

RESOLUTION 2013- 115

*Re-recorded to include
Corrected Attachment A!*

**A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL BENEFITED
PROPERTY WITHIN THE AMENDED PLAT OF LOTS 11B2A-3, 11B2A-4, & 11B2A-5
(AKA NORTH FORTY ESTATES) MAJOR SUBDIVISION RURAL IMPROVEMENT
DISTRICT NO. 2012-2**

WHEREAS, the Board of County Commissioners of Lewis and Clark County (the "County") has properly created a rural special improvement district (the "District") pursuant to Montana Code Annotated, Title 7, Chapter 12, Part 21, as amended (the "Act"), through Resolution 2013-7, and denominated Rural Special Improvement District No. 2012-2 (the "District"), and undertaken certain local maintenance to benefit property located therein; and

WHEREAS, Section 7-12-2158, MCA, provides that the Board of County Commissioners shall by resolution, levy and assess a tax upon all benefited property in a district created for such purpose; and

WHEREAS, Section 7-12-2161, MCA, provides that the Board of County Commissioners shall adopt a resolution levying and assessing all the property within the district with an amount equal to the whole cost of maintaining, preserving, or repairing the improvements within the district.; and

WHEREAS, Resolution 2013-7 provides a equitable method for assessing benefited properties based upon the benefits received; and

WHEREAS, the property owners of lots within Rural Improvement District Number 2012-2 were notified pursuant to Section 7-12-2159, MCA.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lewis and Clark County, that assessments shall be levied and assessed upon all benefited properties, within the boundaries of Rural Improvement District No. 2012-2.

BE IT FURTHER RESOLVED the maintenance fund shall be levied and assessed perpetually on an annual basis, until the Board of County Commissioners approves a subsequent/overriding resolution.

BE IT FURTHER RESOLVED that a description of each parcel of land, the name of each owner, if known, and the amount of each annual assessment is listed on Exhibit "A", attached hereto and made a part thereof. The special assessment for the costs maintenance shall be levied and assessed against properties in the District in accordance with the method of assessment referred to in Resolution 2013-7.

3252738 B: M48 P: 496 COUNTY
12/23/2013 04:33 PM Pages: 1 of 4 Fees: 0.00
Paulette DeHart Clerk & Recorder, Lewis & Clark MT



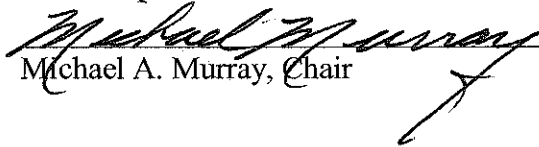
3252291 B: M48 P: 75 COUNTY
12/12/2013 02:14 PM Pages: 1 of 3 Fees: 0.00
Paulette DeHart Clerk & Recorder, Lewis & Clark MT



BE IT FURTHER RESOLVED that the assessment amount contained on attached Exhibit "A" shall be made in two equal payments by the day and month specified on the annual tax notice. Payments made after the specified dates shall be delinquent. Assessments will be placed on tax bills in the next available tax year.

DATED this 12 day of December, 2013.

BOARD OF COUNTY COMMISSIONERS
LEWIS AND CLARK COUNTY


Michael A. Murray, Chair



ATTEST:


Paulette DeHart, Clerk of the Board

EXHIBIT A

Property ID	Owner Name	Legal Description
199507204190000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 1, COS #3235817
199507204210000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 2, COS #3235817
199507204230000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 3, COS #3235817
199507204250000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 4, COS #3235817
199507204270000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 5, COS #3235817
199507204290000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 6, COS #3235817
199507204310000	SMITH LARRY KIM	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 7, COS #3235817
199507204330000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 8, COS #3235817
199507204350000	SMITH LARRY KIM	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 9, COS #3235817
199507204370000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 10, COS #3235817
199507204390000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 11, COS #3235817
199507204410000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 12, COS #3235817
199507204430000	FOUNDATION LLC	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 13, COS #3235817
199507204440000	SMITH LARRY KIM	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 14, COS #3235817

EXHIBIT A - Corrected Copy

Property ID	Owner Name	Legal Description	Annual Assessment
199507204190000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 1, COS #3235817	\$164.65
199507204210000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 2, COS #3235817	\$164.65
199507204230000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 3, COS #3235817	\$164.65
199507204250000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 4, COS #3235817	\$164.65
199507204270000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 5, COS #3235817	\$164.65
199507204290000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 6, COS #3235817	\$164.65
199507204310000	SMITH LARRY KIM	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 7, COS #3235817	\$164.65
199507204330000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 8, COS #3235817	\$164.65
199507204350000	SMITH LARRY KIM	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 9, COS #3235817	\$164.65
199507204370000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 10, COS #3235817	\$164.65
199507204390000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 11, COS #3235817	\$164.65
199507204410000	HAMLIN CONSTRUCTION & DEVELOPMENT CO	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 12, COS #3235817	\$164.65
199507204430000	FOUNDATION LLC	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 13, COS #3235817	\$164.65
199507204440000	SMITH LARRY KIM	NORTH FORTY SUBDIVISION, S07, T11 N, R03 W, Lot 14, COS #3235817	\$164.65