

2018-039404

RECORDED

09/04/2018 02:35 PM



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CHRIS YAMAMOTO

CANYON COUNTY RECORDER

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NO FEE

MISC

CITY OF MIDDLETON

TERMINATION OF DEVELOPMENT AGREEMENT

This Termination of Development Agreement (Agreement) is entered into by and between the CITY OF MIDDLETON, a municipal corporation in the State of Idaho (City) and Barclay Associates, LLC, a California limited liability company, successor to Riverbend Estates LC, a Utah limited liability company (Developer).

RECITALS

WHEREAS, development agreement relating to proposed River Run Subdivision were recorded as Instrument Nos. 2007068924 and 2010026501, in the records of Canyon County, Idaho (Development Agreements) burden certain real properties that are the subject of those records.

WHEREAS, the City and Developer agreed to terminate the Development Agreements upon the city's complete purchase of the real properties that are the subject of the Development Agreements, which purchase is now complete.

NOW THEREFORE, for \$1.00 and other valuable consideration that the parties acknowledge has been received by each, the City and Developer hereby terminate the above referenced Development Agreements subject to City council approval.

Dated: August 22, 2018

CITY OF MIDDLETON

By: Darin Taylor  
Darin Taylor, Mayor

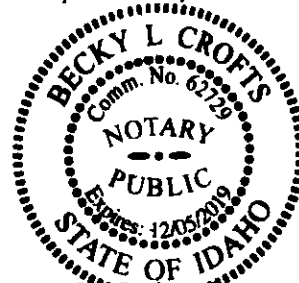
BARCLAY ASSOCIATES, LLC

By: Steven Zimmerman  
Steven Zimmerman, President

State of Idaho, County of Canyon

This record was acknowledged before me on August 17, 2018 by Darin Taylor as Mayor of the City of Middleton.

Becky L Crofts  
Notary's Signature  
My Commission Expires: Dec 5, 2019



State of California, County of Marin

This record was acknowledged before me on August 22, 2018 by Steven Zimmerman as President of Barclay Associates, LLC.

Serena Bertles  
Notary's Signature  
My Commission Expires: 12-6-2021



**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

CIVIL CODE § 1189

State of California

County of Marin

On 8-22-18  
Date

before me, Serena Bertles  
Here Insert Name and Title of the Officer

personally appeared Steven Zimmerman  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she~~~~they~~ executed the same in his/~~her~~~~their~~ authorized capacity(ies), and that by his/~~her~~~~their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: Serena Bertles

Place Notary Seal Above

Signature of Notary Public

**OPTIONAL**

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

Corporate Officer — Title(s): \_\_\_\_\_

Corporate Officer — Title(s): \_\_\_\_\_

Individual

Individual

Partner —  Limited  General

Partner —  Limited  General

Attorney in Fact

Attorney in Fact

Trustee

Trustee

Guardian or Conservator

Guardian or Conservator

Other: \_\_\_\_\_

Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_