

**Resolution 2009-64**  
**Re-Statement of Resolution 96-58/Clearwater Flying Service Inc.,**  
**dba Empire Airways Lease/Airport**

**WHEREAS**, a request has been made to the Kootenai County Board of Commissioners by Resort Aviation Services, Inc. for re-statement of Resolution No. 96-58 which approved the assumption of the Clearwater Flying Service, Inc. dba Empire Airways Lease, that was recorded via Memorandum of Lease and of Security Assignment as instrument #1042809 on April 18, 1986, at the Kootenai County Airport by Resort Aviation Services, Inc., and;

**WHEREAS**, the legal description in the Memorandum of Lease and of Security Assignment recorded as instrument #1042809 on April 18, 1986 is recognized as inaccurate and will be replaced and superseded by the new legal description drafted June 3, 2009 by the Kootenai County Surveyor's Office and attached herein, and;

**WHEREAS**, the Kootenai County Board of Commissioners has thoroughly reviewed this issue and finds the assumption to be in the best interest of Kootenai County and the Kootenai County Airport and;

**WHEREAS**, legal counsel for the Board of Commissioners has approved the re-statement of assumption and legal description change under the following conditions: that under said assumption Resort Aviation Services, Inc. be, and hereby is, subject to the terms and conditions of the existing lease with all right and options of nonrenewal and price increases protected to Kootenai County.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** that the Kootenai County Board of Commissioners approves the assumption of the Clearwater Flying Service, Inc. dba Empire Airways Lease at the Kootenai County Airport by Resort Aviation Services, Inc.

Upon a motion to adopt the text of the foregoing Resolution made by Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, the following vote was recorded.

Commissioner Tondee:  
Commissioner Piazza:  
Chairman Currie:

Upon said roll call, the text of the foregoing was duly enacted as a Resolution of the Board of county Commissioners of Kootenai County, Idaho, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

KOOTENAI COUNTY  
BOARD OF COMMISSIONERS

ATTEST:  
DANIEL J. ENGLISH, CLERK

\_\_\_\_\_  
Elmer R. Currie, Chairman

By: \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Richard A. Piazza, Commissioner

\_\_\_\_\_  
W. Todd Tondee, Commissioner

C: Auditor, Assessor, Airport