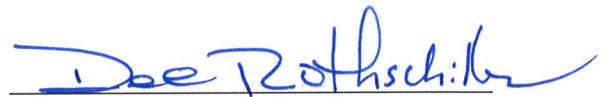


CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of Big Sky County Water & Sewer District No. 363, Montana (the "District"), hereby certify that the attached resolution is a true copy of a Resolution entitled: "A RESOLUTION OF BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363, MONTANA; DECLARING IT TO BE THE INTENTION OF THE DISTRICT TO ESTABLISH A WATER SYSTEM JURISDICTIONAL AREA WITHIN THE DISTRICT" (the "Resolution"), on file in the original records of the District in my legal custody; that the Resolution was duly adopted by the Board of Directors of the District at a regular meeting on October 25, 2001 and that the meeting was duly held by the Board of Directors and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Resolution at said meeting, the following Directors voted in favor thereof: Jack Crowther, Stewart Peacock, Packy Cronin, Dee Rothschiller and Skip Radick ; voted against the same: none ; abstained from voting thereon: none ; or were absent: Dick Wiggins and Wendell Ingraham .

WITNESS my hand and seal officially this 25<sup>th</sup> day of October, 2001.

  
Secretary

RESOLUTION NO. 01-06

A RESOLUTION OF BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363, MONTANA; DECLARING IT TO BE THE INTENTION OF THE DISTRICT TO ESTABLISH A WATER SYSTEM JURISDICTIONAL AREA WITHIN THE DISTRICT

WHEREAS, the Big Sky County Water & Sewer District No. 363, Montana (the "District") is a county water or sewer district, validly organized pursuant to Title 7, Chapter 13, Parts 21 and 22; and

WHEREAS, the District was incorporated on August 5, 1993 and is located within the boundaries of Gallatin County and Madison County, political subdivisions of the State of Montana; and

WHEREAS, the Board of Directors (the "Board") of the District adopted Resolution No. 1993-30, on August 3, 1993, which described and set forth all land within the District; and

WHEREAS, the District currently operates both a public municipal water system (the "Water System") and a public municipal sanitary sewer system (the "Sewer System"); and

WHEREAS, the Board has determined that all of the property incorporated in the District will not be served by or benefit from both the Water System and Sewer System; and

WHEREAS, consistent with the provisions of Section 7-13-2208, M.C.A., that only land to be benefitted from the District's respective systems should be included in the District boundaries subject to taxes and assessments for improvements to those systems; and

WHEREAS, the Board has determined that there are needed improvements to the Water System; and

WHEREAS, the Board has determined that it will need to submit to the electors of the District qualified to vote at bond elections the question of whether or not the Board shall be authorized to issue and sell general obligation bonds of the District in order to obtain funds for the purpose of paying the costs of making certain improvements to the Water System, consisting of water meters, a storage tank, booster station, water mains, related improvements, and paying costs associated with the sale and issuance of the bonds (the "Project"); and

WHEREAS, that before submitting the question of incurring debt for the Water System to the electors, the Board should fix the boundaries within the District of the properties benefitting from the Water System.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors (the "Board") of the District as follows:

Section 1. Intent to Establish Water System Jurisdictional Area. The Board hereby determines that the properties of the District depicted and shown on Exhibit A hereto (which is hereby incorporated herein and made a part hereof) is the property in the District that is

benefitted or will be served by and benefitted from the District's Water System and which shall constitute the District's Water System Jurisdictional Area. For purposes of this section, property is benefitted by the Water System if the property is currently being served or if the District plans to extend central water facilities to the property and the District has or will create capacity in the Water System to serve the property.

Nothing herein shall prevent the property not included in the Water System Jurisdictional Area from requesting to be annexed to the Water System Jurisdictional Area in accordance with Section 7-13-2341, M.C.A.

Section 2. Public Hearing. A public hearing on the establishment of the Water System Jurisdictional Area will be held on November 20, 2001, commencing at 3:30 p.m. at the District's office, Meadow Village, Big Sky, Montana. All persons residing or owning property in the District shall be given an opportunity to speak at the public hearing. Persons whose property is proposed to be excluded are encouraged to attend the public hearing or send a letter to the District expressing any comments.

Section 3. Notice. The District Secretary is hereby authorized and directed to publish or cause to be published a copy of a notice of the passage of this resolution in the *Lone Mountain Lookout* and the *Madisonian*, newspapers of general circulation in the District, on November 1, November 8 and November 15, 2001, in the form and manner prescribed by law, and to mail or cause to be mailed a copy of said notice to all persons who own property in the District and who by virtue of the proposed action would not be included in the Water System Jurisdictional Area.

Passed and approved this 25th day of October, 2001.



\_\_\_\_\_  
President, Board of Directors

ATTEST:



\_\_\_\_\_  
Secretary

(SEAL)

EXHIBIT A

WATER SYSTEM JURISDICTIONAL AREA



# Big Sky County Water & Sewer District No. 363

## WATER SYSTEM JURISDICTIONAL AREA

