

RESOLUTION 2016-19

**RESOLUTION TO CREATE THE RED FOX MEADOWS
COUNTY WATER AND/OR SEWER DISTRICT**

WHEREAS, the people of a county may organize a county water and/or sewer district by submitting a petition meeting the requirements of Section 7-13-2204, MCA; and

WHEREAS, the Lewis and Clark County Board of Commissioners (Commission) received a petition containing the signature of the sole real property owner within the boundaries of the proposed county water and/or sewer district; and

WHEREAS, the sole real property owner is a non-resident corporation; and

WHEREAS, no qualified electors exist within the boundaries of the proposed county water and/or sewer district; and

WHEREAS, the attached Exhibit "A" is a map of the proposed county water and/or sewer district boundaries; and

WHEREAS, the petition to create the Red Fox Meadows County Water and Sewer District is attached as Exhibit "B"; and

WHEREAS, on April 5, 2016, the Commission held a public meeting and set a public hearing for April 19, 2016, as required by Section 7-13-2205, MCA; and

WHEREAS, on April 19, 2016, the Commission held a public hearing to consider the petition and the signatures appearing thereon; and

WHEREAS, no written protests were filed with the Lewis and Clark County Clerk and Recorder protesting the proposed county water and/or sewer district; and

WHEREAS, the Commission approved the boundaries as proposed in the petition and shown on the attached Exhibit "A"; and

WHEREAS, an election to create the proposed water and/ or sewer district is not required because the petition was signed by all real property owners within the proposed district (Section 7-13-2208(3), MCA); and

NOW, THEREFORE, BE IT RESOLVED that the Commission determined that the petition complies with the requirements of Section 7-13-2206, MCA; and

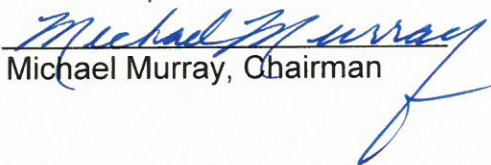


BE IT FURTHER RESOLVED that boundaries of the county water/or district shall include the properties shown on Exhibit "A" and identified in the petition in Exhibit "B;" and

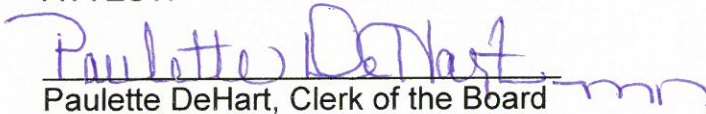
BE IT FURTHER RESOLVED that the Commission declares the territory enclosed within the boundaries duly organized as the Red Fox Meadows County Water and/or Sewer District.

DATED this 19 day of April, 2016.

LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS


Michael Murray, Chairman

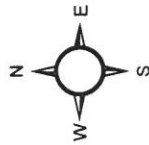
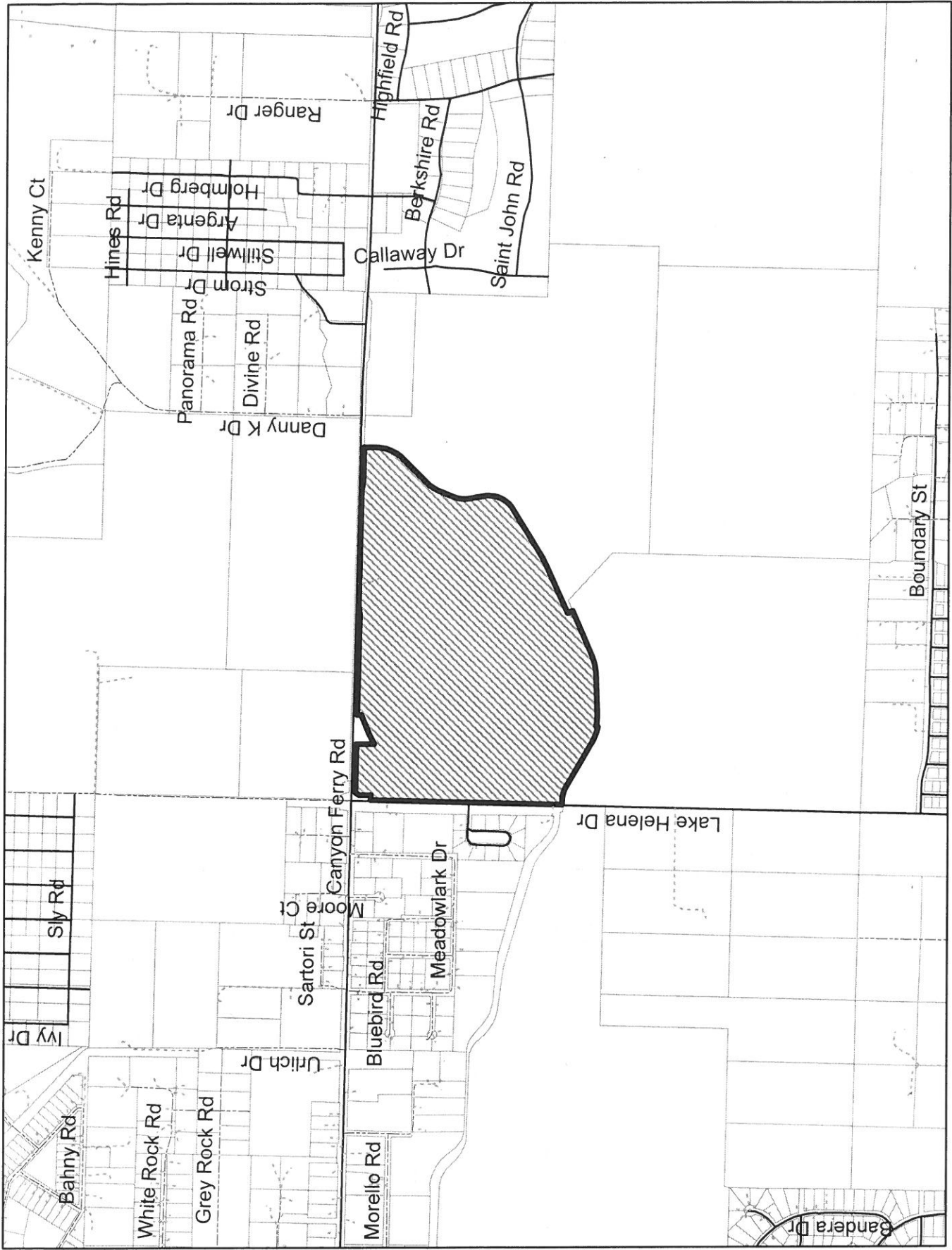
ATTEST:


Paulette DeHart, Clerk of the Board

Attachments: Exhibit "A", Exhibit "B"



Exhibit "A": Red Fox Meadows Water and Sewer District Boundaries



Legend

- Paved
- - - Unpaved
- - - Driveway
- ▨ Proposed District Boundary
- Parcel Boundaries

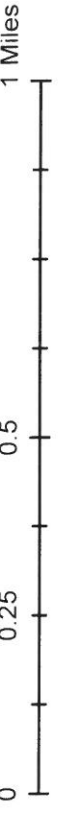


EXHIBIT A

Legal Description for Tract 4, C.O.S. 3268465

A tract of land located in the north half of Section 20, T.10N., R.2W., P.M.M., Lewis and Clark County, Montana, more particularly described as follows:

Beginning at a point on the west line of Section 20 from which the northwest corner of said Section 20 bears N.01°33'33"E., a distance of 656.79 feet, thence leaving said section line S.88°24'17"E., 52.93 feet along the Montana Department of Transportation Right-of-Way, the following eight (8) courses; thence N.01°42'24"E., 367.76 feet; thence N.15°45'53"E., 81.25 feet; thence N.01°39'47"E., 78.80 feet; thence N.32°06'25"E., 38.67 feet; thence N.61°23'16"E., 53.04 feet; thence S.88°43'04"E., 288.95 feet; thence N.77°05'46"E., 27.16 feet; thence S.88°40'02"E., 190.40 feet, to the boundary of Parcel No. 98 on the Montana Department of Transportation Project STPS 430-1(10)1; thence leaving said Right-of-Way and along said parcel boundary the next four (4) courses; S.01°16'24"W., 193.57 feet; thence N.67°40'26"E., 114.66 feet; thence N.74°12'38"E., 257.50 feet; thence N.01°15'33"E., 49.29 feet, returning to said Right-of-Way; thence leaving said parcel boundary and along said Right-of-Way the following five (5) courses; S.88°43'10"E., 889.77 feet; thence N.77°12'07"E., 148.96 feet; thence S.88°43'32"E., 1050.69 feet; thence S.74°42'01"E., 94.76 feet; thence S.88°25'51"E., 521.65 feet, to the centerline of the Helena Valley Irrigation Canal; thence leaving said Right-of-Way and along the centerline of said irrigation canal the following eleven (11) courses; S.01°13'00"W., 129.19 feet, to the beginning of a curve to the right having a Radius of 400.00 feet, a Delta Angle of 44°26'00", a Chord Bearing of S.23°26'00"W., a Chord Distance of 302.49 feet, for a Curve Length of 310.20 feet; thence S.45°39'00"W., 334.82 feet to the beginning of a curve to the left having a Radius of 400.00 feet, a Delta Angle of 23°00'00", a Chord Bearing of S.34°09'00"W., a Chord Distance of 159.49 feet, for a Curve Length of 160.57 feet; thence S.22°39'00"W., 157.94 feet to the beginning of a curve to the left having a Radius of 300.00 feet, a Delta Angle of 33°00'00", a Chord Bearing of S.06°09'00"W., a Chord Distance of 170.41 feet, for a Curve Length of 172.79 feet; thence S.10°21'00"E., 151.14 feet to the beginning of a curve to the right having a Radius of 300.00 feet, a Delta Angle of 69°12'00", a Chord Bearing of S.24°15'00"W., a Chord Distance of 340.71 feet, for a Curve Length of 362.33 feet; thence S.58°51'00"W., 541.74 feet to the beginning of a curve to the right having a Radius of 1000.00 feet, a Delta Angle of 07°26'00" a Chord Bearing of S.62°34'00"W., a Chord Distance of 129.65 feet, for a Curve Length of 129.74 feet; thence S.66°17'00"W., 543.36 feet; thence leaving centerline of said irrigation canal, S.23°37'08"E., 60.00 feet to the south boundary of the easement for said irrigation canal; thence along said canal easement boundary the following eight (8) courses; thence S.66°13'50"W., 512.21 feet to the beginning of a curve to the right having a Radius of 560.00 feet, a Delta Angle of 21°29'10", a Chord Bearing of S.77°01'44"W., a Chord Distance of 208.77 feet, for a Curve Length of 210.00 feet; thence S.87°42'02"W., 409.06 feet to the beginning of a curve to the right having a Radius of 560.00 feet, a Delta Angle of 13°52'58", a Chord Bearing of N.85°28'50"W., a Chord Distance of 135.36 feet, for a Curve Length of 135.69 feet; thence S.10°45'24"W., 9.87 feet to the beginning of a curve to the right having a Radius of 570.00 feet, a Delta Angle of 18°28'33", a Chord Bearing of N.69°07'46"W., a Chord Distance of 183.01 feet, for a Curve Length of 183.81 feet; thence N.59°56'51"W., 518.62 feet to the beginning of a curve to the right having a Radius of 330.00 feet, a Delta Angle of 28°29'48", a Chord Bearing of N.74°09'38"W., a Chord Distance of 162.44 feet, for a Curve Length of 164.13 feet; thence N.88°24'17"W., 62.43 feet, to the west line of Section 20; thence leaving said canal easement boundary and along said section line, N.01°33'33"E., 1562.83 feet, to the point of beginning.

Tract contains 165.038 acres along with and subject to any easements of record or implied.