

NORTH KOOTENAI WATER DISTRICT

RESOLUTION NO. 99-3

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho

The Board of Directors of the North Kootenai Water District, the "District or NKWD", during the course of its regular monthly meeting on May 13, 1999, considered the request of Steve Thompson that NKWD supply domestic water to a proposed subdivision in Kootenai County, Idaho, known as West Hayden Estates, First Addition.

After consideration of the comments of its staff, engineer, counsel and directors, the Board of Directors made the following findings:

The area described in the proposed plat as West Hayden Estates, First Addition, lies outside the boundaries of NKWD, adjacent, however, to existing service lines of NKWD in Lancaster Road.

The proposed plat includes forty-nine lots designed and zoned for single family residential use.

The existing source and storage capacity of NKWD is adequate to permit NKWD to supply domestic water to the proposed subdivision without degradation of service to existing customers and constituents of NKWD in compliance with currently applicable Idaho Rules for Public Drinking Water Systems.

The existing distribution system of NKWD is not presently adequate to permit NKWD to supply domestic water to the proposed subdivision without degradation of service to existing customers and constituents of NKWD or in compliance with currently applicable Idaho Rules for Public Drinking Water Systems.

Upon motion duly made, and seconded, the Board of Directors of NKWD resolved as follows:

That NKWD agree to provide domestic water service to the proposed West Hayden Estates, First Addition, a copy of which is attached hereto, upon satisfaction of the following conditions:

Annexation of West Hayden Estates, First Addition into the District and payment of NKWD's \$200 annexation processing fee.

Plans and specifications for proposed extensions of the District's water system shall be submitted to the District's office for review, comment, and re-review (if necessary) by the District's engineer, Welch, Comer & Associates. The District has adopted a minimum plan review fee of \$300.00. Additional plan re-review fees may be necessary depending on the number of times a plan must be reviewed. When engineering plans and specifications are submitted to the District office, the District will require the plan review fee be paid prior to any review being completed.

The following items shall be provided to the District by the Engineer of Record:

Daily inspection reports completed by a qualified inspector under the engineer's responsible charge and submitted to the District weekly.

Testing

- Compaction tests in accordance with Engineer's Specifications or ISPWC shall be completed and records submitted with the inspection reports.
- Waterline hydrostatic pressure testing in accordance with the Engineer's Specifications or ISPWC shall be completed and records submitted with the inspection reports.
- Bacteriological testing in accordance with the Engineer's specifications or ISPWC shall be

completed and records submitted with the inspection reports.

- District's field representative shall be notified 48 hours before water main flushing, disinfection, pressure testing, and bacteriological sampling.

Final Inspection - The District's field representative shall participate in a final inspection with the Engineer prior to final acceptance by the District. All punch-list deficiencies must be satisfactorily completed prior to District acceptance.

Execution of the District's water system ownership transfer agreement and submission of a one-year 100% construction value warranty bond.

Conveyance to the District of a parcel of real property, free and clear of liens and encumbrances not acceptable to NWKD, judged sufficient by NWKD to provide a location for a booster pump station adequate to provide water service to approximately 150 homes north of Lancaster Avenue at pressures meeting the current requirements of the Idaho Rules for Public Drinking Water Systems.

Execution of a promissory note in form satisfactory to NKWD in the amount of \$18,000, payable at the rate of \$367.35 per West Hayden Estates, First Addition, lot with payment of each such installment due upon the initial sale of each platted West Hayden Estates, First Addition, lot, until June 1, 2001, when the entire unpaid balance of said obligation shall be due and payable in full.

Execution of a Deed of Trust encumbering all of the lots in West Hayden Estates, First Addition, in form satisfactory to NKWD securing payment of the above referenced promissory note. Upon payment of each of the above referenced installments, NKWD will release its security interest in one of said lots.

Installation to the satisfaction of NKWD of the Lancaster twelve inch water main enlargement and ten inch Rimrock storage tank to Lancaster main required by Kootenai County Board of Commissioners Resolution No. _____.

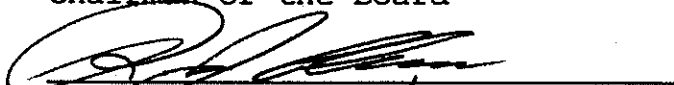
Recordation of water line easements for waterlines not located in the public right of way.

Only upon full and complete performance of the all of the above conditions will NKWD supply domestic water to West Hayden Estates, First Addition.

PASSED AND APPROVED this 13 day of May, 1999.

NORTH KOOTENAI WATER DISTRICT
Kootenai County, Idaho


Chairman of the Board


Director


Director

Director

ATTEST:

Secretary/Director