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CITY OF
REXBURG
America's Family Community

ORDINANCE NO. 1230**BY THE COUNCIL:**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REXBURG, IDAHO, APPROVING THE FIRST AMENDMENT TO THE SECOND AMENDED AND RESTATED URBAN RENEWAL PLAN NORTH HIGHWAY URBAN RENEWAL PROJECT, INCLUDING SOUTH ADDITION, WHICH FIRST AMENDMENT SEEKS TO DEANNEX CERTAIN PARCELS FROM THE EXISTING SECOND AMENDED AND RESTATED URBAN RENEWAL PLAN NORTH HIGHWAY URBAN RENEWAL PROJECT, INCLUDING SOUTH ADDITION PROJECT AREA; WHICH FIRST AMENDMENT AMENDS A PLAN THAT INCLUDES REVENUE ALLOCATION FINANCING PROVISIONS; AUTHORIZING THE CITY CLERK TO TRANSMIT A COPY OF THIS ORDINANCE AND OTHER REQUIRED INFORMATION TO THE COUNTY AND STATE OFFICIALS AND THE, AFFECTED TAXING ENTITIES; PROVIDING SEVERABILITY; APPROVING THE SUMMARY OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council and Mayor of the city of Rexburg respectively on or about November 6, 1991, adopted and approved a resolution creating the urban renewal agency for the City of Rexburg, also known as the Rexburg Redevelopment Agency (the "Agency"), authorizing the Agency to transact business and exercise the powers granted by the Idaho Urban Renewal Law of 1965, chapter 20, title 50, Idaho Code, as amended (hereinafter the "Law"), and the Local Economic Development Act, chapter 29, title 50, Idaho Code, as amended (hereinafter the "Act") upon making the findings of necessity required for creating the Agency;

WHEREAS, the City Council of the City of Rexburg, Idaho (the "City"), after notice duly published, conducted a public hearing on the Urban Renewal Plan, North Highway Urban Renewal Project (the "North Highway Plan");

WHEREAS, following said public hearing, the City Council adopted its Ordinance No. 728 on December 27, 1991, approving the North Highway Plan and making certain findings;

WHEREAS, the City Council, after notice duly published, conducted a public hearing on the Amended and Restated Urban Renewal Plan, North Highway Urban Renewal Project (the "Amended and Restated North Highway Plan");

WHEREAS, following said public hearing, the City Council adopted its Ordinance No. 815 on December 27, 1998, approving the Amended and Restated Plan and making certain findings;

WHEREAS, the City Council, after notice duly published, conducted a public hearing on the Second Amended and Restated Urban Renewal Plan, North Highway Urban Renewal Project, Including South Addition (the "Second Amended and Restated North Highway Plan");

WHEREAS, following said public hearing, the City Council adopted its Ordinance No. 950 on December 21, 2005, approving the Second Amended and Restated North Highway Plan, which amends and restates in its entirety the North Highway Plan and the Amended and Restated North Highway Plan and making certain findings;

WHEREAS, the Second Amended and Restated North Highway Plan project area is referred to herein as the "Existing Project Area";

WHEREAS, the Agency has analyzed the feasibility of deannexing certain parcels from the Existing Project Area;

WHEREAS, the Agency seeks to amend the Existing Project Area to deannex certain parcels as described in the First Amendment defined below;

WHEREAS, the Agency has reviewed the financial impact of the deannexation on its allocation of revenue and has concluded the remaining allocation of revenue is sufficient to pay its operations and obligations, and to continue to implement the terms of the Second Amended and Restated North Highway Plan;

WHEREAS, the Agency has prepared the First Amendment to the Second Amended and Restated Urban Renewal Plan (the "First Amendment"), as set forth in Exhibit 1 attached hereto, identifying the parcels to be deannexed from the Existing Project Area;

WHEREAS, the First Amendment amends the Second Amended and Restated North Highway Plan, which contains provisions of revenue allocation financing as allowed by the Act;

WHEREAS, the revenue allocation proceeds from the deannexed parcels secure, in part, repayment of that certain Revenue Allocation Refunding Bond, Series 2016 (North Highway District Project) in the principal amount of up to \$2,553,070.03, with a maturity date of September 1, 2022 (the "Bond"), purchased by The Bank of Commerce, Ammon, Idaho (the "Bank"). The deannexation of certain parcels within the boundaries of the Existing Project Area by adoption of the First Amendment results in a reduction in the revenue allocation proceeds received by the Agency and pledged to the Bank in that certain Bond Purchase and Security Agreement, dated October 13, 2016 (the "Bond Purchase Agreement"). The Bank has consented to the deannexation in writing by letter to the Agency dated April 8, 2020;

WHEREAS, on April 29, 2020, the Agency Board passed Resolution No. 2020-02 proposing and recommending the approval of the First Amendment;

WHEREAS, the Agency submitted the First Amendment to the Mayor and City Clerk;

WHEREAS, the Mayor and City Clerk have taken the necessary action in good faith to process the First Amendment consistent with the requirements set forth in Idaho Code Sections 50-2906 and 50-2008;

WHEREAS, as of May 15, 2020, the First Amendment was submitted to the affected taxing entities, available to the public, and under consideration by the City Council;

WHEREAS, notice of the public hearing of the First Amendment was caused to be published by the City Clerk in the *Standard Journal* on May 15 and 29, 2020, a copy of said notices are attached hereto as Exhibit 2;

WHEREAS, pursuant to the Law, at a meeting held on June 4, 2020, the Rexburg Planning and Zoning Commission considered the First Amendment and found that the First Amendment is in all respects in conformity with the City's Comprehensive Plan and forwarded its findings to the City Council, a copy of which is attached hereto as Exhibit 3;

WHEREAS, as required by Idaho Code Section 50-2906, the First Amendment was made available to the general public and all taxing districts at least thirty (30) days prior to the June 17, 2020, regular meeting of the City Council;

WHEREAS, appropriate notice of the First Amendment and the impact on the revenue allocation provision contained therein has been given to the taxing districts and to the public as required by Idaho Code Sections 50-2008 and 50-2906;

WHEREAS, the City Council, at its regular meeting held on June 17, 2020, held a public hearing and considered the First Amendment as proposed, and made certain comprehensive findings;

WHEREAS, it is necessary, and in the best interests of the citizens of the City to adopt the First Amendment;

WHEREAS, the First Amendment amends a pre-July 1, 2016, urban renewal plan containing a revenue allocation financing provision; and therefore, pursuant to Idaho Code Section 50-2903(4), there is no reset of the base assessment roll to the current values for the remaining Existing Project Area;

WHEREAS, the City Council finds that the equalized assessed valuation of the taxable property in the Existing Project Area, as amended, is likely to increase, and continue to increase, as a result of initiation and continuation of urban renewal projects in accordance with the Second Amended and Restated North Highway Plan as amended by the First Amendment.

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

SECTION 1: The First Amendment attached hereto as Exhibit 1 and made a part hereof, is hereby approved. As directed by the City Council, the City Clerk may make certain technical corrections or revisions in keeping with the information and testimony presented at the June 17, 2020, hearing, including, but not limited to, changes to the maps and legal descriptions contained in the First Amendment, and incorporate changes or modifications, if any.

SECTION 2: No direct or collateral action challenging the First Amendment shall be brought prior to the effective date of this Ordinance or after the elapse of thirty (30) days from and after the effective date of this Ordinance adopting the First Amendment.

SECTION 3: Upon the effective date of this Ordinance, the City Clerk is authorized and directed to transmit to the Madison County Auditor and Assessor, and the Madison County Board of County Commissioners and to the appropriate officials of the City of Rexburg, Madison County Ambulance, Madison County Mosquito Abatement, Madison County Road and Bridge, Madison Library District, Madison School #321, Rexburg Cemetery, Madison County Fire, and the State Tax Commission a copy of this Ordinance, a copy of the legal description of the boundary of the deannexed areas, and a map indicating the boundaries of the parcels to be deannexed from the Existing Project Area.

SECTION 4: This Ordinance shall be in full force and effect immediately upon its passage, approval, and publication, and shall be retroactive to January 1, 2020, to the extent permitted by the Law and the Act, with the remaining Existing Project Area maintaining its base assessment roll as of January 1, 1991 for the original North Highway Plan Project Area, January 1, 1998, for the Amended and Restated North Highway Plan Project Area, and January 1, 2005, for the Second Amended and Restated North Highway Plan Project Area.

SECTION 5: The provisions of this Ordinance are severable, and if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid for any reason, such declaration shall not affect the validity of remaining portions of this Ordinance.

SECTION 6: At least one-half, plus one of the City Council members finding good cause, the City Council hereby dispenses with the rule that this Ordinance be read on three different days; two readings of which shall be in full, and have hereby adopted this Ordinance, having considered it at one reading;

SECTION 7: The Summary of this Ordinance, a copy of which is attached hereto as Exhibit 4, is hereby approved.

SECTION 8: All ordinances, resolutions, orders or parts thereof in conflict herewith are hereby repealed, rescinded and annulled.

SECTION 9: SAVINGS CLAUSE: This Ordinance does not affect an action or proceeding commenced or right accrued before this Ordinance takes effect.

PASSED by the City Council of the city of Rexburg, Idaho, on this 17th day of June 2020.

APPROVED by the Mayor of the city of Rexburg, Idaho, on this 17th day of June 2020.




Jerry Merrill, Mayor

ATTEST:

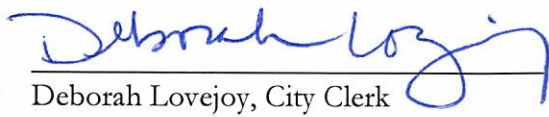

Deborah Lovejoy, City Clerk

Exhibit 1

FIRST AMENDMENT TO THE SECOND AMENDED
AND RESTATED URBAN RENEWAL PLAN NORTH HIGHWAY
URBAN RENEWAL PROJECT, INCLUDING SOUTH ADDITION

**FIRST AMENDMENT TO THE
SECOND AMENDED AND RESTATED URBAN RENEWAL PLAN**

**NORTH HIGHWAY URBAN RENEWAL PROJECT,
INCLUDING SOUTH ADDITION**

**REXBURG URBAN RENEWAL AGENCY
(also known as the Rexburg Redevelopment Agency)**

CITY OF REXBURG, IDAHO

**Ordinance No. 728
Adopted December 27, 1991
Effective December 31, 1991, publication**

**Amended and Restated Plan
Ordinance No. 815
Adopted December 27, 1998
Effective December 30, 1998, publication**

**Second Amended and Restated Plan
Ordinance No. 950
Adopted December 31, 2005
Effective December 23, 2005, publication**

**First Amendment to the Second Amended and Restated Plan
Ordinance No. 1230
Adopted June 17, 2020
Effective June 23, 2020, publication**

BACKGROUND

This First Amendment (“First Amendment”) to the Second Amended and Restated Urban Renewal Plan, North Highway Urban Renewal Project, Including South Addition (the “Plan”) deannexes certain parcels from the plan area/revenue allocation area created by the Plan commonly referred to as the “North Highway District Project Area,” adopted by Rexburg City Council Ordinance No. 728, on December 27, 1991, and as subsequently amended and restated to add geographic area by Rexburg City Council Ordinance No. 815, on December 27, 1998, and by Rexburg City Council Ordinance No. 950, on December 21, 2005. The scope of this First Amendment is limited to addressing the deannexation of certain parcels from the North Highway District Project Area. It is important to note this First Amendment to the Plan does not extend the Plan’s duration. The Plan terminates on December 31, 2021; however, revenue allocation proceeds will be received in 2022 pursuant to Idaho Code § 50-2905(7).

As a result of the deannexation, in 2020 through the remaining years of the Plan, the Urban Renewal Agency of the City of Rexburg, Idaho, also known as the Rexburg Redevelopment Agency (the “Agency”) will cease receiving an allocation of revenues from the deannexed parcels. The increment value of the parcels deannexed from the North Highway District Project Area shall be included in the net taxable value of the taxing district when calculating the subsequent property tax levies pursuant to section 63-803, Idaho Code. The increment value shall also be included in subsequent notification of taxable value for each taxing district pursuant to section 63-1312, Idaho Code, and subsequent certification of actual and adjusted market values for each school district pursuant to section 63-315, Idaho Code. The Madison County Assessor’s Office maintains the value information, including the increment value, if any, included on the new construction roll for new construction associated with the deannexed parcels. The amount added to the new construction roll will equal the amount by which the December 31, 2019, increment value exceeds the increment value as of December 31, 2006.

Currently, the revenue allocation proceeds from the deannexed parcels secure repayment of that certain Revenue Allocation Refunding Bond, Series 2016 (North Highway District Project) in the principal amount of up to \$2,553,070.03, with a maturity date of September 1, 2022 (the “Bond”), purchased by The Bank of Commerce, Ammon, Idaho (the “Bank”). The deannexation of certain parcels within the boundaries of the North Highway District Project Area by adoption of the First Amendment results in a reduction in the revenue allocation proceeds received by the Agency and pledged to the Bank in that certain Bond Purchase and Security Agreement, dated October 13, 2016 (the “Bond Purchase Agreement”). The Bank has consented to the deannexation in writing by letter to the Agency dated April 8, 2020.

House Bill 606, effective July 1, 2016, amended the Local Economic Development Act, Chapter 29, Title 50, Idaho Code, as amended (the “Act”) firmly establishing “[f]or plans adopted or modified prior to July 1, 2016, and for subsequent modifications of those urban renewal plans, the value of the base assessment roll of property within the revenue allocation area shall be determined as if the modification had not occurred.” Idaho Code § 50-2903(4). Though the provisions of Idaho Code § 50-2903A do not apply to the Plan, a plan amendment or modification to accommodate a de-annexation in the revenue allocation boundary is a

specifically identified exception to a base reset. Idaho Code § 50-2903A(1)(a)(iii). This highlights the legislative support for these types of amendments.

AMENDMENTS TO THE PLAN

1. **Definitions.** Capitalized terms not otherwise defined herein shall have the respective meanings ascribed to such terms in the Plan.

2. **The following defined terms are amended throughout the Plan as follows:**

(a) Delete “Project Area” and replace with “Amended Project Area” except where specifically referenced in this First Amendment.

(b) Delete references to “Attachment 5” and replace with “Attachment 5, as supplemented by Attachment 5D” except where specifically referenced in this First Amendment.

3. **Amendment to List of Attachments.** The List of Attachments on page iii is amended by deleting the list of attachments and replacing it as follows:

Attachment 1	Project Area-Revenue Allocation Area Boundary Map
Attachment 1A	Boundary Map of the Deannexed Area
Attachment 2	Legal Description of the Project Area and Revenue Allocation Area
Attachment 2A	Legal Description of the Boundary of the Deannexed Area
Attachment 3	Properties Which May be Acquired by the Agency
Attachment 4	Map Depicting Expected Land Uses and Current Zoning Within the Amended Project Area
Introduction to Attachment 5	Introduction
Attachment 5	Statement of Proposed Public Improvements, Costs, Revenues, Tax Impacts and Financing Methods (and) Implementation Plan
Attachment 5A	Net Value of Private Development in Revenue Allocation Area
Attachment 5B	Estimated Annual Tax Revenue Allocations
Attachment 5C	Estimated Annual Revenues and Costs
Attachment 5C-1	Financial History North Highway Project Area 1993-2005

Attachment 5C-2 Bond Amortization Schedule

Attachment 5D Supplement to Attachment 5: Financial Analysis Related to
the 2020 Deannexation

4. Amendment to Section 100 of the Plan. Section 100 is amended by deleting the list of attachments and replacing it as follows:

Project Area-Revenue Allocation Area Boundary Map (Attachment 1)

Boundary Map of the Deannexed Area (Attachment 1A)

Legal Description of the Project Area and Revenue Allocation Area (Attachment 2)

Legal Description of the Boundary of the Deannexed Area (Attachment 2A)

Properties Which May be Acquired by the Agency (Attachment 3)

Map Depicting Expected Land Uses and Current Zoning Within the Amended Project Area (Attachment 4)

Introduction to Attachment 5 (Attachment 5)

Statement of Proposed Public Improvements, Costs, Revenues, Tax Impacts and Financing Methods (and) Implementation Plan (Attachment 5)

Net Value of Private Development in Revenue Allocation Area (Attachment 5A)

Estimated Annual Tax Revenue Allocations (Attachment 5B)

Estimated Annual Revenues and Costs (Attachment 5C)

Financial History North Highway Project Area 1993-2005 (Attachment 5C-1)

Bond Amortization Schedule (Attachment 5C-2)

Supplement to Attachment 5: Financial Analysis Related to the 2020 Deannexation (Attachment 5D)

5 Amendment to Section 101.1 of the Plan.

(a) Section 101.1 entitled “CONFORMANCE WITH STATE OF IDAHO URBAN RENEWAL LAW OF 1965, AS AMENDED” is amended by adding new paragraphs to the end of the existing language as follows:

This First Amendment to the Plan (the “First Amendment”) deannexes certain parcels from the existing Project Area, resulting in an “Amended Project Area” as further described and shown in Attachments 1, 1A, 2 and 2A.

In accordance with the Law, this First Amendment was submitted to the Planning and Zoning Commission of the City of Rexburg. After consideration of the First Amendment, the Commission filed a Resolution dated June 4, 2020, with the City Council stating that the First Amendment is in conformity with the City of Rexburg 2020 Comprehensive Plan, adopted on November 19, 2008, by Resolution No. 2008-19.

Pursuant to the Law, the City Council, having published due notice thereof, held a public hearing on the First Amendment. Notice of the hearing was duly published in a newspaper having general circulation. The City Council adopted the First Amendment on June 17, 2020, pursuant to Ordinance No. 1230.

6. Amendment to Section 200 of the Plan.

(a) Section 200 entitled “DESCRIPTION OF PROJECT AREA” is deleted and replaced as follows:

DESCRIPTION OF THE AMENDED PROJECT AREA

The boundaries of the Second Amended and Restated Project Area and of the Amended and Restated Revenue Allocation Area are depicted in Attachment 1, the boundary map, which is attached hereto and incorporated herein by reference, and are more particularly described in the Legal Description of the Project Area and Revenue Allocation Area, attached hereto as Attachment 2 and incorporated herein by reference.

For purposes of boundary descriptions and use of proceeds for payment of improvements, the boundary shall be deemed to extend to the outer boundary of rights-of-way.

Pursuant to the First Amendment, the boundaries of the deannexed area are shown on the Boundary Map of the Deannexed Area in

Attachment 1A and are described in the Legal Description of the Boundary of the Deannexed Area in Attachment 2A.

The attachments referenced above are attached hereto and are incorporated herein by reference.

7. Amendment to Section 302 of the Plan.

(a) Section 302 is amended by deleting the first sentence of the second paragraph and replacing it as follows:

The Amended Project Area includes the area as described in Section 200, as amended by this First Amendment.

8. Amendment to Section 401 of the Plan.

(a) Section 401 is amended by deleting the paragraph and replacing it as follows:

The Amended Project Area includes the area as described in Section 200, as amended by this First Amendment. The proposed land uses to be permitted land uses are described in Attachment 4.

9. Amendment to Section 403.1 of the Plan.

(a) Section 403.1 is amended by deleting the first paragraph and replacing it as follows:

The major public streets within the Amended Project Area include those as shown in the area as described in Section 200 of the Plan, as amended by this First Amendment.

10. Amendment to Section 504 of the Plan.

(a) Section 504 is amended by adding a new sentence immediately following the end of the first sentence of the first paragraph as follows: Revenue allocation financing authority for the deannexed parcels pursuant to the First Amendment will be terminated effective January 1, 2020.

(b) Section 504 is amended by adding the following at the end of the fourth paragraph as follows: No modifications to the analysis set forth in Attachment 5 through 5C-2 have been made as a result of the First Amendment. The estimated financial impact to the Agency as a result of the deannexation of certain undeveloped and/or underdeveloped parcels from the existing Project Area pursuant to the First Amendment is set forth in Attachment 5D.

11. Amendment to Section 504.1 of the Plan.

(a) Section 504.1 is amended by adding a new sentence at the end of the paragraph as follows: The Study has been supplemented as a result of this First Amendment. Attachment 5D includes the estimated financial impact to the Agency as a result of the deannexation of certain undeveloped and/or underdeveloped parcels from the existing Project Area pursuant to the First Amendment prepared by Richard Horner, Agency Administrator.

12. Amendment to Section 504.3 of the Plan.

(a) Section 504.3 is amended by adding a new sentence at the end of the paragraph as follows: The deannexation of parcels from the existing Project Area pursuant to the First Amendment will not substantively change this analysis, but will result in a reduction in the base assessment roll.

13. Amendment to Section 504.4 of the Plan.

(a) Section 504.4 is amended by adding a new sentence at the end of the second paragraph as follows: The deannexation of parcels from the existing Project Area pursuant to the First Amendment will reduce the amount of revenue generated by revenue allocation as set forth in Attachment 5D.

(b) Section 504.4 is amended by adding a new sentence at the end of the third paragraph as follows: Attachment 5D includes the estimated financial impact to the Agency as a result of the deannexation of certain undeveloped and/or underdeveloped parcels from the existing Project Area. Based on the findings set forth in Attachment 5D, the conclusion is the deannexation of certain parcels from the existing Project Area does not materially reduce revenue allocation and the Project continues to be feasible.

14. Amendment to Section 800 of the Plan.

(a) Section 800 is amended by adding a new sentence at the end of the first paragraph as follows: The deannexation of parcels from the existing Project Area pursuant to the First Amendment has no impact on the duration of this Plan.

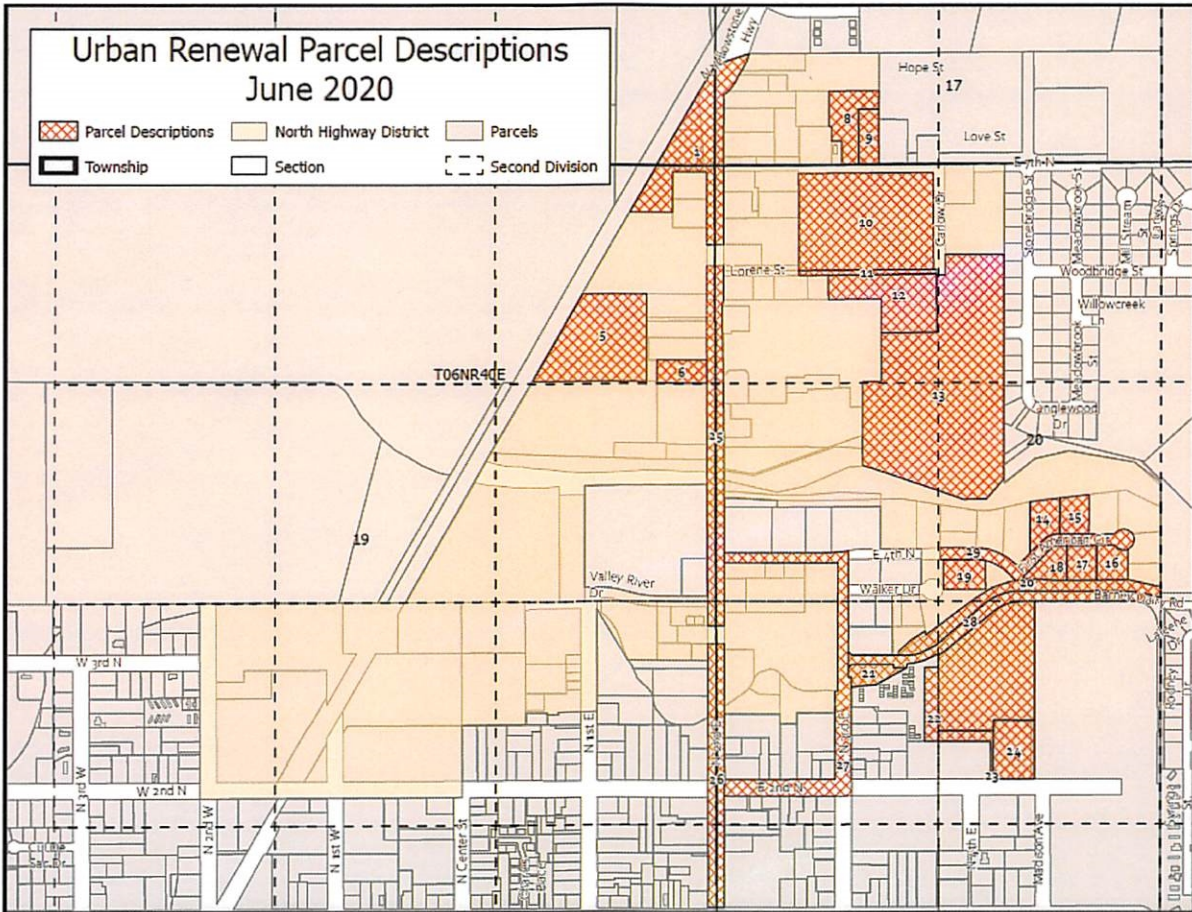
15. Amendment to Plan to add new Attachment 1A. The Plan is amended to add new Attachment 1A entitled "Boundary Map of the Deannexed Area," attached hereto.

16. Amendment to Plan to add new Attachment 2A. The Plan is amended to add new Attachment 2A entitled "Legal Description of the Boundary of the Deannexed Area," attached hereto.

17. Amendment to Plan to add new Attachment 5D. The Plan is amended to add new Attachment 5D entitled "Supplement to Attachment 5: Financial Analysis Related to the 2020 Deannexation," attached hereto.

18. Second Amended and Restated Urban Renewal Plan, North Highway Urban Renewal Project, Including South Addition Remains in Effect. Except as expressly modified in this First Amendment, the Plan and the Attachments thereto remain in full force and effect.

Attachment 1A
Boundary Map of the Deannexed Area



Attachment 2A
Legal Description of the Boundary of the Deannexed Area

Parcel Description 1.

Commencing at the Southeast corner of Section 18, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, and running thence S59°04'31"W a distance of 58.15 feet more or less to the Northeast corner of Lot 1 of the North 2nd East Church Subdivision Plat I, recorded July 9, 2001 as Instrument No. 290157, thence S00°13'42"E a distance of 7.25 feet to the point of beginning, and running thence N89°51'53"W a distance of 200.14 feet more or less to the intersection of the West line of said Lot 1 of said Subdivision, thence S00°08'07"W a distance of 241.72 feet, thence N89°51'53"W 257.53 feet to the Northwest corner of Lot 3 of said Subdivision and the intersection of the railroad right of way, thence N30°11'25"E along the railroad right of way a distance of 1015.82 feet more or less to the intersection of the East line of said section, thence N71°48'41"E a distance of 215.18 feet, thence S17°06'24"W a distance of 31.35 feet, thence S21°49'48"W a distance of 27.56 feet, thence along a curve to the right with an arc length of 84.22 feet, a radius of 548.26 feet and a chord bearing S30°06'10"W, thence S24°11'09"W a distance of 22.27 feet thence along a curve to the right with an arc length of 97.51 feet, a radius of 333.99 feet and a chord bearing S34°12'28"W, thence S57°40'43"W a distance of 32.66 feet, thence S0°02'11"E a distance of 887.99 feet, thence S89°22'20"W a distance of 102.87 feet more or less to the intersection of the East line of Lot 3 of said Subdivision, thence N00°13'42"W a distance of 431 feet more or less to the point of beginning.

Parcel Description 5.

Lot 4 of the North 2nd East Church Subdivision Plat I, City of Rexburg, Madison County, Idaho as shown on the plat recorded July 9, 2001, as Instrument No. 290157

Parcel Description 6.

Commencing at a point 50 feet West and 1145 feet South of the NE corner of Section 19, Township 6 North, Range 40 E.B.M., Madison County, Idaho, and Running Thence West 300 feet; thence South 140 feet; thence East 300 feet; thence North 140 feet to the point of beginning.

Parcel Description 8.

A parcel of land located in the Southwest Quarter of the Southwest Quarter of Section 17, Township 6 North, Range 40 East of the Boise Meridian, Madison County, Idaho more particularly described as follows:

Beginning at a point that is North 89°31'34" East 756.99 feet along the South section line of Section 17 from the Southwest corner of said Section 17; and running thence and continuing along the south section line of said section North 89°31'34" East 101.80 feet; thence North 00°00'09" West 330.97 feet; thence North 89°59'51" East 120.98 feet; thence North 00°28'26" West 109.83 feet along a fence line; thence South 89°30'57" West 302.50 feet along a fence line; thence South 00°28'26" East 209.73 feet along a fence line; thence North 89°31'34" East 15.00 feet; thence South 00°28'10" East 89.00 feet; thence North 89°31'34" East 62.00 feet; thence South 00°28'26" East 141.00 feet to the south line of said Section 17 to the point of beginning.

Parcel Description 9.

Beginning at a point which is N 89°31'43" East 976.80 feet along the section line from the southwest corner of Section 17; Township 6 N., Range 40 E.B.M., Madison County, Idaho, and running thence North 330 feet; thence West 118 feet; thence South 330 feet; thence East 118 feet to the point of beginning.

Parcel Description 10.

Lot 1 of the Grover Subdivision, City of Rexburg, Madison County, Idaho as shown on the plat recorded April 13, 2015, as Instrument No. 394710.

Parcel Description 11.

Beginning at a point that is S00°14'15"E along the section line 624.0 feet and N89°31'43"E 321.57 feet from the NW corner of Section 20, Township 6 North, Range 40 E.B.M, Madison County, Idaho; running thence N89°31'43"E 998.43 feet ; thence S00°14'15"E 30.0 feet; thence S89°31'43"W 998.31 feet; thence N00°28'17"W 30 feet to the Point of Beginning.

Less the west 176.24 feet of the above described property.

Parcel Description 12.

Beginning at a point that is S. 00°14'15" E. along the Section line 794.00 feet and N. 89°31'43" E. 675.00 feet from the NW corner of Section 20, Township 6 North, Range 40 E.B.M., Madison County, Idaho; running thence N. 89°31'43" E. 315.00 feet; thence S. 00°14'15" E. 200.00 feet; thence N. 89°31'43" E. 330.00 feet; thence N. 00°14'15" W. 340.00 feet; thence S. 89°31'43" W. 645.00 feet; thence S. 00°14'15" E. 140.00 feet to the Point of Beginning.

Parcel Description 13.

Lot 3 of Grover Subdivision, Madison County, Idaho, as shown on the Plat recorded April 13, 2015 as Instrument No. 394710.

Parcel Description 14.

Lot 7, Block 1, Walker Addition Division No. 3, City of Rexburg, Madison County, Idaho, as shown on the Plat recorded November 1, 2007, as Instrument No. 341317.

Parcel Description 15.

Lot 8, Block 1, Walker Addition Division No. 3, City of Rexburg, Madison County, Idaho, as shown on the Plat recorded November 1, 2007, as Instrument No. 341317.

Parcel Description 16.

Lot 12, Block 1, Walker Addition Division No. 3, City of Rexburg, Madison County, Idaho, as shown on the Plat recorded November 1, 2007, as Instrument No. 341317.

Parcel Description 17.

Lot 13, Block 1, Walker Addition No. 3 to the City of Rexburg, Madison County, Idaho, as shown on the Plat recorded November 1, 2007 as Inst. No. 341317.

Parcel Description 18.

Lot 14 Block 1 Walker Addition No. 3 to the City of Rexburg, Madison County, Idaho as shown on the Plat recorded November 1, 2007 as Inst. No. 341317.

Parcel Description 19.

Commencing at the Northwest corner of Lot 2 Block 2, Walker Addition Division No. 2 being in Section 20, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho and running thence N89°47'47"E a distance of 129.99 feet to the point of beginning, thence continuing N89°47'47"E a distance of 186.43 feet to the Northeast corner of Lot 2 Block 2, Walker Addition Division No. 2, thence S0°12'13"E a distance of 176.00 feet to the Southeast corner of said Lot 2, thence S89°47'47"W along the said lot a distance of 186.43 feet, thence N0°12'13"W a distance of 176.00 feet more or less to the point of beginning. Also the Westerly 67.55 feet of Lot 3, Block 2 of the Walker Addition Division No. 2 to the City of Rexburg, Madison County, Idaho as shown on the plat recorded September 22, 2004. As Instrument No. 316040.

Parcel Description 20.

A parcel of land shown as the Rexburg Canal on the Walker Addition Division No. 2 Final Plat Recorded November 22, 2004 and recorded as Inst. No. 316040 further described as follow: Commencing at the Center Quarter corner of Section 20, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho and running N00°01'15"E a distance of 22.62 feet, thence along a curve to the right with an arc length of 49.41 feet, a radius of 542.96 feet and a chord bearing N75°54'54"W with a chord distance of 49.40 feet, thence continuing along a curve to the left with an arc length of 175.53 feet, a radius of 602.96 feet and a chord bearing N81°38'51"W with a chord distance of 174.91 feet, thence N89°55'43"W a distance of 623.32 feet, thence along a curve to the left with an arc length of 220.94 feet, a radius of 316.48 feet and a chord bearing S70°00'47"W with a chord distance of 216.48 feet, thence S50°00'47"W a distance of 334.32 feet, thence along a curve to the right with an arc length of 126.44 feet, a radius of 351.97 feet and a chord bearing S60°18'15"W with a chord distance of 125.76 feet, thence continuing along a curve to the right with an arc length of 117.71 feet, a radius of 351.97 feet and a chord bearing S80°10'33"W with a chord distance of 117.16 feet, thence S88°34'34"W a distance of 30.83 feet, thence N0°12'13"W a distance of 19.50 feet, thence N48°22'42"E a distance of 100.75 feet, thence N57°52'05"E a distance of 95.68 feet, thence S10°12'13"E a distance of 22.80 feet, thence N54°22'40"E a distance of 156.73 feet, thence N53°39'54"E a distance of 189.54 feet, thence N57°26'52"E a distance of 134.82 feet, thence N71°13'14"E a distance of 111.53 feet, thence N81°08'26"E a distance of 106.05 feet, thence S87°17'10"E a distance of 200.97 feet, thence N89°08'49"E a distance of 398.96 feet, thence S77°41'56"E a distance of 199.85, thence S0°01'15"W a distance of 63.40 feet more or less to the point of beginning.

Parcel Description 21.

A parcel of land being a portion of the SW1/4 of Section 20, Township 6 North, Range 40 East, Boise Meridian, City of Rexburg, Madison County, Idaho, more particularly described as follows:

COMMENCING at an aluminum cap "LS 8727" marking the NW corner of the SW 1/4 of said Section 20;

Thence S. $00^{\circ}14'47''$ E., coincident with the west line of said SW1/4 of Section 20, a distance of 346.45 feet;

Thence leaving said west line, N $89^{\circ}44'58''$ E., 758.86 feet to a found brass cap "LS 3020" at the intersection of Barney Dairy Road and N 3rd E;

Thence continuing N. $89^{\circ}44'58''$ E., coincident with the centerline of said Barney Dairy Road, 60.00 feet;

Thence leaving said centerline of Barney Dairy Road, S. $00^{\circ}15'02''$ E., 30.00 feet to a 1/2 inch rebar "PLS 11574" on the south right of way of said Barney Dairy Road and the POINT OF BEGINNING;

Thence N. $89^{\circ}44'58''$ E., coincident with said south right of way line, 240.00 feet to a 1/2 inch rebar "PLS 11574";

Thence S. $00^{\circ}15'02''$ E., coincident with said south right of way line, 19.50 feet to a 1/2 inch rebar "PLS 11574";

Thence N. $89^{\circ}44'58''$ E., coincident with said south right of way line; 75.17 feet to a point on the southerly top of bank of the Rexburg Canal and the northerly line of the Brentwood Townhomes;

Thence coincident with said southerly top of bank of the Rexburg canal and the northerly line of the Brentwood Townhomes the following courses and distances:

Thence S. $53^{\circ}06'09''$ W., 14.85 feet;

Thence S. $61^{\circ}25'51''$ W., 79.04 feet;

Thence S. $60^{\circ}10'14''$ W., 58.56 feet;

Thence S. $62^{\circ}36'54''$ W., 55.04 feet;

Thence S. $85^{\circ}27'56''$ W., 103.91 feet;

Thence S. $80^{\circ}18'15''$ W., 41.20 feet to a 1/2 inch rebar "PLS 11574" on the east right of way line of N 3rd E;

Thence N. $00^{\circ}15'02''$ W., coincident with said east right of way line, 39.89 feet to a 1/2 inch rebar "PLS 11574";

Thence S. $89^{\circ}44'58''$ W., coincident with said east right of way line, 19.50 feet to a 1/2 inch rebar "PLS 11574";

Thence N. $00^{\circ}15'02''$ W., coincident with said east right of way line, 64.50 feet to a 1/2 inch rebar "PLS 11574" marking the beginning of a curve right having a radius of 30.00 feet;

Thence 47.12 feet along the arc of said curve, through a central angle of $90^{\circ}00'00''$, subtended by a chord bearing N. $44^{\circ}44'58''$ E, 42.43 feet to the POINT OF BEGINNING.

Parcel Description 22.

Part of Section 20, and Part of Lots 1 & 4 of Block 18 of the Original Rexburg Townsite per the recorded plat thereof, situated in the SW 1/4 of Section 20, Township 6 North, Range 40 East, B.M., City of Rexburg, Madison County, Idaho described as:

Beginning at a point that is S89°59'22"E 1896.87 feet along the North line of the SW 1/4 of said Section 20, from the West 1/4 corner of said Section 20, said point being coincident with the Southerly Right-of-Way of Barney Dairy Road, and the West boundary of the Madison School District No. 321 "Sport Complex" property, and running thence S00°15'02"E along said West boundary 696.27 feet; thence N89°47'48"W 242.86 feet; thence S00°21'09"W 63.31 feet to a recovered Iron Rod with plastic cap inscribed "PLS 10781"; thence S89°44'58"W 333.50 feet to a recovered Iron Rod with plastic cap inscribed "PLS 10781", coincident with the East line of said Lot 4, Block 18; thence S00°15'02"E 65.65 feet along the East line of said Lot 4, Block 18 to the South boundary of property described in a Warranty Deed recorded as Instrument Number 259136; thence S89°45'12"W 78.24 feet along said South boundary to a recovered Iron Rod with Plastic Cap inscribed "Roland 9369", marking the Southeast corner of Brentwood Townhomes, recorded as Instrument Number 335150; thence along the Easterly boundary of said Brentwood Townhomes, the following three (3) courses; (1) N00°15'02"W 436.00 feet; (2) N89°45'05"E 78.25 feet; (3) N00°15'02"W 70.77 feet to a point on a curve on the Southerly Right-of-Way of Barney Dairy Road; thence along said Southerly Right-of-Way the following four (4) courses; (1) thence along said curve to the left 78.04 feet (Curve Data - Delta = 10°51'11", R = 411.97 feet) chord bears N55°25'54"E 77.92 feet; (2) N50°00'22"E 334.32 feet to a point of curve; (3) thence along said curve to the right 179.06 feet (Curve Data - Delta = 39°59'59", R = 256.48 feet) chord bears N70°00'22"E 175.44 feet; (4) S89°59'22"E 90.45 feet to the Point of Beginning.

Parcel Description 23.

Part of the SW 1/4 of Section 20, Township 6 North, Range 40 East, B.M., City of Rexburg, Madison County, Idaho described as:

Beginning at a point that is S89°59'22"E 1319.85 feet along the North line of the SW 1/4 of said Section 20, and S00°15'02"E 760.28 feet along the East line of Block 18 of the Original Rexburg Townsite (per the recorded plat thereof) from the West 1/4 corner of said Section 20, and running thence N89°44'58"E 333.50 feet; thence S00°21'09"W 289.67 feet to the North Right-of-Way of Second North Street; thence S89°44'58"W along said Right-of-Way, 13.45 feet; thence N00°15'02"W 224.00 feet; thence S89°44'58"W 317.00 feet to the East line of said Block 18; thence N00°15'02"W 65.65 feet along the East line of said Block 18 to the Point of Beginning.

Parcel Description 24.

Commencing at the West Quarter Corner of Section 20, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho and running thence S89°59'22"E a distance of 1319.85, thence S0°15'02"E a distance of 760.28 feet, thence N89°44'58"E a distance of 333.50 feet to the point of beginning and running thence S0°36'14"W a distance of 289.62 feet, thence N89°53'18"E a distance of 246 feet, thence N0°13'29"E a distance of 351.93 feet, thence N89°46'10"W a distance of 243.76 feet, thence S0°30'38"W a distance of 63.79 feet more or less to the point of beginning.

Parcel Description 25.

A parcel of land describing a portion of North 2nd East Street in the Rexburg Townsite further described as follow:

Commencing at the Southeast corner Section 18, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, and running thence S59°04'31"W a distance of 58.15 feet more or less to the Northeast corner of Lot 1 of the North 2nd Church Subdivision Plat I, recorded July 9, 2001, as Instrument No. 290157, running thence South a distance of 591 feet to the point of beginning, thence South a distance of 2097.83 feet, thence East a distance of 99 feet more or less to the intersection of the West line of Block 2 of the Rexburg Town site, thence North a distance of 2097.83 feet more or less to the North boundary line of Lorene Street right of way and the intersection of North 2nd East Street, thence West 99 feet more or less to the point of beginning.

Parcel Description 26.

A parcel of land describing a portion of North 2nd East Street in the Rexburg Town site further described as follow:

Commencing at the East Quarter corner of Section 19, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, thence West 49.50 feet more or less to the Northeast corner of Block 3 of the Rexburg Town site, thence South 245.33 feet said point being the point of beginning, and running thence South 1568.90 feet more or less to the Southeast corner of Block 21 of the Rexburg Townsite, thence East 99 feet more or less to the Southwest corner of Block 20 of the Rexburg Townsite, thence North 1568.90 feet, thence West 99 feet more or less to the point of beginning.

Parcel Description 27.

A parcel of land describing a portion of East 2nd North Street, North 3rd East Street, and East 4th North Street in the Rexburg Town site further described as follow:

Commencing at the Southwest corner of Block 17 of the Rexburg Townsite and running thence East 660.00 feet more or less to the Southeast corner of said Block, thence North a distance of 523.87 feet, thence S82°08'36"E a distance of 14.84 feet, thence N0°10'23"E a distance of 757.03 feet, thence S89°47'03"W a distance of 679.56 feet more or less to the intersection of North 2nd East Street and East 4th North Street, thence North 61.00 feet, thence East 672.77 feet to a curve, to the right with an arc length of 69.68 feet, a radius of 500.00 feet and a chord bearing N77°29'10"E, thence S0°30'42"E a distance of 773.85 feet thence N89°44'58"E a distance of 19.50 feet, thence S0°04'52"E a distance of 39.89 feet more or less to the more or less to the Northwest corner of the Brentwood Townhomes Final Plat recorded February 28, 2007 as Instrument No. 335150, thence continuing South a distance of 643.05 feet more or less to the Northwest corner of Block 19 of the Rexburg Townsite, thence West 762.50 feet more or less to the Northwest corner of Block 20 of the Rexburg Townsite, thence North 99.00 feet more or less to the point of beginning.

Parcel Description 28.

A parcel of land describing a portion of Barney Dairy Rd in the Rexburg Townsite further described as follows:

Commencing at the Center Quarter Corner of Section 20, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, thence S89°59'13"W a distance of 804.24 feet, thence along a curve to the left with an arc length of 86.60 feet, a radius of 562.55 feet and a chord bearing S84°23'03"W, thence S78°23'03"W a distance of 2.22 feet, thence along a curve to the left with an arc length of 95.96 feet, a radius of 270.77 feet and a chord bearing S64°39'32"W, thence S52°02'08"W a distance of 360.19 feet, thence along a curve to the right with an arc length of 241.19 feet, a radius of 474.48 feet and a chord bearing S65°43'20"W, thence S82°16'35"W a distance of 24.96 feet, thence S00°15'02"E a distance of 22.08 feet, thence S89°44'58"W a distance of 79.85 feet, thence N0°15'02"W a distance of 19.50 feet, thence S89°44'58"W a distance of 240.00 feet, thence along a curve to the left with an arc length of 47.13 feet, and a radius of 30.00 feet and a chord bearing S44°44'58"W to where it intersects with the East right of way of North 3rd East Street, thence North along said right of way 113.08 feet more or less to the intersection of the 1st Amended Plat of Walker Addition Division No. 1 recorded January 15, 1998 as Instrument No. 269965 and the right of way of said street, thence along a curve to the left following the South line of said Subdivision and the right of way of Barney Dairy Road with an arc length of 47.12 feet, a radius of 30.00 feet and a chord bearing S45°46'23"E, thence along the Barney Dairy Road right of way N89°45'23"E a distance of 265.00 feet, thence N88°34'34"E a distance of 30.83 feet, thence along a curve to the left with an arc length of 244.15 feet, a radius of 351.97 feet and a chord bearing N69°53'05"E and a chord length of 239.28, thence N50°00'47"E a distance of 334.32 feet, thence along a curve to the right with an arc length of

220.94, a radius of 316.48 feet and a chord bearing N70°00'47"E, thence S89°59'13"E a distance of 623.24 feet, thence along a curve to the right with an arc length of 175.53 feet, a radius of 602.96 feet and a chord bearing S81°38'51"E, thence along a curve to the right with an arc length of 49.41 feet, a radius of 542.98 feet and a chord bearing S75°54'54"E, thence South a distance of 22.62 feet more or less to the point of beginning.

Parcel Description 29.

A parcel of land describing First American Circle and a portion of East 4th North Street in the Rexburg Townsite further described as follows:

Commencing at the Center Quarter Corner of Section 20, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, and running thence N00°01'15"E a distance of 86.02 feet to the Southeast Corner of the Walker Addition Division No. 3 Final Plat recorded November 11, 2007 as Instrument No. 341317, thence N77°41'56"W a distance of 199.85 feet, thence S89°08'49"W a distance of 398.96 feet, thence N87°17'10"W a distance of 200.97 feet, thence S81°08'26"W a distance of 27.65 feet and being the point of beginning, thence N15°43'43"E a distance of 21.08 feet, thence N44°43'45"E a distance of 226.31 feet, thence along a curve to the right with an arc length of 51.81 feet, a radius of 66.00 feet and a chord bearing N67°13'00"E 50.49 feet, thence N89°42'14"E a distance of 328.16 feet, thence along a curve to the right with an arc length of 17.04 feet, a radius of 20.00 feet and a chord bearing S65°53'25"E 16.53 feet, thence along a curve to the left with an arc length of 79.07 feet, a radius of 62.00 feet and a chord bearing S78°01'14"E 73.82 feet, thence along a curve to the left with an arc length of 106.24 feet, a radius of 62.00 feet and a chord bearing N16°21'08"E 93.71 feet, thence along a curve to the left with an arc length of 96.26 feet, a radius of 62.00 feet and a chord bearing N77°13'09"W 86.88 feet, thence along a curve to the left with an arc length of 18.84 feet, a radius of 62.00 feet and a chord bearing S49°35'48"W 18.77 feet, thence along a curve to the right with an arc length of 17.04 feet, a radius of 20.00 feet and a chord bearing S65°17'53"W 16.53 feet, thence S89°42'14"W a distance of 328.16 feet, thence along a curve to the left with an arc length of 105.18 feet, a radius of 134.00 feet and a chord bearing S67°13'00"W 102.50 feet, thence S44°43'45"W a distance of 190.79 feet, thence along a curve to the right with an arc length of 31.13 feet, a radius of 20.00 feet and a chord bearing S89°18'48"W 28.08 feet, thence along a curve to the left with an arc length of 90.57 feet, a radius of 334.00 feet and a chord bearing N53°52'16"W 90.30 feet, thence along a curve to the left with an arc length of 166.51 feet, a radius of 334.00 feet and a chord bearing N75°55'18"W 164.79 feet, thence S89°47'47"W a distance of 224.96 feet, thence S00°12'13"E a distance of 68.00 feet, thence N89°47'47"E a distance of 217.25 feet, thence along a curve to the right with an arc length of 208.60, a radius of 266.00 feet and a chord bearing S67°44'14"E 203.30 feet, thence S45°16'15"E a distance of 68.01 feet, thence N81°51'06"E a distance of 49.96 feet more or less to the point of beginning.

PLAT I

HEALTH DEPT. CERTIFICATE

001: B.Tune!

I, the undersigned County Treasurer in and for the County of Washington, State of Idaho, per the requirements of Idaho Code 50-1303, do hereby certify that all county property taxes due for the property included in this project are current.

Date: 6-28-01

The accompanying plat was duly accepted and approved by the city council of Redburg, Idaho, by resolution adopted this 16 day of July, 2021.

John W. Jellison
City Engineer

I, hereby certify that the foregoing plat of the North 2nd East Church
Subdivision Division No. 1 was filed in the office of the recorder of Madison
County on the _____ day of _____, 20 at _____
Instrument # 289157 and recorded as

RRIGATION WATER RIGHTS RELEASE

1010-9 JUL 2001 N.A. JRM
Recorded Inst. No.

Section control corners
Placed 3/8"x30" iron rod with cap marked P.L.S. 4563
Placed 1/2"x24" iron rod with cap marked P.L.S. 4561

I certify that I have examined this plat and find it to be correct and acceptable as required by Section 50-1305 of the Idaho Code.

Date: 6-27-01



SCALE: 1"=100'

1661-3, 1991

Part of the NE 1/4 of Section 19, Township 6 North, Range 40 East, B.M., Roxburg, Madison County, Idaho described as:

Beginning of a point on the west right-of-way of north 2nd East Street (thence N 89°51'33" E 54.00 feet along the section line and S 0°13'42" E 30.00 feet) from the NE corner of said Section 19, and running thence S 0°13'40" E 258.88 feet along said west right-of-way; thence S 89°49'51" W 350.41 feet; thence S 0°11'10" E 500.88 feet; thence S 89°46'18" W 1150.12 feet to the east right-of-way line of the Union Pacific Railroad; thence N 30°11'25" E 1181.12 feet along said right-of-way; thence S 89°51'33" E 257.53 feet; thence N 0°08'07" E 242.97 feet to the south right-of-way line of Union Pacific Railroad; thence S 89°51'33" E 100.18 feet along said right-of-way line to the point of beginning. *Corrected 10/6/01 correct.*

Lot 3 has the benefit of a 35 foot access easement through Lot 2 more particularly described as:

A 35 foot access easement lying 17.5 feet on both sides of the following described land, more or less, on the east side of the east right of way of North 35th Street and 50th Avenue, S 00°13'49" E 185.51' and S 89°51'33" W 80.55' to the beginning of said easement and running thence N 00°13'49" E 185.51' to the beginning of said easement and running thence N 89°51'33" W 202.18 feet along said easement to the end of said easement.

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned, on the lawful advice of the tract of all land included within the boundary description shown hereon and have caused the same to be platted and divided into blocks, lots, and streets, which plat shall hereafter be known as the North East Church Subdivision Part 1, to the City of Raritown, Madison County, Tennessee, do hereby certify that we do hereby dedicate to the public, all streets and rights-of-way shown hereon, that we also grant and convey to the City of Raritown all easements shown on the plat and that we hereby warrant and shall defend the estate subject to such dedication and consequences in the quiet and peaceful possession of the public or the City, as the case may be, and we do hereby certify that we have no interest in any right-of-way, easement, or other who lawfully holds or who later claims to have lawfully held any rights in said estate or of the date hereof.

IN WITNESS WHEREOF, we have hereunto set our signature this 12 day of May, 2021

**CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, a Utah corporation sole**

Dr. T. F. (Held)
Authorized Agent
STATE OF UTAH)
1933
COUNTY OF SALT LAKE)

On this 22nd day of May, 2004, personally appeared _____, known to me to be the authorized signatory of the foregoing instrument as Authorized Agent for the CORPORATION of THE PRESBYTERIAN CHURCH OF JESUS CHRIST OF AMERICA, who acknowledged to me that he was authorized to execute said instrument on behalf of said Corporation, and that said Corporation authorized the same.

WITNESS my hand and official seal.

I, Kim H. Leont, a registered professional surveyor in the State of Idaho do hereby certify that the survey of this subdivision, designated as North 2nd East Church Subdivision Plat 1 was made by me or under my direction, and that said subdivision is truly and correctly stated as provided by law and in accordance with the accompanying plat as described in the Owner's Declaration.

Date: 6-5-01

Kim H. Leavitt
Kim H. Leavitt, P.L.S.

HARPER-LEAVITT ENGINEERING, INC.
PROFESSIONAL ENGINEERS AND LAND SURVEYORS

5 N. CAPITAL AVE., P.O. BOX 50691, IDAHO FALLS, IDAHO 83403 (208) 324-0212

FINAL PLAT
WALKER ADDITION, DIVISION No. 3 ~
AN ADDITION TO THE
CITY OF REXBURG

TOWNSHIP 6 NORTH, RANGE 40 EAST, BOISE MERIDIAN,
SECTION 20 -
A PORTION OF THE NORTHWEST QUARTER
MADISON COUNTY, IDAHO

LEGAL DESCRIPTION, WALKER ADDITION, DIVISION No. 3

TOWNSHIP 6 NORTH, RANGE 40 EAST, BOISE MERIDIAN, MADISON COUNTY, IDAHO.

SECTION 20: A PORTION OF THE NORTHWEST QUARTER MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER QUARTER CORNER OF SAID SECTION 20, MONUMENTED BY A BRASS CAP PER CORNER PERMANENT INSTR. No. 264350, MADISON COUNTY RECORDS; THENCE NORTH 07°13'17" EAST ALONG THE EAST LINE OF THE NORTHWEST QUARTER FOR 98.02 FEET TO A 5/8" REBAR ON THE NORTH RIGHT-OF-WAY LINE OF THE REXBURG CANAL AND THE TRUE POINT OF BEGINNING.

THENCE CONTINUING ALONG THE EAST LINE OF THE NORTHWEST QUARTER NORTH 07°13'17" EAST FOR 472.11 FEET TO A 5/8" REBAR ON THE SOUTH LINE OF LOT 1, BLOCK 1 OF THE WALKER ADDITION DIVISION No. 2 ADDITION TO THE CITY OF REXBURG;

THENCE ALONG THE SOUTH BOUNDARY OF SAID LOT 1 NORTH 64°20'11" WEST FOR 231.57 FEET TO A 5/8" REBAR;

THENCE CONTINUING ALONG THE SOUTH BOUNDARY OF SAID LOT 1 SOUTH 83°09'27" WEST FOR 575.55 FEET TO A 5/8" REBAR;

THENCE LEAVING SAID SOUTH BOUNDARY OF LOT 1 ALONG THE EAST BOUNDARY OF LOT 6, BLOCK 1 OF SAID WALKER ADDITION DIVISION No. 2 SOUTH 07°16'15" EAST FOR 308.84 FEET TO A 5/8" REBAR;

THENCE CONTINUING ALONG THE EAST BOUNDARY OF THE WALKER ADDITION DIVISION No. 2 SOUTH 15°43'43" WEST FOR 161.34 FEET TO A 5/8" REBAR ON THE NORTH RIGHT-OF-WAY OF THE REXBURG CANAL;

THENCE ALONG SAID NORTH RIGHT-OF-WAY NORTH 81°08'28" EAST FOR 27.85 FEET TO A 5/8" REBAR;

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY SOUTH 87°17'10" EAST FOR 200.97 FEET TO A 5/8" REBAR;

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY NORTH 89°08'48" EAST FOR 388.96 FEET TO A 5/8" REBAR;

THENCE CONTINUING ALONG SAID RIGHT-OF-WAY SOUTH 77°41'56" EAST FOR 198.85 FEET TO THE TRUE POINT OF BEGINNING.

THE WALKER ADDITION, DIVISION No. 3 CONTAINS 8.99 ACRES

CITY OF REXBURG APPROVAL

THIS IS TO CERTIFY THAT THE PLAT DEPICTED HEREON HAS BEEN APPROVED THIS 18th DAY OF July, 2007, BY THE CITY COUNCIL OF REXBURG, MADISON COUNTY, IDAHO.

MAYOR

CITY CLERK

PLANNING AND ZONING

CITY ENGINEER

MADISON COUNTY TREASURER

APPROVED THIS 18th DAY OF November, 2007 BY THE MADISON COUNTY TREASURER PER IDAHO CODE 50-1308. I DO HEREBY CERTIFY THAT ALL COUNTY PROPERTY TAXES DUE FOR THIS PROJECT ARE CURRENT.

COUNTY TREASURER

VERIFIER

I, DARR MOON, A REGISTERED PROFESSIONAL ENGINEER AND LAND SURVEYOR, IDAHO LICENSE NO. 7920, DO HEREBY ATTEST THAT THE PLAT DEPICTED HEREON WAS SURVEYED BY ME OR UNDER MY DIRECT SUPERVISION AND IS A TRUE AND CORRECT REPRESENTATION THEREOF.

LS NUMBER

ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF MADISON

SS:

BE IT REMEMBERED: THAT ON THIS 12th DAY OF October, 2007, BEFORE ME A NOTARY PUBLIC, IN AND FOR SAID STATE, PERSONALLY APPEARED JOHNNY B. WATSON AND CRYSTAL WATSON, KNOWN OR IDENTIFIED TO ME TO BE THE OWNERS OF A PORTION OF THE REAL PROPERTY DESCRIBED HEREIN AND SUBSCRIBED SAID NAME TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME.

MY COMMISSION EXPIRES: 12/21/2012.

Paula R. Wuest
NOTARY PUBLIC
RESIDING IN
IDAHO



ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF MADISON

SS:

BE IT REMEMBERED: THAT ON THIS 24th DAY OF October, 2007, BEFORE ME A NOTARY PUBLIC, IN AND FOR SAID STATE, PERSONALLY APPEARED BRADLEY P. GARDNER, GENERAL PARTNER OF VISION PROPERTIES, LP, KNOWN OR IDENTIFIED TO ME TO BE THE OWNER OF A PORTION OF THE REAL PROPERTY DESCRIBED HEREIN AND SUBSCRIBED SAID NAME TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME.

MY COMMISSION EXPIRES: 2/3/2009

Clay Dole
NOTARY PUBLIC
RESIDING IN
IDAHO

ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF MADISON

SS:

BE IT REMEMBERED: THAT ON THIS 24th DAY OF October, 2007, BEFORE ME A NOTARY PUBLIC, IN AND FOR SAID STATE, PERSONALLY APPEARED BRADLEY P. GARDNER, GENERAL PARTNER OF VISION PROPERTIES, LP, KNOWN OR IDENTIFIED TO ME TO BE THE OWNER OF A PORTION OF THE REAL PROPERTY DESCRIBED HEREIN AND SUBSCRIBED SAID NAME TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT SHE EXECUTED THE SAME.

MY COMMISSION EXPIRES: 11-11-2008

Erica Merrill
NOTARY PUBLIC
RESIDING IN
IDAHO

Instrument # 344317
Recorded for: CRISTAL WATSON
Recorded by: CRISTAL WATSON
Recorded on: 11-11-07
Recorded at: 01:00:00
No. of Pages: 7
Fee: 11.00

SURVEYOR'S CERTIFICATION

I, DARR MOON, A REGISTERED PROFESSIONAL ENGINEER AND LAND SURVEYOR, IDAHO LICENSE NO. 7920, DO HEREBY ATTEST THAT THE PLAT DEPICTED HEREON WAS SURVEYED BY ME OR UNDER MY DIRECT SUPERVISION AND IS A TRUE AND CORRECT REPRESENTATION THEREOF.



OWNER'S DEDICATION
STATE OF IDAHO

COUNTY OF MADISON

KNOW ALL MEN BY THESE PRESENTS THAT THE OWNERS OF THE REAL PROPERTY AS SHOWN ON THIS PLAT, JOHNNY B. WATSON AND CRYSTAL WATSON, HUSBAND AND WIFE, VISION PROPERTIES, LP, REPRESENTED BY BRADLEY P. GARDNER, A GENERAL PARTNER THEREOF, AND FIRST AMERICAN TITLE HOLDING COMPANY, REPRESENTED BY MARILYN FIFE, VICE PRESIDENT THEREOF, AGREE TO THE DESIGNATION OF THE REAL PROPERTY AS WALKER ADDITION DIVISION No. 3 AND HAVE CAUSED IT TO BE DIVIDED INTO LOTS, BLOCKS AND STREETS. FURTHER THAT SAID OWNERS GRANT, GIVE AND DEDICATE TO THE PUBLIC SUCH PORTIONS OF LAND AS SHOWN ON SAID PLAT, AS SET APART FOR STREETS, EASEMENTS, AND ANY OTHER DESIGNATED PUBLIC LAND FOR USE OF THE PUBLIC FOREVER (PER IDAHO CODE 50-1313) IN ADDITION TO THOSE NOW ON RECORD OR LEGALLY ESTABLISHED.

WE THE UNDERSIGNED ALSO CERTIFY THAT THE LOTS WITHIN THIS SUBDIVISION WILL BE SERVED BY THE CITY OF REXBURG MUNICIPAL WATER AND SEWER SYSTEMS AND SAID CITY HAS AGREED IN WRITING TO SERVE SAID LOTS.

JOHNNY B. WATSON

CRYSTAL WATSON

BRADLEY P. GARDNER, GENERAL PARTNER, VISION PROPERTIES, LP

MARILYN FIFE, VICE PRESIDENT, FIRST AMERICAN TITLE HOLDING COMPANY

PROTECTIVE COVENANTS

PROTECTIVE COVENANTS GOVERNING THIS SUBDIVISION ARE IN EFFECT AND ARE RECORDED AS INSTRUMENT No. _____ (DATE) _____.

IRRIGATION WATER RIGHTS

THE OWNERS WILL RETAIN IRRIGATION WATER RIGHTS. LOTS WITHIN THIS SUBDIVISION WILL NOT RECEIVE AN IRRIGATION WATER RIGHT.

WATER SYSTEM

PER IDAHO CODE 50-1334, THIS SUBDIVISION WILL BE SERVED BY THE CITY OF REXBURG MUNICIPAL WATER SUPPLY DISTRIBUTION SYSTEM.

RECORDER'S CERTIFICATE

I, HEREBY CERTIFY THAT THE FOREGOING PLAT OF WALKER ADDITION, DIVISION No. 3 WAS FILED IN THE OFFICE OF THE RECORDER OF MADISON COUNTY, IDAHO ON THIS 18th DAY OF November, 2007 AT 4:00 PM AND RECORDED AS INSTRUMENT NO. 344317.

COUNTY RECORDER

Clay Dole
CLAY DOLE
GROUP LLC

ENGINEERING • PLANNING • MANAGEMENT
310 N. 2nd EAST, REXBURG, IDAHO 83440
(208) 656-8800

FINAL PLAT

WALKER ADDITION, DIVISION No. 3 ~
AN ADDITION TO THE
CITY OF REXBURG
A SUBDIVISION OF A PORTION OF THE LANDS OF
WATSON, FIRST AMERICAN TITLE HOLDING Co.

VISION PROPERTIES, LP
OF RECORD

INST. No. 324319, M.C.R.

INST. No. 332689, M.C.R.

INST. No. 337061, M.C.R.

DRAWN BY: C.J.M.

CHECKED BY: D.E.M.

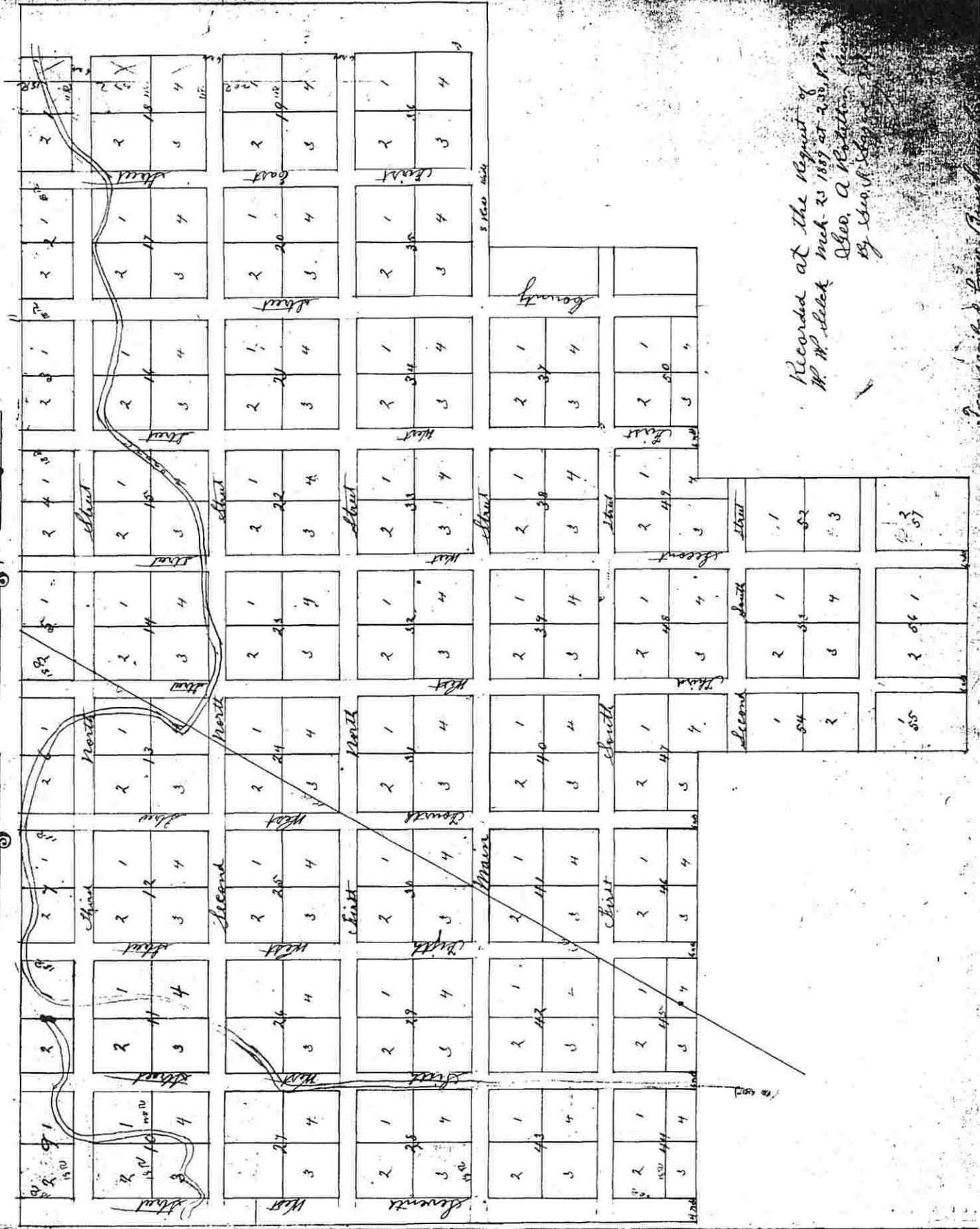
DRAWING: 08137-PP-DWG

DATE: 20-JUNE-07

JOB NO: 08137

08401-20-4

Map of REXBURG Townsite. Bingham County, Idaho.



Recorded at the Request of
W. H. Slack
Sub. 25 1889 at 2.30 P.M.
Geo. A. Ketchum
By Geo. A. Ketchum

Attachment 5D
Supplement to Attachment 5: Financial Analysis Related to the 2020 Deannexation

Rexburg Urban Renewal Agency

Parcels to be De-annexed from North Highway District and Included in the new North Central District

Name	OWNER1	ASR_ACRE	TOT_VALUE	Base	Increment
RPR000W201CNAL	CITY OF REXBURG	2.417	\$ -	\$ -	\$ -
RPR000W2020022	DM HANSEN ENTERPRISES LLC	1.018	\$ 93,120	\$ 82,108	\$ 11,012
RPR000W3010070	MMM IMAGING FACILITIES LLC	0.980	\$ 89,650	\$ 876	\$ 88,774
RPR000W3010080	MMM IMAGING FACILITIES LLC	0.902	\$ 82,510	\$ 876	\$ 81,634
RPR000W3010120	WALKER ADD DIV #3	0.822	\$ 76,980	\$ 876	\$ 76,104
RPR000W3010130	WALKER ADD DIV #3	0.846	\$ 79,230	\$ 876	\$ 78,354
RPR000W3010141	WALKER ADD DIV #3	0.809	\$ 75,770	\$ 876	\$ 74,894
RPR4GVR0000010	GROVER DEAN R FAMILY BYPASS TRUST	10.600	\$ 7,155	\$ 2,805	\$ 4,350
RPR4GVR0000030	DORION DEVELOPMENT INC	20.920	\$ 14,121	\$ 2,805	\$ 11,316
RPR6N40E204800	CITY OF REXBURG	8.987	\$ -	\$ -	\$ -
RPR6N40E204814	CITY OF REXBURG	0.162	\$ -	\$ -	\$ -
RPR6N40E205111	MADISON SCHOOL DISTRICT	1.797	\$ -	\$ -	\$ -
RPRNECH000001A	CITY OF REXBURG	0.033	\$ -	\$ -	\$ -
RPRNECH0000040	CHURCH OF JESUS CHRIST	6.221	\$ 454,790	\$ 10,508	\$ 444,282
RPRRXB10180132	GLOBAL SIGNAL ACQUISITIONS	0.707	\$ 41,640	\$ 20,959	\$ 20,681
RPRXBCA0176392	DORION DEVELOPMENT INC	2.520	\$ 1,701	\$ 1,074	\$ 627
RPRXBCA0176410	SALVESEN DAVID	0.900	\$ 237,202	\$ 175,287	\$ 61,915
RPRXBCA0178470	STATE HIGHWAY DEPT	0.400	\$ -	\$ -	\$ -
RPRXBCA0189390	CITY OF REXBURG	0.007	\$ -	\$ -	\$ -
RPRXBCA0189391	GREAT SCOTTS LLC	1.169	\$ 447,960	\$ 122,596	\$ 325,364
RPRXBCA0189392	GREAT SCOTTS LLC	0.019	\$ 1,000	\$ -	\$ 1,000
RPRXBCA0189395	GOLD JEFF	0.351	\$ 266,320	\$ 9,486	\$ 256,834
RPRXBCA0190004	ROBISON RENTALS LIMITED PARTNERSHIP	0.970	\$ 574,170	\$ 125,877	\$ 448,293
RPRXBCA0190006	BASIC AMERICAN INC	1.623	\$ 48,690	\$ 5,040	\$ 43,650
RPRXBCA019RD01	CITY OF REXBURG	1.626	\$ -	\$ -	\$ -
RPRXBCA0203293	CITY OF REXBURG	0.556	\$ -	\$ -	\$ -
RPRXBCA0203370	LORENE PROPERTY LLC	3.447	\$ 344,700	\$ 240,000	\$ 104,700
RPRXBCA0205115	MEDICAL SERVICE ASSOCIATES LLC	0.577	\$ 75,010	\$ -	\$ 75,010
TOTALS		71.386	\$ 3,011,719	\$ 802,925	\$ 2,208,794
		Estimated Taxes Lost		0.011	\$ 24,296.73
		Estimated 2020 Taxes			\$ 865,000.00
		Estimated Remaining Tax Revenue			\$ 840,703.27
		Percent Reduction			2.81%
		Bond Payment			\$ 461,000.00

Exhibit 2

NOTICE PUBLISHED IN THE
Standard Journal on May 15 and 29, 2020

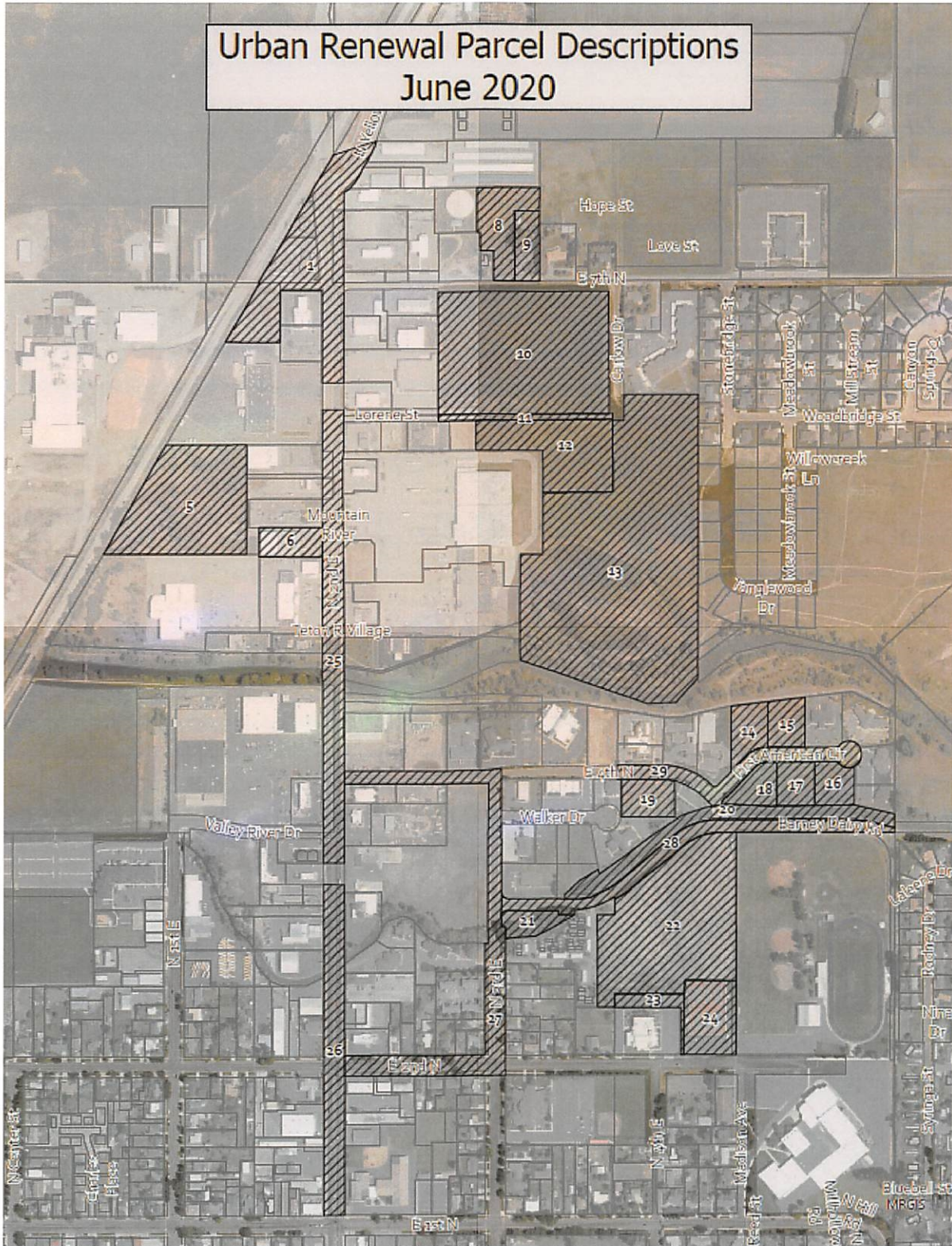
**NOTICE OF REGULAR MEETING AND PUBLIC HEARING BY THE
CITY COUNCIL OF THE CITY OF REXBURG, IDAHO TO CONSIDER THE
FIRST AMENDMENT TO THE SECOND AMENDED AND RESTATED URBAN
RENEWAL PLAN, NORTH HIGHWAY URBAN RENEWAL PROJECT, INCLUDING
SOUTH ADDITION OF THE REXBURG URBAN RENEWAL AGENCY,
ALSO KNOWN AS THE REXBURG REDEVELOPMENT AGENCY**

NOTICE IS HEREBY GIVEN that on **Wednesday June 17, 2020, at 3:30 p.m.** in the City Council Chambers, at the Rexburg City Hall, 35 N. 1st East, Rexburg, Idaho, the City Council of the City of Rexburg ("City") will hold, during its regular meeting, a public hearing to consider for adoption the proposed First Amendment to the Second Amended and Restated Urban Renewal Plan, North Highway Urban Renewal Project, Including South Addition ("First Amendment"), concerning the existing Second Amended and Restated Urban Renewal Plan, North Highway Urban Renewal Project, Including South Addition Project Area ("Second Amended North Highway District Project Area") of the Rexburg Urban Renewal Agency, also known as the Rexburg Redevelopment Agency ("Agency"). The general scope and objective of the First Amendment is the deannexation of certain parcels from the boundaries of the existing Second Amended North Highway District Project Area. The proposed reduction in the boundary of the existing Second Amended North Highway District Project Area is hereinafter described. The boundary includes both urban renewal and revenue allocation areas. The First Amendment being considered for adoption contains a previously adopted revenue allocation financing provision pursuant to the Local Economic Development Act, Chapter 29, Title 50, Idaho Code, that will continue to cause property taxes resulting from any increase in equalized assessed valuation in excess of the equalized assessed valuation as shown on the base assessment roll for the original Project Area as of January 1, 1991, for the Amended Project Area as of January 1, 1998, and for the Second Amended North Highway District Project Area as of January 1, 2005, to be allocated to the Agency for urban renewal purposes. The Agency has adopted and recommended approval of the First Amendment.

The First Amendment to the Plan shall deannex the following areas from the existing Second Amended North Highway District Project Area:

An area consisting of approximately 72 acres of private property and public streets and as more particularly described in the First Amendment and depicted by outlined areas in the Map below:

Urban Renewal Parcel Descriptions June 2020



Copies of the proposed First Amendment are on file for public inspection and copying at the office of the City Clerk, 35 N. 1st East, Rexburg, Idaho, 83440 between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, exclusive of holidays. The proposed First Amendment can also be accessed online at <https://www.rexburg.org/clerk/page/public-hearings>. For additional assistance in obtaining a copy of the First Amendment in the event of business office interruptions, contact the office of the City Clerk at 208-359-3020 ext. 2101.

At the hearing date, time, and place noted above (June 17, 2020, at 3:30 p.m.), all persons interested in the above matters may appear and be heard. Because social distancing orders may be in effect at the time of the hearing, written testimony is encouraged. Written testimony must be submitted at least five working days prior to the hearing. Oral testimony may be limited to virtual (internet) or telephonic means and may be limited to three minutes per person.

Information on accessing the meeting remotely and participating in the virtual meeting can be found at <https://global.gotomeeting.com/join/345102829>. Access Code: 345-102-829. You can also dial in using your phone: 1(872) 240-3311. Additional information regarding providing testimony in compliance with any social distancing orders in effect may be obtained by calling 208-359-3020 ext. 2101 or by email at clerk@rexburg.org

The City of Rexburg is accessible to persons with disabilities. All information presented in the hearing shall also be available upon advance request in a form usable by persons with hearing or visual impairments, individuals with other disabilities may receive assistance by contacting the City 24 hours prior to the hearing.

DATED: May 8, 2020.

Deborah Lovejoy, City Clerk

Publication date: May 15, 29, 2020.

Exhibit 3

A RESOLUTION OF THE PLANNING AND ZONING COMMISSION FOR THE
CITY OF REXBURG, IDAHO, VALIDATING CONFORMITY OF THE FIRST
AMENDMENT TO THE SECOND AMENDED AND RESTATED URBAN
RENEWAL PLAN NORTH HIGHWAY URBAN RENEWAL PROJECT, INCLUDING
SOUTH ADDITION, WITH THE CITY OF REXBURG'S COMPREHENSIVE PLAN

City of Rexburg Planning & Zoning Resolution No. 2020-01

A RESOLUTION OF THE PLANNING AND ZONING COMMISSION FOR THE CITY OF REXBURG, IDAHO, VALIDATING CONFORMITY OF THE FIRST AMENDMENT TO THE SECOND AMENDED AND RESTATED URBAN RENEWAL PLAN NORTH HIGHWAY URBAN RENEWAL PROJECT, INCLUDING SOUTH ADDITION, WITH THE CITY OF REXBURG'S COMPREHENSIVE PLAN

WHEREAS, the Urban Renewal Agency for the City of Rexburg, Idaho, also known as the Rexburg Redevelopment Agency (hereinafter "Agency"), has submitted the proposed First Amendment to the Second Amended and Restated Urban Renewal Plan North Highway Urban Renewal Project, Including South Addition" (the "First Amendment") to the City of Rexburg, Idaho (the "City");

WHEREAS, the Rexburg City Council, through the Mayor, referred the First Amendment to the City Planning and Zoning Commission for review and recommendations concerning the conformity of said First Amendment with the City's Comprehensive Plan, as amended; and

WHEREAS, on May 7, 2020 and June 4, 2020, the City Planning and Zoning Commission met to consider the whether the First Amendment conforms with the Comprehensive Plan as required by Idaho Code § 50-2008(b); and

WHEREAS, the City Planning and Zoning Commission has reviewed said First Amendment in view of the Comprehensive Plan; and

WHEREAS, the City Planning and Zoning Commission has determined that the First Amendment is in all respects in conformity with the Comprehensive Plan.

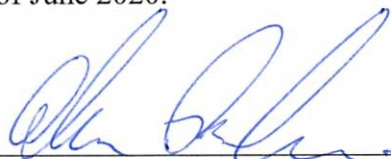
NOW, THEREFORE, BE IT RESOLVED BY THE PLANNING AND ZONING COMMISSION OF THE CITY OF REXBURG, IDAHO:

Section 1. That the First Amendment, submitted by the Agency and referred to this Commission by the Mayor and City Council for review, is in all respects in conformity with the City's Comprehensive Plan.

Section 2. That the Director of the Planning and Zoning Division by and hereby is authorized and directed to provide the Mayor and Rexburg City Council with a signed copy of this Resolution relating to said First Amendment.

Section 3. That this Resolution shall be in full force and effect immediately upon its adoption and approval.

PASSED by the Planning and Zoning Commission of the City of Rexburg, Idaho, this 4th day of June 2020.



Director, Planning and Zoning Division
4822-3126-1628, v. 1



Chairman, Planning and Zoning Commission

Exhibit 4

SUMMARY OF ORDINANCE NO. 1230

Exhibit 4

SUMMARY OF ORDINANCE NO. 1230

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REXBURG, IDAHO, APPROVING THE FIRST AMENDMENT TO THE SECOND AMENDED AND RESTATED URBAN RENEWAL PLAN NORTH HIGHWAY URBAN RENEWAL PROJECT, INCLUDING SOUTH ADDITION, WHICH FIRST AMENDMENT SEEKS TO DEANNEX CERTAIN PARCELS FROM THE EXISTING SECOND AMENDED AND RESTATED URBAN RENEWAL PLAN NORTH HIGHWAY URBAN RENEWAL PROJECT, INCLUDING SOUTH ADDITION PROJECT AREA; WHICH FIRST AMENDMENT AMENDS A PLAN THAT INCLUDES REVENUE ALLOCATION FINANCING PROVISIONS; AUTHORIZING THE CITY CLERK TO TRANSMIT A COPY OF THIS ORDINANCE AND OTHER REQUIRED INFORMATION TO THE COUNTY AND STATE OFFICIALS AND THE, AFFECTED TAXING ENTITIES; PROVIDING SEVERABILITY; APPROVING THE SUMMARY OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1: The First Amendment attached hereto as Exhibit 1 and made a part hereof, is hereby approved. As directed by the City Council, the City Clerk may make certain technical corrections or revisions in keeping with the information and testimony presented at the June 17, 2020, hearing, including, but not limited to, changes to the maps and legal descriptions contained in the First Amendment, and incorporate changes or modifications, if any.

SECTION 2: No direct or collateral action challenging the First Amendment shall be brought prior to the effective date of this Ordinance or after the elapse of thirty (30) days from and after the effective date of this Ordinance adopting the First Amendment.

SECTION 3: Upon the effective date of this Ordinance, the City Clerk is authorized and directed to transmit to the Madison County Auditor and Assessor, and the Madison County Board of County Commissioners and to the appropriate officials of the City of Rexburg, Madison County Ambulance, Madison County Mosquito Abatement, Madison County Road and Bridge, Madison Library District, Madison School #321, Rexburg Cemetery, Madison County Fire, and the State Tax Commission a copy of this Ordinance, a copy of the legal description of the boundary of the deannexed area, and a map indicating the boundaries of the parcels to be deannexed from the Existing Project Area.

SECTION 4: This Ordinance shall be in full force and effect immediately upon its passage, approval, and publication, and shall be retroactive to January 1, 2020, to the extent permitted by the Law and the Act, with the remaining Existing Project Area maintaining its base assessment roll as of January 1, 1991 for the original North Highway Plan Project Area, January 1, 1998, for the Amended and Restated North Highway Plan Project Area, and January 1, 2005, for the Second Amended and Restated North Highway Plan Project Area.

SECTION 5: The provisions of this Ordinance are severable, and if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid for any reason, such declaration shall not affect the validity of remaining portions of this Ordinance.

SECTION 6: At least one-half, plus one of the City Council members finding good cause, the City Council hereby dispenses with the rule that this Ordinance be read on three different days; two readings of which shall be in full, and have hereby adopted this Ordinance, having considered it at one reading;

SECTION 7: The Summary of this Ordinance, a copy of which is attached hereto as Exhibit 4, is hereby approved.

SECTION 8: All ordinances, resolutions, orders or parts thereof in conflict herewith are hereby repealed, rescinded and annulled.

SECTION 9: SAVINGS CLAUSE: This Ordinance does not affect an action or proceeding commenced or right accrued before this Ordinance takes effect.

PASSED by the City Council of the city of Rexburg, Idaho, on this 17th day of June 2020.

APPROVED by the Mayor of the city of Rexburg, Idaho, on this 17th day of June 2020.

EXHIBITS TO THE ORDINANCE

- | | |
|-----------|--|
| Exhibit 1 | First Amendment to the Second Amended and Restated Urban Renewal Plan North Highway Urban Renewal Project, Including South Addition |
| Exhibit 2 | Notice Published in the <i>Standard Journal</i> on May 15 and 29, 2020 |
| Exhibit 3 | A Resolution of the Planning and Zoning Commission for the City of Rexburg, Idaho, Validating Conformity of the First Amendment to the Second Amended and Restated Urban Renewal Plan North Highway Urban Renewal Project, Including South Addition, with the City of Rexburg's Comprehensive Plan |
| Exhibit 4 | Ordinance Summary |

SUMMARY OF FIRST AMENDMENT

The First Amendment to the Second Amended and Restated Urban Renewal Plan North Highway Urban Renewal Project, Including South Addition ("First Amendment") was prepared by the Agency pursuant to the Idaho Urban Renewal Law of 1965, Chapter 20, Title 50, Idaho Code, as amended (the "Law"), the Local Economic Development Act, Chapter 29, Title 50, Idaho Code, as amended (the "Act"), and all applicable laws and ordinances and was approved by the Urban Renewal Agency of the City of Rexburg, Idaho, also known as the Rexburg Redevelopment Agency (the "Agency"). The First Amendment seeks to deannex certain parcels from the Second Amended and Restated Urban Renewal Plan North Highway Urban Renewal Project, Including South Addition ("Second Amended and Restated North Highway Plan") project area (the "Existing Project Area"). The First Amendment being considered for adoption contains a previously adopted revenue allocation financing provision pursuant to the Act that will continue to cause property taxes resulting from any increases in equalized assessed valuation in excess of the equalized assessed valuation on the parcels remaining in the Existing Project Area as shown on the original base assessment roll as of January 1, 1991, for the original North Highway Plan Project Area, January 1, 1998, for the Amended and Restated North Highway Plan Project Area, and January 1, 2005, for the Second Amended and Restated North Highway Plan Project Area, that will continue to be allocated to the Agency for urban renewal purposes.

The general scope and objective of the First Amendment is the deannexation of certain parcels from the boundaries of the Existing Project Area.

The First Amendment shall deannex the following parcels from the Existing Project Area consisting of approximately 72 acres of private property and public streets and as more particularly described below.

The legal description of the area to be deannexed is as follows:

Parcel Description 1.

Commencing at the Southeast corner of Section 18, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, and running thence S59°04'31"W a distance of 58.15 feet more or less to the Northeast corner of Lot 1 of the North

2nd East Church Subdivision Plat I, recorded July 9, 2001 as Instrument No. 290157, thence S00°13'42"E a distance of 7.25 feet to the point of beginning, and running thence N89°51'53"W a distance of 200.14 feet more or less to the intersection of the West line of said Lot 1 of said Subdivision, thence S00°08'07"W a distance of 241.72 feet, thence N89°51'53"W 257.53 feet to the Northwest corner of Lot 3 of said Subdivision and the intersection of the railroad right of way, thence N30°11'25"E along the railroad right of way a distance of 1015.82 feet more or less to the intersection of the East line of said section, thence N71°48'41"E a distance of 215.18 feet, thence S17°06'24"W a distance of 31.35 feet, thence S21°49'48"W a distance of 27.56 feet, thence along a curve to the right with an arc length of 84.22 feet, a radius of 548.26 feet and a chord bearing S30°06'10"W, thence S24°11'09"W a distance of 22.27 feet thence along a curve to the right with an arc length of 97.51 feet, a radius of 333.99 feet and a chord bearing S34°12'28"W, thence S57°40'43"W a distance of 32.66 feet, thence S0°02'11"E a distance of 887.99 feet, thence S89°22'20"W a distance of 102.87 feet more or less to the intersection of the East line of Lot 3 of said Subdivision, thence N00°13'42"W a distance of 431 feet more or less to the point of beginning.

Parcel Description 5.

Lot 4 of the North 2nd East Church Subdivision Plat I, City of Rexburg, Madison County, Idaho as shown on the plat recorded July 9, 2001, as Instrument No. 290157

Parcel Description 6.

Commencing at a point 50 feet West and 1145 feet South of the NE corner of Section 19, Township 6 North, Range 40 E.B.M., Madison County, Idaho, and Running Thence West 300 feet; thence South 140 feet; thence East 300 feet; thence North 140 feet to the point of beginning.

Parcel Description 8.

A parcel of land located in the Southwest Quarter of the Southwest Quarter of Section 17, Township 6 North, Range 40 East of the Boise Meridian, Madison County, Idaho more particularly described as follows:

Beginning at a point that is North 89°31'34" East 756.99 feet along the South section line of Section 17 from the Southwest corner of said Section 17; and running thence and continuing along the south section line of said section North 89°31'34" East 101.80 feet; thence North 00°00'09" West 330.97 feet; thence North 89°59'51" East 120.98 feet; thence North 00°28'26" West 109.83 feet along a fence line; thence South 89°30'57" West 302.50 feet along a fence line; thence South 00°28'26" East 209.73 feet along a fence line; thence North 89°31'34" East 15.00 feet; thence South 00°28'10" East 89.00 feet; thence North 89°31'34" East 62.00 feet; thence South 00°28'26" East 141.00 feet to the south line of said Section 17 to the point of beginning.

Parcel Description 9.

Beginning at a point which is N 89°31'43" East 976.80 feet along the section line from the southwest corner of Section 17; Township 6 N., Range 40 E.B.M., Madison County, Idaho, and running thence North 330 feet; thence West 118 feet; thence South 330 feet; thence East 118 feet to the point of beginning.

Parcel Description 10.

Lot 1 of the Grover Subdivision, City of Rexburg, Madison County, Idaho as shown on the plat recorded April 13, 2015, as Instrument No. 394710.

Parcel Description 11.

Beginning at a point that is S00°14'15"E along the section line 624.0 feet and N89°31'43"E 321.57 feet from the NW corner of Section 20, Township 6 North, Range 40 E.B.M, Madison County, Idaho; running thence N89°31'43"E 998.43 feet ; thence S00°14'15"E 30.0 feet; thence S89°31'43"W 998.31 feet; thence N00°28'17"W 30 feet to the Point of Beginning.

Less the west 176.24 feet of the above described property.

Parcel Description 12.

Beginning at a point that is S. 00°14'15" E. along the Section line 794.00 feet and N. 89°31'43" E. 675.00 feet from the NW corner of Section 20, Township 6 North, Range 40 E.B.M., Madison County, Idaho; running thence N. 89°31'43" E. 315.00 feet; thence S. 00°14'15" E. 200.00 feet; thence N. 89°31'43" E. 330.00 feet; thence N. 00°14'15" W. 340.00 feet; thence S. 89°31'43" W. 645.00 feet; thence S. 00°14'15" E. 140.00 feet to the Point of Beginning.

Parcel Description 13.

Lot 3 of Grover Subdivision, Madison County, Idaho, as shown on the Plat recorded April 13, 2015 as Instrument No. 394710.

Parcel Description 14.

Lot 7, Block 1, Walker Addition Division No. 3, City of Rexburg, Madison County, Idaho, as shown on the Plat recorded November 1, 2007, as Instrument No. 341317.

Parcel Description 15.

Lot 8, Block 1, Walker Addition Division No. 3, City of Rexburg, Madison County, Idaho, as shown on the Plat recorded November 1, 2007, as Instrument No. 341317.

Parcel Description 16.

Lot 12, Block 1, Walker Addition Division No. 3, City of Rexburg, Madison County, Idaho, as shown on the Plat recorded November 1, 2007, as Instrument No. 341317.

Parcel Description 17.

Lot 13, Block 1, Walker Addition No. 3 to the City of Rexburg, Madison County, Idaho, as shown on the Plat recorded November 1, 2007 as Inst. No. 341317.

Parcel Description 18.

Lot 14 Block 1 Walker Addition No. 3 to the City of Rexburg, Madison County, Idaho as shown on the Plat recorded November 1, 2007 as Inst. No. 341317.

Parcel Description 19.

Commencing at the Northwest corner of Lot 2 Block 2, Walker Addition Division No. 2 being in Section 20, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho and running thence N89°47'47"E a distance of 129.99 feet to the point of beginning, thence continuing N89°47'47"E a distance of 186.43 feet to the Northeast corner of Lot 2 Block 2, Walker Addition Division No. 2, thence S0°12'13"E a distance of 176.00 feet to the Southeast corner of said Lot 2, thence S89°47'47"W along the said lot a distance of 186.43 feet, thence

N0°12'13"W a distance of 176.00 feet more or less to the point of beginning.
Also the Westerly 67.55 feet of Lot 3, Block 2 of the Walker Addition Division No. 2 to the City of Rexburg, Madison County, Idaho as shown on the plat recorded September 22, 2004. As Instrument No. 316040.

Parcel Description 20.

A parcel of land shown as the Rexburg Canal on the Walker Addition Division No. 2 Final Plat Recorded November 22, 2004 and recorded as Inst. No. 316040 further described as follow: Commencing at the Center Quarter corner of Section 20, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho and running N00°01'15"E a distance of 22.62 feet, thence along a curve to the right with an arc length of 49.41 feet, a radius of 542.96 feet and a chord bearing N75°54'54"W with a chord distance of 49.40 feet, thence continuing along a curve to the left with an arc length of 175.53 feet, a radius of 602.96 feet and a chord bearing N81°38'51"W with a chord distance of 174.91 feet, thence N89°55'43"W a distance of 623.32 feet, thence along a curve to the left with an arc length of 220.94 feet, a radius of 316.48 feet and a chord bearing S70°00'47"W with a chord distance of 216.48 feet, thence S50°00'47"W a distance of 334.32 feet, thence along a curve to the right with an arc length of 126.44 feet, a radius of 351.97 feet and a chord bearing S60°18'15"W with a chord distance of 125.76 feet, thence continuing along a curve to the right with an arc length of 117.71 feet, a radius of 351.97 feet and a chord bearing S80°10'33"W with a chord distance of 117.16 feet, thence S88°34'34"W a distance of 30.83 feet, thence N0°12'13"W a distance of 19.50 feet, thence N48°22'42"E a distance of 100.75 feet, thence N57°52'05"E a distance of 95.68 feet, thence S10°12'13"E a distance of 22.80 feet, thence N54°22'40"E a distance of 156.73 feet, thence N53°39'54"E a distance of 189.54 feet, thence N57°26'52"E a distance of 134.82 feet, thence N71°13'14"E a distance of 111.53 feet, thence N81°08'26"E a distance of 106.05 feet, thence S87°17'10"E a distance of 200.97 feet, thence N89°08'49"E a distance of 398.96 feet, thence S77°41'56"E a distance of 199.85, thence S0°01'15"W a distance of 63.40 feet more or less to the point of beginning.

Parcel Description 21.

A parcel of land being a portion of the SW1/4 of Section 20, Township 6 North, Range 40 East, Boise Meridian, City of Rexburg, Madison County, Idaho, more particularly described as follows:

COMMENCING at an aluminum cap "LS 8727" marking the NW corner of the SW 1/4 of said Section 20;

Thence S. 00°14'47" E., coincident with the west line of said SW1/4 of Section 20, a distance of 346.45 feet;

Thence leaving said west line, N 89°44'58" E., 758.86 feet to a found brass cap "LS 3020" at the intersection of Barney Dairy Road and N 3rd E;

Thence continuing N. 89°44'58" E., coincident with the centerline of said Barney Dairy Road, 60.00 feet;

Thence leaving said centerline of Barney Dairy Road, S. 00°15'02" E., 30.00 feet to a 1/2 inch rebar "PLS 11574" on the south right of way of said Barney Dairy Road and the **POINT OF BEGINNING**;

Thence N. 89°44'58" E., coincident with said south right of way line, 240.00 feet to a 1/2 inch rebar "PLS 11574";

Thence S. 00°15'02" E., coincident with said south right of way line, 19.50 feet to a 1/2 inch rebar "PLS 11574";

Thence N. 89°44'58" E., coincident with said south right of way line; 75.17 feet to a point on the southerly top of bank of the Rexburg Canal and the northerly line of the Brentwood Townhomes;

Thence coincident with said southerly top of bank of the Rexburg canal and the northerly line of the Brentwood Townhomes the following courses and distances:

Thence S. 53°060'09" W., 14.85 feet;

Thence S. 61°25'51" W., 79.04 feet;

Thence S. 60°10'14" W., 58.56 feet;

Thence S. 62°36'54" W., 55.04 feet;

Thence S. 85°27'56" W., 103.91 feet;

Thence S. 80°18'15" W., 41.20 feet to a 1/2 inch rebar "PLS 11574" on the east right of way line of N 3rd E;

Thence N. 00°15'02" W., coincident with said east right of way line, 39.89 feet to a 1/2 inch rebar "PLS 11574";

Thence S. 89°44'58" W., coincident with said east right of way line, 19.50 feet to a 1/2 inch rebar "PLS 11574";

Thence N. 00°15'02" W., coincident with said east right of way line, 64.50 feet to a 1/2 inch rebar "PLS 11574" marking the beginning of a curve right having a radius of 30.00 feet;

Thence 47.12 feet along the arc of said curve, through a central angle of 90°00'00", subtended by a chord bearing N. 44°44'58" E, 42.43 feet to the **POINT OF BEGINNING**.

Parcel Description 22.

Part of Section 20, and Part of Lots 1 & 4 of Block 18 of the Original Rexburg Townsite per the recorded plat thereof, situated in the SW 1/4 of Section 20, Township 6 North, Range 40 East, B.M., City of Rexburg, Madison County, Idaho described as:

Beginning at a point that is S89°59'22"E 1896.87 feet along the North line of the SW 1/4 of said Section 20, from the West 1/4 corner of said Section 20, said point being coincident with the Southerly Right-of-Way of Barney Dairy Road, and the West boundary of the Madison School District No. 321 "Sport Complex" property, and running thence S00°15'02"E along said West boundary 696.27 feet; thence N89°47'48"W 242.86 feet; thence S00°21'09"W 63.31 feet to a recovered Iron Rod with plastic cap inscribed "PLS 10781"; thence S89°44'58"W 333.50 feet to a recovered Iron Rod with plastic cap inscribed "PLS 10781", coincident with the East line of said Lot 4, Block 18; thence S00°15'02"E 65.65 feet along the East line of said Lot 4, Block 18 to the South boundary of property described in a Warranty Deed recorded as Instrument Number 259136; thence S89°45'12"W 78.24 feet along said South boundary to a recovered Iron Rod with Plastic Cap inscribed "Roland 9369", marking the Southeast corner of Brentwood Townhomes, recorded as Instrument Number 335150; thence along the Easterly boundary of said Brentwood Townhomes, the following three (3) courses; (1) N00°15'02"W 436.00 feet; (2) N89°45'05"E 78.25 feet; (3) N00°15'02"W 70.77 feet to a point on a curve on the Southerly Right-of-Way of Barney Dairy Road; thence along said Southerly Right-of-Way the following four (4) courses; (1) thence along said curve to the left 78.04 feet (Curve Data - Delta = 10°51'11", R = 411.97 feet) chord bears N55°25'54"E 77.92 feet; (2) N50°00'22"E 334.32 feet to a point of curve; (3) thence along said curve to the right 179.06 feet (Curve Data - Delta = 39°59'59", R = 256.48 feet) chord bears N70°00'22"E 175.44 feet; (4) S89°59'22"E 90.45 feet to the Point of Beginning.

Parcel Description 23.

Part of the SW 1/4 of Section 20, Township 6 North, Range 40 East, B.M., City of Rexburg, Madison County, Idaho described as:

Beginning at a point that is S89°59'22"E 1319.85 feet along the North line of the SW 1/4 of said Section 20, and S00°15'02"E 760.28 feet along the East line of Block 18 of the Original Rexburg Townsite (per the recorded plat thereof) from the West 1/4 corner of said Section 20, and running thence N89°44'58"E 333.50 feet; thence S00°21'09"W 289.67 feet to the North Right-of-Way of Second North Street; thence S89°44'58"W along said Right-of-Way, 13.45 feet; thence N00°15'02"W 224.00 feet; thence S89°44'58"W 317.00 feet to the East line of said Block 18; thence N00°15'02"W 65.65 feet along the East line of said Block 18 to the Point of Beginning.

Parcel Description 24.

Commencing at the West Quarter Corner of Section 20, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho and running thence S89°59'22"E a distance of 1319.85, thence S0°15'02"E a distance of 760.28 feet, thence N89°44'58"E a distance of 333.50 feet to the point of beginning and running thence S0°36'14"W a distance of 289.62 feet, thence N89°53'18"E a distance of 246 feet, thence N0°13'29"E a distance of 351.93 feet, thence N89°46'10"W a distance of 243.76 feet, thence S0°30'38"W a distance of 63.79 feet more or less to the point of beginning.

Parcel Description 25.

A parcel of land describing a portion of North 2nd East Street in the Rexburg Townsite further described as follow:

Commencing at the Southeast corner Section 18, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, and running thence S59°04'31"W a distance of 58.15 feet more or less to the Northeast corner of Lot 1 of the North 2nd Church Subdivision Plat I, recorded July 9, 2001, as Instrument No. 290157, running thence South a distance of 591 feet to the point of beginning, thence South a distance of 2097.83 feet, thence East a distance of 99 feet more or less to the intersection of the West line of Block 2 of the Rexburg Town site, thence North a distance of 2097.83 feet more or less to the North boundary line of Lorene Street right of way and the intersection of North 2nd East Street, thence West 99 feet more or less to the point of beginning.

Parcel Description 26.

A parcel of land describing a portion of North 2nd East Street in the Rexburg Town site further described as follow:

Commencing at the East Quarter corner of Section 19, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, thence West 49.50 feet more or less to the Northeast corner of Block 3 of the Rexburg Town site, thence South 245.33 feet said point being the point of beginning, and running thence South 1568.90 feet more or less to the Southeast corner of Block 21 of the Rexburg Townsite, thence East 99 feet more or less to the Southwest corner of Block 20 of the Rexburg Townsite, thence North 1568.90 feet, thence West 99 feet more or less to the point of beginning.

Parcel Description 27.

A parcel of land describing a portion of East 2nd North Street, North 3rd East Street, and East 4th North Street in the Rexburg Town site further described as follow:

Commencing at the Southwest corner of Block 17 of the Rexburg Townsite and running thence East 660.00 feet more or less to the Southeast corner of said Block, thence North a distance of 523.87 feet, thence S82°08'36"E a distance of 14.84 feet, thence N0°10'23"E a distance of 757.03 feet, thence S89°47'03"W a distance of 679.56 feet more or less to the intersection of North 2nd East Street and East 4th North Street, thence North 61.00 feet, thence East 672.77 feet to a curve, to the right with an arc length of 69.68 feet, a radius of 500.00 feet and a chord bearing N77°29'10"E, thence S0°30'42"E a distance of 773.85 feet thence N89°44'58"E a distance of 19.50 feet, thence S0°04'52"E a distance of 39.89 feet more or less to the more or less to the Northwest corner of the Brentwood Townhomes Final Plat recorded February 28, 2007 as Instrument No. 335150, thence continuing South a distance of 643.05 feet more or less to the Northwest corner of Block 19 of the Rexburg Townsite, thence West 762.50 feet more or less to the Northwest corner of Block 20 of the Rexburg Townsite, thence North 99.00 feet more or less to the point of beginning.

Parcel Description 28.

A parcel of land describing a portion of Barney Dairy Rd in the Rexburg Townsite further described as follows:

Commencing at the Center Quarter Corner of Section 20, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, thence S89°59'13"W a distance of 804.24 feet, thence along a curve to the left with an arc length of 86.60 feet, a radius of 562.55 feet and a chord bearing S84°23'03"W, thence S78°23'03"W a distance of 2.22 feet, thence along a curve to the left with an arc length of 95.96 feet, a radius of 270.77 feet and a chord bearing S64°39'32"W, thence S52°02'08"W a distance of 360.19 feet, thence along a curve to the right with an arc length of 241.19 feet, a radius of 474.48 feet and a chord bearing S65°43'20"W, thence S82°16'35"W a distance of 24.96 feet, thence S00°15'02"E a distance of 22.08 feet, thence S89°44'58"W a distance of 79.85 feet, thence N0°15'02"W a distance of 19.50 feet, thence S89°44'58"W a distance of 240.00 feet, thence along a curve to the left with an arc length of 47.13 feet, and a radius of 30.00 feet and a chord bearing S44°44'58"W to where it intersects with the East right of way of North 3rd East Street, thence North along said right of way 113.08 feet more or less to the intersection of the 1st Amended Plat of Walker Addition Division No. 1 recorded January 15, 1998 as Instrument No. 269965 and the right of way of said street, thence along a curve to the left following the South line of said Subdivision and the right of way of Barney Dairy Road with an arc length of 47.12 feet, a radius of 30.00 feet and a chord bearing S45°46'23"E, thence along the Barney Dairy Road right of way N89°45'23"E a distance of 265.00 feet, thence N88°34'34"E a distance of 30.83 feet, thence along a curve to the left with an arc length of 244.15 feet, a radius of 351.97 feet and a chord bearing N69°53'05"E and a chord length of 239.28, thence N50°00'47"E a distance of 334.32 feet, thence along a curve to the right with an arc length of 220.94, a radius of 316.48 feet and a chord bearing N70°00'47"E, thence S89°59'13"E a distance of 623.24 feet, thence along a curve to the right with an arc length of 175.53 feet, a radius of 602.96 feet and a chord bearing S81°38'51"E, thence along a curve to the right with an arc length of 49.41 feet, a radius of 542.98 feet and a chord bearing S75°54'54"E, thence South a distance of 22.62 feet more or less to the point of beginning.

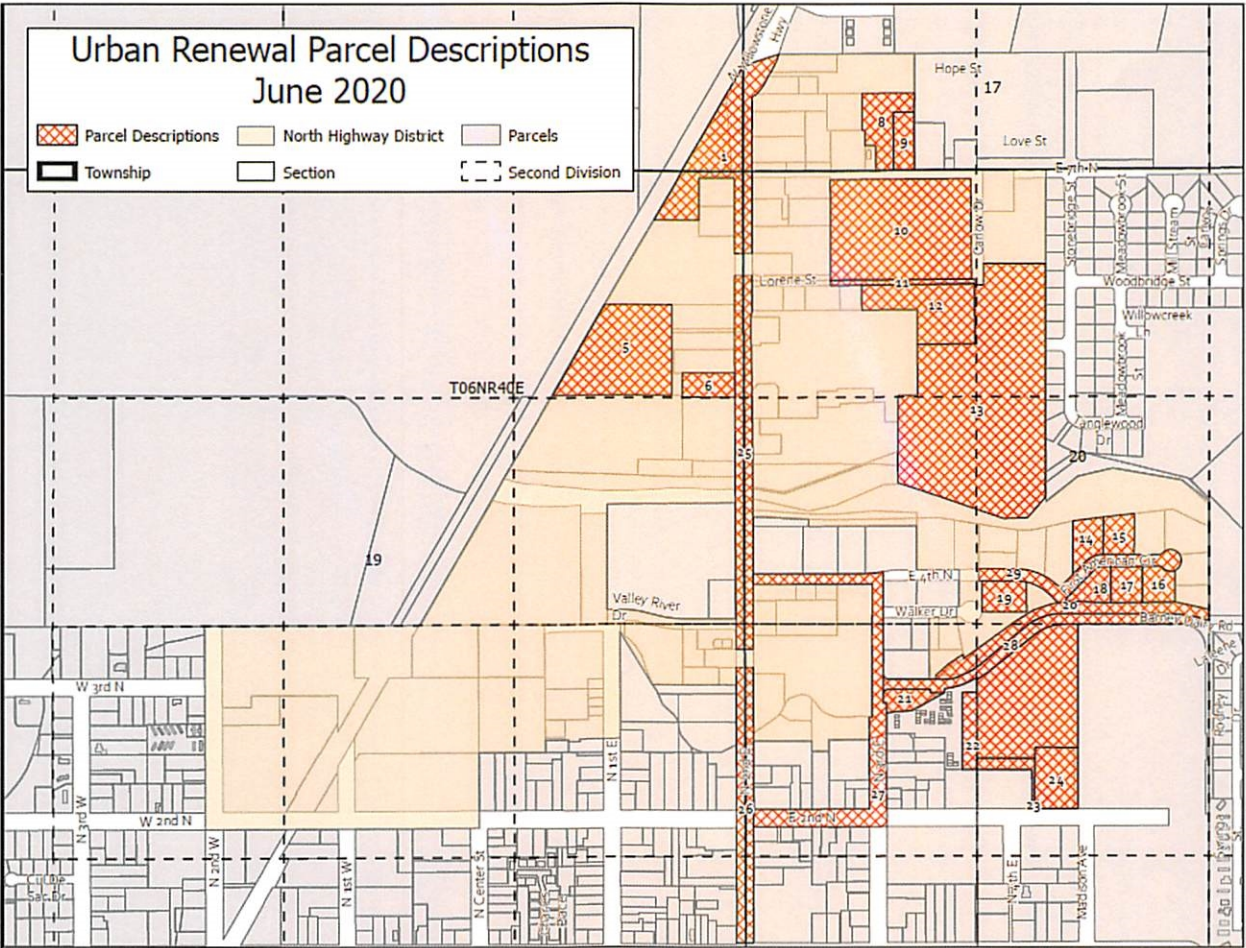
Parcel Description 29.

A parcel of land describing First American Circle and a portion of East 4th North Street in the Rexburg Townsite further described as follows:

Commencing at the Center Quarter Corner of Section 20, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, and running thence N00°01'15"E a distance of 86.02 feet to the Southeast Corner of the Walker Addition Division No. 3 Final Plat recorded November 11, 2007 as Instrument No. 341317, thence N77°41'56"W a distance of 199.85 feet, thence S89°08'49"W a distance of 398.96 feet, thence N87°17'10"W a distance of 200.97 feet, thence S81°08'26"W a distance of 27.65 feet and being the point of beginning, thence N15°43'43"E a distance of 21.08 feet, thence N44°43'45"E a distance of 226.31 feet, thence along a curve to the right with an arc length of 51.81 feet, a radius of 66.00 feet and a chord bearing N67°13'00"E 50.49 feet, thence N89°42'14"E a distance of 328.16 feet, thence along a curve to the right with an arc length of 17.04 feet, a radius of 20.00 feet and a chord bearing S65°53'25"E 16.53 feet, thence along a curve to the left with an arc length of 79.07 feet, a radius of 62.00 feet and a chord bearing S78°01'14"E 73.82 feet, thence along a curve to the left with an arc length of 106.24 feet, a radius of 62.00 feet and a chord bearing N16°21'08"E 93.71 feet, thence along a curve to the left with an arc length of 96.26 feet, a radius of 62.00 feet and a chord bearing N77°13'09"W 86.88 feet, thence along a curve to the left with an arc length of 18.84 feet, a radius of 62.00 feet and a chord bearing S49°35'48"W 18.77 feet, thence along a curve to the right with an arc length of 17.04 feet, a radius of 20.00

feet and a chord bearing S65°17'53"W 16.53 feet, thence S89°42'14"W a distance of 328.16 feet, thence along a curve to the left with an arc length of 105.18 feet, a radius of 134.00 feet and a chord bearing S67°13'00"W 102.50 feet, thence S44°43'45"W a distance of 190.79 feet, thence along a curve to the right with an arc length of 31.13 feet, a radius of 20.00 feet and a chord bearing S89°18'48"W 28.08 feet, thence along a curve to the left with an arc length of 90.57 feet, a radius of 334.00 feet and a chord bearing N53°52'16"W 90.30 feet, thence along a curve to the left with an arc length of 166.51 feet, a radius of 334.00 feet and a chord bearing N75°55'18"W 164.79 feet, thence S89°47'47"W a distance of 224.96 feet, thence S00°12'13"E a distance of 68.00 feet, thence N89°47'47"E a distance of 217.25 feet, thence along a curve to the right with an arc length of 208.60, a radius of 266.00 feet and a chord bearing S67°44'14"E 203.30 feet, thence S45°16'15"E a distance of 68.01 feet, thence N81°51'06"E a distance of 49.96 feet more or less to the point of beginning.

The deannexation of certain parcels from the Existing Project Area is also depicted by cross hatching in the map below:



ATTACHMENTS TO THE FIRST AMENDMENT

- Attachment 1A Boundary Map of the Deannexed Area
- Attachment 2A Legal Description of the Boundary of the Deannexed Area
- Attachment 5D Supplement to Attachment 5: Financial Analysis Related to the 2020 Deannexation

The full text of Ordinance 1230 is available at the offices of the City Clerk, 35 N. 1st East, Rexburg, Idaho, 83440.

This summary approved by the Rexburg City Council at its meeting of June 17, 2020.

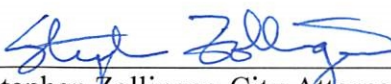

Jerry Merrill, Mayor

ATTEST:


Deborah Lovejoy, City Clerk

I, Stephen Zollinger, City Attorney for the City of Rexburg, declare that in my capacity as City Attorney of the City of Rexburg, pursuant to Idaho Code Section 50-901A(3) of the Idaho Code as amended, I hereby certify that I have reviewed a copy of the above cited Summary of Ordinance and have found the same to be true and complete and to provide adequate notice to the public of the contents, including the exhibits, of Ordinance No. 1230.

DATED this 17th day of June 2020.



Stephen Zollinger, City Attorney
City of Rexburg

4822-1392-0702, v. 2