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**RESOLUTION NO. 94-89 CREATING  
RURAL SPECIAL IMPROVEMENT DISTRICT NO. 643 AND  
RURAL SPECIAL IMPROVEMENT MAINTENANCE DISTRICT NO. 643M.**

WHEREAS, the Board of County Commissioners of Yellowstone County, Montana, gave notice of the passage of the Resolution of Intention to create the above-named district by causing the same to be published in two issues of the Billings Gazette and also caused a copy of such notice to be posted in three public places within the boundaries of the district, and mailed to every person, firm or corporation owning real property within the proposed district at their last known address upon the same day as such notice was first published, the first publication of said notice and proof of its publication, posting and mailing as aforesaid is on file with the County Clerk and Recorder, and

WHEREAS, the Board of County Commissioners on the 15th day of September, 1994, met and heard all protests made against the creation of the district or making the proposed improvements, and

WHEREAS, the Board of County Commissioners hereby finds, determines and declares that:

- (1) All lands are benefitted and no lands which are not benefitted have been included within the district.
- (2) That the protests which were filed against the creation of said District were insufficient and should be overruled and denied.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Yellowstone County, Montana, that:

1. The Commissioners have acquired jurisdiction to order proposed improvements, and they do hereby create Rural Special District No. 643 and Rural Special Improvement Maintenance District No. 643<sup>M</sup>

2. The District and the Maintenance District are created to ensure the construction of improvements on Johnson Lane as is more fully set forth in the Resolution of Intention on file herein, and for maintenance of those improvements.

3. The total project costs, including construction costs, incidental expenses, engineering fees, legal fees and administrative costs, shall not exceed the sum of One Hundred Eight Thousand Five Hundred Dollars (\$108,500). Payment of the assessments to defray the cost of the construction of the improvements shall be spread over a term not to exceed ten (10) years. Assessments will be payable in equal semi-annual installments of principal and interest, each in the amount required to pay the principal over the term of payment, with interest at the rate then borne by the assessment.

4. The boundaries of the District are hereby described and designated on the attached Exhibit A and the lands in the District are shown on the map attached as Exhibit B

5. The number of the rural special improvement district shall be No. 643. and the number of the maintenance district therefor shall be No. 643<sup>M</sup>.


6. Those costs and expenses which are assessed against the property in this R.S.I.D. for the initial construction of improvements of the district will be assessed against the initial construction of improvements of the district will be assessed on a lineal footage, or front footage basis with each lot, tract or parcel of land in the district abutting upon the street where the improvements have been made to be assessed in proportion to the lineal feet abutting on any street included within the District. The lands included within the district will be assessed on a lineal foot basis as provided in Section 7-12-2151(c), MCA. The lineal feet to be assessed against

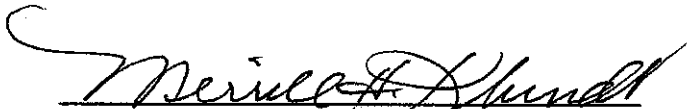
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each tract, lot or parcel are set forth on attached Exhibit D. The estimated cost for construction per lineal foot is \$7.9212 per lineal foot.

7. The Commissioners have appointed or will appoint an ad hoc committee to make recommendations to Commissioners with regard to an assessment to be made for the maintenance and operation of the project, and for a determination as to how those assessments shall be spent.

PASSED by the Board of County Commissioners of Yellowstone County, Montana this 15<sup>th</sup> day of September, 1994.

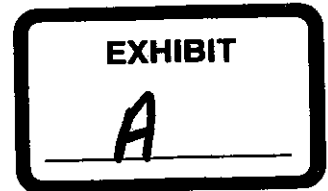
  
Chairman of the Board of County  
Commissioners, Yellowstone County,  
Montana

  
Clerk and Recorder

DESCRIPTION OF RURAL IMPROVEMENT DISTRICT  
FOR TRAFFIC IMPROVEMENTS

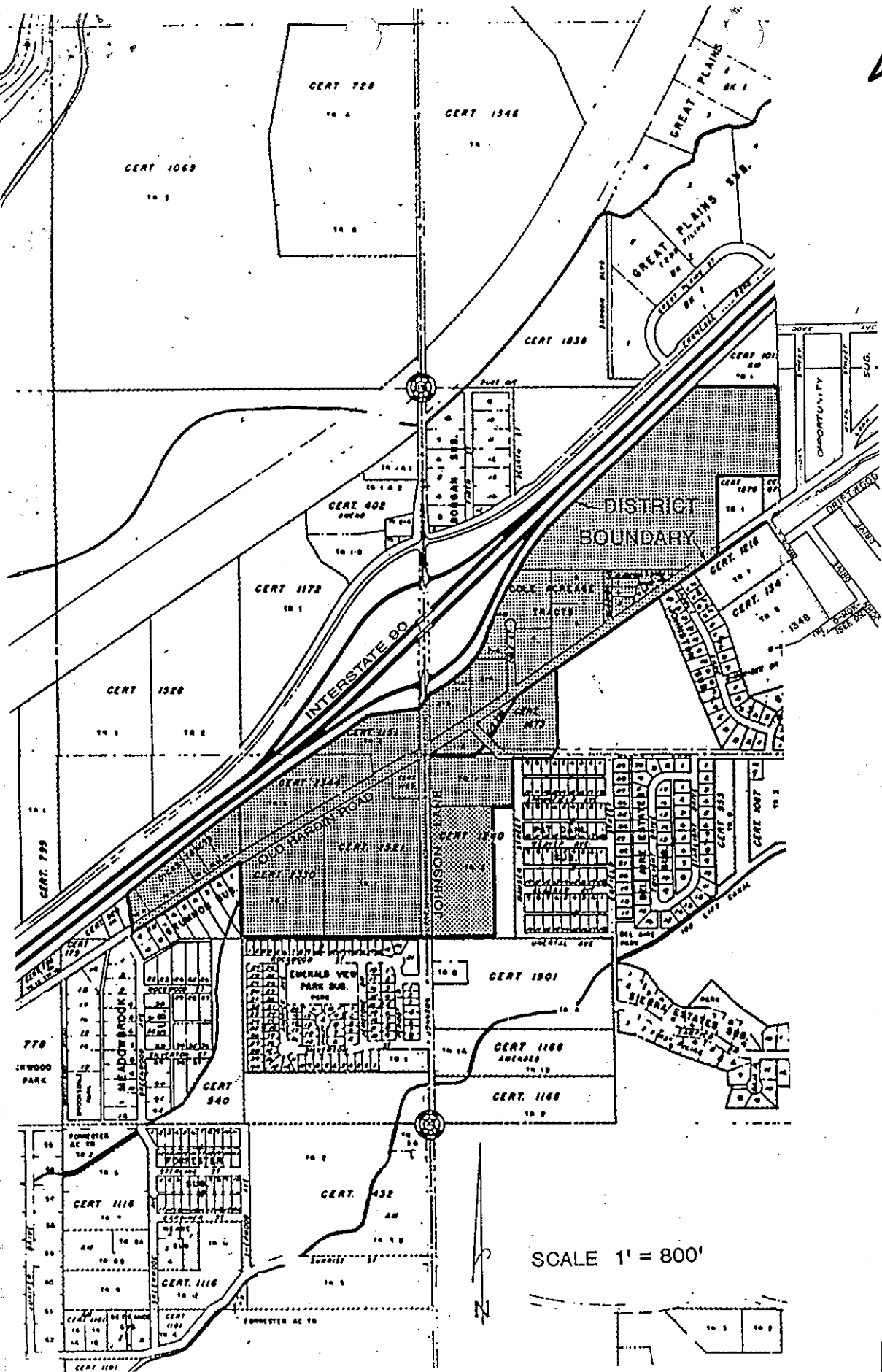
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Beginning at the Southwest corner of Tract 1 of Certificate of Survey No. 2330 in the NW $\frac{1}{4}$  of Section 30, T1N, R27E, Yellowstone County, Montana; then N00°03'57"E, 534.53 feet to the Northeast corner of Lot 1 of Grummon Subdivision and a point on the south right-of-way line of Old Hardin Road; then S56°38'00"W, 962.10 feet along said right-of-way to the northwesterly corner of Lot 9 of Grummon Subdivision First Amendment; then northerly across Old Hardin Road to the southwesterly corner of Tract A of Dick's Tracts; then N16°08'30"W, 208.19 feet to the northwest corner of said Tract A and a point on the southerly right-of-way line of Interstate 90; then N53°45'15"E, 1022.24 feet along said Interstate right-of-way and northerly line of Dick's Tracts to the northeasterly corner of Tract E of Dick's Tracts; then along said Interstate right-of-way and the northerly line of Tract 1 of Certificate of Survey No. 2344 through the following courses, N53°59'24"E, 172.71 feet; N74°51'36"E, 76.64 feet; N58°14'45"E, 407.92 feet to the westerly corner of Tract 1 of Certificate of Survey No. 2538; then N57°56'01"E, 440.99 feet and N81°28'10"E, 276.00 feet along said Interstate right-of-way and the northerly line of Tract 1 of Certificate of Survey No. 2538 to the northeasterly corner of Tract 1 of Certificate of Survey No. 2538 and a point on the west right-of-way line of Johnson Lane; then northeasterly across Johnson Lane to the intersection of the west line of Cole Acreage Tracts and the southerly right-of-way line of Interstate 90; then northeasterly along said southerly right-of-way line and the northwesterly line of Cole Acreage Tracts to intersect with the north line of Cole Acreage Tracts at a point being the southwest corner of an unplatted parcel; then northeasterly along said southerly right-of-way line and northerly line of said unplatted parcel to the southwest corner of Tract 1 of Certificate of Survey No. 1015 Amended; then S86°16'47"E, 692.79 feet along the south line of said Tract 1 of Certificate of Survey No. 1015 Amended and the north line of said unplatted tract to the southeast corner of said Tract 1 of Certificate of Survey No. 1015 Amended which is the east one-quarter corner of Section 19, T1N, R27E and is also a point on the west line of Opportunity Subdivision; then S01°19'00"E, 707.70 feet more or less along the west line of Opportunity Subdivision to the northeast corner of Certificate of Survey No. 671; then S88°22'20"E, 185.00 feet along the north line of Certificate of Survey No. 671 to the northwest corner of Certificate of Survey No. 671 and the northeast corner of Tract 1 of Certificate of Survey 1278; then S87°50'21"W, 324.55 feet along the north line of Tract 1 of Certificate of Survey No. 1278 to the northwest corner of Tract 1 of Certificate of Survey No. 1278; then S03°24'03"W, 486.05 feet along the west line of Tract 1 of



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Certificate of Survey No. 1278 to the southwest corner of Tract 1 of Certificate of Survey No. 1278 and a point on the north right-of-way line of Old Hardin Road; then extending said west line southerly across Old Hardin Road to a point on the northerly line of Tract 1 of Certificate of Survey No. 1216 and a point on the southerly right-of-way of Old Hardin Road; then S56°26'00"W along the northerly line of Tract 1 of Certificate of Survey No. 1216 and the southerly right-of-way of Old Hardin Road to the northeasterly corner of Johnston Subdivision Second Filing; then S58°03'30"E, 308.00 feet along the northerly line of Johnston Subdivision and the southerly right-of-way of Old Hardin Road to the northwesterly corner of Johnston Subdivision; then southwesterly along the southerly right-of-way of Old Hardin Road and the north line of an unplatted parcel to a point on the east line of Tract 1 of Certificate of Survey No. 1673; then S01°32'30"E, 622.52 feet along the east line of Tract 1 of Certificate of Survey No. 1673 to the southeast corner of Tract 1 of Certificate of Survey No. 1673 and a point on the centerline of Becraft Lane; then southwesterly across Becraft Lane to the northeast corner of Lot 7, Block 1 of Pat Dahl Subdivision; then N89°20'00"W 266.09 feet along the south right-of-way of Becraft Lane and the north lines of Lots 7, 8 and 9, Block 1 of Pat Dahl Subdivision and across Mauser Street to the northeast corner of Tract 1 of Certificate of Survey No. 1240; then S02°42'00"E, 354.95 feet along the east line of Tract 1 of Certificate of Survey No. 1240 and the west right-of-way of Mauser Street to the southeast corner of Tract 1 of Certificate of Survey No. 1240; then N89°40'00"W, 145.28 feet along the south line of Tract 1 and north line of Tract 2 of Certificate of Survey No. 1240; then S02°45'00"E, 938.16 feet more or less along a line 447.68 feet from and parallel to the west line of Tract 2 of Certificate of Survey No. 1240 to a point on the south line of Certificate of Survey No. 1240; then N89°14'00"W, 447.68 feet more or less to the southwest corner of Certificate of Survey No. 1240 and a point on the centerline of Johnson Lane and being the southeast corner of Tract 1 of Certificate of Survey No. 1521; then N86°16'26"E, 729.87 feet along the south line of Tract 1 of Certificate of Survey No. 1521 to the southwest corner of Tract 1 of Certificate of Survey No. 1521 and the southeast corner of Tract 1 of Certificate of Survey No. 2330; then N86°16'28"W, 598.04 feet along the south line of Tract 1 of Certificate of Survey No. 2330 to the southwest corner of Tract 1 of Certificate of Survey No. 2330 and the Point of Beginning.



SCALE 1" = 800'



RURAL IMPROVEMENT DISTRICT BOUNDARY

EXHIBIT  
**B**