

APRIL 18, 1952

The City Council of the City of Idaho Falls, Idaho, met in Regular Session on April 18, 1952 at 8 P.M. in the Council Chambers at Idaho Falls, Idaho. There were present: E. W. Fanning, Mayor; Councilmen Foote, Rogers, Johnson and Freeman. Also present: S. R. Rostad, City Clerk; T. R. Peters, Purchasing Agent; Claude Black, City Engineer.

The minutes of the Meeting held April 8, 1952, were read and approved.

Mr. Cy Davis spoke on behalf of the Bonneville County Sportsman's Association, asking that the City furnish free light and water for the Sportsman's Cabin; the Association to pay the present bill, referred to the Finance Committee for consideration.

The following petition was presented by Mrs. K. H. Latham, to-wit:

WE THE UNDERSIGNED, PROPOSE THAT THE OPEN METAL FLUME AND IRRIGATION DITCH RUNNING EAST AND WEST BETWEEN NORTH BEL-AIRE AND SOUTH BEL-AIRE ADDITION AND BETWEEN EAST ELVA STREET AND LOVEJOY STREET IN THE CITY OF IDAHO FALLS, EITHER BE RE-ROUTED OR ABOLISHED COMPLETELY BY THE EXPENSE OF OTHER, FOR THE PROTECTION OF THE MANY CHILDREN IN THIS AREA. WE PROPOSE THIS MATTER BE DEALT WITH WITHOUT DELAY BEFORE SPRING IRRIGATION BEGINS.

The above petition referred to the Street Committee for investigation.

Mr. Verne Jensen spoke in behalf of the local Soft Ball Association, regarding lighting, seating and watering infield; also, regarding Athletic Director for the summer months. This was referred to the Parks Committee for consideration.

The following applications for restaurant permits were presented, to-wit:

The Turf Café, Ted Le Baron, 498 A Street, C. F. Patchin, Ray's In and Out, South Highway and North Highway. It was moved by Councilman Johnson and seconded by Freeman that the above permits be granted. On roll call, voting Aye, 4. Nay, None. Carried.

The following applications for renewal of Journeyman Plumbers license, were presented, to-wit: Bert A. Fairless and C. R. Austin. It was moved by Councilman Johnson and seconded by Rogers that the above renewals be granted. On roll call, voting Aye, 4. Nay, None. Carried.

The following applications for Sunday Motion Picture licenses, were presented, to-wit: Rio Theatre, Gayety Theatre and Paramount Theatre. It was moved by Councilman Rogers and seconded by Freeman that the above licenses be granted. On roll call, voting Aye, 4. Nay, None. Carried.

The following applications for Pool Hall and Bowling Alley licenses were presented, to-wit: Snowballs, 360 A Street, 10 tables, \$23.00; Paul Meier, The Den, 265 Broadway, 2 tables, \$7.00; Alaska Bar, Park Avenue, 3 tables, \$9.00; Floyd Mead, 216 First Street, 4 tables, \$11.00; and Broadway Bowl, 8 alleys, \$19.00.

It was moved by Councilman Johnson and seconded by Foote that the above applications be granted and the proper licenses issued. On roll call, voting Aye, 4. Nay, None. Carried.

It was moved by Councilman Rogers and seconded by Johnson that the application by Henry Crew Jr., and C. M. Deglar, Stockman's Bar, 1840 N. Yellowstone, for transfer of 1952 Beer license, be

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transferred from Herbert & Peggy Oswald, "91" Club, to Henry Crew Jr., and C. M. Deglar, Stockman's Bar, be granted. On roll call, voting Aye, 4. Nay, None. Carried.

The application for Beer license by Ross Corbett, Municipal Golf Links, 19th Hole, for bottled beer, TBCOP, was presented. It was moved by Councilman Freeman and seconded by Foote that the above license be granted. On roll call, voting Aye, 4. Nay, None. Carried.

It was moved by Councilman Johnson and seconded by Rogers that the application for Bartender's permit by William L. Beasley, Jacks Club, be granted and proper card issued. On roll call, voting Aye, 4. Nay, None. Carried.

The following applications for licenses to operate coin operated amusement devices were presented by the City Clerk, to-wit: J. K. Jensen, Fred & Kelly's Lounge, 242 B Street, 2 machines, fee \$750.00; B. V. Quillian, The Turf, 498 A Street, 5 machines, \$1875.00. It was moved by Councilman Rogers and seconded by Foote that the applications for slot machine licenses be granted for the balance of 1952. On roll call, voting Aye, 4. Nay, None. Carried.

The following applications for substitute licenses for coin operated amusement devices were presented by the City Clerk, to-wit: J. K. Jensen, Fred and Kelly's Lounge, 3 machines; Pete Piersanti, The Park, 419 Park Ave., 4 machines, and C. E. Hubbard, Alaska Bar, 336 Park Ave., 1 machine. It was moved by Councilman Freeman and seconded by Foote that the above substitutions be granted. On roll call, voting Aye, 4. Nay, None. Carried.

It was moved by Councilman Johnson and seconded by Rogers that the City Clerk is hereby authorized to purchase new Burroughs Bookkeeping Machine for general books, cost approximately \$1778.40. On roll call, voting Aye, 4. Nay, None. Carried.

A letter dated April 15th, from John M. Sharp, asking the Council to waive the fee of \$151.00 for building permit for the construction of the Eight Ward Church, was read by the City Clerk. It was moved by Councilman Freeman and seconded by Foote that the above fee be waived. On roll call, voting Aye, 4. Nay, None. Carried.

It was moved by Councilman Foote and seconded by Rogers that the Mayor and City Clerk are hereby authorized to sign renewal lease I & T No. 13736, parking lots. The lease to expire March 31, 1957 and annual rental \$25.00, U.P.R.R. Co. On roll call, voting Aye, 4. Nay, None. Carried.

ORDINANCE NO. 791

AN ORDINANCE AMENDING SECTION 6 OF ORDINANCE NO. 787 OF THE ORDINANCES OF THE CITY OF IDAHO FALLS, IDAHO, BY THE ADDITION AND INCLUSION THEREIN OF ITEM NO. 18; PROVIDING THAT ALL SINKS HEREINAFTER INSTALLED IN ANY RESTAURANT WITHIN SAID CITY SHALL BE OF THE THREE-COMPARTMENT TYPE.

The above Ordinance was read at length by the Clerk. It was moved by Councilman Rogers and seconded by Foote that the provisions of Section 50-2004 of the Idaho Code, requiring all Ordinances to be fully and distinctly read on three several days be dispensed with. The question being, "Shall the provisions of Section 50-2004 of the Idaho Code, requiring all Ordinances to be read on three several days be dispensed with?" Roll call resulted as follows: Ayes, 4; Nay, None. Three-

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fourths of the Council having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the Ordinance placed before the Council for final consideration, the question being, "Shall the Ordinance pass?" Roll call resulted as follows: Ayes, 4; Nay, None. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the Ordinance passed.

ORDINANCE NO. 792

AN ORDINANCE VACATING AND CLOSING A PORTION OF THAT CERTAIN EASEMENT IN BLOCK ONE (1) BLACKBURN ADDITION DIVISION NO. ONE (1), TO THE CITY OF IDAHO FALLS, IDAHO, PER THE RECORDED PLAT THEREOF, FOR THE SOLE AND EXCLUSIVE USE OF VIRGINIA C. BLACKBURN, HER HEIRS AND ASSIGNS.

The above Ordinance was read at length by the Clerk. It was moved by Councilman Johnson and seconded by Rogers that the provisions of Section 50-2004 of the Idaho Code, requiring all Ordinances to be fully and distinctly read on three several days be dispensed with. The question being, "Shall the provisions of Section 50-2004 of the Idaho Code, requiring all Ordinances to be read on three several days be dispensed with?" Roll call resulted as follows: Ayes, 4; Nay, None. Three-fourths of the Council having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the Ordinance placed before the Council for final consideration, the question being, "Shall the Ordinance pass?" Roll call resulted as follows: Ayes, 4; Nay, None. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the Ordinance passed.

ORDINANCE NO. 793

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF IDAHO FALLS, IDAHO
(S. Bel-Aire #3 and E. Bel-Aire #1)

The above ordinance was read by the City Clerk. It was moved by Councilman Johnson and seconded by Freeman that the above Ordinance be adopted and passed on its third and final reading. On roll call, voting Aye, 4. Nay, None. The majority of all members of the Council having voted in the affirmative, the Mayor declared the Ordinance passed.

It was moved by Councilman Freeman and seconded by Johnson that the East Bel-Aire Division No. 1 and South Bel-Aire Division No. 3, subject to R-1 zoning with the following exceptions, as recommended by the City Planning Board, as per their letter of April 16th, to-wit:

- (1) 15 feet setback from property line with minimum of 20 feet from sidewalk and 26 feet from established curb line in place of 30 foot front yard setback.

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- (2) Provide a minimum of 15 feet rear yard in place of present 25 foot rear yard.
- (3) Garages may be built on lot line on front 2/3 of lot, provided there is 10 feet of side yard on the opposite side of the lot.

On roll call, voting Aye, 4. Nay, None. Motion carried.

A letter dated April 14, 1952, from C. J. Taylor, was presented as follows:

The zoning of my property on the west side of the Porter Canal not having been completed, may I request that you classify the property fronting on both sides of the Airport Road to a depth of 125 feet under "HC LIMITED BUSINESS DISTRICT" and the balance of the property extending east to the Porter Canal under "C2 Commercial and Light Industrial".

I am requesting the Planning Commission to make a recommendation to you concerning this classification.

s/ C. J. Taylor

It was moved by Councilman Freeman and seconded by Johnson that the following be zoned "HC" according to the recommendations by the Planning Board, property bordering the Airport Road. Letter of 4/16/52.

Lots 1 to 12 in Block 12; Lots 1 to 12, in Block 7; Lots 1 to 13 in Block 3; Lots 4 to 12 in Block 2; Lots 1 to 12 in Block 8; Lots 1 to 12 in Block 11, in the Taylor proposed subdivision. On roll call, voting Aye, 4. Nay, None. Motion carried.

RESOLUTION

BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF IDAHO FALLS, IDAHO:

That the following described lands situate in the City of Idaho Falls, Bonneville County, Idaho, to-wit:

Lots Twenty Five (25) and Twenty Six (26), Block Fifty Three (53), Crow's Addition to the City of Idaho Falls, Idaho per the recorded plat thereof,

be forthwith zoned so that the same may be lawfully utilized for a neighborhood grocery store to the extent it is now used for the same.

PASSED BY THE CITY COUNCIL OF THE CITY OF IDAHO FALLS this 18th day of April, 1952.

APPROVED BY THE MAYOR THIS 18th day of April, 1952.

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ATTEST: s/ S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor

It was moved by Councilman Rogers and seconded by Freeman that the above resolution be adopted and passed. On roll call, voting Aye, 4. Nay, None. Carried.

It was moved by Councilman Johnson and seconded by Foote, that the City Engineer and City Clerk are hereby instructed to issue call for bids, for the construction of Well House and Laboratory for 21st Street Well. On roll call, voting Aye, 4. Nay, None. Carried.

STATE OF IDAHO)
)
COUNTY OF BONNEVILLE) SS
)
CITY OF IDAHO FALLS)

A Regular Meeting of the City Council of the City of Idaho Falls, Bonneville County, Idaho, was held on Friday, the 18th day of April, 1952 at the hour of 8 o'clock, P.M. at the City Hall being the regular meeting place of said Council, at which Meeting there were present and answering roll call, the following:

Mayor: E. W. Fanning
Councilmen: Russell A. Freeman – President of the Council
 John B. Rogers
 Vernon Johnson
 Donald R. Foote
City Clerk: S. R. Rostad
City Attorney: Arthur L. Smith
City Engineer: Claude R. Black

Thereupon, the following proceedings, among others, were duly had and taken: Councilman Rogers introduced and moved the adoption of the following resolution:

RESOLUTION # ONE

A RESOLUTION DECLARING THE INTENTION OF THE CITY COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO, TO CONSTRUCT CONCRETE PIPE OR VITRIFIED CLAY PIPE SEWERS, WITH THE NECESSARY MANHOLES, IN CERTAIN STREETS AND PARTS OF STREETS WITHIN SAID CITY; TO CREATE LOCAL IMPROVEMENT DISTRICT NO. 23 FOR SEWER FOR THE CITY OF IDAHO FALLS, IDAHO, FOR THE PURPOSE OF MAKING SAID IMPROVEMENTS; TO DEFRAY THE COST AND EXPENSES OF SAID DISTRICT AND OF SAID IMPROVEMENTS BY SPECIAL ASSESSMENTS TO BE LEVIED AND ASSESSED UPON THE PROPERTY BENEFITED BY SUCH IMPROVEMENTS; DECLARING SAID IMPROVEMENTS TO BE ORIGINAL IMPROVEMENTS; STATING THE ESTIMATED

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TOTAL COST OF SUCH IMPROVEMENTS AND THE KIND AND CHARACTER THEREOF; FIXING A TIME IN WHICH PROTESTS AGAINST THE PROPOSED IMPROVEMENTS OR THE CREATION OF SUCH DISTRICT MAY BE FILED IN THE OFFICE OF THE CLERK; FIXING A TIME WHEN SUCH PROTESTS SHALL BE HEARD AND CONSIDERED BY THE COUNCIL; FIXING A TIME DIRECTING THE NOTICE THEREOF TO BE GIVEN.

WHEREAS, the City Council of the City of Idaho Falls, Idaho, deems it to be for the best interests of the City to construct concrete pipe or vitrified clay pipe sewers, with the necessary manholes, within the corporate limits of the City and in and through the streets and parts of streets hereinafter particularly described; and

WHEREAS, the City Council of the City of Idaho Falls, Idaho, deems it necessary and desirable to create "Local Improvement District No. 23 for sewer for the City of Idaho Falls", for the purpose of making said improvements and providing for the payment of the cost and expenses thereof; and

WHEREAS, the estimated total cost of said District and of said improvements is the sum of \$175,000.00, of which cost, in the judgment of the City Council of the City of Idaho Falls, it is fair and equitable that no portion thereof be borne by the City from its general fund; and

WHEREAS, the City Council proposes to defray the cost and expenses of said improvements to the extent of \$175,000.00 by special assessments to be assessed against the property benefited by such improvements and included in the improvement district to be formed;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF IDAHO FALLS, IDAHO:

Section 1. The City of Idaho Falls, Idaho, does hereby declare its intention to construct concrete pipe or vitrified clay pipe sewers, with the necessary manholes in and through certain streets and parts of streets in the City of Idaho Falls, as hereinafter set forth and to create a local improvement district in the City of Idaho Falls to be known as "Local Improvement District No. 23 for Sewer for the City of Idaho Falls, Idaho", the cost and expenses of which are to levied and assessed upon the property benefited by such improvements.

Section 2. The names of the streets and parts of streets in and through which said sewers are to be laid and constructed are stated to be the following:

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LOCATION OF SEWER LINES
MAIN LINES

1. Commencing 20 feet east of the west property line of Higbee Avenue at the alley between Cleveland Street and Garfield Street and running north along Higbee Street, 326 feet to the alley between Garfield Street and May Street; thence running east along the alley between Garfield and May Street 610 feet to Holmes Avenue; thence running north on Holmes Avenue, 648 feet to the alley between College Street and Whittier Street.
2. Commencing 20 feet east of the west property line of Freeman Avenue at the alley between Lomax Street and Gladstone Street and running north along Freeman Avenue, 1297 feet to the alley between May Street and College Street.
3. Commencing 20 feet east of the west property line of Freeman Avenue at the alley between Gladstone Street and Cleveland Street; and running east along the alley 660 feet to Wabash Avenue; thence running north along Wabash Avenue, 1144 feet to College Street.
4. Commencing 20 feet west of the east property line of Jefferson Avenue, at the alley between "I" Street and "J" Street, and running north 92 feet along Jefferson Avenue; thence running in a northwesterly direction 523 feet to Elva Street; thence west along Elva Street 160 feet to the alley between Canyon Avenue and Elmore Avenue.
5. Commencing 20 feet south of the north property line of Elva Street at the alley between Jefferson Avenue and Cassia Avenue; and running east along Elva Street 170 feet.
6. Commencing 20 feet south of the north property line of Elva Street at the alley between Boise Avenue and Blaine Avenue and running west along Elva Street 60 feet.

LATERAL LINES

1. Commencing 20 feet east of the west property line of Higbee Avenue and 20 feet south of the north property line of Garfield Street and running west along Garfield Street 595 feet.
2. Commencing 20 feet east of the west property line of Higbee Avenue at the alley between Garfield Street and May Street and running west in the alley 595 feet.
3. Commencing 20 feet south of the north property line of May Street and 140 feet west of the west property line of Holmes Avenue and running west along May Street 970 feet.
4. Commencing in the alley between May Street and College Street 215 feet west of the west property line of Wabash Avenue and running west along said alley 2165 feet.
5. Commencing 20 feet east of the west property line of Wabash Avenue and 20 feet south of the north property line of College Avenue and running west along College Avenue 195 feet.
6. Commencing 25 feet west of the west property line of Wabash Avenue in the alley between College Street and Whittier Street and running west along said alley 2135 feet.
7. Commencing 20 feet east of the west property line of Higbee Avenue and 20 feet north of the south property line of Whittier Street and running east along Whittier Street 250 feet.

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8. Commencing 20 feet east of the west property line of Higbee Avenue and 20 feet north of the south property line of Whittier Street and running north along Higbee Avenue 352 feet to Elva Street.

9. Commencing 20 feet east of the west property line of Wabash Avenue and 20 feet north of the south property line of May Street and running west along May Street 660 feet.

10. Commencing 20 feet east of the west property line of Wabash Avenue and 20 feet south of the north property line of Garfield Street and running west along Garfield Street 660 feet.

11. Commencing 20 feet east of the west property line of Wabash Avenue at the alley between Cleveland and Garfield Streets and running west along said alley 660 feet.

12. Commencing 25 feet west of the west property line of Wabash Avenue in the alley between Lomax Street and Gladstone Street and running west along said alley 475 feet.

13. Commencing 20 feet east of the west property line of Freeman Avenue in the alley between Gladstone Street and Cleveland Street and running west along said alley 570 feet.

14. Commencing 20 feet south of the north property line of Elva Street at the alley between Canyon Avenue and Elmore Avenue and running north along said alley 2575 feet.

15. Commencing 25 feet south of the south property line of Higham Street in the alley between Elmore Avenue and running south along said alley 595 feet to Crowley Street; thence east along Crowley Street 652 feet to the alley between Canyon Avenue and Jefferson Avenue; thence running south along the alley between Canyon Avenue and Jefferson Avenue 1980 feet to Elva Street; thence west along Elva Street 166 feet.

16. Commencing 20 feet south of the north property line of Crowley Street at the alley between Canyon Avenue and Jefferson Avenue, and running north along said alley 595 feet.

17. Commencing 20 feet south of the north property line of Elva Street at the alley between Cassia Avenue and Jefferson Avenue and running north along said alley 1915 feet.

18. Commencing 20 feet south of the north property line of Elva Street at the alley between Boise Avenue and Cassia Avenue and running north along said alley 1915 feet.

19. Commencing 20 feet south of the north property line of Elva Street at the alley between Boise Avenue and Blaine Avenue and running north along said alley 1915 feet.

20. Commencing 20 feet south of the north property line of Elva Street at the alley between Boise Avenue and Blaine Avenue and running east along Elva Street 173 feet; thence running north along Blaine Avenue 1320 feet to Shelley Street; thence east along Shelley Street 153 feet to the alley between Blaine Avenue and Bingham Avenue; thence north in the alley between Blaine Avenue and Bingham Avenue 595 feet.

21. Commencing 20 feet south of the north property line of Iona Street at the alley between Bear Avenue and Bannock Avenue and running west along Iona Street 499 feet to Bingham Avenue; thence north along Bingham Avenue 595 feet.

22. Commencing 20 feet south of the north property line of Iona Street at the alley between Bingham Avenue and Bear Avenue and running north 1255 feet.

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23. Commencing 20 feet north of the south property line of Shelley Street in the alley between Ada Avenue and North Boulevard and running north along said alley 1200 feet.

Section 3. Said improvements are generally to be made as more particularly shown on a plat now on file in the office of the City Clerk of the City of Idaho Falls, which said plat shows the boundary lines of the proposed local improvement district and the streets in and through which the proposed improvements are to be made.

The proposed improvements are original improvements, the estimated total cost of which is \$175,000.00, which cost and expenses are to be assessed against the abutting, adjoining and adjacent lots and lands on the streets on and through which such improvements are to be made and upon lots and lands benefited by such improvements and included in the improvement district to be formed.

Section 4. The boundaries of and the lots and lands to their full depth, but not to exceed 125 feet, to be included within said Local Improvement District No. 23 for sewer for the City of Idaho Falls, Idaho, are as follows, to-wit:

HIGHLAND PARK ADDITION

- BLOCK 27: Lots 9, 10, 19, 20, 21, 22, 23, 26, and 27 of Block 27.
BLOCK 35: Lots 3, 4, 12, 13, 14, 15, 23, 24, 37, 38, 39, 47 and 48 of Block 35.
BLOCK 36: The south 50 feet of Block 36 and Lots 9, 11, 12, 15, 32, 38, 39, 43, and 44.
BLOCK 37: The north 75 feet and Lots 1, 2, 3, 10, 11, 14, 15, 19, 20, 21, 31, 32, 33, 34, 35, 36, 40 and 41.
BLOCK 45: The north 50 feet and Lot 10 of the east half of Block 45, and Lots 27, 28, 30, 31, 32, 38, 39, 42, 43, 44, and 45 of the west half of Block 45.
BLOCK 46: The north 225 feet and Lots 38 and 39 of the west half of Block 46, and the north 50 feet and south 225 feet and Lots 16 and 17 of the east half of Block 46.
BLOCK 47: The north 125 feet and Lots 37, 38, 41, 42, 43, and 44 of the west half of Block 47, and the north 50 feet and the south 125 feet and Lots 9, 10, 13, 14, 18, 19, and 20 of the east half of Block 47.
BLOCK 48: The north 50 feet and the south 100 feet and Lots 29, 30, 34, 35, of the west half of Block 48 and the north 100 feet and Lots 6, 7, 9, 10, 15 and 16 of the east half of Block 48.
BLOCK 49: The north 50 feet and the south 50 feet and Lots 32, 33, 37, 38, 43 and 44 of the west half of Block 49 and the north 250 feet and the south 50 feet and Lots 7, 8, 9, 10 and 11 of the east half of Block 49.
BLOCK 50: Lots 9, 10, 19, 20, 25, 26, 34, 41, 42 and 46 of Block 50.
BLOCK 51: The north 50 feet and Lots 3, 4, 7, 8, 13, 14, 15, 16, 19, 29, 30, 31, 33, 36, 37, 46, and 47.
BLOCK 54: The south 50 feet of Block 54 and Lots 19, 20, 25, 26, 29, 30, 31, 32, 33, 34, 41 and 42.

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- BLOCK 58: All of the west half of Block 58 except Lots 27, 28, 29, 30, 31, 32, 33, 34, and 40 and all of the east half of Block 58 except Lots 7, 15, 16, 17, and 20.
- BLOCK 59: The north 200 feet and the south 125 feet and Lots 39, 40, and 41 of the west half of Block 59, and the north 250 feet and the south 50 feet and Lots 7, 8, 10 and 11 of the east half of Block 59.
- BLOCK 60: The south 50 feet and Lots 9, 10, 11, 12, 42, 43, and 44 of Block 60.
- BLOCK 61: All of the west half of Block 61 except Lots 27, 29, 30, 33, 39, 40, and 45, and all of the east half of Block 61, except Lots 3, 4, 5, 8, 12, 13, 14, and 17.
- BLOCK 62: The north 125 feet and the south 50 feet and Lots 35, 36, 37, 38, 41, 42, 43 and 44 of the west half of Block 62, and the north 525 feet of the east half of Block 62 except Lots 7, 8, 21, and 22.
- BLOCK 63: The south 550 feet of the west half of Block 63 except Lots 29, 30, 36, 37, 38, 41, 42, and 43, and the north 400 feet of the east half of Block 63 except Lots 18, 19, & 20.
- BLOCK 64: The north 150 feet of the west half of Block 64, and the south 50 feet and Lots 9, 10, 13 and 14 of the east half of Block 64.
- BLOCK 71: Lots 9, 10, 16, 17, 29, 30, 34 and 35 of Block 71.
- BLOCK 72: Lots 34, 35, 36, 37, and 38 of the west half of Block 72 and the north 50 feet and Lots 4, 5, 16 and 17 of the east half of Block 72.
- BLOCK 73: Lots 26, 27, 28, 29, 30, 31, 32, 45 and 46 of the west half of Block 73, and Lots 10, 11, 12, 14, 15, 17, 18, 19, 20, 23, and 24 of the east half of Block 73.
- BLOCK 74: The north 50 feet and Lots 31, 32, 35, 36 and 38 of the west half of Block 74, and the south 75 feet and Lots 15, 16, 21 and 22 of the east half of Block 74.
- BLOCK 75: Lots 32, 33, 35, 36, 40, and 41, and the east 60 feet of Lots 25, 26, and 27 of Block 75, and the north 50 feet and Lots 11, 12, 13, 14, 15, and 16 of the east half of Block 75.

CAPITOL HILL ADDITION

- BLOCK 5: All of the south half of Block 5, which lies east of Yellowstone Avenue.
- BLOCK 6: The west 75 feet of the north half of Block 6, and all the south half of Block 6 except Lots 25, 26, 27, 28, 29, 30, 35, 36, 37, and 38.
- BLOCK 7: The east 550' of north half Block 7 and the east 500 feet of the south half of Block 7 except the east half of Lot 33, and all of Lots 34, 42, 43, 44, 45, and 46.
- BLOCK 8: The west 75 feet and the east 350 feet of the north half of Block 8 except Lots 7 and 8 and all of the south half of Block 8 except Lots 34, 35, 47, and 48.
- BLOCK 9: All of Block 9 except the east 50 feet and the west 50 feet and Lots 11, 12, 29, 30, 36, 37, 39, 40, 41, 42, 43 and 44.
- BLOCK 10: The east 75 feet and Lots 14, 15, 16, 17, 21, and 22, of the north half of Block 10, and the east 375 feet and the west 100 feet of the south half of Block 10, except Lots 35, 38, and 39.
- BLOCK 11: The east 350 feet and the west 50 feet of the north half of Block 11, except Lots 4, 5, 6 and 7 and the east 50 feet of the south half of Block 11, and Lots 36 and 37.
- BLOCK 12: All of the portion of Block 12 which lies east of Yellowstone Avenue except the east 200 feet of the north half of Block 12, and Lots 17, 18, 19, and 20.

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- BLOCK 13: All of Block 13 except Lots 6, 7, 8, 9, 10, 17, 18, 39, and 40.
- BLOCK 14: All of the north half of Block 14 except Lots 11, 12, 19, and 20 and the east 475 feet of the south half of Block 14 except Lots 37, 38, 39, and 40.
- BLOCK 16: The east 75 feet of Block 16 and Lots 7, 8, 11, 12, 16, 17, 20, 21, 31, 37, 38, 39, 40 and 45.
- BLOCK 17: The west 350 feet and the east 100 feet of the north half of Block 17, and the west 400 feet of the south half of Block 17.
- BLOCK 23: The east 475 feet of Block 23 except 7, 8, 13, 14, 17, 40, and 41.
- BLOCK 24: The east 125 feet of the north half of Block 24, and Lots 9, 10, 13, 14, 15, 16, 21, 22 and the south half of Block 24 except the east 175 feet and Lots 27, 28, 29, 30, 31, 32, and 33.
- BLOCK 25: The east 500 feet of the north half of Block 25, except Lots 1, 2, and the east 10 feet of 3, 15, 16, 17, and 18 and the east 400 feet of the south half of Block 25 except Lots 37, 38, 41, 42, 43, 47, and 48.

Section 5. Protests against said proposed improvements or the creating of such district to be formed may be filed in the office of the City Clerk in writing on or before Thursday, the 1st day of May, 1952, at 5 P.M. and on Friday, the 2nd day of May, 1952, at 8:00 o'clock P.M. in the City Hall of the City of Idaho Falls. Such protests shall be heard and considered by the Council. The City Clerk is hereby directed to give notice of the passage of this resolution of the time within which protests against said proposed improvements or the creating of such district may be filed and the date when such protests will be heard and considered by the Council describing the general character of the improvements proposed to be made and the estimated total cost thereof and shall therein refer to this resolution on file in his office for further information in regard thereto. Said notice shall be published in "Post Register", the official newspaper of the City of Idaho Falls, in three consecutive issues, and a copy of such notice shall be mailed to each owner of property located within the limits of said proposed improvement district if the owner be known, or the agent, if his agent be known, addressed to such person at his post office address, if known, or if his post office address is unknown, to the post office in City of Idaho Falls, Idaho. The City Clerk shall cause said last publication to be made, and said notices shall be mailed, at least five days before the 1st day of May, 1952, which is the date set for the expiration of the filing or protests. He shall file in his office proof of publication of said notice and shall make and file in his office an affidavit showing the mailing of such notices. Said notice shall be in substantially the following form, to-wit:

NOTICE OF INTENTION
TO CONSTRUCT SEWERS AND TO CREATE LOCAL IMPROVEMENT
DISTRICT NO. 23 FOR SEWER FOR THE CITY OF IDAHO FALLS, IDAHO.

Notice is hereby given that on the 18th day of April, 1952, the Mayor and Council of the City of Idaho Falls, Idaho, passed and adopted a resolution declaring its intention to create a local improvement district and to construct concrete pipe or vitrified clay pipe sewers, with

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the necessary manholes, in and through certain streets therein and later described, at an estimated total cost of \$175,000.00 which cost is to be levied and assessed upon the lots and lands benefited by such improvements and included in the improvement district proposed to be formed, said district comprising the following lots, pieces and parcels of land and to assess the whole cost of the improvements against said lots and lands, each lot and parcel separately assessed to the distance back from such street, if platted in blocks to the center of the block; if platted in lots, to the center of the lots; and if not platted, to the distance of 125 feet.

HIGHLAND PARK ADDITION

- BLOCK 27: Lots 9, 10, 19, 20, 21, 22, 23, 26, and 27 of Block 27.
- BLOCK 35: Lots 3, 4, 12, 13, 14, 15, 23, 24, 37, 38, 39, 47 and 48 of Block 35.
- BLOCK 36: The south 50 feet of Block 36 and Lots 9, 11, 12, 15, 32, 38, 39, 43, and 44.
- BLOCK 37: The north 75 feet and Lots 1, 2, 3, 10, 11, 14, 15, 19, 20, 21, 31, 32, 33, 34, 35, 36, 40 and 41.
- BLOCK 45: The north 50 feet and Lot 10 of the east half of Block 45, and Lots 27, 28, 30, 31, 32, 38, 39, 42, 43, 44, and 45 of the west half of Block 45.
- BLOCK 46: The north 225 feet and Lots 38 and 39 of the west half of Block 46, and the north 50 feet and south 225 feet and Lots 16 and 17 of the east half of Block 46.
- BLOCK 47: The north 125 feet and Lots 37, 38, 41, 42, 43, and 44 of the west half of Block 47, and the north 50 feet and the south 125 feet and Lots 9, 10, 13, 14, 18, 19, and 20 of the east half of Block 47.
- BLOCK 48: The north 50 feet and the south 100 feet and Lots 29, 30, 34, 35, of the west half of Block 48 and the north 100 feet and Lots 6, 7, 9, 10, 15 and 16 of the east half of Block 48.
- BLOCK 49: The north 50 feet and the south 50 feet and Lots 32, 33, 37, 38, 43 and 44 of the west half of Block 49 and the north 250 feet and the south 50 feet and Lots 7, 8, 9, 10 and 11 of the east half of Block 49.
- BLOCK 50: Lots 9, 10, 19, 20, 25, 26, 34, 41, 42 and 46 of Block 50.
- BLOCK 51: The north 50 feet and Lots 3, 4, 7, 8, 13, 14, 15, 16, 19, 29, 30, 31, 33, 36, 37, 46, and 47.
- BLOCK 54: The south 50 feet of Block 54 and Lots 19, 20, 25, 26, 29, 30, 31, 32, 33, 34, 41 and 42.
- BLOCK 58: All of the west half of Block 58 except Lots 27, 28, 29, 30, 31, 32, 33, 34, and 40 and all of the east half of Block 58 except Lots 7, 15, 16, 17, and 20.
- BLOCK 59: The north 200 feet and the south 125 feet and Lots 39, 40, and 41 of the west half of Block 59, and the north 250 feet and the south 50 feet and Lots 7, 8, 10 and 11 of the east half of Block 59.
- BLOCK 60: The south 50 feet and Lots 9, 10, 11, 12, 42, 43, and 44 of Block 60.
- BLOCK 61: All of the west half of Block 61 except Lots 27, 29, 30, 33, 39, 40, and 45, and all of the east half of Block 61, except Lots 3, 4, 5, 8, 12, 13, 14, and 17.

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- BLOCK 62: The north 125 feet and the south 50 feet and Lots 35, 36, 37, 38, 41, 42, 43 and 44 of the west half of Block 62, and the north 525 feet of the east half of Block 62 except Lots 7, 8, 21, and 22.
- BLOCK 63: The south 550 feet of the west half of Block 63 except Lots 29, 30, 36, 37, 38, 41, 42, and 43, and the north 400 feet of the east half of Block 63 except Lots 18, 19, & 20.
- BLOCK 64: The north 150 feet of the west half of Block 64, and the south 50 feet and Lots 9, 10, 13 and 14 of the east half of Block 64.
- BLOCK 71: Lots 9, 10, 16, 17, 29, 30, 34 and 35 of Block 71.
- BLOCK 72: Lots 34, 35, 36, 37, and 38 of the west half of Block 72 and the north 50 feet and Lots 4, 5, 16 and 17 of the east half of Block 72.
- BLOCK 73: Lots 26, 27, 28, 29, 30, 31, 32, 45 and 46 of the west half of Block 73, and Lots 10, 11, 12, 14, 15, 17, 18, 19, 20, 23, and 24 of the east half of Block 73.
- BLOCK 74: The north 50 feet and Lots 31, 32, 35, 36 and 38 of the west half of Block 74, and the south 75 feet and Lots 15, 16, 21 and 22 of the east half of Block 74.
- BLOCK 75: Lots 32, 33, 35, 36, 40, and 41, and the east 60 feet of Lots 25, 26, and 27 of Block 75, and the north 50 feet and Lots 11, 12, 13, 14, 15, and 16 of the east half of Block 75.

CAPITOL HILL ADDITION

- BLOCK 5: All of the south half of Block 5, which lies east of Yellowstone Avenue.
- BLOCK 6: The west 75 feet of the north half of Block 6, and all the south half of Block 6 except Lots 25, 26, 27, 28, 29, 30, 35, 36, 37, and 38.
- BLOCK 7: The east 550' of north half Block 7 and the east 500 feet of the south half of Block 7 except the east half of Lot 33, and all of Lots 34, 42, 43, 44, 45, and 46.
- BLOCK 8: The west 75 feet and the east 350 feet of the north half of Block 8 except Lots 7 and 8 and all of the south half of Block 8 except Lots 34, 35, 47, and 48.
- BLOCK 9: All of Block 9 except the east 50 feet and the west 50 feet and Lots 11, 12, 29, 30, 36, 37, 39, 40, 41, 42, 43 and 44.
- BLOCK 10: The east 75 feet and Lots 14, 15, 16, 17, 21, and 22, of the north half of Block 10, and the east 375 feet and the west 100 feet of the south half of Block 10, except Lots 35, 38, and 39.
- BLOCK 11: The east 350 feet and the west 50 feet of the north half of Block 11, except Lots 4, 5, 6 and 7 and the east 50 feet of the south half of Block 11, and Lots 36 and 37.
- BLOCK 12: All of the portion of Block 12 which lies east of Yellowstone Avenue except the east 200 feet of the north half of Block 12, and Lots 17, 18, 19, and 20.
- BLOCK 13: All of Block 13 except Lots 6, 7, 8, 9, 10, 17, 18, 39, and 40.
- BLOCK 14: All of the north half of Block 14 except Lots 11, 12, 19, and 20 and the east 475 feet of the south half of Block 14 except Lots 37, 38, 39, and 40.
- BLOCK 16: The east 75 feet of Block 16 and Lots 7, 8, 11, 12, 16, 17, 20, 21, 31, 37, 38, 39, 40 and 45.
- BLOCK 17: The west 350 feet and the east 100 feet of the north half of Block 17, and the west 400 feet of the south half of Block 17.
- BLOCK 23: The east 475 feet of Block 23 except 7, 8, 13, 14, 17, 40, and 41.

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BLOCK 24: The east 125 feet of the north half of Block 24, and Lots 9, 10, 13, 14, 15, 16, 21, 22 and the south half of Block 24 except the east 175 feet and Lots 27, 28, 29, 30, 31, 32, and 33.

BLOCK 25: The east 500 feet of the north half of Block 25, except Lots 1, 2, and the east 10 feet of 3, 15, 16, 17, and 18 and the east 400 feet of the south half of Block 25 except Lots 37, 38, 41, 42, 43, 47, and 48.

LOCATION OF SEWER LINES

MAIN LINES

1. Commencing 20 feet east of the west property line of Higbee Avenue at the alley between Cleveland Street and Garfield Street and running north along Higbee Street, 326 feet to the alley between Garfield Street and May Street; thence running east along the alley between Garfield and May Street 610 feet to Holmes Avenue; thence running north on Holmes Avenue, 648 feet to the alley between College Street and Whittier Street.

2. Commencing 20 feet east of the west property line of Freeman Avenue at the alley between Lomax Street and Gladstone Street and running north along Freeman Avenue, 1297 feet to the alley between May Street and College Street.

3. Commencing 20 feet east of the west property line of Freeman Avenue at the alley between Gladstone Street and Cleveland Street; and running east along the alley 660 feet to Wabash Avenue; thence running north along Wabash Avenue, 1144 feet to College Street.

4. Commencing 20 feet west of the east property line of Jefferson Avenue, at the alley between "I" Street and "J" Street, and running north 92 feet along Jefferson Avenue; thence running in a northwesterly direction 523 feet to Elva Street; thence west along Elva Street 160 feet to the alley between Canyon Avenue and Elmore Avenue.

5. Commencing 20 feet south of the north property line of Elva Street at the alley between Jefferson Avenue and Cassia Avenue; and running east along Elva Street 170 feet.

6. Commencing 20 feet south of the north property line of Elva Street at the alley between Boise Avenue and Blaine Avenue and running west along Elva Street 60 feet.

LATERAL LINES

1. Commencing 20 feet east of the west property line of Higbee Avenue and 20 feet south of the north property line of Garfield Street and running west along Garfield Street 595 feet.

2. Commencing 20 feet east of the west property line of Higbee Avenue at the alley between Garfield Street and May Street and running west in the alley 595 feet.

3. Commencing 20 feet south of the north property line of May Street and 140 feet west of the west property line of Holmes Avenue and running west along May Street 970 feet.

4. Commencing in the alley between May Street and College Street 215 feet west of the west property line of Wabash Avenue and running west along said alley 2165 feet.

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5. Commencing 20 feet east of the west property line of Wabash Avenue and 20 feet south of the north property line of College Avenue and running west along College Avenue 195 feet.

6. Commencing 25 feet west of the west property line of Wabash Avenue in the alley between College Street and Whittier Street and running west along said alley 2135 feet.

7. Commencing 20 feet east of the west property line of Higbee Avenue and 20 feet north of the south property line of Whittier Street and running east along Whittier Street 250 feet.

8. Commencing 20 feet east of the west property line of Higbee Avenue and 20 feet north of the south property line of Whittier Street and running north along Higbee Avenue 352 feet to Elva Street.

9. Commencing 20 feet east of the west property line of Wabash Avenue and 20 feet north of the south property line of May Street and running west along May Street 660 feet.

10. Commencing 20 feet east of the west property line of Wabash Avenue and 20 feet south of the north property line of Garfield Street and running west along Garfield Street 660 feet.

11. Commencing 20 feet east of the west property line of Wabash Avenue at the alley between Cleveland and Garfield Streets and running west along said alley 660 feet.

12. Commencing 25 feet west of the west property line of Wabash Avenue in the alley between Lomax Street and Gladstone Street and running west along said alley 475 feet.

13. Commencing 20 feet east of the west property line of Freeman Avenue in the alley between Gladstone Street and Cleveland Street and running west along said alley 570 feet.

14. Commencing 20 feet south of the north property line of Elva Street at the alley between Canyon Avenue and Elmore Avenue and running north along said alley 2575 feet.

15. Commencing 25 feet south of the south property line of Higham Street in the alley between Elmore Avenue and running south along said alley 595 feet to Crowley Street; thence east along Crowley Street 652 feet to the alley between Canyon Avenue and Jefferson Avenue; thence running south along the alley between Canyon Avenue and Jefferson Avenue 1980 feet to Elva Street; thence west along Elva Street 166 feet.

16. Commencing 20 feet south of the north property line of Crowley Street at the alley between Canyon Avenue and Jefferson Avenue, and running north along said alley 595 feet.

17. Commencing 20 feet south of the north property line of Elva Street at the alley between Cassia Avenue and Jefferson Avenue and running north along said alley 1915 feet.

18. Commencing 20 feet south of the north property line of Elva Street at the alley between Boise Avenue and Cassia Avenue and running north along said alley 1915 feet.

19. Commencing 20 feet south of the north property line of Elva Street at the alley between Boise Avenue and Blaine Avenue and running north along said alley 1915 feet.

20. Commencing 20 feet south of the north property line of Elva Street at the alley between Boise Avenue and Blaine Avenue and running east along Elva Street 173 feet; thence running north along Blaine Avenue 1320 feet to Shelley Street; thence east along Shelley Street

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153 feet to the alley between Blaine Avenue and Bingham Avenue; thence north in the alley between Blaine Avenue and Bingham, Avenue 595 feet.

21. Commencing 20 feet south of the north property line of Iona Street at the alley between Bear Avenue and Bannock Avenue and running west along Iona Street 499 feet to Bingham Avenue; thence north along Bingham Avenue 595 feet.

22. Commencing 20 feet south of the north property line of Iona Street at the alley between Bingham Avenue and Bear Avenue and running north 1255 feet.

23. Commencing 20 feet north of the south property line of Shelley Street in the alley between Ada Avenue and North Boulevard and running north along said alley 1200 feet.

Said improvements are new improvements and the kind and character are according to plans and specifications now filed in the office of the City Clerk. The said resolution of intention is also on file in the office of the City Clerk and all persons interested are hereby referred to the same for further information in regard to said improvements and said local improvement district.

Written protests against said proposed improvements for the creation of said Local Improvement District No. 23 for sewer for the City of Idaho Falls may be filed with the City Clerk on or before the first day of May, 1952 at 5 P.M. The City Council will meet at its regular meeting place in the City Hall on Friday May 2, 1952 at 8 P.M. and will hear and consider any protests so filed.

By order of the City Council of the City of Idaho Falls, Idaho, dated this 18th day of April 1952.

s/ S. R. Rostad
City Clerk, City of Idaho Falls

STATE OF IDAHO)
)
COUNTY OF BONNEVILLE)SS
)
CITY OF IDAHO FALLS)

I, S. R. Rostad, the duly chosen, qualified, and acting City Clerk of the City of Idaho Falls, in the County of Bonneville and State of Idaho, do hereby certify that the foregoing pages, numbered from 1 to ___, both inclusive, are true, perfect, and complete copies of the record of the proceedings of the City Council of the City of Idaho Falls had and taken at a lawful Meeting of said Council held at the City Hall in said City on the 18th day of April, 1952, at the hour of 8:00 P.M. as recorded in the regular official book of records of the proceeding of said Council kept in my office and that said proceedings were duly had and taken as there in shown, that the Meeting therein shown was duly held, and that the persons therein named as present at said Meeting were present as shown by said minutes.

WITNESS my hand the seal of the City of Idaho Falls, this 18th day of April, 1952.

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(SEAL)

s/ S. R. Rostad
City Clerk

PASSED, ADOPTED AND APPROVED by the Mayor of the City of Idaho Falls, this 18th day of April, 1952.

s/ E. W. Fanning
Mayor

Councilman Freeman thereupon duly seconded the motion to adopt the foregoing resolution. The resolution was thereupon put to a vote and unanimously adopted on the following recorded vote:

Russell A. Freeman	"Aye"
John B. Rogers	"Aye"
Vernon Johnson	"Aye"
Donald R. Foote	"Aye"
Those voting Nay	None

There appearing to be a concurrence of the majority of the whole number of members elected to the Council, the Mayor declared said resolution adopted.

There being no further business to come before the Meeting, the Meeting was, on motion duly made, seconded and carried, adjourned.

s/ E. W. Fanning
Mayor

ATTEST: s/ S. R. Rostad
City Clerk

(SEAL)

STATE OF IDAHO)
)
COUNTY OF BONNEVILLE)SS
)
CITY OF IDAHO FALLS)

S. R. Rostad, being first duly sworn, upon oath deposes and says that he is and was at all times herein mentioned the duly appointed, qualified, and acting City Clerk of the City of Idaho Falls, Bonneville County, Idaho.

That acting as such City Clerk, on the 23rd day of April, 1952, he deposited in the United States mail, postage prepaid, envelopes addressed to each owner of property if known to him or his agent if known to him, within the limits of proposed Local Improvement District No. 23 for sewer for the City of Idaho Falls, Idaho, addressed to such person at his Post Office address

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if known to him or if unknown to him, to City of Idaho Falls, and that in each of said envelopes was contained when mailed a true and correct copy of the "Notice of Intention to Construct Sewers and to Create Local Improvement District No. 23 for Sewer for the City of Idaho Falls, Idaho", as set forth in Resolution No. One adopted by the City Council of City of Idaho Falls, Idaho, on April 18, 1952.

Further Affiant Saith Not.

s/ S. R. Rostad
City Clerk

It was moved by Councilman Rogers and seconded by Freeman that the above resolution numbered one be adopted. On roll call, voting Aye, 4. Nay, None. Carried.

No further business appearing, the Mayor declared the Meeting recessed to 8 P.M. April 22, 1952.

ATTEST: s/S. R. Rostad
City Clerk

s/ E. W. Fanning
Mayor
