


CERTIFICATE AS TO ORDINANCE 04-1002 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 ordinance is a true copy of an Ordinance entitled: "AN ORDINANCE OF BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363, MONTANA, RELEASING SFE'S FOR THE PURPOSE OF PERMITTING NEW CONNECTIONS TO THE PUBLIC SEWER SYSTEM" (the "Ordinance"), on file in the original records of the District in my legal custody; that the Ordinance was duly adopted by the Board of Directors of the District at a regular meeting on July 20, 2004 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.

I further certify that, upon a vote being taken on the Ordinance at said meeting, the following Directors voted in favor thereof: Dick Allgood, Packy Cronin, Dick Fast, Gary McRae, William Olson, and Skip Radick ;; voted against the same: _____; abstained from voting thereon: _____; or were absent: William Shropshire.

WITNESS my hand and seal officially this 20th day of July, 2004.



Gary McRae, Secretary

BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363

ORDINANCE 04-1002

Adopted: July 20, 2004

AN ORDINANCE OF BIG SKY COUNTY WATER & SEWER DISTRICT
NO. 363, MONTANA, RELEASING SFE'S FOR THE PURPOSE OF
PERMITTING NEW CONNECTIONS TO THE PUBLIC SEWER SYSTEM

WHEREAS, the Big Sky County Water & Sewer District No. 363 (the "District"), by Ordinance, lifted the moratorium on new sewer hookups to the sewage treatment facility on July 16, 1996; and

WHEREAS, the District intends to provide a safe, healthful, and orderly process by which undeveloped lands in the District currently paying sewer assessments and meeting all other applicable requirements of the District and law, may hook-up to the District's sewage treatment facility; and

WHEREAS, the District has issued a net increase of 1,104 SFEs in permits for new and remodeling construction since July 16, 1996; and

WHEREAS, on July 15, 2004, the District Board had 46.2 SFEs remaining for new sewer connection and inspection permits; and

WHEREAS, the District has constructed its Long Term Compliance Work Plan that includes winter storage and summer spray irrigation and an advanced wastewater treatment plant that was placed into service on April 19, 2004; and

WHEREAS, the District's engineer has determined that current capacity and annual flows to the treatment plant, and the additional winter storage and summer irrigation planned for construction can accommodate an additional 200 SFEs:

BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363, STATE OF MONTANA, AS FOLLOWS:

That the District hereby makes 150 SFE's available for sewer connection permits for new and remodeling construction on the effective date of this Ordinance; and

That Ordinances No. 97-1001 and 97-1002 will govern all aspects of the District's wastewater treatment facilities and the permitting process for all hookups to the public system.

DATE OF EFFECT: This Ordinance shall take effect and be in force from and after its passage, approval, recording, and publication as provided by law.

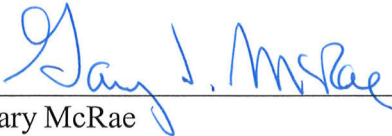
Passed and adopted by the Board of Directors of the Big Sky County Water and Sewer District No. 363, State of Montana, on this 20th day of July, 2004 by the following vote:

6 Ayes 0 Nays 0 Abstains.

ATTEST:



John "Skip" Radick
President, Board of Directors



Gary J. McRae
Secretary, Board of Directors

[SEAL]