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

ATTORNEYS AT LAW

J. EVAN ROBERTSON
GARY D. SLETTE

Robin L. Moore - Paralegal

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

J. EVAN ROBERTSON

June 30, 2016

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

RE: **Eagle Sewer District Annexation**
Japheth, LLC

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,

Robin L. Moore
Legal Assistant to
J. EVAN ROBERTSON

Encls.
docs\rlm\jer\eagle\annex\ltr tax

REC'D JUL 1 2016

BEFORE THE EAGLE SEWER DISTRICT
BOARD OF DIRECTORS

In the matter of the Petition of Japheth, LLC for the annexation of Certain real property in Ada County, Idaho, by the Eagle Sewer District ("District")	)))))))	**ORDER OF ANNEXATION**

WHEREAS, Japheth, LLC, an Idaho limited liability company, hereinafter referred to as Petitioner, the owner of certain real property situated in Ada County, State of Idaho, more particularly described on **Exhibit "A"** hereto, on February 8, 2016, 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 11th day of April, 2016, after due and proper notice published in the official newspaper of the District, *The Valley Times*, published on March 28, 2016, and April 4, 2016; 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. 16-04, 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. 16-05, on the 9th day of May, 2016, 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 Petitioner has not, prior to the date hereof, withdrawn its 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"*

ADA COUNTY RECORDER Christopher D. Rich
BOISE IDAHO Pgs=5 CHE FOWLER
EAGLE SEWER DIST
2016-053663
06/20/2016 09:31 AM
NO FEE
0023825820160053663005 0055

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 20th day of May, 2016.

EAGLE SEWER DISTRICT

By: _____
Ervin Ballou, Chairman

ATTEST:

_____
Lynn Moser, Secretary

STATE OF IDAHO)
ss.
County of Ada)

On this 20th day of May, 2016, before me, a Notary Public for the State of Idaho, personally appeared ERVIN BALLOU 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.

LISA STRATE NOTARY PUBLIC STATE OF IDAHO

_____
NOTARY PUBLIC FOR IDAHO
Residing at Ada County
My commission expires 10/07/2020

Jer\eagle\annex\2016\Japheth ORDER

EXHIBIT "A"
LEGAL DESCRIPTION

A portion of the Southeast Quarter of Section 10, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho, being more particularly described as follows:

COMMENCING at the Southeast corner of said Section 10; thence
North 89°41'34" West, 1114.06 feet along the Southerly boundary of the Southeast Quarter of said Section 10; thence
North 00°17'54" East 318.02 feet to the REAL POINT OF BEGINNING; thence
North 86°31'25" West 99.92 feet; thence
North 12°13'28" East, 150.32 feet to the Southeasterly right of way of Hill Road; thence
South 75°18'11" East, 70.93 feet along the Southeasterly right of way of Hill Road; thence
South 00°17'54" West 134.98 feet to the REAL POINT OF BEGINNING.

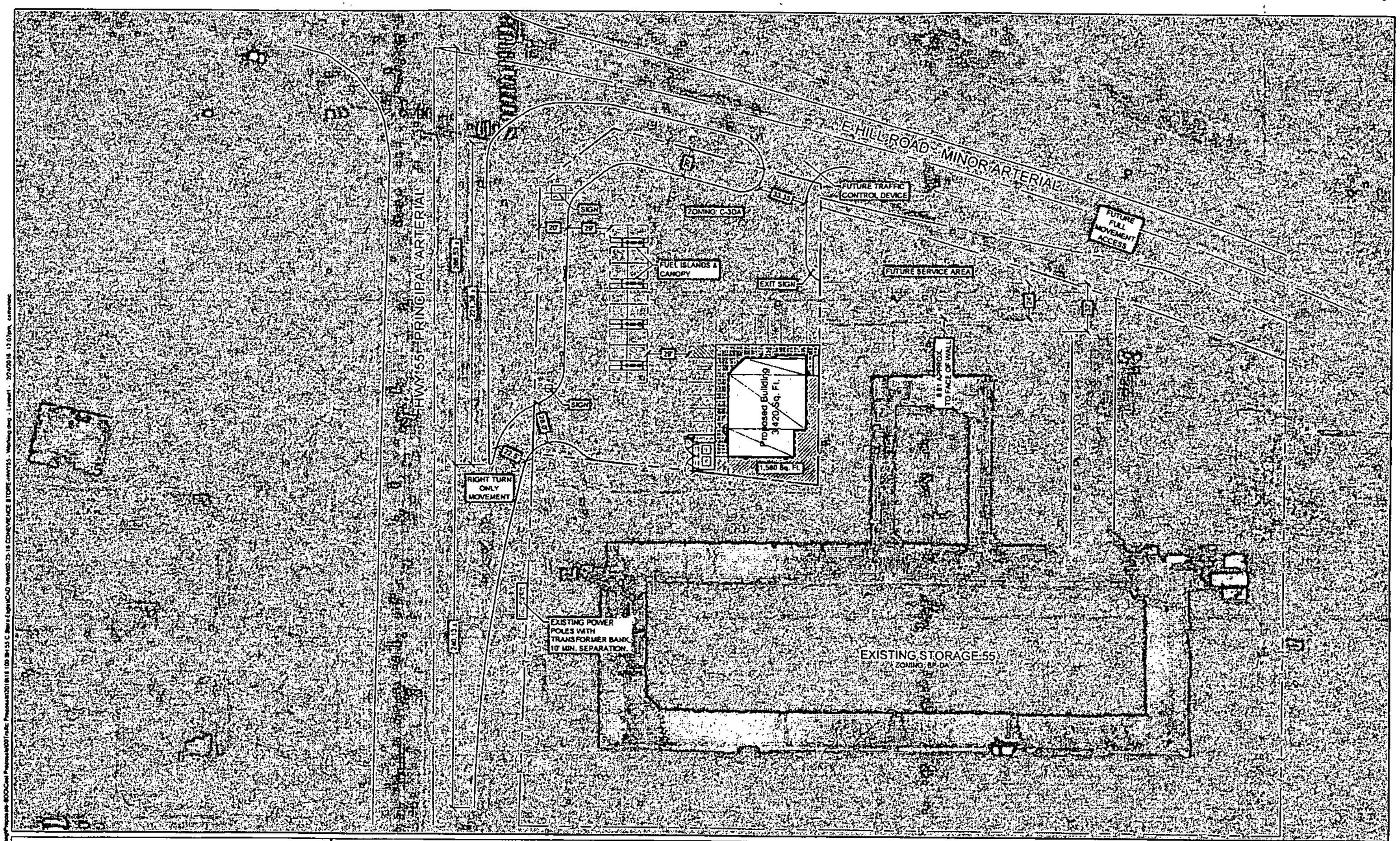
EXCEPT right of way for Hill Road and State Highway 55.

EXHIBIT "B"
LEGAL DESCRIPTION

A portion of the Southeast Quarter of Section 10, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho, being more particularly described as follows:

Commencing at the Southeast corner of said Section 10; thence
North 89°41'34" West, 1114.06 feet along the Southerly boundary of the Southeast Quarter of said Section 10; thence
North 00°17'54" East, 246.43 feet to the Real Point of Beginning; thence
North 84°09'07" West, 198.95 feet to the Easterly right-of-way of Idaho State Highway 55; thence
North 01°51'30" East, 18.19 feet along the Easterly right-of-way of Idaho State Highway 55; thence
North 01°10'53" East, 165.93 feet along the Easterly right-of-way of Idaho State Highway 55; thence
North 51°45'31" East, 64.68 feet to the Southeasterly right-of-way of Hill Road; thence
South 75°18'11" East, 78.13 feet along the Southeasterly right-of-way of Hill Road; thence
South 12°13'28" West, 150.32 feet; thence
South 86°31'25" East, 99.92 feet; thence
South 00°17'54" West, 71.59 feet to the Real Point of Beginning.

EXHIBIT
A



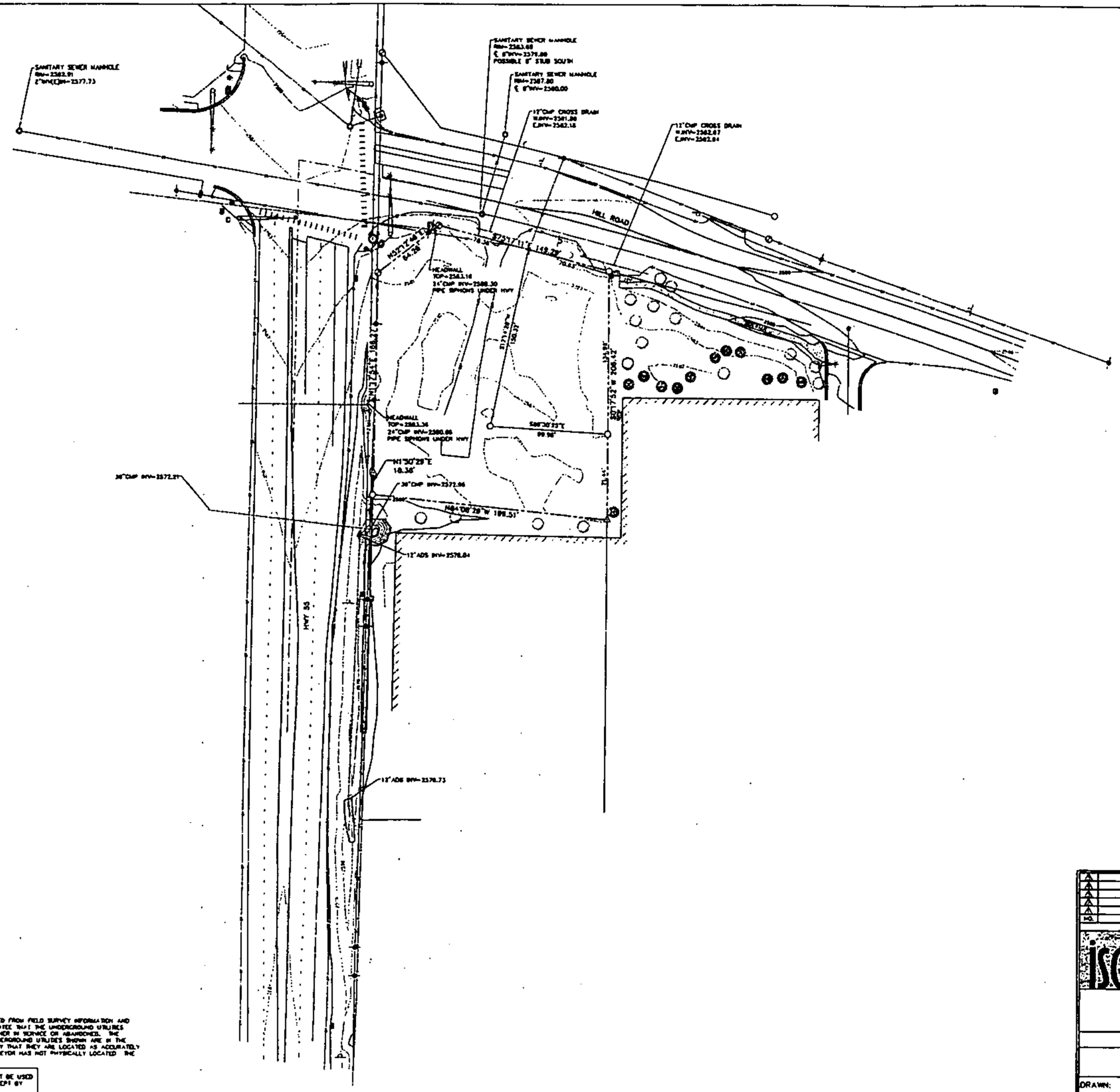
HORROCKS ENGINEERS
2162 West Grove Parkway
Suite 400
Pleasant Grove, UT 84062
(801) 763-5100

CONCEPTUAL CONVENIENCE STORE
HWY 55 & E HILL ROAD
EAGLE, IDAHO

FIGURE #1

SCALE: 1" = 60'

DATE: 23 FEB 2016



SCALE: 1" = 40'

LEGEND

- FOUND 1/2" IRON PIN
- FOUND 5/8" IRON PIN
- FOUND BRASS CAP MONUMENT
- BENCH MARK
- CALCULATED POINT
- PROPERTY BOUNDARY LINE
- RIGHT-OF-WAY LINE
- CENTERLINE
- FENCE
- WATER VALVE
- DECIDUOUS TREE
- COMPERIOUS TREE
- STREET LIGHT
- DROP INLET
- TELEPHONE MANHOLE
- TELEPHONE JUNCTION BOX
- PEDESTRIAN SIGNAL POLE
- POWER POLE
- GUY WIRE ANCHOR
- TRAFFIC SIGNAL BOX
- TRAFFIC SIGNAL CABINET
- TRAFFIC SIGNAL ARM
- GAS VALVE
- TRAFFIC SIGN
- IRRIGATION CONTROL VALVE BOX
- SANITARY SEWER LINE W/ MANHOLE
- STORM DRAIN LINE W/MANHOLE
- DOMESTIC WATER LINE
- GAS LINE
- OVERHEAD POWER LINE
- BOTTOM OF DITCH
- TOP OF BANK
- CURB & GUTTER
- EXTRUDED CURB

PROFESSIONAL LAND SURVEYOR LICENSED 7729 STATE OF IDAHO GREGORY G. CARTER

UTILITY WARNING

THE UNDERGROUND UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION AND EXISTING DRAWINGS. THE SURVEYOR MAKES NO GUARANTEE THAT THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED, ALTHOUGH HE DOES CERTIFY THAT THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM INFORMATION AVAILABLE. THE SURVEYOR HAS NOT PHYSICALLY LOCATED THE UNDERGROUND UTILITIES.

THESE DRAWINGS, OR ANY PORTION THEREOF, SHALL NOT BE USED ON ANY PROJECT OR EXTENSIONS OF THIS PROJECT EXCEPT BY AGREEMENT IN WRITING WITH IDAHO SURVEY GROUP, INC.

NO.	REVISIONS	BY	DATE
1			
2			
3			
4			
5			

IDAHO SURVEY GROUP, P.C.
1450 E. WATERTOWER ST.
SUITE 130
MERIDIAN, IDAHO 83642
PH. (208) 846-8570
FAX (208) 884-5398

SH 55 C-STORE

TOPOGRAPHIC SURVEY

LOCATED IN THE SE ¼ OF SECTION 10, T.4N., R.1E., B.M., ADA COUNTY, IDAHO

DRAWN: SHILLIARD	CHECKED: GGC	JOB NO.	SHEET NO.
DATE: 2/4/2016	DATE: 2/4/2016	16-019	1 OF 1