

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 02-01 OF BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363, MONTANA; MODIFYING THE BOUNDARIES OF THE DISTRICT AND THE BOUNDARIES OF THE WATER SYSTEM AND SEWER SYSTEM JURISDICTIONAL AREAS WITHIN THE DISTRICT TO REFLECT THE ANNEXATION OF CERTAIN PROPERTY AS APPROVED BY THE ELECTORS OF 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 March 29, 2002 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notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.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: Skip Radick, Dick Wiggins, , Stewart Peacock, Gary McRae and William Shropshire ; voted against the same: _____; abstained from voting thereon: _____; or were absent: Wendell Ingraham and Dee Rothschilder .

WITNESS my hand and seal officially this 29th day of March , 2002.


Secretary

RESOLUTION NO. 02-01

A RESOLUTION OF BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363, MONTANA; MODIFYING THE BOUNDARIES OF THE DISTRICT AND THE BOUNDARIES OF THE WATER SYSTEM AND SEWER SYSTEM JURISDICTIONAL AREAS WITHIN THE DISTRICT TO REFLECT THE ANNEXATION OF CERTAIN PROPERTY AS APPROVED BY THE ELECTORS OF 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, pursuant to Resolution No. 01-09, adopted on December 18, 2001, the Board excluded certain land and modified the boundaries of the District; and

WHEREAS, pursuant to Resolution No. 01-10, duly adopted on December 18, 2001, after holding a public hearing and giving notice thereof, the District created and established the boundaries of a Sewer System Jurisdictional Area within the District; and

WHEREAS, pursuant to Resolution No. 01-11, duly adopted on December 18, 2001, after holding a public hearing and giving notice thereof, the District created and established the boundaries of a Water System Jurisdictional Area within the District; and

WHEREAS, pursuant to Ordinance Nos. 01-1001 and 01-1002 (the "Ordinances"), both adopted on October 25, 2001, and in accordance with the provisions of Montana law, the Board annexed into the District certain property identified in those Ordinances, subject to the approval and ratification of the electors of the District; and

WHEREAS, pursuant to a mail ballot election conducted on March 27, 2002, the electors of the District approved the ratification of both Ordinances; and

WHEREAS, pursuant to Resolution Nos. 01-12 and 01-13, both adopted by the Board on December 18, 2001, the Board called for elections to be held within the Water System Jurisdictional Area and Sewer System Jurisdictional Area, and provided notice to the County Election Administrator of the calling of the elections, which are yet to be held, along with maps and descriptions of the Water System and Sewer System Jurisdictional Areas; and

WHEREAS, the Board has determined that it is necessary and desirable to modify the boundaries of the District and Water System and Sewer System Jurisdictional Areas to include the certain lands within the annexed property, and to give notice thereof to the County Election Administrator so that the electors in the newly annexed property may be eligible to vote in the elections.

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

Section 1. Modification of District Boundary. The Board hereby declares that the area depicted as the Boundary of the District on Exhibit A hereto (which is incorporated by reference and made a part hereof) is the boundary of the District as of the date hereof.

Section 2. Modification of Water System Jurisdictional Area. The Board hereby declares that the area depicted as the Boundary of the Water System Jurisdictional Area on Exhibit B hereto (which is incorporated by reference and made a part hereof) is the boundary of the Water System Jurisdictional Area as of the date hereof.

Section 3. Modification of Sewer System Jurisdictional Area. The Board hereby declares that the area depicted as the Boundary of the Sewer System Jurisdictional Area on Exhibit C hereto (which is incorporated by reference and made a part hereof) is the boundary of the Sewer System Jurisdictional Area as of the date hereof.

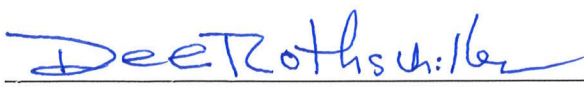
Section 4. Notice to County Election Administrator. The District Secretary is hereby authorized and directed to deliver a copy of this resolution to the County Election Administrator with instructions to use the boundaries approved herein for the purposes of determining who is eligible to vote and conducting the elections called for in Resolution Nos. 01-12 and 01-13.

Section 5. Effective Date. This resolution shall become effective immediately upon approval by the Board.

Passed and approved this 29th day of March, 2002.


John "Skip" Radick
President, Board of Directors

ATTEST:


Secretary

Big Sky County Water & Sewer District District Boundary

March 29, 2002

EXHIBIT A
DISTRICT BOUNDARY

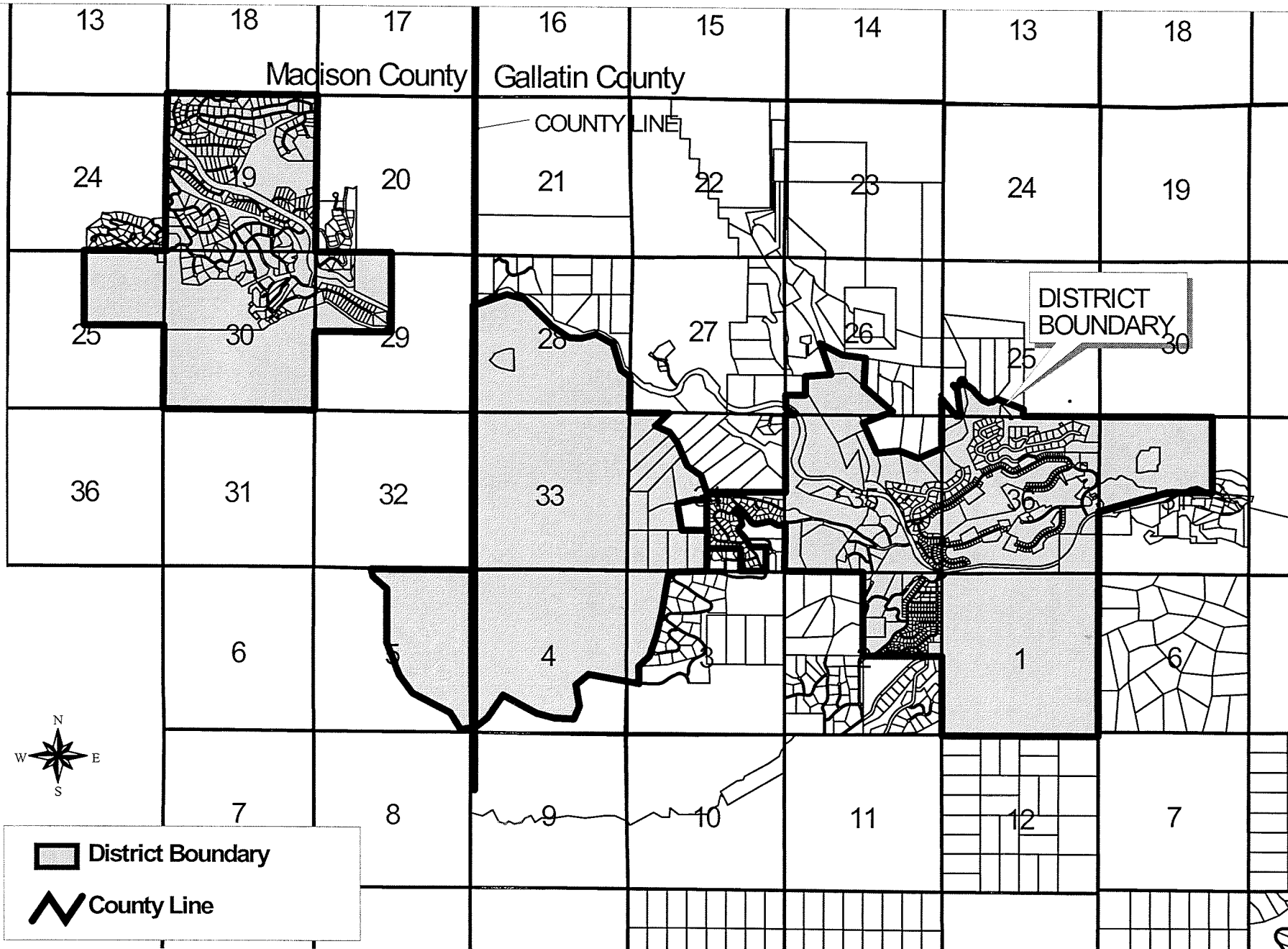


EXHIBIT A-1
LEGAL DESCRIPTION
OF THE
BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363

The following properties constitute the Big Sky County Water & Sewer District:

Madison County

Township 6 South, Range 2 East—

NE/4 of Section 25

Township 6 South, Range 3 East—

All of Section 19

All of Section 30

NW ¼ of Section 29

Township 7 South, Range 3 East—

A part of Section 5: Tract B of COS 1357

Gallatin County

Township 6 South, Range 3 East—

A part of the S½ of Section 25: Lot 5 of Minor Subdivision 259; Tract 1 of COS 1784; Tract E of the Sweetgrass Hills Subdivision

A part of Section 26: Tract 2 of COS 1701; Tract 1 of COS 1697; and Tract 1 of COS 1501

A part of Section 28: Minor Subdivision 257, Lot 1 and Remainder
All of Section 33

A part of Section 34: Tracts of land situated in the SE¼ of Section 34
Described as Tract 1B, Certificate of Survey No. 1812, 79.579 acres; and Tract B, Certificate of Survey No. 1696, 20.009 acres; known as Aspen Groves Subdivision Phases I & II; Tracts 1, 12, 13, of Correction Certificate of Survey No. 1732B, being Tracts 1, 2, 12 and 13 of Certificate of Survey No. 1732; and Tracts 14, 15, 16, 17, 18, 20, 21, 22, and 23 of COS 1732.

Section 35 except Tract 2 of COS 1697; Tract 3 of COS 1502A; and Tract 4 of COS 1502A

All of Section 36

Township 6 South, Range 4 East—

A part of Section 31: situated north of the US 191 Spur Road, including Tract A of COS 2216; Tract A1 of COS 1354A; and remainder parcel generally located in the NW ¼ and NW ¼ NE ¼ of Section 31

Township 7 South, Range 3 East—

All of Section 1

NE ¼ of Section 2

A part of Sections 3 & 4: Tract 1 of COS 2190

Big Sky County Water & Sewer District Water System Jurisdictional Area

March 29, 2002

EXHIBIT B
WATER SYSTEM JURISDICTIONAL AREA

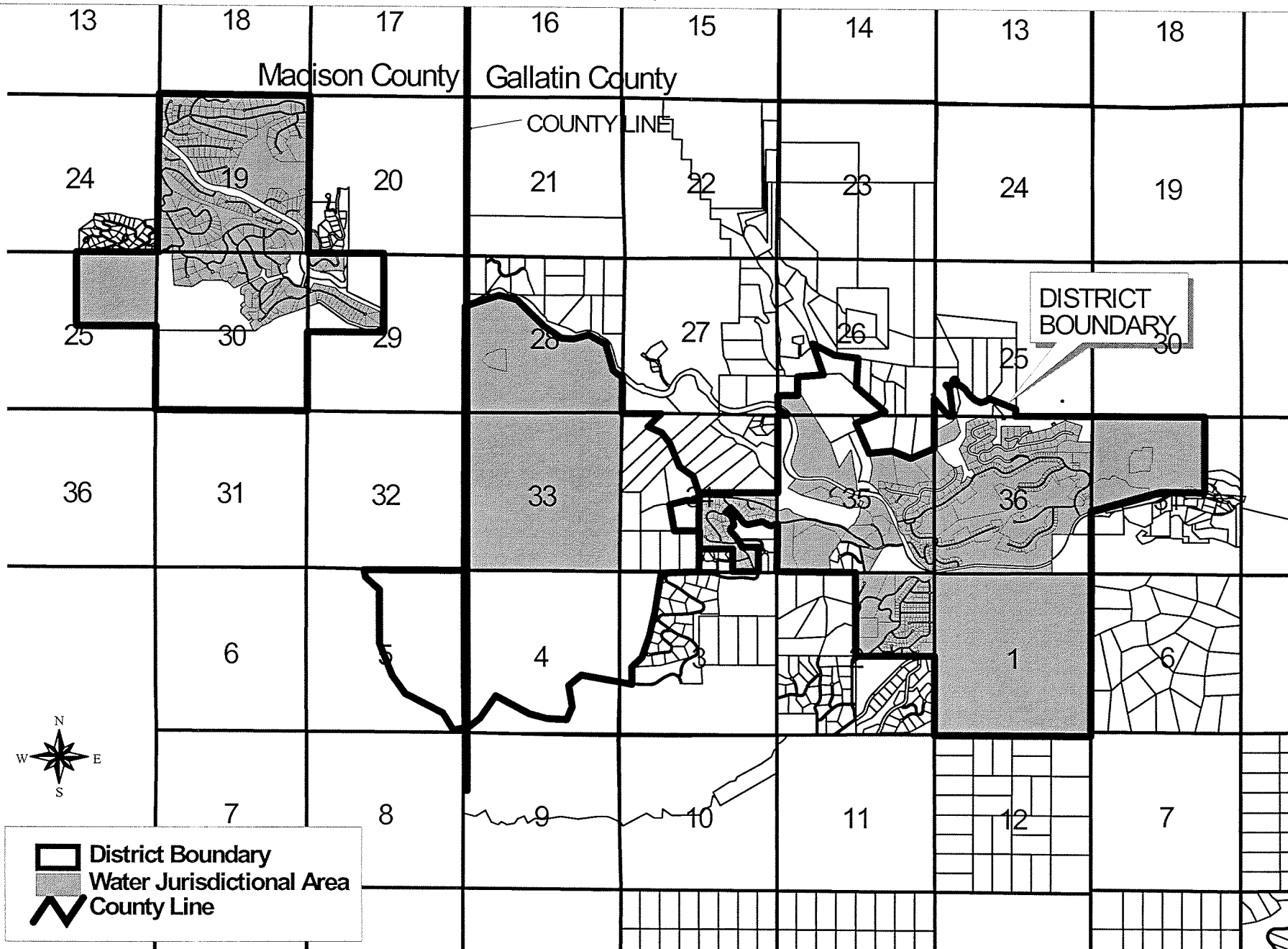


EXHIBIT B-1
LIST OF PARCELS OF LAND CONSTITUTING
WATER SYSTEM JURISDICTIONAL AREA

GALLATIN COUNTY

Section 26, T-6-S, R-3-E

Certificates of Survey: Tract 1 of COS 1501

Section 28, T-6-S, R-3-E

Minor Subdivision 257, Lot 1 and Remainder

Section 33, T-6-S, R-3-E

All of section 33, Patent 40-422, Tax No. RKE18795

Section 34, T-6-S, R-3-E

Aspen Groves Subdivision, Phase 1, Plat J-240: all parcels

Aspen Groves Subdivision, Phase 2, Plat J-246: all parcels

Section 35, T-6-S, R-3-E

Certificates of Survey: Tracts 5, 6 & 7 of COS 1502A; Tract 1 remainder of COS 1468; and
Tract A of COS 1605

Northfork Creek Subdivision, Plat J-247: all parcels except Open Space Tract (71.127 acres)

Pinewood Hills Subdivision, Plat J-148: all parcels except Lots 3, 4, 5A, 6A, 7, 8

Minor Subdivision No. 90, Lot 1

Minor Subdivision 214, Lots 1-4

1 Lot in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Plat 153-215, Tax No. RKE19339

Section 36, T-6-S, R-3-E

Certificates of Survey: COS 209 and COS 409

Sweetgrass Hills Subdivision, Plat H-36: all parcels except Tract D, Tract E, Tract H20,
Tract H21

Meadow Village Subdivision, Second Filing, Plat I-12: all parcels except the remainder of
Tract A in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36; and the remainder of Tract D and Tract F.

Meadow Village 25 Lot Addition, Plat J-157: all parcels

Minor Subdivision 91 & 91A, Lots 1A, 2, 3, 4, 5

Remainder parcel, 17 FM 405 PLAT

Section 31, T-6-S, R-4-E

Certificates of Survey: Tract A of COS 2216, Tr A1 of COS 1354A

Remainder parcel in the NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$, 6 FM 1074, Tax No. RKF19143

Section 1, T-7-S, R-3-E

All of Section, Patent 56-1, Tax No. RLE19141 ¹

¹ This parcel has been submitted to Gallatin County for final plat approval as the Town Center Subdivision. After final plat approval, all parcels recorded under the Town Center Subdivision will be included in the Sewer System Jurisdictional Area.

Section 2, T-7-S, R-3-E

Certificates of Survey: COS 214

Westfork Meadows Subdivision, Plat I-37: all parcels

South Fork Subdivision, Phase 1, Plat J-233: all parcels

South Fork Subdivision, Phase 2, Plat J-254: all parcels

South Fork Subdivision, Phase 4, Plat J-324: all parcels

Blue Grouse Hills Subdivision, Phase 1, Plat J-161: Lot 1

Blue Grouse Hills Subdivision, Phase 2, Plat J-225: all parcels

1 Lot in the SE¼ NE¼, Plat 154-346, Tax No. RLE18925

Remainder parcel, 52 FM 2350, in the SW¼ NE¼, Tax No. RKE18356²

MADISON COUNTY**Section 25, T-6-S, R-2-E**

NE/4 of Section 25

Section 19, T-6-S, R-3-E, Madison County, Montana

Cascade Subdivision: All parcels on the following plats

Cascade Subdivision, Block 1, Book 4 Page 76 & 76A; and Block 1 Amended, Book 4 Page 153-153A

Cascade Subdivision, A Portion of Tract 5 and Tract A of Block 1 Amended, Book 4 Page 327

Cascade Subdivision, A Portion of Tract 2 and Tract 3 of Block 1 Amended, Book 4 Page 357

Cascade Subdivision, Tract 7, Block 1 Amended, Book 4 Page 309

Cascade Subdivision, Block 2, Book 4 Page 77

Cascade Subdivision, Block 3, Page 78

Cascade Subdivision, Lots 241, 244, 253, 254, 255, 258 and 262 Block 3 and Lots 264, 266, 268 thru 276, 287 thru 290, 294 thru 298, 301, 302 and 303, Tracts 12, A, C and D Block 4; Book 4 Page 358

Cascade Subdivision, Lots 188 through 235, Block 3 Amended, Book 4 Page 405

Cascade Subdivision, Lots 80-92 and 98-109, Block 2 and Lots 130-139 and 236-237, Block 3 Amended, Book 4 Page 409

Cascade Subdivision, Block 4, Book 4 Page 79

Cascade Subdivision, Block 5, Book 4 Page 80

Cascade Subdivision, Block 6, Book 4 Page 81 and Block 6 Amended; Block 6 Amended, Book 4 Page 112

Section 20, T-6-S, R-3-E, Madison County, Montana

Summit View Subdivision, Phase IV: Commercial Tract only, SW¼ SW¼ Section 20 T-6-S, R-3-E, Madison County, Book 4 Page 335 & 335A

Section 30, T-6-S, R-3-E, Madison County, Montana

Custer Minor Subdivision (Lake Condominiums), Book 4 Page 173 - 175; Book 4 Page 373; and Book 6 Page 445 & 453: All parcels

² This parcel has been submitted to Gallatin County for final plat approval as South Fork Subdivision, Phase 3. After final plat approval, all parcels recorded under South Fork Subdivision, Phase 3 will be included in the Sewer System Jurisdictional Area.

Mountain Village Subdivision, Phase I, Book 4 Page 334: All parcels
Remainder parcel of Section 30 for Andesite Mountain restroom facilities

Madison County Condominiums:

Arrowhead Condominiums, Book 6 Page 404-405A: All phases & units
Beaverhead Condominiums Subdivision Plat, Book 4 Page 176: All phases & units
Big Horn Condominiums, Book 6 Page 448-449: All phases & units
Cedar Creek Condominiums, All phases & units
Hill Condominiums, Book 6 Page 195: All phases & units
Lake Condominiums, Book 6 Page 440-441: All phases & units
Powder Ridge Cabins, All phases and cabins
Snowcrest Condominiums, Book 6 Page 454: All phases & units
Snowflake (Skycrest) Condominiums, Book 6 Page 439: All phases & units
Shoshone Condominiums, Book 6 Page 444: All phases & units
Stillwater Condominiums: All phases & units
Summit Condominiums: All phases & units

Big Sky County Water & Sewer District Sewer System Jurisdictional Area

March 29, 2002

EXHIBIT C
SEWER SYSTEM JURISDICTIONAL AREA

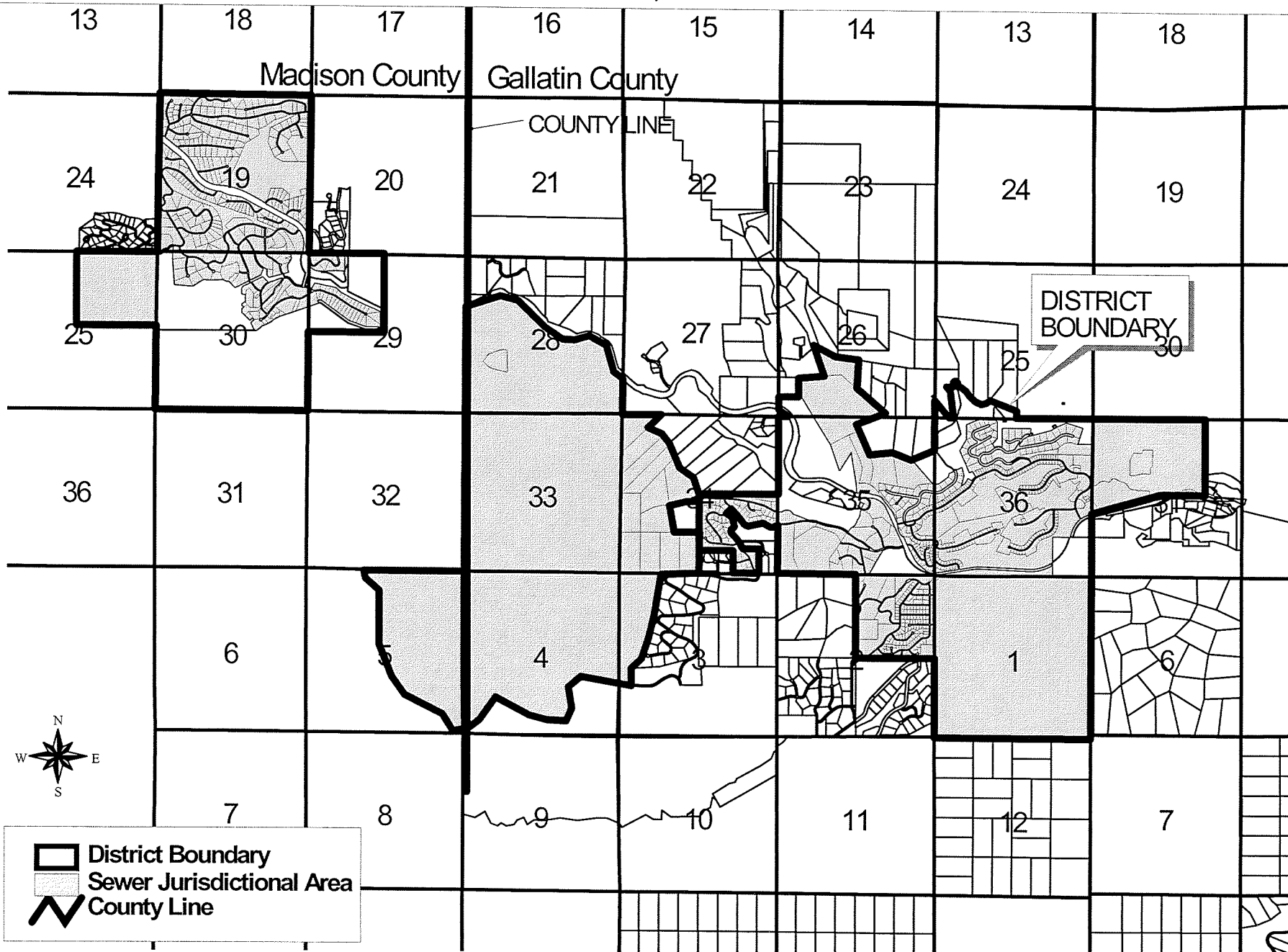


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All of section 33, Patent 40-422, Tax No. RKE18795

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Section 35, T-6-S, R-3-E

Certificates of Survey: Tract B of COS 358A; Tract A-1 of COS 358B; Tract 2 of COS 1501;

Tracts 6 & 7 of COS 1502A; Tract 1 remainder of COS 1468; and Tract A of COS 1605

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Remainder parcel, 52 FM 2350, in the SW¼ NE¼, Tax No. RKE18356²

Section 4, T-7-S, R-3-E

Tract 1 of COS 2190

MADISON COUNTY

Section 25, T-6-S, R-2-E

NE/4 of Section 25

Section 19, T-6-S, R-3-E

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Powder Ridge Cabins, All phases and cabins
Snowcrest Condominiums, Book 6 Page 454: All phases & units
Snowflake (Skycrest) Condominiums, Book 6 Page 439: All phases & units
Shoshone Condominiums, Book 6 Page 444: All phases & units
Stillwater Condominiums: All phases & units
Summit Condominiums: All phases & units

Section 5, T-7-S, R-3-E

Tract B of COS 1357