

EASEMENT

In consideration of the premises and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Shawn McFadden, a single person, dealing in her sole and separate property ("Grantor"), does hereby grant to the City of Garden City, Idaho, a Municipal Corporation and Political Subdivision of the State of Idaho ("Grantee"), its successors and assigns, for the benefit of the City and the General public, as an easement appurtenant to the property, a perpetual, non-exclusive easement for bicycle and pedestrian access on, over and across the property located at 308 E. 34th Street, Garden City, Idaho, and legally described as Lots 6 and 7, Block 30 of Fairview Acres Subdivision No. 5, in Section 5, Township 3 North, Range 2 East, Boise Meridian, Ada County, Idaho and recorded in Book 11 of Plats at Page 619, of the official records of Ada County, Idaho, subject to the conditions set forth in a settlement agreement between the parties dated January 31, 1997. Said Easement is more particularly described in Exhibit "A" attached hereto and included herein by reference.

DATED this 8th day of August, 1997.

97063989

Shawn McFadden
Shawn McFadden (Grantor) BOISE ID

RECORDED
DAVID NAVARRO

Meuleman + Miller

'97 AUG 11 PM 3 56

FEE 6.00 BY D. Hall
RECORDED AT THE REQUEST OF

STATE OF IDAHO)
) ss.
County of Ada

On this 8th day of August, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared Shawn McFadden, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she 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.

[Signature]
Notary Public for Idaho
Residing at [Address]
My Commission expires 4/26/02

EXHIBIT A

Parcel 12–McFadden Legal Description for Bike Path Easement

A permanent easement for construction and bicycle path use as said path is shown on the plans for "Phase I–CMAQ–Garden City Pathways," Idaho Transportation Department Project Nos. CM-0003(102) and CM-0100(105), being a 25-foot-wide strip of land, lying 12.5 feet on each side of the following described centerline in Lots 6 and 7, Block 30 of Fairview Acres Subdivision No. 5, according to the official plat thereof, filed in Book 11 of Plats at Page 619, in Section 5, Township 3 North, Range 2 East, Boise Meridian, Ada County, Idaho, and more particularly described as follows:

Commencing at the most northerly corner of said Lot 7, thence South $32^{\circ}11'30''$ East along the northeasterly boundary of said Lot 7, 65.97 feet to the POINT OF BEGINNING, said point being at Station 64+15.71 of the Project centerline; thence along said centerline, along a 95-foot radius curve to the right, through a central angle of $12^{\circ}52'49''$, an arc distance of 21.36 feet, subtended by a chord of South $0^{\circ}12'48''$ East, 21.31 feet; thence South $6^{\circ}13'36''$ West, 73.23 feet; thence along a 100-foot radius curve to the left, through a central angle of $10^{\circ}31'31''$, an arc distance of 18.37 feet, subtended by a chord of South $0^{\circ}57'50''$ West, 18.34 feet to the POINT OF TERMINATION, said point being at Station 65+28.68 of the Project centerline, which bears South $51^{\circ}33'25''$ West, 24.22 feet from the southeasterly corner of said Lot 7.

The side lines of the above described easement shall be lengthened or shortened to terminate on the northerly boundary line of Lot 7 and the easterly boundary line of Lot 6.

Containing 2,873 square feet or 0.066 acres more or less.

The bearings shown in the above land description are based on coordinates provided by the City of Boise Public Works and used in project "C.S.P 591–South Boise Interceptor."

Prepared by CH2M HILL, June 1996

PLS 5625



EASEMENT

In Consideration of the premises and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Jerry Ahlberg and Jo Lene Ahlberg, husband and wife, whose address is 309 E. 34th Street, Garden City, Idaho ("Grantor"), does hereby grant to the City of Garden City, Idaho, a Municipal Corporation and Political Subdivision of the State of Idaho, ("Grantee"), its successors and assigns, for the benefit of the City and the general public, as an easement appurtenant to the property, a perpetual, non-exclusive easement for bicycle and pedestrian access on, over and across the property located at 309 E. 34th Street, Garden City, Idaho, and legally described as Lots 31 and 32, Block 35 of Fairview Acres Subdivision No. 5, according to the official plat thereof, filed in Book 11 of Plats at Page 619, in Section 5, Township 3 North, Range 2 East, Boise Meridian, Ada County, Idaho. Said Easement is more particularly described in Exhibit "A" attached hereto and included herein by reference.

DATED this 23 day of July, 1998.

Jerry Ahlberg
Jerry Ahlberg

Jo Lene Ahlberg
Jo Lene Ahlberg

STATE OF IDAHO)
) ss.
County of Ada)

On this 23rd day of July, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Jerry Ahlberg and Jo Lene Ahlberg, known or identified to me, to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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.

Janet J. Thomas
Notary Public for Idaho
Residing at Engle, Id
My Commission expires 9/17/99

**Parcel 13 - Ahlberg
Legal Description
for
Bike Path Easement**

A permanent easement for construction and bicycle path use as said path is shown on the plans for "Phase I-CMAQ-Garden City Pathways," Idaho Transportation Department Project Nos. CM-0003(102) and CM-0100(105), being a parcel of land located in Lots 31 and 32, Block 35 of Fairview Acres Subdivision No. 5, according to the official plat thereof, filed in Book 11 of Plats at Page 619, in Section 5, Township 3 North, Range 2 East, Boise Meridian, Ada County, Idaho and more particularly described as follows:

Commencing at the most northerly corner of said Lot 31; thence along the easterly line of said parcel South $5^{\circ}23'25''$ East, 71.40 feet to the POINT OF BEGINNING; thence along the easterly line of said parcel South $5^{\circ}23'25''$ East, 106.02 feet to the easterly corner of said Lot 32; thence along the southeasterly line of said parcel South $51^{\circ}35'50''$ West, 2.47 feet to a point; thence North $4^{\circ}17'6''$ West, 107.38 feet to the POINT OF BEGINNING.

Containing 109.8 square feet or .0025 acres more or less.