

RESOLUTION CREATING

RURAL SPECIAL IMPROVEMENT DISTRICT NO. 577

WHEREAS, the Board of County Commissioners of Yellowstone County, Montana, heretofore caused the passage of a Resolution of Intention for the creation of a Rural Special Improvement District No. 577, for the purpose of the construction, maintenance, operation and furnishment of an outdoor lighting system for the area and locality known as Custer, Montana, the boundary of which is described in said Resolution which is on file in the office of the County Clerk and Recorder of Yellowstone County, Montana; and

WHEREAS, Notice of the passage of said Resolution has been duly mailed, published and posted as required by law and the matter now regularly coming on for hearing;

IT IS, THEREFORE, NOW HEREBY DULY RESOLVED, that the Board of County Commissioners of Yellowstone County, Montana, on this 16th day of September, 1975, do hereby duly create Rural Special Improvement District No. 577, for the purpose of the maintenance, operation and furnishment of an outdoor lighting system, consisting of twenty-four (24) 175-watt mercury vapor lights, for the area and locality known as Custer, Montana, the boundaries of which are described in the Resolution of Intention to create said district, which is on file in the office of the County Clerk and Recorder of Yellowstone County, Montana, and all in accordance with said Resolution of Intention to Create heretofore introduced and passed by the Board of County Commissioners, for a period of twenty (20) years, at an annual cost of ONE THOUSAND THIRTY-FIVE AND 36/100THS DOLLARS (\$1,035.36); and as determined from time to time, damages from vandalism and increases in electric energy costs; and

BE IT FURTHER HEREBY RESOLVED that the Board of County Commissioners will enter into and execute a contract for the furnishment of said lighting system with the Yellowstone Valley Electric Cooperative, Inc., of Huntley, Montana, for the reason that said cooperative is the exclusive supplier of electric energy in the rural area in which the district is situate by reason of the "Territorial Act of 1971" of Montana, and as a consequence, no other electric supplier would be qualified by operation of law to bid on the maintenance of facilities and the operation and furnishment of electric energy for the outdoor lighting system; and

BE IT FURTHER RESOLVED that the cost of creation of said improvement district be hereby approved and itemized as follows:

|   |           |
|---|-----------|
| Legal Advertising:  | \$ 153.40 |
| Postage, Telephone, and<br>Photocopies:   | 29.17     |
| Ownership Research, and<br>Drafting and Addressing<br>of Notices; First American<br>Title & Escrow of Billings: | 598.25    |
| Attorneys' Fees:  | 500.00    |

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TOTAL: \$ 1,280.82

and;

BE IT FURTHER RESOLVED that there shall be levied and assessed against all the property in the district an amount equal to the whole cost of maintaining said lighting system, and the cost of said service to said district may be apportioned among the various tracts of land within said improvement district in proportion to the area as determined by said Board of that portion of each tract included in the district; that the costs incurred in the creation of the district shall be levied and

assessed and collected in one year as hereinabove provided; and that in the year 1976 there shall be levied and assessed the entire cost incurred in the creation of the district, together with the annual cost of maintaining said lighting system retroactively to the time of a first furnishment of electric energy; that the costs shall be assessed and collected on the following basis:

|  |                         |
|--|-------------------------|
| In District:   | 1,651,842.8 square feet |
| Number of Units at<br>1,000 square feet:                           | 1,651.8428              |
| Costs of Creation<br>of District:                                  | \$1,280.82              |
| Costs Proportioned per<br>1,000 square feet:                       | \$0.78                  |
| Costs of Maintenance,<br>Operation and Furnish-<br>ment of System: | \$1,035.36              |
| Costs Proportioned per<br>1,000 square feet:                       | \$0.63                  |

and;

BE IT FURTHER RESOLVED that the fund hereby created shall be known as Special Improvement District No. 577 Maintenance Fund.

DATED the 16th day of September, 1975.

BOARD OF COUNTY COMMISSIONERS,  
YELLOWSTONE COUNTY, MONTANA

  
\_\_\_\_\_  
CHAIRMAN

  
\_\_\_\_\_  
COMMISSIONER

  
\_\_\_\_\_  
COMMISSIONER

ATTEST:

  
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CLERK AND RECORDER  
YELLOWSTONE COUNTY, MONTANA