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Cumberland Trail Fire District Belmont County P.O. Box 505 St. Clairsville, Ohio 43950

To the Board of Trustees:

As you are aware, the Auditor of State's Office (AOS) must modify the *Independent Accountants' Report* we provide on your financial statements due to an interpretation from the American Institute of Certified Public Accountants (AICPA). While AOS does not legally require your government to prepare financial statements pursuant to Generally Accepted Accounting Principles (GAAP), the AICPA interpretation requires auditors to formally acknowledge that you did not prepare your financial statements in accordance with GAAP. Our Report includes an adverse opinion relating to GAAP presentation and measurement requirements, but does not imply the amounts the statements present are misstated under the non-GAAP basis you follow. The AOS report also includes an opinion on the financial statements you prepared using the cash basis and financial statement format the AOS permits.

Dave Yost Auditor of State

November 3, 2011

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INDEPENDENT ACCOUNTANTS' REPORT

Cumberland Trail Fire District Belmont County P.O. Box 505 St. Clairsville, Ohio 43950

To the Board of Trustees:

We have audited the accompanying financial statements of the Cumberland Trail Fire District, Belmont County, Ohio (the District), as of and for the years ended December 31, 2010 and 2009. These financial statements are the responsibility of the District's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in the Comptroller General of the United States' *Government Auditing Standards*. Those standards require that we plan and perform the audit to reasonably assure whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe our audit provides a reasonable basis for our opinions.

As described more fully in Note 1, the District has prepared these financial statements using accounting practices the Auditor of State prescribes or permits. These practices differ from accounting principles generally accepted in the United States of America (GAAP). Although we cannot reasonably determine the effects on the financial statements of the variances between these regulatory accounting practices and GAAP, we presume they are material.

Instead of the combined funds the accompanying financial statements present, GAAP require presenting entity-wide statements and also presenting the District's larger (i.e., major) funds separately. While the District does not follow GAAP, generally accepted auditing standards requires us to include the following paragraph if the statements do not substantially conform to GAAP presentation requirements. The Auditor of State permits, but does not require districts to reformat their statements. The Cumberland Trail Fire District has elected not to follow GAAP statement formatting requirements. The following paragraph does not imply the amounts reported are materially misstated under the accounting basis the Auditor of State permits. Our opinion on the fair presentation of the amounts reported pursuant to its non-GAAP basis is in the third following paragraph.

Cumberland Trail Fire District Belmont County Independent Accountants' Report Page 2

In our opinion, because of the effects of the matter discussed in the preceding two paragraphs, the financial statements referred to above for the years ended December 31, 2010 and 2009 do not present fairly, in conformity with accounting principles generally accepted in the United States of America, the financial position of the District as of December 31, 2010 and 2009, or its changes in financial position for the years then ended.

Ohio Rev. Code Section 505.371(C)(3) requires that charges collected under division (C) of this section shall be kept in a separate fund designated as the ambulance and emergency medical services fund an shall be appropriated and administered by the District's Board. The District did not create a separate Special Revenue fund to account for its Emergency Medical Services (EMS) receipt and disbursement activity. Instead, the District co-mingled the EMS activity within the General Fund's general operations and fire department activity. We cannot determine the impact these EMS receipts and disbursements had on the General and Special Revenue Funds during 2010 and 2009.

Also, in our opinion, because of the effects of the matter discussed in the preceding paragraph, the financial statements referred to above do not present fairly, in all material respects, the combined fund cash balances of Cumberland Trail Fire District, Belmont County, as of December 31, 2010 and 2009, and its combined cash receipts and disbursements for the years ended on the accounting basis Note 1 describes.

The District has not presented Management's Discussion and Analysis, which accounting principles generally accepted in the United States of America has determined is necessary to supplement, although not required to be part of, the financial statements.

In accordance with *Government Auditing Standards*, we have also issued our report dated November 3, 2011 on our consideration of the District's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements and other matters. While we did not opine on the internal control over financial reporting or on compliance, that report describes the scope of our testing of internal control over financial reporting and compliance, and the results of that testing. That report is an integral part of an audit performed in accordance with *Government Auditing Standards*. You should read it in conjunction with this report in assessing the results of our audit.

Dave Yost Auditor of State

November 3, 2011

COMBINED STATEMENT OF CASH RECEIPTS, CASH DISBURSEMENTS, AND CHANGES IN FUND CASH BALANCES ALL GOVERNMENTAL FUND TYPES FOR THE YEAR ENDED DECEMBER 31, 2010

	Governmental I	Fund Types		
	General	Special Revenue	Totals (Memorandum Only)	
Cash Receipts:				
Property and Local Taxes	\$826,839	\$0	\$826,839	
Charges for Services	543,501		543,501	
Intergovernmental	230,761	86,152	316,913	
Earnings on Investments	2,207		2,207	
Miscellaneous	10,824		10,824	
Total Cash Receipts	1,614,132	86,152	1,700,284	
Cash Disbursements:				
Current:				
Security of Persons and Property	1,525,874		1,525,874	
Capital Outlay	21,047	86,152	107,199	
Debt Service:				
Redemption of Principal	56,529		56,529	
Interest and Fiscal Charges	18,720		18,720	
Total Cash Disbursements	1,622,170	86,152	1,708,322	
Total Cash Receipts Over/(Under) Cash Disbursements	(8,038)	0	(8,038)	
Fund Cash Balances, January 1	815,766	0	815,766	
Fund Cash Balances, December 31	\$807,728	\$0	\$807,728	

The notes to the financial statements are an integral part of this statement.

COMBINED STATEMENT OF CASH RECEIPTS, CASH DISBURSEMENTS, AND CHANGES IN FUND CASH BALANCES GOVERNMENTAL FUND TYPE FOR THE YEAR ENDED DECEMBER 31, 2009

	Governmental Fund Type
	General
Cash Receipts:	
Property and Local Taxes	\$824,408
Charges for Services	604,368
Intergovernmental	220,996
Earnings on Investments	5,989
Inception of Capital Lease	457,133
Miscellaneous	40,445
Total Cash Receipts	2,153,339
Cash Disbursements:	
Current:	
Security of Persons and Property	1,485,813
Capital Outlay	457,133
Debt Service:	
Redemption of Principal	107,840
Interest and Fiscal Charges	4,650
Total Cash Disbursements	2,055,436
Total Cash Receipts Over Cash Disbursements	97,903
Fund Cash Balances, January 1	717,863
Fund Cash Balances, December 31	\$815,766

The notes to the financial statements are an integral part of this statement.

NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2010 AND 2009

1. Summary of Significant Accounting Policies

A. Description of the Entity

The constitution and laws of the State of Ohio establish the rights and privileges of the Cumberland Trail Fire District, Belmont County, Ohio (the District), as a body corporate and politic. A four-member Board of Trustees governs the District. Each political subdivision within the District appoints one member. Those subdivisions are Richland Township and the City of St. Clairsville. The other two Board members are appointed by the existing Board of Trustees. The District provides fire protection and rescue services within the District and by contract to areas outside the District.

The District's management believes these financial statements present all activities for which the District is financially accountable.

B. Accounting Basis

These financial statements follow the accounting basis the Auditor of State prescribes or permits. This basis is similar to the cash receipts and disbursements accounting basis. The District recognizes receipts when received in cash rather than when earned, and recognizes disbursements when paid rather than when a liability is incurred. Budgetary presentations report budgetary expenditures when a commitment is made (i.e., when an encumbrance is approved).

These statements include adequate disclosure of material matters, as the Auditor of State prescribes or permits.

C. Deposits and Investments

The District's accounting basis includes investments as assets. This basis does not record disbursements for investment purchases or receipts for investment sales. This basis records gains or losses at the time of sale as receipts or disbursements, respectively.

The District values certificates of deposit at cost. Money market mutual funds (including STAR Ohio) are recorded at share values the mutual funds report.

D. Fund Accounting

The District uses fund accounting to segregate cash and investments that are restricted as to use. The District classifies its funds into the following types:

1. General Fund

The General Fund reports all financial resources except those required to be accounted for in another fund, except for Emergency Medical Service receipt and disbursement activity was co-mingled in General Fund instead of a separate and distinct fund.

NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2010 AND 2009 (Continued)

1. Summary of Significant Accounting Policies (Continued)

D. Fund Accounting (Continued)

2. Special Revenue Funds

This fund accounts for proceeds from specific sources (other than from private-purpose trusts or for capital projects) that are restricted to expenditure for specific purposes. The District had the following significant Special Revenue Fund:

Federal Emergency Management Agency (FEMA) Fund: This fund received federal grant monies for the purchase of personal protective equipment.

E. Budgetary Process

The Ohio Revised Code requires that each fund be budgeted annually.

1. Appropriations

Budgetary expenditures (that is, disbursements and encumbrances) may not exceed appropriations at the object level of control, and appropriations may not exceed estimated resources. The Board of Trustees must annually approve appropriation measures and subsequent amendments. The County Budget Commission must also approve the annual appropriation measure. Appropriations lapse at year end.

2. Estimated Resources

Estimated resources include estimates of cash to be received (budgeted receipts) plus cash as of January 1. The County Budget Commission must also approve estimated resources.

3. Encumbrances

The Ohio Revised Code requires the District to reserve (encumber) appropriations when individual commitments are made. Encumbrances outstanding at year end are canceled, and reappropriated in the subsequent year.

A summary of 2010 and 2009 budgetary activity appears in Note 3.

F. Property, Plant, and Equipment

The District records disbursements for acquisitions of property, plant, and equipment when paid. The accompanying financial statements do not report these items as assets.

G. Accumulated Leave

In certain circumstances, such as upon leaving employment, employees are entitled to cash payments for unused leave. The financial statements do not include a liability for unpaid leave.

NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2010 AND 2009 (Continued)

2. Equity in Pooled Deposits and Investments

The District maintains a deposit and investments pool all funds use. The Ohio Revised Code prescribes allowable deposits and investments. The carrying amount of deposits and investments at December 31 was as follows:

	2010	2009
Demand deposits	\$446,538	\$455,692
Certificates of deposit	183,270	182,361
Total deposits	629,808	638,053
		_
STAROhio	177,920	177,713
Total investments	177,920	177,713
Total deposits and investments	\$807,728	\$815,766

Deposits: Deposits are insured by the Federal Deposit Insurance Corporation or collateralized by the financial institution's public entity deposit pool.

Investments: Investments in STAROhio and mutual funds are not evidenced by securities that exist in physical or book-entry form.

3. Budgetary Activity

Budgetary activity for the years ending December 31, 2010 and 2009 follows:

2010 Budgeted vs. Actual Receipts

	Budgeted	Actual	_	
Fund Type	Receipts	Receipts	Variance	
General	\$1,390,000	\$1,614,132	(\$224,132)	
Special Revenue	86,152	86,152	0	
Total	\$1,476,152	\$1,700,284	(\$224,132)	

2010 Budgeted vs. Actual Budgetary Basis Expenditures

<u> </u>	Appropriation	Budgetary	
Fund Type	Authority	Expenditures	Variance
General	\$1,761,000	\$1,622,170	\$138,830
Special Revenue	86,152	86,152	0
Total	\$1,847,152	\$1,708,322	\$138,830

NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2010 AND 2009 (Continued)

3. Budgetary Activity (Continued)

2009 Budgeted vs. Actual Receipts				
Budgeted Actual				
Fund Type	Receipts	Receipts	Variance	
General	\$1,390,000	\$2,153,339	\$763,339	

2009 Budgeted vs. Actual Budgetary Basis Expenditures				
Appropriation Budgetary				
Fund Type		Authority	Expenditures	Variance
General	_	\$1,681,960	\$2,055,436	(\$373,476)

4. Property Tax

Real property taxes become a lien on January 1 preceding the October 1 date for which the Trustees adopted tax rates. The State Board of Tax Equalization adjusts these rates for inflation. Property taxes are also reduced for applicable homestead and rollback deductions. The financial statements include homestead and rollback amounts the State pays as Intergovernmental Receipts. Payments are due to the County by December 31. If the property owner elects to pay semiannually, the first half is due December 31. The second half payment is due the following June 20.

Public utilities are also taxed on personal and real property located within the District.

Tangible personal property tax is assessed by the property owners, who must file a list of such property to the County by each April 30.

The County is responsible for assessing property, and for billing, collecting, and distributing all property taxes on behalf of the District.

5. Debt

Debt outstanding at December 31, 2010 was as follows:

	Principal	Interest Rate
Promissory Note	\$326,843	4.88%
Total	\$326,843	

The District entered into a lease purchase agreement to finance an aerial fire truck. The agreement was entered into on April 7, 2009.

NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2010 AND 2009 (Continued)

5. Debt (Continued)

Amortization of the lease payments through 2015 are as follows:

	Interest and			
Fiscal Year Ending	Principal	Fiscal Charges	Total	
2011	\$59,289	\$15,960	\$75,249	
2012	62,184	13,065	75,249	
2013	65,220	10,028	75,248	
2014	68,405	6,844	75,249	
2015	71,745	3,503	75,248	
Total	\$326,843	\$49,400	\$376,243	

6. Retirement Systems

The District's full-time fire fighters belong to the Ohio Police and Fire Pension Fund (OP&F). Other employees belong to the Ohio Public Employees Retirement System (OPERS). OP&F and OPERS are cost-sharing, multiple-employer plans. The Ohio Revised Code prescribes these plans' benefits, which include postretirement healthcare and survivor and disability benefits.

The Ohio Revised Code also prescribes contribution rates. For 2010 and 2009, OP&F participants contributed 10% of their wages. For 2010 and 2009, the District contributed to OP&F an amount equal to 24% of full-time fire fighters' wages. For 2010 and 2009, OPERS members contributed 10% of their gross salaries and the District contributed an amount equaling 14% of participants' gross salaries. The District has paid all contributions required through December 31, 2010.

The part-time employees of the District are not members of OP&F or OPERS. Instead, they contribute to Social Security. The contribution rate for these employees is 6.2% of their gross wages. The District contributed an amount equal to 6.2% of the employees' gross wages. The District has paid all contributions required through December 31, 2010.

7. Risk Management

Commercial Insurance

The District has obtained commercial insurance for the following risks:

- Comprehensive property and general liability;
- Vehicles; and
- · Errors and omissions.

The District also provides health and dental insurance to full-time employees through a private carrier.

NOTES TO THE FINANCIAL STATEMENTS DECEMBER 31, 2010 AND 2009 (Continued)

8. Contingent Liabilities

Amounts grantor agencies pay to the District are subject to audit and adjustment by the grantor, principally the federal government. The grantor may require refunding any disallowed costs. Management cannot presently determine amounts grantors may disallow. However, based on prior experience, management believes any refunds would be immaterial.

INDEPENDENT ACCOUNTANTS' REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS REQUIRED BY GOVERNMENT AUDITING STANDARDS

Cumberland Trail Fire District Belmont County P.O.Box 505 St. Clairsville, Ohio 43950

To the Board of Trustees:

We have audited the financial statements of the Cumberland Trail Fire District, Belmont County, Ohio (the District), as of and for the years ended December 31, 2010 and 2009, and have issued our report thereon dated November 3, 2011, wherein we issued an adverse opinion because the District co-mingled EMS activity with general operations in the General Fund. We also noted the District followed accounting practices the Auditor of State prescribes rather than accounting principles generally accepted in the United States of America. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in the Comptroller General of the United States' *Government Auditing Standards*.

Internal Control Over Financial Reporting

In planning and performing our audit, we considered the District's internal control over financial reporting as a basis for designing our audit procedures for the purpose of expressing our opinions on the financial statements, but not for the purpose of opining on the effectiveness of the District's internal control over financial reporting. Accordingly, we have not opined on the effectiveness of the District's internal control over financial reporting.

Our consideration of internal control over financial reporting was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control over financial reporting that might be significant deficiencies or material weaknesses. Therefore, we cannot assure that we have identified all deficiencies, significant deficiencies or material weaknesses. However, as described in the accompanying Schedule of Findings, we identified a certain deficiency in internal control over financial reporting, that we consider to be a material weaknesses and another deficiency we consider to be a significant deficiency.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, when performing their assigned functions, to prevent, or detect and timely correct misstatements. A material weakness is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and timely corrected. We consider finding 2010-01 described in the accompanying Schedule of Findings to be a material weakness.

Cumberland Trail Fire District
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Independent Accountant's report on Internal Control Over
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Required by Government Auditing Standards
Page 2

A significant deficiency is a deficiency, or a combination of deficiencies in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance. We consider finding 2010-03 described in the accompanying Schedule of Findings to be a significant deficiency.

Compliance and Other Matters

As part of reasonably assuring whether the District's financial statements are free of material misstatement, we tested its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could directly and materially affect the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and accordingly, we do not express an opinion. The results of our tests disclosed instances of noncompliance or other matters we must report under *Government Auditing Standards* which are described in the accompanying Schedule of Findings as items 2010-01 through 2010-03.

We intend this report solely for the information and use of management, the Board of Trustees, and others within the District. We intend it for no one other than these specified parties.

David Yost Auditor of State

November 3, 2011

SCHEDULE OF FINDINGS DECEMBER 31, 2010 AND 2009

FINDINGS RELATED TO THE FINANCIAL STATEMENTS REQUIRED TO BE REPORTED IN ACCORDANCE WITH GAGAS

FINDING NUMBER 2010-001

Noncompliance Citation and Material Weakness

Ohio Rev. Code Section 505.375 provides for the creation of a fire and ambulance district. Specifically, R.C. 505.375(C)(8) states, in pertinent part, that the board of trustees of a fire and ambulance district establish reasonable charges for the use of ambulance or emergency medical services under the same conditions under which a board of fire district trustees may establish those charges under section 505.371 of the Revised Code.

Ohio Rev. Code Section 505.371(C)(1) states, in part, that the board of fire district trustees may establish reasonable charges for the use of ambulance or emergency medical services.

Ohio Rev. Code Section 505.371(C)(3) states that charges collected under division (C) of this section shall be kept in a separate fund designated as the ambulance and emergency medical services fund and shall be appropriated and administered by the board. The fund shall be used for the payment of the costs of the management, maintenance, and operation of ambulance and emergency medical services in the district.

The District did not establish the required fund. All receipt and expenditure activity of Emergency Medical Services was accounted for in the General Fund with general operations and fire department activity. Failure to establish a separate fund to account for emergency medical services charges resulted in misleading financial statements and could lead to misappropriation of funds.

We recommend the District establish a separate Special Revenue fund to account for activity related to ambulance and emergency medical services.

FINDING NUMBER 2010-002

Noncompliance Citation

Ohio Rev. Code Section 5705.41(B) prohibits a subdivision or taxing unit from expending money unless it has been properly appropriated.

At December 31, 2009, expenditures exceeded appropriations at the legal level of control as follows:

Fund	Appro	priations	Exp	penditures	Variance
General Fund-Capital Outlay	\$	-	\$	457,133	\$ (457,133)

The variance in the General Fund was due to an audit adjustment to record the Inception of the Capital Lease receipts and expenditures.

We recommend the Financial Officer monitor all fund expenditures at the legal level of control to ensure expenditures remain within their respective budgeted amounts.

SCHEDULE OF FINDINGS DECEMBER 31, 2010 AND 2009 (Continued)

FINDINGS RELATED TO THE FINANCIAL STATEMENTS REQUIRED TO BE REPORTED IN ACCORDANCE WITH GAGAS (Continued)

FINDING NUMBER 2010-003

Noncompliance Citation and Significant Deficiency

Ohio Admin. Code Section 117-2-02(A) provides that all local public offices shall maintain an accounting system and accounting records sufficient to enable the public office to identify, assemble, analyze, classify, record and report its transactions, maintain accountability for the related assets, document compliance with finance-related legal and contractual requirements and prepare financial statements.

Ohio Rev. Code Section 5705.40 states that any appropriation ordinance or measure may be amended or supplemented, provided that such amendment or supplement shall comply with all provisions of law governing the taxing authority in making an original appropriation and that no appropriation for any purpose shall be reduced below an amount sufficient to cover all unliquidated and outstanding contracts or obligations certified from or against the appropriation.

Ohio Rev. Code Section 5705.36(A)(3) states that upon a determination by the fiscal officer of a subdivision that the revenue to be collected by the subdivision will be greater than the amount included in an official certificate and the legislative authority intends to appropriate and expend the excess revenue, the fiscal officer shall certify the amount of excess to the commission, and if the commission determines the fiscal officer's certification is reasonable, the commission shall certify an amended certificate reflecting such excess.

During 2009, the District did not record the inception of a capital lease for the purchase of an aerial fire ladder truck in the amount of \$457,133. The Fire District Fiscal Officer did not amend estimated revenues or amend the appropriations for the project expenditures of this money.

Adjustments with which the District's officials' agree are reflected within the accompanying financial statements.

We recommend the District follow the budgetary scheme of Chapter 5705 of the Revised Code to monitor the estimated revenues and appropriations, amending them as appropriate to record these funds.

Officials' Response: The District officials did not respond to the above findings.

SCHEDULE OF PRIOR AUDIT FINDINGS DECEMBER 31, 2010 AND 2009

Finding Number	Finding Summary	Fully Corrected?	Not Corrected, Partially Corrected; Significantly Different Corrective Action Taken; or Finding No Longer Valid; <i>Explain</i>
2008-001	Ohio Rev. Code Section 5705.09(F) states each subdivision shall establish a special fund from a source other that the general property tax, which the law requires for a special purpose.	Yes	Corrected
2008-002	Ohio Rev. Code Section 5705.13(C) states a taxing authority may transfer money from the General Fund to any other fund of the subdivision. The District established a capital projects fund but failed to record the transfers from the General Fund to the Capital Projects Fund.	Yes	Finding No Longer Valid – no such transfers were made.
2008-03	Ohio Rev. Code Section 505.371(C)(3) requires the creation of ambulance and emergency medical service fund.	No	Not Corrected; Repeated as Finding 2010-01.





CUMBERLAND TRAIL FIRE DISTRICT

BELMONT COUNTY

CLERK'S CERTIFICATION

This is a true and correct copy of the report which is required to be filed in the Office of the Auditor of State pursuant to Section 117.26, Revised Code, and which is filed in Columbus, Ohio.

CLERK OF THE BUREAU

Susan Babbitt

CERTIFIED NOVEMBER 22, 2011