

CERTIFICATION

Pursuant to Section 86, Indian Act RSC 1985 C.I-5 and amendments thereto, I certify that the attached copy of the Westbank First Nation Local Improvement Charge By-law No. 05-TX-03, dated December 12, 2005, is a true copy of the said by-law.



Joseph Whiteside,
A/Associate Director,
Lands and Trust Services,
a superintendent as defined in
Section 2(1) Indian Act RSC 1985



Indian and Northern
Affairs Canada

Affaires indiennes
et du Nord Canada

Deputy Minister

Sous-ministre

Ottawa, Canada
K1A 0H4

On behalf of the Minister of Indian Affairs and Northern Development, I
HEREBY APPROVE, pursuant to section 83 of the *Indian Act*, the
following by-law made by the Westbank First Nation, in the Province of
British Columbia, at a meeting held on the 12th day of December 2005.

- **Westbank First Nation
Local Improvement Charge By-law No. 05-TX-03**

Dated at Ottawa, Ontario this 22 day of December, 2005.

Canada

WESTBANK FIRST NATION
TSINSTIKEPTUM IR #10
LOCAL IMPROVEMENT CHARGE BYLAW NO. 05-TX-03

A bylaw to impose a Local Improvement Charge for the Lakeridge Sanitary Sewer System on Tsinstikeptum Indian Reserve No.10.

WHEREAS: pursuant to Section 83(1) of the *Indian Act* and the Westbank First Nation's inherent right of self-government, the Westbank First Nation has enacted the *Westbank First Nation Property Taxation By-law 95-TX-08* (the "Taxation Bylaw");

AND WHEREAS: pursuant to section 59(1) of the Taxation Bylaw, Westbank First Nation may impose a local improvements charge;

AND WHEREAS: pursuant to section 61(2) public meetings were held on March 12, 2003, June 23, 2003, September 25, 2003 and October 23, 2003 to consider representations;

AND WHEREAS: the Westbank First Nation has constructed the Lakeridge Sanitary Sewer System on Tsinstikeptum Indian Reserve No.10 (the "Lakeridge Sanitary Sewer System") and has deemed it necessary to impose a local improvement charge against all real property capable of being connected to the Lakeridge Sanitary Sewer System, whether or not the land or real property is connected to that system (the "Lakeridge Sanitary Sewerage Area").

NOW THEREFORE the Council of Westbank First Nation hereby enacts the following bylaw:

1. A special assessment is authorized and shall be charged against all lands shown in the special assessment roll (identified as schedule "A" attached to and forming part of this bylaw) as follows:
 - (a) On a prepayment basis, \$9,537.86 per dwelling unit shall be assessed in Lakeridge General. Where the charges are not prepaid, equal annual instalments in the amount of \$780.00 shall be added to and form part of the taxes on the said lands in each year for a period of 20 years commencing in the year 2006.
 - (b) On a prepayment basis, \$3,443.85 per dwelling unit shall be assessed in Lakeridge Tomat. Where the charges are not prepaid, equal annual instalments in the amount of \$282.00 shall be added to and form part of the taxes on the said lands in each year for a period of 20 years commencing in the year 2006.
 - (c) On a prepayment basis, \$2,979.61 per dwelling unit shall be assessed in Lakeridge Bayview Court Communal. Where the charges are not prepaid, equal annual instalments in the amount of \$244.00 shall be added to and form part of the taxes on the said lands in each year for a period of 20 years commencing in the year 2006.
2. The amounts fixed above that are not prepaid include interest at the rate of 5.1 per cent per annum.

3. The Local Improvement charge imposed by this bylaw shall commence in 2006 and continue up to and including 2025, provided that persons whose properties are subject to the local improvement charge under this bylaw may commute that charge in accordance with section 59(5) of the Taxation Bylaw.
4. The Surveyor of Taxes shall act as the assessor in respect of appeals of the charges imposed under this bylaw.
5. This Bylaw comes into full force and effect upon approval by the Minister of Indian Affairs and Northern Development.

BE IT HEREBY RESOLVED AND AGREED:

That this Bylaw, entitled the Westbank First Nation Property Taxation Bylaw No 05-TX-03 being read for the first, and third and final time by the Council of the Westbank First Nation held at duly convened meetings.

1st Reading

Kelowna, British Columbia, this 04th day of August, 2005.

2nd Reading

Exempt from second reading as per section 60.9 of Westbank First Nation Constitution pertaining to enactment of a Local Revenue Law.

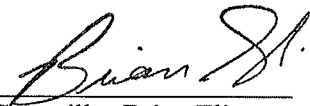
3rd Reading

Kelowna, British Columbia, this 12th day of December, 2005


Chief Robert Louie



Councillor Mickey Werstuik



Councillor Brian Eli



Councillor Michael De Guevara



Councillor Loretta Swite

SCHEDULE "A"
BYLAW 05-TX-03 LOCAL IMPROVEMENT CHARGES
SPECIAL ASSESSMENT ROLL
WESTBANK FIRST NATION

Jur_Num	Roll_Num	Property_Address
194	26400.050	2197 TOMAT AVE
194	26400.052	2193 TOMAT AVE
194	26400.054	2191 TOMAT AVE
194	26400.056	2189 TOMAT AVE
194	26400.058	2187 TOMAT AVE
194	26400.060	2185 TOMAT AVE
194	26400.062	2181 TOMAT AVE
194	26400.064	2177 TOMAT AVE
194	26400.066	2173 TOMAT AVE
194	26400.068	2169 TOMAT AVE
194	26400.070	2165 TOMAT AVE
194	26400.072	2159 TOMAT AVE
194	26400.074	2155 TOMAT AVE
194	26400.076	2151 TOMAT AVE
194	26400.078	2147 TOMAT AVE
194	26400.080	2143 TOMAT AVE
194	26400.086	2125 TOMAT AVE
194	26400.088	2119 TOMAT AVE
194	26400.090	2113 TOMAT AVE
194	26400.092	2106 MICHELLE CRES
194	26400.094	2112 MICHELLE CRES
194	26400.096	2122 MICHELLE CRES
194	26400.098	2132 MICHELLE CRES
194	26400.100	2138 MICHELLE CRES
194	26400.102	2142 MICHELLE CRES
194	26400.104	2146 MICHELLE CRES
194	26400.106	2150 MICHELLE CRES
194	26400.108	2154 MICHELLE CRES
194	26400.110	2158 MICHELLE CRES
194	26400.112	2164 MICHELLE CRES
194	26400.114	2168 MICHELLE CRES
194	26400.116	2172 MICHELLE CRES
194	26400.118	2176 MICHELLE CRES
194	26400.120	2180 MICHELLE CRES
194	26400.122	2184 MICHELLE CRES
194	26400.124	2188 MICHELLE CRES
194	26400.126	2192 MICHELLE CRES
194	26400.128	2196 MICHELLE CRES
194	26400.130	2189 MICHELLE CRES
194	26400.132	2185 MICHELLE CRES
194	26400.134	2181 MICHELLE CRES
194	26400.136	2173 MICHELLE CRES
194	26400.138	2177 MICHELLE CRES
194	26400.140	2190 ESSEN RD
194	26400.142	2182 ESSEN RD
194	26400.144	2170 ESSEN RD
194	26400.146	2162 ESSEN RD
194	26400.148	2187 ESSEN RD
194	26400.150	2183 ESSEN RD
194	26400.152	2175 ESSEN RD
194	26400.154	2165 ESSEN RD
194	26400.156	2157 ESSEN RD
194	26400.158	2151 MICHELLE CRES
194	26400.160	2144 ALEXANDER PL
194	26400.162	2148 ALEXANDER PL
194	26400.164	2152 ALEXANDER PL
194	26400.168	2156 ALEXANDER PL

Jur_Num	Roll_Num	Property_Address
194	26400.238	2041 TOMAT AVE
194	26400.240	2047 TOMAT AVE
194	26400.242	2053 TOMAT AVE
194	26400.244	2063 TOMAT AVE
194	26400.246	2073 TOMAT AVE
194	26400.248	2081 TOMAT AVE
194	26400.250	2093 TOMAT AVE
194	26400.252	2090 MANUEL RD
194	26400.254	2086 MANUEL RD
194	26400.256	2082 MANUEL RD
194	26400.258	2078 MANUEL RD
194	26400.260	2072 MANUEL RD
194	26400.262	2066 MANUEL RD
194	26400.264	2060 MANUEL RD
194	26400.266	2054 MANUEL RD
194	26400.268	ABEL ST
194	26400.280	1996 TOMAT AVE
194	26400.282	464 ABEL ST
194	26400.284	460 ABEL ST
194	26400.286	456 ABEL ST
194	26400.288	1988 ABEL ST
194	26400.290	1987 ABEL ST
194	26400.292	1983 ABEL ST
194	26400.294	1977 ABEL ST
194	26400.296	1971 ABEL ST
194	26400.298	1970 ABEL ST
194	26400.300	1980 ABEL ST
194	26400.302	1986 ABEL ST
194	26400.304	415 ABEL PL
194	26400.306	421 ABEL PL
194	26400.308	427 ABEL PL
194	26400.310	433 ABEL PL
194	26400.312	439 ABEL PL
194	26400.314	436 ABEL PL
194	26400.316	430 ABEL PL
194	26400.318	424 ABEL PL
194	26400.320	418 ABEL PL
194	26400.322	1960 ABEL ST
194	26400.324	1940 ABEL ST
194	26400.326	1930 ABEL ST
194	26400.328	1926 ABEL ST
194	26400.330	1922 ABEL ST
194	26400.332	1923 ABEL ST
194	26400.334	1929 ABEL ST
194	26400.336	1935 ABEL ST
194	26400.338	1939 ABEL ST
194	26400.340	1943 ABEL ST
194	26400.342	1951 ABEL ST
194	26400.344	1959 ABEL ST
194	26400.346	1965 ABEL ST
194	26400.348	TOMAT AVE
194	26400.352	2157 ALEXANDER PL
194	26400.354	2155 ALEXANDER PL
194	26400.356	2153 ALEXANDER PL
194	26400.358	2180 TOMAT AVE
194	26400.360	2176 TOMAT AVE
194	26400.362	2172 TOMAT AVE

SCHEDULE "A"
BYLAW 05-TX-03 LOCAL IMPROVEMENT CHARGES
SPECIAL ASSESSMENT ROLL
WESTBANK FIRST NATION

Jur_Num	Roll_Num	Property_Address
194	26400.170	2160 ALEXANDER PL
194	26400.172	2162 ALEXANDER PL
194	26400.174	2149 ALEXANDER PL
194	26400.176	2145 ALEXANDER PL
194	26400.178	2141 ALEXANDER PL
194	26400.180	2137 MICHELLE CRES
194	26400.182	2131 MICHELLE CRES
194	26400.184	2121 MICHELLE CRES
194	26400.186	2117 MICHELLE CRES
194	26400.188	2095 MANUEL RD
194	26400.190	2091 MANUEL RD
194	26400.192	2087 MANUEL RD
194	26400.194	2083 MANUEL RD
194	26400.196	2075 MANUEL RD
194	26400.198	2069 MANUEL RD
194	26400.200	2061 MANUEL RD
194	26400.202	2055 MANUEL RD
194	26400.204	2049 DERRICKSON PL
194	26400.206	2043 DERRICKSON PL
194	26400.208	2039 DERRICKSON PL
194	26400.210	2035 DERRICKSON PL
194	26400.212	2031 DERRICKSON PL
194	26400.214	2027 DERRICKSON PL
194	26400.216	2023 DERRICKSON PL
194	26400.218	453 ABEL ST
194	26400.220	2022 DERRICKSON PL
194	26400.222	2032 DERRICKSON PL
194	26400.224	2044 DERRICKSON PL
194	26400.226	2037 MANUEL RD
194	26400.228	2029 TOMAT AVE
194	26400.230	2021 TOMAT AVE
194	26400.232	2013 TOMAT AVE
194	26400.234	2005 TOMAT AVE
194	26400.236	457 ABEL ST

Jur_Num	Roll_Num	Property_Address
194	26400.364	2168 TOMAT AVE
194	26400.366	2164 TOMAT AVE
194	26400.368	2160 TOMAT AVE
194	26400.370	2156 TOMAT AVE
194	26400.372	2152 TOMAT AVE
194	26400.374	2148 TOMAT AVE
194	26400.410	1904 BAYVIEW CRT
194	26400.412	BAYVIEW CRT
194	26400.414	BAYVIEW CRT
194	26400.416	1916 BAYVIEW CRT
194	26400.418	1920 BAYVIEW CRT
194	26400.420	1924 BAYVIEW CRT
194	26400.422	BAYVIEW CRT
194	26400.424	1932 BAYVIEW CRT
194	26400.426	1936 BAYVIEW CRT
194	26400.428	1940 BAYVIEW CRT
194	26400.430	1944 BAYVIEW CRT
194	26400.432	1948 BAYVIEW CRT
194	26400.434	1952 BAYVIEW CRT
194	26400.436	BAYVIEW CRT
194	26400.438	BAYVIEW CRT
194	26400.440	1949 BAYVIEW CRT
194	26400.442	1945 BAYVIEW CRT
194	26400.444	1941 BAYVIEW CRT
194	26400.446	1937 BAYVIEW CRT
194	26400.448	1933 BAYVIEW CRT
194	26400.450	1929 BAYVIEW CRT
194	26400.452	1925 BAYVIEW CRT
194	26400.454	1921 BAYVIEW CRT
194	26400.456	1917 BAYVIEW CRT
194	26400.458	1913 BAYVIEW CRT
194	26400.460	BAYVIEW CRT
194	26400.462	1905 BAYVIEW CRES
194	26400.464	1881 BAYVIEW CRT
194	26400.466	1877 BAYVIEW CRT

BAYVIEW CRT.

Jur_Num	Roll_Num	Property_Address
194	26400.470	1866 BAYVIEW CRT
194	26400.472	1870 BAYVIEW CRT
194	26400.474	1874 BAYVIEW CRT
194	26400.476	1878 BAYVIEW CRT
194	26400.480	1882 BAYVIEW CRT
194	26400.482	1873 BAYVIEW CRT
194	26400.484	1869 BAYVIEW CRT
194	26400.486	1865 BAYVIEW CRT

TOMAT AVENUE

Jur_Num	Roll_Num	Property_Address
194	26400.376	2140 TOMAT AVE
194	26400.378	2136 TOMAT AVE
194	26400.380	2126 TOMAT AVE
194	26400.382	2120 TOMAT AVE
194	26400.384	2114 TOMAT AVE
194	26400.386	2112 TOMAT AVE
194	26400.388	2108 TOMAT AVE
194	26400.390	2094 TOMAT AVE
194	26400.392	2082 TOMAT AVE
194	26400.394	2074 TOMAT AVE
194	26400.396	2064 TOMAT AVE
194	26400.398	2054 TOMAT AVE
194	26400.400	2048 TOMAT AVE
194	26400.402	2042 TOMAT AVE
194	26400.404	2036 TOMAT AVE
194	26400.406	2030 TOMAT AVE
194	26400.408	2022 TOMAT AVE
194	26400.082	2139 TOMAT AVE
194	26400.084	2131 TOMAT AVE