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RESOLUTION CREATING RURAL SPECIAL IMPROVEMENT DISTRICT NO. 531

The following Resolution, introduced by Commissioner McClintock, who moved its adoption, was seconded by Commissioner Roberts, and was unanimously passed and adopted.

WHEREAS, a Resolution of Intention to create Rural Special Improvement District No. 531, being in a thickly populated district in Yellowstone County Yellowstone, designating the boundaries thereof as here and after said forth, was passed and adopted by the Board of County Commissioners of said County on the 27th day of April, 1971, which said Resolution of Intention now on file in the office of the Clerk and Recorder of said County, declared it to be the intention of the said Board of County Commissioners to Create Rural Special Improvement District No. 531; and

WHEREAS, the Board of County Commissioners of said County gave notice of the passage of the said Resolution of Intention by causing the same to be published in two issues of The Billings Times, a weekly newspaper published nearest the place where the said Rural Special Improvement District No. 531 is to be located, and also caused to be posted within the said boundaries of said district a copy of such notice in three public places, and a copy of such notice to be mailed to every person, firm or corporation owning real estate within the proposed district at their last known place of residence upon the same day that such notice was first published and posted, the first publication of said notice being on the 29th day of April, 1971, and a copy of said notice and proof of its posting, publishing and mailing having been filed with the County Clerk and Recorder of said County, and being identical with the notices prescribed and attached to the Resolution of Intention and made a part thereof, and said

notice describing the general character of the improvements so proposed to be made and containing the estimated cost thereof and designating Tuesday, the 18th day of May, 1971, at 10:00 o'clock A.M., of said day, as the time when, at the office of the County Commissioners in the Yellowstone County Courthouse at Billings, Montana, as the place where the said board would hear and pass upon all protests that might be made against the making of such improvements or the creation of such district, and the said notice referring to the Resolution of Intention on file in the office of the County Clerk and Recorder for the description of the boundaries of said proposed improvement district, and the number of said improvement district being stated in said notice; and

WHEREAS, the Board of County Commissioners of said County having met in regular session at the time and place stated in the said Resolution of Intention and said notice of the time for hearing of protests against the creation of said proposed district and against the making of said improvements, and there having been insufficient protests filed;

NOW, THEREFORE, in consideration of the premises,

BE IT HEREBY RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF YELLOWSTONE COUNTY, MONTANA:

1. That the Board of County Commissioners of Yellowstone County, Montana, deems itself to have acquired jurisdiction to order the proposed improvements; that there is hereby created a Rural Special Improvement District known and described as Rural Special Improvement District No. 531 in the County of Yellowstone, State of Montana, and that the general character and purpose of the improvements

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to be made in said district are as set forth in the petition on file herein, to which petition reference is hereby made for a more particular description of the improvements to be made;

2. That the public interest requires the creation of said improvement district, and that the board finds that those lands, hereinafter described, included in said district, will derive a benefit from the creation of said district.

3. That the name of the Engineer who is to have charge of said work is Mueller Engineering, Billings, Montana, and the Attorneys for said district are Hendrickson & Bishop, 320 Hart-Albin Building, Billings, Montana.

4. That the boundaries of the said Rural Special Improvement District shall include, and the same are hereby declared to include the following described property, which is the same property described in the petition on file herein, to-wit:

Beginning at the Northeast corner of Lot 3, Block 1, Yellowstone Club Acreage Tracts Subdivision; thence S 00°34' E along the east line of said subdivision a distance of 776.46 feet to a point that is located 120.0 feet north of the north line of Rimrock Road; thence S 89°26' W along a line parallel to and 120.0 feet north of the north line of Rimrock Road across Lot 1, Block 3, across Mickey Wright Lane, across Lots 4 and 3 of Block 2, across Arnold Palmer Drive, across Lot 1, Block 1 to an intersection with the west line of said subdivision; thence N 00°06' W a distance of 370.86 feet and N 06°45' W a distance of 369.37 feet along the west line of said subdivision to the northwest corner of said subdivision; thence N 77°30'30" E a distance of 182.0 feet and N 89°21' E a distance of 527.82 feet along the north line of said subdivision to the point of beginning.

The lots of said subdivision to be included in said Rural Special Improvement District are as follows:

Lots in Yellowstone Club Acreage Tracts Subdivision:

All of Lot 1, Block 1, except the southerly 120 feet thereof;

All of Lots 2 and 3, Block 1;

All of Lots 1, 2 and 5, Block 2;

All of Lots 3 and 4, Block 2, except the southerly 120 feet thereof; and

All of Lot 1, Block 3, except the southerly 120 feet thereof.

5. That the entire cost of the improvements to be installed in said district shall be assessed pro rata against all the property in said district and each lot or parcel of land in the district shall be assessed with that part of the total cost of the improvements which the area of said lot or parcel of land bears to the total area of all land within the district, exclusive of streets, alleys and public places.

6. That the said Special Improvement District No. 531 is hereby created for the purpose of making the following improvements in said district, to-wit:

For the purpose of installing cast iron water mains with all fittings, 24 1- inch house services, and excavation of streets to base grade, complete in place, to serve the property owners within the boundaries of said district, and pursuant to the drawings filed herein.

PASSED by the Board of County Commissioners of Yellowstone County, Montana, and approved by its Chairman this 18th day of May, 1971.

BOARD OF COUNTY COMMISSIONERS OF YELLOWSTONE COUNTY, MONTANA,

By: \_\_\_\_\_

*E. S. Carlson*

ATTEST:

*Merrill H. Klund*  
CLERK