

State of Idaho

Department of State

CERTIFICATE OF INCORPORATION OF

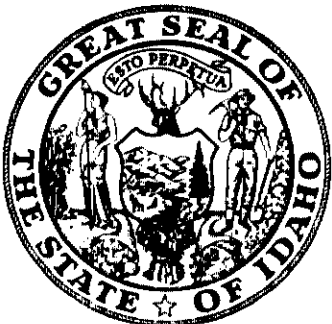
TRIPPLE ESTATES HOMEOWNERS' ASSOCIATION, INC.

File number C 116639

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 TRIPPLE ESTATES 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: October 3, 1996



Pete T. Cenarrusa
SECRETARY OF STATE

By *Sari Smock*

ARTICLES OF INCORPORATION

OF

TRIPPLE ESTATES HOMEOWNERS' ASSOCIATION, INC.

OCT 3 8 35 AM '96

KNOW ALL MEN BY THESE PRESENTS: THAT WE, The undersigned, being each full age citizens of The United States of America, do hereby certify that we have associated ourselves together for the purpose of forming a nonprofit corporation under the laws of the State of Idaho, pertaining thereto, to-wit: Idaho Code, Sections 30-3-1, **et. seq.**, and hereby adopt the following ARTICLES OF INCORPORATION:

ARTICLE I.

The name of this corporation shall be **TRIPPLE ESTATES HOMEOWNERS' ASSOCIATION, INC.**

ARTICLE II.

The Association shall be a nonprofit corporation.

ARTICLE III.

The duration of this corporation shall be perpetual.

ARTICLE IV.

The following definitions shall apply to these Articles of Incorporation:

1. "Association" shall mean and refer to the Tripple Estates Homeowner's Association, Inc. it successor and assigns.

2. "Board" shall mean and refer to the duly elected Board of Directors of the Association.

ARTICLES OF INCORPORATION - 1

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3. "Common Area" shall mean all real and personal property owned or operated by the Association for the common use and enjoyment of the owners.

4. "Lot" shall mean and refer to a lot as designated on the plat of Tripple Estates Subdivision as recorded in the Canyon County Records office.

6. "Owner" shall mean and refer to the record owner, whether one or more persons or entities, including contract sellers, of a fee simple title to any Lot which is part of Tripple Estates Subdivision as recorded in the Canyon County Records Office. "Owner" shall not include those having an interest in such lot merely as security for the performance of an obligation.

ARTICLE V.

The objectives and purposes of this corporation shall be and are as follows:

1. To acquire by purchase, lease or otherwise, lands and interests in lands and to own, hold, improve, develop and manage any real estate so acquired; and to erect or cause to be erected on any lands owned, held or occupied by the corporation, any buildings or other structures with their appurtenances; and to manage, operate, lease, rebuild, enlarge, alter or improve buildings or structures now or hereafter erected on any lands so owned, held or occupied. To encumber or dispose of any lands or interests in

lands, buildings or other structures at any time owned or held by the corporation.

2. To acquire by purchase, lease, manufacture or otherwise any personal property deemed necessary or useful in the equipment, improvement, development or management of any property, real or personal, at any time owned or in any way held by the corporation. To invest, trade, deal, encumber or dispose of any personal property deemed beneficial to the corporation.

3. To conduct any lawful business in the State of Idaho or any other state, territory, the District of Columbia, colony or protectorate of The United States of America and in any foreign country. To have one or more offices or places of business within or without the State of Idaho and to carry out any lawful business authorized in these Articles outside of the State of Idaho.

4. To fix, levy, collect or enforce payment by any lawful means, all charges or assessments pursuant to the rights, responsibilities and obligations of the association or as provided by the bylaws of the association; to pay all expenses in connection therewith and all office and other expenses incident to the conduct of the business of the association, including all licenses, taxes or governmental charges levied or imposed against the property of the Association.

5. To perform any act with the power and capacity possessed by a natural person and to so perform any acts necessary to accomplish any lawful purpose of the corporation.

6. To exercise any lawful power now or hereafter conferred upon nonprofit corporations by the laws of the State of Idaho.

7. To operate, maintain, or improve the irrigation and storm drain systems servicing Tripple Estates Subdivision as recorded in the Canyon County Records office.

It is expressly provided that the above and foregoing enumeration of powers, purposes and objects of the corporation shall not be exclusive nor limit or restrict the general powers of the corporation as allowed by the laws of the State of Idaho.

ARTICLE V.

The location of the initial registered office of this nonprofit corporation within the State of Idaho shall be 325 Horton St., Nampa, Canyon County, Idaho 83651. The initial registered agent for the corporation shall be Travis Leo Tripple, whose address is the same as that of the registered corporate office listed immediately preceding.

ARTICLE VI.

The corporation shall have members. Every person or entity who is an owner shall be a member of the Association. The foregoing is intended not to include persons or entities holding 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.

ARTICLE VII.

Members shall be entitled to one (1) vote for each lot owned. When more than one person holds an interest in any Lot, all such persons shall be members; the vote for such Lot shall be exercised as they determine. In no event shall more than one (1) vote be cast with respect to any lot, unless otherwise provided by the Bylaws of the Association.

ARTICLE VIII.

The incorporators have determined and appointed that the members identified in Article IX herein shall act as the initial board of directors of the corporation.

The incorporators are:

Travis Leo Tripple, 325 Horton St., Nampa, Idaho 83651;
Airica Dawn Tripple, 325 Horton St., Nampa, Idaho 83651;
Toni Jo Fletcher, 5417 Tripple Court, Nampa, Idaho 83687;
Jimmy Dale Fletcher, 5417 Tripple Court, Nampa, Idaho 83687;
Carrie Lynn Higgs, 441 Gem St., Nampa, Idaho 83651;
David Henry Higgs, 441 Gem St., Nampa, Idaho 83651;
Lonny L. Baum, 1208 Fern St., Nampa, Idaho 83686;
Robin M. Swisher, 1208 Fern St., Nampa, Idaho 83686;
Paul A. Hoeper, Sr., 5300 Tripple Court, Nampa, Idaho 83687;
Mary A. Hoeper, 5300 Tripple Court, Nampa, Idaho 83687

D. Scott Summer, 311 Juniper St., Nampa, Idaho 83686

Charolette A. Summer, 311 Juniper St., Nampa, Idaho 83686

Charles D. Klein, 1000 C. Happy Valley Rd. Nampa, Idaho 83687;

Phyliss J. Klein, 1000 C. Happy Valley Rd. Nampa, Idaho 83687.

Each of said incorporators is of full age and is a citizen of The United States of America.

ARTICLE IX.

The corporation shall be managed by a Board of Directors, governed by the By-laws of the corporation. The Board of Directors shall consist of three members who need not be member of the association. The names and addresses of the initial Board of Directors are as follows:

Travis Leo Tripple, 325 Horton St., Nampa, Idaho 83651;

Jimmy Dale Fletcher, 5417 Tripple Court, Nampa, Idaho 83687;

Airica Dawn Tripple, 325 Horton St. Nampa, Idaho 83651.

They shall so serve until the first election of directors. The number of Directors may be changed by adoption or amendment of the Bylaws of the Association.

ARTICLE X.

A Person serving as incorporator, director, officer, employee or agent of the corporation shall be indemnified as allowed by Idaho law. Any directors individually, or any firm of which such director may be a member, may be a party to or may be pecuniarily or otherwise interested in any contract or transaction

of the corporation, provided that the fact that he, she or such firm is so interested shall be disclosed or shall have been known to the Board of Directors; and the director of the corporation who is also so interested may be counted in determining the existence of a quorum at any meeting of the Board of Directors of the corporation which shall authorize such contract or transaction with like force and effect as if he were not such director or officer of such other corporation or not so interested.

ARTICLE XI.

The Association is intended to be classified as a "Homeowners' Association" pursuant to Section 528 of the Internal Revenue Code of 1986, as amended. As such, it is intended to be exempt from income taxes. The Association is an organization intended to be a residential real estate management association or condominium management association organized and operated to provide for the acquisition, construction, management, maintenance, and care of Association property, where sixty percent (60%) or more of the gross income of the Association for any taxable year shall consist solely of amounts received as membership dues, fees, or assessments from owners of residences or residential lots. Ninety percent (90%) or more of the expenditures of the Association for any taxable year shall be expenditures for the acquisition, construction, management, maintenance, and care of Association property. No part of the net earnings of the Association shall

ever inure to the benefit of any member or any other individual or entity. All provisions of these Article of Incorporation shall be interpreted in accordance with the provisions of Section 528 of the Internal Revenue Code of 1986, as amended. In case of conflict between such section and other provisions herein, any provision within these Article shall be interpreted to be consistent with such section, or shall be of no force and effect.

ARTICLE XII.

The Association may be dissolved with the assent given in writing and signed by not less than two-thirds (2/3) of the members. 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 the Association was created. In the event that such dedication is refused acceptance, such assets shall be granted, conveyed or assigned to any nonprofit corporation, association, trust or other organization to be devoted to similar purposes.

ARTICLE XIII.

Amendment of these Articles of Incorporation shall require the assent of seventy-five percent (75%) of the entire membership of the Association and shall otherwise be allowed in accordance with Idaho Code provisions allowing amendment.

IN WITNESS WHEREOF, we have hereunto set our hands on the
dates below indicated.

Travis Leo Tripple
Travis Leo Tripple

10-2-96
Date

Airica Dawn Tripple

10/2/96
Date

Toni Jo Fletcher
Toni Jo Fletcher

10-2-96
Date

Jimmy Dale Fletcher

10-2-96
Date

Carrie Lynn Higgs
Carrie Lynn Higgs

10-2-96
Date

David Henry Higgs

10-2-96
Date

Lonny L. Baum
Lonny L. Baum

10-2-96
Date

Robin M. Swisher

10-2-96
Date

Paul A. Hoepfer, Sr.
Paul A. Hoepfer, Sr.

10-2-96
Date

Mary A. Hoepfer

10-2-96
Date

D. Scott Summer
D. Scott Summer

10-3-96
Date

Charlotte A. Summer

10-3-96
Date

Charles D. Klein
Charles D. Klein

Oct 2, 96
Date

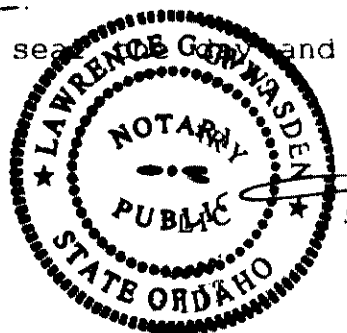
Phyllis J. Klein

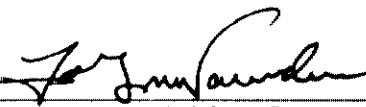
Oct 2, 96
Date

STATE OF IDAHO)
) ss.
County of Canyon)

On this 2 day of October, 1996, before me the undersigned, a Notary Public in and for said State, personally appeared TRAVIS LEO TRIPPLE and AIRICA DAWN TRIPPLE, 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 affixed my official seal the day and year in this certificate first above written.

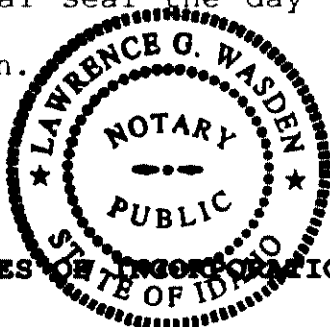


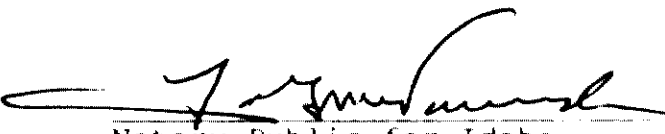

Notary Public for Idaho
My Commission Expires: 6-15-99

STATE OF IDAHO)
) ss.
County of Canyon)

On this 2 day of October, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared JIMMY DALE FLETCHER and TONI JO FLETCHER, 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 affixed my official seal the day and year in this certificate first above written.

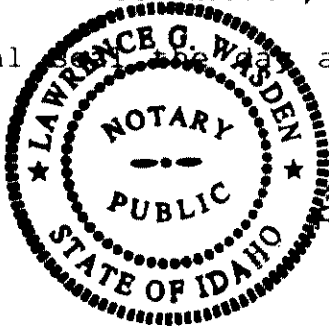




Notary Public for Idaho
My Commission Expires: 6-15-99

STATE OF IDAHO)
) ss.
County of Canyon)

On this 2 day of October, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared DAVID HENRY HIGGS and CARRIE LYNN HIGGS, 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 affixed my official seal the day and year in this certificate first above written

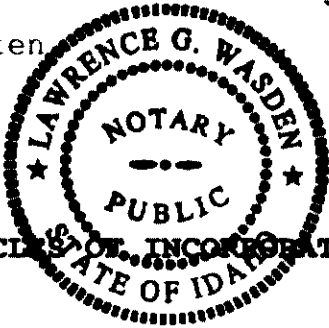


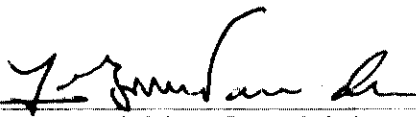

Notary Public for Idaho
My Commission Expires: 6-15-99

STATE OF IDAHO)
) ss.
County of Canyon)

On this 2 day of October, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared LONNY L. BAUM and ROBIN SWISHER, 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 affixed my official seal the day and year in this certificate first above written

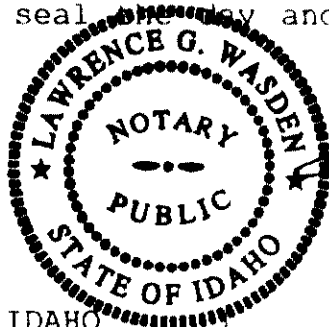


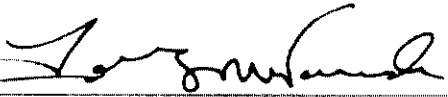

Notary Public for Idaho
My Commission Expires: 6-15-99

STATE OF IDAHO)
) ss.
County of Canyon)

On this 2 day of October, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared PAUL A. HOEPER, SR. and MARY A. HOEPER, 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 affixed my official seal ~~the day~~ and year in this certificate first above written.

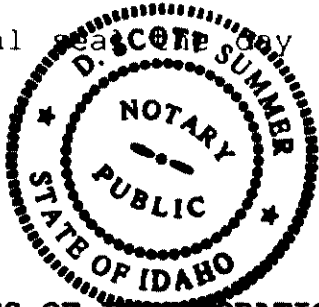


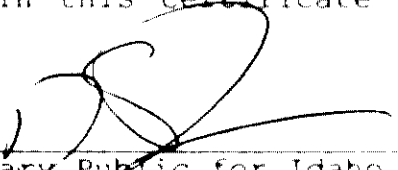

Notary Public for Idaho
My Commission Expires: 6-15-95

STATE OF IDAHO)
) ss.
County of Canyon)

On this 3 day of October, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared D. SCOTT SUMMER and CHAROLETTE A. SUMMER, 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 affixed my official seal ~~the day~~ and year in this certificate first above written.

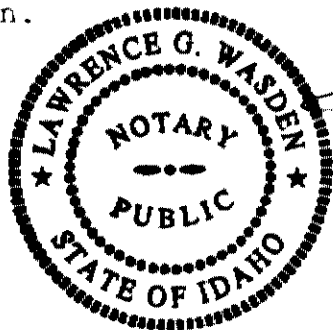


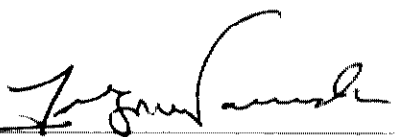

Notary Public for Idaho
My Commission Expires: 7-18-2002

STATE OF IDAHO)
) ss.
County of Canyon)

On this 2 day of October, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared CHARLES D. KLEIN and PHYLISS D. KLEIN, 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 affixed my official seal the day and year in this certificate first above written.




Notary Public for Idaho
My Commission Expires: 6-15-99