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ORDER FOR ANNEXATION

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho

EAST SEASONS ACRES ANNEXATION

THE BOARD OF DIRECTORS (the "Board") OF NORTH KOOTENAI DISTRICT (the "District") makes the following findings relative to Resolution No. 2009-18, canvassing the special election conducted on May 26, 2009, to annex the East Seasons Acres area into the District, presented to the Board:

(1) The District is a validly formed water district under and by virtues of the laws of the State of Idaho.

(2) The owners of certain real property located in Kootenai County, Idaho, generally adjacent to the boundaries of the District, affirmed at a special election to annex the East Seasons Acres area into the District which complied with the requirements of Idaho Code §42-3218(a) (a copy of Resolution No. 2009-18 is attached hereto as Exhibit "A" as though fully set forth herein).

(3) The Board of Directors has examined the returns of the election on the proposition and has found that a majority of the qualified electors of the District voting at such election cast their votes in the affirmative for the proposition. (The area covered by the annexation is set forth in the map attached hereto and incorporated herein by this reference as Exhibit "B".)

(4) The Board, after consideration of the records and files herein and the public health and safety of the current and future residents and businesses in the District and the area proposed for annexation, find it in the best interests of the District, its residents and those who are in the area to be annexed into the District, to annex the area covered by Resolution No. 2009-18.

(5) Subject to the conditions placed on the annexation by the District, the real property described in the map attached hereto as Exhibit "B" and legally described in Exhibit "C" attached hereto is hereby incorporated into the District as of the date this Order is filed with the County Recorder.

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This Order is adopted by a majority vote of the Board of Directors at a meeting on May 28, 2009.

NORTH KOOTENAI WATER DISTRICT

By: Shirley L. Stoller, pro tem
Chairman, Board of Directors

ATTEST:

[Signature]
Secretary



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LIST OF EXHIBITS

- A. Resolution No. 2009-18 canvassing annexation
- B. Petitions for Annexation
- C. Map of the area to be annexed
- D. Legal Description of real property annexed into District
- E. Affidavit of Publications

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NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho

RESOLUTION NO. 2009-18

A RESOLUTION of the North Kootenai Water District, Kootenai County, Idaho, canvassing the returns and declaring the results of the special election held on May 26, 2009, for the purpose of annexation of the real property known as the Snowberry Court, Rimrock Forest Estates, Woodland Heights, 7th Addition, East Seasons Acres and West Hayden Estates areas into the District; and providing for the effective date of this resolution; and providing for other matters properly relating thereto

ANNEXATION ELECTION

BE IT RESOLVED BY THE CHAIR AND BOARD OF DIRECTORS OF THE NORTH KOOTENAI WATER DISTRICT, Kootenai County, Idaho, as follows:

WHEREAS, North Kootenai Water District, of Kootenai County, Idaho, (the "District"), is a duly existing water district organized and operating under the laws of the State of Idaho; and

WHEREAS, a special election was duly held on May 26, 2009, for the purpose of annexing the real property known as the Snowberry Court, Rimrock Forest Estates, Woodland Heights, 7th Addition, East Seasons Acres and West Hayden Estates areas into the District; and

WHEREAS, the District now desires to canvass the votes cast for or against the proposition and to declare the results of said election;

NOW, THEREFORE, BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED as follows:

Section 1. ELECTION

The special election was duly and regularly called, noticed, held, and conducted and the votes cast were received and canvassed, and the returns thereof made in the time, form, and

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manner required by law and by the resolutions, ordinances, orders, and proceedings taken by the District.

Section 2. NOTICE OF ELECTION

Notice of the calling of said election was duly and legally given by the publication of an appropriate notice in the official newspaper of the District.

Section 3. POLL

The poll of said election opened at 8:00 A.M. and remained open continuously until closed at the hour of 8:00 P.M., at the voting place specified in the Notice.

Section 4. QUALIFIED ELECTORS

Only persons who were qualified electors of the District, duly registered to vote therein, were permitted to vote at said election, and no person so qualified to vote at said election was refused the right to vote.

Section 5. BALLOTS

The ballots used at said election were in the form prescribed by law.

Section 6. PROPOSITION AND CANVASS

The District has examined the returns of the election on the proposition and hereby canvasses said returns and declare the results of the election and the votes cast for the proposition submitted:

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The ballot title for said special election was in substantially the following form:

Shall North Kootenai Water District annex the real property known as the Snowberry Court area into the District, all as more fully provided in Resolution No. 2009-14 adopted on May 7, 2009.

The total number of votes cast at the polling place for said election, both for and against the proposition, was as follows:

| Polling Location | Votes in Favor | Votes Against | Mutilated Votes | Total Votes |
|--|-----------------------|----------------------|------------------------|--------------------|
| North Kootenai Water District Office 1841 West Hayden Ave. Hayden, Idaho | 2 | 0 | 0 | 2 |

The ballot title for said special election was in substantially the following form:

Shall North Kootenai Water District annex the real property known as the Rimrock Forest Estate area into the District, all as more fully provided in Resolution No. 2009-14 adopted on May 7, 2009.

The total number of votes cast at the polling place for said election, both for and against the proposition, was as follows:

| Polling Location | Votes in Favor | Votes Against | Mutilated Votes | Total Votes |
|--|-----------------------|----------------------|------------------------|--------------------|
| North Kootenai Water District Office 1841 West Hayden Ave. Hayden, Idaho | 4 | 0 | 0 | 4 |

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The ballot title for said special election was in substantially the following form:

Shall North Kootenai Water District annex the real property known as Woodland Heights, 7th Addition area into the District, all as more fully provided in Resolution No. 2009-14 adopted on May 7, 2009.

The total number of votes cast at the polling place for said election, both for and against the proposition, was as follows:

| Polling Location | Votes in Favor | Votes Against | Mutilated Votes | Total Votes |
|--|----------------|---------------|-----------------|-------------|
| North Kootenai Water District Office 1841 West Hayden Ave. Hayden, Idaho | 1 | 0 | 0 | 1 |

The ballot title for said special election was in substantially the following form:

Shall North Kootenai Water District annex the real property known as the East Seasons Acres area into the District, all as more fully provided in Resolution No. 2009-14 adopted on May 7, 2009.

The total number of votes cast at the polling place for said election, both for and against the proposition, was as follows:

| Polling Location | Votes in Favor | Votes Against | Mutilated Votes | Total Votes |
|--|----------------|---------------|-----------------|-------------|
| North Kootenai Water District Office 1841 West Hayden Ave. Hayden, Idaho | 2 | 0 | 0 | 2 |

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The ballot title for said special election was in substantially the following form:

Shall North Kootenai Water District annex the real property known as the West Hayden Estates area into the District, all as more fully provided in Resolution No. 2009-14 adopted on May 7, 2009.

The total number of votes cast at the polling place for said election, both for and against the proposition, was as follows:

| Polling Location | Votes in Favor | Votes Against | Mutilated Votes | Total Votes |
|--|----------------|---------------|-----------------|-------------|
| North Kootenai Water District Office 1841 West Hayden Ave. Hayden, Idaho | 1 | 0 | 0 | 1 |

Section 7. ADOPTION

Upon canvass, it is found that a majority of the qualified electors of the District voting at such election cast their votes in the affirmative for the proposition.

Section 8. AUTHORIZATION TO PROCEED

The District, acting as a Board of Canvassers, hereby finds, determines, and declares that:

- (a) Said propositions for the purpose of annexing property into the District were approved by a majority of electors;
- (b) Said election was in all things held and conducted in strict compliance with the law; and
- (c) The District is authorized to proceed with the authorization of said annexations as specified in said proposition.

Section 9. RATIFICATION

All actions taken by the District in connection with the publication of the Notice of Special Election and the preparation and the printing of the ballots and sample ballots used at the election are hereby in all respects ratified, approved, and confirmed.

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ADOPTED by the District of North Kootenai Water District on May 28, 2009.

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho

Shirley A Staller, pro tem
Chairman

ATTEST:

Sam Hurst
Secretary



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CERTIFICATION

I, the undersigned Secretary of North Kootenai Water District, Kootenai County, Idaho, HEREBY CERTIFY that the foregoing Resolution is a full, true and correct copy of a Resolution duly adopted at a special meeting of said District duly and regularly held at the regular meeting place thereof May 28, 2009, of which meeting all members of said District had due notice and at which a majority thereof were present; and that at said meeting said Resolution was adopted by the following vote:

AYES, and in favor thereof, Directors: 4

NOES, Directors: 0

ABSENT, Directors: 1

ABSTAIN, Directors: 0

I FURTHER CERTIFY that I have carefully compared the same with the original Resolution on file and of record in my office; that said Resolution is a full, true and correct copy of the original Resolution adopted at said meeting; and that said Resolution has not been amended, modified or rescinded since the date of its adoption, and is now in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the official seal of said District on May 28, 2009.



[Handwritten Signature]
Secretary

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NORTH KOOTENAI WATER DISTRICT

PETITION FOR ANNEXATION

COMES NOW Petitioner, Gregg Cloward and petitions the Board of Directors of North Kootenai Water District ("District") as follows:

1. Petitioners are the owners of the real property situated within the County of Kootenai, State of Idaho, located at the physical address of:

4199 W. Seasons Rd Rathdrum Id
(Street Address)

2. Petitioners are desirous that the above-described property be included in, made a part of, and be served with water system improvements in North Kootenai Water District, Kootenai County, Idaho, in conjunction with the area-wide annexation of certain other real property collectively known as:

East Seasons Acres

3. Petitioners request that, in accordance with the provisions of Section 42-3218, Idaho Code, notice of the filing of this petition be given and published in the official newspaper of the District in Kootenai County, Idaho, said notice to give all persons interested an opportunity to appear and show cause in writing, if any they have, why this petition should not be granted at the hearing, time and place to be set by this Board; that further, assuming that no valid objections are made to the inclusion of the above-described property within the boundaries of the District, the Board enter its order that the above-described property be included within the boundaries of the District, and that such order be recorder and filed with Kootenai County, Idaho and filed with the State of Idaho Tax Commission.

4. In the event that less than sixty percent (60%) of the owners of the property in the area to be annexed authorize an area-wide annexation by petition, Petitioners pray for an election to determine if the property within the area shall be annexed into the District.

HC If an election becomes necessary, the undersigned verifies that they are a registered voter living within the area proposed to be annexed by initialing this paragraph.

DATED: March 23, 2009

Petitioner: Gregg J Cloward
(Print Name)

Signature: Gregg J Cloward

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**NORTH KOOTENAI WATER DISTRICT
PETITION FOR ANNEXATION**

COMES NOW Petitioner, THOMAS HILL and petitions the Board of Directors of North Kootenai Water District ("District") as follows:

1. Petitioners are the owners of the real property situated within the County of Kootenai, State of Idaho, located at the physical address of:

4100 W McWilliams Rd Spirit Lake, ID 83869
(Street Address)

2. Petitioners are desirous that the above-described property be included in, made a part of, and be served with water system improvements in North Kootenai Water District, Kootenai County, Idaho, in conjunction with the area-wide annexation of certain other real property collectively known as:

East Seasons Acres

3. Petitioners request that, in accordance with the provisions of Section 42-3218, Idaho Code, notice of the filing of this petition be given and published in the official newspaper of the District in Kootenai County, Idaho, said notice to give all persons interested an opportunity to appear and show cause in writing, if any they have, why this petition should not be granted at the hearing, time and place to be set by this Board; that further, assuming that no valid objections are made to the inclusion of the above-described property within the boundaries of the District, the Board enter its order that the above-described property be included within the boundaries of the District, and that such order be recorder and filed with Kootenai County, Idaho and filed with the State of Idaho Tax Commission.

4. In the event that less than sixty percent (60%) of the owners of the property in the area to be annexed authorize an area-wide annexation by petition, Petitioners pray for an election to determine if the property within the area shall be annexed into the District.

_____ If an election becomes necessary, the undersigned verifies that they are a registered voter living within the area proposed to be annexed by initialing this paragraph.

DATED: MAR 26, 2009

Petitioner: THOMAS HILL
(Print Name)

Signature: Thomas Hill

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NORTH KOOTENAI WATER DISTRICT

PETITION FOR ANNEXATION

COMES NOW Petitioner, Paul E. Peak and petitions the Board of Directors of North Kootenai Water District ("District") as follows:

1. Petitioners are the owners of the real property situated within the County of Kootenai, State of Idaho, located at the physical address of:

27329 N. Peak Rd. Spirit Lake, Idaho 83869
(Street Address)

2. Petitioners are desirous that the above-described property be included in, made a part of, and be served with water system improvements in North Kootenai Water District, Kootenai County, Idaho, in conjunction with the area-wide annexation of certain other real property collectively known as:

East Seasons Acres

3. Petitioners request that, in accordance with the provisions of Section 42-3218, Idaho Code, notice of the filing of this petition be given and published in the official newspaper of the District in Kootenai County, Idaho, said notice to give all persons interested an opportunity to appear and show cause in writing, if any they have, why this petition should not be granted at the hearing, time and place to be set by this Board; that further, assuming that no valid objections are made to the inclusion of the above-described property within the boundaries of the District, the Board enter its order that the above-described property be included within the boundaries of the District, and that such order be recorder and filed with Kootenai County, Idaho and filed with the State of Idaho Tax Commission.

4. In the event that less than sixty percent (60%) of the owners of the property in the area to be annexed authorize an area-wide annexation by petition, Petitioners pray for an election to determine if the property within the area shall be annexed into the District.

P.E.P. If an election becomes necessary, the undersigned verifies that they are a registered voter living within the area proposed to be annexed by initialing this paragraph.

DATED: 3-27, 2009

Petitioner: Paul E. Peak
(Print Name)

Signature: Paul E. Peak

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Petitioner: _____
(Print Name)

Signature: _____

Parcel Identification:

Parcel ID: 53N04W-21-7100
Legal Description: S2-S2-SE-SW
Annexation Area: East Seasons Acres
Service Area: East Seasons Acres

STATE OF IDAHO)
) ss.
COUNTY OF KOOTENAI)

On this 27 day of March, 2009, before me, the undersigned, a Notary Public in and for the State of Idaho, duly commissioned and sworn, personally appeared Paul G. Peak and _____ (strike out if not needed), known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledge to me that they executed the same.

Deborah A. Wilson
Notary Public
Deborah A. Wilson
(Print Name)

My appointment expires: 03-13-15



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NORTH KOOTENAI WATER DISTRICT

PETITION FOR ANNEXATION

COMES NOW Petitioner, MARK PITTMAN and petitions the Board of Directors of North Kootenai Water District ("District") as follows:

1. Petitioners are the owners of the real property situated within the County of Kootenai, State of Idaho, located at the physical address of:

27045 N. ROURKE RD.
(Street Address)

2. Petitioners are desirous that the above-described property be included in, made a part of, and be served with water system improvements in North Kootenai Water District, Kootenai County, Idaho, in conjunction with the area-wide annexation of certain other real property collectively known as:

East Seasons Acres

3. Petitioners request that, in accordance with the provisions of Section 42-3218, Idaho Code, notice of the filing of this petition be given and published in the official newspaper of the District in Kootenai County, Idaho, said notice to give all persons interested an opportunity to appear and show cause in writing, if any they have, why this petition should not be granted at the hearing, time and place to be set by this Board; that further, assuming that no valid objections are made to the inclusion of the above-described property within the boundaries of the District, the Board enter its order that the above-described property be included within the boundaries of the District, and that such order be recorder and filed with Kootenai County, Idaho and filed with the State of Idaho Tax Commission.

4. In the event that less than sixty percent (60%) of the owners of the property in the area to be annexed authorize an area-wide annexation by petition, Petitioners pray for an election to determine if the property within the area shall be annexed into the District.

M.P. If an election becomes necessary, the undersigned verifies that they are a registered voter living within the area proposed to be annexed by initialing this paragraph.

DATED: 3-30, 2009

Petitioner: MARK PITTMAN
(Print Name)

Signature: Mark Pittman

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NORTH KOOTENAI WATER DISTRICT

PETITION FOR ANNEXATION

COMES NOW Petitioner, North Kootenai Water Dist. and petitions the Board of Directors of North Kootenai Water District ("District") as follows:

1. Petitioners are the owners of the real property situated within the County of Kootenai, State of Idaho, located at the physical address of:

(Street Address)

2. Petitioners are desirous that the above-described property be included in, made a part of, and be served with water system improvements in North Kootenai Water District, Kootenai County, Idaho, in conjunction with the area-wide annexation of certain other real property collectively known as:

East Seasons Acres

3. Petitioners request that, in accordance with the provisions of Section 42-3218, Idaho Code, notice of the filing of this petition be given and published in the official newspaper of the District in Kootenai County, Idaho, said notice to give all persons interested an opportunity to appear and show cause in writing, if any they have, why this petition should not be granted at the hearing, time and place to be set by this Board; that further, assuming that no valid objections are made to the inclusion of the above-described property within the boundaries of the District, the Board enter its order that the above-described property be included within the boundaries of the District, and that such order be recorder and filed with Kootenai County, Idaho and filed with the State of Idaho Tax Commission.

4. In the event that less than sixty percent (60%) of the owners of the property in the area to be annexed authorize an area-wide annexation by petition, Petitioners pray for an election to determine if the property within the area shall be annexed into the District.

_____ If an election becomes necessary, the undersigned verifies that they are a registered voter living within the area proposed to be annexed by initialing this paragraph.

DATED: April 2, 2009

Petitioner: Thomas Crummins, President
(Print Name)

Signature: Thomas Cr

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Petitioner: _____
(Print Name)

Signature: _____

Parcel Identification:

Parcel ID: 0-7193-002-011-0
Legal Description: SEASONS ACRES 1ST ADD, LT 11 BLK 2 (WELL LOT)
Annexation Area: East Seasons Acres
Service Area: East Seasons Acres

STATE OF IDAHO)
)ss.
COUNTY OF KOOTENAI)

On this 2 day of April, 2009 before me, the undersigned, a Notary Public in and for the State of Idaho, duly commissioned and sworn, personally appeared Thomas Jimmit and _____ (~~strike out if not needed~~), known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledge to me that they executed the same.

Deborah A. Wilson
Notary Public
Deborah A. Wilson
(Print Name)

My appointment expires: 03-13-15



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Book K Page 157 20
Inst: # 210223000

CORBITT ESTATES

A REPLAT OF LOT 9, BLOCK 2, AMENDED PLAT OF SEASONS ACRES,
LOCATED IN THE NORTH 1/2 OF SEC. 28, T. 53 N., R. 4 W., B.M.,
KOOTENAI COUNTY, IDAHO

LEGEND

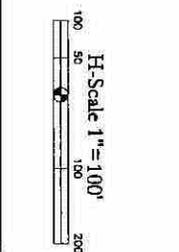
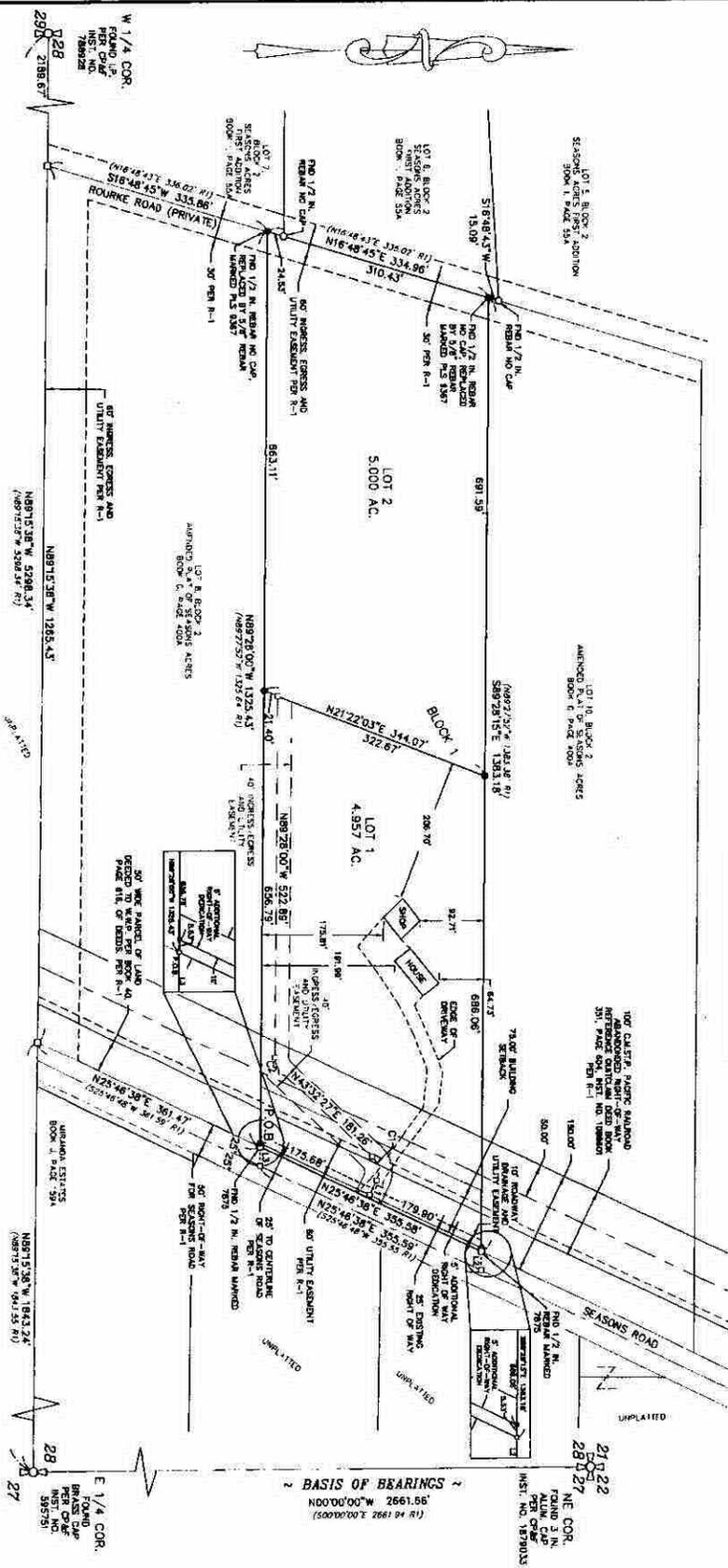
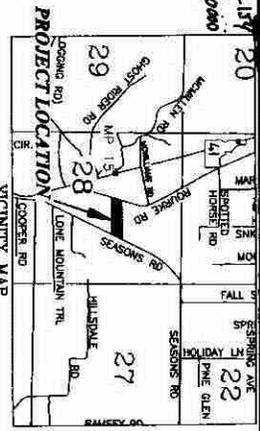
- (R) RECORD
- SET 3/4" BY 30" BEAM WITH PLASTIC CAP
- BOUNDARY P.C. FILE # 2807
- FOUND MONUMENTS AS NOTED
- COMPUTED POINT

CURVE TABLE

| CHORD | CHORD | TANGENT | BEARING | DELTA |
|-------|-------|---------|-------------|--------|
| 37.82 | 30.00 | 33.37 | S70°23'21"W | 77.61° |
| 24.81 | 30.00 | 23.92 | S70°23'21"W | 45.74° |

LINE TABLE

| LINE | LENGTH | BEARING |
|------|--------|-------------|
| 1 | 23.11 | S45°23'21"W |
| 2 | 27.84 | S70°23'21"W |
| 3 | 37.82 | S70°23'21"W |



REFERENCES

R-1 AMENDED PLAT OF SEASONS ACRES BY JAMES H. FRANK, P.L.S. 7074, FILED IN BOOK 15 OF PLATS AT PLATE 400-400A, RECORDS OF KOOTENAI COUNTY.

BASIS OF BEARINGS

PLAT OF BEARINGS FOR THIS SURVEY IS IN ACCORDANCE WITH THE PROVISIONS OF THE PLAT ACT, AND IS SUBJECT TO THE ACT SHOWING PER M.

NOTES

1. THERE ARE NO TITLES MADE TO SHOW PHYSICAL EVIDENCE OF THE EXISTENCE OF THIS SURVEY AND ACCORDING TO THE PROVISIONS OF THE PLAT ACT, THE SURVEY IS SUBJECT TO THE ACT SHOWING PER M.



CORBITT ESTATES

1702 Hudson Ave., Ste. B
Pocatello, Idaho 83424
PHONE (208) 775-4379
FAX (208) 774-4378
www.corbittestates.com

KOOTENAI COUNTY, IDAHO

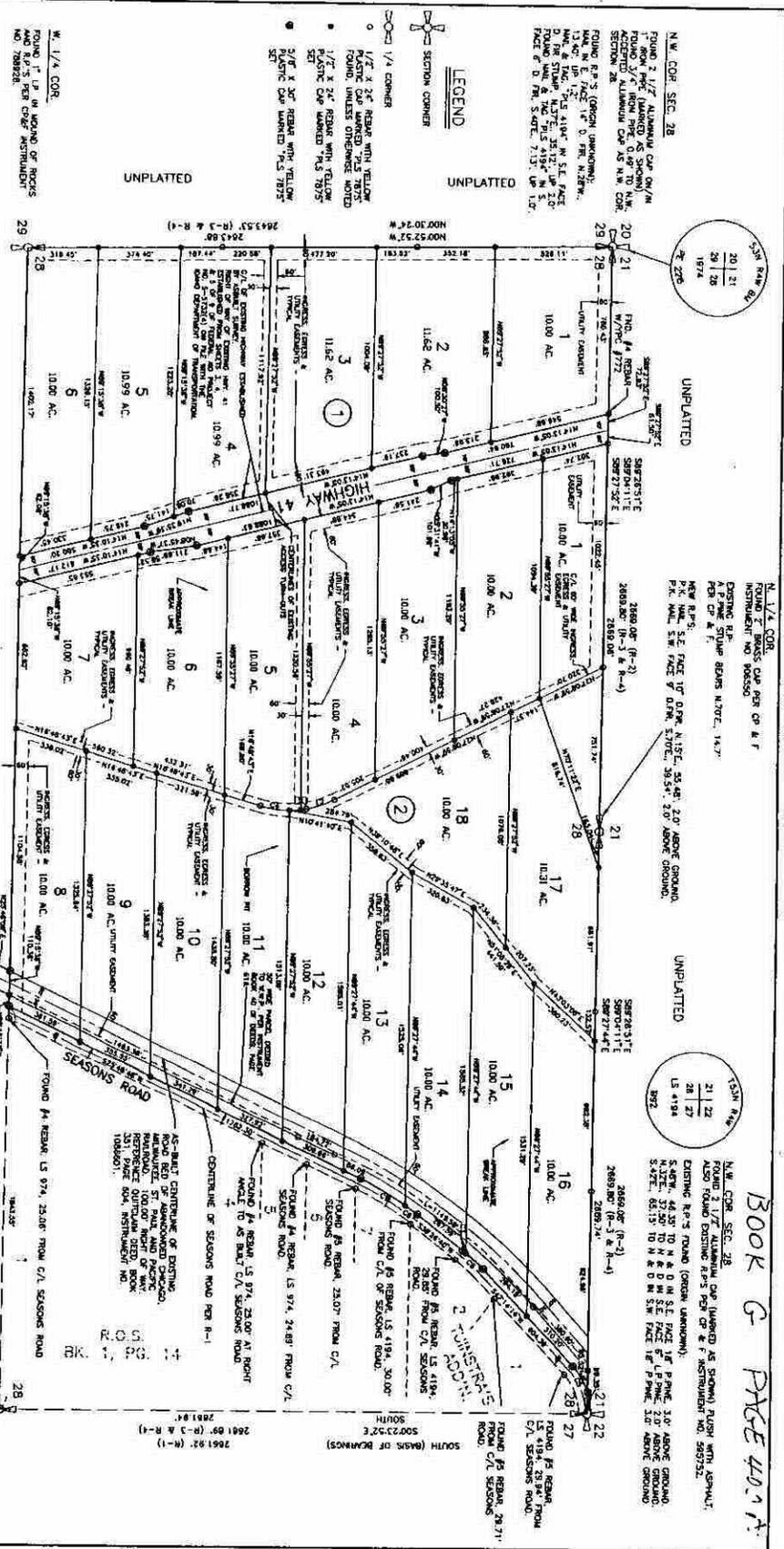
DESIGNED BY: [Name] DATE: 02-04-08 SHEET NAME: 08-181-SP-000A-DWG
CHECKED BY: [Name] SCALE: 1" = 100' PLOT # 08-181 SHEET 1 OF 2

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BOOK G PAGE 4007A



CURVE TABLE

| STATION | CHORD BEARING | CHORD DISTANCE | CHORD AREA | CHORD PERCENTAGE |
|---------|---------------|----------------|------------|------------------|
| 1 | ... | ... | ... | ... |
| 2 | ... | ... | ... | ... |
| 3 | ... | ... | ... | ... |
| 4 | ... | ... | ... | ... |
| 5 | ... | ... | ... | ... |
| 6 | ... | ... | ... | ... |
| 7 | ... | ... | ... | ... |
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| 11 | ... | ... | ... | ... |
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| 21 | ... | ... | ... | ... |
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| 23 | ... | ... | ... | ... |
| 24 | ... | ... | ... | ... |
| 25 | ... | ... | ... | ... |
| 26 | ... | ... | ... | ... |
| 27 | ... | ... | ... | ... |
| 28 | ... | ... | ... | ... |
| 29 | ... | ... | ... | ... |
| 30 | ... | ... | ... | ... |

AMENDED PLAT OF SEASONS' ACRES
 IN A PORTION OF
 THE NORTH HALF AND THE
 NORTHWEST QUARTER OF THE SOUTHEAST QUARTER
 OF SECTION 28, TOWNSHIP 53 NORTH, 4 WEST, B.M.
 KOOTENAI COUNTY, IDAHO

IPRE INLAND PACIFIC ENGINEERING
 2220 Lakeside Dr., Suite 205 (208) 785-7794
 Coeur d'Alene, ID 83814 FAX: (208) 789-7277



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Seasons' Acres
Legal for Annexation
4-30-2009

Lots 1-18, Block 2 of Amended Seasons' Acres Plat, as recorded in Book G of Plats, Pages 400 and 400A, records of Kootenai County, Idaho.

TOGETHER WITH

Corbit Estates Plat as recorded in Book K of Plats, Pages 154 and 154A, records of Kootenai County

TOGETHER WITH

The South Half of the South Half of the Southeast Quarter of the Southwest Quarter of Section 21, Township 53 North, Range 4 West, Boise Meridian.

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AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

99

Kattie Hay

being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice

of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 23 day of April, 2009, and ending on the 30 day of April, 2009, and such publication was made as often during said period as said Daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice Kattie Hay. On this 30 day of April, in the year of 2009, before me, a Notary Public, personally appeared Kattie Hay, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Regina Mason

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/09



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