



BONNER COUNTY PLANNING DEPARTMENT

1500 HIGHWAY 2, SUITE 208, SANDPOINT, ID 83864 (208) 265-1458 (208) 265-1463 (FAX)
planning@bonnercountyid.gov (email) www.bonnercountyid.gov (web page)

PETITION TO VACATE PUBLIC RIGHT-OF-WAY (IDAHO CODE TITLE 40)

FOR OFFICE USE ONLY:

FILE #

VS0002-24

RECEIVED:

RECEIVED
JUN 06 2024

BONNER COUNTY
PLANNING DEPARTMENT

PETITIONER'S INFORMATION:

Name: EVAN HAUKAAS

Address: [REDACTED]

City: [REDACTED]

State: [REDACTED]

Zip Code: [REDACTED]

Phone: [REDACTED]

Fax: [REDACTED]

E-mail: [REDACTED]

Additional Petitioners: Stan Pardee [REDACTED]

REPRESENTATIVE'S INFORMATION:

Representative's Name: EARL William ROSENAU

Company Name: N/A

Mailing Address: [REDACTED]

City: SANDPOINT

State: ID.

Zip Code: 83864

Telephone: [REDACTED]

Fax: N/A

E-mail: [REDACTED]

PROJECT DESCRIPTION:

Petition is to Vacate: ☐ Right of way ☒ Easement ☐ Other (Specify): _____

Road Name: Bloom Lake Rd.

Section: _____

Township: _____

Range: _____

Recording Instrument Number: _____

Please provide detailed directions to the road to be vacated: _____

Is the area proposed for vacation within any city's established Area of City Impact? ☐ Yes ☒ No

If yes, list the city of impact: _____

Would the abandonment of the road leave any real property without access to an established highway or public right-of-way? ☐ Yes ☒ No

If yes, please provide a description of affected property and accesses to it: _____

Are there sewer, water, gas, electrical or other utility or other easements located within the area to be vacated? ☐ Yes ☒ No

If yes, please provide the details of the easement(s): _____

Title to vacated portion to be vested with: _____

Note: Whenever a street, alley or other right-of-way is vacated, title shall revert to the owner of adjacent real estate, one-half on each side thereof or as the County deems in the best interests of the adjoining properties.

I (we), the undersigned, do hereby petition Bonner County to vacate the area described in this application and do certify that all information, statements, attachments and exhibits submitted herewith are true to the best of my (our) knowledge.

Petitioner's Signature: Steve Penderlee Date: 6/6/2024

Petitioner's Signature: Paul W. Rosenau Date: 6/6/24
(For Mr. Haukaas)

June 6, 2024

Dear Sir or Madam,

My name is Stan Pardee. My wife and I own lot 3 of the Kehoe Minor Subdivision. This letter is regarding the petition to vacate the easement along the west side of our lot (Bloom Lake Road). The easement goes from Elmira Road about 600 feet to our north property line. I do not believe this easement serves any purpose for the county. Removing the easement would make it possible to gate off that section of Bloom Lake Rd. Bloom Lake Road is already gated at the northwest corner of our property, as stated, about 600 feet from the Y at Elmira Road. Being able to move the gate out to Elmira Road would add greatly to our security. We are concerned about the possibility of theft, illegal hunting, squatters, and wildfires caused by negligence. Furthermore, we bear the burden for maintenance of the road, and even though traffic cannot get through, it is not unusual to have 4 wheelers and side by sides tearing up that section of the road.

In summary, I believe the removal of the easement will not only benefit us as property owners but also contribute to wildlife conservation, reduce illegal logging, and ease the burden on law enforcement agencies such as the County Sheriff's Department and the State Department of Lands.

Thank you for taking the time to consider our request. Your attention to this matter is greatly appreciated.

Sincerely,




Stan Pardee

WITH THE UNITED STATES ARMED FORCES)
AT KATTERBACH, FEDERAL REPUBLIC OF GERMANY)

I understand that an easement prevents the completion of this gate. Please accept this letter as my agreement to remove this easement, thereby restricting access only to property owners and other authorized parties. I am currently working abroad, so Mr. Rosenau is representing me in this matter. I can be reached by phone (425) 320-4727 or by the mailing address at CMR 416 Box #588 APO, AE 09140.

ACKNOWLEDGMENT

A circular notary seal. The outer ring contains the text "OFFICE OF THE STAFF JUDGE ADVOCATE" in a sans-serif font. The inner circle contains the text "NOTARY PUBLIC UNDER TITLE 10 US CODE 1044a" in a bold, sans-serif font.



AMY L. KING
LEGAL ASSISTANCE ATTORNEY, US ARMY GARRISON
ANSBACH

05/29/24

Dear Sir or Madam,

My name is Earl Rosenau, residing at 250 Bloom Lake Rd. I am writing to represent Mr. Evan Haukans, who owns lots 1 and 2 of the Kehoe Minor Subdivision. Currently, Mr. Haukans is working abroad on government duties. Lot three of the subdivision is owned by Mr. Stan Pardee.

The reason for my correspondence pertains to security concerns on our properties. I have taken the precaution of gating my property due to various issues including fire hazards, trespassing, and other irresponsible activities. To illustrate the gravity of the situation, I've compiled a list of incidents we've encountered:

1. Fire hazards, including firework-related incidents.
2. Burglary, arson, vandalism, and shooting incidents.
3. Speeding vehicles endangering livestock and pets.
4. Hunting, littering, and unauthorized tree harvesting.
5. Pets and chickens being run over and killed.

It's important to note that the gate on my property does not extend to encompass my neighbors' properties on lots one and two, owned by Mr. Haukins. Unfortunately, Mr. Pardee, who owns lot three, shares similar concerns with the rest of us regarding security and fire safety. As we reside outside the fire district, obtaining homeowner's insurance is either extremely costly or unavailable.

Additionally, there is an issue with a county easement on Bloom Lake Rd. that has inadvertently worsened our situation. Originally, our agreement with the State of Idaho Department of Lands allowed us to gate the road at the corner of Elmira Rd. and Bloom Lake Rd. However, the existence of a 900-foot easement on Bloom Lake Rd. has now made my property the end of the public road, leading to late-night gatherings, parking, and trespassing.

The rampant vandalism and trespassing, including illegal camping and campfires on private property, are significantly increasing the fire risk in the area. Therefore, we are formally requesting the removal of the Bloom Lake Rd. easement. Doing so will alleviate these serious issues for all property owners on Bloom Lake Rd. and mitigate fire hazards for the entire area.

The removal of the easement will not only benefit us as property owners but also contribute to wildlife conservation, reduce illegal logging, and ease the burden on law enforcement agencies such as the County Sheriff's Department and the State Department of Lands.

Thank you for taking the time to consider our request. Your attention to this matter is greatly appreciated.

Sincerely,

Earl Rosenau

A handwritten signature in cursive script that reads "Earl Rosenau". The ink is dark and the signature is fluid, with a long, sweeping underline for the name "Rosenau".