Type of Review Requested (check all that apply)

- Annexation, Deannexation
- Appeal/Amendment
- Comprehensive Plan Map Change
- Design Review
- Ordinance Amendment
- Rezone
- Special Use Permit
- Subdivision - Preliminary Plat
- Subdivision - Final Plat
- Subdivision - Short Plat
- Time Extension
- Variance
- Other

STAFF USE ONLY:

File number(s): DAN-19-01

Project name: Nampa Paving De-Annexation

Date filed: 01/12/19 Date complete: 

Related files:

Subject Property Information

Address: 0 Lincoln Rd., Parcel Number(s): R3406200000
Subdivision: _________ Block: ______ Lot: ______ Acreage: 48.54 Zoning: R-S-1
Prior Use of the Property: Gravel Pit
Proposed Use of the Property: De-annexed to County Jurisdiction

Applicant Information:

Applicant Name: Jeff Beagley Phone: (208) 398-8164
Address: 2030 S. Washington Ave City: Emmett State: ID Zip: 83617
Email: jeff@sawtoothls.com Cell: 

Owner Name: Bandi Wood, Nampa Paving Phone: 
Address: 444 W. Karcher Rd. City: Nampa State: ID Zip: 83617
Email: 

Agent Name: (e.g., architect, engineer, developer, representative) Jeff Beagley, Sawtooth Land Surveying
Email: jeff@sawtoothls.com Cell: 

Authorization

Print applicant name: Jeff Beagley
Applicant Signature: Jeff Beagley Date: 01/14/19

621 Cleveland Boulevard • Caldwell, Idaho 83605 • Phone: (208) 455-3021 • www.cityofcaldwell.com/PlanningZoning
<table>
<thead>
<tr>
<th>Applicant (V)</th>
<th>Please provide the following REQUIRED documentation:</th>
<th>Staff (V)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Completed &amp; signed Hearing Review Master Application</td>
<td>✔</td>
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<tr>
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<td>Narrative fully describing the reasoning for the requested de-annexation</td>
<td>✔</td>
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<td></td>
<td>Recorded warranty deed for the subject property</td>
<td>✔</td>
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<td><strong>Signed Property Owner Acknowledgement (if applicable)</strong></td>
<td>✔</td>
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<td>Vicinity map, showing the location of the subject property (8 1/2” x 11”)</td>
<td>✔</td>
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<td>Site Plan</td>
<td>✔</td>
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<tr>
<td></td>
<td>The following are suggested items that may be shown on the site plan:</td>
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<td>· Property boundaries of the site</td>
<td>✔</td>
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<tr>
<td></td>
<td>· Existing buildings on the site</td>
<td>✔</td>
</tr>
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<td></td>
<td>· Parking stalls and drive aisles</td>
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<td></td>
<td>· Sidewalks or pathways (proposed and existing)</td>
<td>✔</td>
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<tr>
<td></td>
<td>· Fencing (proposed and existing)</td>
<td>✔</td>
</tr>
<tr>
<td></td>
<td>Metes and bounds legal description for the site to be annexed</td>
<td>✔</td>
</tr>
<tr>
<td></td>
<td><strong>All of the above items shall be submitted in 8 1/2 x 11 paper format AND in electronic format (preferably PDF or Word) on either a jump drive or CD. Please be aware the jump drive or CD will become part of the file and will not be returned</strong></td>
<td>✔</td>
</tr>
</tbody>
</table>

| Fee | ✔ |

**STAFF USE ONLY:**

Date Application Received: 2/12/2019

Received by: LC

Proposed Hearing Date: __________

Hearing Body: __________
February 6, 2019

Jarom Wagoner
City of Caldwell Planning and Zoning

RE: Nampa Paving property De-Annexation

On behalf of Randy Wood of Nampa Paving we are pleased to submit this Letter of De-Annexation and attached applications and supporting documents.

<table>
<thead>
<tr>
<th>Address</th>
<th>Parcel Number</th>
<th>Acreage</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 Lincoln Rd.</td>
<td>RP3406200000</td>
<td>48.5</td>
</tr>
</tbody>
</table>

The subject property is located approximately 1/4 mile north of Lincoln Rd. and east of and fronts on N. Midland Blvd. Details on the existing individual properties comprising the project is as follows:

The portion of the property requested for de-annexation is located in the northeast corner of the subject property (see the attached drawing for details).

This de-annexation is for a future property boundary line adjustment with the neighbor to the north, whose property is located in the county.

Please contact us should you have any questions or if we can be of any assistance with your processing of these applications.

Sincerely,

Project Manager.

Fred Jones,
Sawtooth Land Surveying, LLC
De-Annexation Area Description

**BASIS OF BEARING** for this description is S. 89°43'16" E., between a 5/8" rebar no cap marking the S1/16 corner of Section 16 and a 5/8" rebar no cap marking the CS1/16 corner of Section 16, both in T. 4 N, R. 2 W., B.M., Canyon County, Idaho.

A parcel of land located in the SW1/4 of Section 16, T. 4 N., R. 2 W., B.M., Canyon County, Idaho more particularly described as follows;

**COMMENCING** at a 5/8" rebar no cap marking the S1/16 corner of said Section 16;

Thence S. 89°43'16" E., coincident with the north line of the S1/2 of the SW1/4 of said Section 16, a distance of 817.32 feet to a 5/8" rebar PLS 15352 and the **POINT OF BEGINNING**;

Thence S. 57°59'08" E., 100.00 feet to a 5/8" rebar PLS 15352;

Thence N. 74°15'46" E., 171.39 feet to a 5/8: rebar on the westerly bank of Ten Mile Creek;

Thence S. 10°21'48" E., coincident with said westerly bank, 33.22 feet to a 5/8" rebar PLS 11574;

Thence S. 19°35'46" E., coincident with said westerly bank, 31.51 feet to a 5/8" rebar PLS 11574;

Thence leaving said westerly bank, N. 89°43'16" W., 266.63 feet to a 5/8" rebar PLS 11574;

Thence N. 00°16'44" E., 67.60 feet to the **POINT OF BEGINNING**.

The above described parcel contains 0.237 acres more or less.
WARRANTY DEED

For Value Received,

Caldwell 260 LLC, an Idaho limited liability company as to Parcels I, II, III, IV and V; and 2006 Investment Fund LLC, an Idaho limited liability company as to Parcel VI, the Grantor, does hereby grant, bargain sell and convey unto, Rock Contractors, Inc., an Idaho corporation, whose current address is 444 W. Karcher Rd., Nampa, ID 83687, the Grantee, the following described premises, in Canyon County, Idaho, To Wilt:

Parcel I:

Government Lot 5 in Section 16, Township 4 North, Range 2 West of the Boise Meridian, Canyon County, Idaho.

Excepting Therefrom:

A parcel of land beginning at the Northwest corner of the Southwest quarter of the Southwest quarter, Section 16, Township 4 North, Range 2 West of the Boise Meridian, Canyon County, Idaho; thence North 89°57'00" East a distance of 1085.61 feet; thence North 00°54'00" West a distance of 240.25 feet; thence North 04°19'20" West a distance of 247.56 feet; thence South 78°33'00" West a distance of 214.40 feet; thence South 77°26'20" West a distance of 141.20 feet; thence South 01°01'20" West a distance of 172.50 feet; thence North 89°26'00" West a distance of 179.40 feet; thence South 08°14'40" West a distance of 225.98 feet; thence South 89°57'00" West a distance of 500.34 feet; thence South 00°03'03" West a distance of 20.00 feet to the Point of Beginning.

Parcel II:

Government Lot 6 in Section 16, Township 4 North, Range 2 West of the Boise Meridian, Canyon County, Idaho.

Parcel III:

A strip of land 25 feet wide off of the East side of that portion of the Northeast quarter of the Northeast quarter of Section 20 lying North of the public road as now located, a strip of land 25 feet wide off of the East side of the East One-Half of the Southeast quarter of Section 17, and a strip of
land 25 feet wide off the East side of the South 20 rods of Lot 3 of said Section 17, all in Township 4 North, Range 2 West of the Boise Meridian, in Canyon County, Idaho.

Parcel IV:

The South half of the Southwest quarter of Section 16, Township 4 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

Excepting Therefrom:

A portion of the South Half of the Southwest quarter of Section 16, Township 4 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and more particularly described as follows:

Beginning at a 5/8 inch iron rod on the North line of the South Half of said Southwest quarter from which a 5/8 inch iron rod marking the Northwest corner of the South Half of said Southwest quarter bears North 89°43'12" West 1085.95 feet; thence leaving said North line South 74°17'41" West 191.00 feet to a 5/8 inch iron rod; thence North 57°59'03" West 100.00 feet to a 5/8 inch iron rod on said North line; thence along said North line South 89°43'12" East 268.67 feet to the Point of Beginning.

Parcel V:

The North Half of the Northwest quarter of Section 21, Township 4 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

Parcel VI:

A portion of the Southwest quarter of Section 16, Township 4 North, Range 2 West, Boise Meridian, Canyon County, Idaho and more particularly described as follows:

Beginning at a 5/8 inch iron rod marking the Northwest corner of the Southwest quarter of said Southwest quarter of Section 16; thence along the West line of said Section 16 North 00°22'51" East 20.00 feet; thence leaving said West line South 89°43'12" East 500.46 feet; thence North 08°34'28" East 225.96 feet; thence South 89°06'12" East 179.40 feet; thence North 01°21'08" East 172.50 feet; thence North 77°46'08" East 141.20 feet; thence North 78°52'48" East 214.40 feet; thence South 03°59'32" East 247.56 feet; thence South 00°37'13" East 4.65 feet; thence North 86°9'18" West 181.82 feet; thence along the arc of a 505.50 foot radius curve to the right 264.02 feet through a delta angle of 28°55'29" having a long chord of 261.03 feet bearing South 18°56'27" West; thence North 89°43'12" West 817.28 feet to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant
and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: 12/5/14

Caldwell 260 LLC, an Idaho limited liability company as to Parcels I, II, III, IV and V;

By: Mutual Benefit Investments, Inc., a California Corporation, It's Manager

By: ________________________________
    Mark Rodgers, President

2006 Investment Fund LLC, an Idaho limited liability company as to Parcel VI.

By: Mutual Benefit Investments, Inc., a California Corporation, It's Manager

By: ________________________________
    Mark Rodgers, President
State of California
County of ________

On 12-8-2014 before me, Alex N. Amaro, Notary Public

(insert name and title of the officer)

personally appeared Mark Rodgers

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature (Seal)

State of California
County of ________

On 12-8-2014 before me, Alex N. Amaro, Notary Public

(insert name and title of the officer)

personally appeared Mark Rodgers

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature (Seal)
BILL NO. 7
ORDINANCE NO. 2658

AN ORDINANCE DETERMINING THAT CERTAIN LAND LAYS CONTIGUOUS TO THE CITY LIMITS OF THE CITY OF CALDWELL, COUNTY OF CANYON, STATE OF IDAHO, AND THAT SAID LANDS SHOULD BE ANNEXED TO THE CITY OF CALDWELL, IDAHO, AS PART OF THE R-1 (SINGLE FAMILY RESIDENTIAL) ZONE; DECLARING SAID LANDS BY PROPER LEGAL DESCRIPTION AS DESCRIBED BELOW TO BE A PART OF THE CITY OF CALDWELL, CANYON COUNTY, IDAHO; DIRECTING THE CITY ENGINEER AND PLANNING AND ZONING DIRECTOR TO ADD SAID PROPERTY TO THE OFFICIAL MAPS OF THE CITY OF CALDWELL, IDAHO; REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS OR PARTS THEREOF IN CONFLICT HEREWITH; AND DIRECTING THE CLERK OF THE CITY OF CALDWELL TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA TO BE ANNEXED WITH CANYON COUNTY, STATE OF IDAHO AND THE IDAHO STATE TAX COMMISSION, PURSUANT TO IDAHO CODE, SECTION 63-215.

BE IT ORDAINED, BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CALDWELL, COUNTY OF CANYON, STATE OF IDAHO:

Section 1. That the Caldwell City Council, upon recommendation of the Caldwell Hearing Examiner, and following the public notice and hearing procedures set forth in Section 10-01-07, Zoning Ordinance No. 1451, approved Case No. ANN-146-07 (Lakemont Annexation) at a public hearing held December 17, 2007.

Section 2. The parcel is contiguous to the City of Caldwell, Idaho and the applicant has requested that said following described property should be annexed into the City of Caldwell as R-1 (Single Family Residential):

The North ¼ NW ¼ of Section 21, the South ¼ SW ¼ of Section 16, and Government Lots 5 and 6 and accretion land appurtenant thereto, in T.4N., R.2W., B.M., Canyon County, Idaho, more particularly described as follows:

BEGINNING at the corner common to Sections 16, 17, 20, and 21, T.4N., R.2W., B.M.; thence North 00°22'51" East, 2645.65 feet to the ¼ corner common to said Sections 16 and 17; thence continuing North 00°22'51" East, 770.36 feet to a point on the mean high water line of the left bank of the Boise River; thence along said left bank the following courses and distances: North 74°28'35" East, 372.23 feet; thence North 71°31'10" East, 138.74 feet; thence North 85°26'11" East, 128.70 feet; thence South 78°48'03" East, 142.98 feet; thence South 86°10'32" East, 189.96 feet; thence South 75°15'30" East, 658.44 feet; thence South 34°30'39" East, 100.48 feet; thence South 23°28'55" East, 217.76 feet; thence South 00°12'25" East, 88.62 feet; thence South 07°39'58" East, 264.62 feet; thence South 27°08'38" East, 106.27 feet; thence South 64°11'28" East, 265.98 feet; thence South 50°23'56" East, 86.50 feet; thence South 25°35'03" East, 351.04 feet; thence South 00°55'25" East, 48.18 feet; thence South 46°43'58" East, 285.07 feet; thence South 28°14'14" East, 137.79 feet; thence South 49°25'03" East, 90.90 feet to a point on the East line of said Government Lot 6; thence leaving said left bank South 1°08'14" West, 412.06 feet along said East line to the C-S 1/16 corner; thence continuing South 1°08'14" West, 1331.25 feet to the ¼ corner common to said Sections 16 and 21; thence South 00°27'06" West, 1309.57 feet to the C-N 1/16 corner of said Section 21; thence North 89°38'36" West, 2608.40 feet to the North 1/16 corner common to said Sections 20 and 21; thence North 00°45'25" East, 1314.19 feet to the POINT OF BEGINNING. Said parcel contains 263.30 acres, more or less.

TOGETHER WITH

A parcel of land located in the NE ¼ of Section 20, Township 4 North, Range 2 West, Boise Meridian, Canyon County, Idaho and more particularly described as follows:
BEGINNING at the NE corner of the SE ¼ NE ¼ of said Section 20; thence South 00°46'18" West 706.18 feet along the east line of said Section 20; thence leaving said east line North 89°18'42" West 302.18 feet; thence South 50°19'18" West 15.25 feet; thence South 09°58'18" West 118.49 feet to a point on the northerly right-of-way line of Five Mile Drain; thence South 80°18'45" East 336.80 feet along said northerly right-of-way line to a point on said east line of Section 20; thence leaving said northerly right-of-way line South 00°46'18" West 111.37 feet along said east line to a point of intersection of said east line and the southerly right-of-way line of said Five Mile Drain; thence leaving said east line and along the southerly right-of-way line of said Five Mile Drain the following courses: thence North 80°18'40" West 659.72 feet; thence North 80°18'44" West 143.99 feet; thence North 84°42'44" West 1213.64 feet to a point of curvature; thence along the arc of a 653.70 foot radius curve to the right 234.27 feet through a central angle of 20°32'00" having a long chord bearing North 77°03'30" West 233.02 feet to a point of tangency; thence North 64°10'44" West 219.91 feet to a point at the intersection of said southerly right-of-way line of Five Mile Drain and the easterly right-of-way line of the Idaho Northern Railroad; thence leaving said southerly right-of-way line of Five Mile Drain North 18°47'01" West 152.30 feet along said easterly right-of-way line of the Idaho Northern Railroad; thence leaving said easterly right-of-way line South 71°13'03" West 100.00 feet to a point on the westerly right-of-way line of said Idaho Northern Railroad; thence North 18°47'01" West 513.80 feet along said westerly right-of-way line; thence North 18°47'31" West 35.93 feet to the intersection of said westerly right-of-way line and the north line of aforementioned SE ¼ NE ¼ of Section 20; thence South 89°21'54" East 2760.16 feet along said north line to the POINT OF BEGINNING. Said parcel contains 48.56 acres, more or less.

The above parcels combined contain 311.86 acres, more or less.

Section 3. That the City Engineer and the Planning and Zoning Director of the City of Caldwell, Idaho, are hereby instructed to so designate the same above described property on the official zoning map and other area maps of the City of Caldwell, Idaho as R-1 (Single Family Residential).

Section 4. All ordinances, resolutions, orders or parts thereof in conflict herewith are hereby repealed, rescinded and annulled.

Section 5. This ordinance shall be in full force and in effect from and after its passage, approval and publication, according to law.

Section 6. The Clerk of the City of Caldwell, Idaho shall, within 10 days following the effective date of this ordinance, duly file a certified copy of this ordinance and a map prepared in a draftsman-like manner plainly and clearly designating the boundaries of the City of Caldwell, including the land herein annexed, with the following officials of the County of Canyon, State of Idaho, to-wit: the Recorder, Auditor, Treasurer and Assessor and shall file simultaneously a certified copy of this ordinance with the State Tax Commission of the State of Idaho, all in compliance with Idaho Code 63-215.

PASSED BY THE COUNCIL OF THE CITY OF CALDWELL, IDAHO, this 22nd day of January, 2008.

APPROVED BY THE MAYOR OF THE CITY OF CALDWELL, IDAHO, this 22nd day of January, 2008.

[Signature]
Mayor Garret L. Nancolas

[Signature]
City Clerk

[Stamp]
CITY OF CALDWELL
Annexation Ordinance No. 2658

Lakemont Annexation
Case No. ANN-146-07
SW 1/4 Section 16,
NE 1/4 Section 20,
& NW 1/4 Section 21,
T4N, R2W, BM

Legend
- Ordinance 2658
- Parcels
- Caldwell
- Canals, Ditches

0 750 1,500
1 inch equals 1,500 feet