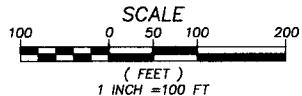


**DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 8
AT THE COLONIES**

A PARCEL OF LAND LOCATED IN THE W 1/2 OF THE NE 1/4 OF SECTION 30, T.4N., R.2W., B.M.,
CITY OF CALDWELL, CANYON COUNTY, IDAHO
2006



**DELAWARE PARK
SUBDIVISION NO. 1
UNIT NO. 5
AT THE COLONIES**



CURVE	CURVE TABLE				
	DELTA	RADIUS	ARC	CH. BRG.	CHORD
C1	42°54'52"	103.68	77.80	N12°46'12"E	76.00
C2	55°11'23"	200.00	182.65	N23°09'36"E	185.29
C3	53°37'48"	72.00	7.07	S43°08'49"E	7.07
C4	16°47'51"	172.00	50.43	S37°36'05"W	50.24
C5	16°47'51"	200.00	58.63	S37°36'05"W	58.42
C6	13°21'26"	228.00	53.15	N39°17'51"E	53.03
C7	326°23'51"	528.00	11.61	N42°06'55"E	11.67
C8	26°51'21"	122.00	56.35	S42°26'05"E	55.85
C9	26°51'21"	156.00	69.28	N42°06'55"E	68.65
C10	3°45'55"	178.00	11.70	S31°50'57"E	11.70
C11	20°03'33"	178.00	62.32	S42°58'51"E	62.00
C12	23°36'23"	178.00	8.20	S54°20'49"E	8.20
C13	11°21'29"	472.00	93.57	N22°55'36"E	93.41
C14	10°16'49"	472.00	84.89	N12°06'27"E	84.72
C15	31°56'24"	528.00	11.61	N42°06'55"E	11.67
C16	34°19'28"	500.00	299.54	N17°32'33"E	295.08
C17	4°35'56"	528.00	45.45	N02°50'37"E	45.44
C18	63°34'37"	528.00	60.61	N08°35'54"E	60.58
C19	63°32'30"	528.00	60.28	N15°09'27"E	60.25
C20	63°32'34"	528.00	60.42	N41°22'42"E	60.39
C21	44°41'32"	528.00	43.21	N71°59'52"E	43.23
C22	33°37'57"	528.00	47.04	N10°02'30"E	47.04
C23	21°16'28"	128.00	47.01	N10°02'30"E	46.74
C24	55°40'26"	100.00	97.17	N27°22'28"E	97.39
C25	55°40'26"	72.00	69.86	N27°22'28"E	72.34
C26	82°02'43"	528.00	74.14	N43°45'00"E	74.08
C27	71°35'58"	528.00	66.65	N51°23'20"E	66.61
C28	73°45'58"	528.00	68.88	N58°47'49"E	68.83
C29	11°04'54"	528.00	10.99	N63°10'44"E	10.99
C30	95°56'03"	500.00	20.89	N63°10'44"E	20.89
C31	95°56'24"	472.00	31.91	N61°33'16"E	31.80
C32	95°54'34"	472.00	61.63	N54°39'46"E	61.53
C33	85°34'58"	472.00	73.40	N48°10'03"E	73.33
C34	15°39'34"	228.00	62.34	N38°15'07"E	62.14
C35	92°51'58"	228.00	37.27	N25°39'39"E	37.23
C36	25°07'52"	200.00	87.38	S33°29'04"E	86.68
C37	18°18'14"	172.00	50.43	S37°36'05"W	50.24
C38	6°16'38"	172.00	20.20	S42°58'51"E	20.18
C39	15°33'07"	103.68	28.80	S46°20'05"E	28.11
C40	15°45'44"	103.68	28.58	S10°47'39"E	28.49
C41	11°36'01"	103.68	21.03	S02°53'13"E	21.00
C42	50°50'00"	20.00	17.74	N40°28'52"E	17.17
C43	34°27'20"	56.00	33.68	S12°38'17"E	33.17
C44	57°39'39"	56.00	56.69	S33°15'18"E	54.29
C45	48°25'53"	56.00	47.42	S08°44'34"E	45.74
C46	45°43'32"	56.00	42.57	S31°33'43"E	41.84
C47	55°12'07"	56.00	53.79	N08°45'36"E	51.75
C48	57°31'29"	56.00	36.68	N53°02'23"E	36.02
C49	50°50'00"	20.00	17.74	S46°23'08"E	17.17
C50	63°71'17"	80.88	9.35	S05°56'37"E	9.34
C51	40°15'52"	223.00	15.69	N02°21'08"E	15.69
C52	135°10'58"	223.00	48.09	N06°31'25"E	48.09
C53	151°41'27"	223.00	49.09	N06°31'25"E	49.09
C54	121°30'4"	223.00	47.55	S41°02'15"E	47.46
C55	12°28'30"	223.00	48.55	N44°31'10"E	48.46

**DELAWARE PARK
SUBDIVISION NO. 1
UNIT NO. 5
AT THE COLONIES**

COMMON LOT
SEE NOTES 6 AND 9

COMMON LOT
SEE NOTES 8 AND 9

CENTERLINE "BOLTON"
300 LATERAL

IRRIGATION EASEMENT
SEE NOTES 7 AND 9

IRRIGATION EASEMENT
SEE NOTES 7 AND 9

IRRIGATION EASEMENT
SEE NOTES 7 AND 9

DELAWARE PARK
SUBDIVISION NO. 1
UNIT NO. 7
AT THE COLONIES

DELAWARE PARK
SUBDIVISION NO. 1
UNIT NO. 6
AT THE COLONIES

LEGEND

- FOUND 5/8" REBAR/CAP PLS
 OR 5/8" REBAR AS NOTED
 SET 1/2" REBAR PLS 11776
 SET 5/8" REBAR/CAP
 PLS 11778
 REFERENCE MONUMENT
 WITNESS CORNER
 CALCULATED POINT, NOT SET
 BOUNDARY LINE
 RIGHT OF WAY LINE
 EASEMENT LINE
 LOT LINE
 LOT NUMBER
 POINT OF BEGINNING

KPOB

LINE TABLE

LINE TABLE		
LINE	BEARING	LENGTH
L1	N50°45'16"W	61.78
L2	N47°14'42"W	74.78
L3	N20°48'21"E	35.35
L4	N00°22'45"E	10.63
L5	S46°00'00"E	16.56
L6	N46°00'00"E	10.33
L7	S76°39'19"W	28.79
L8	N50°17'42"W	69.73
L9	N17°48'31"E	27.02
L10	N27°04'55"E	27.02
L11	N82°25'58"E	27.02
L12	N00°22'45"E	16.56
L13	N00°22'45"E	6.92
L14	N44°42'00"W	28.32
L15	S45°18'00"W	28.32
L16	S46°00'00"E	16.16
L17	S23°48'57"E	16.16
L18	N66°11'03"W	28.18
L19	N23°48'57"E	28.18
L20	S66°11'03"E	28.18
L21	N57°25'59"E	28.33
L22	N88°36'20"E	23.30
L23	N88°36'02"E	23.30
L24	N88°36'02"E	24.63
L25	S81°18'22"E	23.02
L26	S85°33'45"E	23.02
L27	S39°14'42"E	13.55
L28	N50°45'18"E	23.03
L29	N40°59'58"E	23.03
L30	S50°45'18"E	23.03
L31	N44°00'00"E	23.03
L32	N47°14'48"E	63.00
L33	N50°45'18"E	23.03
L34	N20°48'21"E	27.71
L35	N00°22'45"E	10.63

FND. 5/8" REBAR/NO CA
NE SEC. COR. SEC.
COR. REC. # 96156

FND. RAILROAD SPIKE
N. 1/16 COR. SEC. 29/30
COR. REC. # 803289

BASIS OF BEARINGS

REFERENCE DATA

DELAWARE PARK SUBDIVISION NO. 1
UNIT NO. 5
BOOK 33, PAGE 39

DELAWARE PARK SUBDIVISION NO. 1
UNIT NO. 6
BOOK 35, PAGE 18

DELAWARE PARK SUBDIVISION NO. 1
UNIT NO. 7
BOOK 37, PAGE 8

NOTES

1. A PUBLIC UTILITY, PROPERTY DRAINAGE AND IRRIGATION EASEMENT IS HEREBY DEDICATED AS FOLLOWS UNLESS OTHERWISE NOTED:
- 10 FEET WIDE ALONG SUBDIVISION BOUNDARY
10 FEET WIDE ALONG REAR LOT LINES
10 FEET WIDE ALONG STREET FRONTAGE
5 FEET WIDE EACH SIDE OF SIDE LOT LINES
- IF THE LOT LINES ARE ADJUSTED, THE EASEMENT SHALL ALSO BE ADJUSTED ACCORDINGLY, PROVIDED NO FACILITIES HAVE BEEN INSTALLED WITHIN THE EASEMENT.

- 2 THIS DEVELOPMENT RECOGNIZES SECTION 22-4503 OF
3 IDAHO CODE, RIGHT TO FARM ACT, WHICH STATES "NO
4 AGRICULTURAL OPERATION OR AN APPURTENANCE TO IT
5 SHALL BE OR BECOME A NUISANCE, PRIVATE OR PUBLIC,
6 BY ANY CHANGED CONDITIONS IN OR ABOUT THE
7 SURROUNDING NONAGRICULTURAL ACTIVITIES AFTER THE
8 SAME HAS BEEN IN OPERATION FOR MORE THAN ONE (1)
9 YEAR, WHEN THE OPERATION WAS NOT A NUISANCE AT
10 THE TIME THE OPERATION BEGAN." PROVIDED, THAT THE
11 PROVISION OF THIS SECTION SHALL NOT APPLY
12 WHENEVER NUISANCE RESULTS FROM THE IMPROPER
13 OR NEGLIGENT OPERATION OF ANY AGRICULTURAL OPERATION
14 OR APPURTENANCE TO IT."

3. TO COMPLY WITH IDAHO CODE SECTION 31-3805
FREEHOLD DEVELOPMENT, LLC HAS AGREED IN WRITING TO
ANNEX SURFACE WATER RIGHTS INTO THE CALDWELL
MUNICIPAL IRRIGATION SYSTEM FOR THIS SUBDIVISION, AND
THE CITY OF CALDWELL WILL ASSESS THE LOTS IN THIS
SUBDIVISION FOR WATER USED.

4. ANY RESUBDIVISION OF THIS PLAT SHALL COMPLY WITH THE APPLICABLE REGULATIONS IN EFFECT AT THE TIME OF THE RESUBDIVISION.

5. BUILDING SETBACKS AND DIMENSIONAL STANDARDS IN THIS SUBDIVISION SHALL BE IN COMPLIANCE WITH THE APPLICABLE ZONING REGULATIONS OF THE CITY OF CALDWELL.

6. LOT 7, BLOCK 24 AND LOT 25, BLOCK 16 ARE COMMON LOTS FOR THE PURPOSE OF RETENTION PONDS AND ARE TO BE OWNED AND MAINTAINED BY THE HOMEOWNER'S ASSOCIATION.

7. LOT 8, BLOCK 27 AND LOT 32, BLOCK 16 ARE COMMON LOTS THAT ARE TO BE OWNED BY THE HOMEOWNERS' ASSOCIATION, AND ARE SUBJECT TO A BLANKET EASEMENT FOR THE "BOLTON" 300 LATERAL AND THE MAINTENANCE OF THE LATERAL BY THE PIONEER IRRIGATION DISTRICT. NO FENCING OR OBSTRUCTIONS TO ACCESS SHALL BE PLACED WITHIN THE ABOVE STATED LOTS.

8. LOTS 26 BLOCK 16 IS A COMMON LOT TO BE OWNED AND MAINTAINED BY THE HOMEOWNERS ASSOCIATION.

9. THE LOTS LISTED IN NOTES 6 THROUGH 8 ABOVE, AND SO MARKED AS COMMON LOTS ON THE FACE OF THIS PLAT MAY NOT BE SOLD AS BUILDABLE LOTS.

10. THE AVAILABILITY OF BUILDING PERMITS FOR THIS DEVELOPMENT MAY BE LIMITED PURSUANT TO CALDWELL CITY CODE SECTION 11-02-06(1)(i) WHICH LIMITS THE NUMBER OF BUILDING PERMITS THAT MAY BE ISSUED PRIOR TO FINAL COMPLETION OF THE DEVELOPMENT. APPLICANT SHALL DISCLOSE TO LOT PURCHASERS WHETHER THE ISSUANCE OF BUILDING PERMITS IS IN FACT RESTRICTED BY CALDWELL CITY CODE SECTION 11-02-06-(1)(i) AND LOT PURCHASERS ARE ENCOURAGED TO CONTACT CALDWELL CITY BUILDING DEPARTMENT PRIOR TO CLOSING.

Anders Kump  *Dec 13/06*

A PARCEL OF LAND LOCATED IN THE W 1/2 OF THE NE 1/4 OF SECTION 30, T.4N., R.2W., B.M.,
CITY OF CALDWELL, CANYON COUNTY, IDAHO
2006

Know all men by this presents: That the undersigned is the owner of the property described as follows and intends to include said property in this plat:

A parcel of land located in the W 1/2 of the NE 1/4 of Section 30, Township 4 North, Range 2 West, Boise Meridian, City of Caldwell, Canyon County, Idaho, more particularly described as follows;

COMMENCING at a found railroad spike (Corner Record Instrument No. 8608413) marking the E 1/4 corner of said Section 30;

Thence North 89°46'45" West, coincident with the south line of said NE 1/4 of Section 30, a distance of 1318.90 feet to a found 5/8" rebar/cap PLS 4347 marking the CE 1/16 corner and the **POINT OF BEGINNING**;

Thence continuing North 89°46'45" West, coincident with said south line of the NE 1/4 of Section 30, a distance of 466.45 feet to the easterly line of Delaware Park Subdivision 1 Unit No. 7 At The Colonias, as shown in Book 37 Page 8 of Plats, Canyon County Records, and the centerline of the "BOLTON" 300 Lateral to a 5/8" rebar/cap PLS 11778;

Thence North 32°40'34" West, coincident with the easterly boundary of said Delaware Park Subdivision and said centerline of the "BOLTON" 300 Lateral, a distance of 229.09 feet from which a 5/8" rebar/cap PLS 11778 reference monument bears North 57°57'59" East, 23.00 feet;

Thence North 31°23'27" West, coincident with the easterly boundary of said Delaware Park Subdivision and said centerline of the "BOLTON" 300 Lateral, a distance of 97.67 feet from which a 5/8" rebar/cap PLS 11778 reference monument bears North 60°08'20" East, 23.01 feet;

Thence North 28°19'52" West, coincident with the easterly boundary of said Delaware Park Subdivision and said centerline of the "BOLTON" 300 Lateral, a distance of 103.00 feet to the beginning of a non-tangent curve, from which a 5/8" rebar/cop PLS 11778 reference monument bears North 68°36'02" East, 23.17 feet;

Thence 77.80 feet, coincident with the easterly boundary of said Delaware Park Subdivision and said centerline of the "BOLTON" 300 Lateral, along said curve to the right having a radius of 103.88 feet, a central angle of 42°54'52" and being subtended by a chord bearing and distance North 12°46'12" West 76.00 feet, from which a 5/8" rebar/cap PLS 11778 reference monument bears South 83°18'22" East, 23.02 feet;

Thence North 04°26'05" East, coincident with the easterly boundary of said Delaware Park Subdivision and said centerline of the "BOLTON" 300 Lateral a distance of 57.26 feet to the beginning of a non-tangent curve from which a 5/8" rebar/cap PLS 11778 reference monument bears South 85°33'55" East, 23.00 feet;

Thence 192.65 feet, coincident with the easterly boundary of said Delaware Park Subdivision and said centerline of the "BOLTON" 300 Lateral, along said curve to the left, having a radius of 200.00 feet, a central angle of 55°1'23" and being subtended by a chord bearing and distance North 23°09'36" West 185.29 feet, from which a 5/8" rebar/cap PLS. 11778 reference monument bears North 39°14'42" East, 23.00 feet;

Thence North 50°45'18" West, coincident with the easterly boundary of said Delaware Park Subdivision and said centerline of the "BOLTON" 300 Lateral, a distance of 64.75 feet from which a 5/8" rebar/cap PLS 11778 reference monument bears North 40°59'58" East, 23.01 feet;

Thence North 47°14'42" West, coincident with the easterly boundary of said Delaware Park Subdivision and said centerline of the "BOLTON" 300 Lateral, a distance of 71.18 feet to the southeasterly boundary of Delaware Park Subdivision No. 1 Unit No. 5 At The Colonies, as shown in Book 33 Page 39, Canyon County Records, from which a 5/8" rebar/cap PLS 11778 witness corner bears North 44°00'00" East, 23.00 feet;

Thence North 44°00'00" East, coincident with the southeasterly boundary of said Delaware Park Subdivision, a distance of 148.00 feet to a found 5/8" rebar/cap PLS 7732;

Thence North 55°31'08" East, coincident with the southeasterly boundary of said Delaware Park Subdivision, a distance of 57.15 feet to a found 5/8" rebar/cap PLS 7732;

Thence North 44°00'00" East, coincident with the southeasterly boundary of said Delaware Park Subdivision, a distance of 100.00 feet to a found 5/8" rebar/cap PLS 7732;

Thence North 46°00'00" West, coincident with the southeasterly boundary of said Delaware Park Subdivision, a distance of 325.82 feet to a 5/8" rebar/cap PLS 11778;

Thence North 51°05'00" East, coincident with the southeasterly boundary of said Delaware Park Subdivision, a distance of 100.77 feet to a found 5/8" rebar/cap PLS 7732;

Thence North 25°42'24" East, coincident with the southeasterly boundary of said Delaware Park Subdivision, a distance of 59.35 feet to a found 5/8" rebar/cap PLS 7732;

Thence North 52°30'00" East, coincident with the southeasterly boundary of said Delaware Park Subdivision, a distance of 105.11 feet to a found 5/8" rebar/cap PL# 7732 marking the southerly boundary of Delaware Park Subdivision No. 1 Unit No. 6 as shown in Book 35 Page 18 of Plats, Canyon County Records;

Thence South 39°40'00" East, coincident with the southerly boundary of said Delaware Park Subdivision, a distance of 38.99 feet to a found 5/8" rebar/cap PLS 7732;

Thence South 46°00'00" East, coincident with the southerly boundary of said Delaware Park Subdivision, a distance of 581.12 feet to a found 5/8" rebar/cap PLS 5461;

Thence North 20°48'21" East, coincident with the southerly boundary of said Delaware Park Subdivision, a distance of 35.30 feet to a found 5/8" rebar/cap PLS 5461;

Thence North 00°22'45" East, coincident with the southerly boundary of said Delaware Park Subdivision, a distance of 62.00 feet to a found 5/8" rebar/cap;

Thence South 89°37'15" East, coincident with the southerly boundary of said Delaware Park Subdivision, a distance of 256.00 feet to the east line of the said W 1/2 of the NE 1/4 of Section 30, marked by a found 5/8" rebar/cap PLS 5461;

Thence South 00°22'45" West, coincident with the said east line of the W 1/2 of the NE 1/4 of Section 30, a distance of 1036.99 feet to the **POINT OF BEGINNING**.

The parcel above described contains 18.41 acres more or less.

The public streets shown on this plat are hereby dedicated to the public. The easements as shown on this plat are not dedicated to the public. However the right to use said easements is perpetually reserved for public utilities and for any other uses as designated hereon, and no permanent structures are to be erected within the lines of said easements. All lots shown on this plat will be eligible to receive water service from the City of Caldwell's Municipal Water Department and the City of Caldwell's Municipal Water Department has agreed in writing to serve all of the lots in this subdivision.

State of Idaho } ss
County of Canyon }

On this 17th day of October, 2006, before me Adam Koltes
a Notary Public in and for said State, personally appeared Corey Barton,
known or identified to me to be the manager of Dyer Development L.L.C.,
and the manager who subscribed said limited liability company's name to the
foregoing instrument, and acknowledged to me that he executed the within
instrument on behalf of said limited liability company's name.

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

Notary Public for
Residing at
My commission expires



I, Andrew Kampe, do hereby state that I am a Land Surveyor, licensed by the State of Idaho, and that that plat, as described in the Certificate of Owners and the attached plat, was drawn from an actual survey made on the ground under my direct supervision and accurately represents the points platted thereon, in conformity with the State of Idaho Codes relating to plats, surveys and the corner perpetuation and filing act, Idaho Code 55-1601 through 55-1612.



Oct 17/2006



**3130 S. Owyhee St.
Boise, Idaho 83705-4768**

(208)342-5400
(208)342-5353 Fax
whpacific.com

Planners • Engineers • Surveyors • Landscape Architects

DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 8 AT THE COLONIES

A PARCEL OF LAND ALL LOCATED IN THE W 1/2 OF THE NE 1/4 OF SECTION 30, T.4N., R.2W., B.M.,
CITY OF CALDWELL, CANYON COUNTY, IDAHO
2006

CERTIFICATE OF COUNTY SURVEYOR

I DAVID R. KINZEL, the undersigned County Surveyor in and for
Canyon County, Idaho, do hereby certify that I have checked this plat and
that it complies with the State of Idaho Code relating to plats and ^{surveys}
VACATIONS

David R. Kinzel
Canyon County Surveyor
Date 12/14/06
DAVID R. KINZEL PE/LS 2659

APPROVAL OF CITY ENGINEER

I GORDON N. LAW, the undersigned City Engineer in and for the
City of Caldwell, Canyon County, Idaho, hereby approve this plat.

Gordon N. Law, P.E.
City Engineer
Date 13 Dec 2006

APPROVAL OF CITY COUNCIL

I MONICA JONES, the undersigned 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 4TH day of DECEMBER, 2006
. This plat was duly accepted and approved.

Monica Jones
City Clerk, Caldwell, Idaho
Date 12-12-06

CERTIFICATE OF COUNTY TREASURER

I _____, the undersigned, 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 certification is valid for the next thirty (30)
days only.

Traci Lloyd by JS
County Treasurer Deputy
Date 12/20/06

HEALTH CERTIFICATE

Sanitary restrictions as required by Idaho Code, Title 50, Chapter 13 have been
satisfied based on the review by a Qualified Licensed Professional Engineer
(QLPE) representing the City of Caldwell and the QLPE approval of the design
plans and specifications and the conditions imposed on the developer for
continued satisfaction of the sanitary restrictions. Buyer is cautioned that at
the time of this approval, no drinking water extensions or sewer extensions were
constructed. Building construction can be allowed with appropriate building
permits if drinking water extensions or sewer extensions have since been
constructed, or if the developer is simultaneously constructing those facilities.
If the developer fails to construct facilities, then the sanitary restrictions may
be reimposed, in accordance with Section 50-1326, Idaho Code, by the
issuance of a certificate of disapproval, and no construction of any building or
shelter requiring drinking water or sewer/septic facilities shall be allowed.

Robert P. Padua
District Health Department, REHS
Date 12/5/06

COUNTY RECORDER'S CERTIFICATE

State of Idaho } ss
County of Canyon }

I hereby certify that this instrument was filed for record at the request of W&H Pacific
at _____ minutes past _____ o'clock _____ M., on this _____ day of _____,
in Book _____ of plats at Pages _____ through _____.

Deputy

Ex-Officio Recorder



3130 S. Owyhee St.
Boise, Idaho 83705-4768

(208)342-5400
(208)342-5353 Fax
whpacific.com

Planners • Engineers • Surveyors • Landscape Architects

BOOK 39, PAGE 8 SHEET 3 OF 3

2007005358

RECORDED

2007 JUN 23 PM 12 01

WILLIAM H. HENST
CANYON COUNTY RECORDER
BY *WH*

PIONEER-CALDWELL

REQUEST

TYPE MISC FEE 15

SUPPLEMENTAL DECLARATION OF ANNEXATION
ESTABLISHING
COVENANTS, CONDITIONS AND RESTRICTIONS FOR
DELAWARE PARK SUBDIVISION NO. 8 AT THE COLONIES
PLATTED AS
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 8
AT THE COLONIES

SUPPLEMENTAL DECLARATION OF ANNEXATION ESTABLISHING
COVENANTS, CONDITIONS AND RESTRICTIONS FOR
DELAWARE PARK SUBDIVISION NO. 8 AT THE COLONIES
PLATTED AS DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 8 AT THE COLONIES

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. 1 Unit No. 8 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 39 of plats at page 8; more particularly described on Exhibit "A" attached hereto and incorporated herein by this Reference.

(which real property is hereinafter referred to as the "Phase 8 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. 1 Unit No. 8 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 8 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 8 Property be members of Delaware Park At The Colonies Subdivision Homeowners Association, Inc.:

NOW, THEREFORE, Declarant hereby declares:

ARTICLE I

The Phase 8 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 8 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 8 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 7.1 of the Declaration, the Declaration is hereby amended to include the Phase 8 Property, and the Phase 8 Property is hereby made subject to and the beneficiary of the rights, privileges, restrictions and covenants set forth in the Declaration. The Phase 8 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 Common Areas granted to the Delaware Park Homeowners Association, Inc. are:

Lot 25, 26 and 32, Block 16; Lot 7, Block 24; Lot 8, Block 27.

This Common Area shall be conveyed to the Association free and clear of all liens and title encumbrances (other than easements, taxes, and common restrictions) and shall be owned and maintained by the Association.

Notes. The Common Area and building lots are subject to the "Notes," as stated on the final recorded Plat for DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 8, recorded in County of Canyon, Idaho and recorded as instrument #2006100556; and attached as Exhibit A.

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has hereto set its hand this 22nd day of January 2007.

DYVER DEVELOPMENT, LLC,
An Idaho Limited Liability Company


By: Corey Barton, Its Managing Member

STATE OF IDAHO)
) ss.
County of Ada)

On this 22nd day of January, 2007, before me, a Notary Public in and for said State, personally appeared Corey Barton, known or identified to me to be the Managing Member 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.



Adair Koltes
Notary Public for Idaho
Residing at Nampa, ID
My commission expires 6-05-2010

2000100550

DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 8 AT THE COLONIES

A PARCEL OF LAND LOCATED IN THE W 1/2 OF THE NE 1/4 OF SECTION 30, T.4N., R.2W., B.M., CITY OF CALDWELL, CANYON COUNTY, IDAHO 2006

DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 8 AT THE COLONIES

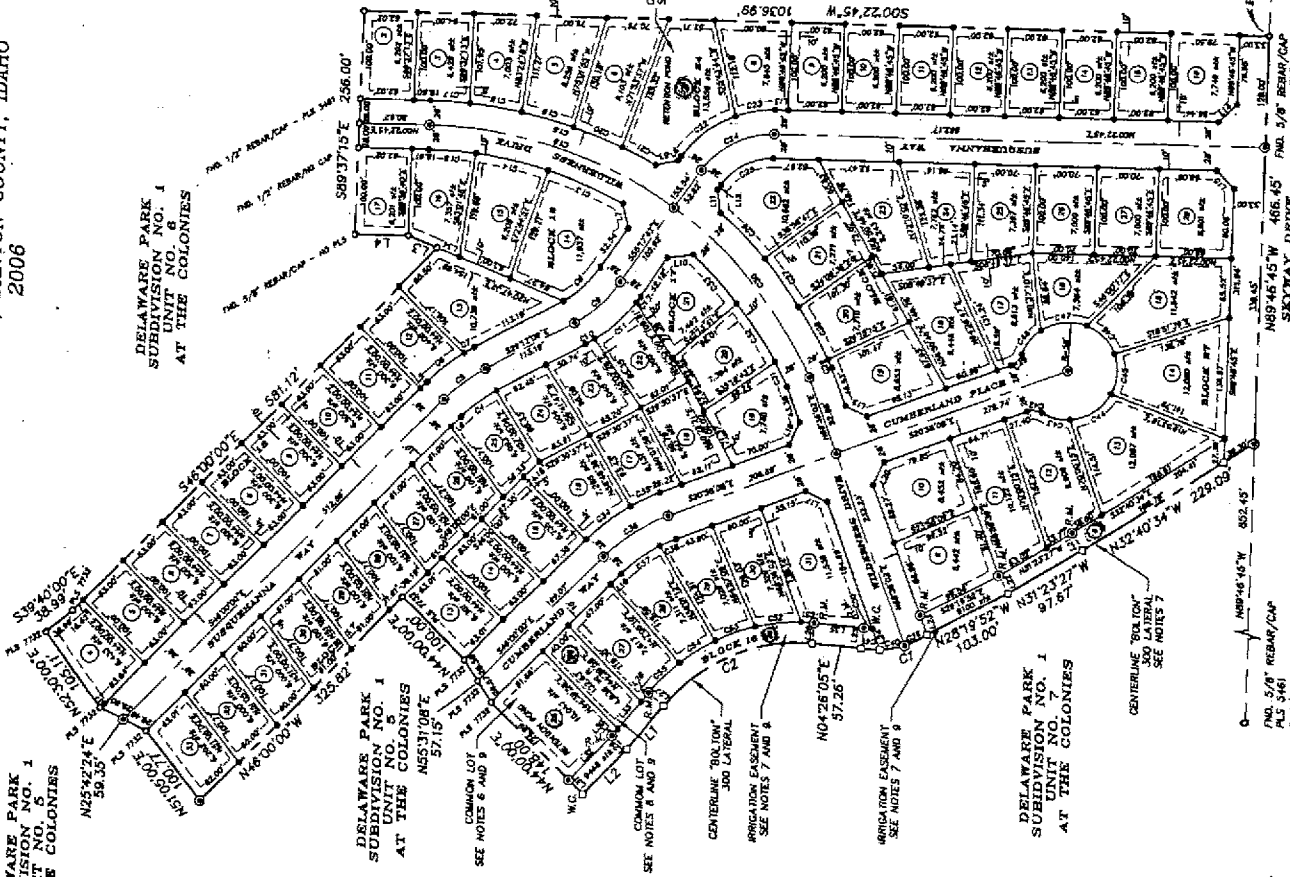
REFERENCE DATA
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 8, PAGE 30
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 7, PAGE 18
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 6, PAGE 18
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 5, PAGE 18
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 4, PAGE 18
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 3, PAGE 18
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 2, PAGE 18
DELAWARE PARK SUBDIVISION NO. 1 UNIT NO. 1, PAGE 18

RECORDED
2006 DEC 21 PM 2:29
CANYON COUNTY RECORDER
BY

LEGEND

- FOUND 3/8" REBAR/CAP PLS 3461.
- OR 5/8" REBAR AS NOTED
- ⊙ SET 1/2" REBAR PLS 11778
- ⊙ SET 5/8" REBAR/CAP PLS 11778
- R/L REFERENCE MONUMENT
- W/C WITNESS CORNER
- CALCULATED POINT, NOT SET
- BOUNDARY LINE
- RIGHT OF WAY LINE
- EASEMENT LINE
- LOT LINE
- LOT NUMBER
- POINT OF BEGINNING

CURVE	DELTA	ARC	CH. BNC	CHORD
C1	42°54'22"	101.00	101.00	78.00
C2	55°11'25"	200.00	192.84	151.99
C3	53°47'45"	72.00	70.7	57.36
C4	15°57'41"	172.00	56.43	50.74
C5	15°57'41"	200.00	56.43	50.74
C6	15°57'41"	200.00	56.43	50.74
C7	15°57'41"	200.00	56.43	50.74
C8	15°57'41"	200.00	56.43	50.74
C9	15°57'41"	200.00	56.43	50.74
C10	15°57'41"	200.00	56.43	50.74
C11	15°57'41"	200.00	56.43	50.74
C12	15°57'41"	200.00	56.43	50.74
C13	15°57'41"	200.00	56.43	50.74
C14	15°57'41"	200.00	56.43	50.74
C15	15°57'41"	200.00	56.43	50.74
C16	15°57'41"	200.00	56.43	50.74
C17	15°57'41"	200.00	56.43	50.74
C18	15°57'41"	200.00	56.43	50.74
C19	15°57'41"	200.00	56.43	50.74
C20	15°57'41"	200.00	56.43	50.74
C21	15°57'41"	200.00	56.43	50.74
C22	15°57'41"	200.00	56.43	50.74
C23	15°57'41"	200.00	56.43	50.74
C24	15°57'41"	200.00	56.43	50.74
C25	15°57'41"	200.00	56.43	50.74
C26	15°57'41"	200.00	56.43	50.74
C27	15°57'41"	200.00	56.43	50.74
C28	15°57'41"	200.00	56.43	50.74
C29	15°57'41"	200.00	56.43	50.74
C30	15°57'41"	200.00	56.43	50.74
C31	15°57'41"	200.00	56.43	50.74
C32	15°57'41"	200.00	56.43	50.74
C33	15°57'41"	200.00	56.43	50.74
C34	15°57'41"	200.00	56.43	50.74
C35	15°57'41"	200.00	56.43	50.74
C36	15°57'41"	200.00	56.43	50.74
C37	15°57'41"	200.00	56.43	50.74
C38	15°57'41"	200.00	56.43	50.74
C39	15°57'41"	200.00	56.43	50.74
C40	15°57'41"	200.00	56.43	50.74
C41	15°57'41"	200.00	56.43	50.74
C42	15°57'41"	200.00	56.43	50.74
C43	15°57'41"	200.00	56.43	50.74
C44	15°57'41"	200.00	56.43	50.74
C45	15°57'41"	200.00	56.43	50.74
C46	15°57'41"	200.00	56.43	50.74
C47	15°57'41"	200.00	56.43	50.74
C48	15°57'41"	200.00	56.43	50.74
C49	15°57'41"	200.00	56.43	50.74
C50	15°57'41"	200.00	56.43	50.74
C51	15°57'41"	200.00	56.43	50.74
C52	15°57'41"	200.00	56.43	50.74
C53	15°57'41"	200.00	56.43	50.74
C54	15°57'41"	200.00	56.43	50.74
C55	15°57'41"	200.00	56.43	50.74



LINE	BEARING	LENGTH	POINT OF BEGINNING
1	N 89°45'15\"	101.00	1
2	N 89°45'15\"	101.00	2
3	N 89°45'15\"	101.00	3
4	N 89°45'15\"	101.00	4
5	N 89°45'15\"	101.00	5
6	N 89°45'15\"	101.00	6
7	N 89°45'15\"	101.00	7
8	N 89°45'15\"	101.00	8
9	N 89°45'15\"	101.00	9
10	N 89°45'15\"	101.00	10
11	N 89°45'15\"	101.00	11
12	N 89°45'15\"	101.00	12
13	N 89°45'15\"	101.00	13
14	N 89°45'15\"	101.00	14
15	N 89°45'15\"	101.00	15
16	N 89°45'15\"	101.00	16
17	N 89°45'15\"	101.00	17
18	N 89°45'15\"	101.00	18
19	N 89°45'15\"	101.00	19
20	N 89°45'15\"	101.00	20
21	N 89°45'15\"	101.00	21
22	N 89°45'15\"	101.00	22
23	N 89°45'15\"	101.00	23
24	N 89°45'15\"	101.00	24
25	N 89°45'15\"	101.00	25
26	N 89°45'15\"	101.00	26
27	N 89°45'15\"	101.00	27
28	N 89°45'15\"	101.00	28
29	N 89°45'15\"	101.00	29
30	N 89°45'15\"	101.00	30
31	N 89°45'15\"	101.00	31
32	N 89°45'15\"	101.00	32
33	N 89°45'15\"	101.00	33
34	N 89°45'15\"	101.00	34
35	N 89°45'15\"	101.00	35
36	N 89°45'15\"	101.00	36
37	N 89°45'15\"	101.00	37
38	N 89°45'15\"	101.00	38
39	N 89°45'15\"	101.00	39
40	N 89°45'15\"	101.00	40
41	N 89°45'15\"	101.00	41
42	N 89°45'15\"	101.00	42
43	N 89°45'15\"	101.00	43
44	N 89°45'15\"	101.00	44
45	N 89°45'15\"	101.00	45
46	N 89°45'15\"	101.00	46
47	N 89°45'15\"	101.00	47
48	N 89°45'15\"	101.00	48
49	N 89°45'15\"	101.00	49
50	N 89°45'15\"	101.00	50
51	N 89°45'15\"	101.00	51
52	N 89°45'15\"	101.00	52
53	N 89°45'15\"	101.00	53
54	N 89°45'15\"	101.00	54
55	N 89°45'15\"	101.00	55
56	N 89°45'15\"	101.00	56
57	N 89°45'15\"	101.00	57
58	N 89°45'15\"	101.00	58
59	N 89°45'15\"	101.00	59
60	N 89°45'15\"	101.00	60
61	N 89°45'15\"	101.00	61
62	N 89°45'15\"	101.00	62
63	N 89°45'15\"	101.00	63
64	N 89°45'15\"	101.00	64
65	N 89°45'15\"	101.00	65
66	N 89°45'15\"	101.00	66
67	N 89°45'15\"	101.00	67
68	N 89°45'15\"	101.00	68
69	N 89°45'15\"	101.00	69
70	N 89°45'15\"	101.00	70
71	N 89°45'15\"	101.00	71
72	N 89°45'15\"	101.00	72
73	N 89°45'15\"	101.00	73
74	N 89°45'15\"	101.00	74
75	N 89°45'15\"	101.00	75
76	N 89°45'15\"	101.00	76
77	N 89°45'15\"	101.00	77
78	N 89°45'15\"	101.00	78
79	N 89°45'15\"	101.00	79
80	N 89°45'15\"	101.00	80
81	N 89°45'15\"	101.00	81
82	N 89°45'15\"	101.00	82
83	N 89°45'15\"	101.00	83
84	N 89°45'15\"	101.00	84
85	N 89°45'15\"	101.00	85
86	N 89°45'15\"	101.00	86
87	N 89°45'15\"	101.00	87
88	N 89°45'15\"	101.00	88
89	N 89°45'15\"	101.00	89
90	N 89°45'15\"	101.00	90
91	N 89°45'15\"	101.00	91
92	N 89°45'15\"	101.00	92
93	N 89°45'15\"	101.00	93
94	N 89°45'15\"	101.00	94
95	N 89°45'15\"	101.00	95
96	N 89°45'15\"	101.00	96
97	N 89°45'15\"	101.00	97
98	N 89°45'15\"	101.00	98
99	N 89°45'15\"	101.00	99
100	N 89°45'15\"	101.00	100

LINE	BEARING	LENGTH	POINT OF BEGINNING
1	N 89°45'15\"	101.00	1
2	N 89°45'15\"	101.00	2
3	N 89°45'15\"	101.00	3
4	N 89°45'15\"	101.00	4
5	N 89°45'15\"	101.00	5
6	N 89°45'15\"	101.00	6
7	N 89°45'15\"	101.00	7
8	N 89°45'15\"	101.00	8
9	N 89°45'15\"	101.00	9
10	N 89°45'15\"	101.00	10
11	N 89°45'15\"	101.00	11
12	N 89°45'15\"	101.00	12
13	N 89°45'15\"	101.00	13
14	N 89°45'15\"	101.00	14
15	N 89°45'15\"	101.00	15
16	N 89°45'15\"	101.00	16
17	N 89°45'15\"	101.00	17
18	N 89°45'15\"	101.00	18
19	N 89°45'15\"	101.00	19
20	N 89°45'15\"	101.00	20
21	N 89°45'15\"	101.00	21
22	N 89°45'15\"	101.00	22
23	N 89°45'15\"	101.00	23
24	N 89°45'15\"	101.00	24
25	N 89°45'15\"	101.00	25
26	N 89°45'15\"	101.00	26
27	N 89°45'15\"	101.00	27
28	N 89°45'15\"	101.00	28
29	N 89°45'15\"	101.00	29
30	N 89°45'15\"	101.00	30
31	N 89°45'15\"	101.00	31
32	N 89°45'15\"	101.00	32
33	N 89°45'15\"	101.00	33
34	N 89°45'15\"	101.00	34
35	N 89°45'15\"	101.00	35
36	N 89°45'15\"	101.00	36
37	N 89°45'15\"	101.00	37
38	N 89°45'15\"	101.00	38
39	N 89°45'15\"	101.00	39
40	N 89°45'15\"	101.00	40
41	N 89°45'15\"	101.00	41
42	N 89°45'15\"	101.00	42
43	N 89°45'15\"	101.00	43
44	N 89°45'15\"	101.00	44
45	N 89°45'15\"	101.00	45
46	N 89°45'15\"	101.00	46
47	N 89°45'15\"	101.00	47
48	N 89°45'15\"	101.00	48
49	N 89°45'15\"	101.00	49
50	N 89°45'15\"	101.00	50
51	N 89°45'15\"	101.00	51
52	N 89°45'15\"	101.00	52
53	N 89°45'15\"	101.00	53
54	N 89°45'15\"	101.00	54
55	N 89°45'15\"	101.00	55
56	N 89°45'15\"	101.00	56
57	N 89°45'15\"	101.00	57
58	N 89°45'15\"	101.00	58
59	N 89°45'15\"	101.00	59
60	N 89°45'15\"	101.00	60
61	N 89°45'15\"	101.00	61
62	N 89°45'15\"	101.00	62
63	N 89°45'15\"	101.00	63
64	N 89°45'15\"	101.00	64
65	N 89°45'15\"	101.00	65
66	N 89°45'15\"	101.00	66
67	N 89°45'15\"	101.00	67
68	N 89°45'15\"	101.00	68
69	N 89°45'15\"	101.00	69
70	N 89°45'15\"	101.00	70
71	N 89°45'15\"	101.00	71
72	N 89°45'15\"	101.00	72
73	N 89°45'15\"	101.00	73
74	N 89°45'15\"	101.00	74
75	N 89°45'15\"	101.00	75
76	N 89°45'15\"	101.00	76
77	N 89°45'15\"	101.00	77
78	N 89°45'15\"	101.00	78
79	N 89°45'15\"	101.00	79
80	N 89°45'15\"	101.00	80
81	N 89°45'15\"	101.00	81
82	N 89°45'15\"	101.00	82
83	N 89°45'15\"	101.00	83
84	N 89°45'15\"	101.00	84
85	N 89°45'15\"	101.00	85
86	N 89°45'15\"	101.00	86
87	N 89°45'15\"	101.00	87
88	N 89°45'15\"	101.00	88
89	N 89°45'15\"	101.00	89
90	N 89°45'15\"	101.00	90