

RESOLUTION NO. 06-18

**RESOLUTION CREATING A RURAL SPECIAL
IMPROVEMENT MAINTENANCE DISTRICT TO BE KNOWN AS R.S.I.D. #744M
(SIERRA ESTATES SUBDIVISION-PARKS)**

WHEREAS, a Petition signed by more than sixty percent (60%) of the Freeholders of the proposed district has been submitted to the Board of County Commissioners for creation of a rural special improvement maintenance district for the maintenance of said parks; and,

WHEREAS, the boundaries of the proposed district are described lots 1-24 block 1, lots 1-19 block 2, lots 1-13 block 3, lots 1-7 block 4, and lots 1-24 block 5 of Sierra Estates Subdivision 3rd filing, Yellowstone County, Montana, (Exhibit A) and more particularly described 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 (100%) of the owners of property to be included in the district;

WHEREAS, all of the costs of the district shall be assessed equally on a per lot method for existing and future lots (Exhibit C); 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.

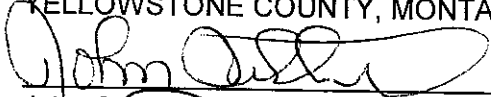
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Yellowstone County, Montana, deeming the public interest or convenience require, and having received an adequate Petition for the creation of the rural special improvement maintenance district, have acquired the jurisdiction to create the following described Rural Special Improvement Maintenance District:

1. **NUMBER OF DISTRICT.** The Rural Special Improvement Maintenance District shall be designated as District No. 744M.
2. **DESCRIPTION OF DISTRICT.** The exterior boundaries of the District are described in Exhibits A and B.
3. **DESCRIPTION OF IMPROVEMENTS, DESCRIPTION OF MAINTENANCE, METHOD OF ASSESSMENT AND ESTIMATED COSTS.** Assessments collected on behalf of this district shall be used for the control of noxious weeds and for the maintenance of park property in the north and south area of the District. All of the costs of the district shall be assessed equally on a per lot (Exhibit D) method for existing and future lots.
4. **DURATION.** The district shall be deemed to be perpetual in nature unless absorbed and replaced by another district or municipality.

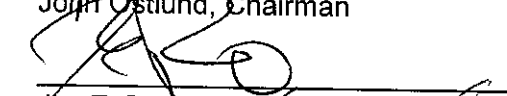
5. **COMMITTEE.** The Commissioners desire that an Ad Hoc Committee be appointed to make recommendations to the Commissioners with regard to the need for assessments to be made for the maintenance and the amount of the assessments, and how the assessments should be spent. The Commissioners ask that the 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 28th day of February, 2006.

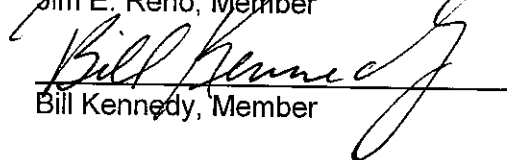
BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY, MONTANA



John Ostlund, Chairman

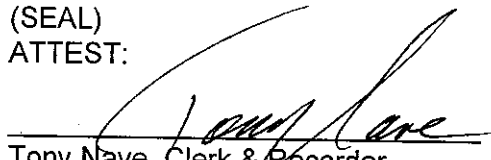


Jim E. Reno, Member



Bill Kennedy, Member

(SEAL)
ATTEST:



Tony Nave, Clerk & Recorder
Yellowstone County, Montana

EXHIBIT A

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION B

LEGAL DESCRIPTIONS & OWNERSHIP REPORTS (ATTACHED)

Sierra Estates Subdivision, Third Filing – Parks

Lots 1-24, inclusive, Block 1

Lots 1-5, inclusive, Block 2

Lots 1-13, inclusive, block 3

Lots 1-7, inclusive, Block 4

Lots 1-24, inclusive, Block 5

EXHIBIT B

RSIDM BOUNDARY FOR SIERRA ESTATES SUBDIVISION, THIRD FILING

PREPARED FOR : KENMARK CORP.
PREPARED BY : ENGINEERING, INC.
SCALE: 1 = 300'

NOVEMBER, 2005
BILLINGS, MONTANA



LEGAL DESCRIPTION

A tract of land situated in the NW1/4 & SW1/4 of Section 29, T. 1 N., R. 27 E., P.M.M., Yellowstone County, Montana, said tract being more particularly described as follows, to-wit:

Beginning at a point which is the S1/16 Corner common to Sections 29 and 30, T. 1 N., R. 27 E., P.M.M.; thence, from said point of beginning, along the westerly line of said Section 29, N 00°19'57" W a distance of 1321.24 feet to the W1/4 corner of said Section 29; thence, continuing along the westerly line of said Section 29, N 00°21'22" W a distance of 1325.46 feet to a corner of Certificate of Survey No 615; thence, along the southerly line of said Certificate of Survey, S 86°01'22" E a distance of 79.65 feet; thence, along the southwesterly line of said Certificate of Survey, S 44°28'22" E a distance of 935.80 feet; thence, along the southeasterly line of said Certificate of Survey, N 63°13'38" E a distance of 449.00 feet; thence, along the northeasterly line of said Certificate of Survey, N 45°43'22" W a distance of 25.17 feet; thence N 63°13'38" E a distance of 245.35 feet to a point on the east line of the SW1/4NW1/4 of said Section 29; thence, along said east line, S 00°08'57" E a distance of 967.91 feet to the CW1/16 corner of said Section 29; thence, along the east line of the NW1/4SW1/4 of said Section 29, S 00°07'49" E a distance of 1318.32 feet to the SW1/16 corner of said Section 29; thence, along the south line of the NW1/4SW1/4 of said Section 29, S 89°14'42" W a distance of 1326.67 feet to the point of beginning.

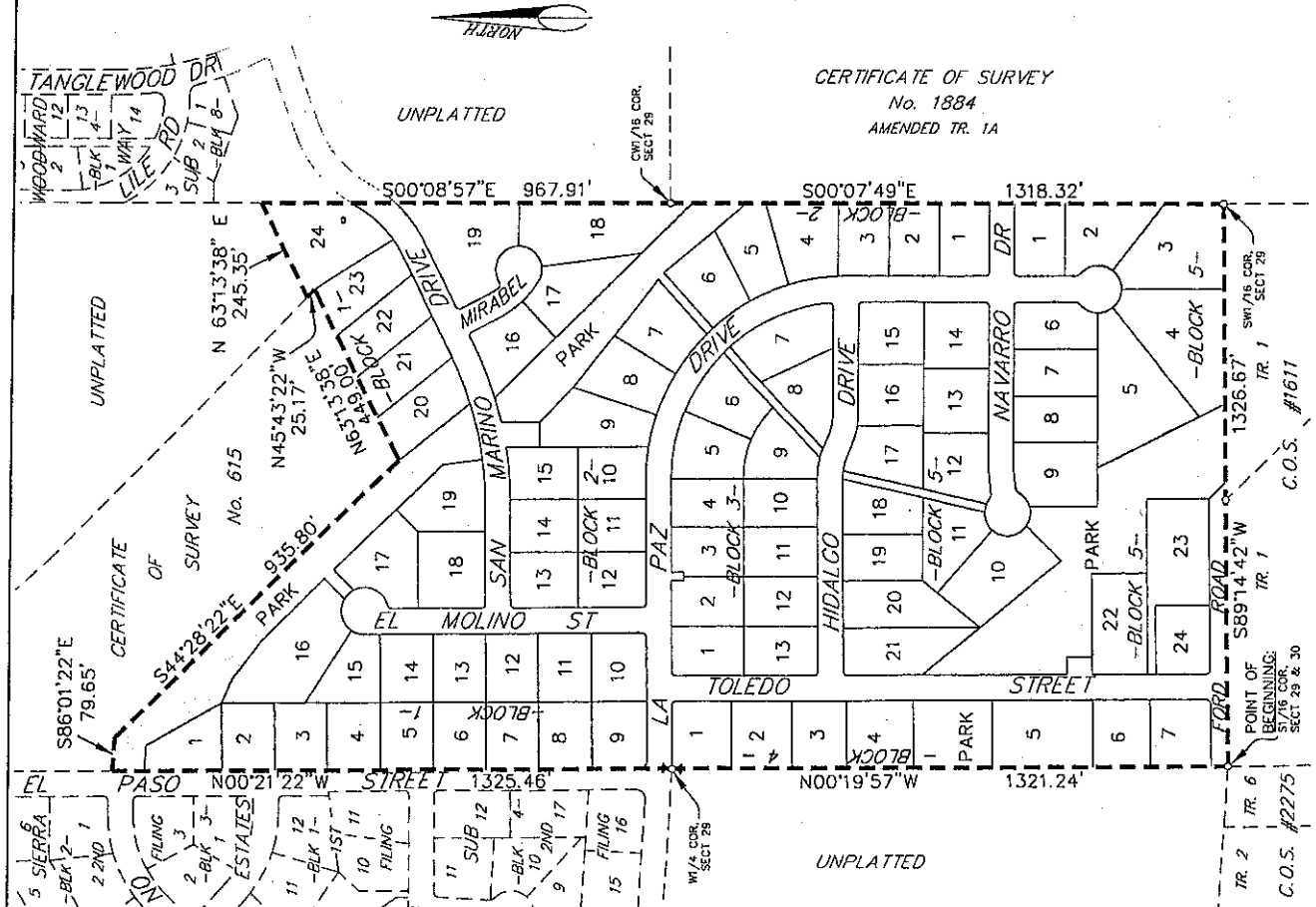


EXHIBIT C

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION C ESTIMATED ANNUAL MAINTENANCE COST

FALL MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST
Mowing twice per year (3 hours each time) = 6 hours at \$35.00/hour	\$ 210.00
Weed spraying once per year at \$65.00 per acre +\$40.00/acre for chemical (Based on \$65/Acre spraying and \$40/Acre for chemicals for \$105.00/Acre	\$ 833.67

WINTER MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST
Culvert maintenance in park area covered under RSIDM-698M	\$ 0.00
	\$

SPRING MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST

SUMMER MAINTENANCE:

ACTIVITY/IMPROVEMENT	ESTIMATED COST

TOTAL ESTIMATED ANNUAL MAINTENANCE COST: \$1043.67 or \$12.00 per lot/year

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NOVEMBER, 2005
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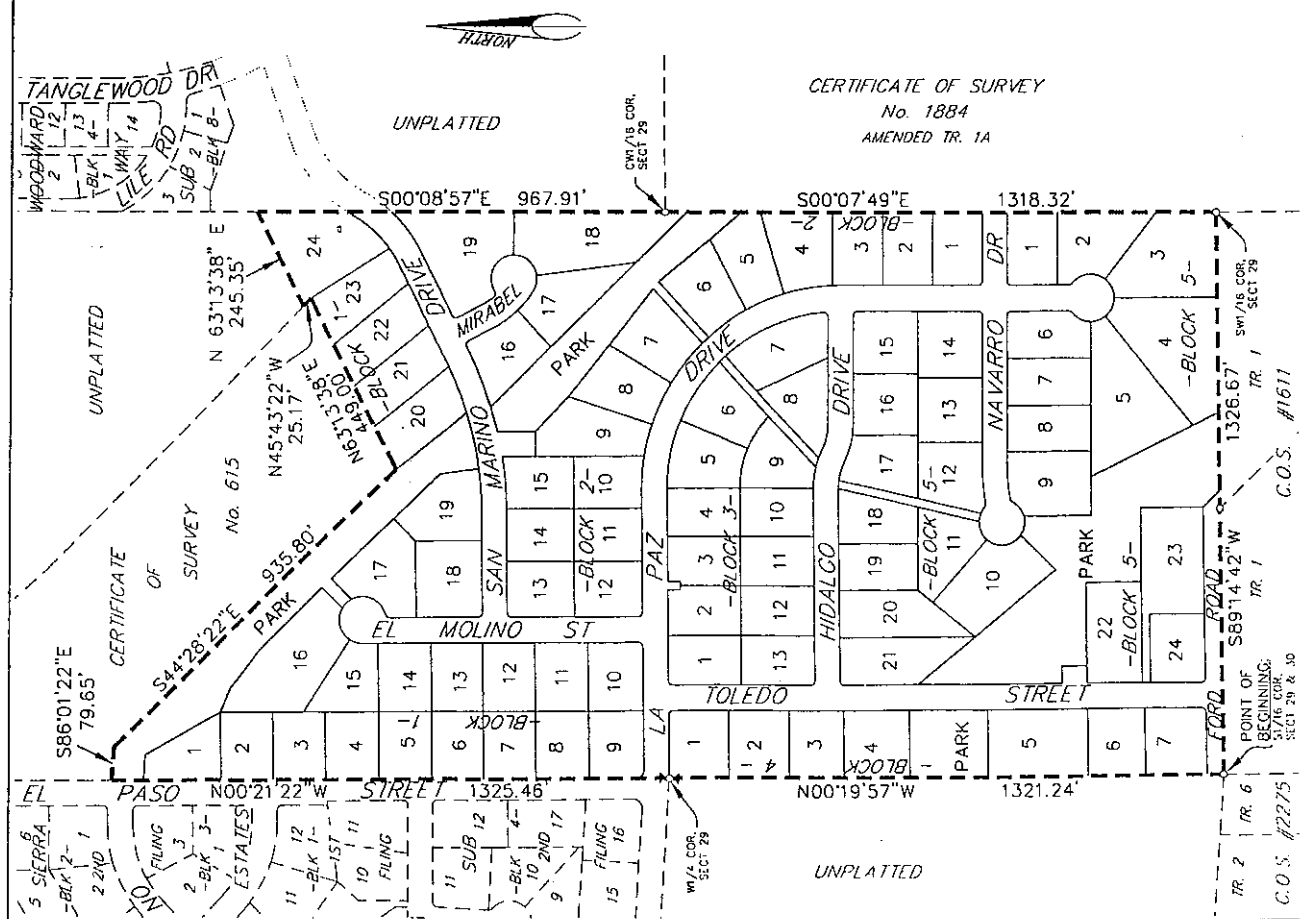


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