

**A RESOLUTION TO CREATE RURAL IMPROVEMENT
DISTRICT NO. 2001-3 TO INCLUDE THE LOTS IN
THE SCHMIDTVILLE NO. 1 AND NO. 2 SUBDIVISIONS**

WHEREAS, a resolution of intention to create Rural Improvement District No. 2001-3 was adopted by the Board of County Commissioners on March 13, 2001, as Resolution 2001-23; and

WHEREAS, legal notice of the passage of Resolution 2001-23 was posted in the proposed district, mailed to property owners in the proposed district and printed in the local newspaper in accordance with the statutory requirements; and

WHEREAS, on April 10, 2001, 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, it was determined that there was not sufficient protest to bar proceedings; said protests constituting 13.64% of the cost of the proposed work.

NOW, THEREFORE, BE IT RESOLVED by the Lewis and Clark County Board of County Commissioners that it does hereby create the Schmidtville No. 1 and No. 2 Rural Improvement District No. 2001-3 for the purpose of equitably funding road improvements and maintenance within said district. The district shall remain in effect in perpetuity or until such action by the Board of County Commissioners otherwise dissolves the district.

BE IT FURTHER RESOLVED that the district shall include the lots developed as Schmidtville No. 1, Schmidtville No. 2, Sewell Tracts No. 2, Sewell Tracts No. 3, Minor Subdivision No. 32 and lots shown on Certificates of Survey No. 364949, 490932/O, and 455577/B, as identified on Exhibit "A", attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the improvements for Vallejo Road include reconstruction of road edges with an asphalt mat (as necessary), surface preparation, the application of an asphalt mat surface, and the application of a single application (single shot) of chipseal surfacing. The improvements for Lydia Road, Grace Drive, and Sandy Drive include reshaping and compaction of gravel surfaces.

BE IT FURTHER RESOLVED that the estimated annual costs for said improvements are \$15,986.70 for a period of ten (10) years. All funds collected for the improvement district shall be spent solely for the road improvements within the proposed district.

BE IT FURTHER RESOLVED that all properties within the district would benefit equally and would be assessed a flat fee for the improvements. Each geocode of record shall be assessed a flat fee of approximately \$242.22 per year for a period of ten (10) years, as shown and described on Exhibit "B".

BE IT FURTHER RESOLVED that a district for maintenance of the improvements shall be established, and that the boundaries of said maintenance district and the method of assessment for such maintenance shall be the same as the previously described improvement district.

BE IT FURTHER RESOLVED that the initial maintenance of the improvements may include pavement patching, crack sealing, sanding, street sweeping, snow plowing, drainage control, dust control, and signage. Additional maintenance activities could include resurfacing, and other maintenance and repair as necessary to preserve the road surfaces.

BE IT FURTHER RESOLVED that the estimated annual costs for said initial maintenance are \$3,696. Each geocode, as shown and described on Exhibit "B", shall be assessed approximately \$56.00 for said maintenance. This assessment will not provide for an adequate reserve for future chipseal applications or other maintenance. If a different level of maintenance is desired in the future, a description, cost estimate, and an assessment schedule would be developed and proposed through the required rate hearing procedure. All funds collected for the maintenance district shall be spent solely for the road maintenance activities within the proposed district.


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

DATED this 10th day of April, 2001.

BOARD OF COUNTY COMMISSIONERS
LEWIS AND CLARK COUNTY


Karolin J. Loendorf, Chair

ATTEST


Patlette J. DeHart, Clerk of Board

Attachments: Exhibit "A"
Exhibit "B"

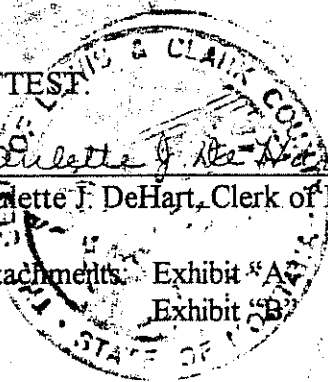


EXHIBIT "A"

PROPOSED SCHMIDTVILLE RD

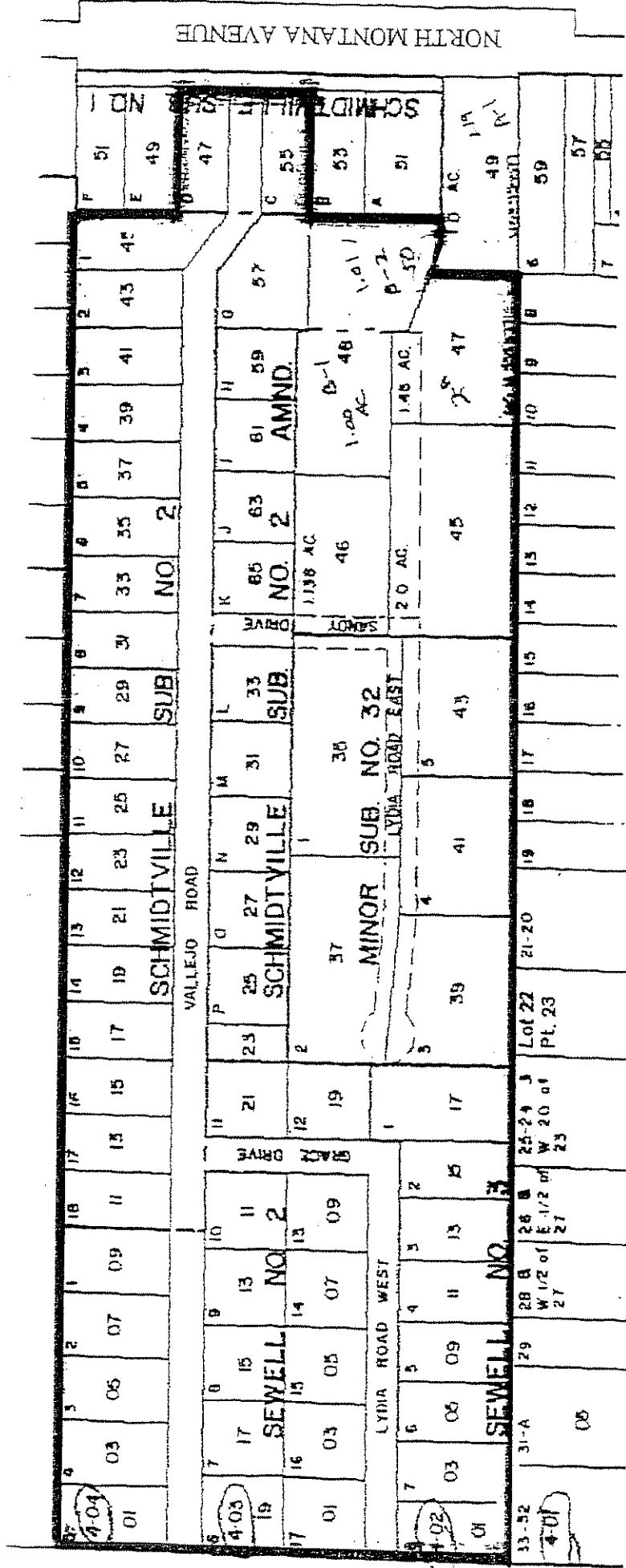


EXHIBIT "B" PROPOSED RID FOR SCHMIDTVILLE 1 & 2

GEOCODE	PROPERTY OWNER	LEGAL 1	OLD PIN	ANNUAL ASSESSMENTS IMPROVEMENT	MAINTENANCE
199531402010000	KNUTSON DELILAH E	SEWELL TR SUB #3:LT 8	000011855	\$242.22	\$56.00
199531402030000	WELDELE DARLENE	SEWELL SUB #3 LT 7 FLEETWOOD 14X60 1971	000012543	\$242.22	\$56.00
199531402050000	FARRELL DELORIS I	SEWELL TR #3 LT 6	000011891	\$242.22	\$56.00
199531402090000	FARRELL DELORIS I	SEWELL TR #3 LT 5	000030878	\$242.22	\$56.00
199531402110000	PURCELL ANN MARIE	GALLATIN 16X76 1976	000011922	\$242.22	\$56.00
199531402130000	PURCELL ANN MARIE	SEWELL TR SUB #3:LT 3	000030880	\$242.22	\$56.00
199531402150000	KEMMERER CHARLES G & HELEN D	SEWELL TR SUB #3:LT 2	000011899	\$242.22	\$56.00
199531402170000	LARSEN CHERYL J	SEWELL TR SUB #3:LT 1	000011953	\$242.22	\$56.00
199531402190000	PEAVEY CHARLES R & VERNICE ANN	SEWELL TR SUB 2 LT 12	000021523	\$242.22	\$56.00
199531402210000	HEER WILLIAM & JOYCE I	SEWELL TRS #2 LT 11	000012080	\$242.22	\$56.00
199531402230000	SANDER MARLIN L & SUSAN M	TR 65X150 WPT LTP	000012475	\$242.22	\$56.00
199531402250000	SANDER MARLIN L & SUSAN M	SCHMIDTVILLE SUB #2 LT P	000012304	\$242.22	\$56.00
199531402270000	FORKAN KEVIN A & DONNA R	SCHMIDTVILLE SUB #2 LT O	000011563	\$242.22	\$56.00
199531402290000	FOOS JOHN C JR. & LADONNA J	SCHMIDTVILLE SUB #2 LT N	000011664	\$242.22	\$56.00
199531402310000	VOEGELE MERLIN J	SCHMIDTVILLE #2 AMENDED LT M C/S253868	000012511	\$242.22	\$56.00
199531402330000	MOCK ROGER & KAREN	SCHMIDTVILLE SUB #2 LT L	000011666	\$242.22	\$56.00
199531402350000	STANGLAND LINDA L & JOHN R	MINOR SUBD #32 LT 1 COS # 270908	000012604	\$242.22	\$56.00
199531402370000	WRIGHT JOHN J	MINOR SUB #32:LT 2 TR IN S2SE	000012594	\$242.22	\$56.00
199531402390000	ANLIAN ROBIN L & SLEVIN JOHN A	MINOR SUBDIVISION #32 LT 3	000012373	\$242.22	\$56.00
199531402410000	ANDERSON LYMAN D & SHARROLL F	MINOR SUBD #32 LT 4	000012566	\$242.22	\$56.00
199531402430000	HENDERSON RICHARD L & ARLENE E	MINOR SUBD #32 LT 5	000012586	\$242.22	\$56.00
199531402450000	CARLSON DANIEL & ALICE	LT 1 2 AC	000017611	\$242.22	\$56.00
199531402460000	WINFIELD ROBERT E & LINDA L	TR IN SESE	000022877	\$242.22	\$56.00
199531402470000	RAWSON DANNY P & TAMMY M & NOLL DIANA J	SCHMIDT MINOR SUB LT 2-A COS 455577/B	000012314	\$242.22	\$56.00
199531402480000	KINCAID C MICHAEL & RACHEL	LT B-1 PER C/S #490932/0	000024827	\$242.22	\$56.00
199531402500000	TIELKING CHARLES A & TAMMY S (JT/ROS)	TR B-2 PER C/S #490932/0	000027393	\$242.22	\$56.00
199531402550000	KANTA JOHN J	SCHMIDTVILLE SUB #1:LT C; 0.475 AC	000011884	\$242.22	\$56.00
199531402570000	PERINO NICK JOHN & BARBARA I	SCHMIDTVILLE #1 LT G	000011696	\$242.22	\$56.00
199531402590000	STENGER LUCINDA S & STEPHEN A	SCHMIDTVILLE SUB #2 LT H	000011579	\$242.22	\$56.00
199531402610000	BINGHAM LAMONTE C & JEANETTE M	SCHMIDTVILLE SUB #2 LT I	000011423	\$242.22	\$56.00
199531402630000	GUSTOVICH RICHARD D & SHERRY N	SCHMIDTVILLE #2 AMND LT J	000011725	\$242.22	\$56.00
199531402650000	HOERNING DAVID M & SHELLI L	SCHMIDTVILLE SUB #2 LT K	000012109	\$242.22	\$56.00
199531403010001	SCHULTZ JAMES & KIMBER	SEWELL SUBD #2 LT 17	000017610	\$242.22	\$56.00
199531403030000	HENKEL GEORGE R JR & MITZI C	SCHULT	000042010	\$242.22	\$56.00
199531403050001	NOEL HARRY & POCHA DANIEL L	SEWELL SUBD #2 LT 15	000042011	\$242.22	\$56.00
199531403070000	POWERS MARTIN E	COLUMB	000011409	\$242.22	\$56.00
199531403090000	MARTIN HANS & PAT	SEWELL TR SUB #2:LT 13	000012021	\$242.22	\$56.00
199531403110000	CLAUSEN ALFRED W	SEWELL TRS #2 LT 10	000011527	\$242.22	\$56.00
199531403130000	BROUSSARD LEONARD J & WILLIE M	SEWELL TRS #2 LT 9	000011412	\$242.22	\$56.00
199531403150001	LEISHMAN TERENCE L & DOROTHY M	SEWELL TRS #2 LT 8	000011408	\$242.22	\$56.00

EXHIBIT "B" PROPOSED RID FOR SCHMIDTVILLE 1 & 2

GEOCODE	PROPERTY OWNER	LEGAL	OLD PIN	ANNUAL ASSESSMENTS IMPROVEMENT	MAINTENANCE
199531403170001	ALGRA FAMILY LIVING TRUST	SEWELL TRS #2 LT 7	000024823	\$242.22	\$56.00
199531403190001	ALGRA FAMILY LIVING TRUST	SEWELL TRS #2 LT 6	000011344	\$242.22	\$56.00
199531404010001	ALGRA FAMILY LIVING TRUST	SEWELL TRS #2 LT 5	000024822	\$242.22	\$56.00
199531404030001	ALGRA FAMILY LIVING TRUST	SEWELL TRS #2 LT 4	000024821	\$242.22	\$56.00
199531404050001	ALGRA FAMILY LIVING TRUST	SEWELL TRS #2 LT 3	000011345	\$242.22	\$56.00
199531404070000	EICKMEYER JAMES L	SEWELL TRS #2 LT 2	000012539	\$242.22	\$56.00
199531404090000	BRYANT DALE E	SEWELL TRS #2 LT 1	000011689	\$242.22	\$56.00
199531404110000	JOHNSON DUANE M & LYNNE M	SCHMIDTVILLE SUB #2 BLK 1 LT 18	000011462	\$242.22	\$56.00
199531404130000	TURNEY LARRY R & MARCI R	SCHMIDTVILLE #2 BLK 1 LT 17	000012235	\$242.22	\$56.00
199531404150000	ROBINSON KENT C & ROSE MARIE	SCHMIDTVILLE SUB #2 BLK 1 LT 16	000012273	\$242.22	\$56.00
199531404170000	HORNBACKER TIMOTHY C & LAVONNE	SCHMIDTVILLE SUB #2 BLK 1 LT 15	000011829	\$242.22	\$56.00
199531404190000	HOFFER JEFFREY T & ROBERTA J	SCHMIDTVILLE SUB #2 BLK 1 LT 14	000012445	\$242.22	\$56.00
199531404210000	HARRIS THOMAS L & SHARON Y	SCHMIDTVILLE SUB #2 BLK 1 LT 13	000011777	\$242.22	\$56.00
199531404230000	KOUTNIK RANDOLPH R & LAUREL A	SCHMIDTVILLE SUB #2 BLK 1 LT 12	000012501	\$242.22	\$56.00
199531404250000	OPITZ E JAMES & PATRICIA A	SCHMIDTVILLE SUB #2 BLK 1 LT 11	000011613	\$242.22	\$56.00
199531404270000	ONSTAD L JOHN & CONNIE J	SCHMIDTVILLE SUB #2 BLK 1 LT 10	000012392	\$242.22	\$56.00
199531404290000	HARDMAN MARTIN J & ROSE M	SCHMIDTVILLE SUB #2 BLK 1 LT 9	000011498	\$242.22	\$56.00
199531404310000	CLAUSEN PETE & PATSY I	SCHMIDTVILLE BLK 1 LT 8	000011715	\$242.22	\$56.00
199531404330000	LAMACH LEROY G & SHEENA S	SCHMIDTVILLE SUB #2 BLK 1 LT 7	000011471	\$242.22	\$56.00
199531404350000	RAPSTAD DAVID A & DEBID	SCHMIDTVILLE SUB #2 LT 6 BLK 1	000011656	\$242.22	\$56.00
199531404370000	PEPIN DAVID F & JANET C	SCHMIDTVILLE SUB #2 LT 5	000012216	\$242.22	\$56.00
199531404390000	KOFFMAN RICKEY E & BEVERLY A	SCHMIDTVILLE #2 AMND LT 4	000012126	\$242.22	\$56.00
199531404410000	HAMPER PATRICK J & TERRY S	SCHMIDTVILLE SUB #2 LT 3	000011384	\$242.22	\$56.00
199531404430000	MURGEL JOSEPH F & DONNA J	SCHMIDTVILLE #2 BLK 1 LT 2 COS# 254750	000011349	\$242.22	\$56.00
199531404450000	MARKLAND GRADY D & DIANE V	SCHMIDTVILLE #2 LT 1	000011655	\$242.22	\$56.00
199531404470000	COSLET RALPH	SCHMIDTVILLE SUB #1 LTD	000011971	\$242.22	\$56.00
				\$15,986.70	\$3,696.00

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BY *Shirley D. Stasch*

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