

Phone (360) 599-1801

Fax (360) 599-9158

July 15, 2009

Holly Associates, LLC  
SC Goshen, LLC  
3703 Consolidation Ave.  
Bellingham, WA 98225

Re: Availability of Water and Wastewater Connections

Dear Mr. Dawson:

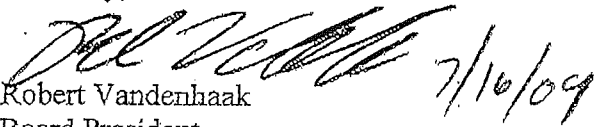
On behalf of S.C. Goshen, LLC and Holly & Associates, LLC ("developer"), you have requested a letter of availability for water and wastewater service for the developer's proposed development, which is located within the current service area of Whatcom County Water District No. 13 and is legally described on the attachment to this letter ("Property"). As of the date of this letter, District has approximately 1,000 water shares (connections) available and approximately 196 wastewater shares (connections) available.

This letter of availability is subject to the following terms and conditions:

- 1) This letter does not create a contractual relationship between the developer and the District.
- 2) This letter may not be relied upon and does not constitute the District's guarantee that water and wastewater service will be available for the Property when the developer applies to the District for service.
- 3) The District makes no representations, express or implied, that the developer will be able to obtain all applicable and necessary permits, approvals and authorizations from government agencies with jurisdiction before the developer can utilize the District's water and wastewater service.
- 4) This letter is valid only for the Property.
- 5) This letter is between the developer and the District, and no third person or party shall have any rights under this letter, whether by agency or as third-party beneficiary or otherwise.
- 6) The developer may need to extend the District's water and wastewater system in order to provide service to the Property. To construct an extension, the developer must execute a developer extension agreement with the District. The developer will be required to obtain in favor of the District, at the developer's sole expense, any necessary easements for the extension, both onsite and offsite.
- 7) This letter shall be valid for 12 months from the date of this letter.

If you have any questions, please call the numbers listed above.

Sincerely,

  
Robert Vandenhaak  
Board President

Whatcom County Water District No. 13

<u>Parcel #</u>	<u>Legal Description</u>
400522 300462 0000 00	W ½ NW NE-TOG WI ESMT DESC AF 1341717
400522 363331 0000 00	E ½ BY AREA OF TR DAF-SW NE-EXEC ANY PTN LY WITHIN PEACEFUL VALLEY DIV 1-THAT PTN OF W ½ W ½ NW SE NOT PREVIOUSLY PLATTED AS PEACEFUL VALLEY DIV 1- -W LI
400522 428462 0000 00	W ½ NE NE-TOG WI ESMT DESC AF 1341717
400522 467201 0000 00	W ½ NE SE-EXC ANY PTN LY WITHIN PEACEFUL VALLEY DIV 1
400522 493331 0000 00	E ½ SE NE
400522 300334 0000 00	W ½ BY AREA OF TR DAF-SW NE-EXC ANY PTN LY WITHIN PEACEFUL VALLEY DIV 1-THAT PTN OF W ½ W ½ NW SE NOT PREVIOUSLY PLATTED AS PEACEFUL VALLEY DIV 1-LESS RD
400522 530201 0000 00	E ½ NE SE
400522 363462 0000 00	E ½ NW NE-TOG WI ESMT DESC AF 1341717
400522 428331 0000 00	W ½ SE NE