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FIRST AMERICAN TITLE COMPANY
AS AN ACCOMODATION ONLY

Instrument # 926623
Bonner County, Sandpoint, Idaho
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Recorded for: FIRST AMERICAN TITLE AND ESCROW COMPANY
Michael W. Rosedale Fee: \$0.00
Ex-Officio Recorder Deputy cbrannon
Index to: EASEMENT

AMENDMENT TO STATE OF IDAHO
DECLARATION OF DRIVEWAY AND UTILITY EASEMENT
STATE SUBDIVISION – CAMP CUDGE LANDING
No. ES100073

AFFECTING AND REDISIGNATING LOT1 BLOCK 2 and LOT 2 BLOCK 2
AS LOT 6 BLOCK 1 and LOT 7 BLOCK 1, respectively

This AMENDMENT to DECLARATION ("Amendment"), is made this 22nd day of August, 2018, by the STATE BOARD OF LAND COMMISSIONERS, whose mailing address via the IDAHO DEPARTMENT OF LANDS is 300 North 6th Street, Suite 103, PO Box 83720, Boise, Idaho 83720-0050 ("State").

RECITALS

WHEREAS, on October 9, 2014, State recorded that certain "STATE OF IDAHO DECLARATION OF DRIVEWAY AND UTILITY EASEMENT, STATE SUBDIVISION – CAMP CUDGE LANDING, NO. ES100073", recorded in the records of Bonner County, Idaho, as Instrument No. 865404 ("ES100073"); and

WHEREAS, on August 7, 2015, State re-recorded ES100073 in the records of Bonner County, Idaho, as Instrument No. 877418 ("Re-recorded ES100073"), to correct and clarify paragraph A.4, adding that the easement for driveway and utilities included access over, across and under the roads within the subdivision as well as the designated Driveways; and

WHEREAS, it has come to State's attention that two lots in the plat of STATE SUBDIVISION – CAMP CUDGE LANDING, recorded as Instrument No. 839533, in Book 10 of Plats, Page 155, records of Bonner County, Idaho, are identified and designated as Lot 6 Block 1 ("Lot 6") and Lot 7 Block 1 ("Lot 7"); whereas those same lots are identified and designated as Lot 1 Block 2, and Lot 2 Block 2, respectively in the Exhibit "A" and in Exhibit 5 of the Re-recorded ES100073; and

WHEREAS, State desires to resolve the discrepancy between the identification and designation of the two lots, and to change the identification and designation of Lot 1 Block 2 to Lot 6, and the identification and designation of Lot 2 Block 2 to Lot 7, in Exhibit "A" and in Exhibit 5 of the Re-recorded ES100073; and

WHEREAS, State remains the current owner of both Lot 6 and Lot 7;

NOW THEREFORE, State hereby amends Re-recorded ES100073 as follows:

1. All terms and conditions set forth in Re-recorded ES100073, re-recorded as Instrument No. 877418, not expressly amended or modified herein shall remain in full force and effect.

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WHEREAS, State remains the current owner of both Lot 6 and Lot 7;

NOW THEREFORE, State hereby amends Re-recorded ES100073 as follows:

1. All terms and conditions set forth in Re-recorded ES100073, re-recorded as Instrument No. 877418, not expressly amended or modified herein shall remain in full force and effect.

2. The last paragraph of Exhibit "A" of the Re-recorded ES100073, reading as follows:

Lot 1, Block 2, as the Dominant Lot, shall have the right of access and utilities over, across and under the Driveway on Lot 2, Block 2, as the Servient Lot to Camp Cudge Road as described in the attached Exhibit 5.

is hereby deleted in its entirety, and the said last paragraph of Exhibit "A" is hereby amended to read as follows:

Lot 6, as the Dominant Lot, shall have the right of access and utilities over, across and under the Driveway on Lot 7, as the Servient Lot to Camp Cudge Road as described in the attached Exhibit 5.

For convenience and ready reference, Exhibit "A" attached hereto, contains both the unaltered paragraphs of Exhibit "A" as well as the correction to the last paragraph effected by this Amendment, but effects no other change to Exhibit "A" of the Re-recorded ES100073.

3. The driveway and utility easement described and depicted in Exhibit 5 of Re-recorded ES100073, is hereby deleted in its entirety; and, Exhibit 5 is amended and replaced with that certain Exhibit 5, attached hereto, and incorporated herein by reference; and, the easement described and depicted therein is hereby granted in accordance with the terms and conditions of Re-recorded ES100073.

[Remainder of page intentionally left blank]

IN WITNESS WHEREOF, I, C.L. "BUTCH" OTTER, the Governor of the State of Idaho and President of the State Board of Land Commissioners, have hereunto signed my name and caused the Great Seal of the State of Idaho and the Seal of the State Board of Land Commissioners to be hereunto affixed hereto.

C.L. "Butch" Otter
Governor of Idaho and President of the
State Board of Land Commissioners

COUNTERSIGNED:

Lawrence E. Denney
Secretary of State
David A. Groeschl
Director, Department of Lands



STATE OF IDAHO)
) ss.
County of Ada)

On this 22nd day of August, in the year 2018, before me a Notary Public in and for said State, personally appeared C.L. "BUTCH" OTTER, known to me to be the Governor of the State of Idaho and President of the State Board of Land Commissioners, and LAWRENCE E. DENNEY, known to me to be the Secretary of State of the State of Idaho, and DAVID GROESCHL, known to me to be the Director of the Department of Lands of the State of Idaho, who executed the said instrument and acknowledged to me that such State of Idaho executed the same.

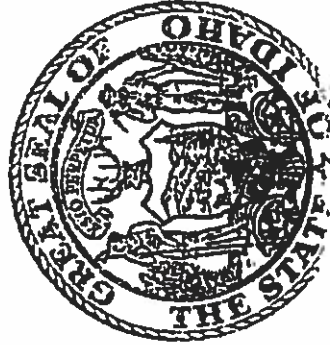
Vanessa Wilson
Notary Public for the State of Idaho
Residing at: Boise, Id
Exp: 8-11-2020

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Vanessa Wilson
Notary Public for the State of Idaho
Residing at: Boise, Id
Exp: 8-11-2020

EXHIBIT "A"

CAMP CUDGE LANDING SUBDIVISION

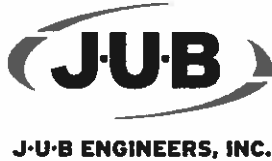
Lot 1, as the Dominant Lot, shall have the right of access and utilities over, across and under the Driveway on Lots 2, 3, and 4, as the Servient Lot to Camp Cudge Road as described on the attached Exhibit 1.

Lot 2, as the Dominant Lot, shall have the right of access and utilities over, across and under the Driveway on Lots 3, and 4, as the Servient Lot to Camp Cudge Road as described on the attached Exhibit 2.

Lot 3, as the Dominant Lot, shall have the right of access and utilities over, across and under the Driveway on Lot 4, as the Servient Lot to Camp Cudge Road as described on the attached Exhibit 3.

Lot 4, as the Dominant Lot, shall have the right of access and utilities over, across and under a portion of Endowment Land to Lot 4, as the Servient Lot to Camp Cudge Road as described on the attached Exhibit 4.

Lot 6, as the Dominant Lot, shall have the right of access and utilities over, across and under the Driveway on Lot 7, as the Servient Lot to Camp Cudge Road as described on the attached Exhibit 5.



J-U-B COMPANIES



THE LANGDON GROUP



GATEWAY MAPPING INC.

EXHIBIT 5
LEGAL DESCRIPTION
of
ACCESS AND UTILITY EASEMENT
for
LOT 6, BLOCK 1 of STATE SUBDIVISION-CAMP CUDGE LANDING
IDAHO DEPT. OF LANDS

A strip of land 30 feet in width, across Lot 7, Block 1 of STATE SUBDIVISION-CAMP CUDGE LANDING, according to the plat thereof, recorded as Instrument No. 839533, dated February 8, 2013, records of Bonner County, Idaho being situated in the SW 1/4 of Section 22, Township 62 North, Range 4 West, B.M., Bonner County, Idaho, lying 15 feet on each side of the following described centerline:

COMMENCING at the southeast corner of said Lot 7; thence North 4°03'17" East along the east line of said Lot 7, 48.06 feet, more or less, to the POINT OF BEGINNING.

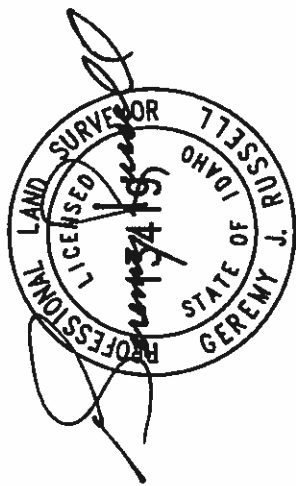
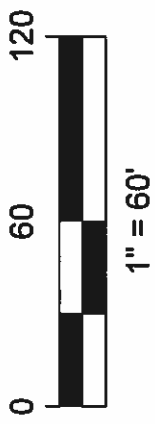
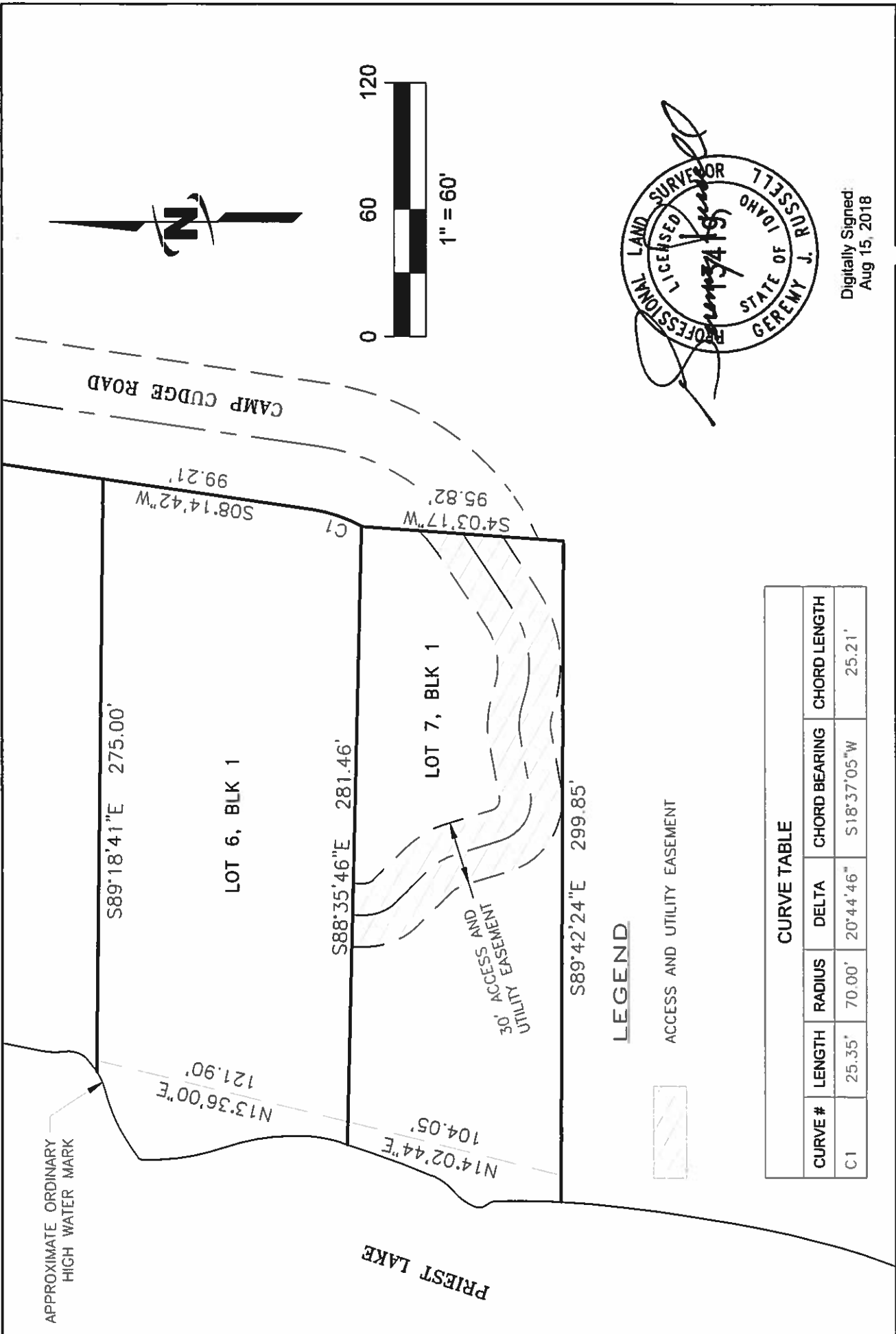
thence leaving said east line of Lot 7, and along said centerline the following twelve (12) courses:

1. 3.26 feet along the arc of a non-tangent curve to the right, having a radius of 100.00 feet, through a central angle of 1°52'11", said curve having a long chord which bears South 55°35'19" West a chord distance of 3.26 feet;
2. South 56°31'24" West, 38.44 feet;
3. 43.48 feet along the arc of a curve to the right, having a radius of 50.00 feet, through a central angle of 49°49'29", said curve having a long chord which bears South 81°26'09" West a chord distance of 42.12 feet;
4. North 73°39'06" West, 5.82 feet;
5. 13.98 feet along the arc of a curve to the left, having a radius of 30.00 feet, through a central angle of 26°41'29", said curve having a long chord which bears North 86°59'51" West a chord distance of 13.85 feet;
6. South 79°39'25" West, 26.73 feet;
7. 28.98 feet along the arc of a curve to the right, having a radius of 20.00 feet, through a central angle of 83°01'43", said curve having a long chord which bears North 58°49'44" West a chord distance of 26.51 feet;
8. North 17°18'52" West, 23.45 feet;
9. 14.43 feet along the arc of a curve to the left, having a radius of 30.00 feet, through a central angle of 27°33'38", said curve having a long chord which bears North 31°05'41" West a chord distance of 14.29 feet;
10. North 44°52'31" West, 21.69 feet;
11. 15.67 feet along the arc of a curve to the right, having a radius of 20.00 feet, through a central angle of 44°52'57", said curve having a long chord which bears North 22°26'02" West a chord distance of 15.27 feet;
12. North 0°00'27" East, 6.06 feet, more or less, to the north line of said Lot 7 and the POINT OF TERMINUS, lengthening and shortening the sidelines of said strip to terminate on the east and north lines of said Lot 7.

SUBJECT TO: Existing rights-of-way and easements of record on above described parcel.

Digitally Signed:
Aug 15, 2018

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Digitally Signed:
 Aug 15, 2018

LEGEND

ACCESS AND UTILITY EASEMENT

CURVE TABLE					
CURVE #	LENGTH	RADIUS	DELTA	CHORD BEARING	CHORD LENGTH
C1	25.35'	70.00'	20°44'46"	S18°37'05"W	25.21'

**EXHIBIT 5
 ACCESS AND UTILITY EASEMENT**

LOT 6, BLOCK 1, STATE SUBDIVISION-CAMP CUDGE LANDING
 SW 1/4 SEC. 22, T62 N, R4 W, B.M.

