

2

RESOLUTION NO. 11-29
**RESOLUTION CREATING RURAL SPECIAL
IMPROVEMENT MAINTENANCE DISTRICT TO BE KNOWN AS R.S.I.D. #797M
(SADDLE RIDGE SUBDIVISION 2ND FILING – DRY HYDRANT)**

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 RSID #797M for Saddle Ridge Subdivision 2nd Filing, described in Exhibit B as Lots 1 - 5, Block 2 Saddle Ridge Subdivision 2nd Filing and more particularly shown in Exhibit A (map) in Yellowstone County, Montana; 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 (Exhibit E); and,

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

WHEREAS, the cost estimate as shown in Exhibit C is only an estimate of annual costs and is subject to cost fluctuations due to maintenance utilization levels and changes in material and labor costs of performing necessary maintenance; and

WHEREAS, the property assessment amount is subject to adjustment and will be established annually by the Board of County Commissioners; and,

WHEREAS, the district shall be considered 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 the creation of the rural special improvement maintenance district, intends to create the following described Rural Special Improvement Maintenance District:

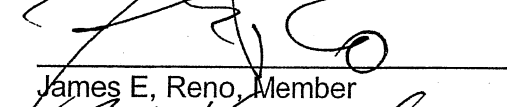
1. **NUMBER OF DISTRICT.** The Rural Special Improvement Maintenance District shall be designated as District No. 797M.
2. **DESCRIPTION OF DISTRICT.** The exterior boundaries of the District are shown in Exhibit A and described in Exhibit B.
3. **DESCRIPTION OF IMPROVEMENTS, DESCRIPTION OF MAINTENANCE, METHOD OF ASSESSMENT AND ESTIMATED COSTS.** Assessments collected on behalf of this district shall be used for the maintenance of the Dry Hydrant located within the district as estimated in Exhibit C. All of the costs of the district shall be assessed equally on a per lot method for existing and future lots (Exhibit D).
4. **DURATION.** The district shall be deemed to be perpetual in nature unless absorbed and replaced by another district or municipality.

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 maintenance, the amount of assessments, and how the assessments should be spent. The Commissioners request a list of some individuals who are willing to serve on the Ad Hoc Committee (Exhibit F).

PASSED AND ADOPTED by the Board of County Commissioners of Yellowstone County, Montana, this 29th day of March, 2011.

BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY, MONTANA


John Ostlund, Chairman


James E. Reno, Member


Bill Kenndy, Member

(SEAL)
ATTEST:

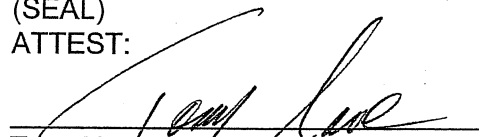
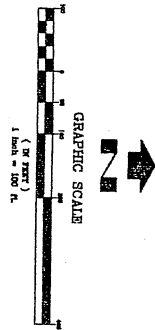
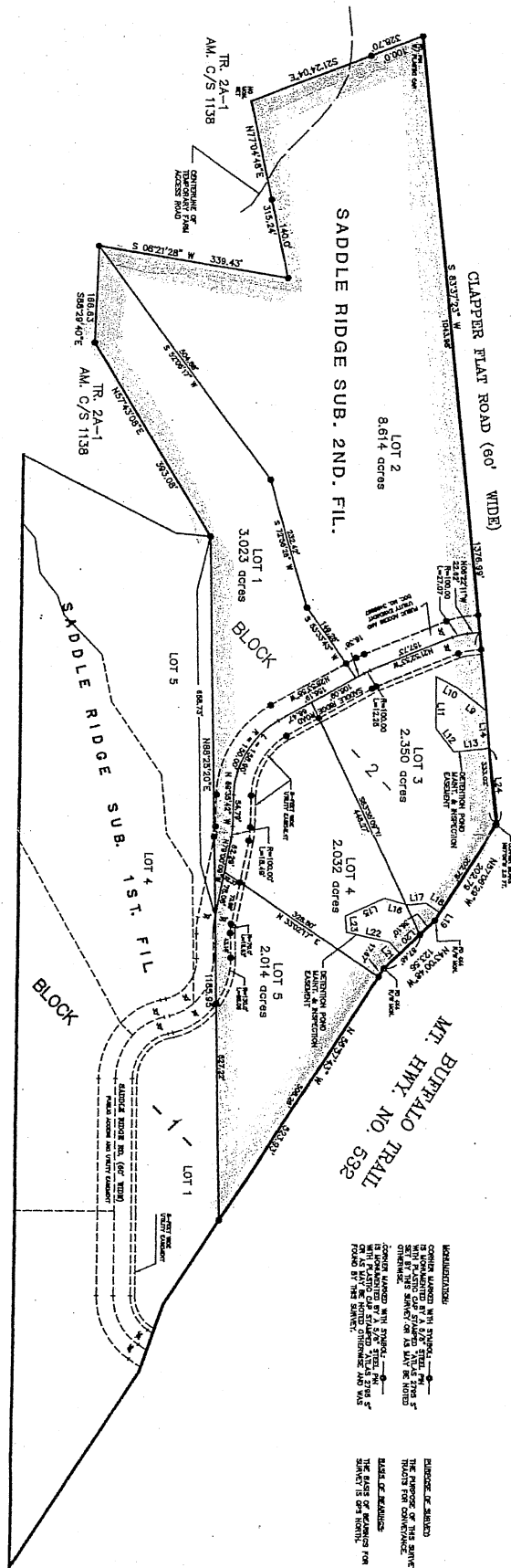

Tony Nave, Clerk & Recorder
Yellowstone County, Montana

EXHIBIT A



CONVEYANCES:
 CONVEYANCES SHOWN WITH SYMBOLS —
 ARE UNRECORDED IN A PUBLIC RECORD.
 CONVEYANCES SHOWN WITH SYMBOLS —
 ARE UNRECORDED IN A PUBLIC RECORD.
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 ARE UNRECORDED IN A PUBLIC RECORD.
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 ARE UNRECORDED IN A PUBLIC RECORD.

REMARKS:
 THE NUMBER OF THIS SURVEY IS TO BE
 PLACED IN THE RIGHT HAND CORNER OF
 EACH SECTION OF THIS SURVEY.

EXHIBIT B

LEGAL DESCRIPTIONS & OWNERSHIP REPORTS (ATTACHED)

- Lot 1, Block 2, Plat of Saddle Ridge Subdivision, Second Filing
- Lot 2, Block 2, Plat of Saddle Ridge Subdivision, Second Filing
- Lot 3, Block 2, Plat of Saddle Ridge Subdivision, Second Filing
- Lot 4, Block 2, Plat of Saddle Ridge Subdivision, Second Filing
- Lot 5, Block 2, Plat of Saddle Ridge Subdivision, Second Filing

All owned by Benny L. Milks, 4185 Mitchell Avenue, Billings, MT 59101

EXHIBIT C
ESTIMATED ANNUAL MAINTENANCE COST
 FOR THE MAINTENANCE OF THE UNDERGROUND WATER SUPPLY TANK (DRY HYDRANT)

FALL MAINTENANCE:

ACTIVITY	ESTIMATED COST
Maintenance of Dry Hydrant	\$
	\$

WINTER MAINTENANCE:

ACTIVITY	ESTIMATED COST
Maintenance of Dry Hydrant	\$
	\$

SPRING MAINTENANCE:

ACTIVITY	ESTIMATED COST
Maintenance of Dry Hydrant	\$
	\$

SUMMER MAINTENANCE:

ACTIVITY	ESTIMATED COST
Maintenance of Dry Hydrant	\$
	\$

TOTAL ESTIMATED ANNUAL MAINTENANCE COST: _____

No planned assessments for Dry Hydrant at this time.

**PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)
FOR THE MAINTENANCE OF THE UNDERGROUND WATER SUPPLY TANK (DRY HYDRANT).**

PETITION FOR CREATI_____ EXHIBIT E

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
Benny L. MILKS <i>Benny Milks</i>	4185 Mitchell Ave. Billings, MT 59101	1, Blk.2, Saddle Ridge Sub, 2nd Fil	X		X		
Same	Same	2, Blk.2, Saddle Ridge Sub, 2nd Fil	X		X		
Same	Same	3, Blk.2, Saddle Ridge Sub, 2nd Fil	X		X		
Same	Same	4, Blk.2, Saddle Ridge Sub, 2nd Fil	X		X		
Same	Same	5, Blk.2, Saddle Ridge Sub, 2nd Fil	X		X		

Note: Please make additional copies as needed.

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)
FOR THE MAINTENANCE OF THE UNDERGROUND WATER SUPPLY TANK (DRY HYDRANT).

EXHIBIT F

PROPOSED RURAL SPECIAL IMPROVEMENT DISTRICT
RECOMMENDATIONS FOR AD HOC COMMITTEE

NAME

TELEPHONE NUMBER

1.

Printed Name

Signature

2.

Printed Name

Signature

3.

Printed Name

Signature

4.

Printed Name

Signature

5.

Printed Name

Signature

6.

Printed Name

Signature

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)