 feet; thence East 34 feet to the point of beginning.

Tract 2: Commencing at a point 132 feet West of the Southeast Corner of Lot 5, Block 8, of Parker Addition to the City of Rexburg, in Madison County, Idaho, as per the recorded plat thereof, and running thence West 70 feet; thence North 125 feet; thence North 45 East 28.28 feet; thence East 50 feet; thence South 145 feet to the point of beginning.

Tract 3: Commencing at a point that is West 202.00 feet from the Southeast corner of Block 8 of Parker Addition to the City of Rexburg, in Madison County, Idaho as per recorded plat thereof, and running thence West 15 feet; thence North 115.0 feet to a point on a curve with a radius of 50.0 feet; thence Northeasterly around said curve to the right a distance of 78.54 feet; thence East 35.0 feet; thence South 20.0 feet; thence West 50.0 feet; thence South 45 West 28.28 feet; thence South 125.0 feet to the point of beginning.

**Area 4 (Located in the City of Rexburg)
Hemming Properties Management, LLC**

It is proposed that the following tract of land currently designated as “Commercial/Moderate-High Residential Density” as shown on the City of Rexburg *Preferred Land Use Map* be changed to “Mixed-Use”, said property more particularly described as follows:

Hemming Homeplace LLC Properties

Tract 1: A portion of Lots 2 and 3, Block 47, City of Rexburg, Madison County, Idaho, as shown on the recorded plat thereof, described as follows: Beginning at a point 33 feet N. of the SW corner of said Lot 2, thence N. 66 feet; thence E. 330 feet; thence S. 132 feet; thence W. 99 feet; thence N. 66 feet; thence W. 231 feet to the point of beginning.

Tract 2: Commencing at the Northwest corner of Lot 3, Block 47 of the Original Rexburg Townsite, in the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof and running thence South 2 rods; thence East 14 rods; thence North 4 rods; thence West 14 rods; thence South 2 rods to the point of beginning.

Hemming Properties I LLC Properties

Parcel 1: Commencing at a point 33 feet south of the Northwest corner of Lot 3 in Block 47 of the Original Rexburg Townsite, Madison County, Idaho, as per the recorded plat thereof, and running thence South 66 feet; thence East 330 feet; thence North 66 feet; thence West 330 feet to the point of beginning.

Parcel 2: Tract 1: Commencing at a point 13 1/3 rods West of the Southeast corner of Lot 4 in Block 40, City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence North 10 rods; thence West 53 feet; thence South 10 rods; thence East 53 feet to the point of beginning.

Tract 2: Commencing 10 rods west of the Southeast corner of Lot 4, Block 40 of the Original Rexburg Townsite, as per the recorded plat thereof, and running thence West 3 1/3 rods; thence North 10 rods; thence East 3 1/3 rods; thence South 10 rods to the point of beginning.

Parcel 3: Commencing at the Northwest corner of Lot 2, Block 8 of the South End Addition to the City of Rexburg, as per the recorded plat thereof, and running thence South 65 feet, thence East 99 feet, thence North 65 feet, thence West 99 feet to the point of beginning.

Hemming Properties II LLC Properties

Parcel 1: Commencing at the Northwest corner of Lot 2, Block 47 of the Original Rexburg Townsite, City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and

running thence South 6 rods; thence East 8 rods, thence North 6 rods; thence West 8 rods to the place of beginning.

Parcel 2: Commencing at a point 165 feet South of the Northeast corner of Lot 4, Block 47 of the Original Rexburg Townsite, in the City of Rexburg, in Madison County, State of Idaho, as per the recorded plat thereof, and running thence South 3 1/3 rods; thence West 10 rods; thence North 3 1/3 rods; thence East 10 rods to the point of beginning.

Parcel 3: Commencing at a point 33 feet east of the Northwest Corner of Lot 1, Block 47 of the Original Rexburg Townsite, City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence South 165 feet; thence East 66 feet; thence North 165 feet; thence West 66 feet to the point of beginning.

Parcel 4: Commencing 82 1/2 feet west of the NE corner of Lot 1, Block 47 of the Original Rexburg Townsite, Madison County, Idaho, and running thence South 99 feet; thence West 49 1/2 feet; thence South 66 feet; thence West 33 feet; thence North 165 feet; thence East 82 1/2 feet to the point of beginning.

Parcel 5: Commencing at a point 165 feet west of the Northeast corner of Lot 1, in Block 47 of the Original Rexburg Townsite, Madison County, Idaho, as per the recorded plat thereof, and running thence West 2.5 rods; thence South 10 rods; thence East 2.5 rods; thence North 10 rods to the Point of Beginning.

Hemming Properties III LLC Properties

Parcel 1: Tract 1: Commencing at the Northwest corner of Lot 1, Block 1 of the South End Addition to the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence East 165 feet; thence South 165 feet; thence West 49.5 feet; thence North 99 feet; thence West 115.5 feet; thence North 66 feet to the point of beginning.

Tract 2: Commencing at a point 10 rods East of the SW corner, Lot 1, Block 1 of the South End Addition to the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence East 4 rods; thence North 10 rods; thence West 4 rods; thence South 10 rods to the place of beginning.

Parcel 2: Commencing 99 feet south of the Northwest corner of Lot 3, Block 47, Original Townsite of Rexburg, Madison County, Idaho, thence South 66 feet; thence East 231 feet, thence North 66 feet, thence West 231 feet to the place of beginning.

Parcel 3: Tract 1: Commencing at a point that is 6 rods east of the NW corner of Lot 2, Block 8, Southend Addition to the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence East 4 rods; thence South 53 feet; thence West 4 rods; thence North 53 feet to the point of beginning.

Tract 2: Beginning at a point that is 6 rods East of the NW corner of Lot 2, Block 8, Southend Addition to the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof and running thence East 4 rods; thence South 53 feet to the true point of beginning; thence South 46 feet; thence West 4 rods; thence North 46 feet; thence East 4 rods to the point of beginning.

Tract 3: A 24 foot easement for ingress and egress more particularly described in that certain Cross Access, Ingress Egress Easement recorded April 1, 2005, as Instrument No. 318691, Madison County, Idaho.

Parcel 4: Tract 1: A parcel of land situated in Madison County, Idaho, Township 6 North, Range 40 East, Boise Meridian, Section 30, more particularly described as follows: Beginning at the Northwest corner of Block 8 of the Southend Addition to the City of Rexburg, thence North 89°44'58" East for a distance of 165.00 feet to the true point of beginning; thence North 89°44'58" East for a distance of 82.50 feet; thence South 00°15'02" East for a distance of 99.00 feet; thence South 89°44'58" West for a distance of 82.50 feet; thence North 00°15'02" West for a distance of 99.00 feet to the true point of beginning.

Tract 2: A 24 feet easement for ingress and egress more particularly described in that certain Cross Access, Ingress Egress Easement recorded April 1, 2005, as Instrument No. 318691, Madison County, Idaho.

Parcel 5: Tract 1: Commencing at the Southwest corner of Lot 4 in Block 40 of the Original Rexburg Townsite in the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence East 57 feet; thence North 148.5 feet; thence West 57 feet; thence South 148.5 feet to the point of beginning.

Tract 2: Commencing 148.5 feet north of the Southwest corner of Lot 4, Block 40 of the Original Rexburg Townsite, in the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence East 57 feet; thence North 16.5 feet; thence West 57 feet; thence South 16.5 feet to the point of beginning.

Hemming Properties IV LLC Properties

Parcel 1: Commencing at a point 58.5 feet north of the Southwest corner of Block 1 of the Southend Addition to the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence East 115.5 feet, thence North 40.5 feet, thence West 115.5 feet, thence South 40.5 feet to the point of beginning.

Parcel 2: Tract 1: Commencing at a point 115 feet South of the Northwest Corner of Lot 2, Block 8 of the South End Addition to the City of Rexburg as per the recorded plat thereof and running thence South 50 feet; thence East 99 feet; thence North 50 feet; thence West 99 feet to the point of beginning.

Tract 2: Commencing at a point 65 feet South of the Northwest Corner of Lot 2, Block 8 of the South End Addition to the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence South 50 feet; thence West 99 feet; thence North 50 feet; thence West 99 feet to the point of beginning.

Parcel 3: Tract 1: Commencing at the Northwest corner of Lot 1 in Block 54 of the Original Rexburg Townsite in the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence East 93.5 feet; thence South 156.75 feet; thence West 93.5 feet; thence North 67.75 feet; thence West 11 feet; thence North 89 feet; thence East 11 feet to the point of beginning. Same being more particularly described as the West 93.5 feet of the

North 156.75 feet of said Lot 1 in Block 54, and the East 11 feet of the North 89 feet of Lot 2 ½ of Block 8 of the South End Addition to the said City of Rexburg.

Tract 2: Commencing at a point 10 rods West of the Northeast corner of Lot 1, Block 54 in the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence South 9 ½ rods; thence West 3 1/3 rods, thence North 9 ½ rods; thence East 3 1/3 rods to the place of beginning.

Parcel 4: Commencing 12.5 rods West of the NE corner of Lot 1, Block 47 of the Original Rexburg Townsite, Madison County, Idaho, as shown on the recorded plat thereof; thence West 2.5 rods; thence South 10 rods; thence East 2.5 rods; thence North 10 rods to the point of beginning.

Hemming Properties V LLC Properties

Parcel 1: Commencing 272.25 feet east of the Southwest corner of Lot 3 in Block 40 of the Original Rexburg Townsite, Madison County, Idaho, as per the recorded plat thereof, and running thence North 165 feet; thence East 57.75 feet; thence South 165 feet; thence West 57.75 feet to the point of beginning.

Parcel 2: Commencing at the Northeast corner of Lot 2, Block 8 of the South End Addition to the City of Rexburg, in Madison County, Idaho, as per the recorded plat thereof, and running thence West 5 rods; thence South 10 rods; thence East 5 rods; thence North one-half rod; thence East 1 rod; thence North 67.75 feet; thence West 11 feet; thence North 89 feet; thence West 5.5 feet to the point of beginning.

Parcel 3: Commencing at a point of 87.5 feet West of the SE corner of Lot 4, Block 40 of the Original Townsite of Rexburg, Madison County, Idaho, as shown on the recorded plat thereof and running thence West 77.5 feet; thence north 82.5 feet; thence East 77.5 feet; thence South 82.5 feet to the point of beginning.

Parcel 4: Tract 1: Commencing 55 feet South of the Northeast corner of Lot 4, Block 47 of the Original Rexburg Townsite, in the City of Rexburg, Madison County, Idaho, and running thence South 55 feet; thence West 100 feet; thence North 55 feet; thence East 100 feet to the point of beginning.

Tract 2: Commencing at a point 165 feet north of the Southeast corner of Lot 4, Block 47 of the Original Townsite in the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, thence North 55 feet, thence West 165 feet, thence South 55 feet, thence East 165 feet to the point of beginning.

Hemming Properties VI LLC Properties

Commencing at the Southwest corner of Lot 4 in Block 47 of the Original Rexburg Townsite, in the City of Rexburg, Madison County, Idaho, as per the recorded plat thereof, and running thence East 148.5 feet; thence North 220 feet; thence East 65 feet; thence North 110 feet; thence West 65 feet; thence North 165 feet; thence West 148.5 feet; thence North 165 feet; thence West 33 feet; thence South 231 feet; thence East 16.5 feet; thence South 429 feet; thence East 16.5 feet to the point of beginning.

TOGETHER WITH an easement over the West One (1) rod and SUBJECT TO a reserved easement over the East One (1) rod of the following described parcel of land: Commencing

at the Southwest corner of Lot 4, in Block 47, aforesaid, and running thence North 231 feet; thence West 33 feet; thence South 231 feet; thence East 33 feet to the point of beginning.

ALSO: Commencing at a point 14 rods East of the Southwest corner of Lot 3, Block 47 of the Original Rexburg Townsite, Madison County, Idaho, as per the recorded plat thereof, and running thence North 4 rods; thence East 6 rods; thence South 14 rods; thence West 6 rods; thence North 10 rods to the point of beginning. TOGETHER WITH a reserved easement as evidenced in Warranty Deed No. 141000.

SAID PARCELS DESCRIBE PROPERTY LOCATED IN PORTIONS OF BLOCK 47 OF ORIGINAL REXBURG TOWNSITE AND PORTIONS OF BLOCK 1 IN THE SOUTHEND ADDITION.

Hemming Properties VII LLC Properties

Commencing at the Southwest corner of the Northwest Quarter of Lot 2, Block 47 of the original Rexburg Townsite, Madison County, State of Idaho, and running thence East 8 rods; thence North 4 rods; thence West 8 rods; thence South 4 rods to the place of beginning.

Also, commencing at the Northwest corner of the Southwest Quarter of said Lot 2, Block 47 of the original Rexburg Townsite, Madison County, Idaho, and running thence South 4 rods; thence East 12 rods; thence North 4 rods; thence West 12 rods; to the place of beginning.

NOW THEREFORE, by resolution duly adopted on the date first above written, be it resolved by the Mayor and the City Council the following:

The City of Rexburg does hereby accept and adopt the recommendation of the Rexburg City Planning and Zoning Commission concerning adoption of the *City of Rexburg Vision 2020 Comprehensive Plan Map* updated the 23rd of January, 2008.

RESOLVED this 23rd day of January, 2008, City Council, City of Rexburg, Idaho.

SIGNED BY: Shawn Larsen, Mayor

ATTEST: Blair D. Kay, City Clerk