

**RESOLUTION NO. 20-37**

**RIGHT-OF- WAY VACATION  
FOR A PORTION OF CAMP BAY ROAD  
PLANNING DEPARTMENT FILE VS0002-21**

**WHEREAS**, Green Enterprises, Inc. with M3 ID Camp Bay LLC have filed a petition with Bonner County, Idaho for the vacation (abandonment) of that portion of right of way at the end of Camp Bay Road, located within the South 1/2 of Section 18, Township 56 North, Range 1 East, Boise Meridian, Bonner County, Idaho; and

**WHEREAS**, the Bonner County Board of Commissioners held a duly noticed public hearing for the vacation of that portion of right of way at the end of Camp Bay Road, located within the South 1/2 of Section 18, Township 56 North, Range 1 East, Boise Meridian, Bonner County, Idaho (Planning Department File VS0002-21) on April 7, 2021 pursuant to the procedures of Idaho Code §40-203; and

**WHEREAS**, following the duly noticed public hearing, the Bonner County Board of Commissioners did adopt findings of fact and conclusions of law in support of the abandonment of that portion of right of way at the end of Camp Bay Road, located within the South 1/2 of Section 18, Township 56 North, Range 1 East, Boise Meridian, Bonner County, Idaho, concluding that:

- 1.) This proposal is compliant with the vacation criteria and standards set for at Idaho Code §40-203.
  - a. Finding: The vacation is for that portion of right of way at the end of Camp Bay Road, located within the South 1/2 of Section 18, Township 56 North, Range 1 East, Boise Meridian, Bonner County, Idaho.
- 2.) The abandonment of the easement is in the public interest.
  - a. Finding: No public agency or neighbors have objected to the proposed vacation.
- 3.) By granting this petition for vacation that portion of right of way at the end of Camp Bay Road, located within the South 1/2 of Section 18, Township 56 North, Range 1 East, Boise Meridian, Bonner County, Idaho is beneficial to applicant, the public and the County.
  - a. Finding: Granting the vacation allows for less County maintenance, a gated road complete with turnarounds for school bus and snowplow, improved access to the South Camp Bay Properties and private streets.

**WHEREAS**, the Board of Commissioners, pursuant to the petition dated February 4, 2021 acknowledge that the vacated area is already vested in the petitioner, show of record to be Green Enterprises Inc.

**WHEREAS**, pursuant to the Board's condition of approval, the petitioners have paid all legal advertisement and recording costs for the vacation proceedings.

**NOW, THEREFORE BE IT RESOLVED** by the Board of County Commissioners, Bonner County, Idaho that that portion of right of way at the end of Camp Bay Road, located within the South 1/2 of Section 18, Township 56 North, Range 1 East, Boise Meridian, Bonner County, Idaho, described below is hereby vacated.

**BE IT FURTHER RESOLVED** that all easements, franchise rights, appurtenances, or any other interests of any property owner or public utility in or across the property in question shall not be impaired by the granting of the vacation.

**BE IT FURTHER RESOLVED** that Bonner County does hereby grant, deed and convey the vacated right-of-way as described:


ALL that portion of the public right-of-way of Camp Bay Road located within the South 1/2 of Section 18, Township 56 North, Range 1 East, Boise Meridian, Bonner County, Idaho, said right-of-way being a strip of land, the centerline of which is generally described as follows: BEGINNING at the intersection of said Camp Bay Road and the north line of said South 1/2 of Section 18, said intersection point being 250 feet, more or less, westerly of the northeast corner of the NE1/4 SW1/4 of said Section 18; thence in a southeasterly direction along the centerline of said Camp Bay Road approximately 2,550 feet to the High Water Mark of Lake Pend Oreille and the terminus of said road.

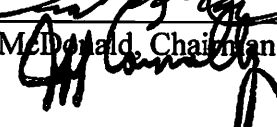
Said strip containing 2.93 acres, more or less.

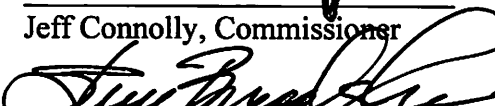
Note: It is the intent of this legal description to describe all portions of the Camp Bay Road public right-of-way lying within the South 1/2 of said Section 18 established by deed, prescriptive use, viewers report or any other conveyance method.

ADOPTED as a Resolution of the Board of County Commissioners of Bonner County, Idaho, upon a majority vote on April 7, 2021.

**BONNER COUNTY BOARD OF COMMISSIONERS**

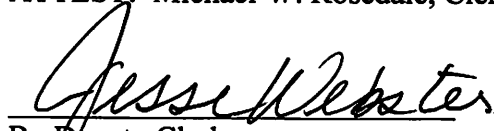
  
Dan McDonald, Chairman

  
Jeff Connolly, Commissioner

  
Stève Bradshaw, Commissioner

Stève Bradshaw, Commissioner

ATTEST: Michael W. Rosedale, Clerk

  
By Deputy Clerk

4/7/21  
Date

Legal: 



J-U-B ENGINEERS, INC.

J-U-B COMPANIES



THE LANGDON GROUP



GATEWAY MAPPING INC.

EXHIBIT \_\_\_\_

LEGAL DESCRIPTION  
OF PROPOSED  
RIGHT-OF-WAY VACATION  
OF A PORTION OF  
CAMP BAY ROAD

BONNER COUNTY, IDAHO

February 3, 2021

ALL that portion of the public right-of-way of Camp Bay Road located within the South 1/2 of Section 18, Township 56 North, Range 1 East, Boise Meridian, Bonner County, Idaho, said right-of-way being a strip of land, the centerline of which is generally described as follows:

BEGINNING at the intersection of said Camp Bay Road and the north line of said South 1/2 of Section 18, said intersection point being 250 feet, more or less, westerly of the northeast corner of the NE1/4 SW1/4 of said Section 18; thence in a southeasterly direction along the centerline of said Camp Bay Road approximately 2,550 feet to the High Water Mark of Lake Pend Oreille and the terminus of said road.

Said strip containing 2.93 acres, more or less.

Note: It is the intent of this legal description to describe all portions of the Camp Bay Road public right-of-way lying within the South 1/2 of said Section 18 established by deed, prescriptive use, viewers report or any other conveyance method.

Digitally Signed:  
Feb 03, 2021



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