

RESOLUTION 2007 - 44

**A RESOLUTION TO CREATE THE ROSEMARY RURAL
IMPROVEMENT DISTRICT NO. 2007-1 FOR ROAD MAINTENANCE**

WHEREAS, a resolution of intention to create Rural Improvement District No. 2007-1 was adopted by the Board of County Commissioners on March 15, 2007, as Resolution 2007-29; and

WHEREAS legal notice of the passage of Resolution 2007-29 was mailed to property owners in the proposed district and printed in the local newspaper in accordance with the statutory requirements; and

WHEREAS, on May 1, 2007, the Board of County Commissioners held a public hearing and proceeded to hear all protests, comments, and other matters relating to the proposed district, and determined that the boundaries of the district benefit area and the method of assessment were equitable; and

WHEREAS, letters of protest were received but were deemed invalid due to the landowners waiving their right to protest creation of a rural improvement district; and

WHEREAS, even if the Board accepted the protest received, there was not sufficient protest to bar proceedings.

WHEREAS, the Board heard testimony from the landowners along Thomas Court who were willing to maintain Thomas Court through home owners association dues and did not want to be included in the RID for maintenance of Thomas Court.

WHEREAS, the Board removed the maintenance for Thomas Court from the RID but left the lots in for contribution to the maintenance of Rosemary Drive.

NOW, THEREFORE, BE IT RESOLVED by the Lewis and Clark County Board of County Commissioners that it does hereby create the Rosemary Rural Improvement District No. 2007-1 for the purpose of equitably funding road maintenance for Rosemary Drive, Sagebrush Drive, Thyme Road, Chad Road, Coleman Road and Parsley Road, located in Section 24, T11N, R4W, P.M.M., Lewis and Clark County.

BE IT FURTHER RESOLVED that said district will include those parcels of land abutting and/or accessing the roads and that the boundaries of the district are shown on Exhibit "A" and listed on Exhibit "B", attached hereto and made a part hereof. All lots within the district would benefit and would be assessed a flat fee for the improvements.

BE IT FURTHER RESOLVED that the lots in the Rosemary Addition will contribute to the maintenance of Rosemary Drive and not Thomas Court or the roads in Rosemary Acres.



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BE IT FURTHER RESOLVED that the lots in Rosemary Acres will be assessed for the maintenance of their roads and Rosemary Drive.

BE IT FURTHER RESOLVED that the engineer for the improvements is Stahly Engineering and Associates.

BE IT FURTHER RESOLVED that annual costs for said maintenance are \$7,751.60. Each option will be charged separately and the funds will be used for the maintenance of those specific roads. A different fund will be set up for each option to keep the money separate. Some landowners may have more than one charge on their tax bill. The charges for the options are as follows:

Fund 1: All Rosemary Acres Roads:	\$117.50 per lot (Rosemary Acres lots only)
Fund 2: Lower Rosemary Drive:	\$ 17.74 per lot (all lots)

All funds collected for the maintenance district shall be spent solely for the road maintenance activities in the Rosemary Rural Improvement District.

BE IT FURTHER RESOLVED that the maintenance activities could include contribution to a fund for future chip seal application, crack sealing, snow plowing, sanding, sweeping, weed control, lighting, and other maintenance and repair as necessary to preserve the road surfaces. The estimated annual cost for said maintenance varies and is outlined above. The County will serve only to coordinate the necessary work, collect the assessments, and disburse payments for the district; it is anticipated that the maintenance would be performed by a private contractor.

BE IT FURTHER RESOLVED that the maintenance district shall remain in effect in perpetuity or until such action by the Board of County Commissioners otherwise dissolves the district.

DATED this 15 day of July, 2007.

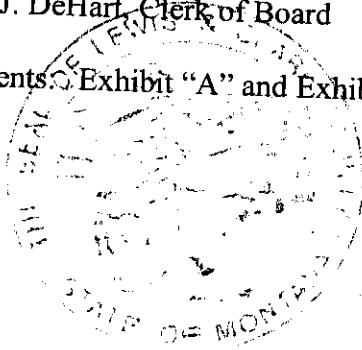
BOARD OF COUNTY COMMISSIONERS
LEWIS AND CLARK COUNTY

Michael A. Murray
Michael A. Murray, Chairman

ATTEST:

Paulette J. DeHart
Paulette J. DeHart, Clerk of Board

Attachments: Exhibit "A" and Exhibit "B"

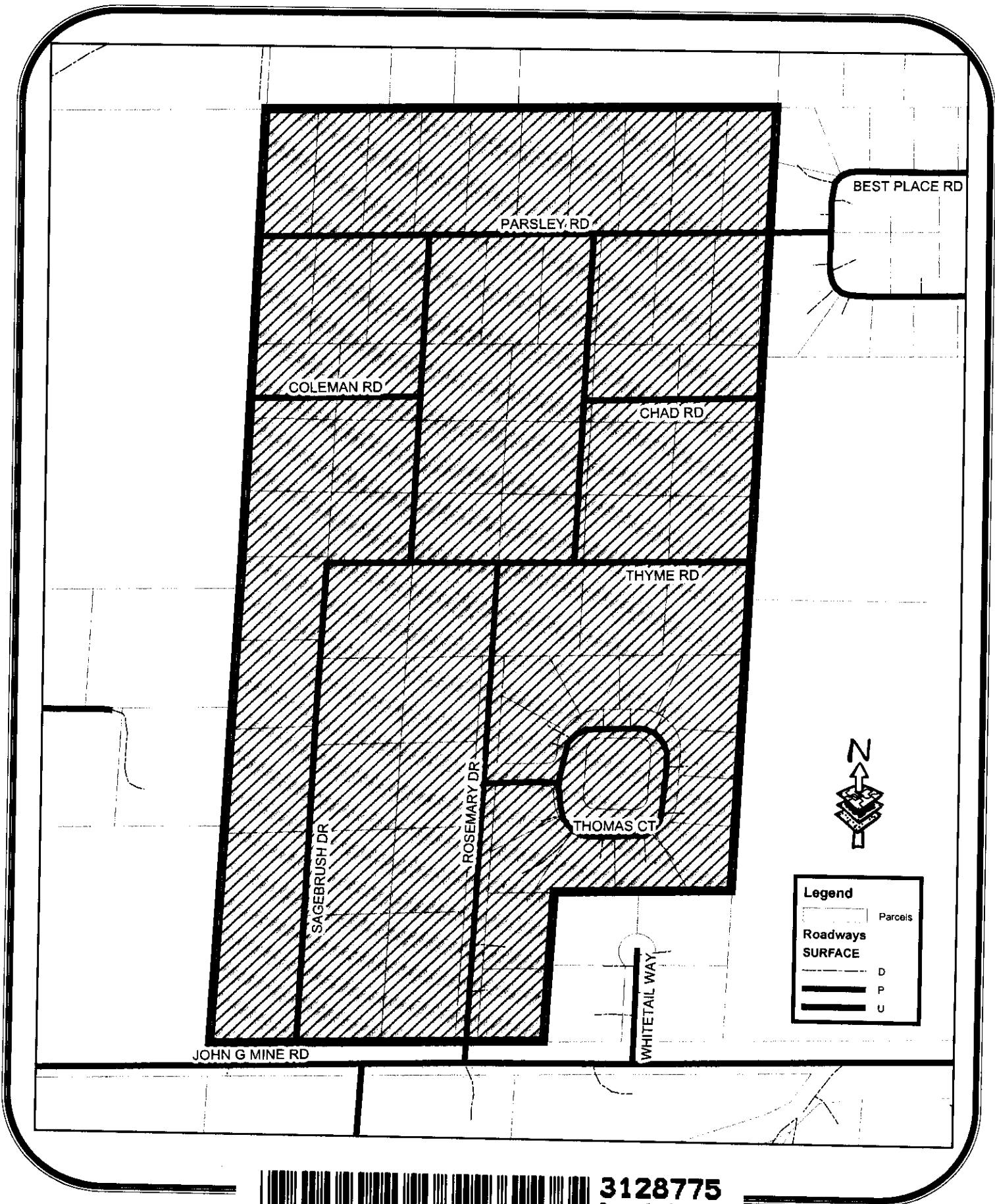


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EXHIBIT "A"



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ROSEMARY RURAL MAINTENANCE DISTRICT

EXHIBIT "B"

MAINTENANCE ASSESSMENTS

GEOCODE	LANDOWNER NAME	LEGAL DESCRIPTION1	MAINTENANCE ASSESSMENTS			TOTAL ANNUAL ASSESSMENT
			ALL ROSEMARY ACRES ROADS	LOWER ROSEMARY DRIVE ONLY	ROSEMARY ACRES	
199424403050000	TIENSVOID KIRK M & LESLIE A	ROSEMARY'S ADDN LT 14	\$0.00	\$17.74	\$17.74	\$17.74
199424403100000	SCHMIDT MATTHEW S & JUANITA M	ROSEMARY'S ADD LT 13	\$0.00	\$17.74	\$17.74	\$17.74
199424403150000	CHARLTON ROBERT T JR & PAMELA	ROSEMARY ADD LT 4	\$0.00	\$17.74	\$17.74	\$17.74
199424403200000	WHITE MARK J	ROSEMARY ADD LT 5	\$0.00	\$17.74	\$17.74	\$17.74
199424403250000	BOYER CONSTANCE A	ROSEMARY ADD LT 6	\$0.00	\$17.74	\$17.74	\$17.74
199424403300000	BRANSCUM HERCHEL T & JEAN A	ROSEMARY ADD LT 7	\$0.00	\$17.74	\$17.74	\$17.74
199424403350000	HILTUNEN CHRISTOPHER P & MELISSA A	ROSEMARY ADD LT 8	\$0.00	\$17.74	\$17.74	\$17.74
199424403400000	KEMP ROY P & DENISE	ROSEMARY ADD LT 9	\$0.00	\$17.74	\$17.74	\$17.74
199424403450000	BOUCHARD DELL R & KRISTIN M	ROSEMARY ADD LT 10	\$0.00	\$17.74	\$17.74	\$17.74
199424403500000	CADWELL LORI K	ROSEMARY ADD LT 11	\$0.00	\$17.74	\$17.74	\$17.74
199424403550000	ASKAM STEVEN A & BILLIE L	ROSEMARY ADD LT 12	\$0.00	\$17.74	\$17.74	\$17.74
199424403600000	DEBRAY HERMAN A	ROSEMARY ADD LT 1	\$0.00	\$17.74	\$17.74	\$17.74
199424403650000	MITCHELL KELLY A & CHERYL A	ROSEMARY ADD LT 2 COS #303509	\$0.00	\$17.74	\$17.74	\$17.74
199424403700000	HAAS GREG K & CARLA J	ROSEMARY ADD LT 3	\$0.00	\$17.74	\$17.74	\$17.74
199424407020000	VULK JESSE & GOETTLE	ROSEMARY ACRES LT A-1 AMENDED LT A1-1	\$117.50	\$17.74	\$135.24	\$135.24
199424407040000	ANDERSON MICHAEL A & SHERI D	ROSEMARY ACRES LT A-1 AMENDED LT A1-2	\$117.50	\$17.74	\$135.24	\$135.24
199424407060000	CANNEY JASON & CHRISTINE	ROSEMARY ACRES LT A-1 AMENDED LT A1-3	\$117.50	\$17.74	\$135.24	\$135.24
199424407070000	SCHWABAUER AARON L & LEAH R	ROSEMARY ACRES LT A-1 AMENDED LT A1-4	\$117.50	\$17.74	\$135.24	\$135.24
199424407080000	BALLANCE LAURA & NATHAN	ROSEMARY ACRES LT A-1 AMENDED LT A1-5	\$117.50	\$17.74	\$135.24	\$135.24
199424407090000	COLE MICHAEL D	ROSEMARY ACRES LT A-1 AMENDED LT A1-6	\$117.50	\$17.74	\$135.24	\$135.24
199424407100000	CROWDER JESSICA L & SAMPLES EMILY J	ROSEMARY ACRES LT A-1 AMENDED LT A1-7	\$117.50	\$17.74	\$135.24	\$135.24
199424407110000	MAZANEC TRACI D & MICHAEL T	ROSEMARY ACRES LT A-1 AMENDED LT A1-8	\$117.50	\$17.74	\$135.24	\$135.24
199424407120000	STEVENS CRAIG M & JESSICA L	ROSEMARY ACRES LT A-1 AMENDED LT A1-9	\$117.50	\$17.74	\$135.24	\$135.24
199424407130000	AUCHTERLONIE ROBIN	ROSEMARY ACRES LT A-1 AMENDED LT A1-10	\$117.50	\$17.74	\$135.24	\$135.24
199424407140000	VAN AKEN LENARD J & LYNN A	ROSEMARY ACRES LT A-1 AMENDED LT A1-11	\$117.50	\$17.74	\$135.24	\$135.24
199424407150000	ALM BRENT R & ANGELA M	ROSEMARY ACRES LT A-1 AMENDED LT A1-12	\$117.50	\$17.74	\$135.24	\$135.24
199424407160000	DAVIAU PAUL J & CONNIE J	ROSEMARY ACRES LT A-1 AMENDED LT A1-13	\$117.50	\$17.74	\$135.24	\$135.24
199424407170000	CORTEZ ANDRES & JAIME	ROSEMARY ACRES LT A-1 AMENDED LT A1-14	\$117.50	\$17.74	\$135.24	\$135.24
199424407180000	MCDONOUGH MARY J	ROSEMARY ACRES LT A-1 AMENDED LT A1-15	\$117.50	\$17.74	\$135.24	\$135.24
199424407190000	MITCHELL RANDALL C & CINDY M	ROSEMARY ACRES LT A-1 AMENDED LT A1-16	\$117.50	\$17.74	\$135.24	\$135.24
199424407200000	JARVIS NORMAN	ROSEMARY ACRES LT A-1 AMENDED LT A1-17	\$117.50	\$17.74	\$135.24	\$135.24



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ROSEMARY RURAL MAINTENANCE DISTRICT

EXHIBIT "B"

MAINTENANCE ASSESSMENTS

GEOCODE	LANDOWNER NAME	LEGAL DESCRIPTION 1	ALL ROSEMARY			TOTAL ANNUAL ASSESSMENT
			ACRES	ROADS	DRIVE ONLY	
199424407210000	LANE RICHARD J & FARAH J	ROSEMARY ACRES LT A-1 AMENDED LT A1-18	\$117.50		\$17.74	\$135.24
199424407220000	PICHELMAN LESLIE K & DEBRA A	ROSEMARY ACRES LT A-1 AMENDED LT A1-19	\$117.50		\$17.74	\$135.24
199424407230000	MATLOCK JAMES L & AMI K	ROSEMARY ACRES LT A-1 AMENDED LT A1-20	\$117.50		\$17.74	\$135.24
199424407240000	MORSE JEFFREY GREGG & SHAWNA MICHELE	ROSEMARY ACRES LT A-1 AMENDED LT A1-21	\$117.50		\$17.74	\$135.24
199424407250000	WOOD DANIEL RAY	ROSEMARY ACRES LT A-1 AMENDED LT A1-22	\$117.50		\$17.74	\$135.24
199424407260000	OLSON DEON RAY & JENNIFER HOPE	ROSEMARY ACRES LT A-1 AMENDED LT A1-23	\$117.50		\$17.74	\$135.24
199424407270000	LAMER CHAD R & ANN C	ROSEMARY ACRES LT A-1 AMENDED LT A1-24	\$117.50		\$17.74	\$135.24
199424407280000	ROLL JONATHAN J & AMY L	ROSEMARY ACRES LT A-1 AMENDED LT A1-25	\$117.50		\$17.74	\$135.24
199424407290000	SWANSON GARY & MILLER KATHLEEN J	ROSEMARY ACRES LT A-1 AMENDED LT A1-26	\$117.50		\$17.74	\$135.24
199424407300000	HILDENSTAB LENORE A	ROSEMARY ACRES LT A-1 AMENDED LT A1-27	\$117.50		\$17.74	\$135.24
199424407310000	O'REILLY H MAUREEN	ROSEMARY ACRES LT A-1 AMENDED LT A1-28	\$117.50		\$17.74	\$135.24
199424407320000	SHOEN JON V & JENNIFER T	ROSEMARY ACRES LT A-1 AMENDED LT A1-29	\$117.50		\$17.74	\$135.24
199424407330000	THOMPSON LEE W & JESSICA L	ROSEMARY ACRES LT A-1 AMENDED LT A1-30	\$117.50		\$17.74	\$135.24
199424407340000	ANDERSON STEPHEN L & THERESE M	ROSEMARY ACRES LT A-1 AMENDED LT A1-31	\$117.50		\$17.74	\$135.24
199424407350000	MCLAUGHLAN FRANCIS G JR & D'ETE	ROSEMARY ACRES LT A-1 AMENDED LT A1-32	\$117.50		\$17.74	\$135.24
199424407360000	COOPER WILLIAM D & KAY NOEL	ROSEMARY ACRES LT A-1 AMENDED LT A1-33	\$117.50		\$17.74	\$135.24
199424407370000	DORR JENNIFER J & STEVEN E	ROSEMARY ACRES LT A-1 AMENDED LT A1-34	\$117.50		\$17.74	\$135.24
199424407380000	HELLER LAWRENCE J & JOANN C	ROSEMARY ACRES LT A-1 AMENDED LT A1-35	\$117.50		\$17.74	\$135.24
199424407390000	KENNEDY JOHN & JENNIFER	ROSEMARY ACRES LT A-1 AMENDED LT A1-36	\$117.50		\$17.74	\$135.24
199424407400000	ANNAS PAMELA ZOE	ROSEMARY ACRES LT A-1 AMENDED LT A1-37	\$117.50		\$17.74	\$135.24
199424407410000	BAHNY BRENT N & BOBBIE J	ROSEMARY ACRES LT A-1 AMENDED LT A1-38	\$117.50		\$17.74	\$135.24
199424407420000	WARWICK SCOT D & LISA L	ROSEMARY ACRES LT A-1 AMENDED LT A1-39	\$117.50		\$17.74	\$135.24
199424407430000	HARRISON MICHAEL J JR	ROSEMARY ACRES LT A-1 AMENDED LT A1-40	\$117.50		\$17.74	\$135.24
199424407840000	HARREL CHRISTOPHER D & YULGA STEPHANIE M	ROSEMARY ACRES MINOR AMENDED LT A2	\$117.50		\$17.74	\$135.24
199424407870000	BRIGHT DONALD R JR & LARESA E	ROSEMARY ACRES MINOR AMEND LT A5	\$117.50		\$17.74	\$135.24
199424407900000	THEYS JEREMIAH & AMARA	ROSEMARY ACRES MINOR AMENDED LT A8	\$117.50		\$17.74	\$135.24
199424407950000	ATCHISON MICHAEL B & TENLEE G	ROSEMARY ACRES MINOR SUBD. LT B,	\$117.50		\$17.74	\$135.24
199424408010000	DEMERS GARY & MELISSA	ROSEMARY ACRES MINOR SUBD LT 3	\$117.50		\$17.74	\$135.24
199424408030000	KUNDA RAPHAEL J & KAYTHI TA	ROSEMARY ACRES MINOR AMEND LT A11	\$117.50		\$17.74	\$135.24
199424408060000	PHELAN TRACY M	ROSEMARY ACRES MINOR AMEND LT A10	\$117.50		\$17.74	\$135.24
199424408090000	LEMMON DAVID A & ANGELA ML	ROSEMARY ACRES MINOR AMEND LT A7	\$117.50		\$17.74	\$135.24



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ROSEMARY RURAL MAINTENANCE DISTRICT

EXHIBIT "B"

MAINTENANCE ASSESSMENTS

GEOCODE	LANDOWNER NAME	LEGAL DESCRIPTION1	ALL ROSEMARY		LOWER ROSEMARY		TOTAL ANNUAL ASSESSMENT
			ACRES	ROADS	DRIVE ONLY	ASSESSMENT	
199424408120000	LATKA MICHAEL R & KAREN J	ROSEMARY ACRES MINOR AMEND LT A4	\$117.50	\$17.74	\$135.24		
199424408150000	COATE CARSON LEE & NAYDIA STARR	ROSEMARY ACRES MINOR AMEND LT A3	\$117.50	\$17.74	\$135.24		
199424408180000	WOJTON JOSEPH M & DOROTHY A	ROSEMARY ACRES MINOR AMEND LT A6	\$117.50	\$17.74	\$135.24		
199424408210000	TOBEL BRAD C & STORMY J	ROSEMARY ACRES MINOR AMEND LT A9	\$117.50	\$17.74	\$135.24		
199424408240000	BLANKENSHIP DAVID	ROSEMARY ACRES MINOR SUBD LT C	\$117.50	\$17.74	\$135.24		
199424408270000	CORBALLY ANDREA & JOHN	ROSEMARY ACRES MINOR SUBD LT D	\$117.50	\$17.74	\$135.24		
			\$6,344.99	\$1,206.61	\$7,551.60		

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Information transferred from Department of Revenue records, March, 2007

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