

# COEUR D'ALENE SCHOOL DISTRICT NO. 271

## RESOLUTION 22-23-007

This Resolution is made this 13<sup>th</sup> day of February, 2023, by the Coeur d'Alene School District No. 271, whose address is 1400 N. Northwood Center Court, Coeur d'Alene, Idaho 83814 (the "District"), to convey an easement for a public utility and other purposes as set forth below:

### RECITALS:

WHEREAS, the District is a validly organized and existing school district operating under Title 33, Chapter 3 of the Idaho Code;

WHEREAS, the Board of Trustees of the District (the "Board") has authority pursuant to Idaho Code § 33-601(6) to grant easements for public utility and other purposes over real property owned by the District;

WHEREAS, the District owns certain real property commonly referred to as Coeur d'Alene High School located at 5530 N. 4<sup>th</sup> St, Coeur d'Alene, Idaho, more particularly described as follows:

The East 800 feet of the Southwest Quarter of Section 36, Township 51 North, Range 4 W.B.M., Northwest of 4th Street extended, except the North 30 feet thereof for road right-of-way and except the East 57.3 feet, more or less for road right-of-way.

Referred to herein as the "Property."

WHEREAS, the District requires the extension of underground electrical lines for its educational purposes on the Property, which electrical lines are installed, maintained and provided by Avista Corporation, a Washington corporation ("Avista");

WHEREAS, Avista requests an easement for the purpose of constructing, maintaining and replacing the electrical distribution lines for the benefit of the District, and the Board desires to grant such easement for the purposes stated herein.

### NOW, THEREFORE, BE IT RESOLVED:

1. That additional underground power lines are necessary at the Property.
2. That Avista has agreed to install and maintain such power lines in exchange for an easement.
3. Pursuant to the powers granted to the Board under Idaho Code § 33-601(6), the Board desires to grant an easement to Avista in the form attached hereto as **Exhibit A** (the "Easement").

4. That the Board accepts the terms of the Easement hereto and authorizes, empowers and directs the Superintendent and his designee to execute the Easement on behalf of the District.

IN WITNESS WHEREOF, the Board of Trustees has caused this Resolution to be duly executed as of the date first written above.

BOARD OF TRUSTEES  
COEUR D'ALENE SCHOOL DISTRICT NO. 271

By: Rebecca Smith  
Board Chair

ATTEST:

Mandana Githenew  
Clerk of the Board