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RURAL SPECIAL IMPROVEMENT DISTRICT NO. 551

RESOLUTION CREATING RURAL SPECIAL
IMPROVEMENT DISTRICT NO. 551

The following Resolution, introduced by Commissioner Roberto, who moved its adoption, was seconded by Commissioner Carlson, and was unanimously passed and adopted.

WHEREAS, said Resolution creates Rural Special Improvement District No. 551, being a thickly populated district in Yellowstone County, Montana, and designates the boundaries thereof as hereinafter set forth, according to the Resolution of Intention heretofore passed and adopted by the Board of County Commissioners on the 22nd day of August, 1972, which said Resolution of Intention, now on file in the office of the Clerk and Recorder of said County, declared it to be the intention of said Board of County Commissioners to create Rural Special Improvement District No. 551; and

WHEREAS, 100 percent of the freeholders affected by the proposed district and owners of real property within the proposed district, being Richard T. Harris and Jean M. Harris, husband and wife, Virgil A. Wegner and Elaine D. Wegner, husband and wife, and Western Insurance & Finance Co., a Montana Corporation, have previously filed with the Board of County Commissioners a statement waiving all legal rights they have to notice of the passage of said Resolution of Intention to Create a Rural Special Improvement District, and all rights to any protest to the proposed work for the creation of said Rural Special Improvement District, and the Board of County Commissioners finding the said Waiver to be valid and legally sufficient the Board of County Commissioners waives the legal requirements of notice of the passage of this resolution of intention and the necessity of a protest hearing, as required by Sections 16-1602 and 16-1604, R.C.M. 1947; and,

WHEREAS, the Board of County Commissioners of said County, having met in regular session on the 22nd day of August, 1972, and found that the legal requirements of notice and protest, pursuant to Sections 16-1602 and 16-1604, R.C.M. 1947, should be waived and the proposed Rural Special Improvement District should be created, as prayed for in the petition,

NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES,

BE IT HEREBY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF YELLOWSTONE COUNTY, MONTANA:

1. That the Board of County Commissioners of Yellowstone County, Montana, deems itself to have acquired jurisdiction to order the proposed improvements; that there is hereby created a Rural Special Improvement District No. 557 in the County of Yellowstone, State of Montana, and that the general character and purpose of the improvements to be made in said district are as set forth in the Petition on file herein, to which Petition reference is hereby made for a more particular description of the improvements to be made.
2. That the public interest requires the creation of said improvement district, and that the Board finds that those lands, hereinafter described, included in said district, will derive a benefit from the creation of said district.
3. That the name of the engineer who is to have charge of said work is Atlas Engineers Incorporated, Billings, Montana, and the attorneys for said district are Schleusner, Jones & Bradley, Billings, Montana.
4. That the boundaries of said Rural Special Improvement District No. 557 shall include, and the same are hereby declared to include the following described property, which is the same property described in the petition on file herein, said boundary being more particularly described as follows:

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LOTS 23 THROUGH AND INCLUDING LOT 28, BLOCK 7; LOTS 9 THROUGH AND INCLUDING LOT 11, BLOCK 2; LOTS 1 THROUGH AND INCLUDING LOT 6, BLOCK 1; AND LOT 11 AND LOT 12, BLOCK 1 OF THE AMENDED PLAT OF WOODWARD WAY SUBDIVISION SITUATED IN A PORTION OF E 1/2 OF THE NW 1/4 OF SECTION 29, T.1N., R.27E., P.M.M., YELLOWSTONE COUNTY, MONTANA, BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS, TO WIT: BEGINNING AT A POINT ON THE NORTH LINE OF SAID SECTION 29 WHICH IS LOCATED S89°53'46"W A DISTANCE OF 503.4 FEET FROM THE NORTH ONE QUARTER CORNER OF SAID SECTION 29; THENCE S0°06'14"E A DISTANCE OF 30.0 FEET TO THE NORTHEAST CORNER OF SAID LOT 6, BLOCK 1; THENCE S29°00'E A DISTANCE OF 136.30 FEET TO THE BEGINNING OF A CIRCULAR CURVE; THENCE ALONG SAID CURVE TO THE LEFT WITH A RADIUS OF 40.0 FEET A DISTANCE OF 42.66 FEET; THENCE N89°53'46"E A DISTANCE OF 167.14 FEET TO THE BEGINNING OF A CIRCULAR CURVE; THENCE ALONG SAID CURVE TO THE RIGHT WITH A RADIUS OF 20.0 FEET A DISTANCE OF 31.45 FEET; THENCE SOUTH A DISTANCE OF 182.49 FEET; THENCE EAST A DISTANCE OF 20.0 FEET; THENCE S62°57'40"E A DISTANCE OF 102.76 FEET; THENCE S66°45'16"E A DISTANCE OF 80.0 FEET; THENCE EAST A DISTANCE OF 30.0 FEET; THENCE SOUTH A DISTANCE OF 284.90 FEET; THENCE WEST A DISTANCE OF 112.87 FEET TO THE BEGINNING OF A CIRCULAR CURVE; THENCE ALONG SAID CURVE TO THE RIGHT WITH A RADIUS OF 20.0 FEET A DISTANCE OF 13.86 FEET; TO THE BEGINNING OF ANOTHER CIRCULAR CURVE; THENCE ALONG SAID CURVE TO THE LEFT WITH A RADIUS OF 390.0 FEET A DISTANCE OF 112.0 FEET TO THE BEGINNING OF ANOTHER CIRCULAR CURVE; THENCE ALONG SAID CURVE TO THE RIGHT WITH A RADIUS OF 1000.0 FEET A DISTANCE OF 350.23 FEET TO THE MOST WESTERLY CORNER OF LOT 24, BLOCK 7 WHICH IS A POINT OF INTERSECTION ON ANOTHER CIRCULAR CURVE; THENCE ALONG SAID CURVE TO THE RIGHT WITH A RADIUS OF 470.18 FEET A DISTANCE OF 7.72 FEET; THENCE N51°16'36"W A DISTANCE OF 185.0 FEET TO A POINT ON A CIRCULAR CURVE; THENCE ALONG SAID CURVE TO THE RIGHT WITH A RADIUS OF 655.18 FEET A DISTANCE OF 19.32 FEET; THENCE N27°30'W A DISTANCE OF 189.99 FEET TO THE BEGINNING OF A CIRCULAR CURVE; THENCE ALONG SAID CURVE TO THE LEFT WITH A RADIUS OF 75.0 FEET A DISTANCE OF 81.95 FEET; THENCE S89°53'46"W A DISTANCE OF 41.67 FEET; THENCE N00°06'14"W A DISTANCE OF 135.00 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 29; THENCE N89°53'46"E A DISTANCE OF 332.29 FEET TO THE POINT OF BEGINNING, CONTAINING 195,134 SQUARE FEET EXCLUSIVE OF STREETS AND ALLEYS.

5. That the entire cost of the improvements to be installed in said district shall be assessed pro rata against all of the property in said district, and each lot or parcel of land in the district shall be assessed with that part of the total cost of the improvements which the area of said lot or parcel of land bears to the total area of all land within the entire district, exclusive of streets, alleys and public places.

6. That the said Special Improvement District No. 551 is hereby created for the purpose of making the following improvements

in said district, to-wit:

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| 1. Rolled Style Combination
Curb & Gutter | 2200 linear feet |
| 2. 2" Asphaltic Paving Incl.
Compaction of Base
Material & Bond Coat | 7640 square yards |
| 3. Concrete Valley Gutter
3' Wide x 6" deep | 350 linear feet |
| 4. Thickened Edge Asphaltic
Heades | 400 linear feet |

PASSED by the Board of County Commissioners of Yellowstone
County, Montana, and approved by its chairman this 22nd day of
August, 1972.



BOARD OF COUNTY COMMISSIONERS
OF YELLOWSTONE COUNTY, MONTANA

By *M. E. McClelland*
Chairman

ATTEST:

MERRILL H. KLUNDT
County Clerk and Recorder
of Yellowstone County, Montana,
Ex-Officio Clerk of the Board
of County Commissioners of
Yellowstone County, Montana

By *Merrill H. Klundt*
Clerk