

RESOLUTION NO. ~~05-78~~

**RESOLUTION CREATING RURAL SPECIAL IMPROVEMENT MAINTENANCE
DISTRICT KNOWN AS R.S.I.D. #736M
FALCON HEIGHTS SUBDIVISION, 3RD FILING**

WHEREAS, the Board of County Commissioners of Yellowstone County, Montana, have been presented with a valid petition to create a Rural Special Improvement Maintenance District which shall be known as R.S.I.D. #736M for Falcon Heights Subdivision, 3rd filing, described in Exhibit A as Lot 1 Block 2 and Lot 8 Block 1 Falcon Heights Subdivision, 3rd filing and more particularly shown in Exhibit B (map) and,

WHEREAS, under MCA 7-12-2102(2); a petition was presented to create a rural special improvement district that contains the consent of all of the owners of property to be included in the district;

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

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 for the 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 on a per lot basis (Exhibit C);
3. That the purpose of forming the District is to provide for 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:

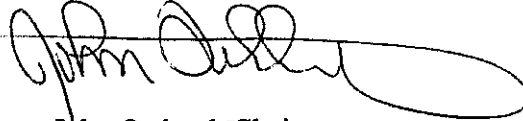
1. The Commissioners have acquired jurisdiction to create a Rural Special Improvement Maintenance District No. 736M to provide for the annual maintenance, operation and preservation of the streets. The maintenance costs are more particularly described in Exhibit D. The estimated maintenance costs shown do not preclude other eligible street maintenance expenditures.

2. All of the costs of the District shall be assessed on a per lot basis for all existing and future lots (see Exhibit C). 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 Improvement Maintenance District thereof shall be **No. 736M**.
4. All lots accessing their property from the streets will benefit from the proposed R.S.I.D. and shall be assessed for maintenance. All lots will be assessed an 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.

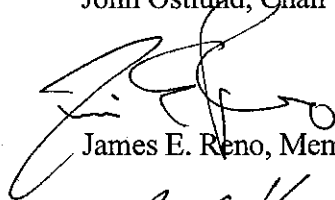
PASSED AND ADOPTED by the Board of County Commissioners of Yellowstone County, Montana, this 23rd day of August, 2005.

Board of County Commissioners
Yellowstone County, Montana

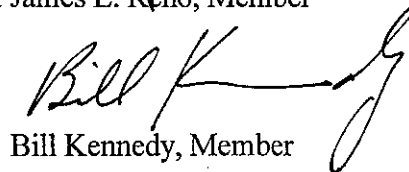
(SEAL)



John Ostlund, Chair



James E. Reno, Member



Bill Kennedy, Member

ATTEST:



Tony Nave
Clerk and Recorder

EXHIBIT A

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION B

LEGAL DESCRIPTIONS & OWNERSHIP REPORTS (ATTACHED)

Lot 8, Block 1, Falcon Heights Subdivision, 3rd Filing
owned by Edwin L. Bender and Lorraine L. Bender, husband and wife

Lot 1, Block 2, Falcon Heights Subdivision, 3rd Filing
owned by Edwin L. Bender and Lorraine L. Bender, husband and wife

EXHIBIT D

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION C ESTIMATED ANNUAL MAINTENANCE COST

FALL MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST
Grading - 2 hours, mobilization - 1 hour	\$ 225.00
	\$

WINTER MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST
	\$
	\$

SPRING MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST
Grading - 2 hours, mobilization - 1 hour	\$ 225.00
	\$

SUMMER MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST
	\$
	\$

TOTAL ESTIMATED ANNUAL MAINTENANCE COST: \$ 450.00

