


CERTIFICATE AS TO ORDINANCE 05-1001 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 roll call vote being taken on the Ordinance at said meeting, the following Directors voted in favor thereof: Dick Allgood, Packy Cronin, Dick Fast, , Skip Radick, and William Shropshire ; voted against the same: _____ ; abstained from voting thereon: _____ ; or were absent: Gary McRae & William Olson .

WITNESS my hand and seal officially this 22nd day of August, 2005.



Gary McRae, Secretary

BIG SKY COUNTY WATER & SEWER DISTRICT NO. 363

ORDINANCE 05-1001

FIRST READING

Adopted: August 22, 2005

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 1,463.5 SFEs in permits for new and remodeling construction since July 16, 1996; and

WHEREAS, on August 22, 2005, the District Board had 36.45 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:

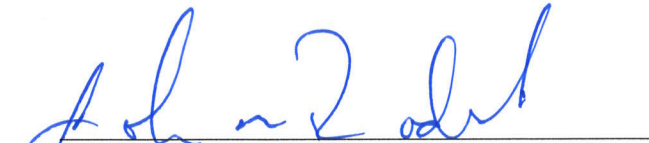
That the District hereby makes 200 SFE's available for sewer connection permits for new and remodeling construction on the effective date of this Ordinance; and

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.

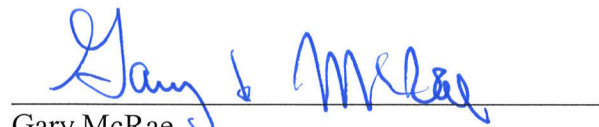
DATE OF EFFECT: This Ordinance shall take effect and be in force from and after its passage, approval, recording, and publication as provided by law.

Passed and adopted by the Board of Directors of the Big Sky County Water and Sewer District No. 363, State of Montana, on this 22nd day of August, 2005 by the following vote:
5 Ayes 0 Nays Abstains.

ATTEST:



John "Skip" Radick
President, Board of Directors



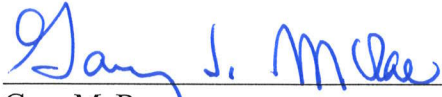
Gary McRae
Secretary, Board of Directors

[SEAL]

CERTIFICATION

The undersigned, Gary McRae, hereby certify that I am the Secretary of the Big Sky County Water & Sewer District No. 363, and that the first and second readings of the foregoing Ordinance 05-1001 were waived by a two thirds majority of the Board and that it was duly adopted by the Board of Directors of the District at a regular meeting on August 22, 2005.

Witness my hand and seal officially this 22nd day of August, 2005.



Gary McRae

Secretary, Board of Directors