

**RESOLUTION 2022-01 OF THE BOARD OF DIRECTORS OF
THE GALENA GROUND WATER DISTRICT**

WHEREAS, a meeting of the Board of Directors (the “Board”) of the Galena Groundwater District (“Galena GWD” or the “District”) was held on April 5, 2022, at 11:00 am at the City of Sun Valley Administrative Building in Sun Valley, Idaho, at which all Directors were present; and

WHEREAS, the Board engaged in a discussion regarding adopting a policy for imposing late fees and penalties on delinquent assessments as well as filing liens against the land to which the water rights of the delinquent assessments are appurtenant with the District collecting its costs and fees related thereto; and

WHEREAS, Idaho Code § 42-5232 grants the Galena GWD with the authority to levy assessments in the amount necessary for the annual payment on any and all indebtedness of the District for the following year; and

WHEREAS, Idaho Code § 42-5241(1)(a) provides that the assessments collected by the Galena GWD shall be due and payable on or before December 31st of each year, after which date each unpaid assessment shall be delinquent; and

WHEREAS, Idaho Code § 42-5241(1)(a) also provides that each delinquent assessment which was billed by the District shall be subject to a \$15.00 penalty and bear interest at the rate of interest established for money due on judgments until paid and the District is entitled to take any appropriate action to collect the assessment, including suit and the foreclosure of liens; and

WHEREAS, Idaho Code § 42-5241(1)(b) provides that assessments collected by the County Treasurer shall be entered upon the tax rolls as provided by law for the entry of taxes against the lands owned by the District’s members; and


WHEREAS, Idaho Code § 42-5241(1)(b) also provides that each delinquent assessment which was billed by the County Treasurer shall be subject to the same interest and penalties as in the case of property taxes which shall be collected in the same manner as taxes and subject to the same right of redemption; and

WHEREAS, Idaho Code § 42-5244B provides that the Galena GWD may take appropriate action to prevent any of the District’s members who are delinquent in the payment of their assessment from diverting ground water until the delinquent assessment is paid in full.

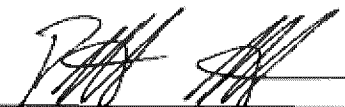
IT IS THEREFORE RESOLVED, upon motion made, seconded and carried, that the Galena GWD’s policy for imposing late fees and penalties on delinquent assessments as well as

filing liens against the land to which the water rights of the delinquent assessments are appurtenant with the District collecting its costs and fees related thereto is as follows:

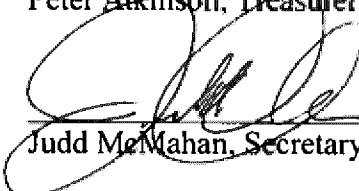
- 1) With regards to assessments billed by the District, beginning on June 1, 2022, the Board will charge a \$15.00 penalty on each delinquent assessment as well as charge interest on the delinquent assessment at the rate established for money due on judgments until the delinquent assessment is paid in full. The Board will also file a lien against the land to which the water rights of the delinquent assessments are appurtenant and collect all of its fees and costs related thereto;
- 2) With regards to assessments billed by the County Treasurer, beginning on June 1, 2022, the Board will charge the same interest and penalties as in the case of property taxes which shall be collected in the same manner as taxes and subject to the same right of redemption; and
- 3) Beginning on June 1, 2022, the Board will take the action necessary to prevent any of the District's members who have delinquent assessments from diverting any ground water until the delinquent assessment is paid in full.



Pat McMahon, Chairman



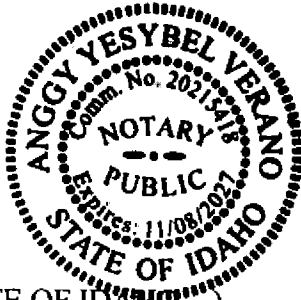
Peter Atkinson, Treasurer



Judd McMahon, Secretary

STATE OF IDAHO,)
) ss.
County of Blaine)

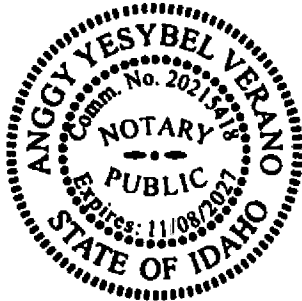
This record was acknowledged before me on this 7th day of June, 2022 by Pat McMahon as the Chairman of the Galena Ground Water District.



Anggy Verano
NOTARY PUBLIC FOR IDAHO
Residing at: Ketchum, ID
Commission expires: 11/08/27

STATE OF IDAHO,)
) ss.
County of Blaine)

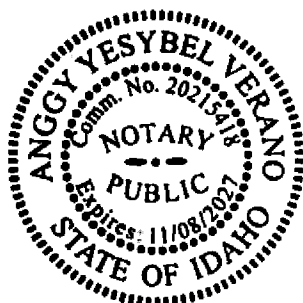
This record was acknowledged before me on this 7th day of June, 2022 by Peter Atkinson as the Treasurer of the Galena Ground Water District.



Anggy Verano
NOTARY PUBLIC FOR IDAHO
Residing at: Ketchum, ID
Commission expires: 11/08/27

STATE OF IDAHO,)
) ss.
County of Blaine)

This record was acknowledged before me on this 7th day of June, 2022 by Judd McMahan as the Secretary of the Galena Ground Water District.



Anggy Verano
NOTARY PUBLIC FOR IDAHO
Residing at: Ketchum, ID
Commission expires: 11/08/27