

**RESOLUTION NO. 2102**

**A RESOLUTION OF  
THE BOARD OF DIRECTORS OF THE OLIVEHURST PUBLIC UTILITY DISTRICT  
DECLARING THE RESULTS OF THE  
SPECIAL ELECTION HELD ON SEPTEMBER 15, 2005  
IN THE OLIVEHURST PUBLIC UTILITY DISTRICT NORTH PLUMAS LAKE  
COMMUNITY FACILITIES DISTRICT NO. 2005-1 (WHEELER RANCH)**

**WHEREAS**, the Board of Directors on September 15, 2005, duly adopted its Resolution No. 2100 (the "Resolution of Formation"), which ordered a consolidated election in the Olivehurst Public Utility District North Plumas Lake Community Facility District No. 2005-1 (Wheeler Ranch) (the "North Plumas Lake CFD No. 2005-1") on the levy of the special tax, the establishment of an appropriations limit for the North Plumas Lake CFD No. 2005-1, and the incurrence of a bonded indebtedness for the North Plumas Lake CFD No. 2005-1;

**WHEREAS**, pursuant to the terms of the Resolution of Formation, the special election was held on September 15, 2005, and the Deputy District Clerk has duly canvassed the returns of the election as required by the resolution and has filed with the Board a statement of all votes cast at the election showing the whole number of votes cast in the North Plumas Lake CFD No. 2005-1 and the whole number of votes cast for and against the measure and also filed, attached to the statement, her certificate as to the correctness of the statement (the "Statement of Election Results"), which is attached hereto as Exhibit A;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Olivehurst Public Utility District that:

1. **Recitals.** The foregoing recitals are true and correct.
2. **Canvass.** The canvass by the Deputy District Clerk as shown by the Statement of Election Results is hereby ratified, confirmed, approved, and entered upon the minutes of this meeting.
3. **Measure.** At the election, the following measure was submitted to the qualified electors of the North Plumas Lake CFD No. 2005-1:

Shall the Olivehurst Public Utility District be authorized to levy a special tax at the rates and apportioned as described in Exhibit B to the Resolution of Formation ("Resolution of Formation") for the Olivehurst Public Utility District North Plumas Lake Community Facilities District No. 2005-1 (Wheeler Ranch) (the "North Plumas Lake CFD No. 2005-1") adopted by the Board on September 15, 2005, which is incorporated herein by reference, within the North Plumas Lake CFD 2005-1 to finance certain public facilities as set forth in Exhibit A to the Resolution of Formation, including any incidental expenses related thereto, and shall a bonded

indebtedness in the amount of \$25,000,000 be incurred for the North Plumas Lake CFD No. 2005-1, and shall an appropriations limit be established for the North Plumas Lake CFD No. 2005-1 in the amount of the special taxes collected?

4. **Votes Cast; Election Results.** The total number of votes cast in the North Plumas Lake CFD No. 2005-1 at the election was 393. The number of votes cast for the measure was 393 and the number of votes cast against the measure was 0. More than two-thirds of all the votes cast at the election on the measure were in favor of the measure and the measure passed.

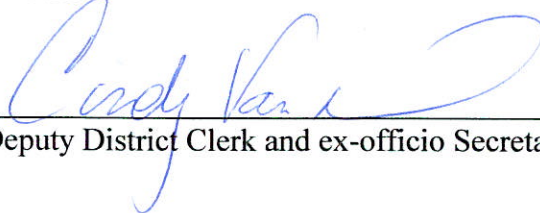
5. **Notice of Special Tax Lien.** The Deputy District Clerk is hereby directed to record a Notice of Special Tax Lien with the County Recorder of Yuba County, in accordance with the provisions of Section 3114.5 of the California Streets and Highways Code within fifteen (15) days of the adoption of this resolution.

**PASSED AND ADOPTED** this 15<sup>th</sup> day of September 2005.

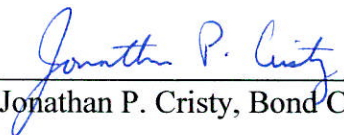
OLIVEHURST PUBLIC UTILITY DISTRICT

  
\_\_\_\_\_  
President, Board of Directors

ATTEST:

  
\_\_\_\_\_  
Deputy District Clerk and ex-officio Secretary

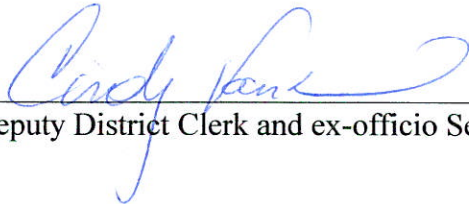
APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
Jonathan P. Cristy, Bond Counsel

\* \* \* \* \*

I hereby certify that the foregoing is a full, true, and correct copy of a Resolution duly adopted and passed by the Board of Directors of the Olivehurst Public Utility District, Yuba County, California, at a meeting thereof held on the 15th day of September 2005, by the following vote:

AYES, AND IN FAVOR THEREOF:	Directors Patty, Hollis, Carpenter, and Miller.
NOES :	None.
ABSTAIN :	None.
ABSENT :	Director Morrison.

  
 \_\_\_\_\_  
 Deputy District Clerk and ex-officio Secretary

**EXHIBIT A**

**STATEMENT OF ELECTION RESULTS**

I, Cindy Van Meter, Deputy District Clerk of the Olivehurst Public Utility District, hereby certify that:


1. On September 15, 2005, at **1970 9<sup>th</sup> Avenue**, Olivehurst, California, I canvassed the returns of the election called for September 15, 2005, in the Olivehurst Public Utility District North Plumas Lake Community Facilities District No. 2005-1 on the following measure:

Shall the Olivehurst Public Utility District be authorized to levy a special tax at the rates and apportioned as described in Exhibit B to the Resolution of Formation ("Resolution of Formation") for the Olivehurst Public Utility District North Plumas Lake Community Facilities District No. 2005-1 (Wheeler Ranch) (the "North Plumas Lake CFD No. 2005-1") adopted by the Board on September 15, 2005, which is incorporated herein by reference, within the North Plumas Lake CFD 2005-1 to finance certain public facilities as set forth in Exhibit A to the Resolution of Formation, including any incidental expenses related thereto, and shall a bonded indebtedness in the amount of \$25,000,000 be incurred for the North Plumas Lake CFD No. 2005-1, and shall an appropriations limit be established for the North Plumas Lake CFD No. 2005-1 in the amount of the special taxes collected?

2. The total number of qualified landowner votes eligible to be cast, the total number of votes actually cast at the election, and the total number of votes cast for and against the measure are set forth below. The totals as shown for and against the measure are full, true, and correct. More than two-thirds of all the votes cast at the election on the measure were in favor of the measure and the measure passed.

Qualified Landowner Votes	Votes Cast	YES	NO
393	393	393	0

Dated: September 15, 2005

  
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Cindy Van Meter, Deputy District Clerk