

Where did the  
Constitutional Judge in  
the state of Idaho go?



Senior Judges are MIA!  
Judges Rule Book commits fraud  
on the Citizens of Idaho with  
Constitutional standing

# State of Idaho

Office of the Secretary of State

## CERTIFICATION

I, **BEN YSURSA**, Secretary of State of the State of Idaho and legal custodian of the Seal of said State and all Acts of the Legislature of the State of Idaho, do hereby certify that the annexed is a full, true and complete copy of **Section 1-2221** of the **IDAHO CODE**, and that the same appears of record in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Idaho. Done at Boise, Idaho, this 2<sup>nd</sup> day of July, 2012.



*Ben Yursa*

**BEN YSURSA**  
Secretary of State

by *Miren E. Artiach*

**MIREN E. ARTIACH**  
Deputy Secretary of State

## What has taken place?

Here in Idaho the sovereignty of the state has been lost due to the hidden agenda of the  
**IDAHO SUPREME COURT**

and by changing one letter, hide the district judge of each county who protects the Citizens of Idaho who have Constitutional standing De jure.

# This is the certified text from the Secretary of State.

2012 JUL -2 PM 2:21

1-2220A

COURTS AND COURT OFFICIALS

104

judicial district number) Judicial District be retained in office?" (Here provision is to be made for voting "Yes" or "No.")

The votes shall be canvassed as provided in chapter 12, title 34, Idaho Code.

If a majority of those voting on the question vote against retaining him in office, upon the expiration of his term of office, a vacancy shall exist which shall be filled by appointment as provided in section 1-2205, Idaho Code, except that the magistrate not retained in office shall be ineligible for appointment within the same judicial district until two (2) years following the expiration of his last term of office have expired.

If a majority of those voting on the question vote for retaining him in office, the county clerk shall issue him a certificate of election as provided in section 34-1209, Idaho Code, and said magistrate shall, unless removed for cause, remain in office for an additional term of four (4) years, and at the expiration of each such four (4) year term shall be eligible for retention in office by election in the manner herein prescribed.

**History.** am. 1977, ch. 233, § 5, p. 692; am. 1979, ch. I.C., § 1-2220, as added by 1973, ch. 78, 149, § 3, p. 460; am. 2003, ch. 55, § 1, p. 199. § 2, p. 124; am. 1974, ch. 116, § 2, p. 1286;

#### STATUTORY NOTES

##### Compiler's Notes.

The words enclosed in parentheses so appeared in the law as enacted.

#### JUDICIAL DECISIONS

##### Voting on Magistrates.

Plaintiff's argument that Idaho law required that the judge be subject to an election for retention failed because the statute's plain language was not susceptible of any meaning beyond requiring a magistrate to run for

retention in the county for which he was appointed, and not in any or all counties where the magistrate heard cases. *Ackerman v. Bonneville County*, 140 Idaho 307, 92 P.3d 557 (Ct. App. 2004).

**1-2220A. Reporting of campaign contributions and expenditures — Magistrate retention elections.** — The provisions of sections 67-6601 through 67-6616, Idaho Code, and sections 67-6623 through 67-6630, Idaho Code, insofar as they relate to the reporting of campaign contributions and expenditures, are hereby made applicable to all magistrate retention elections except that, with the exception of section 67-6623(f), Idaho Code, the clerk of the district court shall stand in place of the secretary of state as it relates to the provisions cited in this section.

##### History.

I.C., § 1-2220A, as added by 2001, ch. 291, § 1, p. 1028; am. 2005, ch. 254, § 6, p. 777.

**1-2221. Senior judge — Assignment — Duties and powers — Compensation and expenses — Qualifications and oath.** — (1) A magistrate judge who leaves office or retires from the magistrates division of

105

MAGISTRATE DIVISION OF THE DISTRICT COURT

1-2221

a district court, except a magistrate judge retired under the provisions of section 59-1352, Idaho Code, may be designated a senior judge of the state of Idaho by the supreme court.

(2) Upon filing with the secretary of state an oath of office as a senior judge as prescribed in subsection (7) of this section, a senior judge is eligible for temporary assignment, with the consent of the senior judge, by the supreme court to a state court as provided in this subsection, whenever the supreme court determines that the assignment is reasonably necessary and will promote the more efficient administration of justice. A senior judge may sit as a judge of the district court of any county or may sit with the supreme court or court of appeals or may perform such other duties pertaining to the judicial department of government as may be requested.

(3) The assignment of a senior judge shall be made by an order which shall designate the court or duties to which the senior judge is assigned and the duration of the assignment. Promptly after assignment of a senior judge under this section, the supreme court shall cause a certified copy of the order to be sent to the senior judge and another certified copy to the court to which the senior judge is assigned.

(4) Each senior judge assigned as provided in this section has all the judicial powers and duties, while serving under the assignment, of a regularly qualified judge of the court to which the senior judge is assigned.

(5) A senior judge assigned as provided in this section shall receive as compensation for each day the senior judge is actually engaged in the performance of duties under the assignment an amount equal to eighty-five percent (85%) of the daily salary of an active magistrate judge. However, a retired magistrate judge shall not receive for services as a senior judge during any fiscal year a sum of money which when added to the amount of any judicial retirement pay received by the senior judge for the year exceeds the current annual salary of an active magistrate judge; except that this limitation shall not apply if the chief justice of the supreme court determines that extended service by one (1) or more senior judges is required because of extraordinary circumstances, such as a natural disaster or a judge's absence from service due to military service or medical disability. Services by a senior judge under an assignment and receipt of compensation for services shall not reduce or otherwise affect the amount of any retirement pay to which the senior judge otherwise would be entitled. Such additional compensation above the retirement compensation benefits accruing to such senior judge shall be paid from the general fund in accordance with appropriations provided by the legislature.

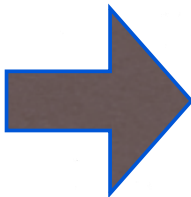
(6) A senior judge assigned to a court located outside the county in which the senior judge regularly resides shall receive, in addition to any daily compensation, reimbursement for traveling and subsistence expenses necessarily incurred in the performance of duties under the assignment. The expenses shall be paid upon presentation of an itemized statement of the expenses, certified by the senior judge to be correct.

(7) To be eligible for assignment, a senior judge must: maintain a residence within the state; not engage in the practice of law other than as a mediator or arbitrator or similar alternate dispute resolution function; not

2012 JUL -2 PM 2:21

SECRETARY OF STATE  
STATE OF IDAHO

# Constitutional state of Idaho oath of office.



1-2222 COURTS AND COURT OFFICIALS 106

accept a position in another branch of state government or any political subdivision; not accept a position in the government of the United States or of another state or nation; and take, subscribe and file with the secretary of state, the following oath or affirmation:

"I, ....., do solemnly swear (or affirm, as the case may be) that as a senior judge of the state of Idaho, I will support the Constitution of the United States and the Constitution of the State of Idaho, and that upon hereafter accepting any assignment to serve as a senior judge of a court of this state I will faithfully discharge the duties thereof to the best of my ability."

(8) Any period of service rendered by a senior judge shall not in any way be computed for additional retirement benefits, and the state controller shall not receive or deduct any sum for transfer to the public employee retirement system of Idaho.

**History.**  
I.C. § 1-2221, as added by 2000, ch. 385, § 9, p. 1243; am. 2005, ch. 188, § 2, p. 574.

**STATUTORY NOTES**

**Cross References.** am. 1993, ch. 82, § 1, p. 212; am. 1994, ch. 180, § 6, p. 420. was repealed by S.L. 2000, ch. 385, § 8, effective January 1, 2000.

**Prior Laws.** Former § 1-2221, which comprised I.C. § 1-2221, as added by 1975, ch. 25, § 1, p. 40;  
**Compiler's Notes.** The words enclosed in parentheses so appeared in the law as enacted.

**1-2222. Salary schedule — Attorney and nonattorney magistrates.** — The salaries of magistrates of the district court shall be as follows:

(1) Beginning on July 1, 1998, the annual salary of each magistrate who is an attorney shall be seven thousand eight hundred eight dollars (\$7,808) less than the annual salary of a district judge. Beginning on July 1, 1999, the annual salary of each magistrate who is an attorney shall be seven thousand one hundred six dollars (\$7,106) less than the salary of a district judge. Beginning on July 1, 2000, the annual salary of each magistrate who is an attorney shall be six thousand four hundred four dollars (\$6,404) less than the salary of a district judge. Beginning on July 1, 2001, the annual salary of each magistrate who is an attorney shall be five thousand seven hundred two dollars (\$5,702) less than the salary of a district judge. Beginning July 1, 2002, the annual salary of each magistrate who is an attorney shall be five thousand dollars (\$5,000) less than the salary of a district judge.

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**STATE OF IDAHO  
OFFICE OF THE SECRETARY OF STATE**

PO Box 83720  
BOISE, ID 83720-0080  
Phone: (208) 334-5355  
Fax: (208) 334-5224



GENERIC INTERNAL CASH CUSTOMER

PO BOX 83720  
BOISE ID 83720-0080

Batch Number: 1330573 Customer Number: 1000  
Check Number: CASH Dated: 7/2/2012

Type	Qty	Description	Each	Extended
2	1	CURRENCY (RECEIPTS)	\$10.00	\$10.00
		CR		
402	1	FACSIMILE SIGNATURE/CERTIFICATIONS	\$10.00	\$10.00
		DB IDAHO CODE CERTIFICATION		

RECEIPT

Please reference your customer number, batch number, and check number on all correspondence with our office.

\*\*\* We've moved! \*\*\*

700 W JEFFERSON, ROOM E205

- Secretary of State
- Elections Division (Elections, Lobbyists, Campaign Disclosure)
- Legislative Affairs (including Tort Claims, Health Care Directive Registry and Will Registry)

450 North 4th Street

(State Library Building) at 4th and State Streets:

- Business Entities
- Liens - UCC
- Notary, Apostilles and Authentications
- Trademarks
- Fiscal

JRB FORM 4  
Senior Judge Oath of Office

To the Secretary of State of the State of Idaho  
P. O. Box 83720  
Boise, ID 83720-0080

I, Patricia G. Young do solemnly swear (or affirm, as the case may be) that as a senior judge of the State of Idaho, I will support the Constitution of the United States and the Constitution of the State of Idaho, and that upon hereafter accepting any assignment to serve as a judge of a court of this state I will faithfully discharge the duties thereof to the best of my ability.

Patricia G. Young  
Signature

State of Idaho )  
County of Ada ) ss

Subscribed to before me this 1<sup>st</sup> day of October, 2011.

Residing in Boise, ID  
my commission expires 11/2017

cc: Idaho Supreme Court  
Court Services Office  
P. O. Box 83720  
Boise, ID 83720-0101



**By changing one letter,  
the meaning has  
CHANGED  
to the municipality for  
the State of Idaho.  
This means the Senior  
Judge can no longer  
remain Constitutional  
and becomes  
Corporate, since you  
are brought forth in  
any civil or criminal  
proceeding by your  
CORPORATE NAME**

**FRAUD BY THE  
IDAHO SUPREME COURT**

All judgements and orders were done illegally due to the oath of office being improper and he or she were acting outside the jurisdiction of the state.