

**SAM OWEN FIRE DISTRICT
ORDER OF ANNEXATION
CLOUDSLEDGE CONSERVATION TRUST PROPERTY**

170

This matter having come before the Bonner County Board of Commissioners during a regularly scheduled business meeting on the 30th day of August, 2016 with regard to a request by the Sam Owen Fire Protection District to approve the annexation of the Cloudsledge Conservation Trust property pursuant to Idaho Code 31-1411; and

WHEREAS, a Petition for Annexation of the Cloudsledge Conservation Trust property was filed with the Sam Owen Fire Protection District; and

WHEREAS, said property is located entirely within Bonner County, Idaho and is immediately adjoining the boundaries of the fire district; and

WHEREAS, the Board of Fire Commissioners of the Sam Owen Fire Protection District, scheduled and published notice of a public hearing regarding this annexation; and

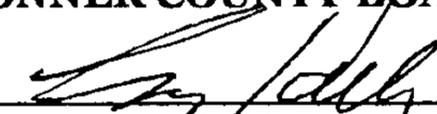
WHEREAS, on the 13th day of July, 2016 at that public hearing the Sam Owen Fire Protection District Commissioners approved a Resolution approving the Annexation of the aforementioned territory. A certified copy of the Resolution is attached and incorporated herewith; and

WHEREAS, an accurate legal description has been provided as set forth in the Sam Owen Fire Protection Districts Resolution/Order of Annexation.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Cloudsledge Conservation Trust property is annexed into the Sam Owen Fire Protection 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 30 day of August, 2016.

BONNER COUNTY BOARD OF COMMISSIONERS



Cary Kelly, Chairman



Glen Bailey, Commissioner

Absent

Todd Sudick, Commissioner

ATTEST: Michael Rosedale

By: 

Deputy Clerk

REC'D SEP 08 2016

SAM OWEN FIRE DISTRICT
RESOLUTION NO. 1502
Annexation of Cloudsledge Conservation Trust

WHEREAS: Idaho Code 31-1411 provides that the Board of Sam Owen Fire District Commissioners may accept petition to annex properties that are immediately adjoining the boundaries of the existing fire district into which annexation is sought; and,

WHEREAS: Idaho Code 31-1411 provides that 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 a newspaper of general circulation within the district; and,

WHEREAS: The Board of Sam Owen Fire District Commissioners upon receipt of the attached petition has also received from the petitioner written consent to hold the hearing more than thirty (30) days from the date of the petition. The board has caused to be published in the Bonner County Daily Bee, a newspaper of general circulation in Bonner County, Idaho a notice of and has held a public hearing within one hundred and eighty (180) days of receipt of the petition in compliance with Idaho Code 31-1411 and no person objected to the annexation; and,

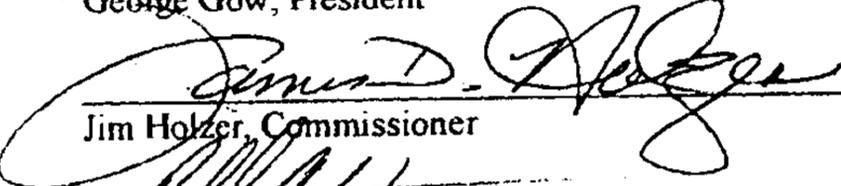
NOW, THEREFORE, BE IT RESOLVED by the Sam Owen Fire District Board of Commissioners that we approve of the annexation of the territory identified in the attached legal description.

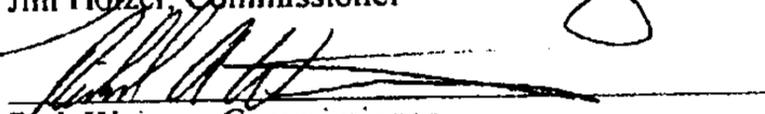
IT IS ALSO RESOLVED that the Sam Owen Fire District Commissioners direct the secretary to submit a copy of this said order containing an accurate legal description to the Bonner County Board of Commissioners so that they can enter an order of annexation and cause the same to be recorded so as to include the annexed property on the tax rolls.

ADOPTED as a Resolution of the Board of Commissioners, upon a Motion made by Commissioner Holzer, seconded by Commissioner Weimer, upon which a majority vote was had on the 13th day of July 2016.

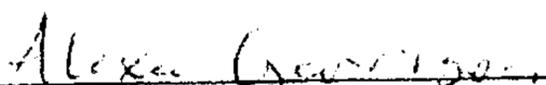
SAM OWEN FIRE DISTRICT BOARD OF COMMISSIONERS


George Gow, President


Jim Holzer, Commissioner


Rick Weimer, Commissioner

ATTEST: I certify that the forgoing is a true and correct action taken by the Commissioners of the Sam Owen Fire District at the above stated meeting:

By: 
Secretary to the Board of Fire Commissioners

Date: 7/13/16

PETITION TO ANNEX LANDS LOCATED IN BONNER COUNTY,
STATE OF IDAHO, INTO THE SAM OWEN FIRE PROTECTION DISTRICT
LOCATED IN BONNER COUNTY, STATE OF IDAHO.

Pursuant to Idaho Code section 31-1411, we, the below signed holders of the title to lands in Bonner County, State of Idaho, and whose property is immediately adjoining the boundaries of the fire district, do hereby request and petition the Board of Commissioners for the Sam Owen Fire Protection District, State of Idaho, County of Bonner, to annex said lands located:

QUITCLAIM DEED 615509

Legal Description for: Cloudsledge Conservation Trust

- Parcel A. The West Half of Section 20, lying north of the Burlington Northern railroad right of way, Township 56 North, Range 2 East, Boise Meridian;
- Parcel B. The Northwest Quarter of the Southwest Quarter of the Northwest Quarter of Section 20, lying south of the Burlington Northern railroad right of way, Township 56 North, Range 2 East, Boise Meridian;
- Parcel c. The West Half of the Southeast Quarter of Section 20, lying north of the Burlington Northern railroad right of way, Township 56 North, Range 2 East, Boise Meridian;
- Parcel D. Alamo Mining Claim #2, Section 20, Township 56 North, Range 2 East, Boise Meridian,; and, Cloudsledge Placer Claim #1, Section 20, Township 56 North, Range 2 East, Boise Meridian;
- Parcel E. The North Half of the Southwest Quarter, the North Half of the Northwest Quarter of the Southeast Quarter, and the North Half of the South Half of the Northwest Quarter of the Southeast Quarter of Section 17, Township 56 North, Range 2 East, Boise Meridian;
- Parcel F. In Section 18, Township 56 North, Range 2 East, Boise Meridian, Bonner County, Idaho:
Commencing at the Southeast corner of the North Half of the Southeast Quarter and proceeding North along the East line of the Section line 325 feet; thence West 275 feet, more or less, to the centerline of Highway; thence South 325 feet to the South line of the North Half of the Southeast Quarter of said Section 18; thence East along the said line to the point of beginning;
- ~~Parcel G. Government Lot 6 of Section 10, Township 56 North, Range 2 East, Boise Meridian.~~ JAG
initial

WARRANTY DEED INSTRUMENT # 821348

- Parcel 1: The Southwest quarter of the Southwest quarter of Section 17, Township 56 North, Range 2 East, Boise Meridian, Bonner County, Idaho.
- Parcel 2: The Southeast quarter of the Southeast quarter of Section 18, Township 56 North, Range 2 East, Boise Meridian, Bonner County, Idaho.

| NAME (PRINTED) | SIGNATURE | ADDRESS | CITY/POST OFFICE | DATE |
|-----------------|-----------|------------|------------------|---------|
| D. ARTHUR GREEN | | PO BOX 158 | HOPE, ID 83836 | 5/24/16 |

STATE OF IDAHO)
:SS.

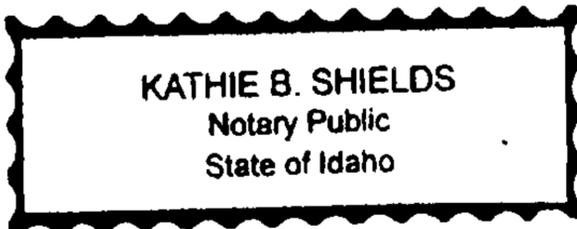
COUNTY OF BONNER)

I, Robert Wathon, being first duly sworn, say: That every person who signed this sheet of the foregoing petition signed his or her name thereto in my presence: I believe that each has stated his or her name, Post Office address and residence correctly, that each signer is property owner in the State of Idaho, County of Bonner.

Signed: Robert Wathon
Address: 17 Old Sam Owen Dr.
Hope, ID. 83836

SUBSCRIBED AND SWORN to before me this 25 day of May, 2016

(notary seal)



Signed: Kathie B. Shields
Notary Public - State of Idaho
Residing at: Clark Fork, Bonner County
My Commission Expires: Nov 3, 2020

**CLOUDSLEDGE CONSERVATION TRUST
APPOINTMENT OF INTERIM TRUSTEE AND
ACCEPTANCE BY INTERIM TRUSTEE**

NOW, THEREFORE, the Trustees of the Cloudsledge Conservation Trust, an Idaho charitable trust under trust agreement dated December 10, 1997 (the "Trust"), hereby declare and do the following:

(a) The Trustee, D. Arthur Green, and Interim, Trustee Mike B. Tuel, unanimously appoint Joanna Giffin to serve as an Interim Trustee who is knowledgeable in financial matters in accordance with the Amendments to the Cloudsledge Conservation Trust adopted by the Trustees on December 22, 2011 and September 4, 2012, respectively;

(b) Joanna Giffin, by execution hereof, delivers and accepts service as Interim Trustee who is knowledgeable in financial matters, such acceptance to be effective on the date first indicated below; and

(c) All of the undersigned declare that this Appointment and Acceptance may be signed, in any number of counterparts and that all such executed pages shall be accepted as one document.

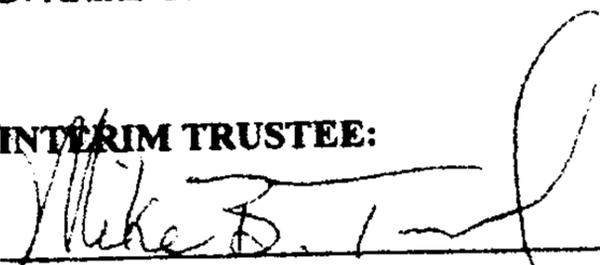
Dated Sept 15, 2012.

TRUSTEES:



D. Arthur Green

INTERIM TRUSTEE:



Mike B. Tuel

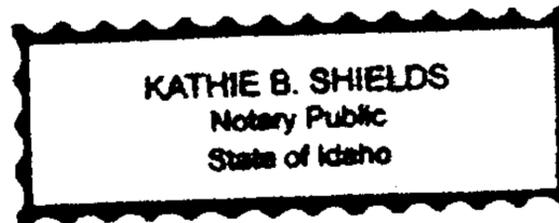
STATE OF IDAHO)
) SS
COUNTY OF BONNER)

Personally came before me this 12 day of Sept, 2012, the above-named D. Arthur Green, to me known to be the person who executed the foregoing instrument as Trustee, and acknowledged the same.

Kathie B. Shields
Notary Public

My Commission Expires:

Nov 3, 2014



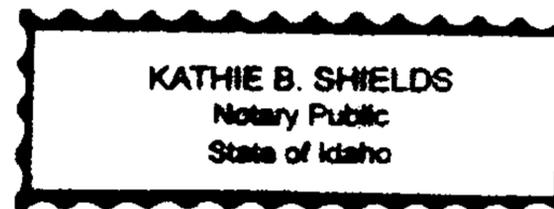
STATE OF IDAHO)
) SS
COUNTY OF BONNER)

Personally came before me this 14 day of September 2012, the above-named Mike B. Tuel, to me known to be the person who executed the foregoing instrument as Interim Trustee, and acknowledged the same.

Kathie B. Shields
Notary Public

My Commission Expires:

11/3/14



ACCEPTED BY THE APPOINTED INTERIM TRUSTEE:

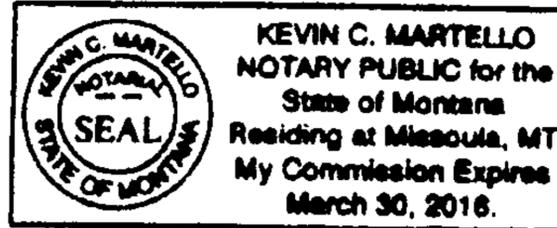
Joanna Giffin
Joanna Giffin

STATE OF IDAHO)
) SS
COUNTY OF BONNER)

Personally came before me this 6 day of Sept, 2012, the above-named Joanna Giffin, to me known to be the person who executed the foregoing instrument in her individual capacity and acknowledged the same.

Kevin C. Martello
Notary Public

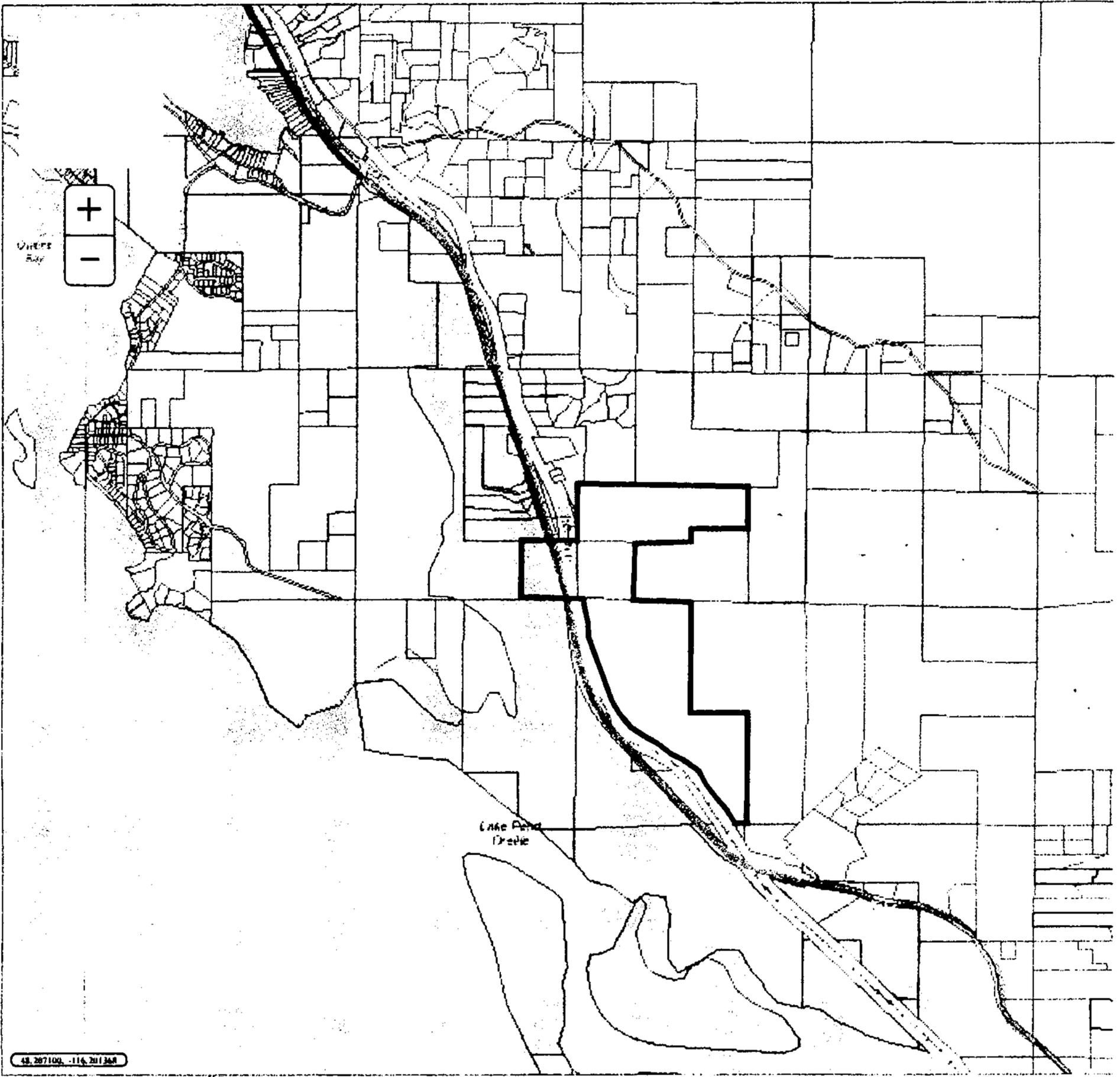
My Commission Expires:



Clear Graphics

Basemap

Feature Labels



48, 207100, -114, 201368

1:25000

54592

return to.
CATHERINE L. DULLEA, CHTD.
Attorney at Law
101 North Fourth Avenue, Suite 204
Sandpoint, ID 83864
Phone: (208) 265-2276
Fax: (208) 265-1556

Instrument # 821348
BONNER COUNTY, SANDPOINT, IDAHO
1-27-2012 03:06:14 No. of Pages: 3
Recorded for : STI
MARIE SCOTT Fee: 16.00
Ex-Officio Recorder Deputy
Index to: WARRANTY DEED

WARRANTY DEED

FOR VALUE RECEIVED, DAVID RUSH, as his sole and separate property, the Grantor, does hereby GRANT, BARGAIN, SELL and CONVEY unto CLOUDSLEDGE CONSERVATION TRUST, a 501(c)(33) a private operating foundation, by and through its Manager Trustee, Douglas Arthur Green and its CPA Trustee, Harold H. Ohata, whose current address is P.O. Box 158, Hope, ID 83805, the Grantee, the following described real property situate in the County of Bonner, State of Idaho, to wit:

Parcel 1:

The Southwest quarter of the Southwest quarter of Section 17, Township 56 North, Range 2 East, Boise Meridian, Bonner County, Idaho.

Parcel 2:

The Southeast quarter of the Southeast quarter of Section 18, Township 56 North, Range 2 East, Boise Meridian, Bonner County, Idaho.

SUBJECT TO real property taxes commencing January 1, 2012.

SUBJECT TO any claim of interest relating to that portion of the herein described property lying within the original 400 foot wide Northern Pacific Railway Company by Act of Congress, dated July 2, 1864, and subject to the restrictions of the Act and subsequent Acts of Congress.

SUBJECT TO any claims arising from the fact that access to the herein described property crosses the Burlington Northern Railroad right of way and is subject to the regulations thereon and any unrecorded licenses or agreements for said access.

SUBJECT TO the rights of the public in and to any portion of said land lying within the boundaries of Denton Road, a county road, and State Highway 200.

SUBJECT TO easement and conditions contained therein:

Recorded: January 19, 1951
Instrument No.: 37150
Book/Page: 17 of Miscellaneous/page 397
In Favor of: Washington Water and Power Company
For: Public utilities and incidental purposes thereto.

SUBJECT TO a perpetual right of way and easement to overflow, flood and submerge a portion of the herein described property, and incidental purposes, upon the terms and provisions therein set forth as conveyed to the United States of America, by Warranty Easement recorded in Bonner County, Idaho:

Instrument No.: 44544
Book/Page: 19 of Miscellaneous/page 465
Recorded: January 8, 1953

SUBJECT TO matters set forth on the Record of Survey recorded September 29, 1995, as Instrument No. 473276, records of Bonner County, Idaho.

SUBJECT TO matters set forth on the Record of Survey recorded June 20, 1996, as Instrument No. 487135, records of Bonner County, Idaho.

SUBJECT TO terms and provision as set forth in the letter from the USA recorded June 20, 1996 as Instrument No. 487136, records of Bonner County, Idaho.

SUBJECT TO matters set forth on the Record of Survey recorded October 20, 1988, as Instrument No. 533141, records of Bonner County, Idaho.

TOGETHER WITH all and singular the tenements, hereditaments, appurtenances, and after acquired title thereto belonging or in anywise appertaining.

AND the above named Grantor does hereby covenant that the above described premises are free from all encumbrances and that he will warrant and defend the above premises against all lawful claims

and demands whatsoever, EXCEPT such rights, easements, covenants, and restrictions as stated above, and health or zoning regulations.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand this 25th day of January, 2012.

David H. Rush
DAVID RUSH

STATE OF WA.)
County of Pierce) ss.

This day personally appeared before me, the undersigned Notary Public, DAVID RUSH, known or proven to me to be the person whose signature is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 25th day of January, 2012.

Craig Steven Fite
Notary Public
Residing at: Tacoma
Comm. Exp: 6-29-13



WAIVER OF TIME TO HOLD PUBLIC HEARING UNDER IDAHO CODE SECTION 31-1411 TO HEAR PETITION
FOR ANNEXATION TO THE SAM OWEN FIRE DISTRICT.

The undersigned has submitted a petition for the annexation of real property into the Sam Owen Fire District (the "Petition"). Idaho Code 31-1411 requires the Sam Owen Fire District to hold a public hearing on the Petition no earlier than 10 days and not later than 30 days from receipt of the Petition unless waived in writing by the petitioner.

The undersigned agrees to waive the holding of the hearing on the Petition to a time convenient to the Board of Commissioners of Sam Owen Fire District, which will be noticed for hearing within the one hundred eighty days allowed under Idaho Code 31-1411.



Petitioner

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)

) ss.

County of Bonner)

Holly Fredericks being first duly sworn on oath, deposes and states:

1. I am a citizen of the United States of America, over the age of 18 years, a resident of Bonner County, Idaho, and am not a party to the proceedings referred to in the attached legal notice
My business address is P.O. Box 159, Sandpoint, Idaho.

2. I am the legals clerk of the Bonner County Daily Bee, a newspaper of general publication in Bonner County, Idaho;

3. Said newspaper has been continuously and uninterruptedly published in Bonner County, Idaho during a period of 12 months prior to the first publication of said Notice, and thereafter.

4. The attached Notice was published in the regular and entire issue of the Bonner County Daily Bee for a period of 1 consecutive weeks, commencing on the 16 day of June, 2016, and ending on the 16 day of June, 2016.

Fredericks

State of Idaho, county of Bonner ss.

On this 16 day of June, in the year of 2016, before me, Katrina George, Notary Public, personally appeared Holly Fredericks, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he (or they) executed the same.

Katrina George
Notary Public

Residing at: Kootenai County

Comm. Exp: ~~MY COMMISSION EXPIRES 8/29/17~~



Sam Owen Fire District
Notice of a Public Hearing
Annexation of the Cloudsledge
Conservation Trust

On petition from the trustee of the Cloudsledge Conservation Trust, the Sam Owen Fire District intends to annex the real property into the Sam Owen Fire District. A complete legal description of the property to be annexed can be obtained from Chief Bob Wathen at the Sam Owen Fire District Station 1 located at the below address.

A Public hearing of the annexation of the subject property will be held at the SOFD Station 1 located at 17 Old Sam Owen Dr., Hope, Idaho, on Wednesday, July 13, 2016 at 6:00 pm.

For further information contact:
264-5745 or sofd@wow-tel.net

SNP LEGAL 3885
JUNE 16, 2016

SAM OWEN FIRE DISTRICT

MEETING AGENDA

Station 1, 17 Old Sam Owen Drive
Wednesday, July 13, 2016 at 6:00 p.m.

- Call to Order:
- Public Hearing - Annexation of Cloudsledge Conservation Trust
- Public comment (3 minutes @ per sign-in sheet):
- Additions or changes to the agenda:
- Review/approve the minutes from the monthly meeting of June 8, 2016
- Sam Owen Station 1
 - Approve/Reject Cloudsledge Petition to Annex
 - Review fire boat information from Eileen Klatt (PIO)
 -
- Sam Owen Station 2
 -
- Community Relations
 - Pancake Breakfast July 23rd
- Chief's Report
 - Calls for the month
 - Equipment status
 - Grant status
 - Volunteer training
- Treasurer's Report
 - Tax and other revenues reported
 - Bill payment authorizations
 - Review of monthly financial activities and bank statements
 - Resolution to transfer funds
- Further discussion:
- Old Business:
 - 3 - 5 year plan
 - Drone status
- New Business:
 -
- Executive Session 67-2345 _____
- Adjourn

Sam Owen Station 1 is accessible to persons with disabilities. Any person needing special accommodations to participate should contact the Fire Chief 24 hours prior to the meeting at 264-5745 or 290-6707.

**Sam Owen Fire District
Commissioner's Meeting
July 13, 2016**

Attendance:

George Gow, District 1 Commissioner, Chairman
Rick Weimer, District 2 Commissioner, Treasurer
Jim Holzer, District 3 Commissioner
Bob Wathen, Fire Chief
Stu Eigler, Accountant, Deputy Chief
Eileen Klatt, Public Information Officer
Chris Popov, Volunteer Fire Fighter
Art Green, Public Attendee, Cloudsledge

Agenda:

The Meeting was called to order at 6:02 P.M. by Chairman George Gow. Please see attached agenda. A motion was made to accept the minutes submitted from the 6/8/16 meeting by Commissioner Jim Holzer and seconded by Commissioner Rick Weimer. No changes to the listed agenda.

A special Public Hearing meeting was called at 6:04 P.M. by Chairman Gow to discuss the annexation request of the Cloudsledge property. This meeting was posted in the local newsletter per Idaho code 67-2343 on 6/15/16. This is a 340 acre property. Art Green attended the meeting as the representative of this property. He is in favor of this annexation.

Art Green informed the SOFD that a new pump house was about to be built. A tunnel from the mine has been blocked up, and is being filled with water. It should hold about 35,000 gallons at about 10 GPM. There are already existing on the property several water storage tanks with an additional 17,000 gallons, fire hydrants and pipes with the proper threading to match the hose at the SOFD. There is also a 300 gallon fire truck. The property is being limbed up and brush is being cleared for additional fire safety. The new pump house should be able to pump 16 GPM uphill when complete. During the winter the property is closed and the roads not maintained. Cloudsledge will give the SOFD a key to the property gates so

that it can have access to the water should it be needed. Bob Wathen has already looked at the roads and access, and says that the equipment will fit on the roads. The SOFD would be responsible for fire coverage only to the area with the buildings on it. No further discussion. Commissioner Jim Holzer makes a motion to accept the petition to annex Cloudsledge and is seconded by Commissioner Rick Weimer. All in favor. Special meeting adjourned at 7:12 P.M.

Resolution 15-02 is made and signed. See attached.

Sam Owen Station 1:

Eileen Klatt has written a synopsis of the fire boat requirements. The Commissioners have reviewed this and made a few minor alterations, but are pleased with it. Eileen Klatt provided a list of possible newsletter articles. This will be the first newsletter that is almost entirely sent only by email. Only a few paper copies will be printed out. This first newsletter will be about 2 pages long. Articles would mention the fire boat, dry hydrants and their effect on safety and insurance premiums. The controlled house burn training. The visit by the school kids, and the Pancake Breakfast. Also, that the green reflective house numbers are still available. The newsletter might also mention that the SOFD is rated by the county. The better the SOFD equipment is, the lower the rating, which will effect everyone's insurance premiums. The SOFD needs to maintain collectively a minimum of 5600 gallons of water and be able to pump 200 gallons of water per minute for 20 minutes to maintain our current rating.

Sam Owen Station 2:

Avista has cleared the area pretty well, but is still storing some equipment on site.

Community Relations:

The final Pancake Breakfast Committee meeting will occur next week. A few supplies are still being lined up. There are full page ads posted for the event in the Sandpoint Magazine, along with the other advertising that is usually done. Trucks with signs will be posted along the highway.

Chief's Report:

There have been 7 calls, five were for fire and two were ALS.

All equipment is in good working order. The broken pressure switch has been repaired.

The IDL Grant for equipment was approved. The SOFD will purchase chaps , pants and helmets etc... Other grants are still open and the SOFD is waiting for the response.

Volunteer training is going well. The SOFD has just finished S131 fire fighting. Seven volunteers have completed these initial training courses. Wild land training and a refresher course on the subject will begin soon. The SOFD can now issue their own Red Card wild land cards. Currently there are 20 volunteers. One extra summer only volunteer has finished application paperwork.

Treasurer's Report:

All the bills that came in were as expected. The SOFD is on target in respect to the budget. The following bills were presented for payment:

| | |
|---|--------------|
| EFTPS | \$882.50 |
| Idaho State tax | \$64.00 |
| Idaho Dept.Of Com. | \$74.40 |
| Alexa Garrison | \$90.00 |
| Avista | \$137.51 |
| Bob Wathen | \$138.54 |
| Bonner County Daily | \$31.56 |
| David Ciulla | \$42.50 |
| Frontier | \$43.75 |
| Hays Chevron | \$175.29 |
| Lawn Lizards,LLC | \$160.00 |
| Panhandle Area Council | \$1,896.30 |
| Panhandle Area Council | \$1,380.00 |
| Stine Electronics | \$256.00 |
| Stuart Eigler | \$4,670.17 |
| Verizon Wireless | \$118.39 |
| VISA | \$1,387.43 |
| Waterfront Properties | \$173.93 |
| Robert L. Wathen | \$1,744.75 |
| Panhandle State Bank Checking account as of 7/13/16 | \$3,907.35 |
| Panhandle State Bank Money Market acct. as of 7/13/16 | \$154,658.40 |

A motion to pay the bills as presented was made by Commissioner Rick Weimer and seconded by Commissioner Jim Holzer.

Further Discussion:

The 3-5 year plan is under the final phase of construction. This subject is tabled until next month.

Old Business:

The 3DR Drone has been purchased along with a tablet and is in Station 1. The infrared camera will be arriving soon. Gimbal will be purchased when available. The Drone will go out on engine #1362 or on one of the command vehicles. These vehicles have extra generators to assist with re powering the Drone. The four chosen drivers/pilots of the Drone are Chief Bob Wathen, Deputy Chief Stu Eigler, Chris Popov, and Daniel Eigler. These four pilots will take the online course. ICRIMP will be adding the Drone onto the policy.

The Commissioner's are currently looking for a new location to hold the SOFD Appreciation dinner. The Commissioner's will also be looking into collecting gifts and donations for the volunteers.

Executive session 67-2345-B is called at 7:48 P.M. roll call is as follows:
George Gow- Aye. Rick Weimer -Aye. Jim Holzer- Aye.
Executive Session ended at 8:12 P.M. Meeting resumed.

The blue shirt with the SOFD logo is to be worn at the Pancake Breakfast by all the volunteers.

Commissioner Jim Holzer makes a motion to adjourn at 8:17, and is seconded by Commissioner Rick Weimer. Meeting adjourned.

Respectfully submitted,

Alexa Garrison, Secretary



STATE OF IDAHO

County of Bonner

I, Michael W. Rosedale, County Recorder in and for the county and state aforesaid, do hereby certify that the foregoing instrument is a true and correct copy of the original thereof recorded in my office by instrument number 894227.

Witness my hand and seal,

The 30 day of Aug, 2016.

BONNER COUNTY RECORDER

Michael W. Rosedale
Deputy