

PETITION FOR INCLUSION OF REAL PROPERTY INTO THE
BOISE WARM SPRINGS WATER DISTRICT

130

I/We, the undersigned, Commercial Structures, Inc.
(type or print full name(s))

warrant that I/We are the owner(s) of the following described real property situated in
Ada County, Idaho according to the records of the County Tax Assessor:

<u>Legal Description</u>	<u>Tax Parcel Number</u>
Lot 1, Block 1, Warm Springs Hollow	R 922 797 0010

269

the property being known as 263 S. Coston Lane . We hereby petition
(street address)

the Board of Directors of the Boise Warm Springs Water District for inclusion of the
above-described real property into the District, subject to all the rights, obligations,
conditions and restrictions appearing in the Idaho Code, the by-laws, rules, regulations
and tariffs of the District, all as presently existing or hereafter promulgated or amended.

Commercial Structures, Inc.

James Milton Smith President
Signature

Signature

CERTIFICATE OF ACKNOWLEDGMENT

State of Idaho, County of Ada, ss.

On this 14th day of September, in the year of 1978, before me _____

Julia C. Zanders, a notary public, personally appeared James Milton Smith

_____, known to me to be the person(s) whose name(s) is/are
subscribed to this Petition, and acknowledged to me that he/they executed the same.

SEAL

Julia C. Zanders
Notary Public

Filing Fee Received:

Dates of Newspaper Publication:

TERMS AND CONDITIONS FOR INCLUSION IMPOSED BY THE DISTRICT
RECEIVED

OCT 22 2013

Date TECHNICAL SUPPORT

Secretary to the Board

ACCEPTANCE OF TERMS AND CONDITIONS

The terms and conditions for inclusion imposed by the Board of Directors of the District
are accepted.

Date

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) ORDER OF
DISTRICT OF ADA COUNTY, IDAHO, owned by) INCLUSION AND
Julie M Cheever.) ANNEXATION
Organized under the laws of the State of Idaho

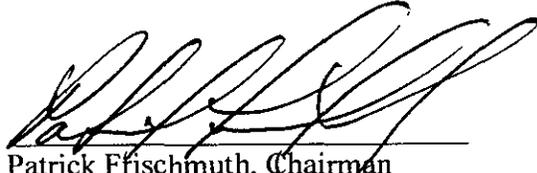
THIS MATTER came to be heard before the Board of Directors of the Boise Warm Springs Water District at a regularly called and convened meeting the 17th day of January 1979, upon a Petition for Annexation (inclusion) of property to the Boise Warm Springs Water District filed and presented by Julie M Cheever 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 January 22 1979, January 29 1979, and February 5 1979 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.

NOW, THEREFORE, it is ORDERED that it would be in the best interest of the Boise Warm Springs Water District of Ada County, Idaho, that the property particularly and specifically described by Exhibit "A", attached hereto and incorporated herein by attachment, be, and the same hereby is, annexed and included within the boundaries of the Boise Warm Springs Water District, subject to all of the (i) limitations and obligations imposed by Sections 42-3218 and 42-3220, Idaho Code; (ii) all conditions enumerated and specified in the Petition for Annexation marked Exhibit "A", incorporated herein and made a part hereof by attachment; and (iii) subject to all conditions specified in the motion for annexation as passed at the Board meeting of February 14th 1979

ADOPTED AND APPROVED by the Board of Directors of the Boise Warm Springs Water District of Ada County, Idaho this 14th day of August 2013

APPROVED:

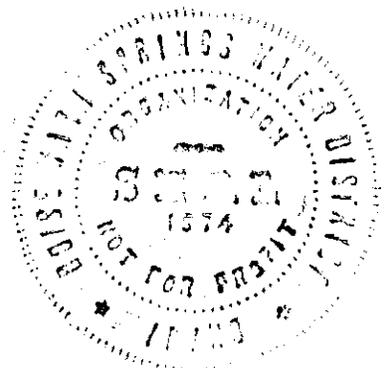


Patrick Ffischmuth, Chairman

ATTEST:



Brenda Hines, Secretary





BOISE WARM SPRINGS WATER DISTRICT
2440 Old Penitentiary Road
Boise, Idaho 83712

P. Frischmuth, Chairman
M. Aucutt, Board Member
E. Graugnard, Board Member

E. Kreipl, Vice Chairman
M. Baughman, Board Member
J. McCollum, Treasurer

RESOLUTION No.

**BY THE BOARD OF DIRECTORS: FRISCHMUTH, KREIPL, AUCUTT, BAUGHMAN;
GRAUGNARD**

**A RESOLUTION INCLUDING (ANNEXING) CERTAIN PROPERTY WITHIN THE
BOUNDARY OF THE BOISE WARM SPRINGS WATER DISTRICT OF ADA COUNTY,
IDAHO; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS, pursuant to provision of Section 42-3218, Idaho Code, the boundaries of any
water district may be changed upon application for inclusion of property by the owners
paying fees thereof, meeting conditions imposed and after due and lawful notice of a public
hearing upon said application; and**

**WHEREAS, a Petition for Annexation (inclusion) of property to the Boise Warm Springs
Water District of Ada County, Idaho, was filed and presented by Julie M Cheever and**

**WHEREAS, at a regularly and duly called and convened meeting held January 17th 1979
the Board of Directors of said district approved and granted Petition of Annexation
(inclusion), subject to all conditions specified in said Petition and subject to the limitations
and obligations imposed by Sections 42-3218 and 42-3220, Idaho Code, the Board
specifically finding that: (i) the Petition for Annexation (inclusion) was in substantial
compliance with law and executed and acknowledged by the true and lawful property
owners in the manner and form by law; (ii) it would be in the best interest of the District and
the properties affected to annex and include the property of the Petitioners; and (iii) notice
of this hearing was given in the manner required by law.**

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE
BOISE WARM SPRINGS WATER DISTRICT OF ADA COUNTY, IDAHO,**

**Section 1. That the Petition for Annexation (inclusion) to the Boise Warm Springs Water
District submitted by the owners, a copy of which is marked Exhibit "A" being attached
hereto and incorporated herein by attachment and reference, be, and the same hereby is,
approved and granted, and that from and after an Order of Inclusion by the Boise Warm
Springs Water District, the property described in said Petition be, and the same shall be**

Springs Water District, the property described in said Petition be, and the same shall be annexed and included within the boundaries of the Boise Warm Springs Water District, subject to all conditions enumerated and obligations imposed by Sections 42-3218 and 42-3220, Idaho Code.

Section 2. That the Chairman of the Board of Directors and the Secretary be, and that they hereby are, directed to execute and attest an order in the substantial form and content of a proposed Order marked Exhibit "B", being attached hereto and incorporated herein by attachment and reference, to be filed with the Clerk of the District Court for Annexation (inclusion) of the property described in the aforesaid petition.

Section 3. That this Resolution shall be in full force and effect from and after its adoption and approval hereof.

ADOPTED by the Board of Directors of the Boise Warm Springs Water District of Ada County, Idaho, whose signature is attested to by the Secretary under the seal of said District as directed by the Board of Directors of said District pursuant to a motion duly made, seconded and carried at a regular meeting held on the 14 day of August 2013..

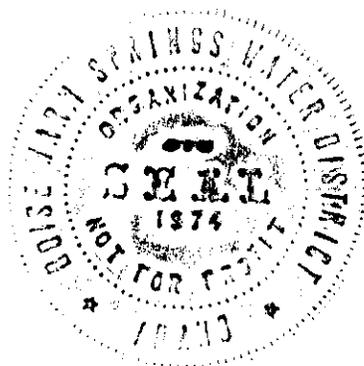
EXECUTED:

By


Patrick Frischmuth, Chairman

ATTEST:

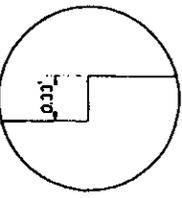

Brenda Hines, Secretary



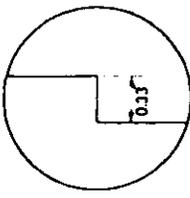
WARM SPRINGS HOLLOW

A RESUBDIVISION OF
A PORTION OF JESSIE M. JACKSON TRACT AND
A PORTION OF NE 1/4 SECT. 14 & SE 1/4 SECT. 11
T.3N., R.2E., B.M.
BOISE, ADA COUNTY, IDAHO

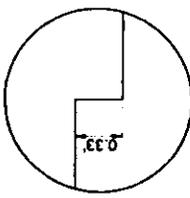
UNPLATED



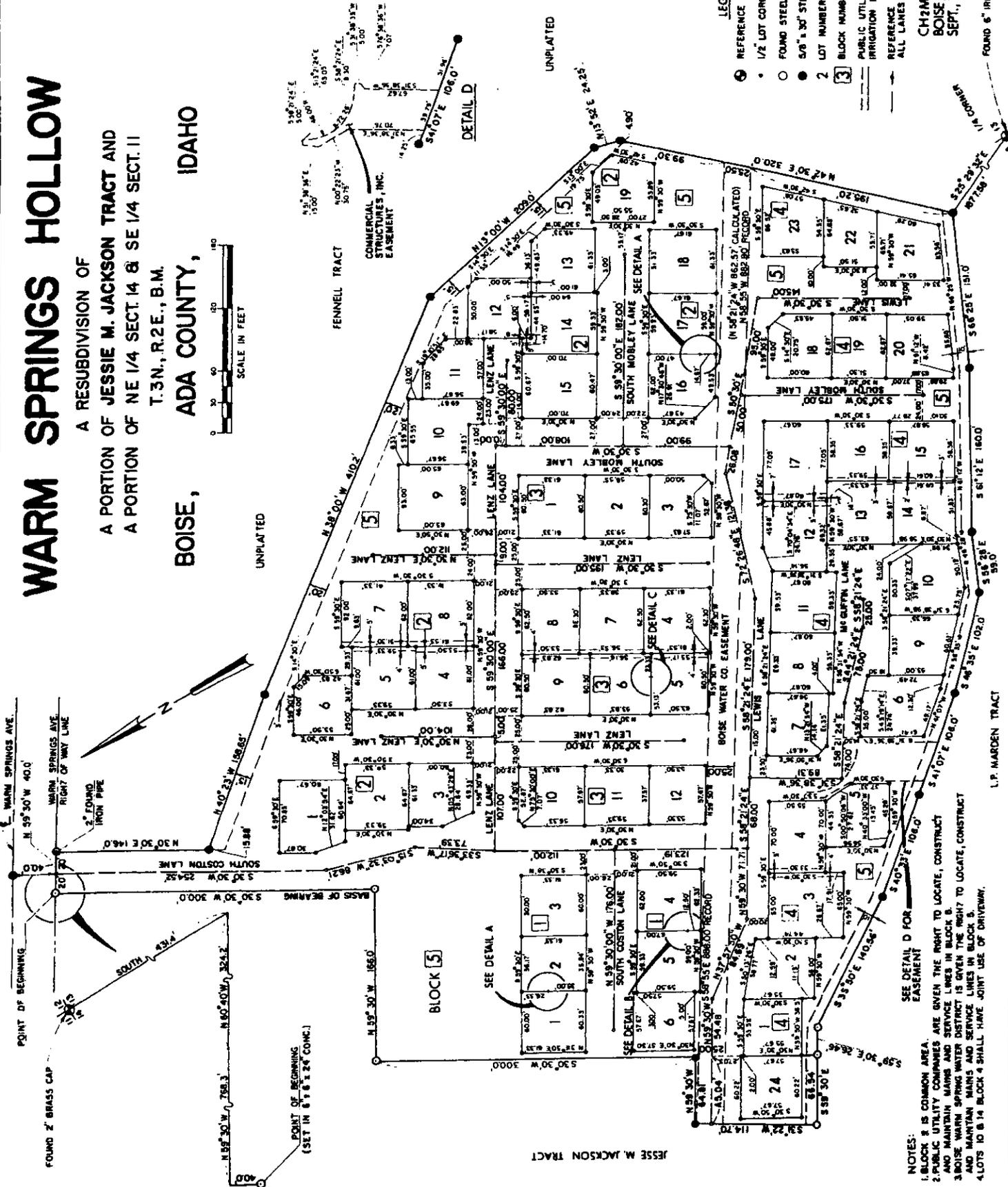
DETAIL A



DETAIL B



DETAIL C



LEGEND

- REFERENCE CORNER
- 1/2 LOT CORNER PIN (SET)
- FOUND STEEL PIN 1/2" SET 5/8" 30"
- 5/8" 30" STEEL PIN (SET)
- 2 LOT NUMBER
- 3 BLOCK NUMBER
- PUBLIC UTILITIES, DRAINAGE & IRRIGATION EASEMENT
- REFERENCE LINE FOR LINES, ALL LINES ARE PRIVATE

CH2M HILL
BOISE, IDAHO
SEPT., 1977

FOUND 6" IRON PIPE FILLED WITH CONCRETE.

- NOTES:**
1. BLOCK 3 IS COMMON AREA.
 2. PUBLIC UTILITY COMPANIES ARE GIVEN THE RIGHT TO LOCATE, CONSTRUCT AND MAINTAIN MAINS AND SERVICE LINES IN BLOCK 3.
 3. BOISE WARM SPRING WATER DISTRICT IS GIVEN THE RIGHT TO LOCATE, CONSTRUCT AND MAINTAIN MAINS AND SERVICE LINES IN BLOCK 3.
 4. LOTS 10 & 14 BLOCK 4 SHALL HAVE JOINT USE OF DRIVEWAY.

SEE DETAIL D FOR EASEMENT

JESSE M JACKSON TRACT

BLOCK 5

SEE DETAIL A

SEE DETAIL B

