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085

BEFORE THE EAGLE SEWER DISTRICT  
BOARD OF DIRECTORS

In the matter of the Petition of      )  
Dave Radcliffe and Christy      )  
Radcliffe for the annexation of      )  
Certain real property in Ada      )  
County, Idaho, by the Eagle      )  
Sewer District ("District")      )  
\_\_\_\_\_ )

**ORDER OF ANNEXATION**

WHEREAS, Dave Radcliffe and Christy Radcliffe, husband and wife, hereinafter collectively referred to as Petitioners, the owners of certain real property situated in Ada County, State of Idaho, more particularly described on Exhibit "A" hereto, on February 1, 2011, duly petitioned for annexation and inclusion of said real property, within the boundaries of the Eagle Sewer District ("Petition"); and

WHEREAS, a public hearing on said Petition was called for and held in the manner provided for in § 42-3218(a) of the Idaho Code on the 9<sup>th</sup> day of May, 2011, after due and proper notice published in the official newspaper of the District, *The Valley Times*, published on April 25, 2011, and May 2, 2011; and no person having appeared in writing, or at said meeting, to protest the granting of said Petition; and

WHEREAS, originals of the Petition, exhibits thereto, proof of publication, and Resolution No. 11-04, are all on file at the offices of the Eagle Sewer District, 44 N. Palmetto Ave., Eagle, Idaho, 83616; and

WHEREAS, the Board of Directors of the Eagle Sewer District has, by adoption of its Resolution No. 11-06, on the 13<sup>th</sup> day of June, 2011, after due consideration of all relevant evidence and testimony, approved said Petition and set forth the terms and conditions pursuant to which said real property shall be annexed by, and included within, the District; and

WHEREAS, the Petitioners have not, prior to the date hereof, withdrawn their Petition as provided for in Idaho Code § 42-3218(c);

NOW, THEREFORE, IT IS HEREBY ORDERED by the Board of Directors of the Eagle Sewer District that, pursuant to the provisions of Idaho Code § 42-3218, the following described real property shall be, and hereby is, annexed by, and included within the Eagle Sewer District, subject to the terms and conditions set forth in the Petition, including Exhibits "A" and "B"

thereto, and Resolution No. 11-06 adopted by this Board of Directors.

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

BE IT FURTHER ORDERED that this annexation shall be and become effective upon the execution of this Order and its recordation in the official records of Ada County, Idaho.

DATED this 23<sup>rd</sup> day of June, 2011.

EAGLE SEWER DISTRICT

By: James S. Brooks  
James S. Brooks, Chairman

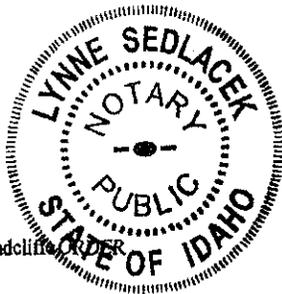
ATTEST:

Lynn Moser  
Lynn Moser, Secretary

STATE OF IDAHO )  
 )  
 ) ss.  
County of Ada )

On this 23<sup>rd</sup> day of June, 2011, before me, a Notary Public for the State of Idaho, personally appeared JAMES S. BROOKS and LYNN MOSER, known or identified to me, to be the Chairman and Secretary, respectively, of EAGLE SEWER DISTRICT, and the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Lynne Sedlacek  
NOTARY PUBLIC FOR IDAHO  
Residing at Eagle  
My commission expires 9/13/2012

Jer\ eagle\ annex2011\ Radcliffe ORDER



**DTP SURVEYING, LLC**  
Professional Land Surveyor

208.860.3442  
dtpugh@msn.com  
1506 E. Prohaska Ct.  
Eagle, ID 83616

May 24, 2010

**Dicky Drive Parcel**

A parcel of land located in the Southwest ¼ of Section 10, T.4N., R.1E., B.M., Ada County, Idaho, more particularly described as follows: Commencing at the C-S 1/16 corner as described in Corner Record Inst. No. 8803564, Ada County records; Thence North 89°34'13" West, 761.26 feet to a point on the North boundary of Lot 1, Block 1 of Chaumont Subdivision No. 1, as same is recorded in Book 75 of Plats at Page 7771, Ada County records, said point being the **REAL POINT OF BEGINNING**;

Thence continuing North 89°34'13" West, 157.34 feet to a point on the Easterly right-of-way of Dicky Drive;

Thence 12.44 feet along said right-of-way and the arc of a non-tangent curve to the right, having a radius of 20.00 feet, a central angle of 35°38'37", and a long chord bearing North 13°27'19" East, 12.24 feet;

Thence 169.42 feet along the arc of a curve to the left, having a radius of 238.99 feet, a central angle of 40°37'00", and a long chord bearing North 10°58'07" East, 165.89 feet;

Thence North 9°20'23" West, 144.31 feet;

Thence 164.50 feet along the arc of a curve to the right, having a radius of 290.00 feet, a central angle of 32°29'59", and a long chord bearing North 6°54'28" East, 162.30 feet;

Thence North 23°09'28" East, 18.93 feet to the Southwest corner of Evans No. 3 Subdivision, as same is recorded in Book 37 of Plats at Page 3129, Ada County records;

Thence along the South boundary of said Subdivision South 87°05'27" East, 20.29 feet (record South 88°09'14" East, 20.44 feet);

Thence departing said South boundary South 11°18'13" East, 505.65 feet (record South 12° East, 490.8 feet) to the Point of Beginning. Containing 0.98 acres, more or less.





# Robertson & Slette, p.l.l.c.

ATTORNEYS AT LAW



J. EVAN ROBERTSON  
GARY D. SLETTE

Robin L. Moore, PLS - Paralegal

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P.O. BOX 1906  
TWIN FALLS, IDAHO 83303-1906  
TELEPHONE (208) 933-0700  
FAX (208) 933-0701

J. EVAN ROBERTSON

085

July 14, 2011

State Tax Commission  
GIS Staff  
P.O. Box 36  
Boise, ID 83722

**RE: Eagle Sewer District Annexation  
Dave and Christy Radcliffe**

Dear Sir or Madam:

Enclosed please find a recorded copy of the Order of the Eagle Sewer District in the above-referenced matter, which includes a copy of the map identifying the subject real property.

Thank you for your courtesies. Please don't hesitate to call should there be any questions, comments or need of further information.

Sincerely,

A handwritten signature in black ink that reads "Robin L. Moore". The signature is fluid and cursive.

Robin L. Moore  
Legal Assistant to  
J. EVAN ROBERTSON

Encls.

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RECEIVED

JUL 19 2011

TECHNICAL SUPPORT