

**BEFORE THE BOARD OF DIRECTORS OF
WEST BOISE SEWER DISTRICT, ADA COUNTY, IDAHO**

142

**IN THE MATTER OF THE INCLUSION)
OF CERTAIN REAL PROPERTY IN THE)
WEST BOISE SEWER DISTRICT OWNED) ORDER OF INCLUSION
BY MICHAEL R. POLLOCK)
_____)**

THIS MATTER having come on regularly for hearing this 14th day of December, 2010, pursuant to a petition filed with the Board of the West Boise Sewer District (the District) on November 9, 2010, by Michael R. Pollock, Petitioner and Owner, and pursuant to a notice by publication in the Idaho Statesman, a newspaper of general circulation within the District, on November 30, 2010 and December 7, 2010, which appears in the Affidavit of Publication attached hereto. No person appeared to protest the inclusion of the real property owned by Petitioner; and,

Since the property proposed to be annexed was not contained in the original boundaries of the District, the Board will require that the property be annexed subject to certain conditions hereafter set forth. Petitioner states that she is aware that as a condition of inclusion the District may require that the land described in the petition be subjected to the amount of 1976 taxes of the District as well as tax assessments for all subsequent years, and that Petitioner is aware that it will be the expense of the landowner to provide for such installations of sewer lines necessary to connect to the lines of the District.

The Board will require as an additional condition that Petitioner be responsible for the costs of publication in the amount of \$142.80. The Board will waive the legal and engineering fees incurred as a result of this annexation since the property being annexed is a lot and block description. Petitioner will also be responsible to pay the Board the sum of \$168.11 as back tax equivalent on the property which is being annexed to the District. The property being annexed is subject to the further

condition that the Owner of the land being annexed to the District shall be responsible for the expenses for such installation of sewer lines necessary to connect to the lines of the District.

There being no objection to the inclusion of said property owned by Petitioner, subject to said conditions, and the Board being fully advised,

NOW, THEREFORE, IT IS ORDERED that it is in the best interests of the Petitioner and the District that the following described property be and the same is hereby included within the District, to wit:

Lot 8, Block 1, Candlewood Subdivision, according to the official plat thereof, filed in Book 32 of Plats at Pages 1981 and 1982, records of Ada County, Idaho; located in Section 13, T. 3N., R. 1E., B.M.

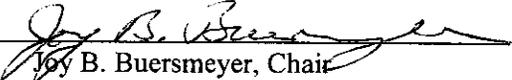
1. Petitioner will be required to pay \$142.80 for costs of publication.
2. Petitioner will be responsible to pay to the Board the sum of \$168.11, which equals the District's back tax equivalent for tax levies on the property that is being annexed to the District.
3. The Owner of the land being annexed to the District shall be responsible for the expenses for such installation of sewer lines necessary to connect to the lines of the District.

IT IS FURTHER ORDERED that the Petitioner/Owner of the property hereinbefore described evidences her approval of the foregoing conditions.

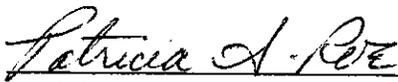
Dated this 14th day of December, 2010.



WEST BOISE SEWER DISTRICT

By: 
Joy B. Buersmeyer, Chair

Attest:

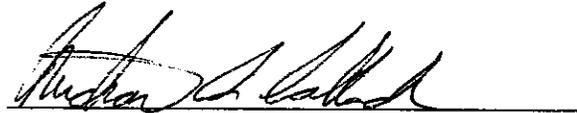

Patricia A. Roe
Secretary

C O N S E N T

The undersigned hereby consents to the conditions contained in the Board's Order annexing the following described property to the West Boise Sewer District, Ada County, Idaho:

Lot 8, Block 1, Candlewood Subdivision, according to the official plat thereof, filed in Book 32 of Plats at Pages 1981 and 1982, records of Ada County, Idaho; located in Section 13, T. 3N., R. 1E., B.M.

Dated this 18 day of December, 2010.


Michael R. Pollock

Idaho Statesman

The Newspaper of the Treasure Valley
IDAHOSTATESMAN.COM

PO Box 40, Boise, ID 83707-0040

LEGAL PROOF OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
31909	0000530321	LEGAL NOTICE	Pollock	\$142.80	1	71

Attention: Julie Harrison

EVANS KEANE ATTORNEYS AT LAW
1405 W MAIN ST
BOISE ID 83702

**LEGAL NOTICE
NOTICE OF INCLUSION OF
CERTAIN REAL PROPERTY
IN THE
WEST BOISE SEWER DISTRICT,
ADA COUNTY, IDAHO**

TO: ALL INTERESTED PERSONS,
PUBLIC NOTICE IS HEREBY GIVEN:

That on the 14th day of October, 2010, pursuant to Idaho Code Section 42-3218, there was filed in the Office of the Board of Directors of the West Boise Sewer District, Ada County, Idaho, a Petition for the Inclusion of Certain Real Property in the West Boise Sewer District, by **Michael R. Pollock**, owner of certain real property located outside of said West Boise Sewer District, situated in the County of Ada, State of Idaho, and more particularly described as follows:

Lot 8, Block 1, Candlewood Subdivision, according to the official plat thereof, filed in Book 32 of Plats at Pages 1981 and 1982, records of Ada County, Idaho; located in Section 13, T. 3N., R. 1E., B.M.

Petitioner states that he is aware that as a condition of inclusion, the District may require that the land described in the Petition be subjected to the amount of 1976 taxes of the District as well as tax assessments for all subsequent years, and that Petitioner is aware that it will be the expense of the landowner to provide for such installations to connect to the lines of the District.

The Board may require that Petitioner be responsible for the costs of publication, legal fees and engineering fees incurred by the District to publish this Petition.

That the said Petitioner prays that the real property described herein be included in the West Boise Sewer District, Ada County, Idaho.

That a public hearing on said Petition will be held at 7608 Ustick Road, Boise, Idaho, the office of the West Boise Sewer District on the 14th day of December, 2010, at the hour of 7:15 p.m., where all persons interested may appear and show cause in writing, if any they have, why said Petition should not be granted.

DATED this 23rd day of November, 2010.

WEST BOISE SEWER DISTRICT
ADA COUNTY, IDAHO

By /s/ Joy B. Buersmeyer,
Chair of the Board of Directors
ATTEST: /s/ Patricia A. Roe,
Secretary

Pub. Nov. 30, Dec. 7, 2010

0000530321-01

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

Beginning issue of: 11/30/2010

Ending issue of: 12/07/2010

Janice Hildreth
(Legals Clerk)

STATE OF IDAHO)

SS

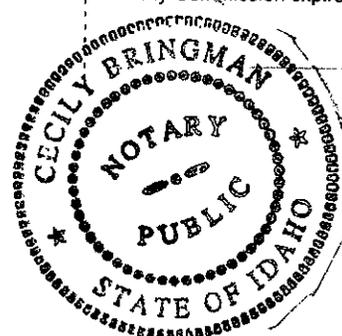
COUNTY OF ADA)

On this 7 day of December in the year of 2010 before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Cecily Bringman
Notary Public for Idaho
Residing at: Boise, Idaho

My Commission expires:

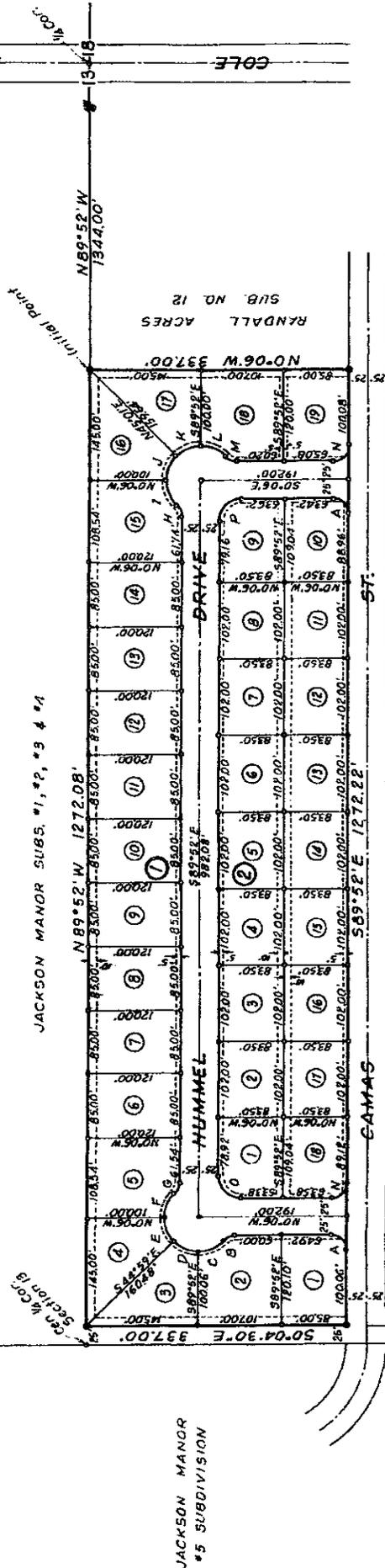
8-27-15



CANDLEWOOD SUBDIVISION

A RESUBDIVISION OF RANDALL ACRES SUBDIVISION NO. 12, BLOCK 1, LOTS 15-27, INCLUSIVE,
A PORTION OF THE NW 1/4 OF THE SE 1/4 OF SECTION 13, T. 3 N., R. 1 E., B. M.
ADA COUNTY, IDAHO.

MC CARTER & TULLER CONSULTING ENGINEERS
1973



LEGEND

- 5/8" x 30" Steel Pins at Angle Points on Boundary
- 1/2" x 24" Steel Pins at Lot Corners and Points of Curvature
- Public Utility Easement
- ② Block Number
- ③ Lot Number

CURVE DATA

CURVE	RADIUS	DELTA	LENGTH	TANGENT	CHORD	BEARING
A	20.00'	90°14'	31.50'	20.08'	28.34'	N45°01'E
B	20.00'	48°11.2'	16.72'	8.53'	15.69'	N23°11.6'W
C	45.00'	46°24.9'	36.45'	19.29'	35.47'	N23°04.4'W
D	45.00'	44°53'	35.25'	18.59'	34.56'	N22°34.5'E
E	45.00'	44°53'	35.25'	18.59'	34.56'	N67°27.5'E
F	45.00'	48°24.9'	36.45'	19.29'	35.47'	S66°53.6'E
G	20.00'	48°11.2'	16.72'	8.53'	15.69'	S66°46.4'E
H	20.00'	46°11.2'	16.12'	8.53'	15.69'	N67°02.4'E
I	45.00'	45°57.2'	36.09'	19.08'	35.13'	N66°55.4'E
J	45.00'	45°07'	35.43'	18.69'	34.53'	S67°32.5'E
K	45.00'	45°07'	35.43'	18.69'	34.53'	S22°25.5'E
L	45.00'	45°57.2'	36.09'	19.08'	35.13'	S23°06.6'W
M	20.00'	46°11.2'	16.12'	8.53'	15.69'	S22°59.6'W
N	20.00'	89°46'	51.33'	19.92'	28.23'	S44°59'E
O	30.00'	90°14'	47.25'	30.12'	42.51'	N45°01'E
P	30.00'	89°46'	47.00'	29.88'	42.34'	S44°59'E



WEST BOISE SEWER DISTRICT
POLLOCK ANNEXATION

SECRETARY'S CERTIFICATE

I, Patricia A. Roe, Secretary of the West Boise Sewer District, Ada County, Idaho, hereby certify that attached hereto are true and correct copies of the following documents:

1. Petition for the Inclusion of Certain Real Property in the West Boise Sewer District, by Michael R Pollock;
2. Certificate of Publication with respect to the hearing on such inclusion; and
3. Board Order of Inclusion, together with Petitioner's Consent.

WEST BOISE SEWER DISTRICT

By Patricia A. Roe
Patricia A. Roe, Secretary



**EVANS
KEANE** LLP
Attorneys at Law

Boise Office
1405 West Main Street
P.O. Box 959
Boise, Idaho 83701-0959

Phone: 208-384-1800
Fax: 208-345-3514
firm@evanskeane.com
www.evanskeane.com



Member, Meritas
With Independent Firms in
Principal Cities Worldwide

James D. Hovren
JHovren@evanskeane.com

TAX COMMISSION

DEC 21 2010

TAFFNER 2006

December 21, 2010

VIA HAND DELIVERY

IDAHO STATE TAX COMMISSION
800 Park Blvd.
Boise, ID 83722-0036

RE: West Boise Sewer District
Property Owner: Michael R. Pollock

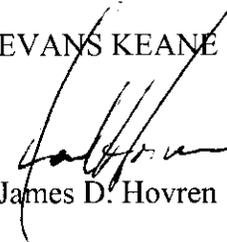
To Whom It May Concern:

Pursuant to Idaho Code Section 63-215, I am enclosing a certified copy of the Order of Inclusion of the District Court of the Fourth Judicial District of the State of Idaho, in and for Ada County, ordering certain real property within Ada County be included within the boundaries of the West Boise Sewer District. Attached to the Order, please find a map of the included property.

I have included a second copy of this letter. **Please sign and date this letter and return it to me in the enclosed, postage-paid envelope to acknowledge your receipt of same.** If you have any questions, please do not hesitate to call me at this office.

Yours very truly,

EVANS KEANE LLP


James D. Hovren

JDH:jh
Enclosures

RECEIVED BY: _____
DATE: _____