

RESOLUTION NO. 17-40
**RESOLUTION CREATING RURAL SPECIAL
IMPROVEMENT MAINTENANCE DISTRICT TO BE KNOWN AS R.S.I.D. #833M
(SILVER FOX SUBDIVISION- ROADS)**

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 #833M for Silver Fox Subdivision, described in Exhibit B as Lots 1-5 Silver Fox Subdivision 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 F); 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:

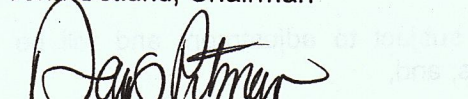
1. **NUMBER OF DISTRICT.** The Rural Special Improvement Maintenance District shall be designated as District No. 833M.
2. **DESCRIPTION OF DISTRICT.** The exterior boundaries of the District are shown in Exhibit A and described in Exhibit B.
3. **DESCRIPTION OF IMPROVEMENTS, DESCRIPTION OF MAINTENANCE, METHOD OF ASSESSMENT AND ESTIMATED COSTS.** Assessments collected on behalf of this district shall be used for the maintenance of roads 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 E).

PASSED AND ADOPTED by the Board of County Commissioners of Yellowstone County, Montana, this 9th day of May, 2017.

BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY, MONTANA


John Ostlund, Chairman


Denis Pitman, Member


Robyn Driscoll, Member

(SEAL)
ATTEST:

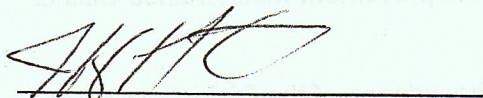
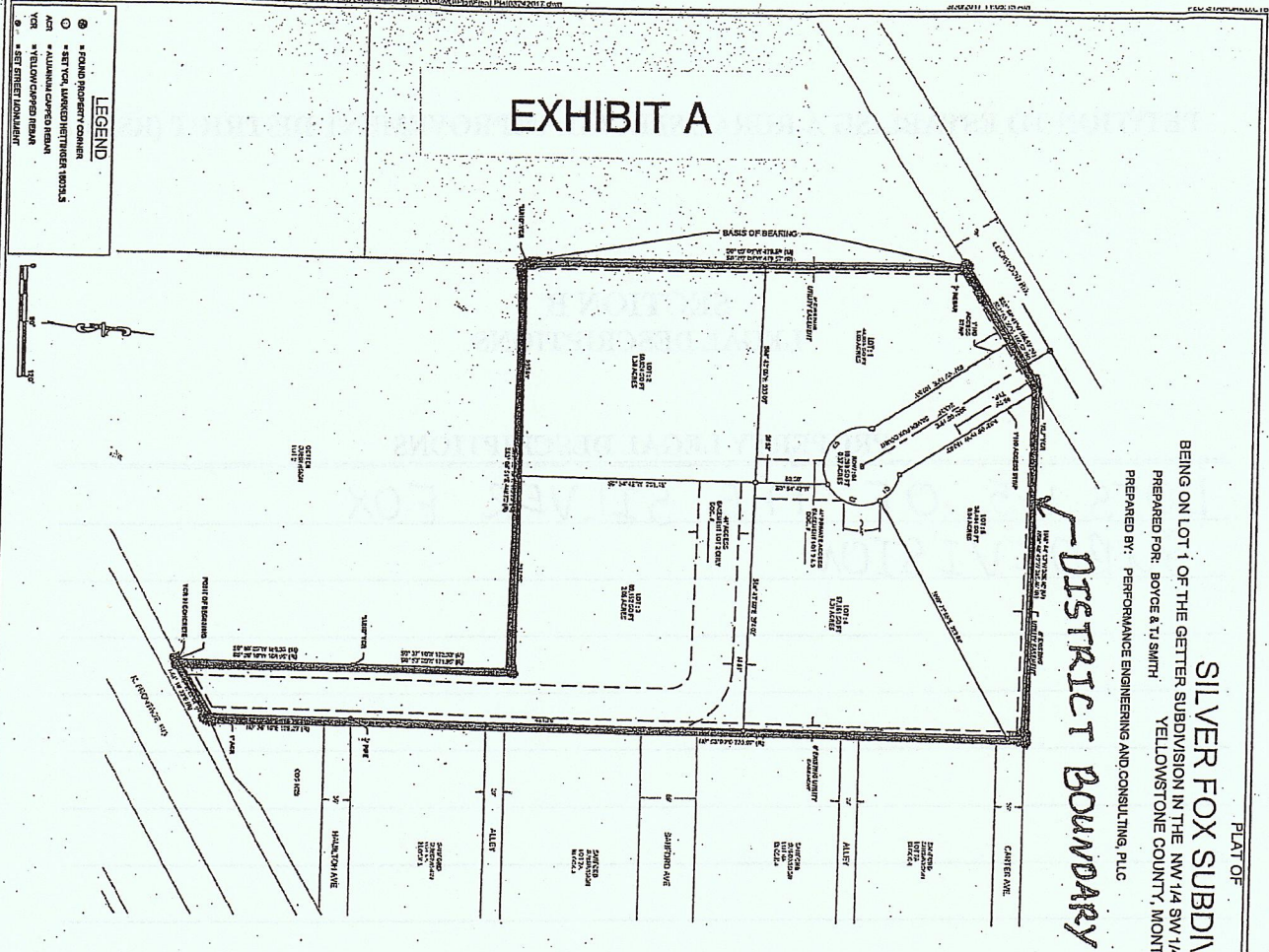

Jeff Martin, Clerk & Recorder
Yellowstone County, Montana

EXHIBIT A



- LEGEND**
- FOUND PROPERTY CORNER
 - SET BACK LINE/PROPERTY BOUNDARY
 - ▲ ALUMINUM CORNER MARK
 - ▽ YELLOW CONCRETE MARK
 - SET CORNER MARKER

SILVER FOX SUBDIVISION

BEING ON LOT 1 OF THE GETTER SUBDIVISION IN THE NW-1/4 SW-1/4 OF SECTION 25, T. 01 N., R. 28 E., P.M.M.,
YELLOWSTONE COUNTY, MONTANA

PREPARED BY: PERFORMANCE ENGINEERS AND CONSULTING, P.L.C.

DISTRICT BOUNDARY

PLAT OF
TOTAL AREA OF SUBDIVISION = 48.89 ACRES
MARCH, 2017

Curve Table

| Curve # | Length | Radius | Chord Bearing | Chord Distance |
|---------|--------|--------|---------------|-----------------------|
| C1 | 37.09 | 43.50 | 64.82 | 14.87 (27° 27' 27" E) |
| C2 | 69.45 | 43.50 | 81.47 | 14.87 (27° 27' 27" E) |
| C3 | 109.87 | 43.50 | 134.21 | 27.74 (27° 27' 27" E) |

COUNTY OF PLANTING
Deponent, I, _____, County Clerk, do hereby certify that the foregoing plat has been duly recorded and that all taxes and penalties have been paid.

RELEASE OF SURVEY RESTRICTIONS
Deponent, I, _____, Surveyor, do hereby certify that the release of survey restrictions has been duly recorded and that all taxes and penalties have been paid.

SEVERSION IMPROVEMENTS AGREEMENT
Deponent, I, _____, Surveyor, do hereby certify that the severion improvements agreement has been duly recorded and that all taxes and penalties have been paid.

UTILITY/DRAINAGE EASEMENT AGREEMENT
Deponent, I, _____, Surveyor, do hereby certify that the utility/drainage easement agreement has been duly recorded and that all taxes and penalties have been paid.

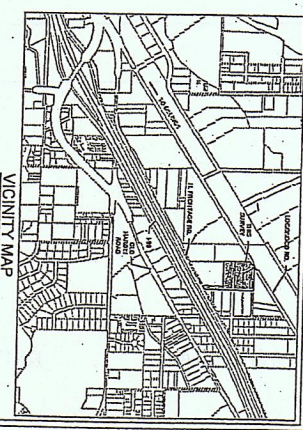
CERTIFICATE OF CITY/COUNTY HEALTH DEPARTMENT
The subdivision plat has been reviewed and approved by the Yellowstone County Health Department and the State Department of Environment Quality. Yellowstone County Health Department.

CERTIFICATE OF COUNTY TREASURER
I, _____, County Treasurer, do hereby certify that the foregoing plat has been duly recorded and that all taxes and penalties have been paid.

NOTICE OF APPROVAL
STATE OF MONTANA
County of Yellowstone
The plat has been approved by the Yellowstone County Board of Commissioners and is hereby approved and recorded in accordance with the provisions of the laws of the State of Montana.

CERTIFICATE OF COUNTY ATTORNEY
The document has been reviewed by the County Attorney and is deemed to be in accordance with the laws of the State of Montana.

CERTIFICATE OF RECORDATION
STATE OF MONTANA
County of Yellowstone
I, _____, County Clerk, do hereby certify that the foregoing plat has been duly recorded and that all taxes and penalties have been paid.



KNOW ALL BY THESE PRESENTS, That the undersigned owners of the foregoing described tract of land do hereby certify that they have caused to be prepared and recorded this plat and that the same is in accordance with the laws of the State of Montana and that the same is hereby approved and recorded in accordance with the provisions of the laws of the State of Montana.

CERTIFICATE OF APPROVAL
STATE OF MONTANA
County of Yellowstone
The plat has been approved by the Yellowstone County Board of Commissioners and is hereby approved and recorded in accordance with the provisions of the laws of the State of Montana.

BOARD OF COUNTY COMMISSIONERS
YELLOWSTONE COUNTY MONTANA
By: _____
By: _____
By: _____

CERTIFICATE OF SURVEYOR
I, _____, Surveyor, do hereby certify that the foregoing plat has been duly recorded and that all taxes and penalties have been paid.

SILVER FOX SUBDIVISION

7100 CONGRESS AVE. SUITE 100
BOZEMAN, MT 59717
PHONE: (406) 552-1111
WWW.PERFORMANCEENGINEERS.COM

PERFORMANCE ENGINEERS AND CONSULTANTS

1 OF 1

PETITION TO ESTABLISH A RURAL SPECIAL IMPROVEMENT DISTRICT (RSID)

SECTION B
LEGAL DESCRIPTIONS

PROPERTY LEGAL DESCRIPTIONS

LOTS 1-5 OF THE SILVER FOX
SUBDIVISION

EXHIBIT C

ESTIMATED ANNUAL MAINTENANCE COST

FALL MAINTENANCE:

| ACTIVITY | ESTIMATED COST |
|----------|----------------|
| | \$ |
| | \$ |

WINTER MAINTENANCE:

| ACTIVITY | ESTIMATED COST |
|-----------------------------|----------------|
| SNOW PLOWING (3 PLOWS/YEAR) | \$ 300.00 |
| | \$ |

SPRING MAINTENANCE:

| ACTIVITY | ESTIMATED COST |
|----------|----------------|
| | \$ |
| | \$ |

SUMMER MAINTENANCE:

| ACTIVITY | ESTIMATED COST |
|---------------------------|----------------|
| CHIP SEAL (EVERY 7 YEARS) | \$ 815.00 |
| | \$ |

TOTAL ESTIMATED ANNUAL MAINTENANCE COST: 1,115.00

EXHIBIT D
METHOD OF ASSESSMENT

CHOOSE A METHOD OF ASSESSMENT:

- Square Footage
- Equal Amount
- Front Footage
- Other (Describe)

EXHIBIT E

PROPOSED RURAL SPECIAL IMPROVEMENT DISTRICT
RECOMMENDATIONS FOR AD HOC COMMITTEE

| NAME | TELEPHONE NUMBER |
|--|---------------------|
| 1. <u>Boyce Smith</u> (Chairman) Printed Name- <u>[Signature]</u> Signature | <u>406-692 3884</u> |
| 2. <u>T. J. Smith</u> Printed Name <u>[Signature]</u> Signature | <u>406-690-5676</u> |
| 3. _____ Printed Name _____ Signature | _____ |
| 4. _____ Printed Name _____ Signature | _____ |
| 5. _____ Printed Name _____ Signature | _____ |

