



PLEASE RETURN TO:
DORIS FISKE, EXECUTIVE ASSISTANT
KENNEWICK IRRIGATION DISTRICT
PO BOX 6900
KENNEWICK, WA 99336

KENNEWICK IRRIGATION DISTRICT
RESOLUTION 2008-23

FORMATION OF LID 198 FOR THE BETTERMENT AND ACQUISITION
OF LID 161 ELLIOTT LAKE IRRIGATION SYSTEM AND
ADJUSTING THE 2008 ASSESSMENT ROLLS

A RESOLUTION of the Board of Directors of Kennewick Irrigation

District deciding in favor of and ordering the acquisition and betterment of a pressurized irrigation system for the delivery of irrigation water; establishing Local Improvement District No. 198, Elliott Lake Irrigation Water, and ordering the carrying out of the proposed improvements; providing that payment for the improvements be made by special assessments upon the property in the local improvement district; and directing a certified copy of the resolution to be delivered to the Benton County Assessor.

WHEREAS, the Board, with the assistance of the Chief Engineer, has investigated the feasibility, cost and need of the proposed improvements, together with the ability of the lands to pay the cost, and has found it to be feasible; and

WHEREAS, the Board, by Resolution No. 2008-20, fixed May 6, 2008, at 9:00 a.m., local time for the Public Hearing, at the Kennewick Irrigation District, 12 W. Kennewick Avenue, Kennewick, Washington, as the time and place for hearing all matters relating to the proposed Improvements and all objections thereto; and for determining the method of payment for the Local Improvement District; and,

WHEREAS, due notice of the above hearings was given as required by RCW 87.03.485, and the hearing was duly and regularly held at that time and place, permitting the Board to receive any written protests to the ordering of the Improvements and formation of the LID, and to hear all persons desiring to object or otherwise be heard on matters affecting the formation of the LID and construction of the Improvements therein; and



WHEREAS, the Board did not receive at or before the hearing protests against the establishment of the LID signed by a majority of the holders of title in the LID; and

WHEREAS, the Board has determined it to be in the best interests of the District that the Improvements as hereinafter described be carried out and that an LID be created in connection therewith;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE KENNEWICK IRRIGATION DISTRICT, BENTON COUNTY, WASHINGTON, as follows:

Section 1. Ordering of Betterment and Acquisition The Board renders a decision in favor of and orders the betterment and acquisition of the irrigation water facilities as District Facilities, as described in Exhibit A, attached hereto and by this reference incorporated herein.

Section 2. Creation of LID 198 For the betterment and acquisition as District Facilities, there is created an LID to be designated and known as Local Improvement District No. 198 of Kennewick Irrigation District ("LID 198 Elliott Lake Irrigation Water"), the boundaries thereof being more particularly described in Exhibit B. This LID will be dissolved when the contractual notes have been satisfied.

Section 3. Payment of Cost of Betterment and Acquisition The cost of carrying out the betterment and acquisition of the system described in Section 1 has been calculated based on the 62 lots included in the LID at an estimated \$1,653.23 per lot for a total of \$102,500.21. Actual assessments may vary from assessment estimates. Interest rate will be set based on the prime rate as published in the Wall Street Journal on the date note is established. Amortization will be for a period of 10 years with no pre-payment penalty.

Section 4. LID Contract Repayment Fund No. 198 The Treasurer of the District is authorized and directed to create and establish in his Office for the District a fund to be known and designated as "LID Contract Repayment Fund No.198" for the sole purpose of carrying out the repayment of the system betterment ordered by this resolution and of paying the costs and expenses connected therewith. There shall be deposited into the LID Fund any and all money received by or available to the District to be used for such purposes.

In addition to the LID Contract repayment fund, the Treasurer shall be authorized to assess each lot in LID 198 for the 2008 KID Operations and Maintenance costs according to the following toll structure:



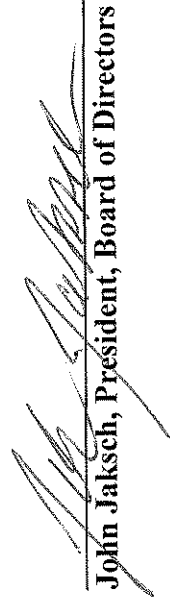
Lot Size	Pressurized Tolls
Rate: less than or equal to 0.0750 acres	\$20.00
Rate: between 0.0751 acres and 0.150 acres	\$280.00
Rate: between 0.151 acres and .250 acres	\$320.00
Rate: between .251 acres and .400 acres	\$360.00
Rate: between .401 acres and .650 acres	\$415.00
Rate: between .651 acres and 1.10 acres	\$475.00
Rate: between 1.11 acres and 1.80 acres	\$540.00
Rate: between 1.81 acres and 3.00 acres	\$615.00
Rate: between 3.01 acres and 5.00 acres	\$700.00
Rate: between 5.01 acres and 8.00 acres	\$800.00
Rate: larger than 8.01 acres	\$100.00/acre

Actual assessments may vary from assessment estimates so long as they do not exceed a figure equal to the increased true and fair value the improvement adds to the property. (RCW 87.03.486)

The Treasurer shall be authorized to adjust the 2008 Assessment Roll accordingly.

Section 6. Delivery of Resolution A certified copy of this Resolution shall be delivered forthwith to the Benton County Assessor.

RESOLUTION 2008-23 IS HEREBY ADOPTED by the Board of Directors of Kennewick Irrigation District, Benton County, Washington, at a regular open public meeting thereof this 3rd day of June, 2008.


 John Jaksch, President, Board of Directors

ABSENT
 John C. Pringle, Director


 William C. Kinsey, Vice-President


 Dale Walter, Director

ABSENT
 Matt Strong, Director



EXHIBIT A

**LID 198- BETTERMENT AND ACQUISITION OF THE
ELLIOTT LAKE IRRIGATION WATER SYSTEM**

Kennewick Irrigation District

The purpose of this LID is to provide the betterment and acquisition of the irrigation water system defined formerly as the Local Improvement District (currently known as LID 161).



EXHIBIT B

The Legal Description for the local improvement district is as follows:

All of the west $\frac{1}{2}$ of the southeast quarter and the east $\frac{1}{2}$ of the east
 $\frac{1}{2}$ of the southeast $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 18, Township 8 North, range
30 east, W.M.