

121

BEFORE THE BOARD OF ADA COUNTY COMMISSIONERS

IN THE MATTER OF THE PETITION)
OF FOR ANNEXATION)
OF TERRITORY LOCATED IN ADA)
COUNTY TO THE STAR JOINT FIRE)
PROTECTION DISTRICT, LOCATED IN)
ADA COUNTY, IDAHO.)

ORDER

ADA COUNTY RECORDER J. DAVID NAVARRO AMOUNT .00 2
BOISE IDAHO 09/28/10 04:22 PM
DEPUTY Vicki Allen
RECORDED - REQUEST OF
Ada County Commissioners
110090978



The Board, having received a Resolution from the Board of Commissioners of the Star Joint Fire Protection District approving the Petitions of Jerry L. and Elida Jones, Kim Bradford, and Dorothy Jo and William T. Minor, all requesting their property located in Ada County be annexed into the Star Fire Protection District; and said Resolution having been recorded as Instrument Number 110055558 on June 16, 2010 and rerecorded as Instrument Number 110071229 to correct scrivener errors in the Resolution as well as the Exhibits; and said Fire Protection Board having held public hearings on February 11, 2010 and May 6, 2010 after receiving the Petitioners' verbal consent to delay the hearings and subsequently receiving Petitioners' written statements to that effect, and having held the hearings within 180 days from the Fire Protection Board's receipt of the Petitions; and said Fire Protection Board having published notice of the public hearing to be held on February 11, 2010 in the *Idaho Statesman* on January 16, 2010 and having published notice of the public hearing to be held May 6, 2010 in the *Idaho Statesman* on April 23, 2010; and the Resolution of said Fire Protection Board approving the petitions and the accurate legal description of the annexed territory as exhibits A., B, and C attached thereto having been certified to the Ada County Board of County Commissioners (see attached Exhibit A consisting of: the Resolution, and three warranty deeds providing the legal description of the properties to be annexed); pursuant to the provisions of Section 31-1411, Idaho Code;

NOW, THEREFORE, IT IS HEREBY ORDERED, that the territory, hereinafter described, located within the County of Ada, Idaho, be and the same is hereby declared annexed into the Star Joint Fire Protection District, Ada County, Idaho in accordance with the provisions

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TECHNICAL SUPPORT

of Idaho Code § 31-1411 and the boundaries of the territory annexed to said Star Joint Fire Protection District be, and the same are hereby fixed as follows:

A Part of the Southwest Quarter of the Southwest Quarter of Section 9, Township 5 North, Range 1 West of the Boise Meridian.

A Part of the Southeast Quarter of the Southwest Quarter of Section 9, Township 5 North, Range 1 West, Boise Meridian.

A Part of the SE ¼ SW ¼ of Section 9, Township 5 North, Range 1 West of the Boise Meridian.

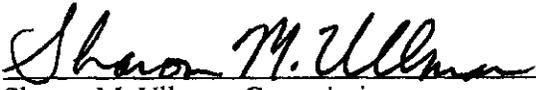
IT IS FURTHER ORDERED that one certified copy of this Order be transmitted to the Star Joint Fire Protection District Board of Commissioners and that a certified copy of this Order be filed in the office of the County Recorder of Ada County, Idaho.

IT IS FURTHER ORDERED that, from and after the date hereof, the above-described territory shall be included within the boundaries of said Star Joint Fire Protection District.

DATED this 28 day of September 2010.

Board of Ada County Commissioners

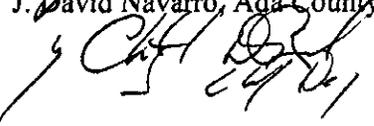
By: 
Fred Tilman, Chairman

By: 
Sharon M. Ullman, Commissioner

By: 
Rick Yzaguirre, Commissioner

ATTEST:


J. David Navarro, Ada County Clerk



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IT'S ALL SUPPORT



Star Joint Fire Protection District
10831 W. State Street
Star, Idaho 83669
(208)286-7772 / (208) Fax 286-7784

July 23, 2010

Ada County Recorder's Office
200 West Front St.
Boise Idaho, 83702

Ref. Recorder Number 110055558

The following documents are being submitted to be re-recorded to correct documents which were already recorded on June 16th 2010, Recorder # 110055558.

1. Resolution # 2010-05 with two maps.
2. Exhibit A with a statement from the applicant.
3. Exhibit B with a statement from the applicant.
4. Exhibit C with a statement from the applicant.

Respectfully,

Scott Buck
Deputy Chief

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DEC 06 2010
TECHNICAL SUPPORT

Star Joint Fire Protection District

Resolution NO. 2010-05

A RESOLUTION OF THE STAR JOINT FIRE PROTECTION DISTRICT, ADA AND CANYON COUNTIES, IDAHO. ESTABLISHING CONDITIONS FOR THE ANNEXATION OF PROPERTY INTO THE STAR JOINT FIRE PROTECTION DISTRICT.

WHEREAS, the Star Joint Fire Protection District (the "District") is a fire district organized and operating under the laws of the State of Idaho and is authorized to annex property into the district pursuant to Title 31, Chapter 14, Idaho Code, and

Whereas, the Board of Fire Protection Commissioners has received a petition for annexation of the property as described in Exhibits "A" and Exhibits "B" and "C"

Whereas the property to be annexed is contiguous to the District.

Whereas the District has the necessary equipment, support, and facilities to service the annexed property;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF FIRE PROTECTION COMMISSIONERS OF THE DISTRICT, Ada and Canyon Counties, Idaho as follows:

Section 1: Pursuant to Idaho Code Section 31-1411, the Board consents to annex the property, as described in Exhibits "A," , "B" and "C" to be included in the District as follows:

- a. All properties annexed are located within Ada County;
- b. The holders of title or evidence of title have signed a Petition for Annexation into the District;
- c. A notice of Public Hearing on the petitions was published in a newspaper of general circulation at least five (5) days prior to the public hearing.
- d. A public hearing was held by the Board of Fire Protection Commissioners of the District within the time limits specified in Idaho Code 31-1411; and,

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DEC 06 2010

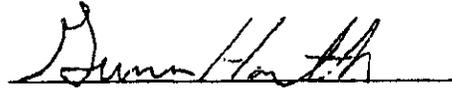
TECHNICAL SUPPORT

- e. All properties annexed will be subject to all rules and regulations of the District currently in effect or promulgated in the future.

Section 2: This Resolution is effective and will be in force as of June 10, 2010, that being the date the Board voted on and approved this Resolution.

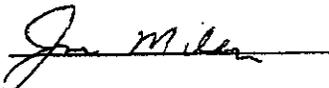
STAR JOINT FIRE PROTECTION DISTRICT

Ada and Canyon Counties, Idaho

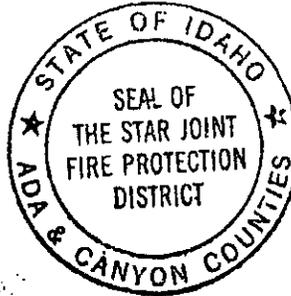


Gunnar Howarth, Chairman

ATTEST:

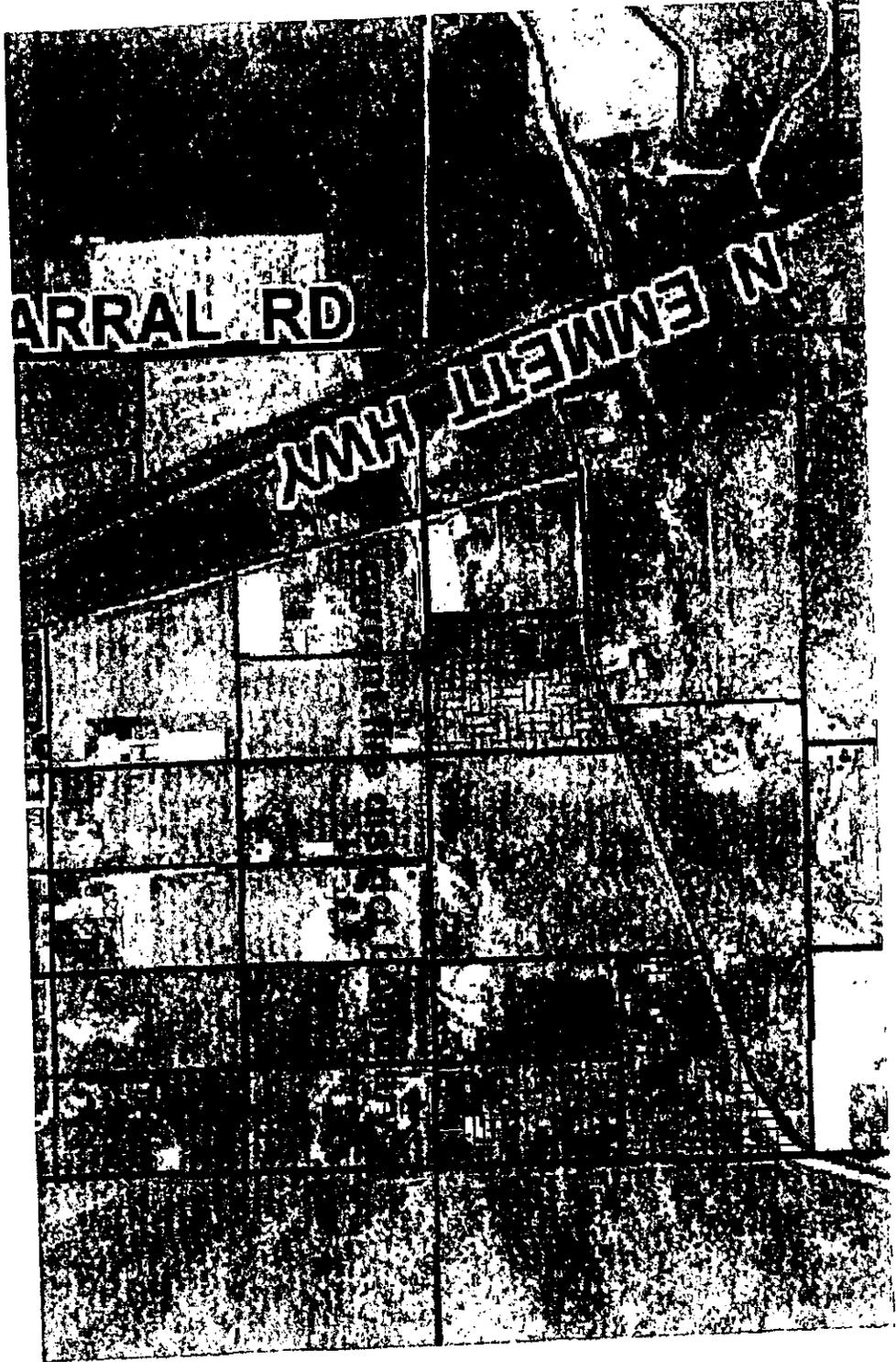


Secretary (Name)



ARRAL RD

N EMMETT HWY



Annex2010



THIS MAP NOT INTENDED FOR NAVIGATIONAL USE

9191 Chaparral Road
Eagle, Idaho 83616
November 5, 2009

RECEIVED
BY 11-9-09 DATE EB

Star Joint Fire Protection District
10831 W. State Street
Star, Idaho 83669

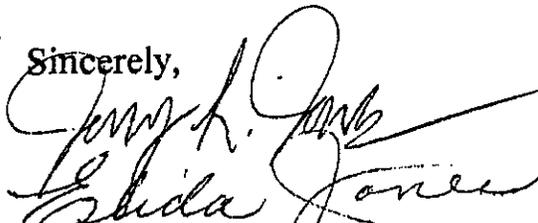
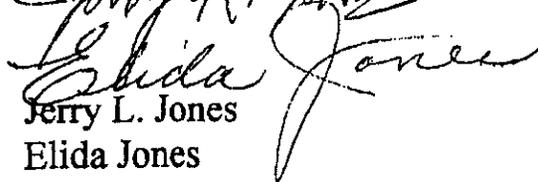
Dear Sirs:

I formally request to be annexed into the Star Joint Fire Protection District as soon as possible.

I am providing copies of my Warranty Deed and my 2009 Assessment Notice. They have the legal description of my property.

If any further information is needed, please call or contact me at 286-7512.

Sincerely,


Jerry L. Jones

Elida Jones

EXHIBIT

A



8338534

Beatrix
8340660

WARRANTY DEED

665 1444

Beatrix
Deputy
RECORDED
INDEXED

WAYNE J. LAND and JANICE LAND, husband and wife, and
DAN G. LAND and BEATRICE B. LAND, husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

JERRY L. JONES and ELIDA JONES, husband and wife, the grantees

the following described premises in Ada County, Idaho, to wit:

A part of the Southwest Quarter of the Southwest Quarter of Section 9, Township 5 North, Range 1 West of the Boise Meridian, in Ada County, Idaho, were particularly described as follows:

Commencing at the Southeast corner of the Southwest Quarter of the Southwest Quarter of Sec. 9, Twp. 5 N., R. 1 W., B.M., the INITIAL POINT; thence North 89° 41' West 442.9 feet along the South line of the said Section 9 to a point which is South 89° 41' East 881.9 feet from the Southwest corner of the said Section 9; thence North 0° 00' East 559.31 feet to a point on the centerline of Chaparral Street; thence North 89° 20' East 40 feet along the said centerline to a point of curve; thence curving to the left 209.73 feet along a curve having a radius of 572.96 feet and a chord which bears North 78° 52' East 208.18 feet; thence North 68° 24' East 212.73 feet along the aforesaid centerline to a point on the East line of the aforesaid Southwest Quarter of the Southwest Quarter; thence South 0° 03' 45" East 600.73 feet along the said East line to the INITIAL POINT; comprising 6.15 acres, more or less, LESS the following described parcel of land which is set aside for well:

A parcel of land in Sec. 9, Twp. 5 N., R. 1 W., B.M., more particularly described as beginning at the Southwest corner of said Sec. 9, thence S. 89° 41' E. 881.9 feet to a steel pipe; thence N. 53° 31' E. 104 feet to a steel pipe; thence N. 89° 20' E. 40.0 feet to the real point of beginning; thence N. 89° 20' E. 104 feet; thence S. 0° 40' E. 104 feet; thence S. 89° 20' W. 104 feet; thence N. 0° 40' W. 104 feet, to the real point of beginning; being 1/4 acre, more or less;

SUBJECT TO a road right of way along the northerly 40 feet and along the southerly 25 feet; and SUBJECT TO a right of way for domestic and irrigation pipelines and appurtenances along the easterly 10 feet, and to other existing rights of way;

SUBJECT TO an easement for a strip of land 10 feet in width whose center line is described as follows: Beginning at the irrigation well, thence 78 feet easterly along the domestic pipeline main to a point marked by a valve, which point lies southerly 58 feet from the southerly side of Chaparral Road and lies 28 1/2 feet westerly from the easterly property boundary line; thence southerly 503 feet along the domestic pipeline to a point on the southerly property line which point lies 249 feet westerly from the southeast property corner.

TOGETHER WITH water rights and membership interest in Chaparral Water Association, Inc., which are attached to and run with this land.

EXHIBIT

A

665 1445

Said property is FURTHER SUBJECT TO the requirements of the Idaho Health Department that (1) the following be placed at least 50 feet away from the well; pastures, dog runs, irrigation ditches, septic tanks, sewer lines, or any other possible source of contamination; and (2) the following be placed at least 100 feet away from the well; seepage pipe, field drains, cess pools, or any other source of drainage;

SUBJECT TO current liens of taxes and assessments, mortgages to Utah Mortgage Loan Corporation, recorded in the office of the Recorder of Ada County, Idaho as Instruments Nos. 719092 and 719278, and to Protective Restrictions and Covenants, recorded in said office as Instrument No. 746492;

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises, that they are free from all incumbrances except as hereinabove set forth, and except that the interest of Dan O. and Beatrice B. Land pertains only to the water rights; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED June 16, 1971.

Wayne J. Land
Wayne J. Land

Beatrice B. Land
Beatrice B. Land

Dan O. Land
Dan O. Land

Beatrice B. Land
Beatrice B. Land

STATE OF IDAHO } ss.
County of Ada

On this 16th day of June, 1971, before me, a notary public in and for said state, personally appeared WAYNE J. LAND and BEATRICE B. LAND, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Mary B. Edwards
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires Oct. 22, 1972

STATE OF IDAHO } ss.
County of Ada

On this 22nd day of June, 1971, before me, a notary public in and for said state, personally appeared DAN O. LAND and BEATRICE B. LAND, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Adm. County, Idaho, ss.
Notary Public
DATE 11/27/83
JOHN BASTIDA
RECORDER
400 Deputy

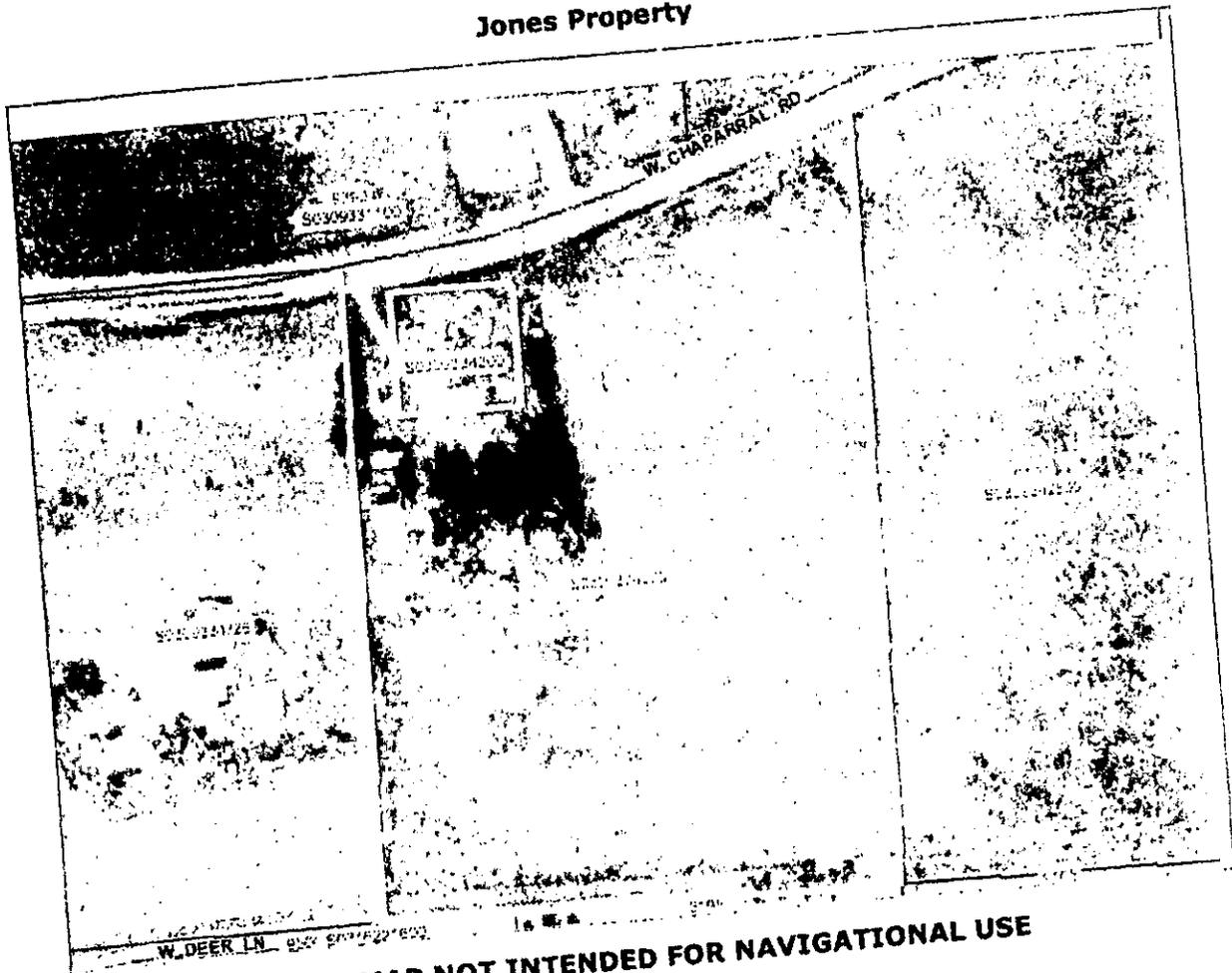
Mary B. Edwards
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires Oct. 22, 1972

This deed is RECORDED to change the opinion of ownership.

EXHIBIT

A

Jones Property



THIS MAP NOT INTENDED FOR NAVIGATIONAL USE

EXHIBIT

A

July 1st 2010

9191 Chaparral Road
Eagle, Idaho 83616

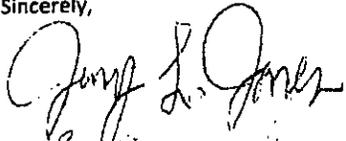
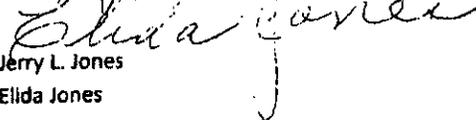
Kiley Cobb, Legal Intern
Ada County Prosecutors Office
Civil Division
200 West Front Street
Boise Idaho, 83702

Dear Ms. Cobb;

This letter is to inform you, that at the time we requested annexation into the Star Joint Fire Protection district, we were informed in person of the delay with the public hearing. We did not object and verbally consented to have the hearings delayed.

If you have any questions please contact us at 286-7512

Sincerely,

Jerry L. Jones
Elida Jones

November 17, 2009

8830 Deer Lane
Eagle, Idaho 83616

Star Joint Fire Protection District
10831 West State Street
Star, Idaho 83669

Reference: Annexation into the Fire District

Dear Sirs:

I formally request to be annexed into the Star Joint Fire Protection District as soon as possible.

I am providing copies of my Warranty Deed which contains the legal description of my property.

If any further information is needed, please contact me at 286-7334.

Sincerely,

Kim Bradford

A handwritten signature in black ink, appearing to read "Kim Bradford", written in a cursive style.

EXHIBIT

B

Warranty Deed

Case No. 1564000516

For Value Received ROBERT E. CALDWELL AND LISA L. CALDWELL, HUSBAND AND WIFE

the grantor do hereby grant, bargain, sell and convey unto KIM JAY BRADFORD AND LINDA D. BRADFORD, HUSBAND AND WIFE

whose current address is 8830 W Dear Lane Eagle, ID 83616

the grantee of the following described premises, in ADA County Idaho, to wit:

SEE ATTACHED EXHIBIT A

95028831

EXHIBIT A

(Continued)

IDAHO RECORDED
J. DAVID SAWYER
BOISE ID
AMERICAN LAND TITLE CO.
95 APR 28 PM 11:44
FEE \$3.00
RECORDED BY [Signature]
REQUEST OF [Signature]

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, **THEIR** heirs and assigns forever. And the said Grantor, do hereby covenant to and with the said Grantee that the **Y** the owner in fee simple of said premises that they are free from all incumbrances

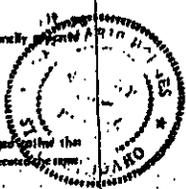
and that the **Y** will warrant and defend the same from all lawful claims whatsoever.

Dated: April 27, 1995

Robert E. Caldwell
Robert E. Caldwell

Lisa L. Caldwell
Lisa L. Caldwell

STATE OF IDAHO, COUNTY OF ADA
On this 27th day of April
before me, a notary public in and for said State, personally appeared
Robert E. Caldwell
Lisa L. Caldwell



known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.
THEY
Lisa L. Caldwell
Notary Public
Boise, Idaho
05-28-95 [Signature]

EXHIBIT

6

1864000517

THE LAND REFERRED TO IN THIS POLICY IS SITUATED IN THE STATE OF IDAHO, COUNTY OF ADA, AND IS DESCRIBED AS FOLLOWS:

A PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 9, TOWNSHIP 5 NORTH, RANGE 1 WEST, BOISE MERIDIAN, ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 9, TOWNSHIP 5 NORTH, RANGE 1 WEST, BOISE MERIDIAN, THE INITIAL POINT; THENCE NORTH 89°41' WEST 331.2 FEET ALONG THE SOUTH LINE OF SAID SECTION 9; THENCE NORTH 0°07'30" WEST 660 FEET PARALLEL TO THE EAST LINE OF THE SAID SOUTHWEST QUARTER OF SECTION 9; THENCE SOUTH 89°41' EAST 331.2 FEET PARALLEL TO THE SAID SOUTH LINE, TO A POINT IN THE SAID EAST LINE; THENCE SOUTH 0°17'30" EAST 660 FEET ALONG THE SAID EAST LINE, TO THE INITIAL POINT.

SUBJECT TO RIGHT OF WAY FOR A ROAD ON THE SOUTH 25 FEET, AND TO OTHER EXISTING RIGHTS OF WAY.

EXCEPT DITCH AND ROAD RIGHTS OF WAY.

EXHIBIT

8

Bradford Property



THIS MAP NOT INTENDED FOR NAVIGATIONAL USE

B EXHIBIT

July 16 2010

8830 Deer Lane
Eagle, Idaho 83616

Kiley Cobb, Legal Intern
Ada County Prosecutors Office
Civil Division
200 West Front Street
Boise Idaho, 83702

Dear Ms. Cobb;

This letter is to inform you, that at the time we requested annexation into the Star Joint Fire Protection district, I was informed in person of the delay with the public hearing. I did not object and verbally consented to have the hearings delayed.

If you have any questions please contact me at 286- 7734

Sincerely,

Kim Bradford

A handwritten signature in black ink, appearing to read "Kim Bradford", written over the typed name.

March 3, 2010

8889 W. Chaparral Rd.
Eagle, Idaho 83616

Star Joint Fire Protection District
10831 West State Street
Star, Idaho 83669

Reference: Annexation into the Fire District

Dear Sirs:

I formally request to be annexed into the Star Joint Fire Protection District as soon as possible.

I am providing copies of my Warranty Deed which contains the legal description of my property.

If any further information is needed, please contact me at 208-286-7579

Sincerely,

Dorothy Jo Minor
William T. Minor

EXHIBIT

6125685

WARRANTY DEED

For Value Received

WAYNE J. LAND and JANICE LAND, husband and wife,

the grantors do hereby grant, bargain, sell and convey unto

WILLIAM T. MINOR and DOROTHY J. MINOR, husband and wife,

the grantees, the following described premises in Ada County Idaho, to-wit:

A part of the SE 1/4 SW 1/4 of Section 9, Township 5 North, Range 1 West of the Boise Meridian, more particularly described as follows:

Commencing at the Northeast Corner of the SE 1/4 SW 1/4 Sec. 9, T.5 N., R.1 W., E.M., the INITIAL POINT; thence South 0°07'30" East 658.6 feet along the East line of the said SE 1/4 SW 1/4, to a point which is 660 feet North of the Southeast Corner thereof; thence North 89°41' West 662.4 feet parallel to the South line of said SE 1/4 SW 1/4; thence North 0°07'30" West 286.12 feet parallel to the said East line, to a point in the centerline of the right of way of Chaparral Street; thence North 68°24' East 432.12 feet along the said centerline, to a point of curve; thence curving to the left 339.4 feet along a curve having a radius of 572.96 feet, and a cord which bears North 51°05' East 333.9 feet, to the INITIAL POINT; containing 6.56 acres, more or less;

SUBJECT TO the right of way for Chaparral Street on the Northwesterly 25 feet, and to other existing rights of way, and to those certain Protective Restrictions and Covenants dated June 29, 1970, recorded in the office of the County Recorder of Ada County, Idaho as Instrument No. 746492.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances except taxes and assessments for the year 1970, existing rights of way, and mortgages to Utah Mortgage Loan Corporation recorded in the office of the Recorder of Ada County, Idaho as Instrument Nos. 719092 and 719278;

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: July 21, 1970.

Wayne J. Land

Janice Land

EXHIBIT

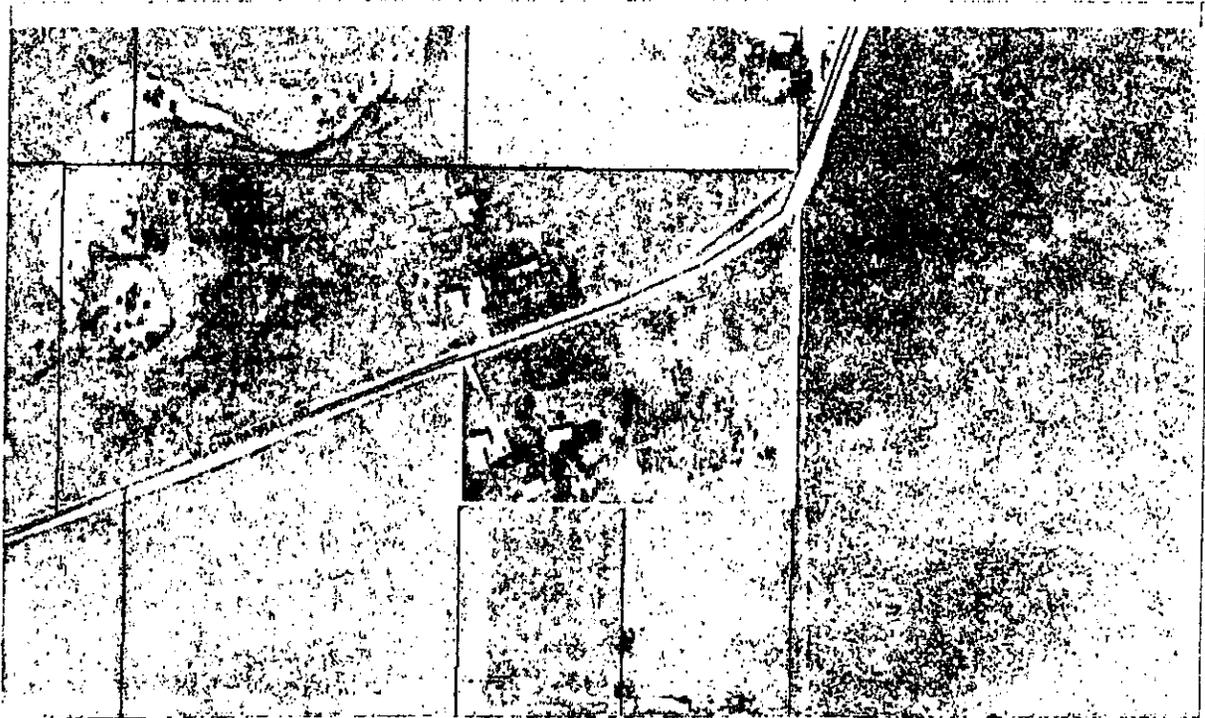
C

STATE OF IDAHO, COUNTY OF ADA: ss.
On this 28th day of July, 1970,
before me, a notary public in and for said State, personally
appeared WAYNE J. LAND and JANICE

STATE OF IDAHO, COUNTY OF Ada
I hereby certify that this instrument was filed for record at
the request of Dorothy J. Minor

at 10 minutes past 11, A.M.

Minor Property



THIS MAP NOT INTENDED FOR NAVIGATIONAL USE

EXHIBIT

C

July 16 2010

8889 W. Chaparral Rd.
Eagle, Idaho 83616

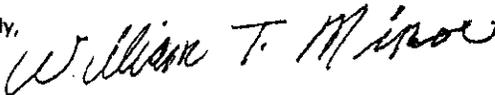
Kiley Cobb, Legal Intern
Ada County Prosecutors Office
Civil Division
200 West Front Street
Boise Idaho, 83702

Dear Ms. Cobb;

This letter is to inform you, that at the time we requested annexation into the Star Joint Fire Protection district, we were informed in person of the delay with the public hearing. We did not object and verbally consented to have the hearings delayed.

If you have any questions please contact us at 286-7579

Sincerely,

A handwritten signature in black ink that reads "William T. Minor". The signature is written in a cursive style with a large, prominent "W" and "M".

William T. Minor



J. David Navarro
Ada County Clerk of the District Court
Ex-officio Auditor and Recorder

Ada County Courthouse, Room 1196, 200 W. Front Street, Boise ID 83702-7300
Phone (208) 287-6887 Fax (208) 287-6909

Christopher D. Rich
Chief Deputy

December 2, 2010

Idaho State Tax Commission
Attn: Jeff Servatius, GIS Manager
Technical Support Bureau
800 Park Blvd., Plaza IV
Boise ID 83722

Dear Jeff:

Find attached a copy of an order by the Ada County Commission for annexation to the Star Fire Protection District. The Commissioners entered the order on September 28, 2010 with minutes of the meeting for the permanent record.

The appropriate paper documentation is included with this request.

Please contact me if you have any questions or comments.

Sincerely,

J. David Navarro
by Brad Vandenberg
Deputy Clerk

J. David Navarro
Clerk to the Board of Ada County Commissioners

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DEC 06 2010

TECHNICAL SUPPORT

Civil Court Room 1155 Ph (208) 287-6900 Fx (208) 287-6919	Court Assistance Officer Room 1182 Ph (208) 287-6963 Fx (208) 287-6919	Criminal Court Room 1190 Ph (208) 287-6900 Fx (208) 287-6919	Elections Room 1202 Ph (208) 287-6860 Fx (208) 287-6849	Payroll Room 1193 Ph (208) 287-6980 Fx (208) 287-6989	Recorder Room 1208 Ph (208) 287-6840 Fx (208) 287-6849
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