

RESOLUTION NO. 2010-05-088

A RESOLUTION AND ORDER AUTHORIZING THE ANNEXATION OF LENORE INTO THE BIG CANYON FIRE DISTRICT (BCFD), AND FURTHER PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Idaho Code § 31-1411, the Board of County Commissioners of the Big Canyon Fire District (BCFD) has issued an order finding it in the best interest of both the BCFD and the Lenore land owners and contract purchasers that the territory as described in the attached petition, legal description, and map be annexed to the BCFD; and

WHEREAS, pursuant to Idaho Code § 31-1411, the Board of County Commissioners has reviewed and approved said order.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1: The Nez Perce County Board of Commissioners hereby declares the territory described in the attached petition, legal description, and map annexed into the BCFD and to be included on the tax rolls as per the requirement of Title 31, Chapter 14, Idaho Code.

Section 2: This Resolution shall take effect and be in force from and after its passage and approval.

This Resolution is duly approved and adopted by the Board of Nez Perce County Commissioners on the 24th day of May, 2010.

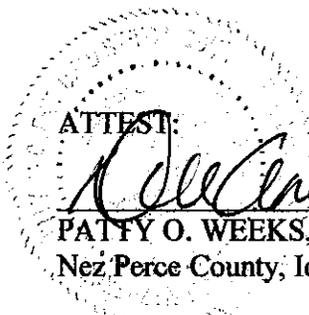
INST. NO. 780898
FILED FOR RECORD
FEE MC REC. BY NEZ PERCE COUNTY COMMISSIONERS
2010 MAY 26 PM 12 21
PATTY O. WEEKS
RECORDER, NEZ PERCE CO. ID.
BY R. Lewis DEPUTY

BOARD OF COUNTY COMMISSIONERS
Nez Perce County, Idaho

Douglas A. Zenner
DOUGLAS A. ZENNER, Chairman
Nez Perce County Commissioners

Ronald V. Wittman
RONALD V. WITTMAN, Member
Nez Perce County Commissioner

Mike Grow
MIKE GROW, Member
Nez Perce County Commissioner



ATTEST:
Ronald V. Wittman, Deputy
PATTY O. WEEKS, Clerk
Nez Perce County, Idaho

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MAY 18 2010



Nez Perce County Commissioners

Nez Perce County Courthouse

Lewiston, ID 83540

Commissioners,

The named property owners, along with the contiguous property owners in this area request and petition the Nez Perce Commissioners for the annexation into the Big Canyon Fire District (BCFD).

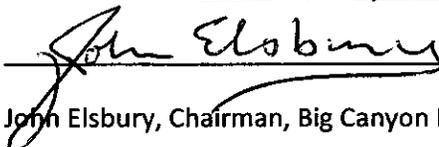
The BCFD proposes to annex that portion of Nez Perce County as illustrated on the included map.

The names and addresses represent over 40 acres of contiguous properties adjacent to the BCFD district as necessary for meeting the minimal area requirements in accordance with Idaho Statute Title 31, Chapter 14 (1411) required for annexation.

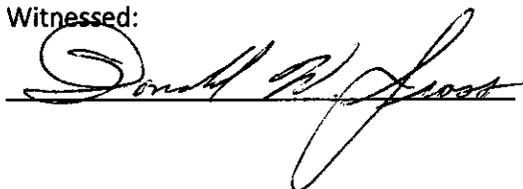
The BCFD Commissioners and BCFD Fire Chief have met and are willing to accept these properties into their jurisdiction which are currently under the Nez Perce County Fire Dpt.

Included with this petition:

- 1. Map of the proposed area
- 2. Property owners signature sheet
- 3. Legal description of affected property
- 4. Passed by the Board and approved by the Chairman this 12 Day of MAY, 2010


 John Elsbury, Chairman, Big Canyon Fire District

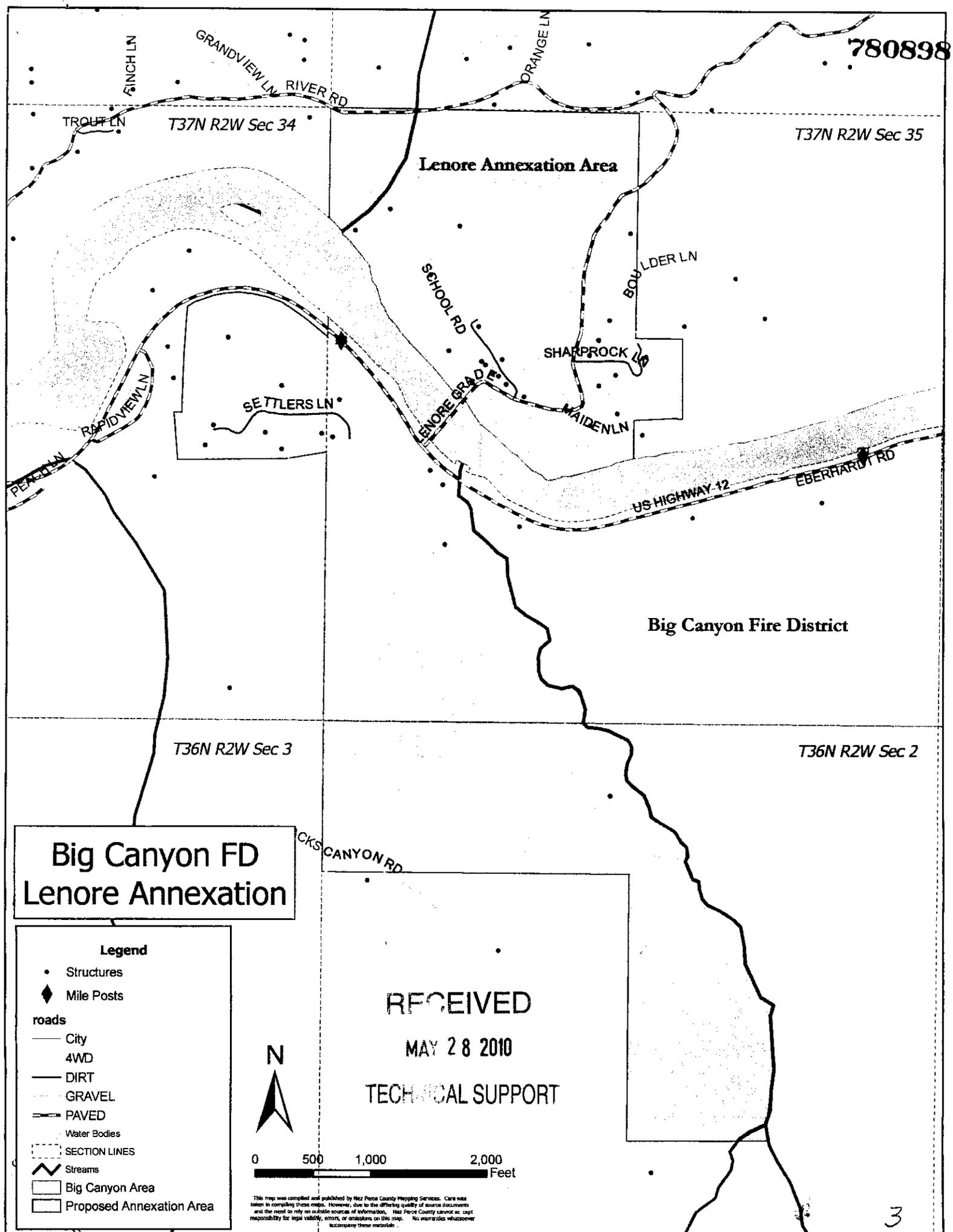
Witnessed:



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**Big Canyon FD
Lenore Annexation**

Legend

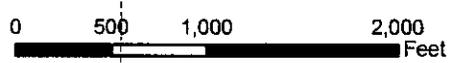
- Structures
- ◆ Mile Posts

roads

- City
- 4WD
- DIRT
- GRAVEL
- PAVED

Water Bodies

- - - SECTION LINES
- ~ Streams
- Big Canyon Area
- Proposed Annexation Area



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This map was compiled and published by Mcz Perce County Mapping Services. Care was taken in compiling these maps. However, due to the differing quality of source documents and the need to rely on outside sources of information, Mcz Perce County cannot accept responsibility for legal validity, errors, or omissions on this map. No warranties whatsoever accompany these materials.

**Order of Big Canyon Fire District,
A municipality of Nez Perce County**

May 12, 2011, at 6:00 P.M., the Big Canyon Fire District (BCFD) Commissioners met at a public hearing at the BCFD Fire Station, 516 Main Street, Peck Idaho, to consider a petition for annexation of Lenore to the BCFD for the following described real property situate in Nez Perce County, Idaho, to-wit:

That part of Section 34 & 35, Township 37 North, Range 2 West and Section 2, Township 36 North, Range 2 West, Boise Meridian described as follows:

Commencing at the Northwest corner of Section 35;

thence Easterly along the North Section line of said Section 35, 2640 feet, more or less, to the center section line of Section 35;

thence South along the center section line 1951.73 feet (per ROS inst. # 676249) to a point in the centerline of a 20' wide road and utility easement;

thence S 89°29'56"E, 404.74 feet;

thence S 00°00'00"E, 691.43 feet;

thence N 89°31'28"W, 54.32 feet;

thence N 00°57'27"E, 7.14 feet;

thence S 86°43'48"W, 154.14 feet;

thence S 86°43'48"W, 208.81 feet to the center section line of Section 35;

thence South along the center section line to the Clearwater River;

thence Westerly along the thread of the Clearwater River to the mouth of Jacks Creek;

thence Southerly along the thread of Jacks Creek (approx. 1.5 miles) to a point lying 300 feet North of the South line of the Northwest quarter of the Southeast quarter (NWSE) of Section 2;

thence West and parallel to the South line of the Northwest quarter of the Southeast quarter (NWSE) to the center section line of said Section 2;

thence North along the center section line of Section 2 to the Northeast corner of the Southeast quarter of the Northwest quarter (SENE);

thence West along the south line of the North half of the Northwest quarter(N1/2NW) to the West line of Section 2;

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thence North along the West line of Section 2, continuing North along the West line of Section 35, to a point lying 2312.46 North of the Southwest corner of Section 35 to a point in the center line of the County Road;

thence S 80°53'17"W, 352.92 feet;

thence S 89°27'15"W, 940.26 feet;

thence N 4°27'54"W, 375.78 feet to the Northwest corner of the Northeast quarter of the Southeast quarter (NESE) of Section 34;

thence N 89°27'35"E along the South line of Gov. Lot 6, 69.74 feet, to the southwest corner of the 10.88 acre parcel shown on ROS inst. # 629279;

thence N 02°21'49"E, 300.26 feet to a 1 ½" iron bar set by LS 833;

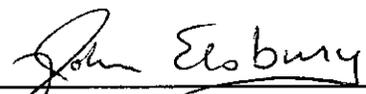
thence N 02°06'14"E, 462.31 feet (per inst. # 629279) to the South right of way line of HWY 12;

thence Easterly along the south right of way line of Highway 12 to the East line of Section 34;

thence North along the section line between Sections 34 & 35 to the point of beginning.

It is accordingly the order of the Commissioners of the Big Canyon Fire District that the above described real property be annexed to the Big Canyon Fire District and that duplicates of this order be delivered to the Nez Perce County Commissioners.

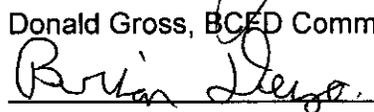
DATED this 12th day of May, 2008.



 John Elsbury, BCFD Commissioner



 Donald Gross, BCFD Commissioner



 Brian Deyo, BCFD Commissioner

Brian Deyo, BCFD Commissioner

ATTEST:



 Penny Hasenoechrl

Clerk Treasurer, BCFD

LENORE ANNEXATION BY BIG CANYON FIRE DISTRICT

WHEREAS, the Big Canyon Fire District (BCFD) was organized in Nez Perce County in order to provide uniform fire protection equitably to Peck and the surrounding community; and

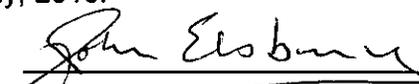
WHEREAS, the land owners of Lenore desire the same level of fire protection as their Big Canyon Fire District neighbors; and

WHEREAS, at least 75% or more of the land owners or contract purchasers of Lenore have petitioned to join the Big Canyon Fire District, and after the public hearing held May 12, 2010 at 6:00 PM, no objections have been made;

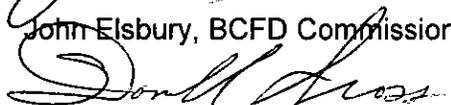
NOW, THEREFORE, BE IT RESOLVED:

The Board of Commissioners of the Big Canyon Fire District (BCFD) finds that it is in the best interest of both the BCFD and the Lenore land owners and contract purchasers that the territory as described in the attached petition, legal description, and map be annexed to the BCFD. We hereby request that the Board of Nez Perce County Commissioners declare the said territory here to fore described to be annexed to BCFD and cause the same to be recorded so as to include the annexed property on the tax rolls as per the requirements of Title 31, chapter 14, Idaho Code.

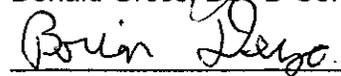
PASSED BY THE BOARD THIS 12th DAY OF May, 2010.



John Elsbury, BCFD Commissioner



Donald Gross, BCFD Commissioner



Brian Deyo, BCFD Commissioner

ATTEST:



Penny Hasenoehrl

Penny Hasenoehrl

Clerk Treasurer, BCFD

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Big Canyon Fire District panel schedules meeting

PECK — Big Canyon Fire District commissioners will conduct a public meeting at 6 p.m. Wednesday to gather input on several items. The meeting will be in the fire house at Peck.

Items include a \$53,000 grant for turnout gear obtained by Fire Chief Ran-

dy Maas, annexation of Lenore area residents into the district, and possible construction of a new fire house on land donated by Nez Perce County.

A representative of the Clearwater Economic Development Association will be present to answer questions.

EVERYONE HAS A STORY. DAVID JOHNSON PROVES IT EVERY FRIDAY IN THE TRIBUNE.

LMT
5/11/10

Commissioners meeting for Big Canyon Rural Fire District set for May 12

By Commissioner Donald Gross

The Fire Commissioner's meeting for Big Canyon Rural Fire District is scheduled for Wednesday, May 12, at 6 p.m. and will be held at the firehouse in Peck. The public is welcome.

Items of interest to be discussed is the \$53,000 grant secured by Chief Maas for turnout gear, the annexation of Lenore residents into the fire district, new construction of a firehouse on land given to the fire district by the county. Fire district patrons are encouraged to attend and give input and suggestions on the new construction.

A representative of Clearwater Economic Development Association (CEDA) will be available to answer questions.

CLEARWATER
5-12-10

Commissioners meeting for Big Canyon Rural Fire District set for May 12

The Commissioner's meeting for Big Canyon Rural Fire District is scheduled for Wednesday, May 12, at 6 p.m. and will be held at the firehouse in Peck.

Among the many topics to be discussed are the \$52,000 grant for turnout gear and the annexation of homes in the Lenore area into the Big Canyon Rural Fire District. Also planned for the agenda is reopening the discussion concerning the new firehouse. Discussions will also include a representative from the Clearwater Economic Development Agency (CEDA).

The public is invited and fire district patrons are urged to attend. The discussion and suggestions of all participants will be appreciated.

CLEARWATER
4/29/10

CLEARWATER

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PETITION FOR ANNEXATION INTO THE BIG CANYON RURAL FIRE DISTRICT

We the undersigned being property owners evidenced by title, situated in the Nez Perce County do hereby petition the Big Canyon Rural Fire District Board of Commissioners, Nez Perce Board of Commissioners for annexation into the Big Canyon Rural Fire District.

The territory to be annexed is commonly known as Lenore, ID as described in the attached legal description and map.

Regards,

St Nissen 27/APRIL 2010

Steven Nissen,

Representative on behalf of the undersigned.

Witnessed:

Jim K. O'Neil 4-27-10

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PROPOSED ANNEXATION FOR BIG CANYON FIRE DISTRICT

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That part of Section 34 & Section 35, Township 37 North, Range 2 West of the Boise Meridian & Section 2, Township 36 North, Range 2 West of the Boise Meridian described as follows:

Commencing at the Northwest Corner of Section 35, thence Easterly along the North Section line of said Section 35, 2640 feet, more or less, to the Center Section line of Section 35; thence South along the Center Section line 1951.73 feet (per ROS instrument number 676249) to a point in the centerline of a 20' wide road and utility easement; thence S89°29'56"E, 404.74 feet; thence S00°00'00"E, 691.43 feet; thence N 89°31'28" W, 54.32 feet; thence N 00°57'27" E, 7.14 feet; thence S86°43'48" W, 154.14 feet; thence S86°43'48" W, 208.81 feet to the Center Section line of Section 35; Thence South along the Center Section line to the Northeast corner of the Southeast of the Southwest; Thence westerly along the North line of the Southeast quarter of the Southwest quarter to Jacks Creek; thence Southerly along the thread of Jacks Creek to a point lying 300 feet North of the South line of the Northwest Quarter of the Southeast Quarter of Section 2, Township 36 North, Range 2 West of the Boise Meridian; thence Westerly and parallel to the South line of the NWSE to the Center Section line of said Section 2; thence Northerly along the Center Section Line of Section 2 to the Northeast Corner of the Southeast Quarter of the Northwest Quarter (North 1/16 Corner); thence Westerly along the North 1/16 quarter section line to the West line of Section 2; thence North along the West line of Section 2, Township 36 North, Range 2 West continuing North along the West line of Section 35, Township 37 North, Range 2 West to a point lying 2312.46 North of the Southwest corner of Section 35 to a point in the center line of the County Road; thence S80°53'17"W, 352.92 feet ; thence S89°27'15"W, 940.26 feet; thence N 4°27'54" W, 375.78 feet to the Northwest corner of the Northeast of the Southeast corner of Section 34, Township 37 North, Range 2 West; thence N89°27'35"E along the South line of Gov. Lot 6, 69.74 feet, to the southwest corner of the 10.88 acre parcel on ROS Instrument number 629279; thence N 02°21'49" E, 300.26 feet to a 1 1/2" iron bar set by LS 833; thence N 02°06'14" E 462.31 feet (per inst. # 629279) to the South line of Highway 12; thence easterly along the south right of way line of Highway 12 to the East line of Section 34; thence North along the Section line Between Sections 34 & 35 to the point of beginning.

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Printed Name

Address

Signature

780898

Date

Printed Name	Address	Signature	Date
Stoker	182 Summit Grade	<i>Sandra Stoker</i>	2/22/10
Carroll <i>IN CA.</i>	33905 Settlers Lane		
Nissen	34071 Settlers Lane	<i>Shirley Nissen</i>	2/17/10
Fields	33829, Settlers Lane	<i>Tate J.</i>	2-21-10
Schellhammer	33930 Settlers Lane	<i>P. Schellhammer</i>	2/21/10
Schutzius	20230 Summit Grade	<i>Karen Schutzius</i>	2/21/10
Rhett	19517 Honeysuckle	<i>Ron Rhett</i>	3/25/10
Hayes	19373 Honeysuckle		
SUMMERS	37966 Hwy 12	<i>Karen Summers</i>	3/28/10
HAYES LARRY	19501 Honeysuckle	<i>Larry J. (Joe) Hayes</i>	3/25/10
CHET <i>Eddy</i>	19512 Honeysuckle Ln.	<i>Chet Eddy</i>	3/28/10
MARBLE	34377 MAIDEN LN.	<i>William Marble</i>	4/11/10
COOK, CLARENCE <i>MARYLOU</i>	19770 LENORE GRADE	<i>Marjorie Cook</i>	3/25/10
INLAND TELE.	19858 SUMMIT GR.	<i>Inland Tel. Co. Leg. J.B.</i>	4-2-10
Johnson	33954 SETTLERS LN	<i>Earl Johnson</i>	4-11-10
LOFT	34414 Boulder LN Lan	<i>Bill Loft</i>	4/6-10
SULLIVAN	19245 LENORE GR.	<i>Bill Sullivan</i>	4/6/10
RIST	33943 Settlers Lane	<i>Mark Rist</i>	4/7/10
GOLDING, TERRY	34425 MAIDEN LANE.	<i>Terry Golding</i>	4/9/10
Heitmanek, Lucinda	19722 Lenore Grade	<i>L. Heitmanek</i>	9 APR 10
Jost ✓	19355 School Road, 836-5469	<i>Phillip Jost</i>	2/23/10
Hesler ✓	19255 School Road	<i>Lance Hesler</i>	3-27-10
Kusler ✓	19232 School Road, 836-5644	<i>James P. Kusler</i>	2/24/10
Rhett ✓	19357 School Road, 836-5703	<i>Wick Rhett</i>	2/24/10
Hayes ✓	19373 Honeysuckle, 836-5671	<i>Christopher Hayes</i>	03-25-10
Rockefeller ✓	34430 Shamrock Lane, 836-5513 <i>SHARP ROCK</i>	<i>Marian Rockefeller</i>	2/24/10
Coursey ✓	34554 Shamrock Lane, 836-5502 <i>SHARP ROCK</i>	<i>Roy Coursey</i>	2/24/10
Zander ✓	34449 Boulder Lane, 836-5496	<i>Paul Zander</i>	4-6-10
Eke Sr.	19827 Summit Grade	<i>Paul Eke</i>	3/26/10