

RESOLUTION NO. 2007-110

A RESOLUTION OF INTENTION TO LEVY AN ASSESSMENT UPON BENEFITTED PROPERTY IN THE COUNTY OF LEWIS AND CLARK, MONTANA, RURAL IMPROVEMENT DISTRICT NO. 2005-3, TO DEFRAY THE COST OF MAKING AND ACQUIRING WASTEWATER IMPROVEMENTS THEREIN.

BE IT RESOLVED by the Board of County Commissioners of the County of Lewis and Clark (the "County"), Montana, as follows:

Section 1. Creation of District. By County Resolution No. 2005-83 the County passed its original resolution of intention to create Woodlawn Park Rural Improvement District No. 2005-03 and created such District under Resolution No. 2005-100. Subsequently, the County obtained additional information on costs and received a request to include Racetrack Meadows Subdivision Lots 47 and 48 in the District. By County Resolution No. 2007-83 (the "Amended Resolution of Intention") passed on the 17th day of July, 2007, the Board of County Commissioners of the County of Lewis and Clark described its intent to amend and recreate Rural Improvement District No. 2005-3 (the "District") for the purpose of benefitting property in the District described in Resolution No. 2007-83 by constructing certain water and wastewater and related improvements within the District.

Section 2. Application to Wastewater Improvements Only, Cost of Making or Acquiring the Wastewater Improvements and Method of Assessment. The County has received bids for the proposed wastewater improvements indicating that the total cost of the wastewater improvements to be funded by special assessments are estimated to be \$143,000, which includes approximately \$65,000 of improvements for the AGC Property. The County has not received final bids on the water improvements, therefore, the cost of water improvements is unknown at this time. This levy applies only to the proposed wastewater improvements in the District.

In County Resolution No. 2007-83 the Board of County Commissioners chose a method of assessment based on a per lot basis pursuant to Section 7-12-2151(a) MCA and based on Section 7-12-2151(e) for the AGC properties. The estimated principal assessment is \$15 per year per lot for the wastewater improvements within Woodlawn Addition and \$4,446 per year total for the AGC Properties. Resolution No. 2007-83 declared that the costs of the improvements would be payable over a term not exceeding twenty (20) years.

Section 3. Sale of Bonds for Improvements.

By Resolution No. 2007-83 the County announced its intention to issue Bonds for the costs of the Improvements and incidental expenses as defined in 7-12-2153, MCA, including a \$143,000 Rural Improvement District No. 2005-3 Wastewater Bond (the "Bond") to finance the costs of constructing certain wastewater improvements within the boundaries of the District. The county has received notice from the Montana Department of Natural Resources and Conservation ("DNRC") that DNRC will purchase a bond from the County for the District's wastewater project in the amount of \$143,000 with payments over 20 years and interest at the rate of 2 ¾% per year. Section 7-12-2176, MCA requires the County to add ½ of one percent per year to the average interest rate for the Bonds to determine the annual assessment.



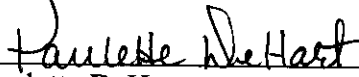
Section 4. Principal and Interest Assessments. The principal assessments per lot or parcel within the District for the Wastewater Bond are more particularly described in Exhibit "A" attached hereto. A description of each lot and parcel of land, with the Tax Identification Number and Owners Name, the amount of each annual payment to be made are also set forth in Exhibit "B" attached hereto. Payments of one half of such annual amount are due on November 30th and May 31st of each year and any payments made after such due date are delinquent. The County Clerk is directed to coordinate the special assessments with the County assessor's office.


Section 5. Intention to Levy and Assessment. The County hereby declares its intention to levy and assess the property as described in Exhibit "B" in accordance with Section 7-12-2158, MCA. Since the improvements will be maintained by the City of Helena, the County does not intend to currently levy any maintenance assessment.

Section 6. Publication of Notice of Resolution for Tax Levy. The County Clerk & Recorder will sign and publish a notice stating that the County intends to levy the special assessment to defray the costs of improvements and stating that a copy of this Resolution, including Exhibit "C", is on file in the Clerk's Office and subject to inspection. The notice shall be published twice in the Helena Independent Record; mailed to the owner of each lot or parcel of land to be assessed; and mailed to such other persons known to the Clerk to have an ownership interest in the property. Such notice shall state the time and place at which objections to the final adoption of this resolution will be heard by the Board of County Commissioners. The time for such hearing shall be October 2, 2007 at 9:00 a.m. in Room 330 of the City/County Building, 316 N. Park, Helena, MT. At the time so fixed that the Board of County Commissioners shall meet and hear all objections to the final passage of this resolution. A copy of the final passage of the resolution levying the assessment shall be delivered to the County Clerk/Treasurer within 2 days after its passage.

Passed this 6th day of September, 2007.

ATTEST:


Paulette DeHart
County Clerk and Recorder


Michael A. Murray, Chairman

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Lewis & Clark County

COUNTY

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EXHIBIT "A"

A tract of land known as "Woodlawn Park Addition" and located in the SW1/4, SE1/4 Section 13, Township, 10 North, Range 4 West, P.M.M., Lewis and Clark County, Montana, and more particularly described by:

Lot 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, and 48 in Block 1;

Lot 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, and 48 in Block 2;

Lot 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, and 48 in Block 3

Lot 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12A, 13A, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, and 48 in Block 4;

Lot 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, and 48 in Block 5;

Lot 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, and 48 in Block 6;

Lot 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, and 48 in Block 7;

Lot 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, and 48 in Block 8;

AND

Parcel D shown on Certificate of Survey #447163/O less B & S Deed M10-9289 in the NW1/4 SE1/4, Section 13; Township, 10 North, Range 4 West;

Racetrack Meadows Subdivision, Lots 47-48 in the SE1/4 SE1/4, Section 14; Township, 10 North, Range 4 West.

WOODLAWN PARK RID NO. 2005-3

EXHIBIT "B"

ESTIMATED ANNUAL
DEBT SERVICE COSTS

WASTEWATER

GEOCODE	PROPERTY LOCATION	PROPERTY OWNER	LEGAL DESCRIPTION	ESTIMATED ANNUAL DEBT SERVICE COSTS
188713401030000	40 WCUSTER AVE	DAVIDSONS & SONS INC	WOODLAWN PARK ADDN BLK 2 LTS 37-48	\$180.00
188713401050000	70 WCUSTER AVE	SPIEKER JOSEPH H & JUDY M	WOODLAWN PARK ADDN BLK 2 LTS 32-36	\$75.00
188713401070000	80 WCUSTER AVE	SPIEKER JOSEPH H & JUDY M	WOODLAWN PARK ADDN BLK 2 LTS 25-31 COS #562379/T	\$105.00
188713401110000	3150 MITCHELL AVE	PALLISTER STEVEN & JOAN	WOODLAWN PARK ADDN BLK 2 LTS 19-24 COS #562379/T	\$90.00
188713401130000	0 DUNBAR AVE	CALVARY CHAPEL OF HELENA INC	WOODLAWN PARK ADDN BLK 2 LTS 16-18 PER COS #562379/T	\$45.00
188713401150000	75 DUNBAR AVE	CALVARY CHAPEL OF HELENA INC	WOODLAWN PARK ADDN BLK 2 LTS 12-15 COS #562379/T	\$60.00
188713401170000	55 DUNBAR AVE	CALVARY CHAPEL OF HELENA INC	WOODLAWN PARK ADDN BLK 2 LTS 8-11	\$60.00
188713401190000	4 WCUSTER AVE	CALVARY CHAPEL OF HELENA INC	WOODLAWN PARK ADDN BLK 2 LTS 1-7	\$105.00
188713402010000	104 WCUSTER AVE	LEMIEUX PAMELA A & JAMES D	WOODLAWN PARK ADDN BLK 1 LTS 40-48	\$135.00
188713402060001	118 WCUSTER AVE	KOSENSA DONALD E & ARDITH D	WOODLAWN PARK ADDN BLK 1 LTS 10-12 & 31-39	\$180.00
188713402090000	3104 GREEN MEADOW DR	STAV KEITH A	WOODLAWN PARK ADDN BLK 1 LTS 25-30 LESS HWY RW	\$90.00
188713402110000	121 DUNBAR AVE	KERCHEMER GERALD A	WOODLAWN PARK ADDN BLK 1 LTS 21-24	\$60.00
188713402130000	3104 GREEN MEADOW DR	STAV KEITH A	WOODLAWN PARK ADDN BLK 1 LTS 13-20	\$120.00
188713402190000	0 UNKNOWN	SCHARF JACK L & MARJIE R	WOODLAWN PARK ADDN BLK 1 LTS 1-9	\$135.00
188713403010000	30 DUNBAR AVE	HERRIN THOMAS H & PATRICIA D	WOODLAWN PARK ADDN BLK 3 LTS 43-48	\$90.00
188713403090000	76 DUNBAR AVE	HERRIN THOMAS H & PATRICIA D	WOODLAWN PARK ADDN BLK 3 LTS 31-42	\$180.00
188713403130000	78 DUNBAR AVE	HAYNES JORDAN D & CARLEE M	WOODLAWN PARK ADDN SUB BLK 3 LTS 25-30	\$90.00
188713403230000	3180 MITCHELL AVE	JACKSON DAVID L	WOODLAWN PARK ADDN BLK 3 LOTS 23-24	\$30.00
188713403250000	19 WILLOW AVE	TODE ANDREW D & AUGILA M	WOODLAWN PARK ADDN BLK 3 LTS 16-22	\$105.00
188713403300000	11 WILLOW AVE	SWENSON RUTH A	WOODLAWN PARK ADDN BLK 3 LTS 9-15	\$105.00
188713403340000	0 UNKNOWN	HERRIN THOMAS H & PATRICIA D	WOODLAWN PARK ADDN BLK 3 LT 8	\$15.00
188713403350000	0 UNKNOWN	HERRIN THOMAS H & PATRICIA D	WOODLAWN PARK ADDN BLK 3 LTS 1-7	\$105.00
188713404010000	102 DUNBAR AVE	FOSTER PATRICIA S	WOODLAWN PARK ADDN BLK 4 LOTS 44-48	\$75.00
188713404050000	0 UNKNOWN	FOSTER PATRICIA S	WOODLAWN PARK ADDN BLK 4 LOTS 41-43	\$45.00
188713404070000	108 DUNBAR AVE	ZUFELT CAMIE S & MICHAEL A	WOODLAWN PARK ADDN BLK 4 LOTS 37-40	\$60.00
188713404110000	112 DUNBAR AVE	FRANCIS GWEN R	WOODLAWN PARK ADDN BLK 4 LTS 33-36	\$60.00
188713404130000	114 DUNBAR AVE	CLAYTON DAVID G	WOODLAWN PARK ADDN BLK 4 LTS 29-32	\$60.00
188713404150000	3168 GREEN MEADOW DR	CHRISTISON JEFFREY A & MURPHY CRYSTAL R	WOODLAWN PARK ADDN BLK 4 LTS 25-28	\$60.00
188713404170000	119 WILLOW AVE	MCDONALD JAMES D	WOODLAWN PARK ADDN BLK 4 LTS 16-24	\$135.00
188713404190000	121 WILLOW AVE	HINTON JANET	WOODLAWN PARK ADDN BLK 4 LTS 13A-15 PER COS 581507	\$45.00
188713404220000	0 WILLOW AVE	O'NEAL VIDA F REVOCABLE LIVING TRUST	WOODLAWN PARK ADDN BLK 4 LTS 10-12A COS 581507	\$45.00
188713404250000	105 WILLOW AVE	BALSLEY PHILL R	WOODLAWN PARK ADDN BLK 4 LTS 6-9	\$60.00
188713404270000	0 UNKNOWN	WELLS FARGO BANK MONTANA N A TRUSTEE OF	WOODLAWN PARK ADDN BLK 4 LTS 1-5	\$60.00
188713405010000	0 UNKNOWN	THERRIAULT BRIAN T & DAWN	WOODLAWN PARK ADDN BLK 6 LTS 31-48	\$270.00

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WOODLAWN PARK RID NO: 2005-3

EXHIBIT "B"

ESTIMATED ANNUAL
DEBT SERVICE COSTS

GEOCODE	PROPERTY LOCATION	PROPERTY OWNER	LEGAL DESCRIPTION	WASTEWATER
188713405110000	0 UNKNOWN	TERRIAULT BRIAN T & DAWN	WOODLAWN PARK ADDN BLK 6 LTS 1-12	\$180.00
188713405150000	0 UNKNOWN	HANNESSON RICHARD G SR	WOODLAWN PARK ADDN BLK 6 LOTS 29-30	\$30.00
188713405170000	3204 MITCHELL AVE	HORN WILLIAM J	WOODLAWN PARK ADDN BLK 6 LTS 25-28	\$60.00
188713405190000	3208 MITCHELL AVE	HALL MICHAEL H & DIANA J	WOODLAWN PARK ADDN BLK 6 LTS 19-24	\$90.00
188713405230000	15 REED AVE	CLARK NANCY A	WOODLAWN PARK ADDN BLK 6 LTS 13-18	\$90.00
188713406010000	112 WILLOW AVE	DALLAS DONALD M	WOODLAWN PARK ADDN BLK 5 LTS 28-32	\$75.00
188713406030000	108 WILLOW AVE	MURRAY ROY A & DANITA F	WOODLAWN PARK ADDN BLK 5 LT 37-40	\$60.00
188713406050000	110 WILLOW AVE	WATTS ROBERT RAYMOND	WOODLAND PARK ADDN BLK 5 LTS 33-36	\$60.00
188713406100000	104 WILLOW AVE	PAYNTER JUDY M	WOODLAWN PARK ADDN BLK 5 LTS 41-48	\$120.00
188713406150000	115 REED AVE	BILLINGTON GERALD L & JUDITH C	WOODLAWN PARK ADDN BLK 5 LTS 8- 17	\$150.00
188713406170000	121 REED AVE	AMDAHL VIRGINIA M	WOODLAWN PARK ADDN BLK 5 LTS 18-24	\$105.00
188713406200000	116 WILLOW AVE	DALLAS DONALD M	WOODLAWN PARK ADDN BLK 5 LTS 25-27	\$45.00
188713406210000	3209 MITCHELL AVE	ROOT MICHAEL J & MARY E	WOODLAWN PARK ADDN BLK 5 LTS 1-7	\$105.00
188713407110000	3212 MITCHELL AVE	TOVEY GLADYS M	WOODLAWN PARK ADDN BLK 7 LT 25-29	\$75.00
188713407150000	3216 MITCHELL AVE	ALLISON VIRGIL E & CHARLOTTE	WOODLAWN PARK ADDN BLK 7 LTS 21-24	\$60.00
188713407250000	0 UNKNOWN	HURNI DONALD C & WILMA K	WOODLAWN PARK ADDN BLK 7 LT 2-4	\$45.00
188713407270001	0 UNKNOWN	CLANCY DENNIS	WOODLAWN PARK ADDN BLK 7 LT 1	\$15.00
188713408010000	0 UNKNOWN	CREACH JACK M JR	WOODLAWN PARK ADDN BLK 8 LTS 1-17 & 41-48	\$375.00
188713408050000	104 REED AVE	CREACH JACK M JR	WOODLAWN PARK ADDN BLK 8 LTS 37-40	\$60.00
188713408080000	104 REED AVE	CREACH JACK M JR	WOODLAWN PARK ADDN BLK 8 LTS 32-36	\$75.00
188713408110000	120 REED AVE	COLE WILLIAM D	WOODLAWN PARK ADDN BLK 8 LTS 29-31	\$45.00
188713408130000	3280 GREEN MEADOW DR	WELCH JEFFERY P & JODY L	WOODLAWN PARK ADDN BLK 8 LT 25-28	\$60.00
188713408150000	3216 GREEN MEADOW DR	JTA PROPERTIES LLP	WOODLAWN PARK ADDN BLK 8 LTS 18-24	\$105.00
188713410150000	3300 GREEN MEADOW DR	JTA PROPERTIES LLP	PARCEL D, COS #4471630 IN NW4SE4 LESS B & S DEED M10-9289 IN NWSE SEC 13, T10N, R4W	\$90.00
188714401090001	3100 HORSESHOE BEND RD	LABORERS A G C TRAINING PROGRAM	RACETRACK MEADOWS SUB LTS 47-48 IN THE SESE SEC 14, T10N, R4W	\$4,446.00

Date: August 31, 2007

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EXHIBIT "C"

NOTICE OF PASSAGE OF RESOLUTION OF INTENTION TO LEVY ASSESSMENTS FOR COUNTY OF LEWIS AND CLARK, MONTANA, RURAL IMPROVEMENT DISTRICT NO. 2005-3 WASTEWATER BOND AND PROVIDING FOR A HEARING

Notice is hereby given that on September 6, 2007, the County Commissioners of the County of Lewis and Clark (the "County"), Montana, adopted its Resolution No. 2007-110 which was a resolution of intention to levy special assessments for Rural Improvement District No. 2005-3 (the "District") wastewater improvements. Such Resolution is on file with the County Clerk and Recorder and has a description of the amount to be levied for each parcel within the District, based on a principal assessment of \$15 per year per lot within the Woodlawn Addition and \$4,446 per year total for the AGC Properties.

The Resolution also called for a hearing on any objections to the levy at 9:00 a.m., in Room 330 of the City/County Building, 316 N. Park, Helena, Montana on October 2, 2007, where owners of property in the District may protest the assessment. Any questions about this Notice will be answered by Marni Bentley, Lewis and Clark County Community Development, (406) 447-8375.

COUNTY CLERK AND RECORDER
COUNTY LEWIS AND CLARK, MONTANA

/s/ Paulette DeHart

Published once a week for 2 weeks
on September 9 and September 16, 2007,
and sent to all owners of property in the District.



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