

NORTH KOOTENAI WATER DISTRICT  
Kootenai County, Idaho

RESOLUTION NO. 2008-26

A RESOLUTION of North Kootenai Water District, of Kootenai County, Idaho, canvassing the returns and declaring the results of the special election held on August 5, 2008, providing for the annexation of the real property known as the Hayden Haven and Gem Shores areas into the District; and providing for the effective date of this resolution; and providing for other matters properly relating thereto

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

WHEREAS, NORTH KOOTENAI WATER DISTRICT (the "District"), of Kootenai County, Idaho, is an Idaho water district created and operating under the Constitution and laws of the State of Idaho; and

WHEREAS, a special election was duly held on August 5, 2008, providing for the annexation of the real property known as the Hayden Haven and Gem Shores areas into the District; and

WHEREAS, the Board of Directors now desires to canvass the votes cast for or against the proposition and to declare the results of said election;

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

Section 1. ELECTION

The special election was duly and regularly called, noticed, held, and conducted and the votes cast were received and canvassed, and the returns thereof made in the time, form, and manner required by law and by the resolutions, ordinances, orders, and proceedings taken by the District.

Section 2. NOTICE OF ELECTION

Notice of the calling of said election was duly and legally given by the publication of an appropriate notice in the official newspaper of the District.

Section 3. POLL

The poll of said election opened at 8:00 a.m. and remained open continuously until closed at the hour of 8:00 p.m., at the voting place specified in the Notice.

Section 4. QUALIFIED ELECTORS

Only persons who were qualified electors of the District, duly registered to vote therein, were permitted to vote at said election, and no person so qualified to vote at said election was refused the right to vote.

Section 5. BALLOTS

The ballots used at said election were in the form prescribed by law.

Section 6. PROPOSITION AND CANVASS

The Board of Directors has examined the returns of the election on the proposition and hereby canvasses said returns and declare the results of the election and the votes cast for the proposition submitted:

The ballot title for said special election was in substantially the following form:

Shall North Kootenai Water District annex the real property known as the Hayden Haven and Gem Shores areas into the District, all as more fully provided in Resolution No. 2008-17 adopted on June 5, 2008. The total number of votes cast at the polling place for said election, both for and against the proposition, was as follows:

<b>Polling Precinct &amp; Location</b>	<b>Votes in Favor</b>	<b>Votes Against</b>	<b>Mutilated Votes</b>	<b>Total Votes</b>
Hayden Lake City Hall, 9595 Strahorn Rd. Hayden Lake Idaho				

Section 7.      ADOPTION

Upon canvass, it is found that a majority of the qualified electors of the District voting at such election cast their votes in the affirmative for the proposition.

Section 8.      AUTHORIZATION TO PROCEED

The Board of Directors, acting as a Board of Canvassers, hereby finds, determines, and declares that:

- (a) Said proposition to annex the real property known as the Hayden Haven and Gem Shores areas into the District;
- (b) Said election was in all things held and conducted in strict compliance with the law; and
- (c) The District is authorized to proceed with the authorization of said annexations as specified in said proposition.

Section 9.     RATIFICATION

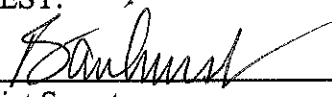
All actions taken by the District in connection with the publication of the Notice of Special Election and the preparation and the printing of the ballots and sample ballots used at the election are hereby in all respects ratified, approved, and confirmed.

ADOPTED by the Board of Directors of North Kootenai Water District on August 7,  
2008.

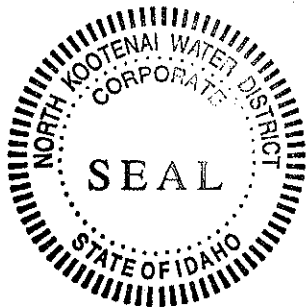
NORTH KOOTENAI WATER DISTRICT,  
Kootenai County, Idaho

  
Chair, Board of Directors

ATTEST:

  
\_\_\_\_\_  
District Secretary

(SEAL)



CERTIFICATION

I, the undersigned District Secretary 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/special meeting of said Board of Directors duly and regularly held at the regular meeting place thereof August 7, 2008, of which meeting all members of said Board of Directors 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: 5


NOES, Directors: 0

ABSENT, Directors: 0

ABSTAIN, Directors: 0

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 said District on August 7, 2008.

  
\_\_\_\_\_  
District Secretary

(SEAL)

