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STATE OF IDAHO
COUNTY OF KOOTENAI
FILED
AT 7:05 O'CLOCK PM
KATHY L. BOOTH
DEPUTY

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FEB 27 2004
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IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF KOOTENAI

IN THE MATTER OF THE ORGANIZATION)
OF HARBOR VIEW ESTATES WATER AND)
SEWER DISTRICT,)

No. CV-032747

A proposed governmental)
subdivision of the State of)
Idaho and a body corporate.)

ORDER ORGANIZING HARBOR VIEW
ESTATES WATER AND SEWER
DISTRICT

THE UNDERSIGNED DISTRICT COURT JUDGE, having read the Petitioners' Motion for Order Establishing a Water and Sewer District, good cause appearing and being otherwise advised;

IT IS HEREBY ORDERED that the Harbor View Estates Water and Sewer District is declared organized effective January 1, 2004. The Court hereby gives the District its corporate name of "Harbor View Estates Water and Sewer District" (the "District"), by which, in all proceedings, it shall hereafter be known.

IT IS FURTHER ORDERED that the following are designated as the first Board of Directors of the District.

1. Carlos Lopez, to act until the first biennial election.
2. Charles Shaw, to act until the second biennial election.
3. Bill Fitzgerald, to act until the second biennial election.
4. Michael Anderson, to act until the third biennial election.

ORDER ESTABLISHING HARBOR VIEW
ESTATES WATER AND SEWER DISTRICT - 1

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5. James E. Atkins, to act until the third biennial election.

IT IS FURTHER ORDERED that the members of the Board of Directors shall qualify by filing with the Clerk of this Court their oaths of office, and corporate surety bonds at the expense of the District, each in the amount of \$1,000 (an amount not exceeding \$1,000, in accordance with the provisions of Idaho Code §42-3208), conditioned for the faithful performance of their duties as directors.

IT IS FURTHER ORDERED that the cash bond heretofore posted with this Court by the Petitioners is hereby exonerated.

IT IS FURTHER ORDERED that the District shall be a governmental subdivision of the State of Idaho and a body corporate, with all the powers of a public or quasi-municipal corporation.

DATED this 5th day of December, 2003.

JOHN PATRICK LUSTER

District Court Judge

Presented By:

PRESTON GATES & ELLIS LLP

By Michael C. Ormsby

Michael C. Ormsby

I hereby certify that a true and correct copy of the foregoing was mailed, postage prepaid, this 5th day of December, 2003, to:

Michael C. Ormsby
PRESTON GATES & ELLIS LLP
Attorneys at Law
1200 Ironwood Drive, Suite 315
Coeur d'Alene, ID 83814

KATHY L. BOOTH

By _____

Deputy Clerk

ORDER ESTABLISHING HARBOR VIEW
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