

124

254396

RECEIVED *nie*

2009 JUN 22 PM 2 56  
*Juinda Loren Dyer*  
BENEWAH COUNTY  
J. MICHELE REYNOLDS, CLERK  
*To Benewah County*

BENEWAH COUNTY BOARD OF COMMISSIONERS

IN THE MATTER OF THE PETITION )  
TO ANNEX CERTAIN REAL PROPERTY )  
INTO THE ST. MARIES FIRE )  
PROTECTION DISTRICT )  
\_\_\_\_\_ )

ORDER OF ANNEXATION

A Petition for Annexation having been filed by the owners of certain real property, for annexation of said properties into the St. Maries Fire Protection District, and Notice of said hearing has been given by publication, as provided by law. Said real properties are described in Exhibits "A", "B", "C" and "D" attached hereto.

The hearing was held on the 11<sup>th</sup> day of June, 2009, at which time no public comment was received adverse to the Petitions for Annexation. It was then moved, seconded and unanimously passed that the Petition for Annexation be approved.

The Board of Commissioners of the St. Maries Fire Protection District certified the results of said hearing to this Board, in the form of a Resolution containing the attached legal descriptions of the properties to be annexed into the St. Maries Fire Protection District, and forwarded said Resolution to the County Commissioners of Benewah County.

It appears that the St. Maries Fire Protection District has complied with all requirements of law for annexation of the described real properties.

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NOW, THEREFORE, IT IS HEREBY ORDERED that the annexation petitioned for by the owners be granted.

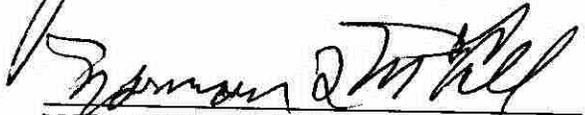
IT IS FURTHER HEREBY ORDERED that the boundaries of the St. Maries Fire Protection District be amended to include the annexed properties.

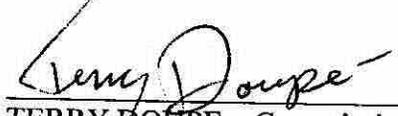
IT IS FURTHER HEREBY ORDERED that the annexed properties included herein shall be placed on the tax rolls for the St. Maries Fire Protection District commencing with the 2010 calendar year.

DATED this 22<sup>nd</sup> day of June, 2009, by order of the Benewah County Board of Commissioners.

BENEWAH COUNTY  
BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
JACK A. BUELL – Chairman

  
\_\_\_\_\_  
NORMAN L. McCALL – Commissioner

  
\_\_\_\_\_  
TERRY DOUPE – Commissioner  
St. Maries Fire\ Annexation-Cabral\order.wpd

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ANGELA QUIGLEY

LEGAL DESCRIPTION

From QCD Bowser  
Instrument No. 220728

That portion of the SE1/4 SW1/4 of Section 32, Township 47 North, Range 2 West, Boise Meridian, lying West of the County Road right-of-way ;

and

That part of the East 210 feet of the SW 1/4 SW 1/4 of Section 32, Township 47 North, Range 2 West, Boise Meridian, lying South of the County Road right-of-way and the East 210 feet of Lot 4, Section 5, Township 46 North, Range 2 West, Boise Meridian.

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JOSEPH AND INGA CABRAL

LEGAL DESCRIPTION

from Memorandum of Real Property Agreement (recorded as Instrument No. 217911 October 4, 1999, Benewah County)

Parcel No. 1

Lots 1, 2, 3, 4, 5 and 6, Section 4, Township 46 North, Range 2 West, Boise Meridian, Benewah County, Idaho.

Parcel No. 2

Lots 1, 2, 3, 6, 7 and 8, and the Southeast Quarter of the Northwest Quarter (SE1/4 NW1/4) of Section 5; additionally, that portion of the East 210 feet of Lot 4, Section 5, Township 46 North, Range 2 West, Boise Meridian, lying East of the County road right-of-way, Benewah County, Idaho.

Parcel No. 3

The South eighteen (18) acres of the Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4) of Section 32, Township 47 North, Range 2 West, Boise Meridian, EXCEPTING THEREFROM that portion of the Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4) of Section 32, Township 47 North, Range 2 West, Boise Meridian, lying West of the County road right-of-way, Benewah County, Idaho.

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FRED BOWSER

LEGAL DESCRIPTION

(From Quitclaim Deed recorded as Instrument No. 220728-July 28, 2000, Benewah County)

The Southeast Quarter of the Northwest Quarter (SE 1/4 NW 1/4); the Northeast Quarter of the Southwest Quarter (NE 1/4 SW 1/4); the Northeast Quarter of the Northeast Quarter (NE 1/4 NE 1/4) the Northwest Quarter of the Northeast Quarter (NW 1/4 NE 1/4); and

All that portion of the Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4); lying North of the County Road; Section Thirty-two (32), Township Forty-seven (47) North, Range Two (2) West of the Boise Meridian, Benewah County, Idaho.

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WESTSLOPE PROPERTIES, INC.  
LEGAL DESCRIPTION

T46N, R2W, B.M., Benewah County, State of Idaho

Section 5: Government Lot 4 except the East 210 feet; and

T47N, R2W, B.M., Benewah County, State of Idaho

Section 32: That portion of the Southwest quarter of the Southwest quarter  
(SW1/4SW1/4) lying South of the county road, excepting therefrom  
The East 210 feet thereof

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BULL  
BROTHERS  
INC.  
-0500

CONNOLLY &  
KROETCH

ANDERSON  
-0900

RAFAEL  
BEIER

RAFAEL  
BEIER

St. Maries Fire Protection District  
2009 Annexation - No. 01-2009

Benewah County Tax Map

29

-1801

-3700

EDITH  
WIGHT

STIMSON  
LUMBER  
CO.

STIMSON  
LUMBER  
CO.

-5500

-7500

-3500

STIMSON  
LUMBER  
CO.

-8000

-6000

STIMSON  
LUMBER  
CO.

ELIZABETH  
-8500

STURGEON  
TRUST

EDITH  
WIGHT

FRED  
BOWSER

RANDY  
WELLS

BANDEROB  
TRUST

-4850

-0608

-3500

-1800

KATHLEEN  
MATHERSON

ALLEN  
MARCHBURN  
TRUST

JACK  
LINNEMEYER

LEE  
NELSON

TIMOTHY  
GRUBMAN

-4800

BANDEROB

33

-4800

REX  
SMITH JR.

TRUST

-480A

-7800

-7300

534

-2300

BANDEROB  
REVOCABLE  
TRUST

-800B

-5300

-7800

LAWRENCE  
BANDEROB

-600A

-0607

-0608

-060C

5-40.00  
-3500

ALAN  
HERN  
JOHN

FERRIS  
-4000

PATRIOT  
INVESTMENTS

-1700

PATRIOT  
INVESTMENTS

-4000

7-80-00  
-4000

8-40.00

HERN PROPERTIES L.P.

Gulch  
-4800

HERN  
PROPERTIES  
L.P.  
-5400

-04-1810

STIMSON  
LUMBER

KLIANA

COPY

**RESOLUTION NO. 01-2009**  
**ST. MARIES FIRE PROTECTION DISTRICT**

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WHEREAS, a petition has been presented to the Commissioners of the St. Maries Fire Protection District for annexation of additional territory into the St. Maries Fire Protection District pursuant to the provisions of Idaho Code 31-1411, and;

WHEREAS an annexation hearing was convened on this date, and notice of said hearing was published in the St. Maries Gazette Record; and

WHEREAS the Board of Commissioners of the St. Maries Fire Protection District have considered the merits of the proposed annexation of the property described in the petition, and there being no adverse public comments raised thereto, now, therefore,

BE IT RESOLVED that the Board of Commissioners of the St. Maries Fire Protection District accept the Petition regarding the annexation of the properties described in the attached Exhibits "A", "B", "C", and "D" and included on the map attached hereto as Exhibit "E".

BE IT FURTHER RESOLVED that the properties described on said Exhibits "A", "B", "C" and "D" and depicted on Exhibit "E" be included within the boundaries of the St. Maries Fire Protection District, with the boundaries thereof to be accepted and approved upon the entry of an Order for annexation in compliance with Idaho Code 31-1411.

BE IT FURTHER RESOLVED that the Board of Commissioners shall notify the Benewah County Board of Commissioners to enter an order of annexation and place the annexed properties on the tax rolls of the County.

The foregoing Resolution was duly seconded and adopted by unanimous vote of the Board of Commissioners of the St. Maries Fire Protection District at its regular meeting on the 11<sup>th</sup> day of June, 2009.



TOM DuHAMEL  
St. Maries Fire Protection District  
Commissioners

124

ANGELA QUIGLEY

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Instrument No. 220728

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The East 210 feet thereof

CONNOLLY &  
KROETCH

-3000

ANDERSON  
-0900

BYLL  
BROTHERS  
INC.  
-0500

RAFAEL  
BEIER

RAFAEL  
BEIER

BESSIE  
KREGGER

-1500

124

EDITH  
WIGHT

-5500

STIMSON  
LUMBER  
CO.  
-7500

STIMSON  
LUMBER  
CO.  
-3500

28  
B  
JAMES  
FLA

STIMSON  
LUMBER  
CO.  
-8000

STIMSON  
LUMBER  
CO.  
-6000

ELIZABETH  
-8500

STURGEON  
TRUST

EDITH  
WIGHT

FRED  
BOWSER

-1000

RANDY  
WEGG

BANDEROB  
TRUST

-4850

-0608

-3500

Katharine  
Wasterson  
-1000  
ALLEN  
MARSHBURN  
TRUST

JACK  
LINNEMEYER

LEE  
NELSON

TIMOTHY  
BRUSHAM  
-1800

FRED 32  
BOWSER

BANDEROB  
TRUST

-4300

BARBARA  
REDF

REX  
SMITH JR.  
-7300

PATRIOT  
INVESTMENTS  
-6200

JOSEPH  
CABRAL  
-2000

-2300

BANDEROB  
REVOCABLE  
TRUST  
-600A

BANDEROB  
REVOCABLE  
TRUST  
-5300

-7800

LAWRENCE  
BANDEROB  
-060C

5 4-20.65 6-20.57 2-20.51 1-20.43 4-20.65 3-20.57 2-20.51 1-20.43 4  
10 5-40.00 6-40.00 7-40.00 8-40.00 5-40.00 6-40.00 7-40.00 8-40.00 5

ALAN  
HERN  
JOHN  
FERRIS  
-4000

JOSEPH  
CABRAL  
-05-1300

JOSEPH  
CABRAL  
-2500

SEE  
SECTION  
PLAT 5

PATRIOT  
INVESTMENTS  
-1700

PATRIOT  
INVESTMENTS  
-4000

Hells Gulch  
HERN PROPERTIES L.P. -4800

HERN  
PROPERTIES  
L.P. -5400

-04-1810

STIMSON  
LUMBER

STIMSON  
LUMBER  
CO.  
-6000

Exhibit E

KLIANA

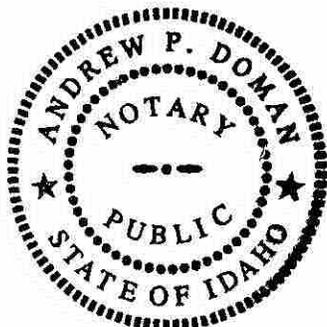
**CERTIFICATION**

The undersigned, KAREN A. SHARRON, Secretary of the St. Maries Fire Protection District, certifies that the attached Resolution No. 01-2009, is a true and correct copy of the Resolution duly adopted by all of the St. Maries Fire Protection District Commissioners at its regular meeting on June 11, 2009.

DATED this 11<sup>th</sup> day of June, 2009.

*Karen A. Sharron*  
KAREN A. SHARRON, Secretary  
St. Maries Fire Protection District

SUBSCRIBED AND SWORN to before me this 11<sup>th</sup> day of June, 2009.

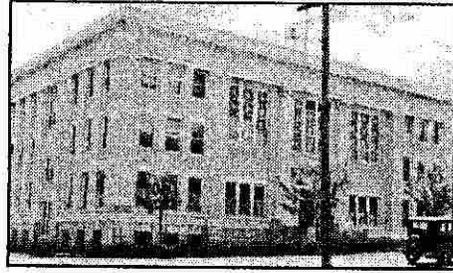


*Andrew P. Doman*  
Notary Public, State of Idaho  
Residing at: ST. MARIES, ID  
Commission expires: 10-15-14  
St. Maries Fire\Annexation-Cabral\certification.wpd

**Board of  
County commissioners**  
245-2234

**Clerk District Court  
Auditor and Recorder**  
245-3212

**Treasurer and  
Tax Collector**  
245-2421



**Prosecuting Attorney**  
245-2564  
**Assessor**  
245-2821  
**Sheriff**  
245-2555  
**Coroner**  
245-2611

*County of Benewah*  
ST. MARIES, IDAHO 83861  
**701 West College Ave. Ste. 106**

June 22, 2009

Idaho State Tax Commission  
Programs Section Manager  
Technical Support Bureau  
P.O. Box 36  
Boise, ID 83722

**RECEIVED**

**JUN 25 2009**

**TECHNICAL SUPPORT**

Re: Benewah County St. Maries Fire Protection District Annexation

Dear Manager,

Pursuant to Idaho Code 63-215 please find enclosed a certified copy of the Order of Annexation in the Matter of the Petition to Annex Certain Real Property into the St. Maries Fire Protection District signed by the Board of Benewah County Commissioners on June 22, 2009.

Also enclosed is a certified copy of Resolution No. 01-2009 of the St. Maries Fire Protection District and an Annexed Property Current District Boundary color map.

You may contact me at (208) 245-2234 or at [jreynolds@benewahcounty.org](mailto:jreynolds@benewahcounty.org) if you have any questions.

Sincerely,

J. Michele Reynolds  
Benewah County Clerk

jmr  
enc

cc: Andrew P. Doman