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BUTTE COUNTY ORDINANCE NO. 3-82
CUSTER COUNTY ORDINANCE NO. 14

A JOINT ORDINANCE OF THE COUNTIES OF CUSTER AND BUTTE, IDAHO, PROVIDING THAT PARTS OF BUTTE COUNTY, IDAHO BE STRICKEN OFF FROM BUTTE COUNTY AND ANNEXED TO CUSTER COUNTY, IDAHO, AND PROVIDING THAT PARTS OF CUSTER COUNTY BE STRICKEN OFF AND ANNEXED TO BUTTE COUNTY, IDAHO: CALLING FOR ELECTION FOR OR AGAINST SAID ANNEXATIONS, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, part of the boundary line between Butte County, Idaho and Custer County, Idaho is described in the Custer County legal description as "thence down Pass Creek to Big Lost River", and in the Butte County description as "thence in a northerly direction along and upon the boundary line of Custer County to the point of intersection with the southern boundary line of Lemhi County"; and the original channel of Pass Creek was changed approximately forty (40) years ago for irrigation purposes, according to local testimony, resulting in the obliteration of the boundary between Custer and Butte Counties, and in difficulties in determining the county residence of people along said boundary; AND

WHEREAS, it would be in the best interests of Butte County and Custer County residents to particularly describe the boundary between the two counties along existing section lines, requiring that certain parts of Butte County be annexed to Custer County, and certain parts of Custer County be annexed to Butte County; AND

WHEREAS, Idaho Code 31-212 and the Idaho Constitution Article 18, Section 3 require that the proposed annexations be placed on the general election ballot to be voted upon by the qualified electors who have resided in each county ninety (90) days next preceding the general election;

NOW THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Custer County, Idaho and the Board of Commissioners of Butte County, Idaho, that the following question be placed on the ballot of the general election to be held in November, 1982, to be voted upon by all qualified electors who have resided in Custer and Butte Counties ninety (90) days before said election.

SHOULD THE BOUNDARY BETWEEN CUSTER COUNTY, IDAHO AND BUTTE COUNTY, IDAHO BE CHANGED FROM "thence down said Pass Creek to Big Lost River" to:

> Beginning at the intersection of the existing Pass Creek and the North line of Lot 1, Section 3, Township 6 North, Range 25 East, Boise Meridian; thence East on and along said North line approximately 412 feet, more or less, to the Northwest corner of Section 2, Township 6 North, Range 25 East, Boise Meridian; thence South on and along the West line of said Section 2 to the Southwest corner of said Section 2; thence East on and along the South line of said Section 2 and subsequent Sections to the Northeast corner of Section 7, Township 6 North Range 26 East, Boise Meridian; thence South on and along the East line of said Section 7 and subsequent Sections to the Southeast corner of Section 19, Township 6 North, Range 26 East, Boise Meridian;

thence West on and along the South line of said Section 19 to the Southwest corner of said Section 19 and the Range line common to Range 25 East, Boise Meridian and Range 26 East, Boise Meridian; thence South on and along said Range line to the Northeast corner of Section 36, Township 6 North, Range 25 East, Boise Meridian; thence West on and along the North line of said Section 36 and the subsequent North line of Section 35, Township 6 North, Range 25 East, Boise Meridian; to the North quarter corner of said Section 35; thence South on and along the North-South meridional centerline of said Section 35 to the South quarter corner of said Section 35; thence East on and along the South line of said Section 35 approximately 165 feet, more or less, to its intersection with Antelope Creek, and the terminus of this description, which is also the Custer-Butte County line.

thereby striking off parts of Butte County, Idaho and annexing those parts to Custer County, Idaho and striking off parts of Custer County, Idaho and annexing those parts to Butte County, Idaho?

YES X NO _____

This Ordinance shall be in full force and effect immediately upon its passage and approval by each Board of County Commissioners and publication according to law.

PASSED AND APPROVED by the Board of Butte County, Idaho Commissioners, this 12 day of July, 1982.

Those voting aye: 3
Those voting nay: 0

SIGNED BY THE CHAIRMAN of the Board of Butte County, Idaho, Commissioners, this 12 day of July, 1982.

BUTTE COUNTY, IDAHO
Board of County Commissioners

by: Kenneth L McAffee
Chairman

ATTEST:
Judith R. Bailey
Clerk

PASSED AND APPROVED by the Board of Custer County, Idaho Commissioners, this 12th day of July, 1982.

CUSTER COUNTY, IDAHO
Board of County Commissioners

by: _____
Clyde O. Rigby, Chairman

ATTEST:

Howard A. Baxter
Clerk
by Joyce D. Black