RESOLUTION NO. 34/

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF BIRCH BAY WATER AND SEWER DISTRICT, WHATCOM COUNTY, WASHINGTON, AMENDING RESOLUTION 528 APPROVING AN AGREEMENT ALLOWING FOR WIRE TRANSFER OF FUNDS

WHEREAS, the undersigned, Secretary of Birch Bay Water & Sewer District ("Company"), does hereby certify to KEY BANK OF WASHINGTON ("Key Bank") that, at a meeting of the Board of Directors of the Company held on the 10th day of March, 1994, the Directors duly adopted the following Resolution:

BE IT RESOLVED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington as follows:

<u>Section 1</u>: Section 4 of Resolution 528 is hereby amended to read as ollows: BE IT FURTHER RESOLVED that any two of the following officers of the Company:

Don Montfort Commissioner Carl Reichhardt Commissioner Peter Lewis Commissioner

is authorized to execute the Agreement and schedules thereto; and in addition, to execute other agreements, and to designate from time to time additional persons (who may include such officers) to issue and confirm payment orders, and to take other actions necessary or desirable under the Agreement.

Section 2: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.

Section 3: If any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution. The Council hereby declares that it would have passed this code and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases has been declared invalid or unconstitutional, and if, for any reason, this Resolution should be declared invalid or unconstitutional, then the original Resolution or Resolutions shall be in full force and effect.

Section 4: This Resolution shall be in full force and effect on March $\frac{10}{10}$, 1994.

PASSED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington, at a regular meeting held the day of March, 1994.

COMMISSIONER

COMMISSIONER

COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 54 of Birch Bay Water and Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on March _/O _, 1994.

SIMONARSON, VISSER, ZENDER & THURSTON 1610 GROVER STREET P.O. BOX 631 LYNDEN, WA 98264 RESOLUTION NO.

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF BIRCH BAY WATER AND SEWER DISTRICT, WHATCOM COUNTY, WASHINGTON, AMENDING RESOLUTION 528 APPROVING AN AGREEMENT ALLOWING FOR WIRE TRANSFER OF FUNDS

WHEREAS, the undersigned, Secretary of Birch Bay Water & Sewer District ("Company"), does hereby certify to KEY BANK OF WASHINGTON ("Key Bank") that, at a meeting of the Board of Directors of the Company held on the 10th day of March, 1994, the Directors duly adopted the following Resolution:

BE IT RESOLVED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington as follows:

<u>Section 1</u>: Section 4 of Resolution 528 is hereby amended to read as ollows: BE IT FURTHER RESOLVED that any two of the following officers of the Company:

Don Montfort Commissioner Carl Reichhardt Commissioner Peter Lewis Commissioner

is authorized to execute the Agreement and schedules thereto; and in addition, to execute other agreements, and to designate from time to time additional persons (who may include such officers) to issue and confirm payment orders, and to take other actions necessary or desirable under the Agreement.

Section 2: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.

Section 3: If any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution. The Council hereby declares that it would have passed this code and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases has been declared invalid or unconstitutional, and if, for any reason, this Resolution should be declared invalid or unconstitutional, then the original Resolution or Resolutions shall be in full force and effect.

<u>Section 4</u>: This Resolution shall be in full force and effect on March _____, 1994.

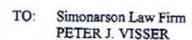
PASSED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington, at a regular meeting held the _____ day of March, 1994.

COMMISSIONER	001017007	
	COMMISSIONER	

COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. ___ of Birch Bay Water and Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on March ____, 1994.

SIMONARSON, VISSER, ZENDER & THURSTON 1610 GROVER STREET P.O. BOX 631 LYNDEN, WA 98264



FAX: (206) 354-0621

No. of Pages, including this: 2

FROM: Birch Bay Water & Sewer District

7096 Point Whitehorn Road Birch Bay, WA 98230-9675 (206) 371-7100 Office (206) 371-2400 Plant (206) 371-2806 FAX

DATE: February 24, 1994

SUBJECT: RESOLUTION NO. 528, SECTION 4:

MESSAGE: Pete:

I am herewith faxing you a copy of Resolution No. 528. Please update, removing Darwin Kruse and adding Don Montfort.

Thank you!

D. P. (Pat) SIZEMORE, District Manager

The information contained in this facsimile communication is privileged and/or confidential information intended only for the use of the individual or entity named above. If the reader of this cover page is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication or the information contained herein is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone (206) 371-7100, and return this facsimile to us at the above address via U. S. Postal Service. Thank you.