

ORDINANCE NUMBER 887

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, CONFIRMING THE ASSESSMENT ROLL OF MODIFIED LOCAL IMPROVEMENT DISTRICT NO. 7A LEVYING ASSESSMENTS AGAINST THE SEVERAL LOTS AND PARCEL OF LAND AS SHOWN ON THE ASSESSMENT ROLL, PROVIDING FOR THE PAYMENT OF ASSESSMENT IN INSTALLMENTS, FIXING INTEREST AND PENALTIES, AND PROVIDING FOR THE PAYMENT OF SUCH ASSESSMENTS, INTEREST AND PENALTIES INTO THE FUND OF MODIFIED LOCAL IMPROVEMENT DISTRICT NO. 7A; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Ketchum, Idaho (the "City") provided that a hearing on the assessment roll in Modified Local Improvement District No. 7A should be held at 5:30 o'clock p.m. on September 17, 2001 at City Hall; and,

WHEREAS, notice of such hearing was published and mailed to the owners of property in Modified Local Improvement District No. 7A at the times and in the manner required by law; and,

WHEREAS, at said hearing the City Council considered all objections to the assessment roll and determined the amount to be assessed on each Lot and Parcel of Land should be reduced to \$333.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Ketchum, Idaho, as follows:

SECTION 1. The final assessment roll of Modified Local Improvement District No. 7A as set forth on Exhibit A attached hereto and made a part hereof by reference, as modified in response to various protest received at the September 17, 2001 hearing, is hereby approved and confirmed. The amount of assessment roll hereby confirmed is \$29,970.00.

SECTION 2. Each lot and parcel of land appearing on the assessment roll is hereby found to be specially benefited by the improvements constructed in Modified Local Improvement District No. 7A in at least the amount of the assessment charged against such property, and the assessments against each are found to be proper in proportion to the total assessments appearing upon the assessment roll. There is hereby levied and assessed against each such lot and parcel of land the amount appearing on the final assessment roll of Modified

Local Improvement District No. 7A (as modified by the adjustments provided in Exhibit A attached hereto).

SECTION 3. Each assessment or any portion thereof may be paid at any time within thirty (30) days from the date of the adoption of this Ordinance without penalty, interest or costs. Any property owner whose assessment has not been paid in full within thirty (30) days of the adoption of this Ordinance shall be conclusively presumed to have chosen to pay such assessment in installments. Assessments paid in installments shall be payable in three (3) annual installments, with interest on the whole unpaid sum from the date of adoption of this Ordinance at the rate of eight percent (8%) per annum. On November 10, 2001 and annually thereafter, one of the installments shall become due and shall be collected as provided by law. Annual installments may be prepaid in the manner provided by law.

SECTION 4. Any assessment or installment of an assessment not paid within twenty (20) days from the date it is due shall be delinquent. All delinquent installments shall, until paid, be subject to the charge for interest at the rate specified for the roll and there shall be added to the same a penalty of two percent (2%) of the amount of the overdue installment and interest. Delinquent assessments shall be collected and may be declared due, payable and delinquent in full in the manner provided by law. In addition to any other method of collection provided by law, the City Council may certify delinquent installments to the tax collector, and where so certified, they shall extended on the tax rolls an collected as are property taxes, all as provided by law.

SECTION 5. Immediately upon the passage of this Ordinance, the City Clerk shall file with the County Recorder a notice which shall contain the date for adoption of this Ordinance and a description of the boundaries of the district, and the assessments herein confirmed shall thereafter be a lien upon the property assessed.

SECTION 6. Immediately upon the passage of this Ordinance, the City Clerk shall further mail a postcard or letter to each property owner assessed at his post office address, if known, or, if unknown, to the City post office, in substantially the following form:

NOTICE OF ASSESSMENT
MODIFIED LOCAL IMPROVEMENT DISTRICT NO. 7A
KETCHUM, IDAHO

Notice is hereby given that the assessment roll for the improvement of property located within Modified Local Improvement District No. 7A; Ketchum, Idaho, for the construction and installation of improvements has been confirmed. The property and the assessment with reference to which this notice is given is as follows:

<u>Owner</u>	<u>Lot or Parcel</u>	<u>Assessment</u>
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The above assessment may be paid by November 10, 2001 without penalty, interest, or costs. If the assessment is not paid in full by November 10, 2001, the assessment will be payable in three (3) annual installments with the first installment due on November 10, 2001. Interest on the unpaid balance of the assessment from November 10, 2001, will be payable on November 10, 2002, and annually thereafter at the rate of eight percent (8%) per annum. If you choose to pay in three (3) annual installments, your payments are as follows:

Due November 10, 2001	\$ _____
Due November 10, 2002	\$ _____
Due November 10, 2003	\$ _____

If any installment is not paid within twenty (20) days from the date it is due, the same shall become delinquent and a penalty of two percent (2%) shall be added thereto. In the event assessments are paid in full after November 10, 2003, such payment in full shall include the full principal amount of the unpaid assessment plus penalties and all interest payable on the same, plus additional interest thereon, at the rate provided for Modified L.I.D. No. 7A, from the date of the last installment due.

Treasurer, Ketchum, Idaho

An affidavit of mailing the foregoing notice shall be filed in the office of the Treasurer in the file of Modified L.I.D. No. 7A.

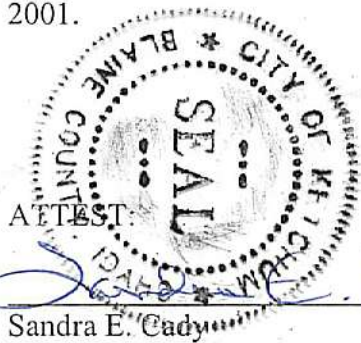
SECTION 7. Assessment payments received not more than thirty (30) days after the adoption of this Ordinance shall be utilized to pay the costs and expense of the improvements in Modified Local Improvement District No. 7A. Assessment payments, exclusive of interest and penalties thereon, received more than thirty (30) days after the adoption of this Ordinance as installment payments shall be deposited in a fund to be known as the "Modified Local Improvement District No. 7A Fund", hereby created. Interest and penalties on assessments payable in installments shall be deposited in a fund to be known as the "Modified Local Improvement District No. 7A Interest Fund", hereby created.

SECTION 8. The confirmation of the final assessment roll as provided in this Ordinance is the final determination of the regularity, validity and correctness of the assessment roll and of each assessment contained therein, and of the amount levied on each lot, tract or parcel of property subject to appeal as provided in Section 50-1718, Idaho Code. After the thirty (30) day appeal period has expired, no one shall have any cause or right of action to contest the legality, validity, formality or regularity of any assessment.

SECTION 9. If any provision of this Ordinance or any assessment shall be held invalid or unenforceable for any reason by a Court of competent jurisdiction, such decision shall not effect any remaining portion of this Ordinance or other assessment. The partial invalidity of any assessment shall not prevent such assessment from being valid and enforceable to the extent permitted by law.

SECTION 10. This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

PASSED BY THE CITY COUNCIL and approved by this Mayor this 1st day of October, 2001.



ATTEST:

Sandra E. Cady
City Clerk

DAVID C. HUTCHINSON
Mayor

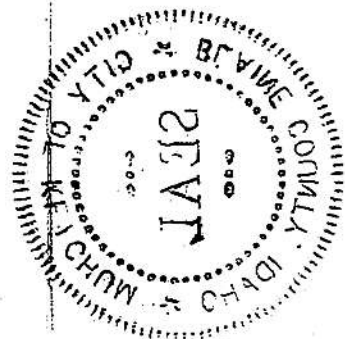


Exhibit A
 Final Assessment Roll
 Modified Local Improvement District Number 7A
 October 1, 2001

	<u>Legal Description</u>	<u>Property Owner</u>	<u>Assessment</u>
1.	Amended Lot 7, Block 2 Sun Valley Sub., 1 st Add. Rev.	Barry & Sylvia Bunshoft 165 Francisco St. #14 San Francisco, CA 94133	\$333
2.	Lot 8, Block 2 Sun Valley Sub., 1 st Add. Rev.	John Cathey Box 2164 Ketchum, ID 83340	\$333
3.	Lot 9, Block 2 Sun Valley Sub., 1 st Add. Rev.	John Heinrich Box 1238 Ketchum, ID 83340	\$333
4.	Lot 10, Block 2 Sun Valley Sub., 1 st Add. Rev.	Wayne Spector Box 4591 Ketchum, ID 83340	\$333
5.	Lot 1, Block 3 Sun Valley Sub., 1 st Add. Rev.	James & Martha Coughlin 2600 N. Milwaukee Apt. 236 Boise, ID 83704	\$333
6.	Lot 2, Block 3 Sun Valley Sub., 1 st Add. Rev.	James & Ann Goss 63307 Silverado Dr. Bend, OR 97701	\$333
7.	Lot 3, Block 3 Sun Valley Sub., 1 st Add. Rev.	Lorenzo & Elizabeth Murphy Box 3557 Ketchum, ID 83340	\$333
8.	Lot 4, Block 3 Sun Valley Sub., 1 st Add. Rev.	Margaret & Kenneth Dolan Box 1012 Ketchum, ID 83340	\$333
9.	Lot 5, Block 3 Sun Valley Sub., 1 st Add. Rev.	Margot Van Horn, Trustee Box 1736 Sun Valley, ID 83353	\$333
10.	Lot 6, Block 3 Sun Valley Sub., 1 st Add. Rev.	David Hertel & Lisa Laajala Box 3495 Ketchum, ID 83340	\$333

11.	Lot 7, Block 3 Sun Valley Sub., 1 st Add. Rev.	Flopet, Inc. Box 229 Sun Valley, ID 83353	\$333
12.	Lot 8, Block 3 Sun Valley Sub., 1 st Add. Rev.	Peter & Deborah Flood Box 229 Sun Valley, ID 83353	\$333
13.	Lot 9, Block 3 Sun Valley Sub., 1 st Add. Rev.	Peter & Deborah Flood Box 229 Sun Valley, ID 83353	\$333
14.	Lot 10, Block 3 Sun Valley Sub., 1 st Add. Rev.	Judith Gardiner Martin 4745 Calumet Drive Knoxville, TN 37919	\$333
15.	Lot 11, Block 3 Sun Valley Sub., 1 st Add. Rev.	Joel & Jennifer Bernbaum Box 2568 Ketchum, ID 83340	\$333
16.	Lot 12, Block 3 Sun Valley Sub., 1 st Add. Rev.	Gretchen Dale & Tim Thomas Box 3234 Ketchum, ID 83340	\$333
17.	Lot 13, Block 3 Sun Valley Sub., 1 st Add. Rev.	Richard & Harriet Parker Bass Box 3970 Ketchum, ID 83340	\$333
18.	Lot 14, Block 3 Sun Valley Sub., 1 st Add. Rev.	William & Penny Hon Box 2830 Sun Valley, ID 83353	\$333
19.	Lot 15, Block 3 Sun Valley Sub., 1 st Add. Rev.	Allen & Leslie Luray & Lanny & Marjorie Brooks 3 Frederick Place Sheldon, SC 29941	\$333
20.	Lot 16, Block 3 Sun Valley Sub., 1 st Add. Rev.	Richard & Harriet Parker Bass Box 3970 Ketchum, ID 83340	\$333
21.	Lot 17, Block 3 Sun Valley Sub., 1 st Add. Rev.	Thomas & Lynn Leeming Box 2776 Sun Valley, ID 83353	\$333

22.	Lot 18, Block 3 Sun Valley Sub., 1 st Add. Rev.	John Finke & Jamie Enslin 3703 Meridian Ave N. Seattle, WA 98103	\$333
23.	Amended Lot 19A, Block 3 Sun Valley Sub., 1 st Add. Rev.	Warren Hartling 315 Heliotrope Ave. Corona Del Mar, CA 92625-2907	\$333
24.	Lot 20, Block 3 Sun Valley Sub., 1 st Add. Rev.	Michael Oversby Box 883 Ketchum, ID 83340	\$333
25.	Lot 21, Block 3 Sun Valley Sub., 1 st Add. Rev.	Jacqueline Damerel Box 456 Ketchum, ID 83340	\$333
26.	Amended Lot 22, Block 3 Sun Valley Sub., 1 st Add. Rev.	Laird & Joy Erman Box 2885 Ketchum, ID 83340	\$333
27.	Amended Lot 25, Block 3 Sun Valley Sub., 1 st Add. Rev.	Thomas Hormel Box 2224 Ketchum, ID 83340	\$333
28.	Lot 26 & N ½ of Lot 27, Block 3 Sun Valley Sub., 1 st Add. Rev.	Fred & Sherrie Petermann 26357 Miles River Road Eaton, MD 21601-5005	\$333
29.	Lot 28 & S ½ of Lot 27, Block 3 Sun Valley Sub., 1 st Add. Rev.	Katharine Wright Box 155 Ketchum, ID 83340	\$333
30.	Lot 29, Block 3 Sun Valley Sub., 1 st Add. Rev.	David & Margot Milligan Box 6076 Ketchum, ID 83340	\$333
31.	Lot 30, Block 3 Sun Valley Sub., 1 st Add. Rev.	Kathy Rothgeb Box 1140 Sun Valley, ID 83353	\$333
32.	Lot 31, Block 3 Sun Valley Sub., 1 st Add. Rev.	Charles French Box 703 Ketchum, ID 83340	\$333

33.	Lot 32, Block 3 Sun Valley Sub., 1 st Add. Rev.	Peter & Deborah Flood Box 229 Sun Valley, ID 83353	\$333
34.	Lot 33, Block 3 Sun Valley Sub., 1 st Add. Rev.	Peter & Deborah Flood Box 229 Sun Valley, ID 83353	\$333
35.	Lot 34, Block 3 Sun Valley Sub., 1 st Add. Rev.	Peter & Deborah Flood Box 229 Sun Valley, ID 83353	\$333
36.	Lot 35, Block 3 Sun Valley Sub., 1 st Add. Rev.	Robert & Terry Anderson Box 7426 Boise, ID 83707-7426	\$333
37.	Lot 36, Block 3 Sun Valley Sub., 1 st Add. Rev.	Margaret Rudigoz & Susan Fallowfield Box 2554 Ketchum, ID 83340	\$333
38.	Lot 37, Block 3 Sun Valley Sub., 1 st Add. Rev.	Arthur Tompkins Box 1145 Ketchum, ID 83340	\$333
39.	Lot 38, Block 3 Sun Valley Sub., 1 st Add. Rev.	Janit Karrys Box 1149 Ketchum, ID 83340	\$333
40.	Lot 39, Block 3 Sun Valley Sub., 1 st Add. Rev.	Frederick McCollum & James Conger Box 62 Sun Valley, ID 83353	\$333
41.	Lot 40, Block 3 Sun Valley Sub., 1 st Add. Rev.	Helcia Graf Box 955 Ketchum, ID 83340	\$333
42.	Lot 41, Block 3 Sun Valley Sub., 1 st Add. Rev.	Robert & Terri Christiansen & Richard & Jill Bridges 25605 Willow Pond Lane Los Altos Hills, CA 94022	\$333
43.	Lot 42, Block 3 Sun Valley Sub., 1 st Add. Rev.	Bonnie Jo Simpson Box 1773 Ketchum, ID 83340	\$333

44.	Lot 1, Block 4 Sun Valley Sub., 1 st Add. Rev.	Richard Robertson Box 1525 Ketchum, ID 83340	\$333
45.	Lot 2, Block 4 Sun Valley Sub., 1 st Add. Rev.	Catherine S. Dawson, Trustee Box 2176 Sun Valley, ID 83353	\$333
46.	Lot 3, Block 4 Sun Valley Sub., 1 st Add. Rev.	Chris Williams & Tricia Swartling Box 1295 Ketchum, ID 83340	\$333
47.	Lot 4, Block 4 Sun Valley Sub., 1 st Add. Rev.	Karen McCall Box 353 Ketchum, ID 83340	\$333
48.	Lot 5, Block 4 Sun Valley Sub., 1 st Add. Rev.	Robert & Jenna Hall Box 918 Ketchum, ID 83340	\$333
49.	Lot 6, Block 4 Sun Valley Sub., 1 st Add. Rev.	Jack Allred 1061 S. 150 E. Burley, ID 83318	\$333
50.	Lot 7, Block 4 Sun Valley Sub., 1 st Add. Rev.	Hermann & Patricia Lirk Box 4148 Ketchum, ID 83340	\$333
51.	Lot 8A, Block 4 Sun Valley Sub., 1 st Add. Rev.	Delmer & Johnna Pletcher Box 787 Ketchum, ID 83340	\$333
52.	Lot 9A, Block 4 Sun Valley Sub., 1 st Add. Rev.	Theodore & Virginia Gardner 1550 Mountain Drive Santa Barbara, CA 93103-1713	\$333
53.	Lot 1, Block 5 Sun Valley Sub., 1 st Add. Rev.	Jane Suzick 1919 NW Blue Ridge Drive Seattle, WA 98177	\$333
54.	Lot 2, Block 5 Sun Valley Sub., 1 st Add. Rev.	James Conger Box 62 Sun Valley, ID 83353	\$333

55.	Lot 3, Block 5 Sun Valley Sub., 1 st Add. Rev.	Linda Morton Box 720 Sun Valley, ID 83353	\$333
56.	Amended Lot 4A, Block 5 Sun Valley Sub., 1 st Add. Rev.	James & Antoinette Brown Box 5593 Ketchum, ID 83340	\$333
57.	Lot 5, Block 5 Sun Valley Sub., 1 st Add. Rev.	Felicita Funke-Riehle Box 2881 Ketchum, ID 83340	\$333
58.	Amended Lot 6, Block 5 Sun Valley Sub., 1 st Add. Rev.	Felicita Funke – Riehle Box 2881 Ketchum, ID 83340	\$333
59.	Amended Lot 7AA, Block 5 Sun Valley Sub., 1 st Add. Rev.	Galena Moon Co. Two Box 2881 Ketchum, ID 83340	\$333
60.	Amended Lot 8A, Block 5 Sun Valley Sub., 1 st Add. Rev.	Honest Ed Properties Box 737 Ketchum, ID 83340	\$333
61.	Amended Lot 9A, Block 5 Sun Valley Sub., 1 st Add. Rev.	Douglas & Sherry Aanestad Box 737 Ketchum, ID 83340	\$333
62.	Lot 10, Block 5 Sun Valley Sub., 1 st Add. Rev.	Steve Wingard Box 835 Ketchum, ID 83340	\$333
63.	Lot 11 & W ½ of Lot 12, Block 5 Sun Valley Sub., 1 st Add. Rev.	Peggy Hollitz Box 1204 Sun Valley, ID 83353	\$333
64.	Lot 13, Block 5 Sun Valley Sub., 1 st Add. Rev.	Linda Woodcock Box 2142 Ketchum, ID 83340	\$333
65.	Amended Lot 17B, Block 5 Sun Valley Sub., 1 st Add. Rev.	Page & Maureen Jenner Box 249 Sun Valley, ID 83353	\$333

66.	Amended Lot 19A, Block 5 Sun Valley Sub., 1 st Add. Rev.	Howard & Dorothy Goldman 3837 N. Green Valley Way Eagle, ID 83616	\$333
67.	Lot 21, Block 5 Sun Valley Sub., 1 st Add. Rev.	Lenier Smith Box 274 Sun Valley, ID 83353	\$333
68.	Lot 1, Block 6 Sun Valley Sub., 1 st Add. Rev.	Thomas West Box 3933 Ketchum, ID 83340	\$333
69.	Lot 2, Block 6 Sun Valley Sub., 1 st Add. Rev.	James Conger Box 62 Sun Valley, ID 83353	\$333
70.	Lot 3, Block 6 Sun Valley Sub., 1 st Add. Rev.	Richard & Bettina Fabiano Box 1112 Ketchum, ID 83340	\$333
71.	Lot 4, Block 6 Sun Valley Sub., 1 st Add. Rev.	Compar LLC 475 South Capitol Blvd. #300 Boise, ID 83702	\$333
72.	Lot 5, Block 6 Sun Valley Sub., 1 st Add. Rev.	Douglas & Patte Barry 15000 Altata Dr. Pacific Palisades, CA 90272	\$333
73.	Lot 6, Block 6 Sun Valley Sub., 1 st Add. Rev.	Roland & Tracy Struyve Box 3931 Ketchum, ID 83340	\$333
74.	Lot 7, Block 6 Sun Valley Sub., 1 st Add. Rev.	Jeffrey Bradford 5124 Iolani Place Kapaa, HI 96746	\$333
75.	Lot 8, Block 6 Sun Valley Sub., 1 st Add. Rev.	Thaddeus & Virginia Johnson, Trustees Route 1, Box 136 Sutton Mills, NH 03221	\$333
76.	Lot 1, McCollum Retreat Subdivision	Ben & Ruth McCollum 13702 W. Oak Glen Dr. Sun City West, AZ 85375-5434	\$333

77.	Lot 2, McCollum Retreat Subdivision	Joe McCollum Box 112 Twin Falls, ID 83303	\$333
78.	Lot 1, Kolouch Subdivision	Thomas, Victor, & Karena Kolouch 608 Shoup Ave. W. Twin Falls, ID 83301	\$333
79.	Lot 2, Kolouch Subdivision	Thomas, Victor, & Karena Kolouch 608 Shoup Ave. W. Twin Falls, ID 83301	\$333
80.	Lot 3, Kolouch Subdivision	Toni LeClercq Box 688 Ketchum, ID 83340	\$333
81.	Lot 4, Kolouch Subdivision	Toni LeClercq Box 688 Ketchum, ID 83340	\$333
82.	Lot 5, Kolouch Subdivision	Thomas, Victor, & Karena Kolouch 608 Shoup Ave. W. Twin Falls, ID 83301	\$333
83.	Lot 1, Silver Bend Subdivision	Adam & Shayla Koffler Box 3911 Ketchum, ID 83340	\$333
84.	Lot 2, Silver Bend Subdivision	Adam & Shayla Koffler Box 3911 Ketchum, ID 83340	\$333
85.	Lot 3, Silver Bend Subdivision	Adam & Shayla Koffler Box 3911 Ketchum, ID 83340	\$333
86.	Lot 4A, Silver Bend Subdivision	John Croul Trustee 1901 Bayadere Terrace Corona Del Mar, CA 92625-1810	\$333
87.	Tax Lot 3221	Duane Ramseyer 2236 E. 4300 N. Filer, ID 83328	\$333
88.	Tax Lot 7560	Darryl & Mary McMillen Box 1068	\$333

Sun Valley, ID 83353

89.	Tax Lot 7617	Richard & Rebecca Waycott 7226 SE 36 th St. Mercer Island, WA 98040	\$333
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90.	Tax Lot 3217	Mary E. Kemmerer Kemmerer Resources Corp. 323 Main St., Box 9 Chatham, NJ 07928	\$333
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