

**ORDINANCE #281**

**AN ORDINANCE ANNEXING ADJOINING LANDS TO THE TOWN OF CUSICK, WASHINGTON, AFTER DUE COMPLIANCE WITH THE PETITION METHOD AS SET FORTH IN RCW 35.13 AND SETTING FORTH THE DATE OF ANNEXATION AND STATING THE PRECINCT TO WHICH SAID AREA IS TO BE INCLUDED AND DIRECTING THE CLERK OF THE TOWN OF CUSICK TO FILE A CERTIFIED COPY HEREOF WITH THE BOARD OF COUNTY COMMISSIONERS OF PEND OREILLE COUNTY.**

**SECTION I.**

That the lands described in schedule A attached hereto and by reference hereof made a part hereof and which lie contiguous to the Town of Cusick, Washington, are hereby annexed, added to, unto and made a part of the Town of Cusick, Washington, a municipal corporation under the laws of the State of Washington.

**SECTION II.**

That upon taking effect of this Ordinance, the corporate limits and boundary lines of the Town of Cusick, Washington shall be extended to include the above lands.

**SECTION III.**

That the land above described is hereby assigned to and made a part of Cusick 101 Precinct.

**SECTION IV.**

That the annexation of the said property has been accomplished pursuant to the Petition Method set forth in RCW 35.13 without the necessity of an election, and that all of the legal requirements have been met.

**SECTION V.**

That upon publishing hereof, and the receipt of the affidavit of publishing, the Town Clerk is hereby directed to file such affidavit and a certified copy of this Ordinance with the Board of Commissioners of Pend Oreille County.

**SECTION VI.**

That April 13, 2009 is hereby fixed as the date that the said area annexed will become part of the Town of Cusick, Washington.

**SECTION VII.**

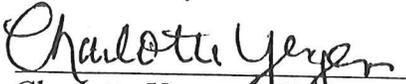
If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is declared unconstitutional for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.

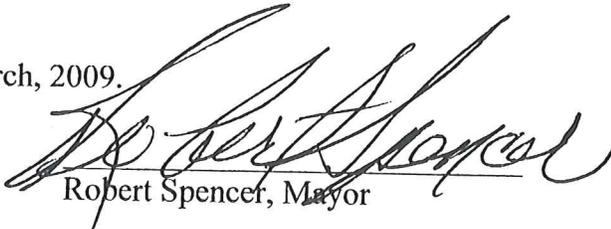
**SECTION VIII.**

This Ordinance shall take effect and be in full force and effect from the date of approval and publication as required by law.

Passed by the Town Council this 9<sup>th</sup> day of March, 2009.

Attested to by:

  
Charlotte Yergens, Clerk-Treasurer

  
Robert Spencer, Mayor

CERTIFIED TRUE AND CORRECT COPY

State of Washington  
County of Pend Oreille

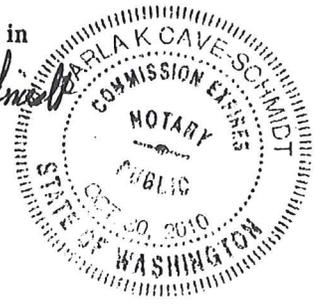
I certify that this is a true and correct copy of a document in  
the possession of Town of Cusick as of this date.

Dated: 6-5-2009

Paul K. Cave  
(Signature)

(Seal or stamp)

My appointment  
expires 10-30-2010



# JAMES A. SEWELL & ASSOCIATES, LLC

Consulting Engineers, Land Surveyors & Land Use Planners

## Newport

600 4th Street West  
Newport, Washington 99156  
(509) 447-3626  
(208) 437-2641  
(509) 447-2112 Fax

## Sandpoint

1205 West Highway 2, Suite 101  
Sandpoint, Idaho 83864  
(208)263-4160  
Fax (208)263-5229

\*Civil Engineering \*Electrical Engineering \*Land Surveying \*Building Inspection \* Land Use Planning

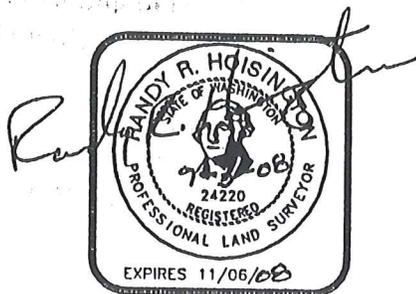
## ROBERT TWIGG TO TOWN OF CUSICK

50.12 ACRE SEGREGATION

SEPTEMBER 2, 2008

A tract of land being a portion of Government Lots 4, 8, 9 & 11, the Southeast Quarter of the Northwest Quarter (SE1/4 NW1/4) and the Northeast Quarter of the Southwest Quarter (NE1/4 SW1/4) and the Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4), all lying between the Westerly right of way line of the Pend Oreille Valley Railroad and the Easterly right of way line of State Highway No. 20, in Section 30, Township 33 North, Range 44 E., W.M., Pend Oreille County, Washington and being more particularly described as follows:

Beginning at the Southeasterly corner of that property described in Statutory Warranty Deed Auditor's No. 159809 (carried on the County Assessor's Tax Rolls as Tax No. 4), which corner is on the Westerly right of way line of the Pend Oreille Valley Railroad and located S 18°19'33" E 2,920.00 feet from the Southeasterly corner of Lot 32 of Wikes Addition to the Town of Cusick; thence S 18°19'33" E, along said Westerly right of way line of the Pend Oreille Valley Railroad, 770.00 feet; thence S 71°40'27" W, perpendicular to said Westerly right of way line of the Pend Oreille Valley Railroad, 1,100.56 feet to its intersection with the Easterly right of way line of State Highway No. 20; thence N 24°05'23" W, along said Easterly right of way line of State Highway No. 20, 3,807.08 feet to a point; thence Northerly, along the arc of a curve to the right along said Easterly right of way line of State Highway No. 20, 132.49 feet (delta= 2°42'23", radius= 2805.00 feet, chord= N 22°44'12" W 132.48 feet) to its intersection with a line lying 57.43 feet Southerly of and parallel with the Southerly line of that property shown as Tract 1 of Record of Survey No. 481 (auditor's no. 218380, also known as Tax #9); thence S 72°54'46" E, along said line lying 57.43 feet Southerly of and parallel with the Southerly line of that property shown as Tract 1 of Record of Survey No. 481 (auditor's no. 218380, also known as Tax #9), 936.81 feet to its intersection with the Westerly line of said Tax No. 4, said intersection also being located S 0°14'56" W, along the extension of the Easterly line of said Tract 1, 60.00 feet from the Southeasterly corner of said Tract 1; thence S 0°14'56" W, along said Westerly line of Tax No. 4, 534.93 feet; thence S 18°19'33" E, along the Westerly line of said Tax No. 4, 2,100.00 feet to the Southwesterly corner of said Tax No. 4; thence N 71°40'27" E, along the Southerly line of said Tax No. 4, 900.00 feet to the point of beginning. Said tract containing approximately 50.12 acres and being subject to any encumbrances of record.



Tax 8

30-33-44

Commencing at the NW corner of section 30 township 33 range 44  
Thence S along section line app. 650' thence easterly to SW corner  
of Lot 1 Wilkes addition and TPOB. Thence S 72° 18' E 421.04' thence  
S 17° 42' W 400' thence N 72° 18' W 216.17' thence Northerly along E  
R/Way of Hwy 20 to TPOB - RS 481