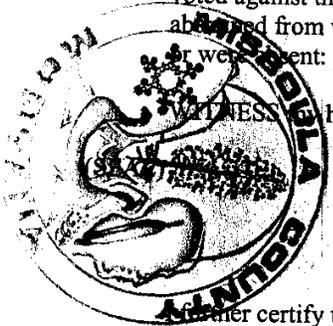


CERTIFICATE AS TO ORDINANCE AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of Missoula County, Montana (the "County"), hereby certify that the ordinance attached hereto as Exhibit A is a true copy of an Ordinance entitled: "ORDINANCE RELATING TO MISSOULA COUNTY, MONTANA TAX INCREMENT TECHNOLOGY INFRASTRUCTURE DISTRICT; ESTABLISHING AND CREATING THE DISTRICT; DETERMINING TAX INCREMENT COSTS TO BE PAID FROM THE DISTRICT; AND ESTABLISHING A BASE TAXABLE YEAR" on file in the original records of the County in my legal custody as it was adopted on first reading by the County Commission of the County at a regular meeting on November 16, 2005, and that the meeting was duly held by the County Commission and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Ordinance has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Ordinance at said meeting, the following Commission Members voted in favor thereof: Carey, Curtiss, and Evans

voted against the same: None;
abstained from voting thereon: None;
or were absent: None;



With my hand and seal officially this 16th day of November, 2005.

Vickie M Zeier
County Clerk and Recorder

I further certify that the ordinance attached hereto as Exhibit B is a true copy of the Ordinance entitled: "ORDINANCE RELATING TO MISSOULA COUNTY, MONTANA TECHNOLOGY DISTRICT (MISSOULA DEVELOPMENT PARK); ESTABLISHING AND CREATING THE DISTRICT; DETERMINING TAX INCREMENT COSTS TO BE PAID FROM THE DISTRICT; AND ESTABLISHING A BASE TAXABLE YEAR" (the "Ordinance"), duly adopted on second reading by the County Commission of the County at a special meeting on December 1, 2005, and that the meeting was duly held by the County Commission and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Ordinance has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Ordinance at said meeting, the following Commission Members voted in favor thereof: Carey, Curtiss, and Evans

voted against the same: None;
abstained from voting thereon: None;
or were absent: None;



With my hand and seal officially this 1st day of December, 2005.

Vickie M Zeier
County Clerk and Recorder

EXHIBIT A

DISCUSSION DRAFT OF PROPOSED
ORDINANCE NO. _____

AN ORDINANCE ESTABLISHING THE MISSOULA COUNTY DEVELOPMENT PARK TAX INCREMENT DISTRICT FOR THE DEVELOPMENT OF INFRASTRUCTURE TO ENCOURAGE THE LOCATION AND RETENTION OF TECHNOLOGY DEVELOPMENT PROJECTS IN THE STATE; PROVIDING FOR DEFINITION OF TERMS; ESTABLISHING THE COSTS WHICH MAY BE PAID BY THE TECHNOLOGY DISTRICT; ESTABLISHING THE USE OF TAX INCREMENTS; CREATING AND ESTABLISHING THE BOUNDARIES THEREOF; ESTABLISHING TERMINATION OF THE DISTRICT; ESTABLISHING THE ADJUSTMENT OF THE BASE TAXABLE VALUE FOLLOWING CHANGE OF LAW; AND ESTABLISHING ASSESSMENT AGREEMENTS. ESTABLISHING JANUARY 1, 2005 AS THE BASE TAXABLE YEAR FOR THE MISSOULA COUNTY DEVELOPMENT PARK TAX INCREMENT DISTRICT; PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES AND RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners (the "Board") that the following Ordinance shall be in full force and effect in Missoula County (the "County"):

Section 1. Recitals.

1.01. A county is defined as a municipality for the purpose of a technology district created pursuant to 7-15-4295 through 7-15-4295, M.C.A.;

1.02. The Board of County Commissioners is the governing body of the County and as such is authorized, pursuant to 7-15-4299, M.C.A., to create a technology district (the "Technology Act");

1.03. Pursuant to Resolution No. 2005-115, adopted on November 2, 2005, this Board set forth its intention to create a tax increment technology infrastructure district and called for a public hearing thereon;

1.04. At a public hearing duly called and noticed, held on November 16, 2005, the Board gave all persons wishing to comment on the creation of a technology district an opportunity to do so;

1.05. The Board, after taking into consideration comment at the public hearing and all information available to it, has determined it necessary and desirable that the County create a tax



increment technology district for the purpose of encouraging the location and retention of technology development projects in the county.

1.06. The technology district created by this Ordinance meets the following criteria:

- (a) the proposed district consists of a continuous area with an accurately described boundary that is large enough to host a diversified tenant base of multiple independent tenants;
- (b) the proposed district is zoned for use in accordance with the area growth policy, as defined in 76-1-103, M.C.A.;
- (c) the proposed district does not comprise any property included within an existing urban renewal area district or technology infrastructure development district created pursuant to this part;
- (d) the proposed district is found to be deficient in infrastructure improvements necessary for technology development;
- (e) the proposed district has in place a formally adopted comprehensive development plan that ensures that the district can host a diversified tenant base of multiple independent tenants; and
- (f) the proposed district is not designed to serve the needs of a single district tenant or group of nonindependent tenants.

Section 2. Purpose. The purpose of this Ordinance is to create a technology district known as Missoula County Airport technology district to stimulate growth by providing a financial mechanism to provide the necessary infrastructure support.

Section 3. Definitions. In this Ordinance the following terms have the meanings indicated below.

- A. "Actual taxable value" means the taxable value of taxable property at any time, as calculated from the assessment roll last equalized.
- B. "Base taxable value" means the actual taxable value of all taxable property within a technology district prior to the effective date of a tax increment financing provision. This value may be adjusted as provided in 7-15-4287 or 7-15-4293 M.C.A.
- C. "Incremental taxable value" means the amount, if any, by which the actual taxable value at any time exceeds the base taxable value of all property within the technology district subject to taxation.
- D. "Infrastructure" means, acquisition, construction, and improvement of streets, roads, curbs, gutters, sidewalks, pedestrian malls, alleys, parking lots and off street public parking facilities, sewers, sewer lines, sewage treatment facilities, storm sewers, waterlines, waterways, water treatment facilities, natural gas lines, electrical lines, telecommunications, including but not limited to communication/data lines, rail lines, rail

- spurs, bridges, public buildings, items of personal property to be used in connection with aforementioned improvements, and other related improvements.
- E. "Qualifying Technology Project" means a technology project where at least 50% of the sales of the business occur outside of the State of Montana (the "State"), or if the business is a manufacturing company, with at least 50% of its sales going to other State companies that have 50% of their sales occurring outside the State.
- F. "Taxes" means all taxes levied by a taxing body against property on an ad valorem basis.
- G. "Tax increment" means the collections realized from extending the tax levies, expressed in mills, of all taxing bodies which the technology district or a part thereof is located, against the incremental taxable value.
- H. "Technology" means the practical application of science to commerce or industry, and includes (but is not limited to) elements of the following:
- the tools and machines that help to solve problems;
 - the techniques and knowledge that includes methods, materials, tools, and processes for solving a problem (such as building technology or medical technology);
 - a culture-forming activity (such as manufacturing technology, infrastructure technology, or space-travel technology);
 - the application of resources to solve a problem (such as knowledge, skills, processes, techniques, tools and raw materials);
- I. "Technology district" means this district and any other technology district that may be created from time to time pursuant to the Technology Act.
- J. "Technology infrastructure development project" means a project undertaken within or for a technology district that consists of any or all of the activities authorized by 7-15-4288, M.C.A.

Section 4. Boundaries; Creation of District. The Board hereby creates the Missoula County Development Park Tax Increment District (the "District"), the boundaries of which are described in Exhibit A and shown on the map identified as Exhibit B.

Section 5. Eligible Uses within the District. Eligible uses for the District include, but are not limited to:

- 1) Educational and institutional offices and displays related to the development of technology.
- 2) Private or public vocational training facilities for workers in the technology field.
- 3) Business, professional and government offices which encourage the location and retention of technology development projects or utilize technology.
- 4) Radio or television offices and studios.
- 5) Technology based call centers.

Section 6. Costs which may be paid by tax increment financing. The tax increment received from the technology district may be used to pay any costs incurred for a qualifying Technology Infrastructure Development Project in the District including the following:

- A. Land acquisition

- B. Demolition and removal of structure
- C. Relocation of occupants
- D. Infrastructure
- E. Preparation of a technology development plan
- F. Conducting appraisals, title searches, surveys, studies, and other preliminary plans and work necessary to prepare for the undertaking of infrastructure development projects
- G. The acquisition of infrastructure-deficient areas or portions thereof
- H. The administrative costs associated with the management of the technology district
- I. The assemblage of land for development or redevelopment by private enterprise or public agencies, including sale, initial leasing, or retention by the municipality itself at its fair value
- J. The compilation and analysis of pertinent information required to adequately determine the infrastructure needs of a technology district
- K. The connection of the technology district to existing infrastructure outside the technology district
- L. The tax increments received may be pledge for the payment of the principal of, premiums, if any, and interest on bonds which the County may issue for the purpose of providing funds to pay for infrastructure development projects.

Section 7. Technology District Plan and Program. The County may obtain financing from the Montana Board of Investments (“MBOI”) through its Infrastructure Loan Program (and issue tax increment bonds as may be required to finance the cost of constructing proposed technology facilities and related public improvements.

Section 8. Creation of Job Incentive Credit Program. A “Job Creation Incentive and Credit” program (the “Job Creation Incentive Program”) is hereby created that will [reward] the economic impact of any Qualifying Technology Project within the District by accruing annually a \$1,000 credit for each qualifying job created and maintained over the life of the District. The credit can be used to offset qualifying infrastructure costs incurred by a tenant within the District. The first job credits become payable in the tenth year after the districts creation and are payable each year thereafter to the extent there is increment revenue available. If insufficient increment revenues are available at any payment period, each qualifying tenant will receive its pro rata share of accumulated jobs credits. Any unpaid credits will carry forward to future periods. All jobs credits expire upon termination of the district.

Section 9. Election to Use Tax Increment Financing. The Technology Act authorizes the use of tax increment financing pursuant to the provisions of Sections 7-5-4828, M.C.A. through 7-15-4293, M.C.A. The County hereby elects to use tax increment financing in the District. Tax increment derived in the District shall be desegregated for the benefit of the District and allocated and applied by the County for the purposes set forth in this Ordinance.

Section 10. Base Year. For the purpose of calculating the incremental taxable value each year for the District, the base taxable value shall be calculated as the taxable value of all property within the District as of January 1, 2005.

Section 11. Effective Date. This Ordinance shall be in full force and effect thirty (30) days after its final passage and adoption by the Board of Commissioners of Missoula County, Montana.

Section 12. Conflict with other Ordinances and Resolutions. All parts of Ordinances and Resolutions in conflict herewith are hereby repealed.



EXHIBIT A

**BOUNDARY OF THE MISSOULA COUNTY AIRPORT TAX INCREMENT FINANCING
TECHNOLOGY DISTRICT**

A Tract of land, being a portion of Tract 3, Certificate of Survey number 3858, located in the northeast one-quarter (NE1/4) of Section 1, Township 13 North, Range 20 West, Principal Meridian Montana, Missoula County, Montana, and being more particularly described as follows:

Beginning at the northeasterly corner of Lot 2-A, Missoula Development Park-Phase 2, Block 11, Lots 2A & 4A, records of Missoula County, said point being the TRUE POINT OF BEGINNING; thence S.46°44'49"E., 297.63 feet; thence N.43°13'10"E., 556.00 feet to a point on the southerly right-of-way of Interstate 90; thence along said right-of-way S.62°47'26"E., 260.88 feet, to a point of non-tangent curve, said point having a radial bearing of S.32°41'30"W.; thence along said non-tangent curve being concave to the northeast, an arc distance of 182.69 feet, said point having a radius of 5809.58 feet and a delta of 1°48'06"; thence, departing said right-of-way, S.3°22'15"W., 266.87 feet to a point on the northwesterly boundary of Certificate of Survey number 5176; thence the following two (2) courses along said boundary S.3°22'15"W., 544.60 feet; thence S.43°40'15"W., 967.46' to a point on the northeasterly right-of-way of Expressway; thence the following four (4) courses along said right-of-way N.47°07'33"W., 216.87 feet; thence N.33°05'22"W., 103.08 feet; thence N.47°07'33"W., 187.65 feet to a point of curvature; thence along said curve to the left an arc distance of 708.87 feet, said curve having a radius of 2789.79 feet and a delta of 14°33'31"; thence N.32°46'49"W., 34.83 feet to a point on the southeasterly boundary of Lot 4-A, Missoula Development Park-Phase 2, Block 11, Lots 2A & 4A; thence N.43°15'11"E., 810.72 feet to the TRUE POINT OF BEGINNING.

Containing 35.71 acres more or less.

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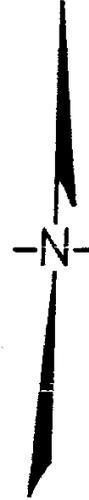
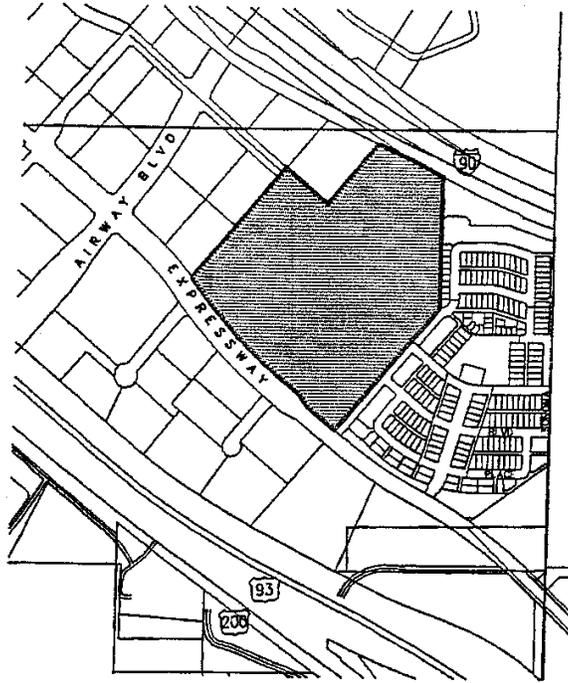


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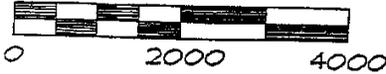
Page: 8 of 17
12/08/2005 02:39P
Bk-765 Pg-942

Missoula County Vickie M Zeier ORD

EXHIBIT B



SCALE IN FEET



Professional Consultants Inc.
Engineers. Surveyors. Planners. Mappers.

3115 RUSSELL ST. PO BOX 1750
MISSOULA, MONTANA

PHONE 406-728-1880
FAX 406-728-0276

PREPARED AT THE REQUEST OF: MISSOULA COUNTY
PCI PROJECT NUMBER: 6420-01

EXHIBIT B

ORDINANCE NO. RESOLUTION NO. 2005-121

AN ORDINANCE ESTABLISHING THE MISSOULA COUNTY TECHNOLOGY DISTRICT (MISSOULA DEVELOPMENT PARK) FOR THE DEVELOPMENT OF INFRASTRUCTURE TO ENCOURAGE THE LOCATION AND RETENTION OF TECHNOLOGY DEVELOPMENT PROJECTS IN MISSOULA COUNTY, MONTANA; PROVIDING FOR DEFINITION OF TERMS; ESTABLISHING THE COSTS WHICH MAY BE PAID BY THE TECHNOLOGY DISTRICT; ESTABLISHING THE USE OF TAX INCREMENTS; CREATING AND ESTABLISHING THE BOUNDARIES THEREOF; ESTABLISHING TERMINATION OF THE DISTRICT; AND ESTABLISHING JANUARY 1, 2005 AS THE BASE TAXABLE YEAR FOR THE DISTRICT; PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES AND RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners (the "Board") that the following Ordinance shall be in full force and effect in Missoula County (the "County"):

Section 1. Recitals.

- 1.01. A county is defined as a municipality for the purpose of a technology district created pursuant to 7-15-4295 through 7-15-4295, M.C.A.;
- 1.02. The Board of County Commissioners is the governing body of the County and as such is authorized, pursuant to 7-15-4299, M.C.A., to create a technology district (the "Technology Act");
- 1.03. Pursuant to Resolution No. 2005-115, adopted on November 2, 2005, this Board set forth its intention to create a tax increment technology infrastructure district and called for a public hearing thereon;
- 1.04. At a public hearing duly called and noticed, held on November 16, 2005 and November 30, 2005, the Board gave all persons wishing to comment on the creation of a technology district an opportunity to do so;
- 1.05. The Board, after taking into consideration comment at the public hearing and all information available to it, has determined it necessary and desirable that the County create a tax increment technology district for the purpose of encouraging the location and retention of technology development projects in the county.

Section 2. Purpose. The purpose of this Ordinance is to create a technology district known as the Missoula County Technology District (Missoula Development Park) to stimulate growth by providing a financial mechanism to provide the necessary infrastructure support.

Section 3. Definitions. In this Ordinance the following terms have the meanings indicated below.

- A. "Actual taxable value" means the taxable value of taxable property at any time, as calculated from the assessment roll last equalized.
- B. "Base taxable value" means the actual taxable value of all taxable property within a technology district prior to the effective date of a tax increment financing provision. This value may be adjusted as provided in 7-15-4287 or 7-15-4293 M.C.A.
- C. "Development Agreement" means the agreement to be entered into between the County and the owner or developer (the Developer) of Qualified Technology Project specifying the obligations and responsibilities of the County and the Developer with respect to the construction, development and financing of the Qualified Technology Project
- D. "District" means the technology district created and established pursuant to this Ordinance as designated as the "Missoula County Technology District" (Missoula Development Park).
- E. "Excess Tax Increment" means any increment in excess of the amount required to meet annual debt service payments, satisfy any reserve and coverage requirements, and under certain circumstances to prepay the principal of, interest and redemption premium on any Tax Increment bonds issued by the County payable from the tax increment of the District or the tax increment generated by the Qualifying Technology Project.
- F. "Incremental taxable value" means the amount, if any, by which the actual taxable value at any time exceeds the base taxable value of all property within the District subject to taxation.
- G. "Infrastructure" means, acquisition, construction, and improvement of streets, roads, curbs, gutters, sidewalks, pedestrian malls, alleys, parking lots and off street public parking facilities, sewers, sewer lines, sewage treatment facilities, storm sewers, waterlines, waterways, water treatment facilities, natural gas lines, electrical lines, telecommunications, including but not limited to communication/data lines, rail lines, rail spurs, bridges, public buildings, items of personal property to be used in connection with aforementioned improvements, and other related improvements.
- H. "Qualified Infrastructure" means the technology infrastructure to be constructed, installed and financed for a Qualified Technology Project as approved by the County and described in the Development Agreement.
- I. "Qualifying Job" means any job that has been approved by the Board of County Commissions as a qualifying job based on criteria set forth in Section 8.3.
- J. "Qualifying Technology Project" means a technology project where at least 50% of the sales of the business occur outside of the State of Montana (the "State"), or if the business is a manufacturing company, with at least 50% of its sales going to other State companies that have 50% of their sales occurring outside the State.
- K. "Taxes" means all taxes levied by a taxing body against property on an ad valorem basis.



- L. "Tax increment" means the collections realized from extending the tax levies, expressed in mills, of all taxing bodies which the technology district or a part thereof is located, against the incremental taxable value.
- M. "Technology" means the practical application of science to commerce or industry, and includes (but is not limited to) elements of the following:
 - the tools and machines that help to solve problems;
 - the techniques and knowledge that includes methods, materials, tools, and processes for solving a problem (such as building technology or medical technology);
 - a culture-forming activity (such as manufacturing technology, infrastructure technology, or space-travel technology);
 - the application of resources to solve a problem (such as knowledge, skills, processes, techniques, tools and raw materials);
- N. "Technology district" means this district and any other technology district that may be created from time to time pursuant to the Technology Act.
- O. "Technology infrastructure development project" means a project undertaken within or for a technology district that consists of any or all of the activities authorized by 7-15-4288, M.C.A.

Section 4. Boundaries; Creation of District. The Board hereby creates the Missoula County Technology District (Missoula Redevelopment Park) the boundaries of which are described in Exhibit C and shown on the map identified as Exhibit D.

Section 5. Findings. The Board hereby confirms and finds that the District meets the following criteria:

- (a) it consists of a continuous area with an accurately described boundary that is large enough to host a diversified tenant base of multiple independent tenants;
- (b) it is zoned for use in accordance with the area growth policy, as defined in 76-1-103, M.C.A.;
- (c) it does not comprise any property included within an existing urban renewal area district or industrial infrastructure development district created pursuant to this part;
- (d) it is deficient in infrastructure improvements necessary for technology development;
- (e) as specified in this Ordinance and other regulations as may be adopted from time to time by the Board of County Commissioners, there is in place a formally adopted comprehensive development plan that ensures that the district can host a diversified tenant base of multiple independent tenants; and
- (f) it is not designed to serve the needs of a single district tenant or group of non-independent tenants.

Section 6. Costs which may be paid by tax increment financing. The tax increment received from the technology district may be used to pay any costs incurred for a Qualifying Technology Project in the District including the following:

- A. Land acquisition
- B. Demolition and removal of structure
- C. Relocation of occupants
- D. Infrastructure
- E. Preparation of a technology development plan
- F. Conducting appraisals, title searches, surveys, studies, and other preliminary plans and work necessary to prepare for the undertaking of infrastructure development projects
- G. The acquisition of infrastructure-deficient areas or portions thereof
- H. The administrative costs associated with the management of the technology district
- I. The assemblage of land for development or redevelopment by private enterprise or public agencies, including sale, initial leasing, or retention by the municipality itself at its fair value
- J. The compilation and analysis of pertinent information required to adequately determine the infrastructure needs of a technology district
- K. The connection of the technology district to existing infrastructure outside the technology district
- L. The tax increments received may be pledged for the payment of the principal of, premiums, if any, and interest on bonds which the County may issue for the purpose of providing funds to pay Qualifying Technology Projects.

Section 7. Technology District Plan and Program. The County may obtain financing from the Montana Board of Investments ("MBOI") through its Infrastructure Loan Program and issue tax increment revenue bonds as may be required to finance the cost of constructing Qualifying Technology Projects, technology facilities and related public improvements.

Section 8. Job Creation Incentive and Credit Program; Availability and Use; Qualifying Jobs and Financial Requirements.

8.01. Creation of Program. A Job Creation Incentive and Credit program (the "Job Creation Incentive Program") is hereby created that may be used to reward any Qualifying Technology Project within the District for the creation and maintenance of Qualifying Jobs. For each Qualifying Job that is created and maintained for a twelve-month period, a Qualifying Technology Project may be entitled to receive a \$1,000 credit for such job (the "Job Credit"). The owner of the Qualifying Technology Project shall certify to the County each year the number of full time jobs that it has established and maintained during the year, by description of work responsibility, salary, wages and benefits paid and other information as may be required by the County. Job Credits will begin to accrue at the end of the first calendar year of the operation of the Qualified

Technology Project. Job Credits for Qualifying Jobs certified at the end of the first calendar year of operation will be prorated on the actual months of employment.

8.02. Availability and Use of Job Credits. The Job Credit Program will be funded from Excess Tax Increment. Job Credits will not be available for use by the Qualifying Technology Project until the end of its obligation to the County to remain in the District as provided in the Development Agreement. The Job Credits can be only be used to offset Qualifying Infrastructure costs incurred by the Qualifying Technology Project approved by the County within the District and as set forth in the Development Agreement. The Job Credits will be available each year after the termination of the Technology Development Project's obligation as set forth in the Development Agreement, to the extent there is Excess Tax Increment revenue available. If insufficient increment revenue is available during any payment period, the accumulated Job Credits of any Qualifying Technology Project will be funded on a pro rata basis. Any unpaid Job Credits will carry forward to future periods. All Jobs Credits expire upon termination of tax increment financing in the District. The right to any accumulated Job Credits will terminate upon satisfaction and payment of the obligation incurred by the Qualified Technology Company for the Qualified Technology Infrastructure.

8.03. Qualifying Jobs. The Board of County Commissioners will determine whether the jobs to be provided by a Qualified Technology Project are Qualifying Jobs for the purposes of the Job Creation Incentive Program based on relevant factors including but not limited to: the jobs are newly created full time jobs, the nature and quality of the jobs created, the wage and benefits associated with the job, the suitability of the jobs for the District, the amount of taxes to be generated by the Qualified Technology Project, and the projected sustainability of the jobs.

8.04. Financial Requirements. Any Qualifying Technology Project on whose behalf the County issues tax increment bonds or borrows money from the Infrastructure Loan Program must agree to provide guarantees, enter into long term leases, or provide adequate security to enable the County to obtain the financing and retire the debt.

Section 9. Election to Use Tax Increment Financing. The Technology Act authorizes the use of tax increment financing pursuant to the provisions of Sections 7-5-4828, M.C.A. through 7-15-4293, M.C.A. The County hereby elects to use tax increment financing in the District. Tax increment derived in the District shall be desegregated for the benefit of the District and allocated and applied by the County for the purposes set forth in this Ordinance.

Section 10. Base Year. For the purpose of calculating the incremental taxable value each year for the District, the base taxable value shall be calculated as the taxable value of all property within the District as of January 1, 2005.

Section 11. Effective Date. This Ordinance shall be in full force and effect thirty (30) days after its final passage and adoption by the Board of Commissioners of Missoula County, Montana.



Section 12. Conflict with other Ordinances and Resolutions. All parts of Ordinances and Resolutions in conflict herewith are hereby repealed.

Section 13. Calculation of Base, Actual, and Incremental Taxable Values. The County Clerk and Recorder shall file a copy of this Ordinance upon adoption with the Montana Department of Revenue (the "Department") and request that the Department immediately upon receipt of the Ordinance calculate and report to the County and any other affected taxing jurisdiction the base, actual, and incremental taxable values of the property.

Section 14. Termination of the Tax Increment Financing Technology District.

- A. The tax increment financing technology district will terminate upon the later of:
 - 1) the fifteenth (15th) year following the adoption of the technology district; or
 - 2) the payment or provision for payment in full or discharge of all bonds for which the tax increment has been pledged and the interest thereon.
- B. Any amounts remaining in the special fund or any reserve fund after termination of the tax increment provision must be distributed among the various taxing bodies in proportion to their property tax revenue from the district.
- C. After termination of the tax increment provision, all taxes shall be levied upon the actual taxable value of the taxable property in the technology district and must be paid into the funds of the respective taxing bodies.
- D. Bonds secured in whole or in part by a tax increment provision may not be issued after the 15th anniversary of tax increment provisions. However, if bonds secured by a tax increment provision are outstanding of the applicable anniversary, additional bonds secured by the tax increment provision may be issued if the final maturity date of the bonds is not later than the final maturity date of any bonds then outstanding and secured by the tax increment provision.

Section 15. Filing of the Ordinance. The County Clerk and Recorder shall also file a copy of the Ordinance upon adoption with the Clerk of Missoula County High School District No. 1, Missoula Elementary School District No. 1, DeSmet Elementary School District No. 20, and any other taxing jurisdiction levying a property tax against the property located in the District.

PASSED this 12th day of December , 2005.



BOARD OF COUNTY COMMISSIONERS

Jean Curtiss
Jean Curtiss, Chair

Barbara Evans
Barbara Evans, Commissioner

Bill Carey
Bill Carey, Commissioner

Approved as to Form and Content:

Michael Schmidt
Deputy County Attorney

Attest:

Vickie M Zeier
Clerk and Recorder

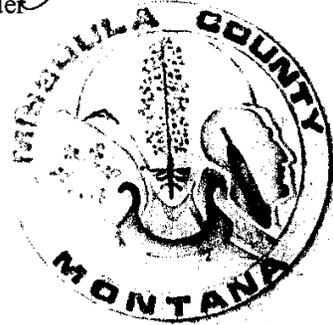


EXHIBIT C

BOUNDARY OF THE MISSOULA COUNTY TECHNOLOGY DISTRICT (MISSOULA DEVELOPMENT PARK)

A Tract of land, being a portion of Tract 3, Certificate of Survey number 3858, located in the northeast one-quarter (NE1/4) of Section 1, Township 13 North, Range 20 West, Principal Meridian Montana, Missoula County, Montana, and being more particularly described as follows:

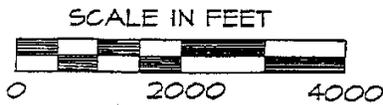
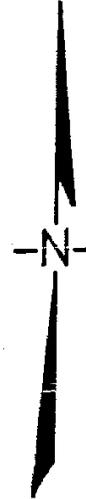
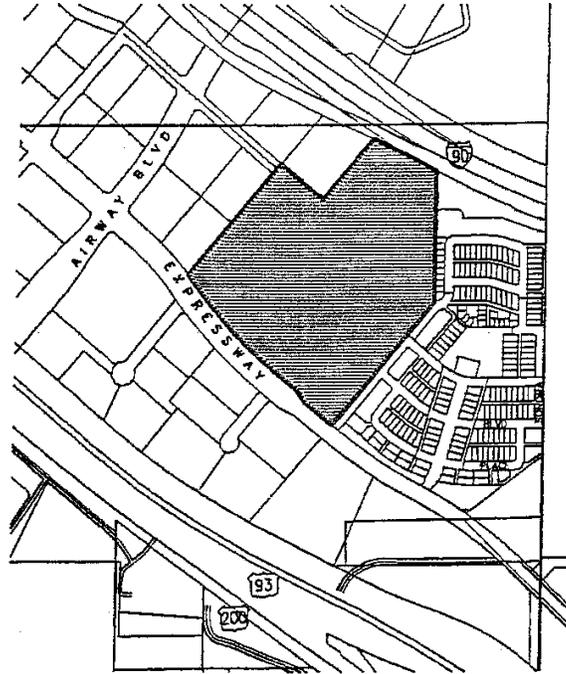
Beginning at the northeasterly corner of Lot 2-A, Missoula Development Park-Phase 2, Block 11, Lots 2A & 4A, records of Missoula County, said point being the TRUE POINT OF BEGINNING; thence S.46°44'49"E., 297.63 feet; thence N.43°13'10"E., 556.00 feet to a point on the southerly right-of-way of Interstate 90; thence along said right-of-way S.62°47'26"E., 260.88 feet, to a point of non-tangent curve, said point having a radial bearing of S.32°41'30"W.; thence along said non-tangent curve being concave to the northeast, an arc distance of 182.69 feet, said point having a radius of 5809.58 feet and a delta of 1°48'06"; thence, departing said right-of-way, S.3°22'15"W., 266.87 feet to a point on the northwesterly boundary of Certificate of Survey number 5176; thence the following two (2) courses along said boundary S.3°22'15"W., 544.60 feet; thence S.43°40'15"W., 967.46' to a point on the northeasterly right-of-way of Expressway; thence the following four (4) courses along said right-of-way N.47°07'33"W., 216.87 feet; thence N.33°05'22"W., 103.08 feet; thence N.47°07'33"W., 187.65 feet to a point of curvature; thence along said curve to the left an arc distance of 708.87 feet, said curve having a radius of 2789.79 feet and a delta of 14°33'31"; thence N.32°46'49"W., 34.83 feet to a point on the southeasterly boundary of Lot 4-A, Missoula Development Park-Phase 2, Block 11, Lots 2A & 4A; thence N.43°15'11"E., 810.72 feet to the TRUE POINT OF BEGINNING.

Containing 35.71 acres more or less.





EXHIBIT D



Professional Consultants Inc.
Engineers. Surveyors. Planners. Mappers.

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PREPARED AT THE REQUEST OF: MISSOULA COUNTY
PCI PROJECT NUMBER: 6420-01