

1160582

STATE OF IDAHO } SS
COUNTY OF KOOTENAI }

AT THE REQUEST OF

City of Dalton

At 15 minutes past 2 o'clock PM

Shirley Deitz

SEP 14 1989

By Cheryl Reed

Deputy

Fee \$ 12.00

Return to

In hand

CITY OF DALTON GARDENS

ORDINANCE NO. 111

AN ORDINANCE OF THE CITY OF DALTON GARDENS ALTERING THE BOUNDARIES OF THE CITY OF DALTON GARDENS, ANNEXING CERTAIN PROPERTY THERETO, AND SETTING FORTH THE CORPORATE LIMITS OF THE CITY AS ALTERED:

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DALTON GARDENS, KOOTENAI COUNTY, IDAHO:

SECTION 1: That the following land be annexed to the limits of the City of Dalton Gardens, Kootenai County, Idaho:

A parcel of land in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, Township 51 North, Range 3 W.B.M., Kootenai County, State of Idaho, more particularly described as follows: BEGINNING at a point 240.00 feet South and 30 feet East of the NW corner of Section 30, Township 51 North, Range 3 W.B.M., thence East 170.00 feet to a point; thence South 31°03'30" East, 445.80 feet to a point; thence South, 381.29 feet to a point that is 324.00 feet North of the South boundary of the said NW $\frac{1}{4}$ NW $\frac{1}{4}$; thence West, on a line, 324.00 feet North and parallel to the South boundary of the said NW $\frac{1}{4}$ NW $\frac{1}{4}$, a distance of 400.00 feet to a point 30.00 feet East of the West boundary of the said NW $\frac{1}{4}$ NW $\frac{1}{4}$; thence North on a line that is 30 feet Easterly and parallel to the West boundary of the said NW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 763.2 feet to the point of beginning.

SECTION 2: That the corporate limits of the City of Dalton Gardens, Kootenai County, Idaho, as altered, are as follows:

Beginning at the point of intersection of the East right-of-way line of U. S. Highway 95 and the East-West centerline of Section 36, Township 51 North, Range 4 West, Boise Meridian, Kootenai County, Idaho, said beginning point 30 feet East of the West Quarter corner of said Section 36, thence East along said East-West centerline of Section 36 and continuing along the East-West centerline of Section 31, Township 51 North, Range 3 West, Boise Meridian, to the Southeast corner of the West half of the Northeast Quarter of said Section 31; thence

North along the East line of the West half of the Northeast Quarter of Section 31 to the Northeast corner thereof; thence

North along the East line of the Southwest Quarter of the Southeast Quarter of Section 30, Township 51 North, Range 3 West, Boise Meridian, to the Northeast corner thereof; thence

West along the South line of the Northwest Quarter of the Southeast Quarter and the South line of the East half of the Northeast Quarter of the Southwest Quarter of said Section 30, to the Southwest corner of said East half of the Northeast Quarter of the Southwest Quarter of Section 30; thence, North, along the West line of said East half of the Northeast Quarter of the Southwest Quarter of Section 30 to a point 300 feet South of the Northwest corner of said East half of the Northeast Quarter of the Southwest Quarter of Section 30; thence, East, parallel with the North line of said East half of the Northeast Quarter of the Southwest Quarter of Section 30, 150 feet; thence, North parallel with the East line of Dalton Gardens, Kootenai County, Idaho, 300 feet to the East-West centerline of said Section 30; thence, East, along the East-West centerline of said Section 30, to the Southeast corner of the Southwest Quarter of the Southwest Quarter of the Northeast Quarter of said Section 30; thence, North, along the East line of said Southwest Quarter of the Southwest Quarter of the Northeast Quarter of Section 30 to the Northeast corner thereof; thence, East, along the South line of the Northeast Quarter of the Southwest Quarter of the Northeast Quarter of said Section 30 to the Southeast corner thereof; thence, North along the East line of the Northeast Quarter of the Southwest Quarter of the Northeast Quarter of said Section 30 to the Northeast corner thereof; thence

continuing North along the East line of the Northwest Quarter of the Northeast Quarter of Section 30, 345 feet, more or less, to the Southerly line of the Hayden Lake Recreational Water and Sewer District as defined in Exhibit B, Case No. 34668, First District Court, State of Idaho; thence

Northwesterly and Westerly along said line as follows:

West, 475 feet, more or less, parallel with the North line of Section 30; thence

North 47° West, 575 feet, more or less; thence

South 87° West, 150 feet, more or less; thence

South 66° West, 1657 feet, more or less, to the Northeast corner of Lot 7, Block 2, Woodland Heights (Book E of Plats, page 129); thence

Along the Northeasterly line of Woodland Heights as follows:

South 82°20'15" West, 52.47 feet; thence

North 83°51'30" West, 158.91 feet; thence

North 64°21'30" West, 415.97 feet; thence

North 49°39'15" West, 647.74 feet to the most Northerly corner of Block 2; thence

South 0°46'08" East, 381.29 feet along the West line of said Block 2 to the North Right-of-Way line of Woodland Drive; thence

North 89°29'17" West, 106.00 feet along said North right-of-way line, thence North 381.29 feet; thence North 31°03'30" West, 445.80 feet; thence West 200 feet to a point on the West line of said Section 30; thence North 240.00 feet along the West line of Section 30 to the Northwest corner thereof; thence continuing North, 1139.26 feet along the West line of Section 19, Township 51 North, Range 3 West, Boise Meridian, to the Southwest corner of the Dalton Water Association Tract; thence

Along the Southerly line of said tract as follows:

North 69°20' East, 187.0 feet; thence

North 20°40' West, 50.0 feet; thence

North 69° 20' East, 197 feet, more or less, to the North line of the Southwest Quarter of the Southwest Quarter of said Section 19; thence

West, 342 feet, more or less, along said North line to the Northwest corner of said Southwest Quarter of the Southwest Quarter; thence,

South, 115.12 feet along the West line of said Section 19 and the East line of Section 24, Township 51 North, Range 4 West, Boise Meridian to the Northeast corner of Tax Number 10,001 (Book 82, page 933); thence

Southwesterly along the Northwesterly line of Tax Number 10,001 as follows:

South 68°28'06" West, 633.85 feet; thence

South 51°52'34" West, 263.29 feet; thence

South 28°47'04" West, 269.98 feet; thence

South 33°08'44" West, 319.38 feet; thence

South 35°06'49" West, 340.48 feet to the North line of Section 25; thence

West along the North line of Section 25, Township 51 North, Range 4 West, Boise Meridian, to a point on the East right-of-way line of U.S. Highway 95, said point being 30 feet East of the Northwest corner of said Section 25; thence

South Along the East right-of-way line of U. S. Highway 95, to the point of beginning

SECTION 3: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: That this ordinance shall take effect and be in

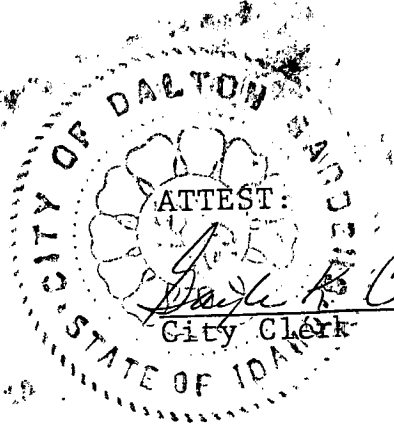
1160582

full force and effect upon its passage and publication in one (1) issue of the Coeur d'Alene Press, a newspaper of general circulation published in Coeur d'Alene, Kootenai County, Idaho.

Passed under suspension of the rules upon which a roll call vote was taken and duly enacted an ordinance of the City of Dalton Gardens at a regular meeting of the City Council held on the 7th day of September, 1989.

Joe Wark

Joe Wark, Mayor

 ATTEST:
Debra R. Clayson

City Clerk

Office of the Clerk of the District Court, Ex-Officio Auditor and Recorder, Kootenai County, Idaho

<p>RECEIVED this day the following instrument as shown on reception record of even date herewith.</p> <p>COUNTY RECORDER, Clerk of the District Court and Ex-Officio Auditor and Recorder.</p> <p><i>CW</i> Deputy.</p>	<p>Coeur d'Alene, Idaho, SEP 14 1989</p> <p><i>City of Dalton</i></p> <p>TO REQUEST OF</p> <p><i>Ordinance # 111</i></p> <p>Fee, \$ <i>12.00</i></p>
	<p>Any Inquiry Regarding This Instrument Please Refer to this Number 1160582</p>

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

Donna A. Higgins being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The *notice*

of which the annexed is a printed copy, was published in the regular *Wednesday* issue of said newspaper for *one* consecutive *day* commencing on the *20* day of *Sept.*, 19*89*, and ending on the *20* day of *Sept.*, 19*89*, and such publication was made as often during said period as said *daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Donna A. Higgins

Subscribed and sworn to before me this *20* day of *Sept.*, 19*89*.

Roberta Manley

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

ROBERTA MANLEY
My commission expires *2-3-93*