

RESOLUTION NO. 2011-16

A RESOLUTION of intention of the North Kootenai Water District, Kootenai County, Idaho, to create Local Improvement District No. 4 – Chilco West; describing the boundaries of the proposed district and the property proposed to be assessed; generally describing the improvements proposed to be constructed; stating the portion of the total cost which will be paid by the levy of assessments and that which will be paid from other sources; describing the method of assessment; stating the time and place when and where protests may be filed and when and where a public hearing will be held to consider any such protests; providing for the effective date of this resolution; and providing for other matters properly relating thereto

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho

LOCAL IMPROVEMENT DISTRICT NO. 4 – CHILCO WEST

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

WHEREAS, the North Kootenai Water District, of Kootenai County, Idaho, (the “District”), is a political subdivision operating and existing under and pursuant to the provisions of the Constitution and laws of the State of Idaho, and as such is authorized and empowered to create local improvement districts and to construct improvements pursuant to Idaho Code, Title 50, Chapter 17; and

WHEREAS, Idaho Code Section 50-1707 authorizes the Board of Directors (the “Board”) to initiate the formation of a local improvement district by resolution; and

WHEREAS, the Board of Directors is of the opinion that it is in the best interest of the owners of property and of the inhabitants within the proposed Local Improvement District No. 4 – Chilco West, and within the District, that the proposed Local Improvement District No. 4 be formed and the proposed improvements as hereinafter described be constructed;

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

Section 1: Intention to Form LID No. 4. The District hereby determines and states that it is its intention to form a local improvement district to be designated “North Kootenai Water District Local Improvement District No. 4 – Chilco West” (“LID No. 4”) to make the improvements as hereinafter set forth.

Section 2: Boundaries of LID No. 4. The boundaries of proposed LID No. 4 and of the properties to be assessed are described in Exhibit “A” attached hereto and hereby made a part hereof. The Board is of the opinion that said description is sufficient to inform the owners of the subject property that is proposed to be assessed and the public improvements that are proposed to be constructed therein.

Section 3: Project. A general description of the improvements to be constructed on within the boundaries of LID No. 4 – Chilco West (the “Project”) is as follows:

A. Extension of a new water main from North Kootenai Water District's existing Chilco Water System. The extension will extend from a connection point with the existing water system located on the east side of US95 and extend due west along Chilco Road an estimated 3,700 lineal feet.

B. Construction of a new 8 inch water main including the pipe and incidentals as well as new water services which will extend from the new main to the edge of the right of way line and includes meter box, incidentals and service stub.

C. Supply and installation of a new generator at the existing Chilco Pump Station.

Section 4: Costs of Project. The estimated total cost of the proposed Project is \$390,400, of which one hundred percent (100%) shall be borne by and assessed against the properties specially benefited by such improvements. The Board understands that further development of plans, and therefore cost figures, is ongoing and the dollar amount for this Project to be paid by assessments changed be reduced. Additionally, individual assessments for property owners may be reduced or eliminated by grant funds.

Section 5: Assessments. The costs and expenses of the Project to be paid from special assessments shall be assessed against the lots and parcels within proposed LID No. 4 according the special benefits method (area of land) of assessment, all in accordance with Section 50-1707, Idaho Code.

Section 6: Objections to LID. All persons who may desire to object to the creation of proposed LID No. 4 are hereby notified to file in writing a protest to the creation of the proposed LID No. 4 with the District Secretary, prior to the date and time set for hearing such protests, October 6, 2011, at 12:30 P.M., at the North Kootenai Water District Office, 1841 W. Hayden Ave., Hayden Idaho 83835, is hereby fixed as the time and place for public hearing, at which time the owners of property to be assessed within proposed LID No. 4 may appear before the Board of Directors and be heard as to the propriety and advisability of acquiring and improving the Project and which is the time and place when and where the Board will consider the creation of proposed LID No. 4 and construction of the proposed improvements, and hear all complaints, protests, and objections that may be made in writing and filed with the Board on or before said time, by any owner of any parcel of land to be assessed.

Section 7: Notice of Hearing. Notice of hearing shall be given as follows:

A. By publication of such notice substantially in the form attached hereto as Exhibit "B" and hereby made a part hereof, in the official newspaper of the District, which notice shall be published in three (3) consecutive issues thereof if a daily newspaper, or in two (2) consecutive issues if a weekly newspaper.

B. By mailing a copy of such notice substantially in the form attached hereto as Exhibit "C" and hereby made a part hereof, by the Clerk to each record owner of property, if known, or his agent if known, within the boundaries of the proposed LID No. 4, addressed to such person at his post office address, if known, or if unknown, to the post office in Hayden, Idaho. Ownership of property shall be determined as of the date of the adoption of this Resolution.

Said notice by publication and notice by mailing shall be given at least ten (10) days before the date of said hearing for protest of the creation of proposed LID No. 4. Proof of publication shall be by affidavit of the publisher and proof of mailing shall be by affidavit of the Clerk.

Section 9: Effective Date. This Resolution shall take effect and be in full force from and after its passage and approval.

DATED this 1st day of September, 2011.

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho



Chair, Board of Directors

ATTEST:



Secretary

I, the undersigned, Secretary of the Board of Directors of the North Kootenai Water District of 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 the Board of Directors, duly and regularly held at the regular meeting place thereof on September 1, 2011, of which meeting all members of said Board 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:

NAYS, Directors:

ABSENT, Directors:

ABSTAIN, Directors:

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 the District on September 1, 2011.

Anna Brooks

Secretary

(SEAL)



Exhibit "A"

Legal Description and Map of Proposed Boundaries of LID #4

All that portion of Government Lots 3 and 4, Section 7, Township 52 North, Range 3 West B.M., Kootenai County, State of Idaho, described as follows:

Commencing at the Southwest corner of said section 7; thence North 01°21'34" East, along the West line of said Section 7, 25 feet to the point of beginning of this description; thence continuing North 01°21'34" East 1974.78 feet to the Westerly extension of the North line of vacated Block 103, Spokane Valley Commercial Orchard Tracts; thence North 88°50'42" East along said extension of the North line of said vacated Block 103, 628.08 feet; thence South 0°37'05" West, along the East line of vacated Block 103, 114 and 115 of said Tracts, 1950.59 feet; thence South 89°00'00" West 643.59 feet to the point of beginning.

TOGETHER WITH

Lot 2, Block 1 of the plat of Chilco Pines as recorded in Book I of Plats, Pages 35 and 35A, records of Kootenai County, Idaho.

TOGETHER WITH

The East Half of the Northwest Quarter of Government Lot 1, Section 18, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho.

TOGETHER WITH

The North Half of the Northeast Quarter of the Northeast Quarter of the Northwest Quarter of Section 18, Township 52 North, Range 3 West, Boise Meridian. Excepting therefrom that portion conveyed to the Lake's Highway District by deed recorded July 18, 1984, Instrument Number 979760, described as follows: the south 5 feet of the North 30 Feet of the North one half of the Northeast quarter of the Northeast Quarter of the Northwest Quarter, Section 18, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho.

TOGETHER WITH

Lots 1, 2 and 3 of the CHILCO SUBDIVISION, according to the plat recorded in Book G of Plats, page 125, Records of Kootenai County, Idaho.

TOGETHER WITH

A portion of the Northwest quarter of the Northeast quarter of Section 18, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, lying northwesterly of old Highway #95, which highway lies Northwesterly of the right of way of the Spokane International Railroad, more particularly described as follows:

Beginning at the Northwest corner of said Northwest Quarter of the Northeast Quarter of said Section, being also on the centerline of 7th Avenue; thence

East to a point which is 225 feet from the intersection of the centerline of said 7th Avenue and the Northwesterly right of way line of Old Highway #95, being the TRUE POINT OF BEGINNING; thence

East 225 feet, more or less, to the intersection of said centerline of 7th Avenue and the northwesterly right of way line of Old Highway #95; thence

Southwesterly along the Northwesterly right of way line of Old Highway #95 to a point due South of the TRUE POINT OF BEGINNING; thence

Due North to the True Point of Beginning.

TOGETHER WITH

A parcel of land being a part of Tracts 66, 67, 70 and 71 of the old Spokane Valley Commercial Orchard Tracts in the North half of the Northwest quarter and Government Lot 1 of Section 18, Township 52 North, Range 3. W.B.M., Kootenai County, Idaho, more particularly described as follows:

BEGINNING at a point on the North boundary of Section 18, said point being South 89°58'03" West, 3721.48 feet from the Northeast corner of Section 18; thence

South 01°04'20" West, 1322.36 feet; thence

North 89°56'37" West, 412.50 feet; thence

North 01°04'22" East 1321.72 feet to a point on the north boundary of Section 18; thence

North 89°58'03" East 412.50 feet to the POINT OF BEGINNING.

EXCEPT the following parcel identified as parcel 114

Idaho Transportation Department
US-95, Garwood to Sagle - Chilco Segment
No. A009(780)
Key No. 09780

EXHIBIT A

Connecting Idaho Partners
July 27, 2010
Assessor's Parcel No. 52N03W-18-2700
91,165 Sq. Ft. (2.093 Acres)

PARCEL 114
ITD FID 0043973
FREE ACQUISITION
REVISED JULY 27, 2010

A tract of land being a portion of the northeast quarter of the northwest quarter (NE4, NW4) of Section 18, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

COMMENCING at the north quarter corner of said Section 18, marked by a found 2 1/2-inch diameter Aluminum Cap on a 5/8-inch rebar, as referenced by Corner Record Instrument No's. 1742797, 1285951 and 1893066; thence along the northerly line of said Section 18, South 89°42'56" West, a distance of 1074.20 feet to the northeast corner of that certain parcel of land described in Deed Instrument No. 1320520 of the Official records of Kootenai County, Idaho, said point being 60.34 feet left of Abbott Road Centerline Station 56+68.89 and the TRUE POINT OF BEGINNING;

thence leaving said northerly line along the easterly boundary of said parcel, South 0°17'03" East a distance of 23.00 feet to the southerly right-of-way of Chilco Road, said point being 59.53 feet left of Abbott Road Centerline Station 56+94.21;

thence leaving said southerly right-of-way line, along the easterly boundary of said parcel, South 0°47'48" West a distance of 1104.16 feet to a point 67.03 feet right of Abbott Road Centerline Station 67+82.35;

thence leaving said easterly boundary, North 10°34'06" West a distance of 130.96 feet to a point 65.00 feet right of Abbott Road Centerline Station 66+45.07;

thence North 5°17'03" West a distance of 885.30 feet to a point 68.40 feet right of Abbott Road Centerline Station 57+62.32;

thence North 35°30'15" West a distance of 89.98 feet to said southerly right-of-way line, said point being 117.19 feet right of Abbott Road Centerline Station 56+88.19;

thence along said southerly right-of-way, South 89°42'56" West a distance of 235.67 feet to a point 352.73 feet right of Abbott Road Centerline Station 56+80.83;

thence leaving said southerly right-of-way, North 0°17'03" West a distance of 25.00 feet to the northerly line of said section 18 and the northerly boundary of said parcel, said point being 351.99 feet right of Abbott Road Centerline Station 585+00.50 Ahead;

thence along said northerly boundary, North 89°42'56" East a distance of 412.50 feet to the POINT OF BEGINNING.
Said parcel contains 91,165 square feet or 2.093 acres, more or less.

Area includes 10,314 square feet or 0.237 acres, more or less of existing Chilco Road right-of-way.

Located between Abbott Road Centerline Stations 585+00.50 Ahead and 67+82.35 Back.

Together with and subject to covenants, easements and restrictions of record.

Basis of bearing is South 89°42'56" West, 2629.04 feet, between the found 2 1/2-inch diameter Aluminum Cap on a 5/8-inch diameter rebar, Corner Record Inst. No's. 1742797, 1285951 and 1893066 marking the north quarter corner of Section 18, and the found 5/8-inch diameter rebar, Corner Record Inst. No's. 1287712 and 1708611 marking the northwest corner of Section 18, both in Township 52 North, Range 3 West, Boise Meridian.

Prepared by CH2M Hill, July 27, 2010
End of description



Mitchell D. Christian, P.L.S.

License No. 7043

TOGETHER WITH

The West half of the East 412.50 feet of Tracts 67 and 70 of the old Spokane Valley Commercial Orchard Tracts, in the Northeast quarter of the Northwest quarter of Section 18, Township 52 North, Range 3 West of the Boise Meridian, Kootenai County, Idaho.

Said west half shall be defined by a straight line between the midpoints of the northern and southern boundaries of said East 412.50 feet of said Tracts 67 and 70;

TOGETHER WITH

The East half of the East 412.50 feet of Tracts 67 and 70 of the old Spokane Valley Commercial Orchard Tracts, in the Northeast quarter of the Northwest quarter of Section 18, Township 52 North, Range 3 West of the Boise Meridian, Kootenai County, Idaho.

Said East half shall be defined by a straight line between the midpoints of the northern and southern boundaries of said East 412.50 feet of said Tracts 67 and 70;

EXCEPT the following two parcels identified as Parcels 112 and 113

Idaho Transportation Department
US-95, Garwood to Sagle - Chilco Segment
No. A009(780)
Key No. 09780

Connecting Idaho Partners
May 13, 2010
Assessor's Parcel No. 52N03W-1E-2850
788 Sq. Ft (0.018 Acres)

PARCEL 112
ITD PID 0043971
FREE ACQUISITION
REVISED MAY 13, 2010

A tract of land being a portion of the northeast quarter of the northwest quarter (NE¹/₄, NW¹/₄) of Section 18, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

COMMENCING at the north quarter corner of said Section 18, marked by a found 2 1/2-inch diameter Aluminum Cap on a 5/8-inch rebar, as referenced by Corner Record Instrument No's. 1742797, 1285951 and 1893066; thence along the northerly line of said Section 18, South 89°42'56" West, a distance of 867.91 feet; thence leaving said northerly line South 0°17'03" East a distance of 25.00 feet to the southerly right-of-way line of Chilco Road and the northwest corner of that certain parcel of land described in Deed Instrument No. 1487641 of the Official records of Kootenai County, Idaho, said point being 265.69 feet left of Abbott Road Centerline Station 57+01.84; thence leaving said southerly right-of-way line, along the westerly boundary of said parcel South 0°47'48" West a distance of 1237.95 feet, said point being 57.83 feet left of Abbott Road Centerline Station 69+92.08 and the TRUE POINT OF BEGINNING;

thence leaving said westerly boundary, South 25°41'04" East a distance of 62.61 feet to the southerly boundary of said parcel, said point being 43.62 feet left of Abbott Road Centerline Station 70+58.24;

thence along said southerly boundary, South 89°52'58" West a distance of 27.92 feet to the southwest corner of said parcel, said point being 22.47 feet left of Abbott Road Centerline Station 70+39.05;

thence leaving said southerly boundary, along said westerly boundary, North 0°47'48" East a distance of 56.48 feet to the POINT OF BEGINNING.

Said parcel contains 788 square feet or 0.018 acres, more or less.

Located between Abbott Road Centerline Stations 69+92.08 and 70+58.24

Together with and subject to covenants, easements and restrictions of record.

Basis of bearing is South 89°42'56" West, 2629.04 feet, between the found 2 1/2-inch diameter Aluminum Cap on a 5/8-inch diameter rebar, Corner Record Inst. No's. 1742797, 1285951 and 1893066 marking the north quarter corner of Section 18, and the found 5/8-inch diameter rebar, Corner Record Inst. No's. 1287712 and 1708611 marking the northwest corner of Section 18, both in Township 52 North, Range 3 West, Boise Meridian.

Prepared by CH2M HILL, May 13, 2010
End of description



License No. 7043

Mitchell D. Christian, P.L.S.

Idaho Transportation Department
US-95, Garwood to Segin - Chilco Segment
No. A009(780)
Key No. 09780

Connecting Idaho Partners
May 14, 2010
Assessor's Parcel No. 52N03W-18-2800
107,005 Sq. Ft (2.456 Acres)
Page 1 of 2

PARCEL 113
ITD FID 0043972
FREE ACQUISITION
REVISED MAY 14, 2010

A tract of land being a portion of the northeast quarter of the northwest quarter (NE $\frac{1}{4}$, NW $\frac{1}{4}$) of Section 18, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

COMMENCING at the north quarter corner of said Section 18, marked by a found 2 1/2-inch diameter Aluminum Cap on a 5/8-inch rebar, as referenced by Corner Record Instrument No's. 1742797, 1285951 and 1893066; thence along the northerly line of said Section 18, South 89°42'56" West, a distance of 867.91 feet to the northeast corner of that certain parcel of land described in Deed Instrument No. 1487641 of the Official records of Kootenai County, Idaho, said point being 266.33 feet left of Abbott Road Centerline Station 56+75.34 and the TRUPE POINT OF BEGINNING;

thence leaving said northerly line along the easterly boundary of said parcel, South 0°17'03" East a distance of 25.00 feet to the southerly right-of-way line of Chilco Road, said point being 265.69 feet left of Abbott Road Centerline Station 57+01.84;

thence along said southerly right-of-way line, South 89°42'56" West a distance of 157.57 feet to a point 708.21 feet left of Abbott Road Centerline Station 56+95.95

thence leaving said southerly right-of-way line, South 30°55'58" West a distance of 83.60 feet to a point 61.86 feet left of Abbott Road Centerline Station 57+66.81;

thence South 5°17'03" East a distance of 875.94 feet to a point 65.00 feet left of Abbott Road Centerline Station 66+45.07;

thence South 11°23'49" East a distance of 139.28 feet to a point 63.17 feet left of Abbott Road Centerline Station 68+00.62;

thence South 25°41'04" East a distance of 173.09 feet to the easterly boundary of said parcel, said point being 57.83 feet left of Abbott Road Centerline Station 69+92.08;

thence along said easterly boundary, South 0°47'48" West a distance of 56.48 feet to the southerly boundary of said parcel, said point being 22.47 feet left of Abbott Road Centerline Station 70+39.05;

thence along said southerly boundary, South 89°52'58" West a distance of 206.28 feet to the southwest corner of said parcel, said point being 146.85 feet right of Abbott Road Centerline Station 69+30.63;

thence leaving said southerly boundary, along the westerly boundary of said parcel, North 0°47'48" East a distance of 1293.83 feet to the southerly right-of-way line of Chilco Road, said point being 39.53 feet left of Abbott Road Centerline Station 56+94.21;

thence leaving said southerly right-of-way line, North 0°17'03" West a distance of 25.00 feet to northerly line of said Section 18 and the northerly boundary of said parcel, said point being 60.34 feet left of Abbott Road Centerline Station 56+68.89;

thence along the northerly line of said Section 18 and the northerly boundary of said parcel, North 89°42'56" East a distance of 206.29 feet to the POINT OF BEGINNING.

Said parcel contains 107,005 square feet or 2.456 acres, more or less.

Area includes 5,158 square feet or 0.118 acres, more or less of existing Chilco Road right-of-way.

Idaho Transportation Department
US-95, Garwood to Segin - Chilco Segment
No. A009(780)
Key No. 09780

Connecting Idaho Partners
May 14, 2010
Assessor's Parcel No. 52N03W-18-2800
103,065 Sq. Ft (2.366 Acres)
Page 2 of 2

Basis of bearing is South 89°42'56" West, 2629.04 feet, between the found 2 1/2-inch diameter aluminum cap on a 5/8-inch diameter rebar, Corner Record Inst. No's. 1742797, 1285951 and 1893066 marking the north quarter corner of Section 18, and the found 5/8-inch diameter rebar, Corner Record Inst. No's. 1287712 and 1708611 marking the northwest corner of Section 18, both in Township 52 North, Range 3 West, Boise Meridian.

Prepared by CH2M Hill, May 14, 2010
End of description



AND TOGETHER WITH

PARCEL 1:
The North half of the Northeast Quarter of the Southwest Quarter and the North half of Government Lot 3 and the Northwest Quarter of the Northwest Quarter of the Southeast Quarter of Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho.

PARCEL 2:
The Northeast Quarter of the Northwest Quarter of the Southeast Quarter of Section 7, Township 52 North, Range 3 West, Boise Meridian, in Kootenai County, Idaho.

PARCEL 3:
The Northwest Quarter of the Northeast Quarter of the Southeast Quarter, EXCEPT Lots 5 and 6, Block 4, of Spokane Valley Commercial Orchards, in Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho.

ALSO
that part of the Northeast Quarter of the Northeast Quarter of the Southeast Quarter lying West of the rights of way of the Idaho State Highway No. 95, the Spokane International Railroad, and Spokane Boulevard as delineated on the plat of Spokane Valley Commercial Orchards;
EXCEPT that part of Lot 4, Block 3 of said subdivision lying South of the South line of the North 131.5 feet of said Lot 4, in Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, the plat of Spokane Valley Commercial Orchards was recorded February 14, 1916 in Book "c" of Plats at page 120 and partially vacated by order recorded in Miscellaneous Book 5 at page 315, records of Kootenai County, Idaho.

PARCEL 4:
The Southeast Quarter of Government Lot 3, (formerly Block 104 of Spokane Valley Commercial Orchard Tract), and the East half of Government lot 4, (formerly Blocks 113 and 116 of Spokane Valley Commercial Orchard Tract), all in Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, State of Idaho.

PARCEL 5:
The West half of the Southeast Quarter of the Southwest Quarter, and the Southwest Quarter of the Northeast Quarter of the Southwest Quarter, all in Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, formerly known as Blocks 105, 112 and 117, Spokane Valley Commercial Orchards Tracts, now vacated except for right of way for County Road along the South line said Section 7.

PARCEL 6:
That portion of the Southeast Quarter of the Southwest Quarter of Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, State of Idaho, formerly described as

Blocks 111 and 118, Spokane Valley Commercial Orchard Tracts, now vacated, and Southeast Quarter of the Northeast Quarter of the Southwest Quarter, formerly described as Block 106, Spokane Valley Commercial Orchard Tracts, now vacated, all in Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, State of Idaho

PARCEL 7:

The South half of the Northwest Quarter of the Southeast Quarter of Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho.

PARCEL 8:

The East half of the Northwest Quarter of the Southwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southwest Quarter of the Southeast Quarter, lying Westerly of the right of way of the Spokane International Railway, of Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, State of Idaho, formerly described as Block 109 and the East half of Block 110, Spokane Valley Commercial Orchard Tracts, now vacated.

PARCEL 9:

The East half of the Southwest Quarter of the Southwest Quarter of the Southeast Quarter, Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, State of Idaho, formerly described as Lots 1 to 5, Block 119, Spokane Valley Commercial Orchard Tracts, now vacated.

PARCEL 10:

The Southeast Quarter of the Southwest Quarter of the Southeast Quarter of Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, State of Idaho, lying Westerly of the Spokane International Railway, formerly described as Lots 1, 2, 3 and 4, Block 120, Spokane Valley Commercial Orchard Tracts, now vacated.

PARCEL 11:

That portion of Township 52 North, Range 3 West, Boise Meridian, Section 7, described as follows:

BEGINNING at the Southwest corner of the Southeast Quarter of Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, State of Idaho; thence running North 264 feet; thence East, 315.62 feet; thence South 264 feet; thence West, 315.62 feet to the PLACE OF BEGINNING and known as Lots 6 and 7, of Block 119, Spokane Valley Commercial Tracts, Kootenai County, State of Idaho, according to the plat recorded in Book .. c .. of Plats, page 120.

PARCEL 12:

That portion of Township 52 North, Range 3 West, Boise Meridian, Section 7 described as follows:

The West half of the Northwest Quarter of the Southwest Quarter of the Southeast Quarter (formerly described as the West half of Block 110, Spokane Valley Commercial Orchard

AND TOGETHER WITH

TAX # 22862 PAGE 1 OF 1
DOCUMENT TYPE QCD
INSTRUMENT # 2296471
DOCUMENT DATE 12/29/2010

A tract of land being a portion of the Southwest quarter of the Southeast quarter (SW4, SE4) and the Southeast quarter of the Southeast quarter (SE4, SE4) of Section 7, Township 52 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

A strip of land sixty-six feet (66.00') wide;

bounded on the South by a Line 30.00 feet North of the South Line of the Southeast Quarter of said Section 7;

bounded on the Southeast by the Westerly Right-of-Way Line of the Union Pacific Railroad;

bounded on the North by a Line 30.00 feet South of the North Line of the said Southwest quarter of the Southeast quarter (SW4, SE4) and the Southeast quarter of the Southeast quarter (SE4, SE4);

bounded on the Northwest by a Line 66.00 feet Northwest of the Westerly Right-of-Way Line of the Union Pacific Railroad.

End of Description
Prepared by Dirk Koeller, December 10, 2010



THIS TAX # REPLACES _____
DEPUTY INITIALS VMW DATE 02/28/2011

NOTICE OF HEARING ON
CREATION OF LOCAL IMPROVEMENT DISTRICT

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho

LOCAL IMPROVEMENT DISTRICT NO. 4 – CHILCO WEST

NOTICE IS HEREBY GIVEN that October 6, 2011, at 12:30 P.M., the North Kootenai Water District Office, 1841 W. Hayden Ave., Hayden Idaho 83835, has been fixed as the time and place for a public hearing at which time the owners of property to be assessed within proposed Local Improvement District No. 4 – Chilco West (“LID No. 4”) may appear before the Board of Directors (the “Board”) of the North Kootenai Water District, Idaho (the “District”), and be heard as to the propriety and advisability of creating LID No. 4 and acquiring and constructing the Project, as hereinafter described, and as the time and place when and where the Board will consider the creation of proposed LID No. 4 and the acquisition and construction of the proposed improvements, and hear all complaints, protests, and objections which may be made in writing and filed with the Secretary of the District on or before said time by any owner of any parcel of land to be assessed.

The boundaries of the proposed LID No. 4 are described in Exhibit “A” attached hereto and hereby made a part hereof.

A general description of the improvements to be constructed (the “Project”), as well as the estimated cost of such Project are as follows:

A. Extension of a new water main from North Kootenai Water District's existing Chilco Water System. The extension will extend from a connection point with the existing water system located on the east side of US95 and extend due west along Chilco Road an estimated 3,700 lineal feet.

B. Construction of a new 8 inch water main including the pipe and incidentals as well as new water services which will extend from the new main to the edge of the right of way line and includes meter box, incidentals and service stub.

C. Supply and installation of a new generator at the existing Chilco Pump Station.

The estimated total cost of the proposed Project is \$390,400, of which approximately \$390,400 of the cost of the Project shall be borne by and assessed against the properties specially benefited by such improvements. The remaining cost of the Project will be paid with funds from the District .

The estimated assessment for individual property owners is just that, an estimate. Actual assessments may be higher or lower, based upon the actual cost of the project, but in no event can they be higher than the benefit of the improvement to the property.

The costs and expenses of the Project to be paid from special assessments shall be assessed against the lots and parcels within the proposed LID No. 4 according to a square foot method (area of land) of assessment.

Written protests and objections to the creation of LID No. 4 or to the manner of assessment or inclusion of property therein may be filed with the District Secretary at or before 12:30 P.M. on October 6, 2011, by mailing or delivery of the written protest to the District Secretary, North Kootenai Water District Office, 1841 W. Hayden Ave., Hayden Idaho 83835, by any owner of any parcel of land to be assessed.

DATED this 1st day of September, 2011.

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho

COPY

Chair, Board of Directors

ATTEST:

COPY

Secretary

(SEAL)

Publish: Three consecutive issues of daily newspaper; or
Two consecutive issues of weekly newspaper.

NOTICE OF HEARING ON
CREATION OF LOCAL IMPROVEMENT DISTRICT

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho

LOCAL IMPROVEMENT DISTRICT NO. 4 – CHILCO WEST

NOTICE IS HEREBY GIVEN that October 6, 2011, at 12:30 P.M., the North Kootenai Water District Office, 1841 W. Hayden Ave., Hayden Idaho 83835, has been fixed as the time and place for a public hearing at which time the owners of property to be assessed within proposed Local Improvement District No. 4 – Chilco West (“LID No. 4”) may appear before the Board of Directors (the “Board”) of the North Kootenai Water District, Idaho (the “District”), and be heard as to the propriety and advisability of creating LID No. 4 and acquiring and constructing the Project, as hereinafter described, and as the time and place when and where the Board will consider the creation of proposed LID No. 4 and the acquisition and construction of the proposed improvements, and hear all complaints, protests, and objections which may be made in writing and filed with the Secretary of the District on or before said time by any owner of any parcel of land to be assessed.

The boundaries of the proposed LID No. 4 are described in Exhibit “A” attached hereto and hereby made a part hereof.

A general description of the improvements to be constructed (the “Project”), as well as the estimated cost of such Project are as follows:

- A. Extension of a new water main from North Kootenai Water District's existing Chilco Water System. The extension will extend from a connection point with the existing water system located on the east side of US95 and extend due west along Chilco Road an estimated 3,700 lineal feet.
- B. Construction of a new 8 inch water main including the pipe and incidentals as well as new water services which will extend from the new main to the edge of the right of way line and includes meter box, incidentals and service stub.
- C. Supply and installation of a new generator at the existing Chilco Pump Station.

The estimated total cost of the proposed Project is \$390,400, of which approximately \$390,400 of the cost of the Project shall be borne by and assessed against the properties specially benefited by such improvements. The remaining cost of the Project will be paid with funds from the District .

The estimated assessment for individual property owners is just that, an estimate. Actual assessments may be higher or lower, based upon the actual cost of the project, but in no event can they be higher than the benefit of the improvement to the property.

The costs and expenses of the Project to be paid from special assessments shall be assessed against the lots and parcels within the proposed LID No. 4 according to a square foot method (area of land) of assessment.

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DATED this 1st day of September, 2011.

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho

COPY

Chair, Board of Directors

ATTEST:

COPY

Secretary

(SEAL)

Property Owner: _____

Parcel Number: _____

Estimated Assessment: \$ _____