

CERTIFICATE OF INCORPORATION  
OF

MILLSTREAM NOS. 1 AND 2 HOMEOWNERS' ASSOCIATION, INC.

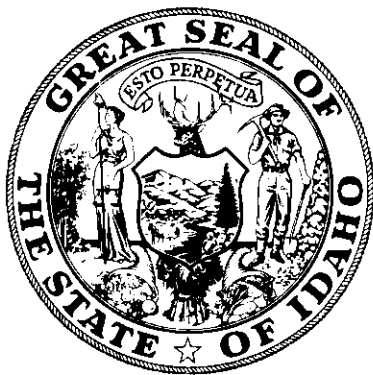
I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of Articles of Incorporation for the incorporation of \_\_\_\_\_

MILLSTREAM NOS. 1 AND 2 HOMEOWNERS' ASSOCIATION, INC.

duly signed pursuant to the provisions of the Idaho Nonprofit Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of Incorporation and attach hereto a duplicate original of the Articles of Incorporation.

Dated November 5th, 19 84.



SECRETARY OF STATE

Corporation Clerk

'94 NOV 5 PM 3:01

ARTICLES OF INCORPORATION  
OF  
SECRETARY OF  
STATE  
MILLSTREAM NOS. 1 AND 2 HOMEOWNERS' ASSOCIATION, INC.  
A Non-profit Corporation

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In compliance with the requirements of Title 30, Chapter 3, Idaho Code, the undersigned, all of whom are residents of Boise, Ada County, State of Idaho, and all of whom are of full age, have this day voluntarily associated themselves together for the purpose of forming a corporation not for profit and do hereby certify:

ARTICLE I

The name of this corporation is MILLSTREAM NOS. 1 and 2 HOMEOWNERS' ASSOCIATION, INC., hereinafter called the "Association".

ARTICLE II

The initial principal office of the Association is located at 5627 Millrun, Garden City, Idaho 83714.

ARTICLE III

Connie Craig, whose address is 5627 Millrun, Garden City, Idaho 83714, is hereby appointed the initial registered agent of this Association.

ARTICLE IV

Purpose and Powers of the Association

This Association does not contemplate pecuniary gain or profit to the members thereof, and the specific purposes for which

it is formed are to provide for the maintenance, preservation and architectural control of the residence lots, and enforcement of the restrictions and covenants thereon within that certain tract of property described as:

All of the lands located in Millstream Nos. 1 and 2 Subdivisions, according to the official plat thereof on file in the Office of the County Recorder of Ada County, State of Idaho,

and to promote the health, safety and welfare of the residents within the above-described property and any additions thereto as may hereafter be brought within the jurisdiction of the Association, and in addition to:

(a) Acquire (by gift, purchase or otherwise), own, hold, improve, build upon, operate, maintain, convey, sell, lease, transfer, dedicate for public use or otherwise dispose of real or personal property in connection with the affairs of the Association;

(b) Borrow money and, with the assent of two-thirds (2/3) of the members, mortgage, pledge, deed in trust or hypothecate any or all of its real or personal property as security for money borrowed or debts incurred;

(c) Have and to exercise any and all powers, rights and privileges which a corporation organized under the non-profit corporation law of the State of Idaho by law may now or hereafter have or exercise.

## ARTICLE V

### Membership

Every person or entity who is a record owner of a fee or undivided fee interest in any lot within Millstream Subdivision Nos. 1 and 2, including contract purchasers and further including any person who is a resident of Millstream Subdivision Nos. 1 and 2 but not an owner, shall have a right to be a member of the Association upon payment of required fees. The foregoing is not intended to include persons or entities who hold an interest merely as security for the performance of an obligation. Membership shall be appurtenant to and may not be separated from ownership of any lot in said Subdivisions.

## ARTICLE VI

### Voting Rights

General: The Association shall have one (1) class of voting membership:

Class A. Members shall be all Owners and/or residents as defined above and shall be entitled to one (1) vote for each Lot owned or resided upon. When more than one (1) person holds an interest in any Lot or resides on such Lot, all such persons may be members. The vote for such Lot shall be exercised as they determine, but in no event shall more than one (1) vote be cast with respect to any Lot. In the event a Lot is a duplex residential Lot or other allowed multiple residential Lot then such Lot shall have one (1) vote for each such residence.

## ARTICLE VII

### Board of Directors

The affairs of this Association shall be managed by a Board of five (5) directors, who shall be members of the Association. The number of directors may be changed by amendment of the By-Laws of the Association. The names and addresses of the persons who are to act in the capacity of directors until the selection of their successors are:

<u>NAME</u>	<u>ADDRESS</u>
CONNIE CRAIG	5627 Millrun Garden City, Idaho 83714
PHIL KIMBALL	5872 Garrett Boise, Idaho 83714
DAVE SHARP	5481 Millstream Way Boise, Idaho 83714
BILL RICCI	5628 Millstone Drive Boise, Idaho 83714
STAN FRAZIER	5892 Millwright Boise, Idaho 83714

At the first annual meeting the members shall elect five (5) directors for a term of one (1) year or as may be changed by amendment of the By-Laws.

## ARTICLE VIII

### Dissolution

The Association may be dissolved with the assent given in writing and signed by not less than one hundred percent (100%) of the members or after meeting called for that purpose as required by law. Upon dissolution of the Association, other than incident to a merger or consolidation, the assets of the Association shall be dedicated to an appropriate public agency to be used for purposes similar to those for which this Association was created. In the event that such dedication is refused acceptance, such assets shall be granted, conveyed and assigned to any non-profit corporation, association, trust or other organization to be devoted to such similar purposes.

## ARTICLE IX

### Duration

The corporation shall exist perpetually.

### Amendments

Amendment of these Articles shall require the assent of seventy-five percent (75%) of the entire membership.

IN WITNESS WHEREOF, for the purpose of forming this corporation under the laws of the State of Idaho, We, the undersigned, constituting the incorporators of this Association, have executed these

Articles of Incorporation this 9th day of October,  
1984.

Connie Craig  
CONNIE CRAIG

Philip R. Kimball  
PHIL KIMBALL

Dave Sharp  
DAVE SHARP

Bill Ricci  
BILL RICCI

Stan Frazier  
STAN FRAZIER