

RESOLUTION NO. 07-92
RESOLUTION CREATING RURAL SPECIAL
IMPROVEMENT MAINTENANCE DISTRICT TO BE KNOWN AS R.S.I.D. #768M
(SHILOH ESTATES SUBDIVISION-PARKS)

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 #768M for Shiloh Estates Subdivision, described in Exhibit A as Lots 1 through 24 Block 1, Lots 1 through 4 Block 2, Lot 5a Block 2, Lot 6 Block 2, Lot 7a Block 2, Lots 8 through 21 Block 2, and Lots 23-26 Block 2, of Shiloh Estates Subdivision, Yellowstone County, Montana, and more particularly shown in Exhibit B (map);

WHEREAS, the Clerk and Recorder published the Notice of the passage of Resolution of Intent to Create the District in the Billings Gazette on August 31 and September 7, 2007 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 of Yellowstone County, Montana met in regular session to hear all written or verbal testimony either for or against the creation of said proposed District; and

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 an equal amount on a per lot basis;

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

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

5. That the Commissioners have heard all protests against creation of the District and deem them to be insufficient.

6. The Commissioners have jurisdiction to create a Rural Special Improvement Maintenance District No. 768M to provide for the annual maintenance, operation and preservation of park and irrigation well.

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

1. The Commissioners create Rural Special Improvement Maintenance District No. 768M to provide for the annual maintenance, operation and preservation of park and irrigation well.

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 estimated maintenance costs are more particularly described in Exhibit D. The estimated maintenance costs shown do not preclude other eligible park and irrigation well maintenance expenditures. 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. 768M.

4. All lots within the district will benefit from proposed R.S.I.D. and shall be assessed for maintenance. All lots will be assessed an equal amount based upon the total cost of the maintenance.

5. The district shall be considered a district to exist perpetually unless included within another district providing the same services.

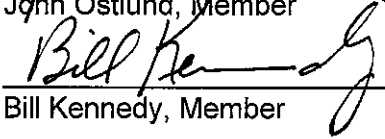
6. The Commissioners desire that an Ad Hoc Committee be appointed to make recommendations to the Commissioners with regard to the need for assessments to be made for the maintenance and the amount of the assessments, and how the assessments should be spent. The Commissioners ask that the Petitioners 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 2nd day of October, 2007.

BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY, MONTANA


James E. Reno, Chairman


John Ostlund, Member


Bill Kennedy, Member

(SEAL)
ATTEST:


Tony Nave, Clerk & Recorder
Yellowstone County, Montana

EXHIBIT A

PETITION TO ESTABLISH A PARK MAINTENANCE DISTRICT (PMD)

**SECTION B
LEGAL DESCRIPTIONS**

PROPERTY LEGAL DESCRIPTIONS

LOTS 1-24 BLOCK 1

LOTS 1-4 BLOCK 2

LOT 5a BLOCK 2

LOT 6 BLOCK 2

LOT 7a BLOCK 2

LOTS 8-21 BLOCK 2

LOTS 23-26 BLOCK 2

EXHIBIT C

PETITION TO ESTABLISH A PARK MAINTENANCE DISTRICT (PMD)

SECTION D METHOD OF ASSESSMENT

Equal Amount Per Parcel.

\$100.00 Per Parcel Per Year

EXHIBIT D
PETITION TO ESTABLISH A PARK MAINTANANCE DISTRICT (PMD)

SECTION C
ESTIMATED ANNUAL MAINTENANCE COST

FALL MAINTENANCE:

ACTIVITY	ESTIMATED COST
Mow in October and remove trash from park area	\$ 500
	\$

WINTER MAINTENANCE:

ACTIVITY	ESTIMATED COST
No activity	\$ -0-
	\$

SPRING MAINTENANCE:

ACTIVITY	ESTIMATED COST
Install planned phases of trees, scrubs and grasses, electricity cost	\$ 2500
Amortized cost of irrigation well	\$ 1000

SUMMER MAINTENANCE:

ACTIVITY	ESTIMATED COST
Clean up trash and mow park area three times per season	\$ 1000
	\$

TOTAL ESTIMATED ANNUAL MAINTENANCE COST: \$ 5,000