

RESOLUTION 2009 - 66

**A RESOLUTION LEVYING AND ASSESSING A TAX UPON ALL BENEFITED
PROPERTY WITHIN THE SETTLER'S COVE RURAL IMPROVEMENT
DISTRICT NO. 1997-3**

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 1997-84, denominated Rural Special Improvement District No. 1997-3 (the "District"), and undertaken certain local improvements (the "Improvements") to benefit property located therein; and

WHEREAS, Section 7-12-2161, MCA, provides that the Board of County Commissioners may, before the first Monday in September of each year, pass and finally 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 1997-66 provides a equitable method for assessing benefited properties based upon the benefits received; and

WHEREAS, Resolution 2004-97 established assessments, prior to this resolution, as:

\$100.00	Developed lots fronting improved road surface
\$75.00	Developed lots fronting unimproved road surface
\$75.00	Undeveloped lots fronting improved road surface
\$62.50	Undeveloped lots fronting unimproved road surface

WHEREAS, a request to increase the assessments was received from an owner of property within the District; and

WHEREAS, the property owners of lots within the Settler's Cove Rural Improvement District 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 this resolution shall supersede Resolution 2004-97 and shall be levied and assessed upon all benefited properties, within the boundaries of Rural Improvement District No. 1997-3.

BE IT FURTHER RESOLVED that the assessments be levied as follows:

\$200.00	Developed lots fronting improved road surface
\$150.00	Developed lots fronting unimproved road surface
\$150.00	Undeveloped lots fronting improved road surface
\$125.00	Undeveloped lots fronting unimproved road surface

BE IT FURTHER RESOLVED the maintenance fund shall be levied and assessed perpetually until otherwise modified by a resolution passed by the County.



Lewis & Clark County

COUNTY

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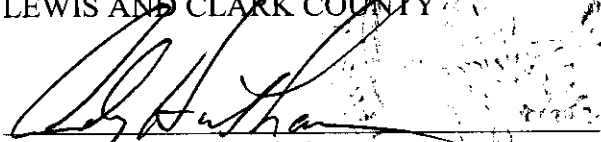
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BE IT FURTHER RESOLVED that a description of each parcel of land, the name of each owner, if known, and the amount of each estimated annual assessment is listed on Exhibit "A", attached hereto and made a part thereof.

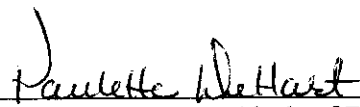
BE IT FURTHER RESOLVED that the assessment amount contained on attached Exhibit "A" shall be made in two equal payments by the day and month specified on the annual tax notice. Payments made after the specified dates shall be delinquent. Assessments will be placed on tax bills in the next available tax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

DATED this 2nd day of June, 2009.

BOARD OF COUNTY COMMISSIONERS
LEWIS AND CLARK COUNTY


Andy Hunthausen, Chair

ATTEST:


Paulette J. DeHart, Clerk of Board

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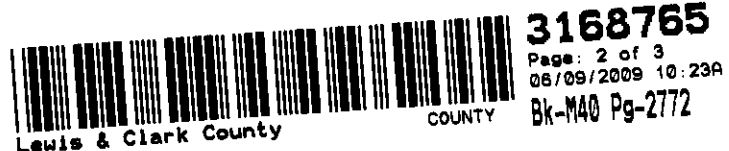



EXHIBIT 'A'

GEOCODE	LEGAL OWNER NAME	LEGAL DESCRIPTION	ASSESSMENT AMOUNT
199617201010000	PERRY FAMILY TRUST	TR E, S2SENW COS #294489	\$150.00
199617201050000	MORRIS JOAN L	TR D PER C/S #294489	\$150.00
199617301100000	LYMAN STEVE W & CANDICE M	TR IN NE4NE4SW4	\$150.00
199617301170000	BETO LOREN J & PENNE S	PARCEL A PER C/S #505571F	\$150.00
199617301200000	JOHNS LARRY R & JEANNE E	CROSS MINOR SUBD TR A PER C/S #459919/E FLEETWOOD 26X53 1991 TITLE #W388187	\$150.00
199617301300000	REHM BRENT K & MARY R	TR C IN N2SW4 PER COS #3098899	\$125.00
199617301350000	WENSTROM MERLE	TR B-1 IN N2SW4 PER COS #3098899	\$150.00
199618303030000	WENZEK RANDALL K & KATHLEEN N	TR 24, 95 AC	\$150.00
199618303050000	PETERSON GREGORY E	TR 25 SETTLERS COVE	\$200.00
199618303110000	SAPPINGTON KENNETH M & VICTORI	TR 26 1.00 AC	\$200.00
199618303130000	MCGEE STEPHEN B & KATHLEEN	SETTLERS COVE 1ST ADDN TR 27	\$200.00
199618303170000	STEGMANN RONALD F & DEANNE K	SETTLERS COVE TR 30	\$200.00
199618303190000	STEGMANN RONALD F & DEANNE K	TR 29 1.00 AC	\$200.00
199618303210000	HERRERA RICHARD	TR 28 1.00 AC	\$200.00
199618304010000	MARTIN ROBERT B & HALL ROBIN R	RON ZEILER SUBD LOT 1 PER COS 270558	\$200.00
199618304030000	GREAT DIVIDE HOME BUILDERS INC	ZEHLER SUBD LT 2	\$150.00
199618304050000	HYSTAD GERALD D & JANICE A	ZEHLER SUBD LT 3 C/S 270558	\$200.00
199618304070000	THOMPSON CARL R & BETTY J	ZEILER SUBD LT 4 COS #270558	\$200.00
199618401010000	MEYER RICHARD S & ANTOINETT	.81 AC	\$200.00
199618401030000	NETZ JAMES E SR & BETTY P & JAMES A &	SETTLERS COVE LT 5	\$200.00
199618401050000	BEEBE ARTHUR L & CAROLYN L	SETTLERS COVE ADDN LT 6, COS #236557	\$200.00
199618401090000	CHEEK JOHN B JR & DEBORAH M	1.13 AC	\$200.00
199618401110000	ROSENGREN HERBERT H & LUANN L	SETTLERS COVE LT 9 COS #236557	\$200.00
199618401130000	LYMAN WILLIAM R & MARLENE JOY	LT 10 .92 AC	\$200.00
199618401150000	AVERY CHARLES D & SHARON LEE	SETTLE COVE LT 11	\$200.00
199618401170000	GERTH JEFFREY N & APRIL E	.60 AC	\$200.00
199618401190000	CHAMBERLIN ROBERT R & SHIRLEY	SETTLERS COVE LT 13	\$200.00
199618401210000	DAVIS LOREN W	SETTLERS COVE LT 14 C/S 236557	\$200.00
199618401230000	WENZEK ARDELL & EILEEN HELEN	.50 AC	\$200.00
199618401250000	MCCULLOUGH RONALD A & SUSAN P	SETTLERS COVE LT 15B, COS #257706	\$200.00
199618401260000	WENZEK ARDELL & EILEEN HELEN	TR 1N SE	\$200.00
199618401270000	TUBBS MICHAEL J & JOHNETTE	.54	\$200.00
199618401290000	KOSTELECKY DONALD S & DONNA M	SETTLERS COVE ADDN LT 17	\$125.00
199618401310000	VAN VOAST TODD H	SETTLERS COVE SUB LT 18-19	\$250.00
199618401350000	CROSS KENNETH CHARLES	SETTLERS COVE LT 20	\$150.00
199618401450000	WILSON STEVEN W J & CLARA LOU	TR A PER C/S #495276E	\$150.00
199618402010000	ARNOLD ROY MASON	TR 1 1.00 AC	\$200.00
199618402030000	WILLMS KEVIN E & LYNDA EHLANG	TR 2 1.01 AC COS #271498	\$200.00
199618402070000	ROCCO EDWARD R & VICTORIA E	TR 3 1.35 AC	\$200.00
199618402110000	HILES GERALD L & DORIS L	TR 4 1.65 AC	\$200.00
199618402130000	BAKULA KRISTIN J	SETTLERS COVE MINOR ADD TR 5	\$200.00
199618402150000	HOEGLUND JOHN & SONJA	SETTLERS COVE LT 21	\$200.00
199619202050000	ANDERSON CLAUDIA F & SCHOPFER JOSEPH	TR IN SWSWNWSE 2.82AC	\$200.00
199619203030000	PETERSON JAMES E & LORRAINE	SETTLERS COVE 1ST ADD LT 23	\$200.00
199619203050000	OSTREM DAVID J & LORRAINE A	SETTLERS COVE SUB LT 1 *POA 10/16/01 M25-4390	\$200.00
19961730115AG00	LYMAN STEVE W & CANDACE M	SETTLERS COVE SUBD LTS 2-3 COS 236557	\$200.00
19961840140AG00	HOLLAND JASON	TR A COS #3110298	\$125.00
		TR B PER C/S #495276E	\$125.00
			\$9,050.00



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