

**ORDINANCE NO. 2020-19  
CITY OF KUNA, IDAHO**

**ORDINANCE AMENDING THE EXTERIOR BOUNDARIES  
OF THE KUNA MUNICIPAL IRRIGATION SYSTEM  
[ENDURANCE HOLDINGS LLC. real property]**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KUNA:**

- **MAKING CERTAIN FINDINGS; AND**
- **ENLARGING THE BOUNDARIES OF THE KUNA MUNICIPAL IRRIGATION SYSTEM BY THE INCLUSION OF ADA COUNTY ASSESSOR’S ENDURANCE HOLDINGS LLC.; AND**
- **DECLARING WATER RIGHTS APPURTENANT THERETO ARE POOLED FOR DELIVERY PURPOSES; AND**
- **DIRECTING THE CITY CLERK TO RECORD THIS ORDINANCE AS PROVIDED BY LAW; AND**
- **DIRECTING THE CITY ENGINEER TO PROVIDE NOTICE OF THIS ORDINANCE TO THE NEW YORK IRRIGATION DISTRICT, THE OWNERS AND UPDATE THE IRRIGATION SYSTEM MAP; AND**
- **PROVIDING AN EFFECTIVE DATE.**

**The City Council findings:** The City Council makes the following findings of its authority, purpose and the history of the enactment of this ordinance:

- 1.1 The City of Kuna has established and operates, as authorized by Title 50, Chapter 18, Idaho Code, a municipal irrigation system, known and referred to as *Kuna Municipal Irrigation System* (the “KMIS”); and
- 1.2 Commencing with the establishment of the KMIS and with every additional real property enlarging KMIS, the City Council has passed and enacted an ordinance pursuant to Idaho Code Section 50-1832 describing and enlarging the exterior boundaries of KMIS; and
- 1.3 It is the intention of the City Council to include that certain real property identified by the Ada County Assessor’s office as ENDURANCE HOLDINGS LLC. [legally described in **Exhibit A** attached to this Ordinance and by this reference incorporated herein] (the “SUBJECT REAL PROPERTIES”) within the boundaries of KMIS and which SUBJECT REAL PROPERTIES are depicted on the attached **Exhibit B** Location Map; and

1.4 It is therefore necessary as required by Idaho Code Section 50-1832 to approve and enact this Ordinance in order to include the Subject Real Properties within the boundaries of KMIS.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF KUNA, Ada County, Idaho, as follows:**

Section 1: The boundaries of the Kuna Municipal Irrigation System are enlarged by the inclusion of the SUBJECT REAL PROPERTIES and the boundaries thereof are adjusted accordingly, said SUBJECT REAL PROPERTY being described as follows in **Exhibit A** attached hereto this Ordinance.

Section 2: Declaring the water rights appurtenant thereto are hereby pooled for delivery purposes.

Section 3: The City Clerk is hereby directed to record, in the office of the recorder for Ada County, a certified copy of this ordinance as required by Section 50-1832, Idaho Code.

Section 4: The City Engineer is hereby directed to give notice of this action by forwarding a certified copy of this Ordinance to New York Irrigation District, the owner of the SUBJECT REAL PROPERTIES and to update the official City map of the exterior boundaries of KMIS.

Section 5: Effective Date: This Ordinance shall take effect and be in force from and after its passage, approval, and publication as required by law.

DATED this 19<sup>th</sup> day of May, 2020.

CITY OF KUNA



Joe L. Stear, Mayor

ATTEST:

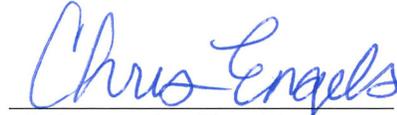
  
Chris Engels, City Clerk

EXHIBIT A

**LEGAL DESCRIPTION FOR WATER RIGHTS ON  
ENDURANCE HOLDINGS LLC.  
LEDGESTONE SUBDIVISION 1**

A parcel of land located in the NW 1/4 of the NE 1/4 of Section 18, Township 2 North, Range 1 East, Boise Meridian, Ada County, Idaho being more particularly described as follows:

**BEGINNING** at the N1/4 corner of said Section 18 from which the NE corner of said Section 18 bears South 89°25'47" East, 2651.45 feet;

thence along the North boundary line of said Section 18 South 89°25'47" East, 550.00 feet;

thence leaving said North boundary line South 00°34'13" West, 25.00 feet;

thence South 89°25'47" East, 227.00 feet;

thence South 42°31'14" East, 10.71 feet;

thence South 45°28'54" West, 24.31 feet;

thence South 00°23'35" West, 131.32 feet;

thence North 88°37'15" East, 51.45 feet;

thence South 85°04'32" East, 72.93 feet;

thence South 06°09'46" West, 106.71 feet;

thence South 06°03'27" West, 50.00 feet;

thence 34.11 feet along the arc of a non-tangent curve to the left, said curve having a radius of 345.00 feet, a central angle of 05°39'52" and a long chord which bears North 86°46'29" West, 34.09 feet;

thence South 01°56'00" West, 110.04 feet;

thence North 89°36'25" West, 11.45 feet;

thence South 00°23'35" West, 110.00 feet;

thence South 89°36'25" East, 14.41 feet;

thence 30.74 feet along the arc of a curve to the right, said curve having a radius of 125.00 feet, a central angle of 14°05'32" and a long chord which bears South 82°33'39" East, 30.67 feet;

thence South 14°29'07" West, 50.00 feet;

thence 18.45 feet along the arc of a non-tangent curve to the left, said curve having a radius of 75.00 feet, a central angle of 14°05'32" and a long chord which bears North 82°33'39" West, 18.40 feet;

thence South 04°14'14" West, 112.40 feet;

thence South 55°34'36" East, 80.00 feet;

thence South 08°29'47" West, 90.37 feet;

thence South 19°07'35" West, 248.00 feet;

thence North 70°52'25" West, 267.80 feet;

thence 194.81 feet along the arc of a curve to the left, said curve having a radius of 1,735.00 feet, a central angle of 06°26'00" and a long chord which bears North 74°05'25" West, 194.71 feet;

thence North 77°18'25" West, 132.61 feet;

thence North 89°36'25" West, 10.00 feet;

thence South 00°23'35" West, 13.01 feet;

thence North 89°36'25" West, 227.00 feet to a point on the North-South centerline of said Section 18;

thence along said North-South centerline North 00°23'35" East, 940.05 feet to the **REAL POINT OF BEGINNING**. Containing 18.93 acres, more or less.

