

MACKAYE HARBOR WATER DISTRICT OF SAN JUAN COUNTY, WASHINGTON

RESOLUTION NO. 2016 - 4

A RESOLUTION approving engagement of manager, clerk-bookkeeper, water system operator and counsel for legal services.

WHEREAS, the Board of Commissioners of Mackaye Harbor Water District desires to appoint staff to serve the District and

WHEREAS, the Board wishes to expedite assuming control of the water system from Mackaye Harbor Water Company, Inc. within its boundaries, and

WHEREAS, Wayne Haeefe & Associates has been managing the water system for MacKaye Harbor Water Company and has been instrumental in the process of forming the District, and

WHEREAS, A Practical Accounting has been keeping the books and corporate records of MacKaye Harbor Water Company, is familiar with the system and its customers and also fulfills the role of clerk-bookkeeper for Lopez Port District, and

WHEREAS, A & A Well Drilling is properly certified to run the system, has been running the system and is familiar with the physical layout and legal requirements of running the system, and

WHEREAS, the Board is aware that Jonson & Jonson, Seattle WA, has been representing the Company in connection with creation of the District and the legal documentation supporting the transfer of its water system, appurtenances, water right and operating permit to the District and also with regard to the dissolution of the Company, and

WHEREAS, the Company has waived the attorney-client privilege with regard to communications concerning a rock wall on Agate Beach so that the District is apprised of the legal ramifications concerning its possible removal; and

WHEREAS, both the Company and the District desire to waive any conflict with respect to Jonson & Jonson, P.S. representing the District and representing the Company regarding its final steps to dissolve, provided that the Company will not attempt to assign responsibility for the Agate Beach rock wall matter to the District, and

WHEREAS, the Board has concluded it to be in the District's best interests to continue with Counsel already familiar with the specifics of the transactions and

WHEREAS, the Board finds no objection with the relationship of Jonson & Jonson to the MacKaye Harbor Water Company, Inc.

Now, therefore, BE IT RESOLVED that:

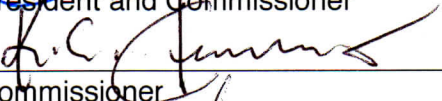
Section 1: the Board of MacKaye Harbor Water District approves the contracts for general manager, clerk-bookkeeper, system operator and legal services between the District and the respective parties attached to this Resolution and authorizes the President of the Board to sign them on behalf of the District.

Section 2: Any acts and services that are consistent with but performed prior to the Agreement approved in Section 1 of this Resolution are ratified and confirmed.

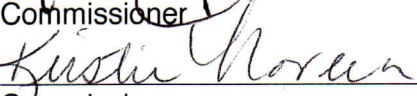
PASSED BY THE BOARD OF COMMISSIONERS OF THE MACKAYE HARBOR WATER DISTRICT OF SAN JUAN COUNTY, WASHINGTON at its first meeting held Jan 15, 2016.



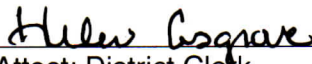
President and Commissioner



Commissioner



Commissioner



Attest: District Clerk