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TECHNICAL SUPPORT

791160

ORDER OF ANNEXATION

FILED BY
BOCC
2010 APR 20 P 3:06
MARIE SCOTT
BONNER COUNTY RECORDER
CB DEPUTY

This matter having come before the Bonner County Board of Commissioners during a regularly scheduled business meeting on the 20th day of April, 2010 with regard to a request by the Westside Fire District to approve an annexation of a parcel of property into their district.

THE BOARD HEREBY ORDERS AS FOLLOWS:

WHEREAS, a Petition for Annexation was filed by residents of a parcel of property located outside the boundaries of the Westside Fire District;

WHEREAS, said property is located entirely within Bonner County, Idaho;

WHEREAS, the Board of Commissioners of Westside Fire District, on the 21st day of January, 2010 and the 18th day of March, 2010, held public hearing regarding this annexation;

WHEREAS, after that public hearing the Westside Fire District's Commissioners signed an Order of Annexation for said property;

WHEREAS, a certified copy of that Order is attached and incorporated herewith;

WHEREAS, an accurate legal description is provided in the Westside Fire District's Order of Annexation;

NOW, THEREFORE, IT IS HEREBY ORDERED that the subject property described as 23-57N-3W (Section 23) is annexed into the Westside Fire District. This

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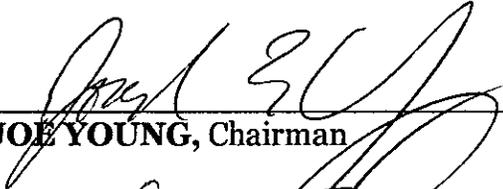
WHEREAS, an accurate legal description is provided in the Westside Fire District's Order of Annexation;

NOW, THEREFORE, IT IS HEREBY ORDERED that the subject property described as 23-57N-3W (Section 23) is annexed into the Westside Fire District. This

Order shall be recorded and the annexed property shall be included on the tax roles pursuant to Idaho Code, Title 31, Chapter 14.

DATED this 20th day of April, 2010.

BONNER COUNTY BOARD OF COMMISSIONERS



JOE YOUNG, Chairman



LEWIS RICH, Commissioner



CORNEL RASOR, Commissioner

ATTEST:



PAMELA VASQUEZ, Deputy Clerk

12/28/2009

RECEIVED

MAR 26 2010

BONNER COUNTY BOCC

12:10 pm

Dear Westside Fire District Commissioners,

The attached ballots are the result of my mailing to all owners of property in 23-57N-3W (Section 23) of Bonner County.

Of the 68 parcels in Section 23, 48 (71%) have voted in favor of annexation to the West Side Fire District.

Consider this a request that Section 23 be annexed to the West Side Fire District as soon as possible.

Sincerely,



Larry Wudarcki-Property Owner

2534 Carr Creek Road

208-265-5968

March 18, 2010

This letter is to give my consent to have a hearing within one hundred eighty days (180) from the time I submitted my request for annexation to 23-57N-3W. Thank you for your consideration in this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "L. E. Wudarcki".

Larry Wudarcki-Property Owner

2534 Carr Creek Road

208-265-5968

LEGAL DESCRIPTION

Exhibit "A"

The area to be annexed into the Westside Fire District is described as follows:

23-57N-3W (Section 23)

Dated this 29 day of March 2010.

Chairman of the Board of Commissioners,
Westside Fire District

State of Idaho)
)ss.
County of Bonner)

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF THE ORIGINAL NOW ON FILE OR RECORDED IN THIS OFFICE.

SEALED ON THIS 29th DAY OF MARCH, 2010.

BY CLERK OF WESTSIDE FIRE DISTRICT

Sue Hewitt



Subscribed and sworn to (or affirmed) before me on this 29th day of March, 2010.

Elisabeth M. Lauber

Notary Public

My Commission Expires on: 9/14/15

I do hereby certify that this is a true and correct copy of this Resolution, this ___ day of March, 2010.

Acting Chair - Neal M. Hunt

William Gadsby
Chairman

WESTSIDE FIRE DISTRICT
P.O. Box 530
Dover, Idaho 83825-0530

RESOLUTION 10-02

This matter having come before the Board of Commissioners of Westside Fire District for public hearing on March 18, 2010, with regard to the annexation into the District of:

23-57N-3W (Section 23)

Into the District, the Board having taken testimony for and against said requested annexation, and having considered the request⁵ in light of the needs and ability to provide services of the District, the Board orders as follows pursuant to Idaho Code 31-1411:

1. It is in the best interests of Westside Fire District too approve the annexation;
2. It is in the best interest of the property owners in the area of the proposed annexation to approve said annexation;
3. No opposition was voiced regarding the proposed annexation, either in writing or at the public hearing;
4. Therefore, the Board of Commissioners of Westside Fire District hereby approves the request for annexation and order said annexation.
5. The accurate legal description of the property to be annexed into Westside Fire District is:

23-57N-3W (Section 23)

A certified copy of this Resolution shall be presented to the Board of Commissioners of Bonner County, State of Idaho, pursuant to Idaho Code 31-1411.

NOTICE OF PUBLIC MEETING
WESTSIDE FIRE DISTRICT
THURSDAY January 21, 2010
Westside Fire District, Dover Station

The Westside Fire District will hold its regular meeting on Thursday, January 21, 2010. This meeting will start at 2:00 PM. The meeting is open to the public and anyone wishing to attend will be welcome. Any person needing special accommodations to participate in the above noticed meeting should contact the Westside Fire District prior to the meeting at 208-265-9745.

AGENDA SUMMARY

ROLL CALL

CONSENT AGENDA

Minutes

Accounts Payable EMS & Fire

UNFINISHED BUSINESS

USDA Project

Four Annexations

Talus Rock Retreat Issue

Health Insurance

New Plow Truck

NEW BUSINESS

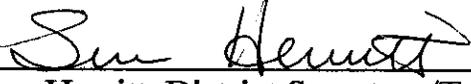
I.S.O. Review

Public Comment: An individual may address the Commissioners on any pertinent subject not on the agenda for up to two (2) minutes. No action may be taken by the Commissioners until such items are placed on the agenda.

Chief's Report

Executive Session as described by State Statute.

DATED this 21st day of January, 2010



Susan Hewitt, District Secretary/Treasurer
Westside Fire District

NOTICE OF PUBLIC MEETING
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Four Annexations

USDA Project

NEW BUSINESS

I.S.O. Review

Public Hearing Larry Wudarcki Annexation

Public Comment: An individual may address the Commissioners on any pertinent subject not on the agenda for up to two (2) minutes. No action may be taken by the Commissioners until such items are placed on the agenda.

Chief's Report

Executive Session as described by State Statute.

DATED this 18th day of March, 2010



Susan Hewitt, District Secretary/Treasurer
Westside Fire District

NOTICE OF PUBLIC HEARING

NOTICE is hereby given that Westside Fire District shall conduct a Public Hearing on Thursday March 18, 2010 at Westside Fire District, 825 Railroad Avenue, Dover, Idaho, commencing at 2:00 p.m., or as soon thereafter as this hearing can be conducted. Said hearing is for the purpose of public input for the following:

The annexation into the district of 23-57N-3W.

Written comments over one (1) page in length must be received by Westside Fire District, P.O. Box 530, Dover, Idaho 83825-0530, at least twenty-four hours prior to the hearing.

Dated this 25th day of February, 2010.

William Gadsby
Commissioner, Westside Fire District
February 25, 2010

Petition for Annexation into Westside Fire District

Submitted January 4, 2010 by Larry Wudarcki
To The Westside Fire District Commissioners, Bonner County, Idaho

Gentlemen:

Please consider this document and presentation made at your meeting on January 21, 2010 a formal Petition for Annexation of my property into The Westside Fire District. This request is made in accordance with Idaho Statutes, Title 31, Chapter 14 and listed as 31-1411 – Annexation of Territory in Same County. A complete copy of 31-1411 is attached to this Petition.

Also required as part of the Petition process, and attached for your review, is a legal description of the property and a map showing the location of the property in relation to Township 57N Range 3W Section 23 which is part of the Westside Fire District. These items were sourced and obtained from Bonner County Government records.

Location of the Property (Map attached)

In conclusion, I appreciate your time in the review of this Petition and hope that I've both successfully addressed any questions you may have had, and fulfilled my obligations with regard to the necessary materials required.

I understand that a published notice and hearing on the annexation proposal is now required within 30 days of this Petition. I look forward to appearing before you again and thank you for your consideration.

Sincerely,



Larry Wudarcki

LEGAL DESCRIPTION OF PROPERTY OWNED BY LARRY WUDARCKI
AND SUBMITTED AS PART OF PETITION FOR ANNEXATION INTO
WESTSIDE FIRE DISTRICT

Description:

23-57N-3W (Section 23)

ID	Subdivision	Fire Protec	Block	Lot	First Name	Last Name	Address1	Address2	City	State	Zip Code
13	1st Addition	Y	1	1	John	Blatner	%Annie Gul	1315 Mahc	Rodeo	CA	94572
14	1st Addition	Y	1	2	Annie & Je	Guttenberg	2195 Carr	Creek Road	Sandpoint	ID	83864
15	1st Addition	Y	2	1	Larry & Ma	Wudarcki	2534 Carr	Creek Road	Sandpoint	ID	83864
16	1st Addition	Y	2	2	Larry & Ma	Wudarcki	2534 Carr	Creek Road	Sandpoint	ID	83864
17	1st Addition	N	2	3	Robert & B	Heinrich	P.O. Box 2437		Daphne	AL	36526
18	1st Addition	N	2	4	Robert & B	Heinrich	P.O. Box 2437		Daphne	AL	36526
19	1st Addition	N	2	5	Robert & B	Heinrich	P.O. Box 2437		Daphne	AL	36526
20	1st Addition	Y	2	6	Bruce & C	Rahn	10412 Capitol	Peak W	Peyton	CO	80831
21	1st Addition	Y	2	7	Arman	Farmanian	% Jane Kuj	P.O. Box 8	Hayden La	ID	83835
22	1st Addition	Y	2	8	Arman	Farmanian	% Yellowst	P.O. Box 1	Coeur d'Al	ID	83816
23	1st Addition	Y	2	9	David & Ci	Marx	1452 Carr	Creek Road	Sandpoint	ID	83864
24	1st Addition	Y	2	10	Doug & Me	Clark	1718 Carr	Creek Road	Sandpoint	ID	83864
25	1st Addition	N	3	1	Edward	Ohlweiler	1491 Carr	Creek Road	Sandpoint	ID	83864
26	1st Addition	Y	3	2	Jeremy & F	Feathersto	1555 Carr	Creek Road	Sandpoint	ID	83864
27	1st Addition	Y	3	3	Owen	Marcus	219 Cedar	Suite A	Sandpoint	ID	83864
28	1st Addition	Y	3	4	Gregory	Farmanian	1584 Parkview		Manteca	CA	95336
31	Carr Creek	Y		1	Albert J.	Helgenberg	236 Homestead	Loop	Sandpoint	ID	83864
32	Carr Creek	N		2	Harry & Ja	Massaro	1160 W. 50th	Street	Loveland	CO	80538
33	Carr Creek	Y		3	John & Mic	Shaw	316 Homestead	Loop	Sandpoint	ID	83864
34	Carr Creek	Y		4	Michael	Sanguinetti	726 Donner	Hill Circle	Salt Lake	UT	84108
35	Carr Creek	Y		5	Stephanie	Rasor	P.O. Box 405		Ponderay	ID	83852
36	Carr Creek	N		6	Chris L.	Thurlow	P.O. Box 2443		Sandpoint	ID	83864
37	Carr Creek	Y		7	Mark & Ro	Pitts	435 Woodview	Road	Sandpoint	ID	83864
38	Carr Creek	Y		8	Mark & Ro	Pitts	435 Woodview	Road	Sandpoint	ID	83864
39	Carr Creek	N		9	John & Ami	Sparger	19325 Laurel	Lane	Romana	CA	92065
40	Carr Creek	N		10	John & Ami	Sparger	19325 Laurel	Lane	Romana	CA	92065
41	Carr Creek	Y		11	John & Mu	Rodrigues	15501 Schuster	Road	Wilbur	WA	99185
42	Carr Creek	Y		12	Stephen &	Hay	23053 Roundup	Way	Apple Valle	CA	92308
43	Carr Creek	Y		13	Stephen &	Hay	23053 Roundup	Way	Apple Valle	CA	92308
44	Carr Creek	N		14	Frank & Ly	Scialabba	421 Woodridge	Road	Henderson	NV	89015
45	Carr Creek	Y		15	Mark	O'Sullivan	416 23rd	Place	Manhattan	CA	90266
46	Carr Creek	Y		16	Dennis	Newsholm	187 Wapiti	Drive	Sandpoint	ID	83864
47	Carr Creek	Y		17	James Kat	Nancy Hill	69 Wapiti	Drive	Sandpoint	ID	83864
48	Carr Creek	N		18	Ed	Pederson	P.O. Box 919		Troy	MT	59935
49	Carr Creek	Y		19	Peter & Ka	Freeman	P.O. Box 157		Dover	ID	83825
50	Carr Creek	Y		20	Patrick & J	Sevier	1656 Gun	Club Road	Sagle	ID	83860

51	Carr Creek	Y	21A	Eugene & Vancor	9028 S. Michael Way	Sandy	UT	84093
52	Carr Creek	Y	21B	Robert Mills	P. O. Box 1156	Sagle	ID	83860
53	Carr Creek	Y	22A	Dennis & C Robertson	108 Brook Drive	Sandpoint	ID	83864
54	Carr Creek	Y	22B	James & C Smith	133 Marlee Drive	Sandpoint	ID	83864
55	Carr Creek	Y	23A	James & K Flaherty	136 Brook Drive	Sandpoint	ID	83864
56	Carr Creek	Y	24A	John & Dal Dibble	525 S. Florence	Sandpoint	ID	83864
57	Carr Creek	Y	25	John R. Deacon	1106 Carr Creek Road	Sandpoint	ID	83864
58	Carr Creek	N	26	Robert & B Heinrich	P. O. Box 2437	Daphne	AL	36526
59	Carr Creek	Y	27	Alex & Katl Munson	956 Carr Creek Road	Sandpoint	ID	83864
60	Carr Creek	N	28	Thomas & Baker	4 Via Menta	Rancho Sa	CA	92688
61	Carr Creek	Y	29	Randall & i Pappas	1100 Homestead Rdg.	New Braun TX		78132
62	Carr Creek	Y	30	Susan & C Jacintho	22020 131st Place S.E	Kent WA		98031
63			0010	Lonny & M Harris	551 Cribbs Road	Placerville CA		95667
64		Y	1200	Christina L Smith	P. O. Box 130	Dover	ID	83825
65			1650	Jerry M. Dunnun	8407 Cole Street	Downey CA		90242
66		Y	2250	Rocky Jordan	902 Homestead Loop	Sandpoint ID		83864
67		Y	3150	Ray & Don Kalinski	P. O. Box 700743	St. Cloud FL		34770
68			7880	Jeffery M. Dunnun	8407 Cole Street	Downey CA		90242
69		Y	8100	Sally L. Peek	346 Hartnell Road	Santa Mari CA		93455
70	Elk Hills		1	Sean & Evi Canfield	PSC 103 Box 2583	Apo AE		09603
71	Elk Hills	N	2	Arnold Grant	P. O. Box 2653	Kirkland WA		98083
72	Elk Hills	Y	3	Polar Enterprises	5426 S. Quail Ridge C	Spokane WA		99223
73	Jordan's Mtn. Vista	Y	1	Jacqueline Taylor	4023 West Main	Houston TX		77027
74	Jordan's Mtn. Vista	Y	2	Brian & He Jordan	902 Homestead Loop	Sandpoint ID		83864
75	Jordan's Mtn. Vista		3	Agneta Skau	1650 Timber Walk Wa	Paradise CA		95969
76	Jordan's Mtn. Vista		4	Agneta Skau	1650 Timber Walk Wa	Paradise CA		95969
77	Caribou Ridge	Y	1	John Messersch	8702 Sandpines Drive	Bakersfield CA		93312
78	Caribou Ridge	Y	2	Raymond Kimmitt	3605 Cobblestone Lar	Idaho Falls ID		83404
79	Caribou Ridge	Y	3	Charles Starr	P. O. Box 2604	Gearhart OR		97138
80	Nesting Boulder	Y	1	Shawn Riffe	P. O. Box 3	Dover	ID	83825
81	Nesting Boulder	Y	2	Shawn Riffe	P. O. Box 3	Dover	ID	83825
82	Nesting Boulder	Y	3	Shawn Riffe	P. O. Box 3	Dover	ID	83825

IDAHO STATUTES

TITLE 31

COUNTIES AND COUNTY LAW

CHAPTER 14

FIRE PROTECTION DISTRICT

31-1411. ANNEXATION OF TERRITORY IN THE SAME COUNTY_PETITION_HEARING_ORDER_CERTIFICATION TO COUNTY COMMISSIONERS_ALTERNATE PROCEDURE_ELECTION. After the organization of a fire protection district, additional contiguous or noncontiguous territory lying within the same county may be added thereto and shall thereupon and thenceforth be included in such district. Noncontiguous territory annexed to an existing fire protection district shall consist of not less than forty (40) contiguous acres. At least seventy-five percent (75%) or more of the owners or contract purchasers of the land sought to be annexed shall petition the fire protection board and request annexation of the territory particularly described in said petition. Upon receipt of any such petition the fire protection board shall hold a hearing not less than ten (10) nor more than thirty (30) days thereafter, or upon the written consent of the petitioner within one hundred eighty (180) days, and said board shall cause notice of such hearing, designating the time and place, to be published in at least one (1) issue of the newspaper of general circulation within the district. Any person supporting or objecting to such petition shall be heard at such hearing, if in attendance, and at the close of such hearing said board shall approve or reject said petition. If the board approves said petition it shall make an order to that effect and certify a copy of said order containing an accurate legal description of the annexed territory to the board of county commissioners of the county where said fire district is situated. Said board of county commissioners shall thereupon enter an order of annexation and cause the same to be recorded so as to include the annexed property on the tax rolls as in this chapter provided. In the event that more than twenty-five (25%) of the owners or contract purchasers of the territory may nevertheless be annexed by the affirmative vote of a majority of the qualified electors of such additional territory voting on the question at an election held therefore, which vote may be taken at an election held as provided in section 31-1405, Idaho Code. But such additional territory shall not be annexed to or be included within the district unless such annexation and inclusion be first approved by the fire protection board of the existing district by resolution entered on the minutes of such board prior to the election on the question of annexation. The same procedure shall be adopted as provided in sections 31-1402 through 31-1406, Idaho Code.

SECTION 23

TOTAL LOTS 68
 FOR ANNEXATION 51
 AGAINST " " 13
 NO RESPONSE 4
 (75%)

ID	Subdivision	Fire Protect	Block	Lot	First Name	Last Name	Address1	Address2	City	State	Zip Code
13	1st Addition	Y	1	1	John	Blatner	%Annie Gul	1315 Mahd	Rodeo	CA	94572
14	1st Addition	Y	1	2	Annie & Je	Guttenberg	2195 Carr	Creek Road	Sandpoint	ID	83864
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03/18/2010

CARR CREEK (SECTION 23)

Elk Hills 1

Sean & Eva Canfield

PSC 103

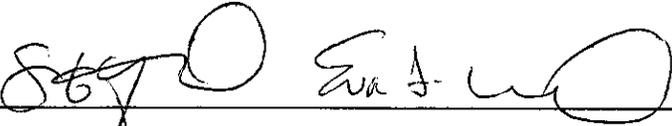
Box 2583

Apo, AE 09603

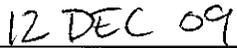
Check One

I Wish to Join the Westside Fire District.

I do not wish to join the Westside Fire District.



Lot owners Signature



Date

CARR CREEK (SECTION 23)

Jordan's Mtn. Vista Lot 4

Agneta Skau

1650 Timber Walk Way

Paradise, CA 95969

Check One

I Wish to Join the Westside Fire District.

I do not wish to join the Westside Fire District.

Brigit Landholt

Lot owners Signature

3-18-10

Date

NEW ADDITION
SEC 23

