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TECHNICAL SUPPORT

BEFORE THE BOARD OF DIRECTORS  
OF THE  
BOISE WARM SPRINGS WATER DISTRICT  
OF ADA COUNTY, IDAHO

IN THE MATTER OF THE INCLUSION OF CERTAIN )  
PROPERTY IN THE BOISE WARM SPRINGS WATER )  
DISTRICT OF ADA COUNTY, IDAHO, owned by )  
JUSTIN E. MAINES AND MICHELE I. MAINES, )  
Organized under the laws of the State of Idaho )  
ORDER OF  
INCLUSION AND  
ANNEXATION

THIS MATTER came on regularly to be heard before the Board of Directors of the Boise Warm Springs Water District at a regularly called and convened meeting the 14<sup>th</sup> day of September, 2011, upon a Petition for Annexation (inclusion) of property to the Boise Warm Springs Water District filed and presented by Justin E. Maines and Michele I. Maines, organized under the laws of the State of Idaho, Petitioners and Owners of said property, a copy of which Petition marked Exhibit "A" is attached herein and made a part hereof by reference and attachment, and to a Notice of Hearing, said Petition for Annexation at this time and place published in The Idaho Statesman, a newspaper published in Boise, Idaho, and of general circulation in the District, on the dates of August 31, 2011, September 7, 2011 and September 14, 2011, the proof of which more fully appears in the Affidavit of Publication marked Exhibit "B" being attached hereto and incorporated herein and made a part hereof by incorporation and attachment. No person appeared to protest or object to the annexation (inclusion) of the property owned by the Petitioners.

Upon examining the Petition of Annexation (inclusion) of Property, hearing and examining the Petitioners and examining all proof (documentary and oral) submitted to the Board's consideration, the Board found and concluded that (i) the said Petition of Annexation (inclusion) of Property was in substantial compliance with law and executed by the Petitioners and acknowledged in the manner required by law; (ii) it would be in the best interest of the District and the Property affected to annex and include the property of the Petitioners, subject to all conditions enumerated in the said Petition and as hereinafter specified; (iii) the Notice of Hearing of said Petition was given in the manner required by law; and (iv) there is not good cause to deny the Petition for Annexation.

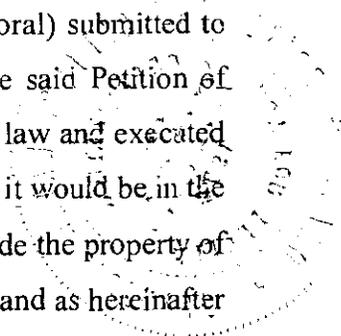


EXHIBIT "A"

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BEFORE  
THE  
BOARD OF DIRECTORS

OF THE

BOISE WARM SPRINGS WATER DISTRICT

IN THE MATTER OF THE ANNEXATION ) PETITION  
OF PROPERTY TO THE ) TO  
BOISE WARM SPRINGS WATER DISTRICT, ) ANNEX  
a political subdivision of the STATE OF IDAHO. ) No. 2011-01

THE UNDERSIGNED PROPERTY OWNERS:

Justin E. and Michele I. Maines

Account No. 1375H

Tax Parcel No. R2039251590

Legal Description: LOTS 4 TO 6 INC BLOCK 13, EAST SIDE ADDITION

Property Address: 1011 East State Street  
Boise, Idaho 83712

Do hereby petition the Board of Directors of the Boise Warm Springs Water District (hereinafter "District") to annex to, and include within, the boundaries of the District the following described real property, together with (1) all improvements and appurtenances appertaining thereto and (2) all public streets, roads and alleys, abutting, adjoining and touching the hereinafter described property:

4 TO 6 INC BLOCK 13, EAST SIDE ADDITION, ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED IN BOOK 1 OF PLATS AT PAGE 6, RECORDS OF ADA COUNTY, IDAHO LOCATED IN SECTION 11 TOWNSHIP 3 NORTH, RANGE 2 EAST OF THE BOISE MERIDIAN.

In support of this Petition to Annex, the Petitioners covenant and agree as follows:

(1) That the undersigned are the lawful owners of record of the above described real property (or are the purchasers by an unrecorded contract of sale with the authority to petition for annexation).

(2) That the undersigned have paid, at the time of filing this petition with the District, the Annexation Fee of \$ (WAIVED) fixed and established by the pertinent Resolution of the District, the receipt of which is hereby acknowledged. It is further acknowledged that, upon inclusion (annexation), a fee of \$350 will be charged to cover the costs incurred in the administrative process of annexing the above described property.

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(3) That the undersigned have contracted, at their cost and expense, a main line and a service line from a building or structure to the District's water line, together with all the necessary appurtenances and machinery, in a manner and at the place designated and directed by the District, and in accordance with the plans, specifications and drawings approved by the District, its officers, agents and employees.

(4) That the undersigned hereby assign, transfer and set over to the District all rights, title, and interest in and to that portion of the main line and service line extending from the Petitioner's property line to the District's water line together with all necessary appurtenances and machinery thereto.

(5) The above described property is improved. It is now being used as:

A SINGLE FAMILY RESIDENCE>

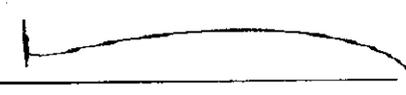
(6) It is understood by the undersigned that this petition is made pursuant to Section 42-3218, Idaho Code, as amended, and that the setting of a time and place for hearing of said petition and publication of notice of said hearing pursuant to law does not construe acceptance of said petition by the District. Pursuant to the aforesaid statute, the Board of Directors may impose such terms and conditions under which said property may be included within the District as the Board sees fit, said conditions, however, to be announced prior to the hearing. After said announcement, petitioners may have the right to withdraw said petition, but shall have the right to reimbursement of the annexation fee or additional charges as above set forth.

WHEREFORE, your petitioners pray that the said Board of Directors of the Boise Warm Springs Water District accept this Petition and set a time for the hearing and publish notice thereof in accordance with law, and upon hearing, order the inclusion of the above described property within the boundaries of the Boise Warm Springs Water District in accordance with the terms of this Petition.

Dated this 1 day of April, 2011.

  
\_\_\_\_\_

Justin E. Meares

  
\_\_\_\_\_

Michele L. Meares

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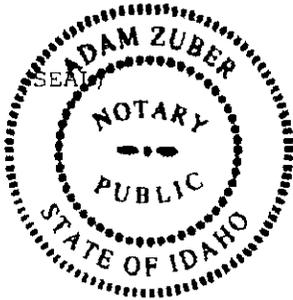
STATE OF Idaho )

) SS.

COUNTY OF Ada )

On this 1 day of April, 2011, before me a Notary Public in and for the State of Idaho, personally appeared Justin Maines and Michelle Maines known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



[Signature]

Notary Public for Idaho

Residing at Boise, Idaho

My Commission expires: 6/8/15

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# EAST SIDE,

BOISE CITY,

ADA CO., IDAHO.

Map in Section 11, Twp. 3 N., R. 2 E. of Boise Meridian.

SCALE 200 FT. TO 1 INCH.

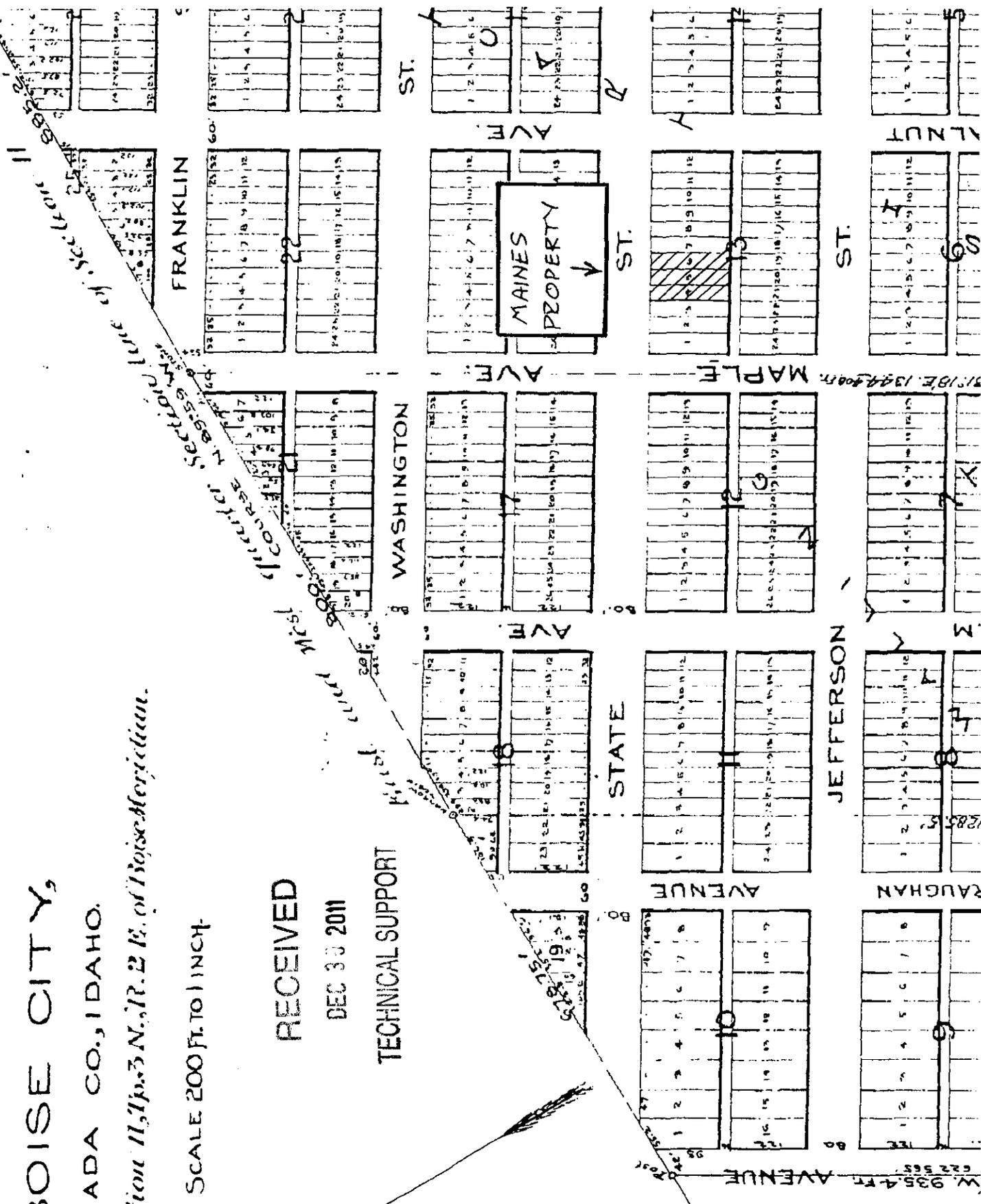
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Property Master				02/18/2011
Year 2011	Parcel # R2039251590	Status Active	Property Type Real	
Property Code Area 01-6		State Parcel # B0568013004A		

Contact Information	
Name	MAINES JUSTIN EDWARD
Mailing Address	1011 E STATE ST BOISE ID 83712-0000

Physical Location	
Address	1011 E STATE ST BOISE ID 83712-0000
Group Type	SUB
Group #	203925
Description	EAST SIDE ADD
Zoning	R-2H
Township/Range/Section	3N 2E 11

Description

LOTS 4 TO 6 INC BLK 13  
EAST SIDE ADD  
#97047072

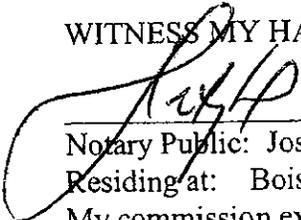
Additional Contacts

MAINES MICHELE ILLIAN

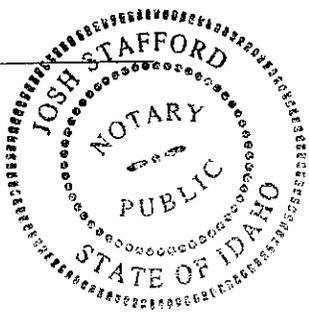
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WITNESS MY HAND AND OFFICIAL SEAL.



Notary Public: Josh Stafford  
Residing at: Boise, ID  
My commission expires June 15, 2011



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EXHIBIT "B"

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**LEGAL PROOF OF PUBLICATION**

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
118884	0000565626	LEGAL NOTICE	Barber/MainesAnnex	\$163.40	1	67

Attention: Brenda Hines

BOISE WARM SPRINGS WATER DIST  
2440 OLD PENITENTIARY RD  
BOISE ID 83712

**LEGAL NOTICE  
NOTICE OF HEARING  
PETITION FOR  
ANNEXATION OF PROPERTY**

NOTICE IS HEREBY GIVEN that the petition of the owners of the real property named and described below for annexation to and the inclusion of certain real property described below to and within the boundaries of the Boise Warm Springs Water District to conditions imposed for annexation and inclusion will be heard by the Board of Directors of the Boise Warm Springs Water District on the 14th day of September, 2011 at 7:00 P.M., Prevailing Time, at the office of said Water District, 2440 Old Penitentiary Road, Boise, Idaho 83712.

The name and address of the petitioners/property owners and the real property to be annexed and included are listed and described as follows:

**Timothy P. Barber**, 1700 E. Warm Springs Avenue, Boise, Idaho 83712, Annexation No. 2009-02, Tax parcel S1014110090.

**Justin E. Maines and Michele I. Maines**, 1011 E. State Street, Boise, Idaho 83712, Annexation No. 2011-01, Tax Parcel R2039251590.

NOTICE is further given that all improvements and appurtenances belonging to the real properties listed/described above, including all roads, streets, alleys and rights-of-way, of record or not of record, adjacent to the above listed or described real properties, are also petitioned to be annexed and included.

All persons interested in such matters and such petitions are hereby notified to appear at the office of the Board of Directors of the Boise Warm Springs Water District at the time and place herein described and scheduled above and at said hearing show cause, in writing, if any they have, why any one or more of said petitions should not be granted.

Dated this 17th day of August, 2011.  
BOISE WARM SPRINGS WATER DISTRICT  
Brenda Hines, Secretary

Pub. Aug. 31, Sept. 7, 14, 2011  
0000565626-01

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:

3 Insertions

Beginning issue of: 08/31/2011

Ending issue of: 09/14/2011

*Janice Hildreth*  
(Legals Clerk)

STATE OF IDAHO )

.SS

COUNTY OF ADA )

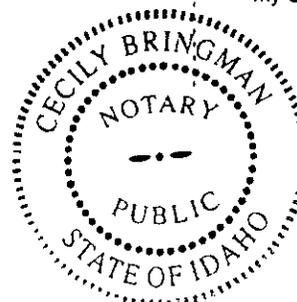
On this 14 day of September in the year of 2011 before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

*Cecily Bringman*

Notary Public for Idaho  
Residing at: Boise, Idaho

My Commission expires:

8-27-15



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