

EXHIBIT A

PLAT MAP

LA HACIENDA SUBDIVISION

A PARCEL OF LAND LYING IN THE N 1/2 OF THE S 1/2 OF THE SW
1/4 OF SECTION 2, TOWNSHIP 4 SOUTH, RANGE 6 EAST, BOISE
MERIDIAN, ELMORE COUNTY, IDAHO. 2025

JURISDICTIONS

COUNTY: ELMORE
ROADWAYS: MOUNTAIN HOME HIGHWAY DISTRICT
FIRE DEPT: MOUNTAIN HOME FIRE DEPARTMENT

ZONING

CURRENT ZONING: AG
PROPOSED ZONING: AG

AREA SUMMARY

TOTAL AREA: 39.13 ACRES

LOT SUMMARY

RESIDENTIAL: 4
LOT 1: 5.00 ACRES
LOT 2: 5.00 ACRES
LOT 3: 5.00 ACRES
LOT 4: 5.00 ACRES
LOT 5: 5.00 ACRES
LOT 6: 5.00 ACRES
LOT 7: 9.13 ACRES

SETBACKS (AG)

FRONT: 50 FEET
SIDE: 50 FEET
REAR: 50 FEET

PROPOSED WATER

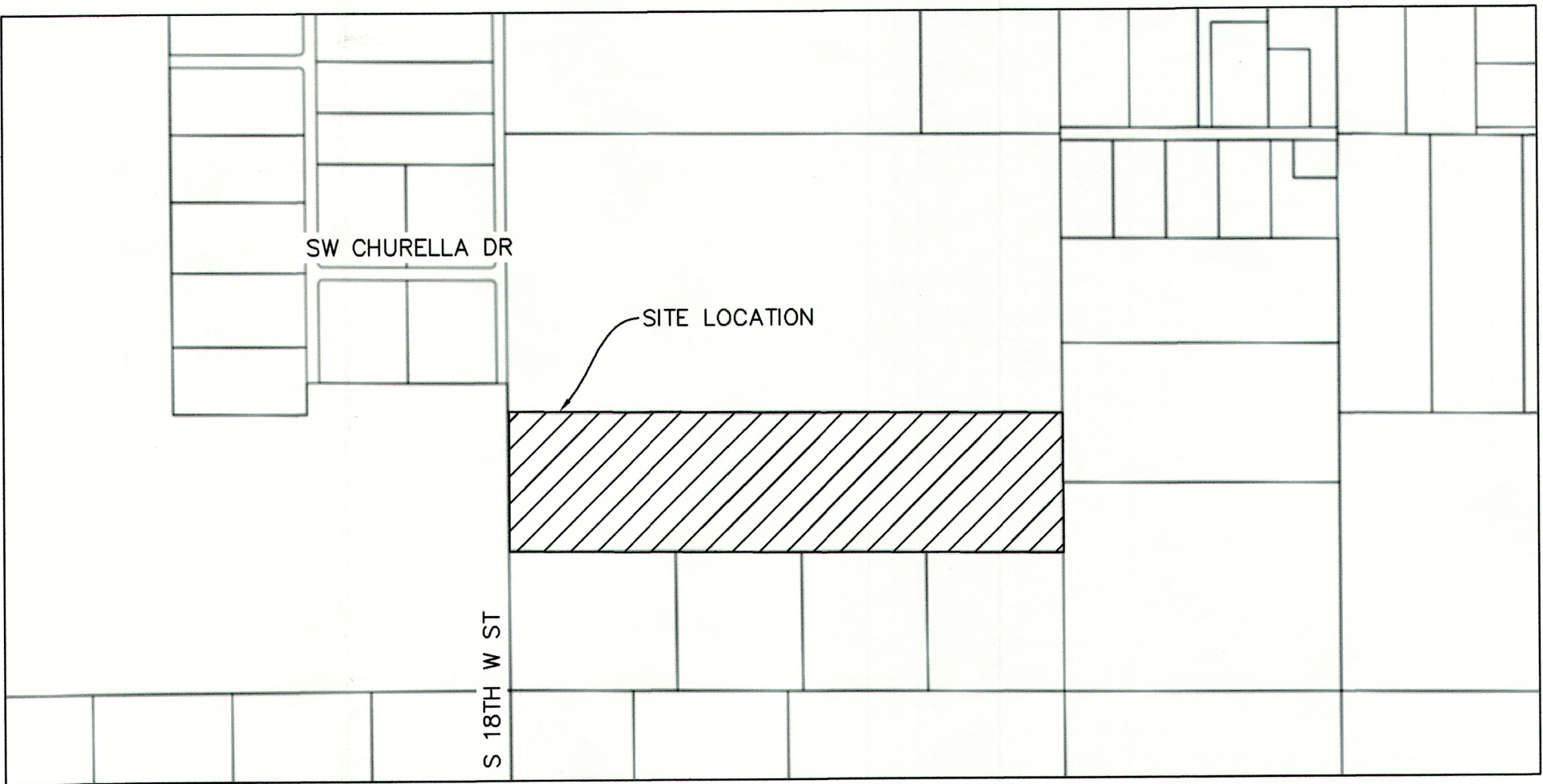
PRIVATE WELL

PROPOSED SEWER

INDIVIDUAL SEPTIC SYSTEMS

NOTES

REFERENCE IS MADE TO THE FOLLOWING:
-(R1) ROS INSTRUMENT NO. 480806
J.J. HOWARD LLC.



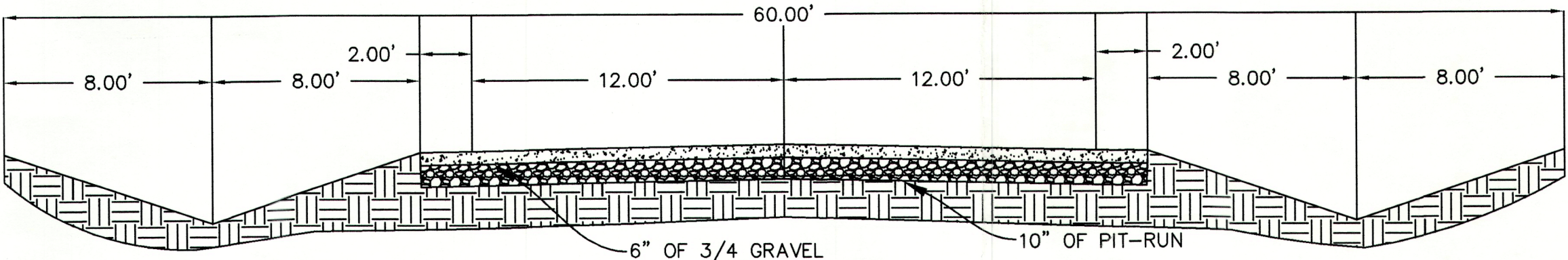
VICINITY MAP
MOUNTAIN HOME, ID - NOT TO SCALE



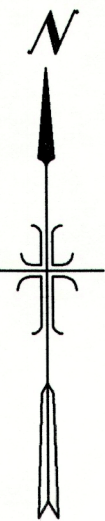
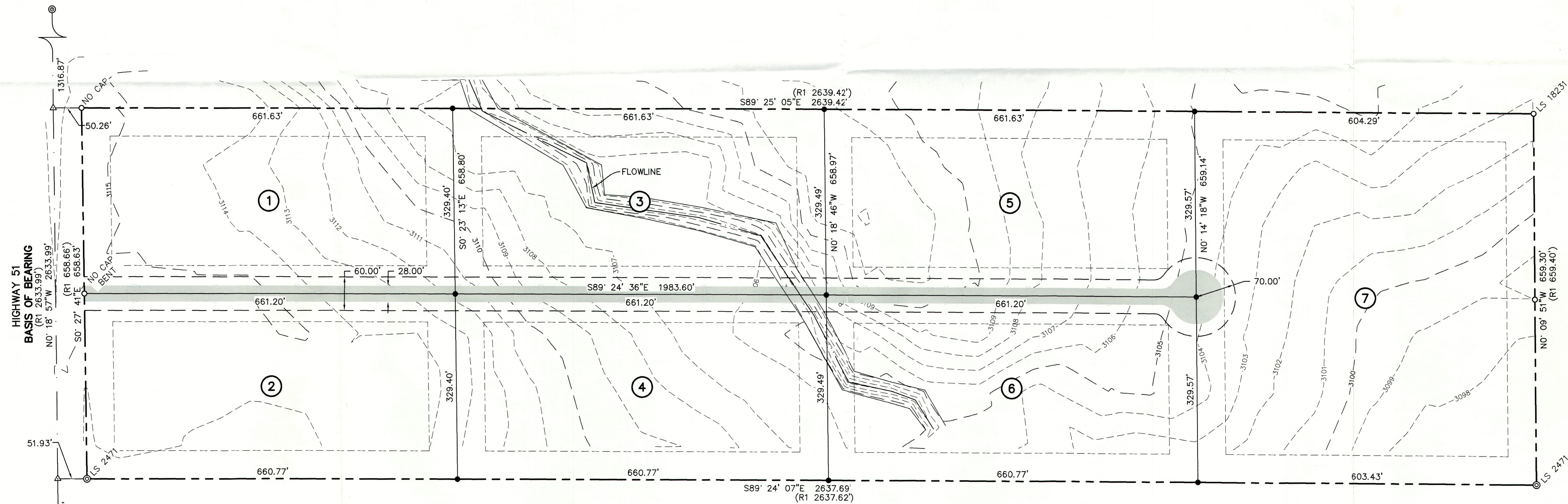
LEGEND

- BOUNDARY LINE
- SECTION LINE
- PROPOSED LOT LINE
- PROPOSED EASEMENT LINE
- BUILDING SETBACK LINE
- TIELINE
- PROPOSED EDGE OF ROADWAY
- FOUND 5/8" IRON PIN
- FOUND 1/2" IRON PIN
- SET 1/2" X 24" IRON PIN W/ CAP
- CALCULATED POINT-NOT SET
- PROPOSED LOT NUMBERS
- EXISTING 5' CONTOUR LINE PROJECT DATUM
- EXISTING 1' CONTOUR LINE PROJECT DATUM

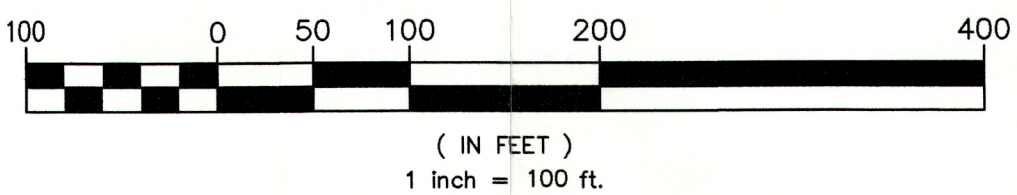
TYPICAL RURAL ROAD SECTION
ROW



W 1/4 CORNER
SECTION 2
CP&F NO. 480805



GRAPHIC SCALE



SURVEYOR
J.J. HOWARD, LLC.
5983 W. STATE ST., STE. D
BOISE, ID 83703
PHONE: 208.846.8937

OWNER/DEVELOPER
EDGAR HERNANDEZ
MOUNTAIN HOME, ID 83647
PHONE: 208.284.0161

J.J. HOWARD
ENGINEERING & LAND SURVEYING



LA HACIENDA
PRELIMINARY PLAT

REVISIONS

NO.	DATE	BY	DESCRIPTION

PROJECT NO.	DATE
240704	10/16/24
SCALE	DESIGNED CHECKED
1"=100'	EIA E/H

PRELIMINARY
PLAT

1 OF 1

EXHIBIT B

PRE-APPLICATION MEETING NOTES



Elmore County Land Use & Building Department

520 East 2nd South
Mountain Home, ID 83647
Phone: (208) 587-2142
Fax: (208) 587-2120

Pre Applications are good for 90 days from the Pre Application Meeting Date.

Pre Application Meeting Form

Date: 9/23/2024 Meeting Location: Land Use office
Elmore County Staff: Mitra Kacey, David and
city of Mtn Home Planning staff
Applicant Name: Edgar Hernandez
Applicant Email: _____
Applicant Phone Number: _____
Applicant Address: _____
Property Owner: Edgar Hernandez
Property Address: TBD
Parcel Number: RPOUSOE 02110
Proposed Use/Application: WP to subdivide 40
acre parcel into 8/5 acre lots.
Application(s) required: WP app
Notification distance: 1 mile

Other requirements: _____

Additional Meeting Required: _____

Case Number: _____

Additional Notes: ITD requirements for approach
from Hwy 51. MTHD requirements. CDA
requirements. Central sewer/water of
Sacramento.

Pier or site to see about slopes.

need comment from ITD
city dry line / sewer and a water
treatment parcel belonging to City and
will be ~~trucking~~ developed for collection
ponds -

Parad, drainage needs to go to Angie

EXHIBIT C

NEIGHBORHOOD MEETING with RADIUS



February 6, 2025

To Whom It May Concern:

You are invited to attend a neighborhood meeting on February 6. The Meeting will be held on-site (see attached vicinity map). We are proposing a 7-lot subdivision that will take access from Highway 51. Your comments are greatly appreciated as we can move forward with our application.

Sincerely,

J J Howard Land Surveying



February 6, 2025

To Whom It May Concern:

You are invited to attend a neighborhood meeting on February 20, 2025, this changed from the letter sent earlier on 2/6/2025, As it was an error on the prior letter that was sent out. The Meeting will be held on-site (see attached vicinity map). We are proposing a 7-lot subdivision that will take access from Highway 51. Your comments are greatly appreciated as we can move forward with our application.

Sincerely,

J J Howard Land Surveying



ELMORE COUNTY LAND USE & BUILDING DEPARTMENT

520 East 2nd South • Mountain Home, ID • 83647 • Phone: (208) 587-2142

Fax: (208) 587-2120 • www.elmorecounty.org

Neighborhood Meeting Sign Up Sheet

Date of Neighborhood Meeting: 2/20/2025

Start Time of Neighborhood Meeting: 6:00

End Time of the Neighborhood Meeting: 6:30

Location of Meeting: 1395 Highway 51

Description of the proposed project: 7-167 subdivision

Notice Sent to neighbors on: Feb. 16th

Location of the neighborhood meeting: Hernandez Towing

1395 Highway 51 Mountain Home

Attendees:

<u>Name</u>	<u>Address</u>
1. <u>Eric Howard</u>	<u>5983 W State Boise Id 83705</u>
2. <u>Steve Brown</u>	<u>2050 SW Graham Dr Mtn Home, ID 83647</u>
3. <u>Amber Brown</u>	<u>2050 SW Graham Dr Mtn Home, ID 83647</u>
4. <u>DENNIS WALLACE</u>	<u>2000 SW GRAHAM DR Mtn Home ID 83647</u>
5. _____	_____
6. _____	_____
7. _____	_____
8. _____	_____
9. _____	_____
10. _____	_____

11. _____
12. _____
13. _____
14. _____
15. _____
16. _____
17. _____
18. _____
19. _____
20. _____

Neighborhood Meeting Certification:

Applicants shall conduct a neighborhood meeting for comprehensive plan amendments, variance, conditional uses, zoning ordinance map amendments and expansions or extensions of nonconforming uses as per Elmore County Zoning and Development Ordinance Title 7 Chapter 3 Section 7-3-3.

Applicant:

Name: J.J. Howard

Address: 5983 W. State #D

City: Bowen State: ID Zip: 83703

Telephone: 208-846-8937 Fax: _____

I certify that a neighborhood meeting was conducted at the time and location noted on this form and in accord with the Elmore County Zoning and Development Ordinance Title 7 Chapter 3 Section 7-3-3.



Signature: (Applicant)

2-20-25

Date

PARCEL #	OWNER	ADDRESS 1	ADDRESS 2
RP000460040010	SPENCER, WILLIAM L	2533 SW CHURELLA DR	
RP000460040020	SHETLER, CLINTON L	2451 SW CHURELLA DR	
RP04S06E026110	HERNANDEZ, EDGAR ANTONIO	1292 SW TORRES PEDROZA DR	
RP04S06E026230	GUMP, MATTHEW T	35 SW SWEETGUM DR	
RP04S06E028050	SELL, JERROD R	3024 E RAGUSA ST	
RP04S06E028210	SHAKOORI PROPERTIES LLC	140 W SKYLARK DR	
RP04S06E028550	CITY OF MOUNTAIN HOME	P O BOX 10	
RP04S06E031265	REYNOLDS, ALAN	510 JULIAN AVE	
RP04S06E025410	OCF II HOLDINGS LLC	2208 E SUMMERSWEET DR	STE 170215
RP04S06E026215	SHIMMON 2002 REVOCABLE TRUST	P O BOX 1351	
RP04S06E026220	BROWN, STEVEN M	2050 SW GRAHAM DR	
RP04S06E026225	WALLACE, DENNIS	2000 SW GRAHAM DR	

CITY	STATE	ZIP CODE	PROPERTY ADDRESS
MTN HOME	ID	83647	2533 SW CHURELLA DR
MTN HOME	ID	83647	2451 SW CHURELLA DR
MTN HOME	ID	83647	
MTN HOME	ID	83647	
MERIDIAN	ID	83642	1195 SW VERA
BOISE	ID	83702	
MTN HOME	ID	83647	
HONOLULU	HI	96818	
BOISE	ID	83716	
EMPIRE	CA	95319	
MTN HOME	ID	83647	2050 SW GRAHAM DR
MTN HOME	ID	83647	2000 SW GRAHAM DR

EXHIBIT D

APPLICATION



ELMORE COUNTY LAND USE & BUILDING DEPARTMENT

520 E 2nd South – Mountain Home, ID 83647 – (208) 587-2142

www.elmorecounty.org

Conditional Use Permit Application

The Elmore County Land Use & Building Department **DOES NOT** accept faxed applications or signatures.

Application must be completed in **INK**. Please use addition sheets of paper if necessary. This application must be complete, and all fees paid prior to acceptance by the Elmore County Land Use & Building Department. A public hearing will not be scheduled until the application is accepted.

The Conditional Use Permit Application must be in compliance with Title 7, Chapter 9 of the Elmore County Zoning and Development Ordinance.

Pre-application meetings are strongly encouraged for Conditional Use Permit Applications. Pre-application meetings are by appointment only. Do not hesitate to contact the Land Use & Building Department with any questions or concerns.

1. Name of applicant: J.J. Howard / owner: Edgar Hernandez
2. Address of applicant: 5983 W. State #D / 1395 Hwy 51 Mountain Home
Base ID: 83703
3. Daytime telephone number of applicants: 208-846-8937 / 208-284-0161
4. Email Address: Foley m @ j j howard eng.com
5. Name, address, and daytime telephone number of developers: _____

See above.

6. Address of subject property: OFF OF Hwy 51 Parcel # RPDHSD6E026110
7. Name, address, and daytime telephone number of property owner (if different from applicant): _____

See above.

8. Attach Legal Description and acreage of property and legal description and acreage of part that CUP is to encompass:

Attach at least one of the following:

☒ Deed ☐ Proof of Option ☐ Earnest Money Agreement ☐ Lease Agreement ☐ Assessor's Parcel Master Inquiry RP# 04SD6E026110

9. Common directions of how to get to the proposed Conditional Use Permit property from a known beginning point: OFF OF W 36th S turn onto Hwy 51 and head

north

10. a. Current zoning: AG b. Current district (if applicable): _____

11. a. Is the proposed location within an ☐ Area of Critical Concern (ACC) or ☐ Community Development Overlay (CDO)? ☐ Yes ☐ No If in a CDO, what CDO? _____
If in an ACC or CDO, technical studies, an environmental assessment, or environmental impact statement may be required.

b. Is the proposed development within any city's impact area? ☒ Yes ☐ No

c. Is the proposed site within an Airport Hazard Zone or Airport Sub Zone? ☐ Yes ☒ No
If yes, applicant shall provide approval from the Federal Aviation Administration and/or the Idaho Department of Aeronautics and Transportation.

d. Is any portion of the property located in a Floodway or 100-year Floodplain? ☐ Yes ☒ No
If yes submit map showing location of floodway and/or floodplain in relation to the property and/or proposal.

e. Does any portion of this parcel have slopes in excess of 10%? ☐ Yes ☒ No If yes, submit contour map.

f. The impacts of a proposed development and/or land use on adjacent land uses and transportation facilities must be considered. The applicable Highway District or Transportation Department may require a Traffic Impact Study (TIS) if the proposed development or land use has associated with its special circumstances deemed by the district or department to warrant a study. A notation and signature from the applicable district or department stating no study is required or a copy of this study must be submitted with this application.

g. The impacts of the CUP on existing public services and facilities (such as the fire department, emergency services, sheriff's department, schools, etc.) must be considered. A letter from the applicable agency governing the public service or facility stating how the developer will provide for said services with plans and/or drawings or that said services are not required may need to be submitted with the application.

h. Are there any known hazards on or near the property (such as canals, hazardous material spills, soil or water contamination, etc.)? ☐ Yes ☒ No If yes, describe and give location: _____

i. Are there hazardous materials and/or wastes involved either in your operation or generated off site and brought onto the property? ☐ Yes ☒ No

12. Does any other agency require a permit (DEQ, EPA, IDWR, FAA, state, federal, etc.)? ☐ Yes ☒ No If yes, who? _____

☐ Proof of having applied for or acquired other agency(ies) permit(s) submitted with CUP application.

13. ADJACENT PROPERTIES have the following uses:

North Bare land AG East Bare land AG
South Residential AG West Bare land AG

14. EXISTING USES and structures on the property are as follows: Bare land

15. A written narrative stating the specific PROPOSED USE. Include as much detail as possible (use additional sheets of paper if necessary):

40 acre parcel subdivide into 7 lots
5 acre parcels

16. a. The conditional use is requested to begin within 1 ☐ days/☒ months after permit approval (permit expires if not used within 1 year of approval) and is for 2 years or ☐ perpetuity.

b. Construction or improvements associated with conditional use is expected to begin within: 1 ☐ days/1 month/☐ years and be completed within 1 ☐ days/☐ months/☒ years.

17. Proposed Use(s): Houses Hours of Operation: _____

Days of Operation: _____ Maximum Number of Patrons: _____

Sewage disposal: municipal/individual septic: _____

Water: municipal supply/community well/individual well: _____

Number of employees during largest shift: _____ Proposed number of parking spaces: _____

18. PRELIMINARY FLOOR PLANS: To a professional standard with sizes and types of interior spaces indicated, 15 copies 8½" x 11".

19. ENVIRONMENTAL IMPACT STATEMENT AND/OR ASSESSMENT: When a development or proposal is of a more complex nature, when it is required by the Zoning and Development Ordinance, and/or when the site is located within an Area of Critical Concern, and Environmental Impact Statement and/or Assessment may be required at the expense of the applicant. **(The Land Use & Building Director will determine if an EIS is required)**

EIS Required: ☐ Yes ☐ No Director Initial _____

Department Note: _____

20. **PROPERTY OWNER'S ADDRESS:** A list of property owner's/purchasers of record names and addresses within a minimum radius of 300' of property boundaries encompassed by proposed Conditional Use Permit. Said list shall be obtained from the tax records of the appropriate county.

See Attached

**Radius extended to: 300 ☒ feet ☐ mile(s) Date: 2/4 Initial MF

21. Is this application submitted with any additional applications? NO

later we will submit preliminary & Final Plat

22. Title 7, Chapter 9, Section 7-9-7 states that the Elmore County Planning and Zoning Commission shall review all proposed conditional use applications and find adequate evidence that such use meets all of the following standards. The applicant must provide said evidence. Following are the standards the conditional use must meet (please use additional sheets of paper if necessary):

- A. How does the proposed land use constitute a conditional use as determined by the land use matrix?

Residential Subdivision

- B. How will the proposed land use be in harmony and accordance with the Comprehensive Plan and the Ordinance?

This subdivision fulfills item 6 under land use objective to encourage orderly development of subdivision & individual parcels.

- C. How will the proposed land use comply applicable base zone and with the specific standards as set forth in the Ordinance?

under the zoning Matrix Subdivisions are allowed with a conditional use permit

- D. How does the propose land use comply with all applicable County Ordinance?

This CUP and future subdivision complies with specific standards set forth in Chapter 10 title 1 of the subdivision ordinance

- E. How does the propose land use comply with all applicable State and Federal regulation?

All wells and septic systems will need to comply with state and federal regulations and approval

- F. What about the proposed land use's design, construction, operation and maintenance makes it harmonious and appropriate in appearance with the existing or intended character of the general vicinity and how will it not change the essential character of said area?

The existing parcel will be harmonious in this area.

G. Why or how will the proposed land use not be hazardous or disturbing to existing or future neighboring uses?

Surrounding parcels are currently used. single family homes with no major agricultural facilities

H. How will the proposed land use be served adequately by available public facilities/services such as highways, streets, police and fire protection, drainage structures, refuse disposal, water, sewer or how will these public services be provided by the applicant/developer?

lots will be served by individual wells and septic systems and will be serviced by a private drive

I. Why or how will the proposed land use not create excessive additional requirements at public cost for public facilities/services or be detrimental to the economic welfare of the county?

no additional services will be required to the public

J. Why or how will the proposed land use not involve uses, activities, processes, materials, equipment, and/or conditions of operation that will be detrimental to any persons, property, or the general welfare because of excessive production of traffic, noise, smoke, fumes, glare or odors?

Residential subdivisions generally do not create the above conditions

K. Why or how will the proposed land use not result in the destruction, loss or damage of a natural or scenic feature of major importance?

The existing parcel is not in a recreational scenic feature identified by Elmore County publications

23. **ADDITIONAL INFORMATION:** Any additional information as required or needed by the Planning and Zoning Commission, Land Use & Building Department, or interested agency.

A neighborhood meeting must be conducted prior to submitting application. Requirements for a neighborhood meeting are outlined in the Elmore County Zoning and Development Ordinance Title 7 Chapter 3 Section 7-3-3.

A master site plan is required with this application. Requirements for a master site plan are found in Title 10, Chapter 6 of the Elmore County Zoning and Development Ordinance.

Agency signature sheet on page 7 of this application.

Elmore County reserves the right to withhold processing and/or issuance of any County Conditional Use Permit until the County is satisfied that County approval may be the final action in any multi-agency approval process. Proof of having obtained or applied for necessary permits and/or approvals from applicable local (other than Elmore County) state, and/or federal agencies may be required prior to issuance of a Conditional Use Permit by Elmore County. If required, documentation shall be submitted with the Conditional Use Permit application.

The Planning and Zoning Commission shall hold at least one public hearing on an application for a Conditional Use Permit. A public hearing will be scheduled within sixty (60) days after acceptance of the application. The Land Use & Building Department will mail hearing notices to the surrounding property owners and to any agency that may have an interest in the proposal. The Land Use & Building Department will place a Notice of Public Hearing in the Mountain Home News at least fifteen (15) days prior to said hearing. The Land Use & Building Department will post notice of the hearing on the premises not less than seven (7) days prior to the hearing.

This application may be approved, conditionally approved, denied, or tabled.

If the application is approved or conditionally approved by the Planning and Zoning Commission, the applicant will be sent a document that is the official "Conditional Use Permit". This document may be in the form of a Findings of Fact, Conclusions of Law, and Order, and will enumerate the conditions attached to the approval and issuance of the permit and will state the consequences of failure to comply. The permit shall not become effective until after an elapsed period of fourteen (14) days from the date of the Planning and Zoning Commission Chairperson's signature on the Findings of Fact, Conclusions of Law, and Order. During this time, any interested person may appeal the action to the Board of Elmore County Commissioners. The applicant will be notified of any pending appeals. An appeal will stay all proceedings until its resolution.

If the Conditional Use Permit is denied by the Planning and Zoning Commission, the applicant may reapply or the applicant may appeal the decision in writing to the Board of Elmore County Commissioners. Appeal of a Planning and Zoning Commission decision must be made within fourteen (14) days after the date of the Planning and Zoning Commission Chairperson's signature on the Findings of Fact, Conclusions of Law, and Order,

The applicant hereby agrees to pay the fees established by the Board and agrees to pay any additional fees incurred (initial) ME. The applicant also verifies that the application is complete and all information contained herein is true and correct (initial) ME. The initial applicant understands there could be a delay in a decision should the applicant or their representative not attend any meeting where the application is being considered.

Property Owner Signature	Date	Applicant Signature	Date
--------------------------	------	---------------------	------

ADMINISTRATIVE USE ONLY

Date of Acceptance:	<u>2-21-25</u>	Accepted by	<u>Alyssa</u>
CUP FEE: \$400.00	Fee \$ <u>400</u> .00	(☐ Pd) Receipt #	<u>Paid</u>
Date Paid:	<u>2-21-25</u>	Case# CUP-	<u>2025-14</u>

Conditional Use Permit Checklist

DATE

☐	† Pre-application Meeting with Director (Planner if Director elects)	
☐	† Planner processes a list of Adjoining Property Owners as recommended by Director	
☐	† Applicant Holds Neighborhood Meeting/ Planner is provided verification	
☐	Planner advises Admin Assistant that this CUP application is ready for acceptance	
☐	Property Owner's Name	
☐	Applicant's Name	
☐	Project Name	
☐	Zoning Permit Notes	
☐	† Any Other Application/s (Concurrent/Prior)	
☐	Case Files Created by Admin Assistant P&Z ☐ Projects ☐ Hard Copy ☐	
☐	Admin Assistant provides a complete application to Planner (Hard Copy)	
☐	Planner reviews the application and requests additional information from applicant	
☐	Planner reaches out to the Director if guidance or assistance is needed	
☐	† Planner sends Application Acceptance Letter to Applicant within 30 days	
☐	† Planner requests Permit Tech to place it for a Planning and Zoning Hearing	
☐	† Planner prepares a Notice for Newspaper to publish 15 days in advance of the hearing	
☐	† Planner saves a copy of the publication in Project folder	
☐	† Planner prepares Letters for Surrounding Property Owners and Agencies 21 days in advance	
☐	Permit Tech sends out letters 15 days in advance and saves a copy in Project folder	
☐	† Planner provides a Notice of Public Hearing Sign to applicant for posting on-site 7 days in advance	
☐	Planner receives pictures of the site posting and saves them in Project folder	
☐	† Planner prepares a Staff Report 21 days in advance for review by Director & PA	
☐	† Director makes a determination if FCO would be combined with public hearing	
☐	† After this review, Planner completes the Staff Report, Exhibits, and draft COA	
☐	Planner provides a Staff Report and draft COA to applicant 7 days in advance	
☐	Planner provides the staff report packet to Permit Tech 7 days in advance	
☐	Permit tech includes it in Planning and Zoning Commission Packet	
☐	† Planning and Zoning Commission Action:	
☐	Approved _____ Denied _____ Continued _____	
☐	† Planner retrieves Notice of Public Hearing Sign	
☐	† Planner writes FCO 21 days in advance of the next P&Z Hearing for review by Director & PA	
☐	† FCO Scheduled _____ Approved/Signed _____	
☐	† Copy of FCO Mailed to Applicant by Permit Tech	
☐	† Copy of Approved and Signed Minutes in the Record (Project folder) by Permit Tech	
☐	† Permit Tech stores the hard copy files	

Instrument # 509577 # Pages: 2
ELMORE COUNTY, Idaho
Mar 29, 2024 11:53:15 am Fee: \$ 15.00
For: GUARANTY TITLE INC
SHELLEY ESSL, Recorder
SBOWEN, Deputy

WARRANTY DEED
24034

For Value Received.

JENNA HALSELL AND BRIAN COLE HALSELL, WIFE AND HUSBAND

the Grantors do hereby grant, bargain, sell, convey and warrant unto

EDGAR ANTONIO HERNANDEZ AND RUTH N HERNANDEZ, HUSBAND AND WIFE AS COMMUNITY PROPERTY WITH RIGHT OF SURVIVORSHIP

the Grantees whose current address is:
1292 SW Torres-Pedroza Dr, Mountain Home, ID 83647

the following described real property in Elmore County, State of Idaho more particularly described as follows, to-wit:

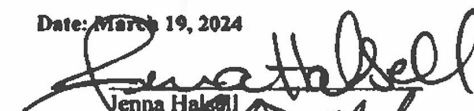
Township 4 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 2: N1/2S1/2SW1/4

SAVE AND EXCEPT that portion deeded to the State of Idaho for right-of-way for public highway forever, as recorded October 11, 1951, as Instrument Number 82884 in Book 2 of Highway Deeds at page 252, records of Elmore County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that they will warrant and defend the same from all lawful claims whatsoever, except those of record.

Date: March 19, 2024


Jenna Halsell

Brian Cole Halsell

State of Arkansas

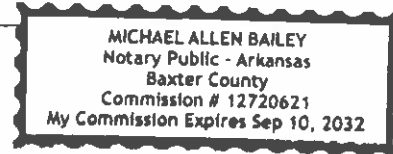
County of *Baxter*

On this *20th* day of March, 2024, before me, the undersigned, a Notary Public, in and for said State, personally appeared **JENNA HALSELL AND BRIAN COLE HALSELL**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL



Notary Public
Residing at: *Baxter Co. Arkansas*
Commission Expires: *9/10/32*



Agency signatures are used for the applicant to make initial contact with certain agencies to address issues prior to a public hearing and application submittal. Additional agencies not listed may have additional requirements. The agencies listed below may be required for future approvals or signatures depending on the type of conditional use. The signature does not constitute a final approval by the agency. The agency signatures below do not guarantee approval from the Elmore County Land Use & Building Director, Elmore County Planning and Zoning Commission or Elmore County Board of Commissioners. The agencies listed below will be notified of the public hearing. Elmore County Land Use & Building Staff will inform the applicant of the desired agency signatures prior to application submittal.

Agency Comments & Signatures

Notes for agency signatures.

1. It is recommended that applicants set up appointments with the following agencies once the application is complete with all required information.
2. Agency signature does not guarantee any future approvals.
3. Agencies may attach additional sheets of paper for comment and/or conditions if necessary.
4. Agencies may have additional comments and/or conditions at a later time.

• Central District Health (or other Sewer District) Sewer Permit (580-6003)	Date
Comment:	
• Roadway Jurisdiction (MHHD 587-3211) (GFHD 366-7744) (AHD 864-2115)	Date
Comment: <u>N/A</u>	
• Fire District (MHRFD 587-2117) (Oasis 796-2115) (GFFD 599-0000) (BGRFD 834-2511) (AFD 864-2182)	Date
Comments:	
• Assessor's Office (Verify Legal Description) (ext. 247)	Date
Comments:	
• Treasurer's Office (Verify Tax Status) (ext. 501)	Date
Comments:	

Agency Comments & Signatures

Notes for agency signatures.

1. It is recommended that applicants set up appointments with the following agencies once the application is complete with all required information.
2. Agency signature does not guarantee any future approvals.
3. Agencies may attach additional sheets of paper for comment and/or conditions if necessary.
4. Agencies may have additional comments and/or conditions at a later time.
5. If this a new residence, you will need to obtain signature from the following agencies.

Central District Health (or other Sewer District) Sewer Permit (208-580-6003)

Date

Comment: _____

Roadway Jurisdiction (MHHD 208-587-3211) (GFHD 208-366-7744) (AHD 208-864-2115)

Date

Comment: _____

 - MHFD
Fire District (MHRFD 208-587-2117) (Oasis 208-796-2115) (GFFD 208-599-0000)
(BGRFD 208-834-2511) (ARFD 208-864-2182)

2.19.2025

Date

Comment: _____

Assessor (For Manufactured Homes Only)

Date

Comment: _____

EOGAR HERNANDEZ

Agency signatures are used for the applicant to make initial contact with certain agencies to address issues prior to a public hearing and application submittal. Additional agencies not listed may have additional requirements. The agencies listed below may be required for future approvals or signatures depending on the type of conditional use. The signature does not constitute a final approval by the agency. The agency signatures below do not guarantee approval from the Elmore County Land Use & Building Director, Elmore County Planning and Zoning Commission or Elmore County Board of Commissioners. The agencies listed below will be notified of the public hearing. Elmore County Land Use & Building Staff will inform the applicant of the desired agency signatures prior to application submittal.

Agency Comments & Signatures

Notes for agency signatures.

1. It is recommended that applicants set up appointments with the following agencies once the application is complete with all required information.
2. Agency signature does not guarantee any future approvals.
3. Agencies may attach additional sheets of paper for comment and/or conditions if necessary.
4. Agencies may have additional comments and/or conditions at a later time.

Brian W. Cooper

2/19/25

- Central District Health (or other Sewer District) Sewer Permit (580-6003) _____

Date

Comment: Subdivision application, fees, test holes and engineering report required.

- Roadway Jurisdiction (MHHD 587-3211) (GFHD 366-7744) (AHD 864-2115) _____

Date

Comment: _____

- Fire District (MHRFD 587-2117) (Oasis 796-2115) (GFFD 599-0000) (BGRFD 834-2511) (AFD 864-2182) _____

Date

Comments: _____

- Assessor's Office (Verify Legal Description) (ext. 247) _____

Date

Comments: _____

- Treasurer's Office (Verify Tax Status) (ext. 501) _____

Date

Comments: _____



Elmore County Transmittal
Division of Community and Environmental Health

RETURN TO:

☒ Elmore Co.
Land Use &
Building Dept.

Mtn. Home

☐ Glens Ferry

Rezone # _____

Conditional Use # CUP - Edgar Hernandez 2 Subdivision

Preliminary / Final / Short Plat _____

- ☐ 1. We have No Objections to this Proposal.
- ☐ 2. We recommend Denial of this Proposal.
- ☐ 3. Specific knowledge as to the exact type of use must be provided before we can comment on this Proposal.
- ☐ 4. We will require more data concerning soil conditions on this Proposal before we can comment.
- ☐ 5. Before we can comment concerning individual sewage disposal, we will require more data concerning the depth of:
- | | |
|--|---|
| ☐ high seasonal ground water | ☐ waste flow characteristics |
| ☐ bedrock from original grade | ☐ other _____ |
- ☐ 6. This office may require a study to assess the impact of nutrients and pathogens to receiving ground waters and surface waters.
- ☐ 7. This project shall be reviewed by the Idaho Department of Water Resources concerning well construction and water availability.
- ☐ 8. After written approvals from appropriate entities are submitted, we can approve this proposal for:
- | | | |
|--|--|---|
| ☐ central sewage | ☐ community sewage system | ☐ community water well |
| ☐ interim sewage | ☐ central water | |
| ☐ individual sewage | ☐ individual water | |
- ☐ 9. The following plan(s) must be submitted to and approved by the Idaho Department of Environmental Quality:
- | | | |
|---|--|--|
| ☐ central sewage | ☐ community sewage system | ☐ community water |
| ☐ sewage dry lines | ☐ central water | |
- ☐ 10. This Department would recommend deferral until high seasonal ground water can be determined if other considerations indicate approval.
- ☐ 11. If restroom facilities are to be installed, then a sewage system MUST be installed to meet Idaho State Sewage Regulations.
- ☐ 12. We will require plans be submitted for a plan review for any:
- | | | |
|---|---|--|
| ☐ food establishment | ☐ swimming pools or spas | ☐ child care center |
| ☐ beverage establishment | ☐ grocery store | |
- ☐ 13. Infiltration beds for storm water disposal are considered shallow injection wells. An application and fee must be submitted to CDH.
- ☒ 14. Subdivision application, fees, test holes and engineering report required.

Reviewed By: Robert C. Jones

Date: 2/19/25

EXHIBIT E

ACCEPTANCE LETTER



Elmore County Land Use and Building Department

520 East 2nd South Street
Mountain Home, ID 83647
Phone: (208) 587-2142 ext.502
Fax: (208) 587-2120
www.elmorecounty.org

James Roddin
Director

David Abrahamson
Planner

Andrew Meek
Planner

Johnny Hernandez
Building Official

Colton Janousek
Building Inspector

Josh Proffit
Building Inspector

Matt Gouchner
Code Enforcement

Sandra Nuner
Permit Technician

Liz Elliott
Admin Assistant

Date: December 15, 2025.

To: Eric Howard and Edgar Hernandez

Subject: Notice of Public Hearing

Parcel: RP04S06E026110

Dear Applicant,

This is to inform you that the Elmore County Planning and Zoning Department on your request for a Conditional Use Permit (CUP-2025-14) to subdivide a 39.1-acre parcel into 6 5-acre parcels and 1 9.13-acre parcel located at parcel number RP04S06E026110 in the Agriculture zone. Public Hearing will be conducted on January 22, 2026, at 7:00 p.m. at 2280 American Legion Blvd. in the Rocky Bar Conference Room.

The Elmore County Planning and Zoning Department has **approved** the application subject to the Conditions of Approval attached to the Staff Report, which will be sent to you on or before January 12, 2026.

The decision of the Elmore County Planning and Zoning Commission may be appealed to the Board of County Commissioners within fourteen (14) calendar days from the Commission's final action.

If there is no appeal filed for your application. You can proceed in the permitting process to move your project forward.

If you have any further questions, please feel free to contact me at (208) 587-2122 or via e-mail at dabrahamson@elmorecountyid.gov

Sincerely,

David Abrahamson

David Abrahamson
Elmore County Planner

EXHIBIT F

AGENCY AND PROPERTY NOTIFICATION



Elmore County Land Use and Building Department

2280 American Legion Blvd
Mountain Home, ID 83647
Phone: (208) 587-2142 ext.502
Fax: (208) 587-2120
www.elmorecounty.org

James Roddin
Director

David
Abrahamson
Planner

Andrew Meek
Planner

Johnny
Hernandez
Building Official

Colton
Janousek
Building Inspector

Josh Proffit
Building Inspector

Matt Gouchner
Code
Enforcement

Sandra Nuner
Permit
Technician

Liz Elliott
Admin Assistant

Date: January 12, 2026

To: Whom it May Concern

Subject: Notice of Public Hearing

Parcel: RP04S06E026110

Dear Landowner,

This is to inform you that the Elmore County Planning and Zoning Department has a request for a Conditional Use Permit (CUP-2025-14) to subdivide a 39.1-acre parcel into 6 5-acre parcels and 1 9.13-acre parcel located at parcel number RP04S06E026110 in the Agriculture zone. Public Hearing will be conducted on January 22, 2026, at 7:00 p.m. at 2280 American Legion Blvd. Elmore County Public Service Bldg. #1 in the Rocky Bar Conference Room.

The Elmore County Planning and Zoning Department has **approved** the application subject to the Conditions of Approval attached to the Staff Report.

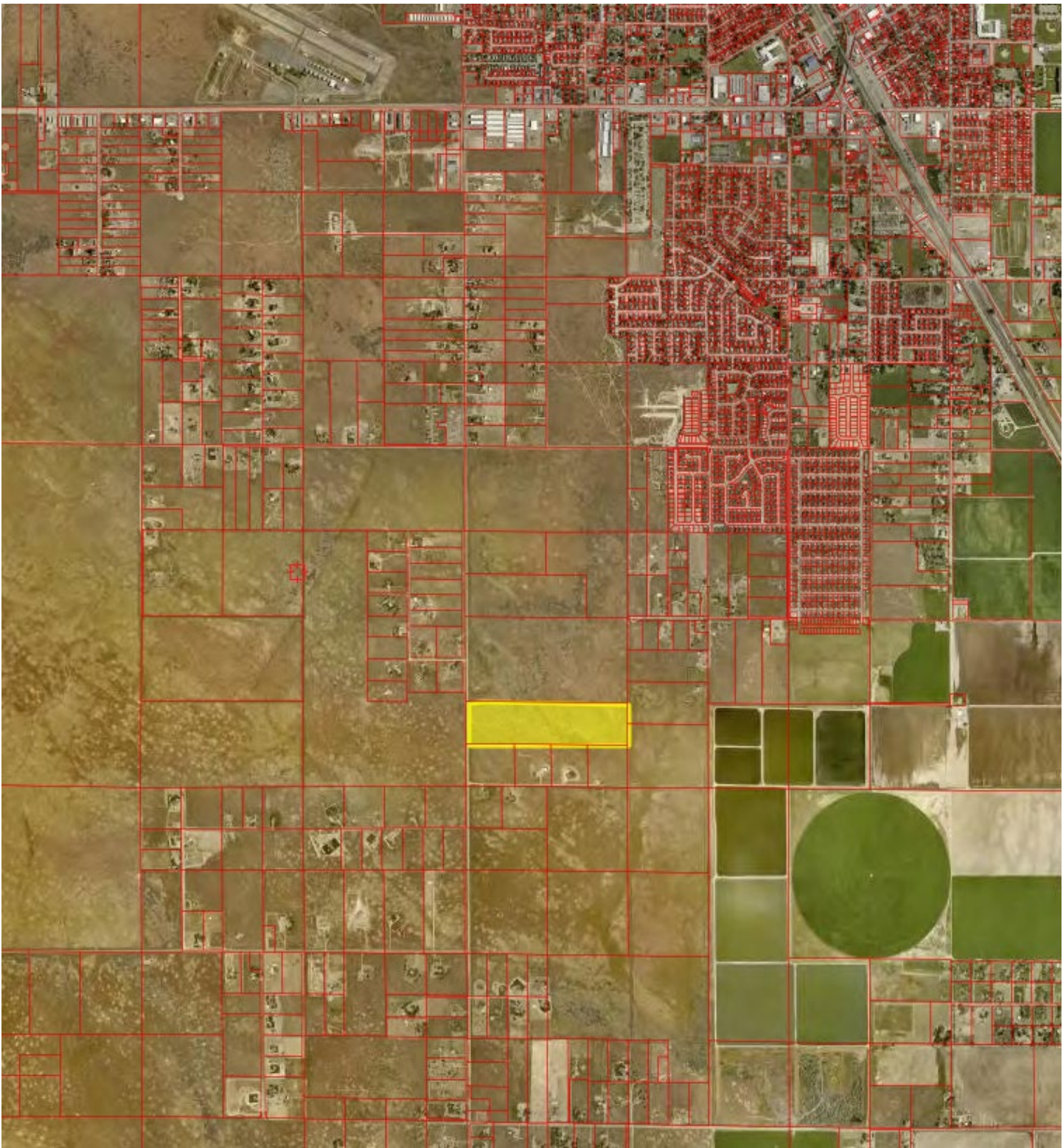
This application may be reviewed prior to the hearing at the Land Use and Building Department during regular business hours. Any interested person shall be heard at said public hearing, and the public is welcome and invited to submit testimony. Anyone who wishes to testify but is unable to attend may submit testimony before the hearing by sending it to Elmore County Land Use and Building Department at 2280 American Legion Blvd., Mountain Home, Idaho 83647. Written testimony must be received by 5:00 p.m. on Thursday, January 21, 2026.

If you have any further questions, please feel free to contact me at (208) 587-2122 or via e-mail at dabrahamson@elmorecountyid.gov

Sincerely,

David Abrahamson

David Abrahamson
Elmore County Planner





Elmore County Land Use and Building Department

520 East 2nd South Street
Mountain Home, ID 83647
Phone: (208) 587-2142 ext.502
Fax: (208) 587-2120
www.elmorecounty.org

James Roddin
Director

David Abrahamson
Planner

Andrew Meek
Planner

Johnny Hernandez
Building Official

Colton Janousek
Building Inspector

Josh Proffit
Building Inspector

Matt Gouchner
Code Enforcement

Sandra Nuner
Permit Technician

Liz Elliott
Admin Assistant

Date: December 15, 2025.

To: Whom It May Concern

Subject: Notice of Public Hearing

Applicant: Eric Howard of JJ Howard

Owner: Edgar Hernandez

Parcel: RP04S06E026110

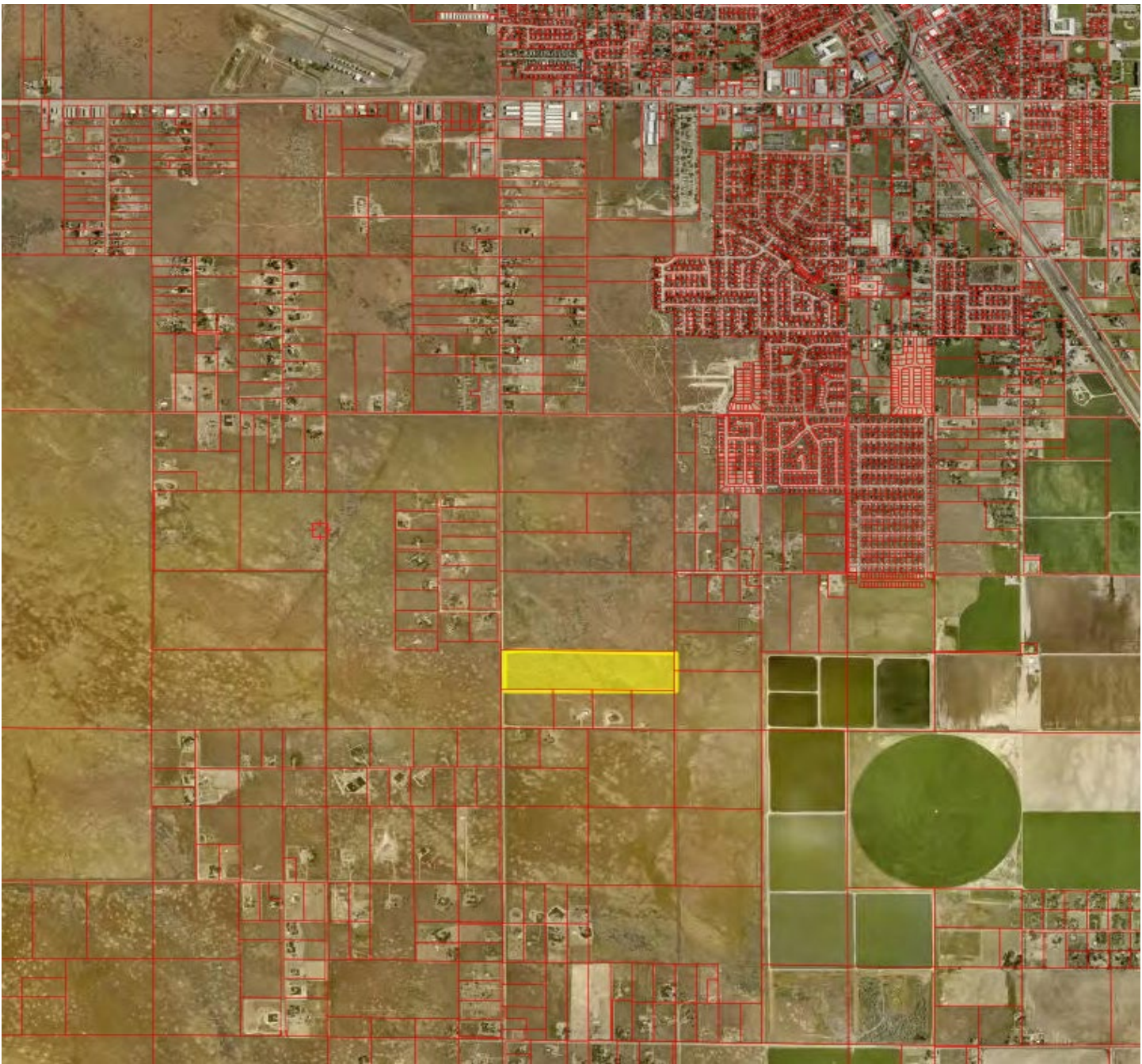
Conditional Use Permit No. 2025-14 (CUP-2025-14) intends to subdivide one (1) 39.1-acre lot in the Agriculture (Ag) zone into 7 different parcels. The site is located on Highway 51, south of downtown Mountain Home as shown on the vicinity map. The property is abutted by Ag zones to the north and east, and Residential (R) zones to the south and west. The parcel is in Mountain Home's Area of City Impact. The site is Township 4 South, Range 6 East, Section 2. The parcel is RP04S06E026110. A common way of locating the property from Mountain Home is by going South on Highway 51, go approximately 1.8 miles and property will be on the left side. Just before Graham Drive.

The Elmore County Board of Commissioners is responsible for ensuring compliance with the Americans with Disabilities Act of 1990 (ADA). Any Person needing special accommodations to participate in the public hearing should contact the Elmore County ADA Coordinator, Kacey Ramsauer, 24 hours prior to the Public Hearing at 208-587-2130, extension 1280, or via email kramsauer@elmorecountyid.gov, or in person at 150 South 4th East, Mountain Home, Idaho.

Sincerely,

David Abrahamson

David Abrahamson
Elmore County Planner



Enclosed: Application and site plan

CC:
Elmore County Sheriff
Central District Health
Elmore County Emergency Services
Idaho Department of Lands
City of Mountain Home

Mountain Home Highway District
Department of Environmental Quality
Elmore County Engineer
Idaho Department of Transportation
Idaho Department of Water

EXHIBIT G

MOUNTAIN HOME NEWSPAPER PUBLIC HEARING NOTICE

ELMORE COUNTY

PLANNING AND ZONING COMMISSION

2280 American Legion Blvd
Mountain Home, ID 83647
Telephone 208-587-2142, ext. 502 | Fax 208-587-2120

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN pursuant to the laws of the State of Idaho and Ordinances of Elmore County, that the Elmore County Planning and Zoning Commission will hold a PUBLIC HEARING at 7:00 p.m. on Thursday, January 22, 2026, in the Elmore County Public Service Building #1 at 2280 American Legion Blvd., Mountain Home, Idaho, to accept testimony and consider an application from Eric Howard of JJ Howard, for a Conditional Use Permit to subdivide one (1), 39.1-acre lot in the Agriculture (Ag) zone into six (6), 5-acre parcels and one 9.13-acre parcel. The site is located on Highway 51, south of downtown Mountain Home. A common way of locating the property from Mountain Home is by going South on Highway 51, approximately 1.8 miles on the left-hand side, before Graham Drive. The property is abutted by Ag/Desert zones to the north and east, and Ag/Residential (R) zones to the south and west. The parcel is in Mountain Home's Area of City Impact. The site is Township 4 South, Range 6 East, Section 2. The parcel is RP04S06E026110.

This application may be reviewed prior to the hearing at the Land Use and Building Department during regular business hours. Any interested person shall be heard at said public hearing, and the public is welcome and invited to submit testimony. Anyone who wishes to testify but is unable to attend may submit written testimony before the hearing by sending it to Elmore County Land Use and Building Department, 2280 American Legion Blvd., Mountain Home, Idaho 83647. Written testimony must be received by 5:00 p.m. on Thursday, January 21, 2026.

Social media posts are not considered written public testimony. If you wish to provide written public testimony, please provide your name, address, and comments before the hearing by sending it to Elmore County Land Use and Building Department, 2280 American Legion Blvd., Mountain Home, Idaho 83647 or email dabrahamson@elmorecountyid.gov. The Elmore County Facebook page is used for outward communication only. It is not intended as a means for the public to submit testimony on any public hearing matters pending before any Elmore County board or commission. Elmore County's social media is moderated but is not regularly monitored

and is not a public forum. Likes, Comments, or Shares posted here are not entered into the record of any public hearing. Public hearing testimony must be either submitted at the public hearing or received in advance of the public hearing by email, mail, physical delivery.

The Elmore County Board of Commissioners is responsible for ensuring compliance with the American Disabilities Act (ADA. Any person needing special accommodations to participate in the public hearing should contact the Elmore County ADA Coordinator, Kacey Ramsaur kramsauer@elmorecountyid.gov 24 hours before the Public Hearing at 208-587-2130, Ext.1280, or 150 South 4th East, Mountain Home, Idaho.

One publication: Wednesday, January 7, 2026.

David Abrahamson
Elmore County Planner
Elmore County Land Use and Building Department

EXHIBIT H

SITE POSTING



PUBLIC HEARING NOTICE

Elmore County, Idaho

Hearing Day: 4th Thursday of Every Month
At 7:00 pm

American Legion, War Memorial Hall
515 E Second South Street, Mountain Home, Idaho

(Date, Time, and Meeting location are subject to
change, see specified Hearing Notice attached)

For More Information, please contact:
Land Use and Building Department at:
(208) 587-2142 Ext. 502



EXHIBIT I

LETTER FROM CITY



December 2, 2024

Re: **RP04S06E026110: HERNANDEZ, EDGAR ANTONIO**

To Whom it may concern:

I have reviewed the application for Hernandez. Please make a note that while this parcel is not within the 600' of the current location of the wastewater treatment plant pond parcels, the Hernandez parcel does abut City owned Property (parcel RP04S06E028550) that will be utilized for the future use of the treatment plant, and we would ask that a note be put on the deed for disclosure of the property's proximity and potential effects this facility may have on the property.

This property is located in the County and zoned as ag. It is within the Area of Impact and is designated Urban Development on the City of Mountain Home's Future Land Use Map. These are areas in transition where city services, including water and sewer are expected to be provided within the next twenty years. At the time of a request for annexation these areas will be zoned based on compatibility of the proposed zoning with surrounding land uses.

This parcel is not contiguous to the City Limits and would not be required to be built to City Standards (City Code 9-9-16) and is not located within an area of critical concern. (City Code 9-9-5). This preliminary plat for the Hernandez Subdivision meets the requirements of 9-16-16 e.2. subdivision lots five (5) acres or more development standards, as the lot sizes are five (5) acres or more, exceed the minimum lot width of three hundred feet (300'), and one well and one septic is allowed per five (5) acres. However, a soils and groundwater analysis are required per this section and 9-16-10 of the City Code.

If you have any additional questions concerning this matter, please contact me.

Thank You,

Brenda Ellis
Senior City Planner
City of Mountain Home
P 208-580-2091
M 208-591-0163
bellis@mountain-home.us