

RESOLUTION NO. 06-134

**RESOLUTION CREATING RURAL SPECIAL IMPROVEMENT MAINTENANCE
DISTRICT KNOWN AS R.S.I.D. #760M
(COLLIER ROAD SUBDIVISION)**

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. #760M for Collier Road Subdivision, described in Exhibit B as the Lots 1 through 5 Block 1, Plat of Collier Road Subdivision and more particularly shown in Exhibit A (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, 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 dust mitigation and dry hydrant maintenance;
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. 760M to provide for the dust mitigation and dry hydrant maintenance within the district. The estimated costs shown (see Exhibit C) do not preclude other eligible expenditures for dust mitigation and dry hydrant maintenance.

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 C). The boundaries of this District are shown on the map attached as Exhibit A and described in Exhibit B. The method of assessment is shown in Exhibit C.

3. The number of the Rural Special Improvement Maintenance District thereof shall be No. 760M.

4. All lots accessing their property from the streets will benefit from 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 applicable maintenance activity.

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 12th day of ~~December, 2006.~~

30 January, 2007

Board of County Commissioners
Yellowstone County, Montana

(SEAL)


John Ostlund, Chair Member


James E. Reno, Member Chair

ATTEST:



Tony Nave
Clerk and Recorder



Bill Kennedy, Member

EXHIBIT A

PLAT OF COLLIER ROAD SUBDIVISION

BEING ALL OF TRACT 9A, AMENDED TRACTS 4, 5 & 9, CERT. OF SURVEY NO 2318
 LOCATED IN THE SE1/4 SECTION 6, T.2S., R.26E., P.M.M.,
 YELLOWSTONE COUNTY, MONTANA.

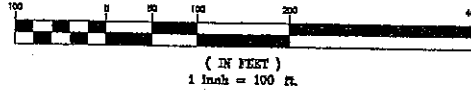
FOR: JAMES E. EDWARDS
 FISHTAIL, MT.

BY: ATLAS ENGINEERS INC
 BILLINGS, MT.

DATE: SEPTEMBER, 2006



GRAPHIC SCALE



BASIS OF BEARINGS:

GPS DETERMINATION MADE 1083 FT. EAST & 32 FT. NORTH OF THE
 SW 1/4 CORNER OF SECTION 6.

PURPOSE OF SURVEY:

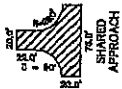
THE PURPOSE OF THIS SURVEY IS TO CREATE PARCELS FOR CONVEYANCE.

MONUMENTATION:

CORNER MARKED WITH SYMBOL: IS MONUMENTED BY A 5/8" STEEL PIN WITH PLASTIC CAP STAMPED "ATLAS 2785 5" SET BY THIS SURVEY OR AS MAY BE NOTED OTHERWISE.

CORNER MARKED WITH SYMBOL: IS MONUMENTED AS NOTED AND WAS FOUND BY THIS SURVEY.

LEGEND:

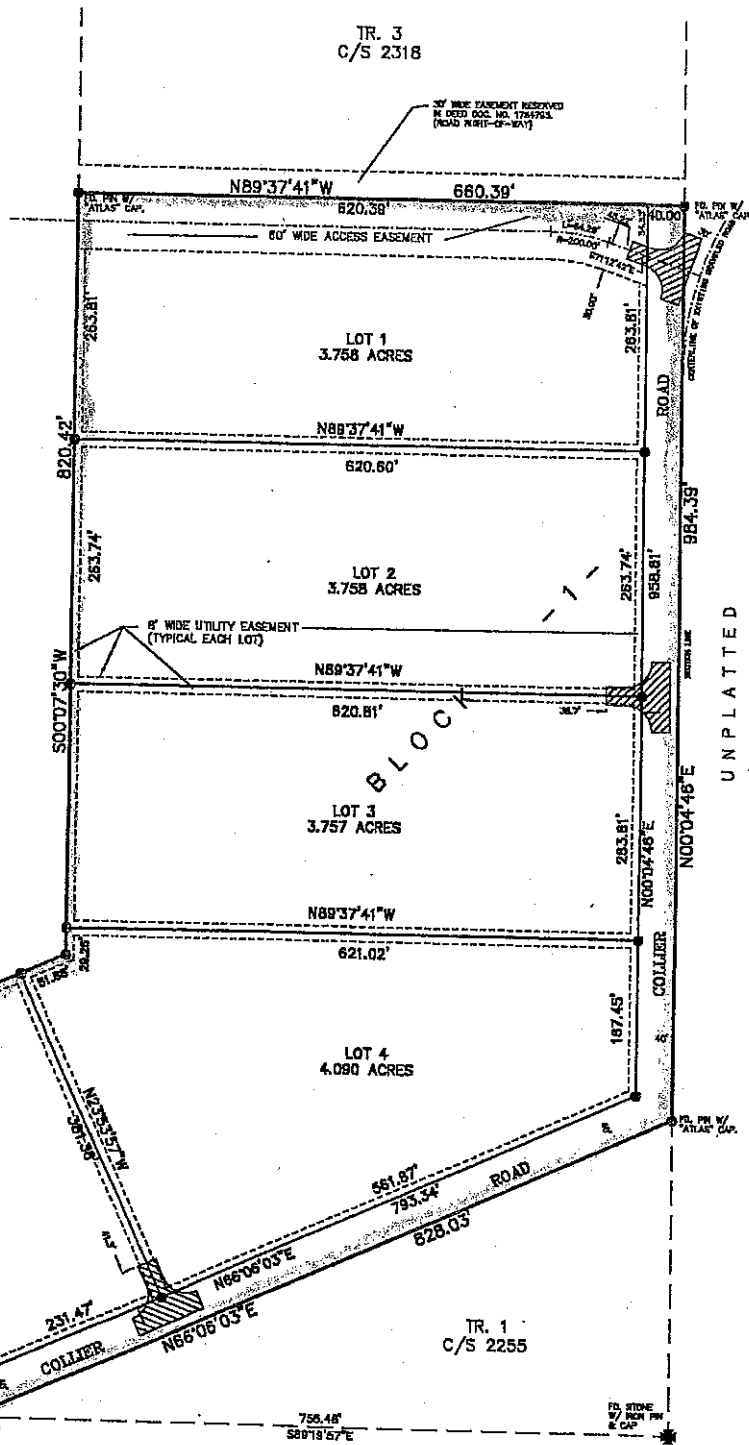


TR. 4A
 AM. TR. 4, 5 & 9
 C/S 2318

TR. 8
 C/S 2318

TR. 1
 C/S 2255

POINT OF BEGINNING
 SW COR. TR. 9A
 AM. TR. 4, 5 & 9
 C/S 2318
 BY THE SURVEYOR'S CAP



UNPLATTED

EXHIBIT B

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION B

LEGAL DESCRIPTIONS & OWNERSHIP REPORTS (ATTACHED)

Lot 1, Block 1, Plat of Collier Road Subdivision
Lot 2, Block 1, Plat of Collier Road Subdivision
Lot 3, Block 1, Plat of Collier Road Subdivision
Lot 4, Block 1, Plat of Collier Road Subdivision
Lot 5, Block 1, Plat of Collier Road Subdivision

All owned by James E. Edwards, P.O. Box 1793, Billings, MT 59103

EXHIBIT C

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

FOR DUST MITIGATION

SECTION C

ESTIMATED ANNUAL MAINTENANCE COST

FALL MAINTENANCE:

| ACTIVITY/IMPROVEMENT | ESTIMATED COST |
|----------------------|----------------|
| | \$ |
| | \$ |

WINTER MAINTENANCE:

| ACTIVITY/IMPROVEMENT | ESTIMATED COST |
|----------------------|----------------|
| | \$ |
| | \$ |

SPRING MAINTENANCE:

| ACTIVITY/IMPROVEMENT | ESTIMATED COST |
|----------------------|----------------|
| | \$ |
| | \$ |

SUMMER MAINTENANCE:

| ACTIVITY/IMPROVEMENT | ESTIMATED COST |
|---|----------------|
| Performed once a year at a cost of \$ 1200 per mile | \$ 468.00 |
| | \$ |

TOTAL ESTIMATED ANNUAL MAINTENANCE COST: \$ 468.00