

**AMENDMENT TO THE PETITION FOR THE CREATION AND ORGANIZATION  
OF  
AVIMOR COMMUNITY INFRASTRUCTURE DISTRICT NO. 1  
FILED JANUARY 23, 2015  
(ADA COUNTY, IDAHO)**

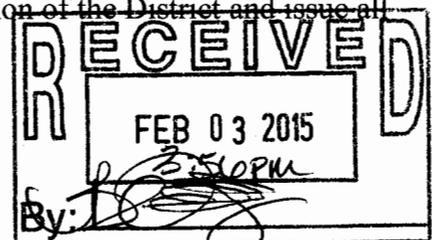
The undersigned owners (collectively "**Petitioner**") of all of the land as hereinafter described, acting pursuant to the Community Infrastructure District Act, Title 50, Chapter 31, Idaho Code, ("the "Act"), respectfully submit to the Board of County Commissioners of Ada County, Idaho ("County"), the following amendments to the Petition for the Creation and Organization of Avimor Community Infrastructure District No. 1 previously filed on January 23, 2015("January 23, 2015 Petition").

1. On January 27, 2015 the City of Eagle City Council ("City Council") convened to discuss the consent to the establishment of Avimor Community Infrastructure District No. 1 ("CID" and/or "District");
2. During the meeting the City Council voted to approve the consent of the formation of a CID over approximately 840 acres currently approved and entitled by the County depicted on the map attached to this Amendment as Exhibit A and further described legal description attached as Exhibit B.

NOW THEREFORE, the Petitioner represents, attests and declares that:

1. The area to be included in the proposed CID be amended from 7,580 acres described in the January 23, 2015 Petition to approximately 840 acres as further depicted on the map attached hereto as Exhibit A, and further described in the legal description attached hereto as Exhibit B.
2. The Landowners contained within the revised District boundaries be revised to omit Spring Valley Livestock Company, Inc. The remaining Landowners contained with the proposed District include:
  - i. Avimor Partners, LLC;
  - ii. Avimor Development, LLC;
  - iii. Dual Beneficiary Trust, Trust No. 8562 and
  - iv. First American Title Insurance Company as Trustee.

**FURTHER**, Petitioner requests that the foregoing amendments to the January 23, 2015 Petition be properly filed and noticed; and that the County thereafter approves a resolution granting the January 23, 2015 Petition, as amended, for the formation of the District and issue all



other orders, acts, procedures, and relief necessary and proper for the creation and organization of the District.

Submitted and effective this 3<sup>rd</sup> day of February, 2015.

[ Counterpart Signature Pages Follow ]

**OWNER:**

**Avimor Development, LLC**, an Idaho limited liability company

By:           Dan Richter          

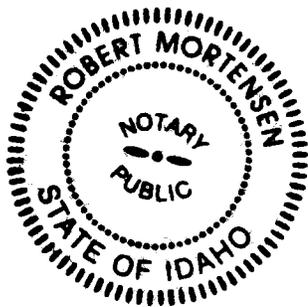
Name:           Dan Richter          

Title:           Managing Member          

STATE OF IDAHO            )  
  ) ss.  
County of Ada                )

On this 3<sup>rd</sup> day of February, 2015, before me, a Notary Public in and for said State, personally appeared           Dan Richter          , known or identified to me to be the           managing member           of Avimor Development, LLC, an Idaho limited liability company, the person who subscribed said company's name to the foregoing instrument, and acknowledged to me that he executed the same in said company's name.

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



          Robert Mortensen            
Notary Public for the State of           Idaho            
Residing at           Ada Co.            
My Commission expires:           17 Mar 2020

**OWNER:**

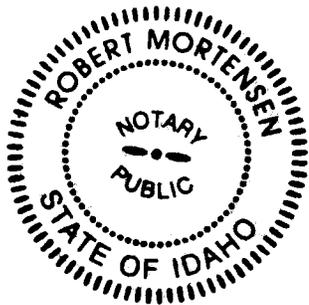
**Avimor Partners, LLC, an Idaho limited liability company**

By:   
Name: Dan Richter  
Title: Managing member

STATE OF IDAHO            )  
  ) ss.  
County of Ada                )

On this 3<sup>rd</sup> day of February, 2015, before me, a Notary Public in and for said State, personally appeared Dan Richter, known or identified to me to be the Managing member of Avimor Partners LLC, an Idaho limited liability company, the person who subscribed said company's name to the foregoing instrument, and acknowledged to me that he executed the same in said company's name.

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



  
Notary Public for the State of Idaho  
Residing at Ada Co.  
My Commission expires: 17 Mar 2020

**OWNER:**

**Spring Valley Livestock Company, Inc., an Idaho corporation**

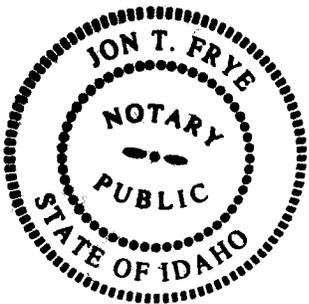
By: Megan McLeod  
Name: Megan McLeod  
Title: Vice President

STATE OF IDAHO            )  
  ) ss.  
County of Ada             )

On this 2nd day of ~~January~~February, 2015, before me, a Notary Public in and for said State, personally appeared Megan McLeod, known or identified to me to be the Vice President of Spring Valley Livestock Company, Inc., an Idaho corporation, the person who subscribed said corporation's name to the foregoing instrument, and acknowledged to me that he executed the same in said corporation's name.

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

Jon T. Frye  
Notary Public for the State of Idaho  
Residing at Canyon County  
My Commission expires: 10/30/2015



**OWNER**

**First American Title Insurance Company, a Nebraska Corporation, as Trustee of the Dual Beneficiary Trust, Trust No. 8562, which Trust was created pursuant to the Subdivision Trust Agreement dated October 8, 2002, as Amended**

By: May Lin Carlsen  
May Lin Carlsen, Authorized Agent

STATE OF IDAHO )

SS:

COUNTY OF ADA )

On this 3rd day of February, 2015, before me, a Notary Public in and for said State, personally appeared May Lin Carlsen, known or identified to me to be the Authorized Agent of First American Title Insurance Company, a Nebraska Corporation, whose name is subscribed to the within instrument as the Trustee of The Dual Beneficiary Trust No. 8562, and acknowledged to me that she executed the same as such Trustee.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Kathryn A. Cloepf  
Notary Public for the State of Idaho

Residing at: Boise Idaho

My Commission Expires: 6-4-16



**OWNER**

**First American Title Insurance Company, a Nebraska Corporation, as Trustee of the Dual Beneficiary Trust, Trust No. 8562, which Trust was created pursuant to the Subdivision Trust Agreement dated October 8, 2002, as Amended**

By: May Lin Carlsen  
May Lin Carlsen, Authorized Agent

STATE OF IDAHO )

SS:

COUNTY OF ADA )

On this 3<sup>rd</sup> day of February, 2015, before me, a Notary Public in and for said State, personally appeared May Lin Carlsen, known or identified to me to be the Authorized Agent of First American Title Insurance Company, a Nebraska Corporation, whose name is subscribed to the within instrument as the Trustee of The Dual Beneficiary Trust No. 8562, and acknowledged to me that she executed the same as such Trustee.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Kathryn A. Cloerfel  
Notary Public for the State of Idaho

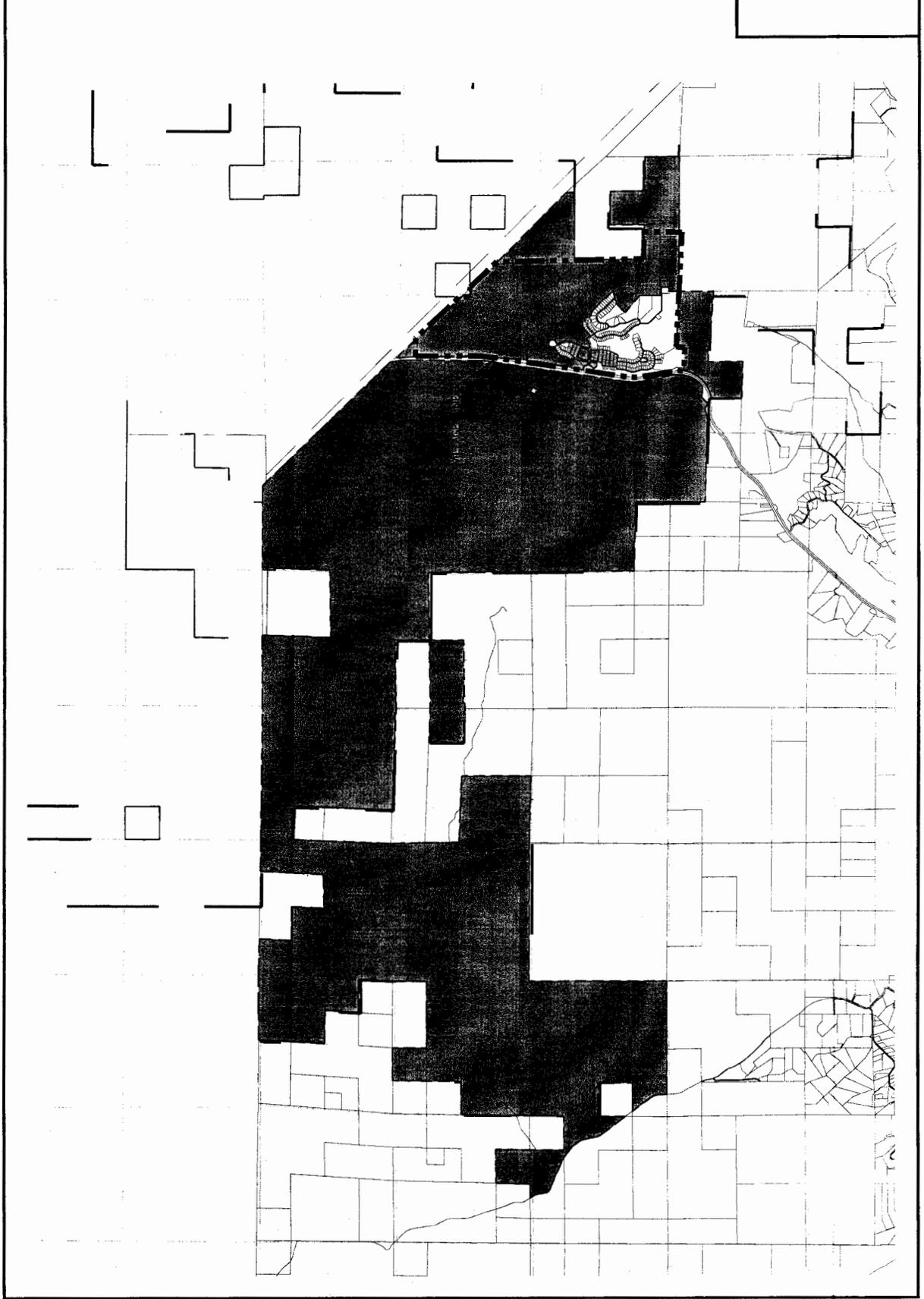
Residing at: Boise Idaho

My Commission Expires: 6-4-16



**Exhibit A**

**Map Depicting Revised Boundaries of the Proposed Revised District**



AVIMOR SUBDIVISION  
ADA COUNTY, ID  
CID BOUNDARIES

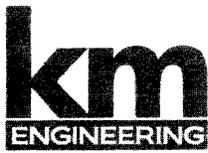


ENGINEERS SURVEYORS PLANNERS  
BOISE, IDAHO (208) 639-6939  
DATE: 2/03/2015  
PROJECT: 14054

1 OF 1

**Exhibit B**

**Legal Description of the Proposed Revised District**



February 3, 2015  
Project No. 12-108  
Avimor CID  
Legal Description

A parcel of land situated in portions of Sections 7, 8, 17, 18 and 19, Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho, and being more particularly described as follows:

Commencing at the Northeast corner of said Section 7, thence west along the northerly line of said Section 7 to a point being the intersection of said northerly line and the Ada County/Boise County line and being the **POINT OF BEGINNING**.

Thence west along said northerly line to the easterly right-of-way line of State Highway 55;

Thence leaving said northerly line, south along said easterly right-of-way line through said Sections 7 and 18 to a point being the intersection of said easterly right-of-way line and the southerly line of said Section 18 (northerly line of Section 19);

Thence south along said easterly right-of-way line to the southerly line of Lot 2, Block 1 of Avimor Subdivision No. 1 (a subdivision plat recorded in Book 100 of Pages 13,049 through 13,069, records of Ada County, Idaho);

Thence leaving said easterly right-of-way line, east along the southerly lines of said Lot 2, Block 1 and Lot 13, Block 1 of Avimor Subdivision No. 1 to the southeast corner of said Lot 13;

Thence leaving said southerly lines, north along the easterly line of said Lot 13 to the southerly line of said Section 18;

Thence leaving said easterly line, east along the southerly lines of said Sections 18 and 17 to the South one-quarter corner of said Section 17;

Thence leaving said southerly lines, north along the easterly line of the Southeast one-quarter of the Southwest one-quarter of said Section 17 to the northeast corner of said Southeast one-quarter of the Southwest one-quarter;

Thence leaving said easterly line, west along the northerly line of said Southeast one-quarter of the Southwest one-quarter to the easterly line of the West one-half of the West one-half of said Section 17;

Thence leaving said northerly line, north along said easterly line of the West one-half of the West one-half to the northeast corner of said West one-half of the West one-half (southeast corner of the West one-half of the Southwest one-quarter of Section 8);

Thence leaving said easterly line of the West one-half of the West one-half, north along the easterly line of said West one-half of the Southwest one-quarter of Section 8 to a point being the intersection of said easterly line and the Ada County/Boise County line;

Thence leaving said easterly line, northwest along said Ada County/Boise County line to the northerly line of said Southwest one-quarter of said Section 8;

Thence leaving said Ada County/Boise County line, west along the northerly line of said Southwest one-quarter to the West one-quarter corner of said Section 8 (East one-quarter corner of said Section 7);

Thence leaving said northerly line, north along the easterly line of the Northeast one-quarter of said Section 7 to a point being the intersection of said easterly line and the Ada County/Boise County line;

Thence leaving said easterly line, northwest along said Ada County/Boise County line through the said Northeast one-quarter to the **POINT OF BEGINNING**.

**EXCEPTING THEREFROM**

All of McAfee Subdivision recorded in Book 98 of Pages 12,527 through 12,529, records of Ada County, Idaho.

**ALSO EXCEPTING THEREFROM**

All of Avimor Subdivision No. 1 recorded in Book 100 of Pages 13,049 through 13,069, records of Ada County, Idaho. Lot 1, Block 1, Lots 1 through 5, Block 11, Lot 20, Block 12 and Lot 1, Block 16 of said Subdivision shall not be excepted from the boundary described herein.

**ALSO EXCEPTING THEREFROM**

All of Avimor Subdivision No. 2 recorded in Book 103 of Pages 13,830 through 13,832, records of Ada County, Idaho.

**ALSO EXCEPTING THEREFROM**

All of Avimor Subdivision No. 3 recorded in Book 105 of Pages 14,456 through 14,461, records of Ada County, Idaho.

This legal description is intended for informational purposes and is not based upon an on the ground survey.

