

TOMLINSON CONDOMINIUMS PHASE 2

CERTIFICATE OF OWNERS

KNOW ALL MEN BY THESE PRESENTS: THAT WOODBINE INVESTORS, L.L.C., AN IDAHO LIMITED LIABILITY COMPANY, IS THE OWNER OF THE PROPERTY PLATTED HEREON AND THAT IT IS ITS INTENTION TO CREATE A PROJECT INCLUDING SAID REAL PROPERTY IN THIS CONDOMINIUM PLAT. THE OWNER ALSO HEREBY CERTIFIES THAT IT CONSENTS TO THE RECORDATION OF DOCUMENTS PURSUANT TO CHAPTER 15, TITLE 55, OF IDAHO CODE.

LOT 3, AND A PORTION OF LOT 2, BLOCK 1, OF TOMLINSON SUBDIVISION, AND TOMLINSON CONDOMINIUMS PHASE 1, A CONDOMINIUM PROJECT OF SAID LOT 3, BLOCK 1 OF TOMLINSON SUBDIVISION, IN THE SE 1/4 OF THE NW 1/4, AND THE SOUTH 1/2 OF THE NE 1/4 OF SECTION 26, T.3N., R.2E., B.M., ADA COUNTY, IDAHO, AS SAME ARE RECORDED IN BOOK 74 OF PLATS AT PAGES 7627 THROUGH 7629, AND BOOK 74 OF PLATS AT PAGES 7632 THROUGH 7639, RESPECTIVELY, RECORDS OF ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE 1/4 CORNER COMMON TO SECTION 23 AND THE SAID SECTION 26; THENCE SOUTH 00°07'48" WEST, 2876.20 FEET TO THE CENTER OF SAID SECTION 26, FROM WHICH THE EAST 1/4 CORNER OF SAID SECTION 26 BEARS SOUTH 89°11'53" EAST, 2662.86 FEET; THENCE SOUTH 89°11'53" EAST, 288.84 FEET TO A POINT; THENCE NORTH 00°48'07" EAST, 189.71 FEET TO THE MOST SOUTHERLY CORNER OF SAID LOT 2 AND THE REAL POINT OF BEGINNING. THENCE NORTH 54°19'28" WEST, 162.26 FEET; THENCE NORTH 33°30'00" EAST, 98.25 FEET; THENCE NORTH 56°30'00" WEST, 225.57 FEET; THENCE NORTH 1°00'00" WEST, 250.00 FEET; THENCE SOUTH 81°00'00" WEST, 205.62 FEET; THENCE NORTH 55°30'00" WEST, 60.40 FEET; THENCE NORTH 00°00'00" EAST, 119.18 FEET; THENCE 122.44 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 450.00 FEET, A CENTRAL ANGLE OF 15°35'23", AND A LONG CHORD BEARING NORTH 81°51'00" EAST, 122.06 FEET; THENCE NORTH 74°03'18" EAST, 171.75 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT-OF-WAY OF S. GEKELER LANE; THENCE 66.45 FEET ALONG SAID SOUTHWESTERLY RIGHT-OF-WAY AND THE ARC OF AN ON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 799.52 FEET, A CENTRAL ANGLE OF 4°45'43", AND A LONG CHORD BEARING SOUTH 31°28'21" EAST, 68.43 FEET; THENCE SOUTH 45°20'08" EAST, 116.75 FEET; THENCE DEPARTING SAID RIGHT-OF-WAY SOUTH 39°30'00" WEST, 68.32 FEET; THENCE SOUTH 19°28'54" WEST, 21.30 FEET; THENCE SOUTH 50°24'31" EAST, 18.13 FEET; THENCE SOUTH 2°08'00" EAST, 164.89 FEET; THENCE SOUTH 56°30'00" EAST, 155.22 FEET; THENCE NORTH 33°30'00" EAST, 48.33 FEET; THENCE SOUTH 56°30'00" EAST, 104.30 FEET; THENCE NORTH 88°00'00" EAST, 85.83 FEET; THENCE SOUTH 71°30'00" EAST, 172.71 FEET; THENCE SOUTH 18°39'48" WEST, 129.25 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF E. BERGESON STREET; THENCE ALONG SAID RIGHT-OF-WAY NORTH 67°56'06" WEST, 22.71 FEET; THENCE 251.16 FEET ALONG THE ARC OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 290.99 FEET, A CENTRAL ANGLE OF 49°27'13", AND A LONG CHORD BEARING SOUTH 83°10'10" WEST, 243.44 FEET; THENCE SOUTH 37°09'50" WEST, 64.32 FEET TO THE POINT OF BEGINNING. CONTAINING 4.08 ACRES, MORE OR LESS.

THIS CONDOMINIUM IS BEING CREATED BY CONDOMINIUM DECLARATION IN ACCORDANCE WITH IDAHO CODE TITLE 55, CHAPTER 15 - CONDOMINIUM PROPERTY ACT. THIS PROJECT WILL BE ELIGIBLE TO RECEIVE WATER SERVICE FROM AN EXISTING UNITED WATER IDAHO INC., MAIN LINE LOCATED WITHIN TOMLINSON SUBDIVISION AND UNITED WATER IDAHO INC. HAS AGREED IN WRITING TO SERVE ALL THE UNITS IN THIS CONDOMINIUM PROJECT. THE DECLARATION FOR PHASE 2 IS AN ANNEXATION AND AMENDMENT TO PHASE 1 AS RECORDED IN INSTRUMENT NO. 97050331.

WOODBINE INVESTORS, L.L.C.

OWNERS AND ANY HOLDER OF RECORDED SECURITY INTEREST IN TOMLINSON CONDOMINIUMS PHASE 1

James R. Tomlinson
JAMES R. TOMLINSON, MANAGING MEMBER

James R. Tomlinson
JAMES R. TOMLINSON, MANAGING MEMBER OF WOODBINE INVESTORS, L.L.C., THE ATTORNEY-IN-FACT FOR THE OWNERS AND SECURITY INTERESTS PER ITEM 14.7 OF CONDOMINIUM DECLARATION FOR TOMLINSON CONDOMINIUMS.

ACKNOWLEDGEMENT

STATE OF IDAHO }
 } S.S.
COUNTY OF ADA }

ON THIS 23rd DAY OF June, 1997, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED JAMES R. TOMLINSON, KNOWN OR IDENTIFIED TO ME TO BE THE MANAGING MEMBER OF WOODBINE INVESTORS, L.L.C., AN IDAHO LIMITED LIABILITY COMPANY, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THIS INSTRUMENT ON BEHALF OF SAID LIMITED LIABILITY COMPANY.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR IN THIS CERTIFICATE FIRST ABOVE WRITTEN.

7/1/97
MY BOND EXPIRES

Shan Miller
NOTARY PUBLIC FOR IDAHO
RESIDING IN BOISE, IDAHO



ACKNOWLEDGEMENT

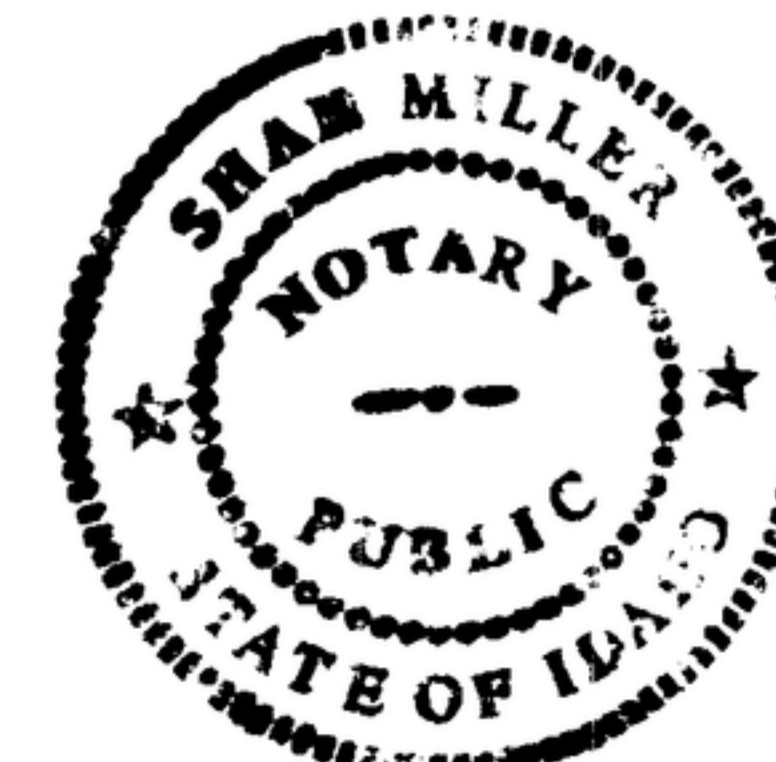
STATE OF IDAHO }
 } S.S.
COUNTY OF ADA }

ON THIS 23rd DAY OF June, 1997, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED JAMES R. TOMLINSON, KNOWN OR IDENTIFIED TO ME TO BE THE MANAGING MEMBER OF WOODBINE INVESTORS L.L.C., THE LIMITED LIABILITY COMPANY THAT EXECUTED THE INSTRUMENT OR THE PERSON WHO EXECUTED THE INSTRUMENT ON BEHALF OF SAID LIMITED LIABILITY COMPANY AS THE ATTORNEY-IN-FACT FOR THE OWNERS AND HOLDERS OF SECURITY INTEREST IN TOMLINSON CONDOMINIUMS PHASE 1, AND ACKNOWLEDGED TO ME THAT SUCH LIMITED LIABILITY COMPANY, AS ATTORNEY-IN-FACT, EXECUTED THE SAME.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR FIRST ABOVE WRITTEN.

7/1/97
MY BOND EXPIRES

Shan Miller
NOTARY PUBLIC FOR IDAHO
RESIDING IN BOISE, IDAHO



CONSENT OF SECURITY INTEREST HOLDER

THE UNDERSIGNED, UNITED SERVICES LIFE INSURANCE COMPANY, A VIRGINIA CORPORATION, RELIASTAR BANKERS SECURITY LIFE INSURANCE COMPANY, A NEW YORK CORPORATION, AND NORTHERN LIFE INSURANCE COMPANY, A WASHINGTON CORPORATION, HOLDERS OF A SECURITY INTEREST IN THE PROPERTY WHICH IS THE SUBJECT MATTER OF THIS PLAT, DO HEREBY CONSENT TO THE RECORDING OF THIS PLAT PURSUANT TO THE REQUIREMENTS OF IDAHO CODE 55-1504.

UNITED SERVICES LIFE INSURANCE COMPANY NORTHERN LIFE INSURANCE COMPANY RELIASTAR BANKERS SECURITY LIFE INSURANCE COMPANY

BY Joan M. Hart
JOAN M. HART,
ATTORNEY-IN-FACT

BY Joan M. Hart
JOAN M. HART,
ATTORNEY-IN-FACT

BY Joan M. Hart
JOAN M. HART, ATTORNEY-IN-FACT

ACKNOWLEDGEMENT

STATE OF IDAHO }
 } S.S.
COUNTY OF ADA }

ON THIS 26th DAY OF August, 1997, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED JOAN M. HART, KNOWN OR IDENTIFIED TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE ABOVE AND FOREGOING INSTRUMENT AS THE ATTORNEY-IN-FACT OF UNITED SERVICES LIFE INSURANCE COMPANY, A VIRGINIA CORPORATION, RELIASTAR BANKERS SECURITY LIFE INSURANCE COMPANY, A NEW YORK CORPORATION, AND NORTHERN LIFE INSURANCE COMPANY, A WASHINGTON CORPORATION, AND ACKNOWLEDGED TO ME THAT SHE SUBSCRIBED THE NAME OF UNITED SERVICES LIFE INSURANCE COMPANY, A VIRGINIA CORPORATION, RELIASTAR BANKERS SECURITY LIFE INSURANCE COMPANY, A NEW YORK CORPORATION, AND NORTHERN LIFE INSURANCE COMPANY, A WASHINGTON CORPORATION, THERETO AS PRINCIPALS, AND HER OWN NAME AS ATTORNEY-IN-FACT.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR FIRST ABOVE WRITTEN.

2/18/98
MY BOND EXPIRES

Emily S. Keller
NOTARY PUBLIC FOR IDAHO
RESIDING IN BOISE, IDAHO



CERTIFICATE OF SURVEYOR

I, D. TERRY PEUGH, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR LICENSED BY THE STATE OF IDAHO, AND THAT THIS PLAT AS DESCRIBED IN THE "CERTIFICATE OF OWNERS" WAS DRAWN FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY DIRECT SUPERVISION AND ACCURATELY REPRESENTS THE POINTS PLATTED THEREON, AND IS IN CONFORMITY WITH THE STATE OF IDAHO CODE RELATING TO CONDOMINIUMS AND SURVEYS.



D. Terry Peugh
D. TERRY PEUGH
IDAHO NO., 4431

APPROVAL OF ADA COUNTY HIGHWAY DISTRICT

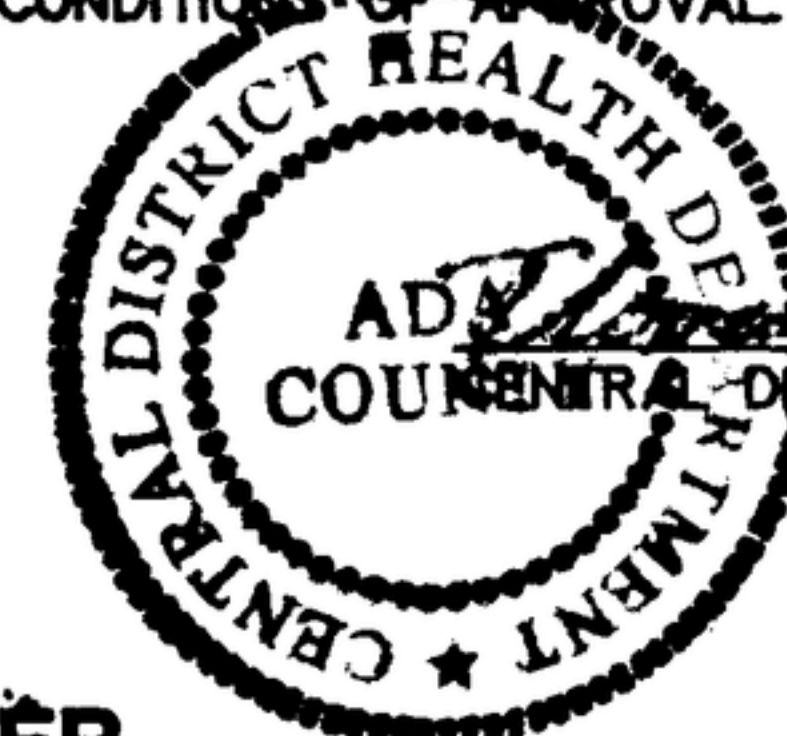
THE FOREGOING PLAT WAS ACCEPTED AND APPROVED BY THE BOARD OF ADA COUNTY HIGHWAY DISTRICT COMMISSIONERS ON THE 11th DAY OF July, 1997.



James S. Peck
MANAGER

APPROVAL OF CENTRAL 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.



Adrian E. Schenk
7/2/97
ADRIAN E. SCHENK
COUNTY HEALTH DEPARTMENT

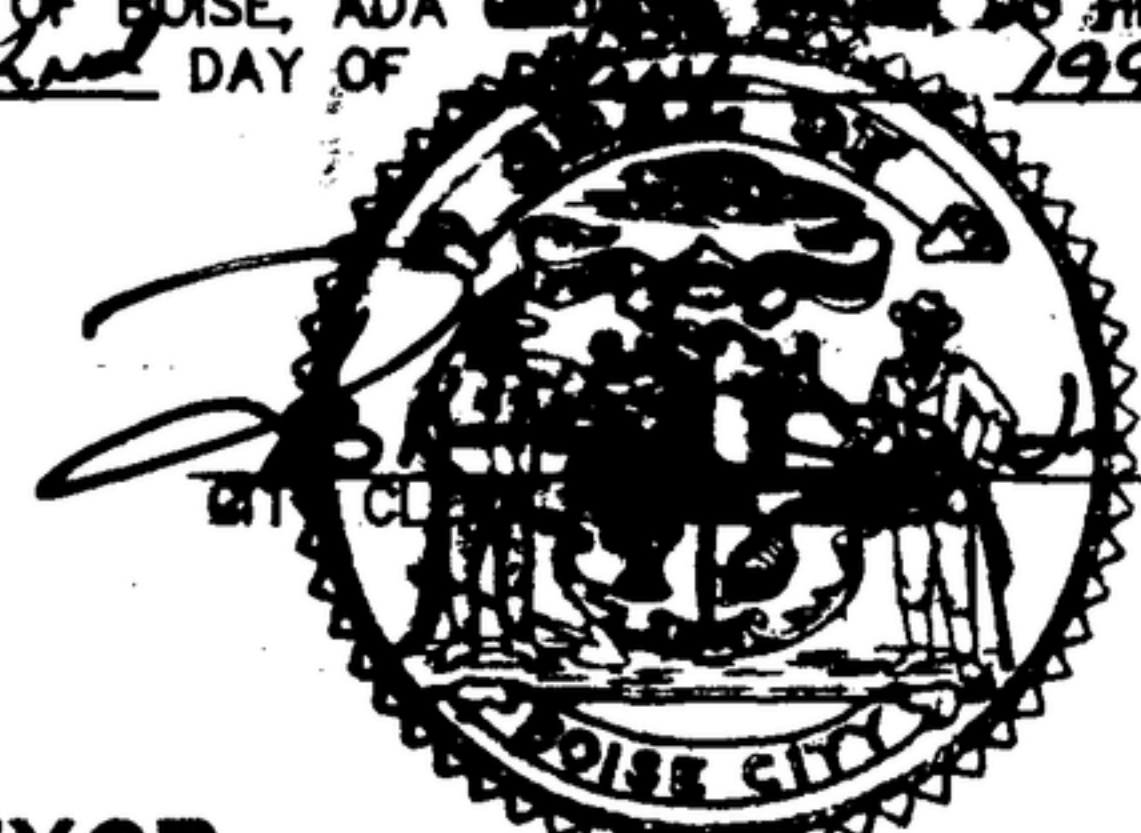
APPROVAL OF CITY ENGINEER

I, THE UNDERSIGNED, CITY ENGINEER IN AND FOR THE CITY OF BOISE, ADA COUNTY, IDAHO, HEREBY APPROVE THIS PLAT.

Charles R. Mickelson
CITY ENGINEER
7/2/97

APPROVAL OF CITY COUNCIL

I, THE UNDERSIGNED, CITY CLERK IN AND FOR THE CITY OF BOISE, ADA COUNTY, IDAHO, DO HEREBY CERTIFY THAT AT A REGULAR MEETING OF THE CITY COUNCIL HELD ON THE 12th DAY OF July, 1997, THIS PLAT WAS DULY ACCEPTED AND APPROVED.



CERTIFICATE OF COUNTY SURVEYOR

I, THE UNDERSIGNED, COUNTY SURVEYOR, IN AND FOR ADA COUNTY, IDAHO, DO HEREBY CERTIFY THAT I HAVE CHECKED THIS PLAT AND THAT IT COMPLIES WITH THE STATE OF IDAHO CODE RELATING TO CONDOMINIUMS AND SURVEYS.

John B. Priebe
COUNTY SURVEYOR
7/29/98

CERTIFICATE OF THE COUNTY TREASURER

I, THE UNDERSIGNED, COUNTY TREASURER IN AND FOR THE COUNTY OF ADA, 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 PROJECT HAVE BEEN PAID IN FULL. THIS CERTIFICATION IS VALID FOR THE NEXT THIRTY (30) DAYS ONLY.

Donna Robinson
COUNTY TREASURER
7/29/98

COUNTY RECORDER'S CERTIFICATE

STATE OF IDAHO }
 } S.S.
COUNTY OF ADA }

I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD AT THE REQUEST OF Woodbine Investors LLC AT 24 MINUTES PAST 2 O'CLOCK P. M., ON THIS 30 DAY OF July, 1998, IN BOOK 76 OF PLATS AT PAGES 7917 THROUGH 7982. INSTRUMENT NO. 98072943

J. Williams
DEPUTY

J. David Navarro
EX-OFFICIO RECORDER