



LINCOLN COUNTY MONTANA

322225 BOOK: PF PERM/FILES PAGE: 15667 Pages: 3

STATE OF MONTANA LINCOLN COUNTY

RECORDED: 07/29/2026 11:11 KOI: RESOLUTION

CORRINA BROWN CLERK AND RECORDER

FEE: \$0.00 BY: Jessica Jensen Davis

FOR: LINCOLN COUNTY BOARD OF COMMISSIONERS 512 CALIFORNIA AVE,

RESOLUTION 2026-20

A Resolution Resetting the Public Hearing on the Proposed Creation of the West Kootenai Rural Fire District

THE BOARD OF COUNTY COMMISSIONERS FOR LINCOLN COUNTY, MONTANA FINDS:

WHEREAS, on June 24, 2026, the Lincoln County Board of County Commissioners adopted Resolution No. 2026-18 declaring its intent to create the West Kootenai Rural Fire District pursuant to Title 7, Chapter 33, Part 21, Montana Code Annotated, and setting a public hearing for July 15, 2026; and

WHEREAS, the Board conducted the public hearing on July 15, 2026, received public comment regarding the proposed district, and took no final action on the petition; and

WHEREAS, following the public hearing, the County determined that additional notice to registered voters and property owners within the proposed district is required pursuant to §§ 7-33-2102 and 7-1-2122, Montana Code Annotated, before further consideration of the petition; and

WHEREAS, the petitioners withdrew Petition No. 321421 for the purpose of curing the notice deficiency and refiled Petition No. 322154 with the Clerk and Recorder on July 27, 2026; and

WHEREAS, the Lincoln County Clerk and Recorder has determined that the refiled petition is sufficient, and the Board finds it appropriate to conduct a new public hearing following compliance with all applicable statutory notice requirements.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lincoln County, Montana, as follows:

1. Resolution No. 2026-18 shall remain in full force and effect except that the public hearing established therein is superseded by this Resolution.
2. The public hearing on the proposed creation of the West Kootenai Rural Fire District is hereby reset and shall be held as follows:

Date: Wednesday, August 19, 2026

Time: 10:30 a.m.

Location: Eureka Annex, 66121 Highway 37, Eureka, Montana

3. The Lincoln County Clerk and Recorder is directed to provide notice of the public hearing by publication and by mailing notice to registered voters and property owners within the proposed district as required by §§ 7-33-2102 and 7-1-2122, Montana Code Annotated.



LINCOLN COUNTY MONTANA

4. At the public hearing, all interested persons may appear and be heard regarding the proposed creation of the district, its boundaries, and any other matters authorized by law.
5. Following the public hearing and consideration of all testimony and evidence received, the Board may approve, modify, or deny the creation of the proposed West Kootenai Rural Fire District as authorized by law.

THE BOARD FURTHER RESOLVES:

1. If a provision of this resolution conflicts with a prior resolution, the provisions of this resolution will control.
2. The provisions of this resolution are severable. If any part is held invalid, the remainder remains in effect.
3. Under Montana Code Annotated § 7-5-123, resolutions are immediately effective unless a delayed date is specified.
4. This resolution must be entered into the minutes and signed by the presiding officer pursuant to § 7-5-121, MCA.

END OF RESOLUTION

Approved as to Form:

A handwritten signature in blue ink, appearing to read "Marcia Boris", written over a horizontal line.

Marcia Boris, County Attorney

Date presented to the Board July 29, 2026

Approved ☒ Disapproved ☐ Amended ☐

Adopted this 29th day of July, 2026.

LINCOLN COUNTY BOARD OF COMMISSIONERS

A handwritten signature in black ink, appearing to read "Brent Teske", written over a horizontal line.

Brent Teske, Chair

ATTEST:

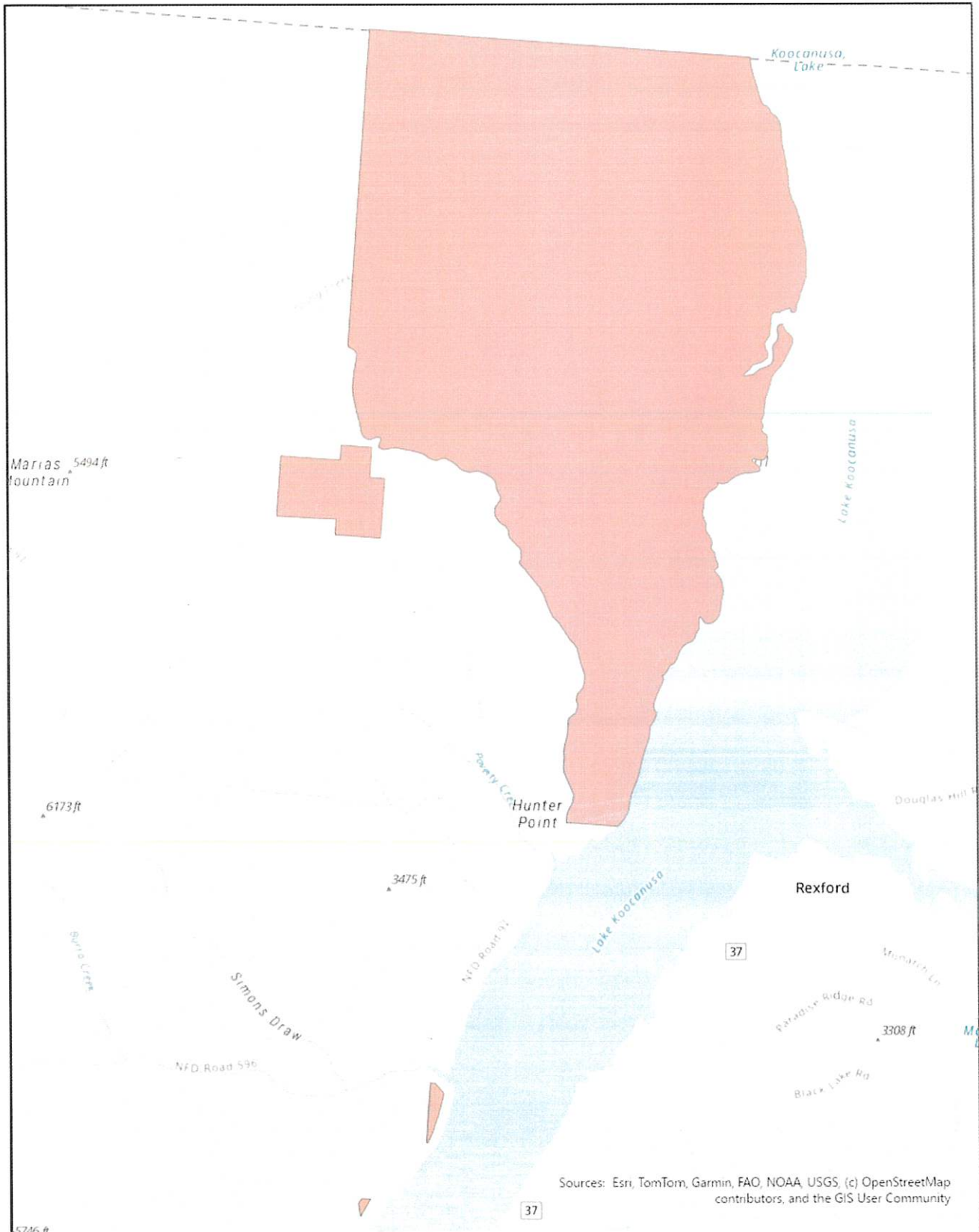
A handwritten signature in blue ink, appearing to read "Corrina Brown", written over a horizontal line.

Corrina Brown, Clerk of the Board



LINCOLN COUNTY MONTANA

Exhibit A



NOTICE OF PUBLIC HEARING
PROPOSED CREATION OF THE WEST KOOTENAI RURAL FIRE DISTRICT

NOTICE IS HEREBY GIVEN that the Lincoln County Board of County Commissioners has received a petition requesting the creation of the West Kootenai Rural Fire District pursuant to Title 7, Chapter 33, Part 21, Montana Code Annotated.

The proposed district generally consists of non-government-owned parcels located within the area presently served by the West Kootenai Fire Protection Company, as more particularly described in the petition on file with the Lincoln County Clerk and Recorder.

The Board of County Commissioners will conduct a public hearing on the proposed creation of the West Kootenai Rural Fire District as follows:

Date: Wednesday, August 19, 2026

Time: 10:30 a.m.

Location: Eureka Annex, 66121 Highway 37, Eureka, MT 59917

The purpose of the hearing is to receive public comment and evidence regarding the proposed creation of the rural fire district, its proposed boundaries, and any other matters authorized by law. All interested persons are invited to attend and be heard.

Written comments may be submitted to: Lincoln County Clerk and Recorder 512 California Avenue Libby, MT 59923 Email: LCclerk@libby.org

Copies of the petition, the proposed boundary description, and the accompanying map are available for public inspection during regular business hours, Monday through Friday, 8:00 a.m. to 5:00 p.m., at the office of the Lincoln County Clerk and Recorder.

DATED this 27th day of July 2026

Legal Advertisement: *The Western News* Aug. 4th & 11th and *The Tobacco Valley News* Aug. 5th & 12th

322154 BOOK: PF PERM/FILES PAGE: 15660 Pages: 2
STATE OF MONTANA LINCOLN COUNTY
RECORDED: 07/27/2026 8:09 KOI: PERM/FILE
CORRINA BROWN CLERK AND RECORDER
FEE: \$0.00 BY: Jessie Jenks, Deputy
FOR: WEST KOOTENAI FIRE PROTECTION COMPANY 5724 WEST KOOTENAI RD,

West Kootenai Fire Protection Company

5724 West Kootenai Rd.

Rexford, MT 59930

July 27, 2026

Corrina Brown
Clerk and Recorder
Lincoln County, Montana
512 California Ave.
Libby, MT 59923

Dear Corrina,

In accord with the July 20, 2026 email from Matt Williams, we are requesting that you withdraw our Petition submitted on June 12, 2026 because of an admitted defect in the county's notice procedure.

We request that you hold our June 12, 2026 petition in your custody and we also request that it be resubmitted on this date.

Contact information:

Justin Burich – Board President – cell/text 406 270-6190 or justin.burich@wkfpc.org

Tom Maxwell – Board Treasurer – cell/text 503 828-6867 or tom.maxwell@wkfpc.org

Regards,

Tom Maxwell

West Kootenai Fire Protection Company

5724 West Kootenai Rd.

Rexford, MT 59930

June 12, 2026

Corrina Brown
Clerk and Recorder
Lincoln County, Montana
512 California Ave.
Libby, MT 59923

Dear Corrina,

The property owners of the West Kootenai community in Lincoln County are pleased to present to you the required signed petitions indicating their desire to have the county Commissioners establish the West Kootenai Rural Fire District. The Proposed Area and specific parcels are as proposed in the petition. We identify 351 non-government parcels in the proposed area and we believe we are well above the 40% minimum for real property area and value criteria as stipulated in the MCA.

Please do not hesitate to contact us if there are any questions or concerns.

Justin Burich – Board President – cell/text 406 270-6190 or justin.burich@wktpc.org

Tom Maxwell – Board Treasurer – cell/text 503 828-6867 or tom.maxwell@wktpc.org

Please email Justin or Tom upon receipt of 178 signed petitions.

Regards,

Tom Maxwell

Tom Maxwell



LINCOLN COUNTY MONTANA

321597 BOOK: PF PERM/FILES PAGE: 15619 Pages: 3

STATE OF MONTANA LINCOLN COUNTY

RECORDED: 06/24/2026 1:08 KOI: RESOLUTION

CORRINA BROWN CLERK AND RECORDER

FEE: \$0.00 BY: Jessika Jense, Esq.
FOR: LINCOLN COUNTY BOARD OF COMMISSIONERS 512 CALIFORNIA AVE.

RESOLUTION 2026-18

A Resolution of Intent to Create the West Kootenai Rural Fire District

THE BOARD OF COUNTY COMMISSIONERS FOR LINCOLN COUNTY, MONTANA FINDS:

Whereas, the Board of County Commissioners of Lincoln County, Montana has received Petition No. 321421, filed on June 12, 2026, requesting the creation of a rural fire district to serve the West Kootenai area of Lincoln County; and

Whereas, the petition was submitted pursuant to Title 7, Chapter 33, Part 21, Montana Code Annotated; and

Whereas, the petition identifies the proposed boundaries of the district, and the Lincoln County Land Specialist has reviewed the petition and determined that the petition satisfies the requirements of Title 7, Chapter 33, Part 21, MCA, including the ownership and taxable value requirements for creation of a rural fire district; and

Whereas, the Board has reviewed the petition and determined that consideration of the proposed district is in the interest of protecting life and property within the proposed service area and a public hearing should be conducted to receive comment and evidence concerning the proposed creation of the district.

NOW, THEREFORE, BE IT RESOLVED:

1. The Board hereby declares its intent to create the **West Kootenai Rural Fire District** pursuant to Title 7, Chapter 33, Part 21, MCA.
2. The proposed district boundaries are those identified in Petition No. 321421 and generally include all non-government parcels located within Township 37 North, Range 28 West, Sections 1, 2, 4, 9, 10, 11, 13, 14, 15, 23, 24, 25, 26, 27, 28, 29, and 35, and portions of Section 36; and Township 36 North, Range 28 West, portions of Sections 21 and 29, Lincoln County, Montana.

The exact boundaries of the proposed district are depicted on the map and parcel listing accompanying Petition No. 321421, which are on file with the Lincoln County Clerk and Recorder and incorporated herein by reference. In the event of any discrepancy, the petition, official map, and county parcel records shall control.



LINCOLN COUNTY MONTANA

3. A public hearing regarding the proposed creation of the West Kootenai Rural Fire District shall be held:

Date: July 15, 2026

Time: 10:45 a.m.

Location: Eureka Annex, 66121 Highway 37, Eureka, Montana

4. The Clerk of the Board is directed to publish notice of the public hearing as required by MCA.
5. At the hearing, all interested persons may appear and be heard regarding the proposed creation of the district, its boundaries, and any matters relevant under Montana law.
6. Following the hearing and consideration of all testimony and evidence, the Board may approve, modify or deny the creation of the proposed district as authorized by law.

THE BOARD FURTHER RESOLVES:

1. If a provision of this resolution conflicts with a prior resolution, the provisions of this resolution will control.
2. The provisions of this resolution are severable. If any part is held invalid, the remainder remains in effect.
3. Under Montana Code Annotated § 7-5-123, resolutions are immediately effective unless a delayed date is specified.
4. This resolution must be entered into the minutes and signed by the presiding officer pursuant to § 7-5-121, MCA.

END OF RESOLUTION

Approved as to Form:

Marcia Boris, County Attorney

Date presented to the Board June 24, 2026

Approved ☒ Disapproved ☐ Amended ☐

Adopted this 24th day of June, 2026.

LINCOLN COUNTY BOARD OF COMMISSIONERS

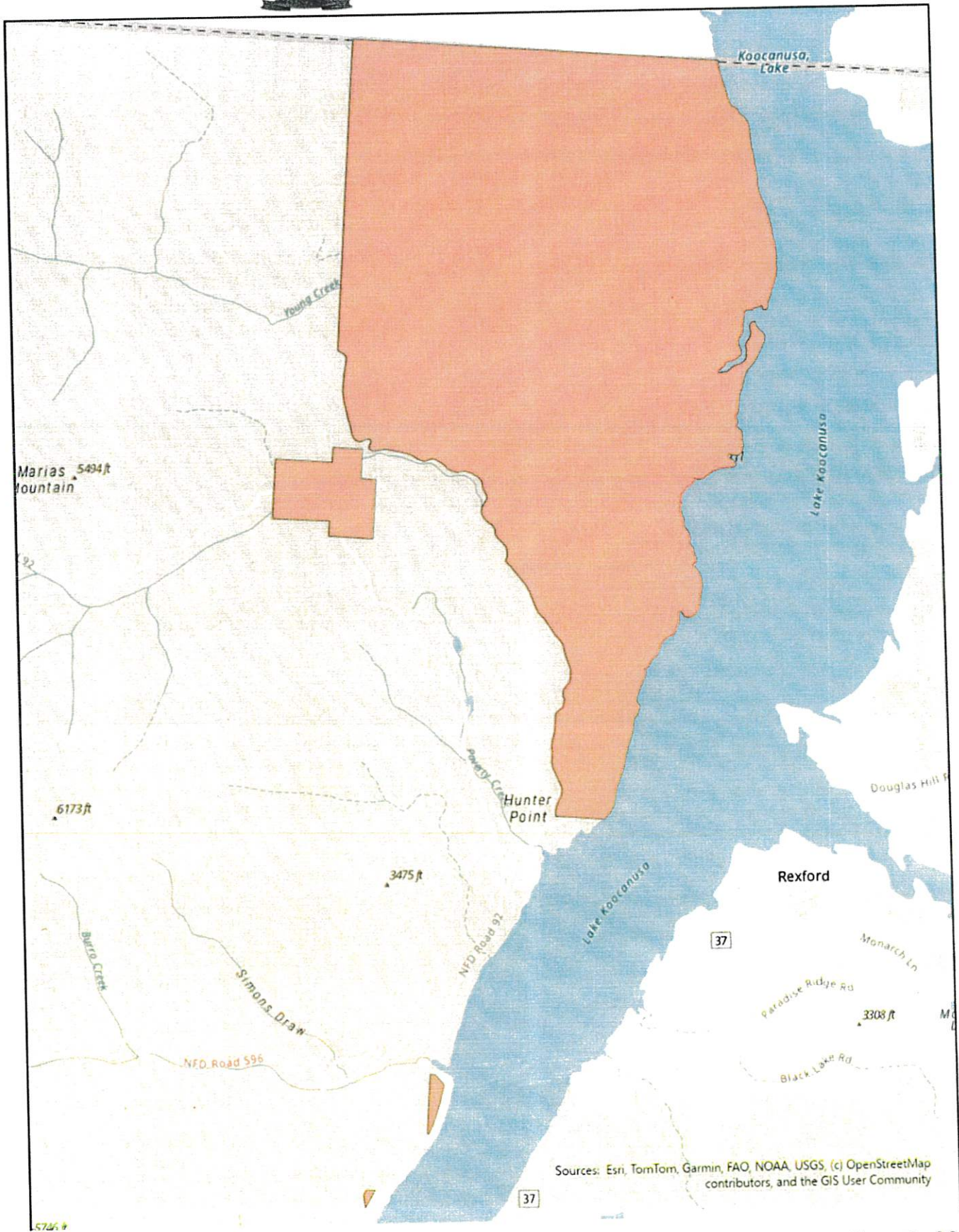
Brent Teske, Chair

ATTEST:

Corrina Brown, Clerk of the Board



LINCOLN COUNTY MONTANA



Sources: Esri, TomTom, Garmin, FAO, NOAA, USGS, (c) OpenStreetMap contributors, and the GIS User Community