

RESOLUTION NO 04-80 .

**RESOLUTION CREATING
RURAL SPECIAL IMPROVEMENT DISTRICT # 723M
CLARK'S FORK ESTATES SUBDIVISION
FOR STREET MAINTENANCE**

WHEREAS, a Petition signed by more that Sixty Percent (60%) of the Freeholders of the proposed district has been submitted to the Board of County Commissioners for creation of a rural improvement district for road maintenance within Yellowstone County, Montana;

WHEREAS, the boundaries of the proposed district are the exterior boundaries of the following described real property: (See Exhibit A); and,

WHEREAS, the anticipated cost for the maintenance, and the breakdown of those costs for benefited properties is attached hereto, marked Exhibit "C" and by this reference made a part hereof; and,

WHEREAS, the district shall be considered a district to exist perpetually unless included within another district providing the same services or assumed by a municipality; and,

WHEREAS, now is the date and time duly notices and published as required by law for the Board of County, Commissioners of Yellowstone County to hear and pass all protests that may be made against the making of said maintenance district; and,

WHEREAS, 0 protests have been delivered to the County Clerk since the duly published first notice of the passing of the Resolution of Intention; and,

WHEREAS, the Board of County Commissioners has acquired the jurisdiction to order the improvements pursuant to Section 7-12-2113, M.C.A.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Board of County Commissioners of Yellowstone County, Montana, deeming the public interest or convenience require, and having acquired jurisdiction, hereby creates the following Rural Special Improvement District;

1. NUMBER OF DISTRICT

Said Rural Special Improvement District shall be designated as District No #723M .

2. DESCRIPTION OF DISTRICT

The district is described by the exterior boundaries of the following described property (See Exhibit A.)

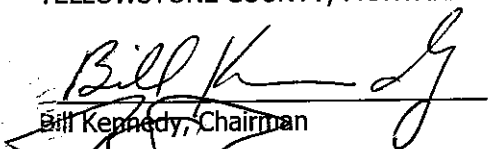
3. DESCRIPTION OF IMPROVEMENTS, DESCRIPTION OF MAINTENANCE, METHOD OF ASSESSMENT, AND ESTIMATED COSTS (See Exhibit D)

4. DURATION

The district shall be deemed to be perpetuated in nature unless absorbed and replaced by another district or municipality.

DONE BY ORDER of the Board of County Commissioners, Yellowstone County, Montana
this 31ST day of August, 2004

BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY, MONTANA


Bill Kennedy, Chairman


James E. Reno, Member


John Ostlund, Member

(SEAL)
ATTEST:


Tony Nave, Clerk and Recorder
Yellowstone County, Montana

EXHIBIT A

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION B
LEGAL DESCRIPTIONS & OWNERSHIP REPORTS (ATTACHED)

<u>OWNER</u>	<u>LEGAL DESCRIPTION</u>	<u>AREA</u>
JEFF & JENNIFER LASZLOFFY	LOT 1, CLARK'S FORK ESTATES	3.5476 AS
"	LOT 2, "	1.0 ⁶⁶⁸ 734 AS
"	LOT 3, "	1.0569 AS
"	LOT 4, "	1.0042 AS
"	LOT 5, "	1.0041 AS

EXHIBIT B

RURAL SPECIAL IMPROVEMENT DISTRICT
FOR
CLARK'S FORK ESTATES

A SUBDIVISION OF A PORTION OF TRACT 1 OF COS 2613,
LOCATED IN THE NW 1/4 OF SECTION 33, T.2S, R.24E,
P.M.M., YELLOWSTONE CO., MONTANA

Point of Beginning
North 1/16 Corner Section 33 - Found Atlas
Rebar & Plastic Cap 1 foot below ground

Basis of Bearings:
S89°39'52"E. 663.36'

Centerline US Hwy 212
BNSF RR
40' wide easement
Bk. 1233, Pg. 1468
(Yellowstone Co.)
40' wide easement
Bk. 1359, Pg. 934
(Yellowstone Co.)

Tr. 2B1
Tr. 2B2
Fnd McGee YPC
Fnd Atlas YPC

CLARK'S FORK DRIVE (Road Tract = 0.9678 acres)
Public Access & Utility Esmt Reserved & Granted per this Subdivision
588.32'

Existing 40' Ingress/Egress Esmt
Book 1359, page 934, doc. no. 1591521
Tract 2, COS 2613
(Tr. 3B Amd Tr. 3 COS 917 2nd Amd.)
20' Access & Util. Esmt (Proposed)
20' Access pin & cap
S.05°54'09"E. 74.97'

20' Access & Util. Esmt Reserved & Granted per this Subdivision
S5°15'W. 44.3'

20' Access & Util. Esmt Reserved & Granted per this Subdivision
S.89°40'39"E. 136.51'

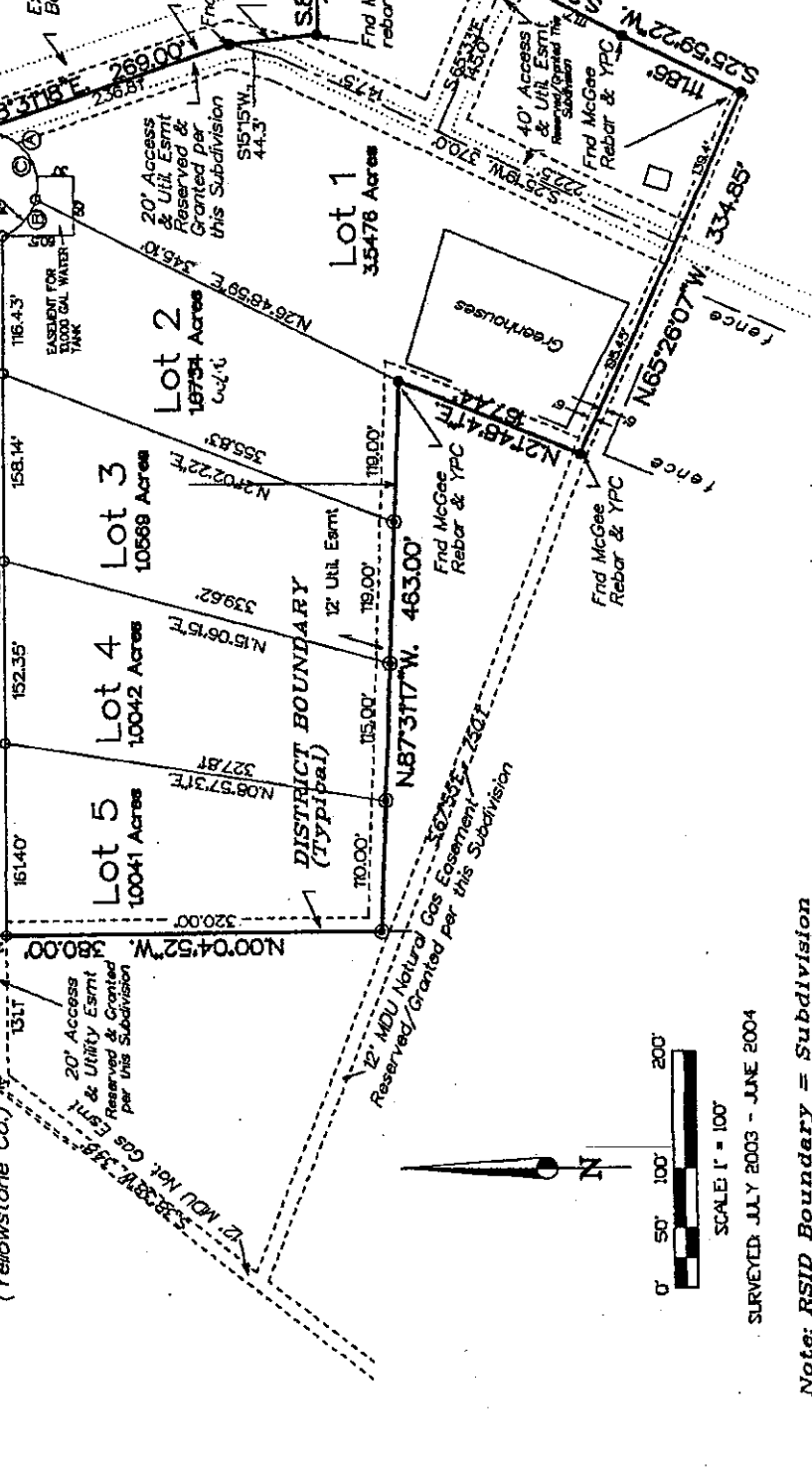
20' Access & Util. Esmt Reserved & Granted per this Subdivision
S.26°59'22"W. 528.0343'W. 284.54'

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SCALE: 1" = 100'

SURVEYED JULY 2003 - JUNE 2004

Note: RSID Boundary = Subdivision Perimeter.

EXHIBIT C

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION C
ESTIMATED ANNUAL MAINTENANCE COST

FALL MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST
Grading	\$ 50
	\$ 10/LOT

WINTER MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST
SNOW REMOVAL	\$ 150
	\$ 30/LOT

SPRING MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST
GRADING	\$ 50
	\$ 10/LOT

SUMMER MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST
GRADING	\$ 50
	\$ 10/LOT

TOTAL ESTIMATED ANNUAL MAINTENANCE COST:

\$ 300.00
\$ 60/LOT/YR.

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION E
 PETITION FOR CREATION OF RSID FOR CLARK'S FORK ESTATES

WE, THE UNDERSIGNED property owners, hereby provide the following information for consideration in the possible creation 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 that 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		
					Equal Amount	Front Footage	Square Footage
TRIPP LARSON <i>[Signature]</i>	8165 HWY 212 LAUREL, WY, 82044	LOTS 1-5 CLARK'S FORK ESTATE	✓		✓		
WENNER LARSON <i>[Signature]</i>	8165 HWY 212 LAUREL, WY, 82044	LOTS 1-5 CLARK'S FORK ESTATE	✓		✓		

Note: Please make additional copies as needed.

RECEIVED

JUL 26 2004

YELLOWSTONE COUNTY
 CLERK AND RECORDER

PROCESSED/RSID