

RESOLUTION NO. 07-²⁰015

A RESOLUTION OF NORTH KOOTENAI WATER DISTRICT, OF KOOTENAI COUNTY, IDAHO, AUTHORIZING THE EXECUTION OF A QUIT CLAIM DEED TO QUIET TITLE TO THE FINUCANE WELL LOT; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

**NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho**

BE IT RESOLVED BY THE Board of Directors of North Kootenai Water District, of Kootenai County, Idaho (the "District") as follows:

WHEREAS, North Kootenai Water District, of Kootenai County, Idaho (the "District") is a duly and properly formed water district under and by virtue of the constitution and laws of the State of Idaho; and

WHEREAS, the District is governed by an elected Board of Directors (the "Board"); and

WHEREAS, the Board has been advised by its engineer and legal counsel that title to the real property on which an asset of the District's water system is located, specifically that lot and well commonly known as the "Finucane Well", is clouded and is apparently vested in the name of JHM Investments, LLC; and

WHEREAS, JHM Investments, LLC has advised the District that it has determined title to its property abutting the Finucane Well lot is clouded and apparently vested in the name of North Kooteneai Water District; and

WHEREAS, the Board has reached an agreement with JHM Investments, LLC to exchange quit claim deeds transferring title to the respective lots in order to clear the title to each lot and positively establish rightful and intended ownership of said real property, and

WHEREAS, the Board has determined that such a transfer of deeds is in the best interests of the District and constitutes valuable consideration to each party.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Board of Directors of the District as follows:

Section 1: The Chairman of the Board of Directors is hereby authorized to immediately execute a Quit Claim Deed on behalf of the North Kootenai Water District transferring title to JHM Investments, LLC for certain real property legally described as:

That portion of land described in a Trustee's Deed from Kathleen Finucane Armstrong to Novastar Enterprises, Inc. dated June 17, 1991,

recorded under Instrument No. 1221487 lying West of the West line of
Woodland Meadows First Addition as recorded in Book G of Plats at
pages 116, 116A and 116B lying South of the South right of way of
Honeysuckle Avenue, in the Southwest Quarter of Section 24, Township
51 North, Range 4 West, Boise Meridian, City of Hayden, Kootenai
County, Idaho.

Containing 5394.59 square feet or 0.124 acres more or less.

Subject to rights of way, easements or other servitudes of record or
implied.

Section 2: SEVERABILITY

If any section, paragraph, clause, or provision of this Resolution shall be held to be
invalid or unenforceable for any reason, the invalidity or unenforceability of each section,
paragraph, clause, or provision shall in no manner affect any remaining provision of this
Resolution.

Section 3: RATIFICATION

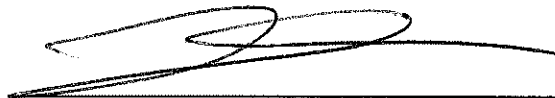
The Board hereby ratifies all acts taken by members of the Board and/or agents on behalf
of the Board or District relative to this real property transfer.

Section 4: EFFECTIVE DATE

This Resolution shall become and is effective as of the date of its adoption.

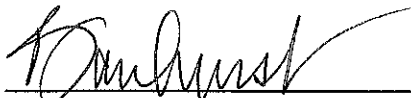
DATED this 18th day of October, 2007.

NORTH KOOTENAI WATER DISTRICT,
Kootenai County, Idaho



Chairman, Board of Directors

ATTEST:



District Secretary

(SEAL)

I, the undersigned, Secretary of the Board of Directors of 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 regular meeting of the District, duly and regularly held at the regular meeting place thereof on October 18, 2007, of which meeting all members of the 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 October 18, 2007.



District Secretary

(SEAL)