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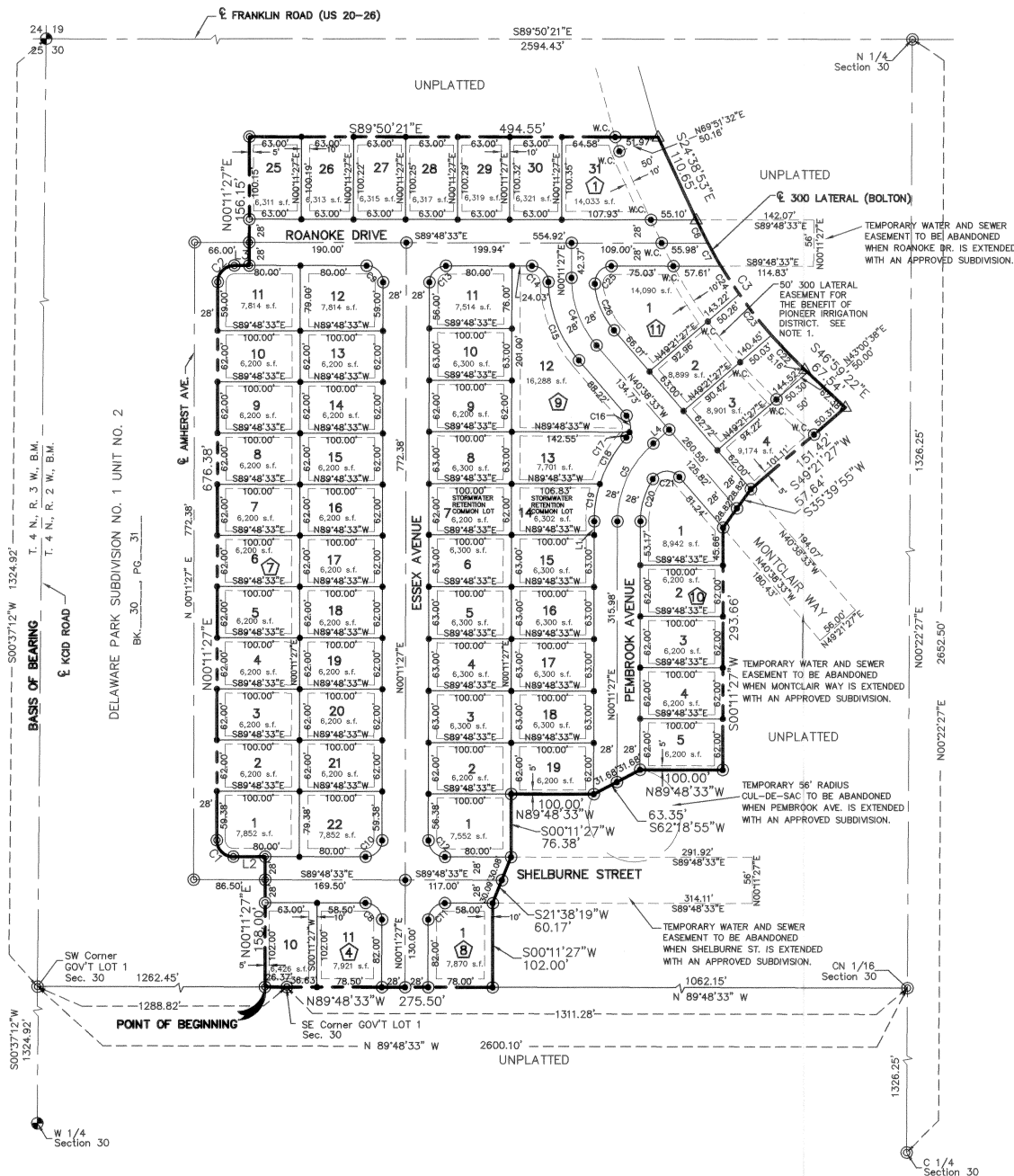
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 3

AT THE COLONIES

A PART OF THE GOVERNMENT LOT 1 & A PART OF THE NE 1/4 NW 1/4
SECTION 30, T. 4 N., R. 2 W. B.M.
CALDWELL, CANYON COUNTY, IDAHO
2002

LEGEND

- Found brass cap monument
 - ⊙ Set 5/8 inch dia. x 30 inch iron pin w/yellow cap
 - ⊙ Found 5/8 inch dia. iron pin
 - Set 1/2 inch dia. x 24 inch iron pin w/yellow cap
 - Found 1/2 inch dia. iron pin
 - △ Calculated Point
 - ⬢ Block Number
 - Property boundary line
 - Utility, drainage and irrigation easement.
- Unless otherwise noted widths shall be:
10 feet along street frontage
10 feet on each side of back lot lines
5 feet on each side of interior lot lines



NOTES:

1. NO FENCING OR OBSTRUCTIONS SHALL BE PLACED WITHIN THE 300 LATERAL EASEMENT WITHOUT EXPRESS WRITTEN AUTHORIZATION FROM PIONEER IRRIGATION DISTRICT.

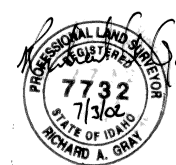
2. LOTS 7 AND 14 OF BLOCK 9 SHALL BE A COMMON LOT FOR THE PURPOSE OF STORMWATER RETENTION. SAID LOTS SHALL BE OWNED AND MAINTAINED BY THE HOMEOWNER'S ASSOCIATION.

3. ALL STREET RIGHTS OF WAY SHOWN HEREON ARE DEDICATED TO THE PUBLIC FOR PUBLIC USE.

CURVE TABLE

CURVE	ARC	TANGENT	DELTA	RADIUS	CHORD BRG.	LONG CH.
C1	31.42	20.00	90°00'00"	20.00	S44°48'33"E	28.28
C2	31.42	20.00	90°00'00"	20.00	S45°11'27"W	28.28
C3	225.00	113.96	22°20'28"	577.03	S35°48'07"E	223.58
C4	89.08	46.53	40°50'00"	125.00	S20°13'33"E	87.21
C5	107.26	57.19	49°10'00"	125.00	S24°46'27"W	104.00
C6	31.26	15.63	3°06'14"	577.03	S26°12'00"E	31.26
C7	32.19	16.10	3°11'46"	577.03	S29°21'00"E	32.18
C8	31.42	20.00	90°00'00"	20.00	N44°48'33"W	28.28
C9	31.42	20.00	90°00'00"	20.00	N44°48'33"W	28.28
C10	31.42	20.00	90°00'00"	20.00	N45°11'27"E	28.28
C11	31.42	20.00	90°00'00"	20.00	S45°11'27"W	28.28
C12	31.42	20.00	90°00'00"	20.00	S44°48'33"E	28.28
C13	31.42	20.00	90°00'00"	20.00	S45°11'27"W	28.28
C14	30.77	19.36	88°08'11"	20.00	N45°44'27"W	27.82
C15	104.06	54.13	38°58'11"	153.00	S21°09'28"E	102.07
C16	21.15	11.68	60°34'46"	20.00	N10°21'10"W	20.17
C17	7.64	3.87	21°54'03"	20.00	N30°53'15"E	7.60
C18	65.32	33.16	24°27'38"	153.00	S29°36'27"W	64.82
C19	45.89	23.12	17°11'11"	153.00	S08°47'03"W	45.72
C20	54.29	27.88	32°04'04"	97.00	S16°13'29"W	53.58
C21	37.38	27.08	107°05'56"	20.00	S85°48'29"W	32.17
C22	57.72	28.88	5°43'42"	577.03	S44°07'26"E	57.69
C23	63.09	31.58	6°15'53"	577.03	S38°07'33"E	63.06
C24	40.74	20.38	4°02'44"	577.03	S32°58'15"E	40.73
C25	32.88	21.52	94°11'25"	20.00	S43°05'45"W	29.30
C26	62.04	32.12	36°38'36"	97.00	S22°19'15"E	60.98

LINE	LENGTH	BEARING
L1	16.79	N00°11'27"E
L2	38.50	S89°48'33"E
L3	18.00	S89°48'33"E
L4	25.36	N49°21'27"E



Earl & Associates, Inc.

Surveyors, Engineers & Planners

314 Badiola St. • Caldwell, ID 83605
(208) 454-0256
(208) 454-0979 Fax
JY0601002.DWG 10/17/01

SHEET 1 of 2

BK. 31, PG. 19

OWNERS CERTIFICATE

WE, DYVER DEVELOPMENT, L.L.C., being first duly sworn depose and say that we are the owners of DELAWARE PARK SUBDIVISION NO.1 UNIT NO. 3, AT THE COLONIES more particularly described in the legal description below, state that it is our intention to include said property in this subdivision plat, and that we do for ourselves, our heirs, transferees, successors and assigns, do hereby dedicate, donate and convey to the public forever the public streets shown on this plat. The easements shown on this plat are intended only for the right and purpose set forth and no structure other than those for utility, irrigation, or drainage purpose is to be erected within the limits of the easements. The City of Caldwell Water Department will provide this subdivision with domestic water.

DELAWARE PARK SUBDIVISION NO.1 UNIT NO. 3, AT THE COLONIES is situated in a part of Government Lot 1 and a part of the NE 1/4 NW 1/4 of Section 30, Township 4 North, Range 2 West, Boise Meridian, Caldwell, Canyon County Idaho, more particularly described as follows:

Commencing at the NW corner of said Government Lot 1, (Section corner common to sections 19, 30, 25 and 24), said corner monumented with a 3 inch diameter brass disk;

Thence S. 0° 37' 12" W., a distance of 1324.92 feet along the west boundary of said Government Lot 1 to the SW corner of said Government Lot 1, said corner monumented with a 5/8 inch diameter iron pin;

Thence S. 89° 48' 33" E., a distance of 1262.45 feet along the south boundary of said Government Lot 1 to the REAL POINT OF BEGINNING, said point monumented with a 5/8 inch diameter iron pin;

Thence N. 0° 11' 27" E., a distance of 158.00 feet to a 5/8 inch diameter iron pin;

Thence N. 89° 48' 33" W., a distance of 38.50 feet to a 5/8 inch diameter iron pin;

Thence 31.42 feet along the arc of a 20.00 foot radius tangent curve right with a central angle of 90° 00' 00" and tangents of 20.00 feet, the long chord of which bears N. 44° 48' 33" W., a distance of 28.28 feet to a 5/8 inch diameter iron pin;

Thence N. 0° 11' 27" E., a distance of 676.38 feet to a 5/8 inch diameter iron pin;

Thence 31.42 feet along the arc of a 20.00 foot radius tangent curve right with a central angle of 90° 00' 00" and tangents of 20.00 feet, the long chord of which bears N. 45° 11' 27" E., a distance of 28.28 feet to a 5/8 inch diameter iron pin;

Thence S. 89° 48' 33" E., a distance of 18.00 feet to a 5/8 inch diameter iron pin;

Thence N. 0° 11' 27" E., a distance of 156.15 feet to a 5/8 inch diameter iron pin;

Thence S. 89° 50' 21" E., a distance of 494.55 feet parallel with the north boundary of said Government Lot 1 and said NE 1/4 NW 1/4 to a point on the centerline of the Bolton Lateral, said point witnessed S. 69° 51' 32" W., a distance of 50.16 feet with a 5/8 inch diameter iron pin;

Thence along the centerline of said Bolton Lateral the following courses and distances:

Thence S. 24° 38' 53" E., a distance of 110.65 feet to a point, said point witnessed N 89° 48' 33" W, a distance of 55.10 feet with a 5/8 inch diameter iron pin;

Thence 225.00 feet along the arc of a 577.03 foot radius tangent curve left with a central angle of 22° 20' 29" and tangents of 113.95 feet, the long chord of which bears S. 35° 49' 07" E., a distance of 223.58 feet to a point, said point witnessed S. 43° 00' 38" W., a distance of 50.00 feet with a 5/8 inch diameter iron pin;

Thence S. 46° 59' 22" E., a distance of 67.54 feet to a point, said point witnessed S. 49° 21' 27" W., a distance of 50.31 feet with 5/8 inch diameter iron pin;

DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 3 AT THE COLONIES

Thence leaving the centerline of said Bolton Lateral, S. 49° 21' 27" W., a distance of 151.42 feet to a 5/8 inch diameter iron pin;

Thence S. 35° 39' 55" W., a distance of 57.64 feet to a 5/8 inch diameter iron pin;

Thence S. 0° 11' 27" W., a distance of 293.66 feet to a 5/8 inch diameter iron pin;

Thence N. 89° 48' 33" W., a distance of 100.00 feet to a 5/8 inch diameter iron pin;

Thence S. 62° 18' 55" W., a distance of 63.35 feet to a 5/8 inch diameter iron pin;

Thence N. 89° 48' 33" W., a distance of 100.00 feet to a 5/8 inch diameter iron pin;

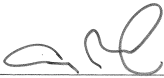
Thence S. 0° 11' 27" W., a distance of 76.38 feet to a 5/8 inch diameter iron pin;

Thence S. 21° 38' 19" W., a distance of 60.17 feet to a 5/8 inch diameter iron pin;

Thence S. 0° 11' 27" W., a distance of 102.00 feet to a point on the south boundary of said NE 1/4 NW 1/4, said point monumented with a 5/8 inch diameter iron pin;

Thence N. 89° 48' 33" W., a distance of 275.50 feet along the south boundary of said NE 1/4 NW 1/4 to the POINT OF BEGINNING.

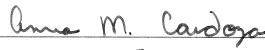
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 3, AT THE COLONIES contains 12.92 acres more or less.


DYVER DEVELOPMENT, L.L.C.
COREY BARTON—MEMBER

ACKNOWLEDGMENT

Be it remembered that on this 18th day of October, 2001, before me, the undersigned, a Notary Public in and for said state, personally appeared Corey Barton, who is known or identified to me to be a Member of the Limited Liability Company (L.L.C.), that executed the instrument or the person who executed the instrument on behalf of said L.L.C., and acknowledged to me that such L.L.C. executed the same.

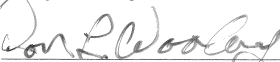
In witness whereof, I have hereunto set my hand and notarial seal the day last above written.


Notary Public for Idaho
Residing at Nampa, ID
Commission expires 6-28-2005



SOUTHWEST DISTRICT HEALTH DEPARTMENT

Sanitary restrictions of this plat are hereby removed according to the letter to be read on file with the County Recorder or his agent listing the conditions of approval.


Southwest District Health Department

SURVEYOR'S CERTIFICATE

I, Richard A. Gray do hereby certify that I am a Professional Land Surveyor licensed by the State of Idaho, and that this plat of DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 3 AT THE COLONIES as described in the owners certificate and the attached plat, was drawn from an actual survey made by me and accurately represents the points thereon.

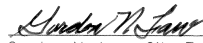
I further certify that I made this survey under the direction of the owner thereof and that the survey is in conformity with the State of Idaho Codes relating to plats and subdivisions.


Richard A. Gray

10/18/01
P.L.S. License No. 7732

APPROVAL OF CITY ENGINEER

I, Gordon N. Law, P.E. City Engineer, in and for the City of Caldwell, Canyon County, Idaho hereby approve this plat of DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 3 AT THE COLONIES.


Gordon N. Law, City Engineer
P.E. No. 6998

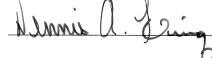
27 June 2002
Date

APPROVAL OF CITY COUNCIL

I, Monica Jones City Clerk in and for the City of Caldwell Canyon County, Idaho do hereby certify that at a regular meeting of the City Council held on the 17 day of JUNE, in the year 2002, this plat of DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 3 AT THE COLONIES was accepted and approved.

APPROVAL OF COUNTY SURVEYOR

I, Dennis A. King, Canyon County Surveyor, do hereby certify that I have examined the plat of DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 3 AT THE COLONIES and that it complies with the requirements of Idaho State Code.


Dennis A. King P.L.S. 344
3/15/02

CERTIFICATE OF COUNTY TREASURER

I, Tracie Lloyd County Treasurer in and for the County of Canyon, State of Idaho, per the requirements of I.C.50-1308, do hereby certify that any and all current and/or delinquent County Property Taxes for the property included in this proposed subdivision have been paid in full.

This certificate is valid for the next thirty (30) days only.


County Treasurer by D. Adams
Chief Deputy

June 20th, 2002
Date

Sheet 2 of 2
JY0601BS

BK. 31, PG. 19

INSTRUMENT NO. 200239068

SUPPLEMENTAL DECLARATION OF ANNEXATION ESTABLISHING
COVENANTS, CONDITIONS AND RESTRICTIONS FOR
DELAWARE PARK SUBDIVISION NO. 3 AT THE COLONIES
PLATTED AS DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 3 AT THE COLONIES

THIS INSTRUMENT FILED FOR RECORD BY ALLIANCE
TITLE AND ESCROW AS AN ACCOMMODATION ONLY. IT HAS
NOT BEEN EXAMINED AS TO ITS EXECUTION OR AS TO
ITS EFFECT UPON THE TITLE.

THIS SUPPLEMENTAL DECLARATION is made on the date hereinafter set forth
by Dyver Development, LLC, an Idaho limited liability company, hereinafter referred to as
"Declarant";

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situated in the City of
Caldwell, County of Canyon, State of Idaho, which is particularly described as:

Delaware Park Subdivision No. 3 At The Colonies, according to the official plat
Thereof on file in the office of the County Recorder of Canyon County,
State of Idaho, in Book 31 of plats at pages 19; more particularly described on
Exhibit "A" attached hereto and incorporated herein by this
Reference.

(which real property is hereinafter referred to as the "Phase 3 Property"); and

WHEREAS, Declarant has heretofore recorded a Declaration Establishing
Covenants, Conditions and Restrictions for Delaware Park At The Colonies Subdivision
Phase II, recorded on February 27, 2002, as Instrument Number: 200209365, records of
Canyon County, Idaho.

WHEREAS, Delaware Park Subdivision No. 3 At The Colonies is being developed
according to a master plan of development and is thereby related to Delaware Park At
The Colonies Subdivision Phase II, and Declarant desires that the Phase 3 property be
subject to the covenants, conditions and restrictions for Delaware Park At The Colonies
Subdivision Phase II as set forth in the Declaration (as Declaration may be, from time to
time, amended), and that owners of Building Lots or parcels within the boundaries of the
Phase 3 Property be members of Delaware Park At The Colonies Subdivision Homeowners
Association, Inc.:

NOW, THEREFORE, Declarant hereby declares:

ARTICLE I

The Phase 3 Property shall be held, sold and conveyed subject to the easements,
restrictions, covenants and conditions set forth in the Declaration, as amended,
incorporated herein by this reference as if set forth in full, which easements, restrictions,
covenants and conditions are for the purpose of protecting the value and desirability of,
and which shall run with and bind, the Phase 3 Property and each and every part, parcel
and Building Lot thereof, and be binding on all parties having any right, title or interest
in the Phase 3 Property or any parcel or building lot thereof, their heirs, successors and
assigns, and shall inure to the benefit of each Owner thereof.

ARTICLE II

Pursuant to the Sections 1.2 and 6.1 of the Declaration, the Declaration is hereby amended to include the Phase 3 Property, and the Phase 3 Property is hereby made subject to and the beneficiary of the rights, privileges, restrictions and covenants set forth in the Declaration. The Phase 3 Property is designated a "Tract" as defined in Section 3.15 of the Declaration, and is hereby annexed to the Property covered by the Declaration and is included within the term "Property" as used in the Declaration.

ARTICLE III

Except for terms expressly defined herein, all capitalized terms shall have the same meaning as defined in the Declaration.

ARTICLE IV

The Phase 3 Property shall be subject to all city and county setbacks and utility easements as set forth on the official plat thereof on file in the office of the County Recorder of Canyon County, State of Idaho, in Book 31 of plats at pages 19; more particularly described on Exhibit "A" attached hereto and incorporated herein by this Reference.

Lots 7 and 14, Block 9, shall be and are Common Area lots for the purpose of storm water detention facilities, and said lots shall be owned and maintained by the Delaware Park Subdivision No. 3 At The Colonies Homeowner's Association. As stated in the Notes on the Final Plat for Phase 3 recorded at the County, no fencing or obstructions shall be placed within the 300 lateral easement without the express written authorization from Pioneer Irrigation District. (The specific lots identified as Common Area in Section 10.1 of the Declaration refer to lots and blocks in Delaware Park At The Colonies Subdivision (Phase 2) only.) All Common Area, including the original Common Area identified as such in Section 10.1 of the Declaration, and the Common Area identified as such in this Supplemental Declaration and in any future Supplemental Declaration, shall all be included within the term "Common Area" as used in the Declaration and shall be shared among the owners of all Building Lots in the Property (including future annexed Tracts), as provided in Article X of the Declaration.

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has hereto set its hand this 16th day of August 2002.

DYVER DEVELOPMENT, LLC,
An Idaho limited liability company

By: Corey Barton, Its Manager

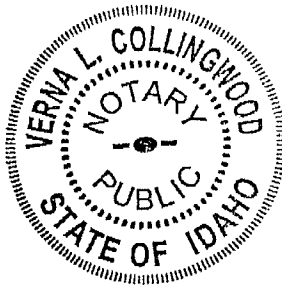
STATE OF IDAHO

County of Ada

) ss.
)

On this 16th day of August, 2002, before me Verna L. Collingwood,
a Notary Public in and for said State, personally appeared Corey Barton, known or
identified to me to be the Manager of Dyver Development, LLC, a limited liability
company, who subscribed said limited liability company's name to the foregoing
instrument, and acknowledged to me that he executed the same in said limited liability
company's name.

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



Verna L. Collingwood
Notary Public for Idaho
Residing at Caldwell, Idaho
My commission expires 11-17-04

Exhibit "A"

DELAWARE PARK SUBDIVISION NO. 3, AT THE COLONIES is situated in a part of Government Lot 1 and a part of the NE 1/4 NW 1/4 of Section 30, Township 4 North, Range 2 West, Boise Meridian, Caldwell, Canyon County Idaho, more particularly described as follows:

Commencing at the NW corner of said Government Lot 1, (Section corner common to sections 19, 30, 25 and 24), said corner monumented with a 3 inch diameter brass disk;

Thence S. $0^{\circ} 37' 12''$ W., a distance of 1324.92 feet along the west boundary of said Government Lot 1 to the SW corner of said Government Lot 1, said corner monumented with a 5/8 inch diameter iron pin;

Thence S. $89^{\circ} 48' 33''$ E., a distance of 1262.45 feet along the south boundary of said Government Lot 1 to the REAL POINT OF BEGINNING, said point monumented with a 5/8 inch diameter iron pin;

Thence N. $0^{\circ} 11' 27''$ E., a distance of 158.00 feet to a 5/8 inch diameter iron pin;

Thence N. $89^{\circ} 48' 33''$ W., a distance of 38.50 feet to a 5/8 inch diameter iron pin;

Thence 31.42 feet along the arc of a 20.00 foot radius tangent curve right with a central angle of $90^{\circ} 00' 00''$ and tangents of 20.00 feet, the long chord of which bears N. $44^{\circ} 48' 33''$ W., a distance of 28.28 feet to a 5/8 inch diameter iron pin;

Thence N. $0^{\circ} 11' 27''$ E., a distance of 676.38 feet to a 5/8 inch diameter iron pin;

Thence 31.42 feet along the arc of a 20.00 foot radius tangent curve right with a central angle of $90^{\circ} 00' 00''$ and tangents of 20.00 feet, the long chord of which bears N. $45^{\circ} 11' 27''$ E., a distance of 28.28 feet to a 5/8 inch diameter iron pin;

Thence S. $89^{\circ} 48' 33''$ E., a distance of 18.00 feet to a 5/8 inch diameter iron pin;

Thence N. $0^{\circ} 11' 27''$ E., a distance of 156.15 feet to a 5/8 inch diameter iron pin;

Thence S. $89^{\circ} 50' 21''$ E., a distance of 494.55 feet parallel with the north boundary of said Government Lot 1 and said NE 1/4 NW 1/4 to a point on the centerline of the Bolton Lateral, said point witnessed S. $69^{\circ} 51' 32''$ W., a distance of 50.16 feet with a 5/8 inch diameter iron pin;

Thence along the centerline of said Bolton Lateral the following courses and distances:

Thence S. $24^{\circ} 38' 53''$ E., a distance of 110.65 feet to a point;

Thence 225.00 feet along the arc of a 577.03 foot radius tangent curve left with a central angle of 22° 20' 29" and tangents of 113.95 feet, the long chord of which bears S. 35° 49' 07" E., a distance of 223.58 feet to a point, said point witnessed S. 43° 00' 38" W., a distance of 50.00 feet with a 5/8 inch diameter iron pin;

Thence S. 46° 59' 22" E., a distance of 67.54 feet to a point, said point witnessed S. 49° 21' 27" W., a distance of 50.31 feet with 5/8 inch diameter iron pin;

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Thence S. 62° 18' 55" W., a distance of 63.35 feet to a 5/8 inch diameter iron pin;

Thence N. 89° 48' 33" W., a distance of 100.00 feet to a 5/8 inch diameter iron pin;

Thence S. 0° 11' 27" W., a distance of 76.38 feet to a 5/8 inch diameter iron pin;

Thence S. 21° 38' 19" W., a distance of 60.17 feet to a 5/8 inch diameter iron pin;

Thence S. 0° 11' 27" W., a distance of 102.00 feet to a point on the south boundary of said NE 1/4 NW 1/4, said point monumented with a 5/8 inch diameter iron pin;

Thence N. 89° 48' 33" W., a distance of 275.50 feet along the south boundary of said NE 1/4 NW 1/4 to the POINT OF BEGINNING.

DELAWARE PARK SUBDIVISION NO. 3, AT THE COLONIES contains 12.92 acres more or less.

200239068

RECORDED

2002 AUG 23 PM 4 34

G. HOLLIFILES
CANYON CITY RECORDER
BY *[Signature]*

ALLIANCE - NAMPA

REQUEST
TYPE *File* FEE *15.00*