

RESOLUTION NO. 04-59

**RESOLUTION CREATING RURAL SPECIAL IMPROVEMENT MAINTENANCE
DISTRICT TO BE KNOWN AS R.S.I.D. #721M
WESTLIND SUBDIVISION, 1ST FILING**

WHEREAS, the Board of County Commissioners of Yellowstone County, Montana, met in regular session and executed a Resolution of Intent to Create a Rural Special Improvement Maintenance District #721M for Westlind Subdivision, 1st Filing, as described in Exhibit A and more particularly shown in Exhibit B (map) and,

WHEREAS, the Clerk and Recorder published the Notice of the passage of Resolution of Intent to Create the District in the Billings Gazette on July 2nd, 2004 and July 9th, 2004, and mailed a copy of the Notice to every person, firm or corporation owning property in the District; and,

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

1. That the public interest or convenience requires the creation of a Rural Special Improvement Maintenance District as hereinafter described;

2. That the costs of providing maintenance shall be borne by owners of the property included within the boundaries of the Rural Special Improvement Maintenance District with all existing and future lots being assessed an equal amount on a per lot basis;

3. That the purpose of forming the District is to provide the maintenance, preservation, and repair of the streets located within the boundaries of this District;

4. That the Commissioners have been presented with a valid Petition to create the proposed District;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Yellowstone County as follows:

1. The Commissioners have acquired jurisdiction to create a Rural Special Maintenance District No. 721M to provide for the annual maintenance, grading, operation and preservation of the streets. The maintenance costs are more particularly described in Exhibit C. The estimated costs shown do not preclude other eligible street maintenance expenditures.

2. All of the costs of the District shall be assessed equally on a per lot basis for all existing and future lots. (See Exhibit D.) The boundaries of this District are shown on the map attached as Exhibit B and described in Exhibit A.

3. The number of the Rural Special Maintenance District thereof shall be No. 721M.

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Resolution Creating
R.S.I.D.# 721M


4. All lots accessing their property from the streets will benefit from proposed R.S.I.D. and shall be assessed for road maintenance. All lots will be assessed an equal amount based upon the total cost of the maintenance.

5. The Commissioners desire that an Ad Hoc Committee be appointed to make recommendations to the Commissioners with regard to the need for assessments to be made for the maintenance and the amount of the assessments, and how the assessments should be spent. The Commissioners ask that the Petitioners submit a list of some individuals who are willing to serve on the Ad Hoc Committee.

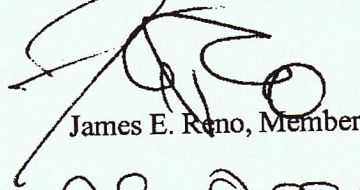
PASSED AND ADOPTED by the Board of County Commissioners of Yellowstone County, Montana, this 13th day of July, 2004.

Board of County Commissioners
Yellowstone County, Montana

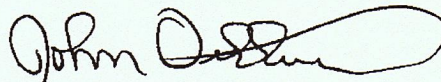
(SEAL)



Bill Kennedy, Chair

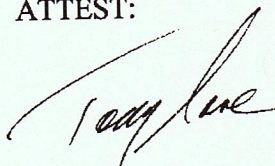


James E. Reno, Member



John Ostlund, Member

ATTEST:



Tony Nave
Clerk and Recorder

**PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT
(RSID) cont.**

Section A – See attached Plat of Westlind Subdivision, 1st Filing

Section B – Legal Descriptions & Ownership Report

Lots 1-5, Block 1, Westlind Subdivision, 1st Filing

Lots 1-5, Block 2, Westlind Subdivision, 1st Filing

Record Owners – South 1/2 of Section 8, Township 2 North, Range 27 East

Jake & George, Inc.
5724 Yeoman Road
Shepherd, MT 59079-3814
406-373-5576
George Heidema, President

Leinholders or Claimants of Record –

Southwest 1/4 of Section 8, Township 2 North, Range 27 East
RKW Corporation
1223 South Rosser
Glendive, MT 59330
Roy V. Westlind a/k/a Roy K Westlind, President

Southeast 1/4 of Section 8, Township 2 North, Range 27 East
Laska Corp.
1223 South Rosser
Glendive, MT 59330
Samuel Westlind, President

Tax ID# D07267

EXHIBIT B

WESTLIND SUBDIVISION, FIRST FILING

BEING A PORTION OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SECTION 8, TOWNSHIP 2 NORTH, RANGE 27 EAST, P.M.M. YELLOWSTONE COUNTY, MONTANA

SURVEYED FOR:
 JAKE AND GEORGE, INC.
 RWV CORPORATION
 ALASKA CORP.

SURVEYED BY:
 ESSEX SURVEYING, INC.
 P.O. BOX 80201
 BILLINGS, MT 59108
 (406) 670-5726



1727' 244.31'

1727' 244.31'

FOUND BRASS CAP MONUMENT

CHAIN	MARKS	ARE	LOSER	CHAINS	LOSER	CHAINS	MARKS
1	100	100	100	100	100	100	100
2	100	100	100	100	100	100	100
3	100	100	100	100	100	100	100
4	100	100	100	100	100	100	100
5	100	100	100	100	100	100	100

LOT	AREA	ACRES	BEARING	DISTANCE
1	100	100	100	100
2	100	100	100	100
3	100	100	100	100
4	100	100	100	100
5	100	100	100	100

LOT	AREA	ACRES	BEARING	DISTANCE
1	100	100	100	100
2	100	100	100	100
3	100	100	100	100
4	100	100	100	100
5	100	100	100	100

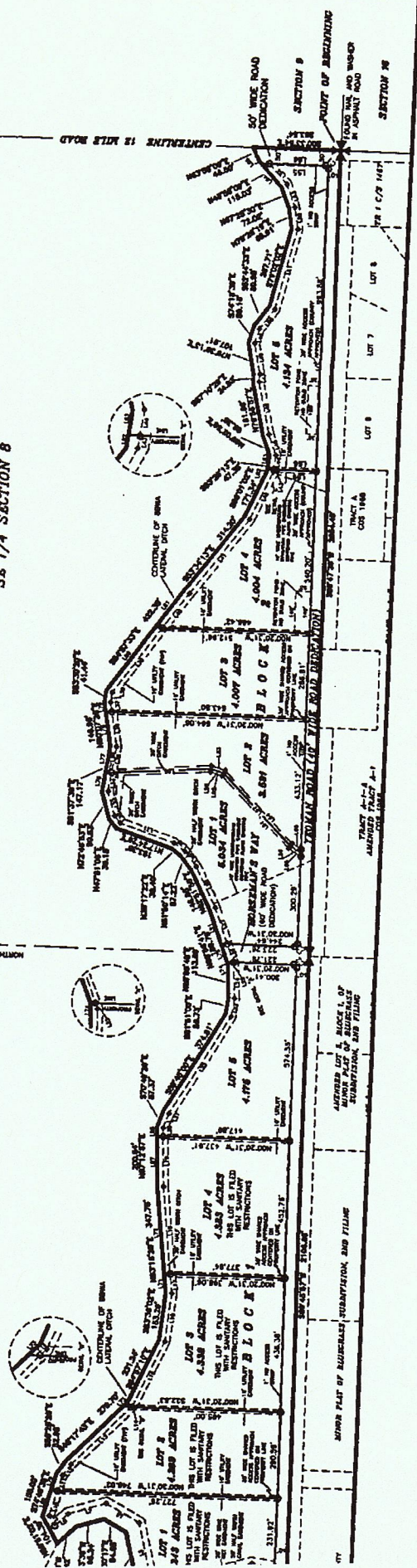
LOT	AREA	ACRES	BEARING	DISTANCE
1	100	100	100	100
2	100	100	100	100
3	100	100	100	100
4	100	100	100	100
5	100	100	100	100

LEGEND

- ✱ SECTION CORNER FOUND AS NOTED
- ◁ 1/4 CORNER FOUND AS NOTED
- ◊ CENTER 1/4 CORNER FOUND AS NOTED
- ▷ 1/4 CORNER - SET A 5/8" X 24" REBAR WITH A 2" ALUMINUM CAP MARKED "ESSEX-14184LS"
- PROPERTY CORNER - SET A 5/8" X 24" REBAR WITH A 2" ALUMINUM CAP MARKED "ESSEX-14184LS"
- ◇ POINT ALONG DITCH EASEMENT. - SET 5/8" X 24" REBAR WITH A YELLOW PLASTIC CAP MARKED "ESSEX - 14184LS"

SW 1/4 SECTION 8

SE 1/4 SECTION 8



**PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT
(RSID) cont.**

Section C – Estimated Annual Maintenance Cost

FALL MAINTENANCE:

Activity: Grading of Horseman's Way	Cost:	\$200.00
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WINTER MAINTENANCE:

N/A	Cost:	
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SPRING MAINTENANCE:

Activity: Grading of Horseman's Way	Cost:	\$200.00
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SUMMER MAINTENANCE:

Activity: Dust Control for Yeoman Road and Horseman's Way	Cost:	\$1,700.00
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TOTAL ESTIMATED ANNUAL MAINTENANCE COST:		\$2,100.00
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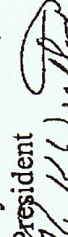

Section D – Method of Assessment

Equal Amounts: 10 lots - \$210.00 per lot per year

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID) cont.

Section E - Petition for Creation of RSID: Westlind Subdivision, 1st Filing

WE, THE UNDERSIGNED property owners, hereby provide the following information for consideration in the possible creast of an RSID. It is our understanding that if support exists for the RSID, information will be provided to the County and a public hearing scheduled regarding the creation of this district. Following the hearing, the County Commissioners shall take action on whether or not to create the district. Should the Commissioners create the districts, WE, as property owners, understand the we shall bear the costs of the districts as formally approved by the Commissioners.

Property Owner Printed Name(s) Signature(s) Required	Complete Mailing Address Street, City, State & Zip	Properties Owned Lot & Block Subdivision or C/S	In Favor/Opposed	Method of Assessment
Jake & George, Inc. George Heidema, President 	5724 Yeoman Road Shepherd, MT 59079-3814	South 1/2 of Section 8, Township 2 North, Range 27 East, including Westlind Sub. 1 st Filing	<i>IN FAVOR</i>	Per lot
RKW Corporation Roy V. Westlind a/k/a Roy K. Westlind, President 	1223 South Rosser Glendive, MT 59330	Southwest 1/4 of Section 8, Township 2 North, Range 27 East	<i>IN FAVOR</i>	Per lot
Laska Corp. Samuel Westlind, President 	1223 South Rosser Glendive, MT 59330	Southeast 1/4 of Section 8, Township 2 North, Range 27 East	<i>IN FAVOR</i>	Per lot