

RESTRICTIVE AND PROTECTIVE COVENANTS
"COUNTRY LIVING SUBDIVISION"

WHEREAS, Thomas H. Tingle and Bernie Tingle, husband and wife, are the owners of certain real property located in Lemhi County, Idaho which is being subdivided and recorded as Country Living Subdivision, Instrument No. 148036, records of Lemhi County, the legal description of which is attached hereto as Exhibit "A" and by reference made a part hereof (hereinafter called the "Premises"); and

WHEREAS, said owners desire to and do hereby place certain restrictions, limitations and regulations as to the use of said Premises on all future purchasers or assigns of an interest in any lot or parcel located within the Premises;

NOW THEREFORE, said owners do hereby establish, dedicate, declare, publish and impose upon the Premises the following Protective Covenants which shall run with the land and be binding upon and be for the benefit and value of all persons claiming under them, their grantees, successors and assigns and shall be for the purpose of maintaining a uniform and stable value, character, use and development of the Premises.

I. ACCEPTANCE: By acceptance of the conveyance of any interest in any lot or parcel of the Premises, the grantees thereof and each of their heirs, executors, administrators, successors, assigns and transferees, covenant with the undersigned and their transferees that they will be bound by the restrictions, covenants and conditions contained herein.

II. STRUCTURES:

A. No building shall be erected, altered, placed or permitted to remain on any lot other than the following:

1. One (1) detached single-family dwelling;
2. One (1) private garage for not more than three vehicles;
3. One (1) barn or barn-like structure to house not more than six horses;
4. One (1) tool shed/shop and/or woodshed;
5. One (1) well house.

B. Each single-family dwelling shall contain a minimum of 1000 square feet exclusive of second floors, open decks, garage, covered carport, sheds or outbuildings. Once construction has begun, a period of one year shall be allowed for completion of all of the exterior work of any building. This means that the building shall present a complete appearance when viewed from any angle. Each dwelling constructed must have a roof finished in wood shake or shingle, or tile and must have a cost, exclusive of the lot, of \$32,000.00. *BT.*
mobile home.

C. No structure of a temporary character, trailer, basement, tent, shack, garage, shed or other outbuilding shall be used on any lot at any time as a residence, either temporary or permanent, except that an owner may occupy temporary living facilities during construction of the dwelling.

D. No dwelling or other building shall be located on any lot nearer than 50 feet from the front lot line or nearer than 25 feet to the back lot line or nearer than 25 feet to an interior lot line. The front lot line shall be that line which faces the road. For the purpose of this covenant, eaves, steps and open porches shall not be considered as part of the building.

E. The buildings and grounds of each lot shall be kept in a safe and reasonable state of repair, cleanliness and neatness. Any outbuilding must be erected and maintained at least 30 feet from the nearest boundary line of the lot or parcel on which said outbuilding is located. No structure shall be built with rolled tarpaper exteriors or roofing.

III. ANIMALS: No animals, livestock or poultry of any kind shall be raised, kept, bred or maintained on any lot or parcel for any commercial purpose. The number of animals of any particular species cannot exceed six (6) head. The keeping of pigs and/or goats is prohibited on any lot or parcel. If any animal is kept or maintained on a lot or parcel the owner of said lot or parcel must construct and maintain at all times

wooden or woven wire fencing which is adequate to keep said animal or animals on said lot. No pets, animals or poultry can be kept on any lot if they become a nuisance to other residents within the subdivision.

IV. NUISANCES:

A. No trash, garbage, ashes, refuse, ruins or other remains of any kind (including disable vehicles), shall be thrown, dumped, placed, disposed of or permitted to remain on any lot, whether vacant or otherwise. The owner of any lot shall, irrespective of fault, be responsible for the prompt removal therefrom of all trash, solid waste, garbage, ashes, refuse, ruins and other remains. Household trash, garbage or other waste shall only be kept, pending its prompt removal, in sanitary containers, properly screened to shield same from public view or view by any other residents in the subdivision. All incinerators or other equipment for the storage or disposal of such materials shall be kept in a safe, clean and sanitary condition.

B. No substance exuding noxious odors shall be thrown, dumped, placed, disposed of or permitted to remain or accumulate on any lots whether above or below the surface thereof.

C. No noxious, illegal or offensive use of property shall be carried on upon any lot nor shall anything be done thereon which may be or becomes an annoyance or nuisance to the neighborhood. No owner of any lot shall at any time conduct, or permit to be conducted, on said lot any trade or business of any description, either commercial or religious, nor shall such lot be used for any other purpose whatsoever except for the purpose of a private dwelling or residence.

V. EASEMENTS: Easements for drainage and utilities shall be within the roadways or other areas as shown on the face of the subdivision plat.

VI. WATER: The Grantors are under no obligation to deliver domestic water, or to furnish rights of way in connection

with the delivery of domestic water to any lot at building sites in this subdivision. It is contemplated that domestic water for use in any building erected upon a building site shall be supplied by the owner of each lot and originated from a well to be drilled and excavated by the Grantee at his expense. Such wells shall be located at a minimum distance of 100 feet from the individual sewage disposal facilities and a minimum of 10 feet from any lot line and shall comply in all respects with regulations and health standards of Lemhi County and the State Department of Health, State of Idaho.

VII. SEWAGE DISPOSAL: No sewage disposal system of any kind shall be permitted on any lot; unless it is designed, located and constructed in accordance with the requirements and standards of the Idaho State Health Department. The use of privies or other pit toilets is prohibited. All bathroom sink and toilet facilities shall be located inside the dwelling house and shall be connected by underground pipe with a private septic tank or approved disposal unit. Drainage from said septic tank or other disposal unit shall be kept within the building limits of said lot and at least 10 feet from any lot line. The Grantors shall have no obligation to construct any sewer system or provide connection thereto.

VIII. ENVIRONMENT:

A. Every attempt shall be made to preserve and protect the environment indigenous to the premises.

IX. MINING: No mining, quarrying, excavation, oil drilling or development of any kind shall be allowed in or on the premises except for such excavation as may well be necessary in connection with the construction or placing of improvements thereon in accordance with the terms and restrictions of these covenants.

X. FIREARMS: The discharge of any firearms within the subdivision is prohibited.

XI. RESUBDIVISION: Resubdivision of any of the lots located within the subdivision shall be prohibited.

XII. ENFORCEMENT: If the parties hereto, or any of them, or their heirs or assigns or persons claiming under or through them, or any other person, whether such person be the owner of any property in said tract or not, shall violate or shall attempt to violate any of the covenants herein, it shall be lawful for any other person or persons owning any real property situated in said tract to prosecute any proceeding at law or in equity against the person or persons violating any, or attempting to violate, any such covenant and either to prevent him or them from so doing or to recover damages for such violation. Any person bringing such an action shall be entitled upon judgment in his favor to recover from the violator reasonable attorney fees and allowable costs.

XIII. DURATION AND AMENDMENT: These protective and restrictive covenants shall run with the land and shall be binding upon all persons owning land in Country Living Subdivision for a period of 10 years from the date these covenants are recorded after which time said covenants shall be automatically renewed for successive periods of 10 years, unless an instrument signed by the then owners of a majority of the lots has been recorded, agreeing to change said covenants in whole or in part.

XIV. CONVEYANCE RESTRICTION: Each of the following lots must be conveyed as one parcel, the ownership of which shall not be separated:

Lot 1, Block 1	Lot 6, Block 1
Lot 2, Block 1	Lot 7, Block 1
Lot 3, Block 1	Lot 8, Block 1
Lot 4, Block 1	Lot 9, Block 1
Lot 5, Block 1	Lot 10, Block 1

Any attempted conveyance of said lots or any of them in violation of this provision shall be null and void.

XV. LOT OWNERS' OBLIGATION TO FENCE OUT CATTLE: At the present time, said premises are not a part of any herd districts.

Adjoining state, federal and private property is used for the grazing of cattle. It is the responsibility of each owner to exclude such cattle from his lot, if desired, by fencing,

cattle guards or other appropriate means. This notice of the lot owners' responsibility to fence out cattle shall in no way reduce each lot owners' responsibility to fence in his own animals as provided in Section III above.

XVI. PRIVATE ROAD: Access to the following described lots is provided by a private road right of way along the south boundary of said lots, as shown on the official plat of Country Living Subdivision:

Lot 1, Block 1	Lot 6, Block 1
Lot 2, Block 1	Lot 7, Block 1
Lot 3, Block 1	Lot 8, Block 1
Lot 4, Block 1	Lot 9, Block 1
Lot 5, Block 1	Lot 10, Block 1

The owners of said lots shall be entitled to use the road for access to and from their respective lots and shall be responsible for its improvement, maintenance, upkeep and repair. The owners representing a majority of said lots shall determine the work necessary for such improvement, maintenance and repair and its cost and shall so advise all of the owners of said lots, in writing signed by such majority. The cost of such maintenance, repair and improvement shall be borne equally by the owners of each lot and shall be paid promptly upon completion of the work. Said road may be dedicated to the public by written document executed by the owners representing a majority of said lots and recorded in Lemhi County.

XVII. IRRIGATION DITCH EASEMENT: Existing irrigation ditch easements are shown on the Country Living Subdivision Plat. Conveyance of a lot crossed by such ditch shall be subject to the right of the owner of such ditch or water right to maintain same.

XVIII. SEVERABILITY: Invalidity by judgment or other court order of any provision, sentence or paragraph contained in these Covenants shall not in any way affect or invalidate any other sentence or paragraph of these Covenants and the remaining portion shall continue in full force and effect.

IN WITNESS WHEREOF, The undersigned have caused this instrument to be executed this 24 day of July 1979.

Tom Tingle

domestic water, or to furnish rights of way in connection

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STATE OF Idaho

County of _____ --ss

On this 24 day of July, 1979, before me
the undersigned, a Notary Public in and for said State,
personally appeared TOM TINGLE and BERNIE TINGIE, husband
and wife, known 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
seal the day and year in this certificate first above written.

Notary Public for Tegiate OK

Residing at Tegiate OK

No. 148038

State of Idaho) ss
County of Lemhi)

This instrument was filed for
record at the request of _____

James Johnston

at 2:18 o'clock P.M.

September 5 1979

and duly filed and indexed in the

file of Deeds

Records of Lemhi County, Idaho.

James Johnston

Ex-Officio Recorder

By _____

Deputy

Fees 7.00 Paid

Box 1460

Salmon, Idaho 83467

SANITARY REGULATIONS AND RECOMMENDATIONS

a legal instrument attached to the
COUNTRY LIVING

Located in the S1/4SE1/4 and NE1/4SE1/4, Section 11, SW1/4SW1/4, Section 12, NW1/4NW1/4, Section 13,
and NE1/4NE1/4, Section 14, T. 21 N., R. 22 E., B.M., Lemhi County, Idaho

INTRODUCTION

This instrument is presented for purposes of satisfying the Sanitary Restriction of Section 30-1326, Idaho Code. In order to clarify the context of the following instrument, please note individual topics are first presented herein with a subtitle shown in all capital letters, underlined, and followed by a colon.

Where Section(s), paragraph(s), page(s), or other reference numbers or letters are given in the context of a topic, said reference indicator(s) refers to and coincides with the rule, regulations and/or standards presented in the first sentence of the topic context immediately following a subtitle unless otherwise indicated.

NOTE: All pertinent data and information shall be submitted to the District Seven Health Department by the owner(s) of the proposed subdivision, for purposes of satisfying the Sanitary Restriction, prior to signature of this instrument by the Environmental Quality Specialist of the District Seven Health Department.

SEWAGE: REGULATIONS as presented and applied to this subdivision are taken from the Rules and Regulations for Individual and Subsurface Sewage Disposal Systems, (February 1978) which are to be known as the "Individual and Subsurface Sewage Disposal Regulations" as per Section 1-3005 of said "Regulations."

So as to avoid the possibility of permit denial, and thereby, the denial of a sewage disposal system:

Said permit, as required in Section 1-3005, must be obtained prior to any construction, alteration (replacement) or extension of a sewage disposal system and prior to the construction or placement of any dwelling(s) or water supply system(s) where dwelling(s) and water supply system(s) do not presently exist upon the premises. The sewage disposal system must be installed, extended or altered to the specifications approved upon the permit and obtain, upon inspection, the approval of the Director of the Idaho Department of Health and Welfare before use or cover of the sewage disposal system, as required in Section 1-3007, INSPECTION, Individual and Subsurface Sewage Disposal Regulations, 1978.

SUITABILITY OF SITE FOR SUBSURFACE SEWAGE DISPOSAL, Section 1-3010 1-3010.01 Conditions of suitability

The first step in the design of subsurface disposal systems is to determine whether or not the soil is suitable for the absorption of septic tank effluent, and, if so, how much area is required. In general, the following conditions must be met:

- (a) **Percolation Rate.** The percolation rate shall be within the range of those specified in the Table 1 of Manual Section 1-3013.02. (Table 1 presents a percolation rate range of 1 minute per inch to 60 minutes per inch.) (2-7-78)
- (b) **Ground Water and Rock Formations.** Rock formations or impervious strata and the maximum seasonal elevation of the ground water table shall be at least four (4) feet below the bottom of the trench or seepage pit. (2-7-78)
- (c) **Required Area.** There shall be adequate land of suitable quality available to install or develop two (2) sewage disposal systems. (2-7-78)
- (d) **Slope.** The slope of the area in which the subsurface sewage system are to be placed shall not exceed twenty percent (20%). (Not more than one (1) foot of vertical rise of surface height in five (5) feet of horizontal distance.)

- e) physically impair the environment to the detriment of man and his social plant life, fish and wildlife.

SEWAGE: cont'd

conventional subsurface sewage disposal system. Where unusual conditions exist, disposal systems other than subsurface sewage disposal systems may be employed, provided they are acceptable to the Director. ("Director" as defined in Section 1-3003.05 will herein refer to the District Seven Health Department and agents thereof.) (2-7-73)

When the site chosen does not meet the conditions of suitability as given in Section 1-3004.01 or the maximum seasonal elevation of the ground water table exists less than four (4) feet from the original ground surface, an alternate system will be acceptable when the following CONDITIONS are satisfied:

CONDITION 1. Plans and specifications for the alternate system are designed to create a sewage disposal system which complies with the intent of Section 1-3004.01 of the Individual and Subsurface Sewage Disposal Regulations, (February 1973). THESE PLANS AND SPECIFICATIONS MUST BE DESIGNED, STAMPED, AND SIGNED, OR OTHERWISE ENDORSED, AS APPROVED BY A PROFESSIONAL ENGINEER REGISTERED IN THE STATE OF IDAHO.

CONDITION 2. The "Person" (as defined in Section 1-3003.04) who makes a sewage permit application for an alternate sewage disposal system must acknowledge and certify said acknowledgement of the following:

- (a) That the District Seven Health Department, Idaho Department of Health and Welfare, the State of Idaho and respective officers, agents, representatives, and employees of said agencies and State give no expressed or implied warranty concerning the intended proper function of the alternate sewage disposal system.
- (b) That the District Seven Health Department, Idaho Department of Health and Welfare, the State of Idaho, and respective officers, agents, representatives, and employees of said agencies and State shall be held harmless, jointly and/or professionally, from the liability of any person for any and all costs and expenses, caused by the installation or operation of the sewage disposal system or any part thereof.
- (c) That the District Seven Health Department, Idaho Department of Health and Welfare, and representatives of either agency will be allowed upon the premises at any reasonable time to inspect the alternate sewage disposal system and to collect water and soil samples from the system as are needed to determine the performance of said system.
- (d) That if the alternate sewage disposal system fails in such a manner as to cause said system to no longer comply with Section 1-3004.01 or otherwise cause a health hazard, the alternate sewage disposal system will immediately be repaired, altered, or abandoned in a manner which complies with Section 1-3005, (Permit required if system is to be altered or extended) and bring the sewage disposal system back to compliance with Section 1-3004.01.
- (e) That any modifications to the plans and specifications for the alternate sewage disposal system, as approved with the permit application, must be submitted under the same CONDITIONS as given in CONDITION 1 above and under all acknowledgements of CONDITION 2, hereof, and must be approved by the District Seven Health Department prior to actual construction of said modifications.
- (f) That the alternate sewage disposal system must be installed, entirely, by a registered installer of individual and subsurface sewage disposal systems (as described in Section 1-3004.01 of the "Individual and Subsurface Sewage Disposal Regulations,") who

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must also be an individual other than the applicant presented on the permit application.

- (g) That prior to the use or covering of the alternate sewage disposal system, the registered installer of the alternate sewage disposal system must present written notarized certification upon form(s) provided by the District Seven Health Department, that the alternate sewage disposal system has been installed entirely according to the plans and specifications approved with the permit application.

- (h) That prior to use of the alternate sewage disposal system, a legal instrument shall be attached to and recorded with the warranty deed of the property upon which the alternate system is installed and shall achieve the following:

- i state the purpose and intent of the instrument
- ii state the permit or receipt number under which the alternate system was installed and date issued
- iii state the legal description exactly as it is found on the warranty deed to which it is to be attached
- iv state the name of the permit applicant and the name of the registered installer who installed the sewage disposal system
- v state the CONDITIONS, including all acknowledgements under which the alternate sewage disposal system was installed and that said CONDITIONS and acknowledgements must remain in effect for as long as said sewage disposal system is utilized.
- vi state that the instrument, in its entirety, must remain attached to the warranty deed only for so long as the alternate sewage disposal system is utilized and that any successive purchaser or guardian of the property must acknowledge and certify that said easement shall remain attached to the warranty deed and be so presented to any other buyer or guardian as a condition of purchase or transfer for so long as the alternate sewage disposal system is utilized.

CONDITION 3. All plans, specifications, and documents required in CONDITIONS 1 and 2 and the District VII Sewage Permit Application must be submitted to the District Seven Health Department and receive the approval of the District Seven Health Department prior to the appropriate and respective implementation of said plans, specifications, and documents.

1-3013.04 Component Separations.

The selection of the absorption system will be dependent to some extent on the location of the system in the area under consideration. A safe distance will be maintained between the site and any source of water supply. Since the distance that pollution will travel underground depends upon numerous factors, including the characteristics of the subsoil formations and the quantity of sewage discharged, no specified distance would be absolutely safe in all localities. Ordinarily, of course, the greater the distance, the greater will be the safety provided. In general, location of components of sewage disposal systems should be as shown in the Table 2 in Manual Section 1-3013.05.

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SANITARY REGULATIONS AND RECOMMENDATIONS

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1-3013.05 Minimum Distance Between Components of Sewage Disposal System

Table 2

Component of System	Well or suction line	Water supply line (pressure)	Streams ponds and lakes	Dwelling	Property line (c)	Canals, ditches and drains (d)
Building Sewer	50	10 (a)	---	---	---	---
Septic Tank	50	10	50	5	5	10
Disposal field and seepage bed	100	25	300 (b)	20	5	50
Seepage pit	100	25	300 (b)	20	5	50

(2-7-78)

WATER: RECOMMENDATION: When an individual domestic water supply system is to be constructed, said individual water supply system should be constructed in a manner which complies with the Standards for Individual Water Supply Systems, (Environmental Services Division, Bulletin 5, Revised 1967) which may be obtained from the District Seven Health Department.

REGULATIONS: The ground waters of the State of Idaho are a public resource. The Department of Water Resources has responsibility for administration of these ground water resources, and to conserve and protect them against waste and contamination. Every water well constructed must be in compliance with Well Construction Standards established by the Idaho Department of Water Resources.

STAGNANT WATERS:

RECOMMENDATIONS based on the intentions of the Well Construction Standards of June, 1975 of the Department of Water Resources of Idaho and of the Individual and Sub-surface Sewage Disposal Regulations, 1978.

- No open sloughs, ponds, or dry pits shall be created or allowed to exist which contaminate underground water or provide for the propagation of insects and disease harmful to man or serve no useful purpose.
- No open sloughs, ponds, or open pits shall be created within 300 feet of the absorption area (drainfield) of any sewage disposal system.

SOLID WASTE:

REGULATIONS as presented and applied to this subdivision are taken from the Idaho Solid Waste Management Regulations and Standards, June 28, 1973.

REGULATIONS: No lot shall be used or maintained as a dumping or storing ground for cars, rubbish, trash or other waste. All solid waste and post-consumer products accumulated on each lot shall be managed during storage, collection, transfer or transport in such a manner that said solid wastes and post-consumer products shall not:

- provide sustenance to rodents or insects which are capable of causing human disease or discomfort
- cause or contribute to the pollution of air
- cause or contribute to the pollution of surface or underground waters
- cause excessive abuse of land
- cause or contribute to noise pollution
- abuse the natural aesthetic quality of an area.

- (c) Required Area. There shall be adequate land of suitable quality available to install or develop two (2) sewage disposal systems. (2-7-78)
- (d) Slope. The slope of the area in which the subsurface sewage systems are to be placed shall not exceed twenty percent (20%). (Not more than one (1) foot of vertical rise of surface height in five (5) feet of horizontal distance.)

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- (e) physically impair the environment to the detriment of man and beneficial plant life, fish and wildlife.

All solid waste and post-consumer products must be disposed of at a solid waste disposal site approved by the Idaho Department of Health and Welfare. Burning of solid waste and post-consumer products must not be conducted upon any portion of this subdivision.

AIR POLLUTION

REGULATIONS as presented and applied to the subdivision are taken from the Rules and Regulations for the Control of Air Pollution in Idaho, May 5, 1977.

D. Section 2

REGULATIONS FOR CONTROL OF OPEN BURNING GENERAL RESTRICTIONS

- A. Notwithstanding the provisions of subsection B of this section, no person shall allow, suffer, cause or permit the open burning of materials which emit toxic contaminants or large volumes of smoke, particulates or odors (such materials are garbage, rubber, plastics, heavy petroleum products, dead animals, treated wood, asphalt shingles, demolition debris, industrial and commercial waste, etc.)
- B. No person shall allow, suffer, cause or permit any open burning operation which does not fall into at least one of the categories of Section 3.
- C. Any open burning operation that would normally be allowed by Section 3 of this regulation, but is determined to be a nuisance, hazard or source of air pollution shall be prohibited.

Section 3

CATEGORIES OF ALLOWABLE BURNING

- A. Fires used for the preparation of food, campfires and fires for recreation purposes, under control of a responsible person.
- B. Fires used for control or alleviation of fire hazard or for weed control when no alternate method exists. When such burning requires a permit from an organized fire-fighting agency having proper jurisdiction, issuance of such permit shall be based on consideration of potential environmental damage and suitability of alternate methods in addition to other factors.
- C. Fires used in the training of organized fire-fighting personnel
- D. Properly operated industrial flares for combustion of flammable gases
- E. Readily combustible rubbish produced by operation of a domestic household may be burned on the property from which the rubbish was generated if no public or commercial solid waste collection service is available and the property is located in an area of low population density, defined as having fewer than 100 dwellings per square mile. This shall include tree leaves and gardening waste. Rubbish is defined in the Idaho Solid Waste Control Regulations and Standards as non-putrescible solid waste except abandoned vehicles and car bodies or car body parts, industrial solid waste and agricultural solid waste.
- F. Burning at community tree disposal areas and private disposal sites shall be in compliance set forth in the Idaho Solid Waste Control Regulations and Standards.
- G. There shall be no open burning of junked motor vehicles

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application, and be subject under the same conditions, given in CONDITION 1 above and under all acknowledgments of CONDITION 2, hereon, and must be approved by the District Seven Health Department prior to actual construction of said modifications.

- (f) That the alternate sewage disposal system must be installed, entirely, by a registered installer of individual and subsurface sewage disposal systems (as described in Section 1-3006 of the "Individual and Subsurface Sewage Disposal Regulations,") who

SANITARY REGULATIONS AND RECOMMENDATIONS

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AIR POLLUTION: Cont'd

10. The open burning of plant life grown on the premises in the course of any agricultural, forestry, or land-clearing operation may be permitted when it can be shown that such burning is necessary and that no fire or traffic hazard will occur. Convenience of disposal is not of itself a valid necessity for burning.

1. It shall be the responsibility of any person conducting such burning to make every reasonable effort to burn only when weather conditions are conducive to good smoke dissipation and only when an economical and reasonable alternate method of disposal is not available.

IDaho CODE

39-117 Violation - Penalty - Misdemeanor

Any persons who wilfully or negligently violates any of the provisions of the public health or environmental protection laws or the terms of any lawful notice, order, permit, standard, rule or regulation issued pursuant thereto, shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than three hundred dollars (\$300) for each separate violation. Each day upon which such violation occurs shall constitute a separate violation.

I.C., § 39-117, as added by 1973, ch. 137, §1, p. 768

50-1326 Violation a misdemeanor

Any person, firm or corporation who constructs or causes to be constructed, a building or shelter on a parcel of less than five (5) acres or a platted parcel prior to the satisfaction of the sanitary restriction, or who installs or causes to be installed water and sewer facilities thereon prior to the approval of plans and specifications thereof by the Department of Health shall be guilty of a misdemeanor. Each and every day that such activities are carried on in violation of this section shall constitute a separate and distinct offense.

I.C. § 50-1326, as added by 1971, ch. 329, §5, p. 1294

SUMMATION: The aforementioned Rules, Regulations, Standards and any future addendums thereto, as presented and applied to the attached Subdivision Plat, duly recorded in the _____ County Courthouse, are binding and legally enforceable by means of their respective authorities.

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Signature

Subscribed

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BY: _____

DATE: _____

Instrument

STATE OF ID
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Box 10
5/22/79

subsoil formation, and the quantity of sewer discharge, no sewer line distance would be absolutely safe in all localities. Ordinarily, of course, the greater the distance, the greater will be the safety provided. In general, location of components of sewage disposal systems should be as shown in the Table 2 in Manual Section 1-2913.9.

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ACKNOWLEDGEMENT, AUTHORIZATION, AND NOTORIZATION OF THESE SANITARY
REGULATIONS AND RECOMMENDATIONS AS A LEGAL AND BINDING INSTRUMENT:

I, Tam Tingle, being the certified owner(s) or duly
Print
authorized representative(s) thereof, as presented on the Country Living Subdivision
Plat, located in the S $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 11, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section
13, and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 14, T. 21 N., R. 22 E., B.M., Lemhi County, Idaho, do hereby
acknowledge and make legally binding upon all portions of the above plat, these
SANITARY REGULATIONS AND RECOMMENDATIONS as attached hereto on Pages 1 through 6 for
purpose, of satisfying the Sanitary Restriction of Section 50-1326, Idaho Code.

Tam Tingle
Signature of Owner or Representative

June 5, 1979
Date

James Johnston
Signature of Owner or Representative

June 5, 1979
Date

Subscribed and sworn to before me this 24 day of July, 1979

Matthew Joseph Postma
Notary Public for the State of Idaho

My Commission expires _____

Residing at _____

SANITARY RESTRICTIONS INSTRUMENT CERTIFICATION

These SANITARY REGULATIONS AND RECOMMENDATIONS hereto attached to the
Country Living Subdivision Plat are the SANITARY REGULATIONS AND RECOMMENDATIONS
stipulated under the SANITARY RESTRICTIONS of said Plat.

BY: James Johnston

TITLE: Environmental Quality Specialist

DATE: August 15, 1979

DISTRICT SEVEN HEALTH DEPARTMENT

COUNTY RECORDER'S CERTIFICATE

Instrument No: 148037

STATE OF IDAHO) ss.
COUNTY OF LEMHI)

This instrument was filed for record at the request of James Johnston
at lock 24.9M. September 5, 1979 and
duly filmed and indexed in the Idaho Records, in file of Deeds

Deputy

Edmund Alden
Ex-Officio Recorder

Fees: 7.00 Paid

Box 14-60
Salmon, Idaho 83467

SANITARY REGULATIONS AND RECOMMENDATION
Country Living Subdivision Amended
(Dorothy Sharp)

The subject subdivision has been reviewed for sanitary restrictions described in Idaho Code Section 50-1326. The following comments are intended to inform and educate all parties as to the sewage disposal and/or potable water situations particular to this development.

Sewage disposal:

This subdivision was previously approved for sewage disposal. Information from the files indicate suitable soils are available.

Potable water:

Wells in this area are highly variable in quantity and quality.

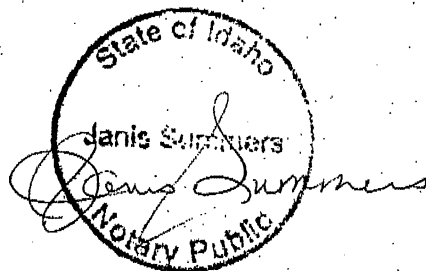
These lots are subject to all applicable public health and sanitation regulations, as well as county ordinances. No inhabitable dwelling will be constructed without a valid sewage disposal permit.

Steve Adams
REHS/RS Signature

5/26/06
Date

NOTARY STATEMENT: Steve Adams personally appeared before me, a notary, on the 26th day of May 2006 and signed the above document of his own free will.

My commission expires 03/10/2009



State of Idaho) **267843**
County of Lemhi) SS No. _____
This instrument was filed for record at the request of
Taylor Mountain Surveying
at 2:15 o'clock p.m. June 2006
and duly filed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder
By Cynthia Carden Deputy
Fee 3-
Return to Taylor Mountain Surveying