

Section 4, That the District included within said boundary, ~~and the~~ and the area described therein is hereby declared to be the District and the property benefitted by said improvement and the real estate and premises therein described, and therein included is hereby declared to be the property to be assessed for the cost and expenses of making such improvements therein.

Section 5. The general nature and character of the proposed improvements to be made in said District is the building and construction of a sanitary sewer system to serve the property owners and ~~in~~ inhabitants thereof and to benefit the public health and safety.

Section 6. That the estimated cost, including all engineering fees, is approximately \$48,000, which sum is approximately \$.0256, per square foot, payment thereof to be spread over a period of 20 years.

Section 7. That upon the passage and approval of this Resolution, the City Clerk of the City of Polson, Montana, is hereby directed to give notice, by publication and by mailing, as provided by Section 11-2204 of the Revised Codes of Montana, 1947.

PASSED AND APPROVED this 2nd day of October, 1967.

ATTEST:

By, Don Corrigan  
Mayor.

By Walter E. Maddy.  
City Clerk.

RESOLUTION NO. 255.

A RESOLUTION CREATING SPECIAL IMPROVEMENT SEWER DISTRICT NO. 12 OF THE CITY OF POLSON, MONTANA, DEFINING THE BOUNDARIES OF THE SAME. STATING THE GENERAL CHARACTER OF THE IMPROVEMENTS TO BE MADE, THE ISSUANCE OF BONDS IN PAYMENT THEREOF, THE MANNER OF THEIR SALE. AND PROVIDING FOR THE ASSESSMENT OF THE COST OF SUCH CONSTRUCTION AND THE APPROXIMATE COST THEREOF.

WHEREAS, The City Council of the City of Polson, Montana, did on the 2nd day of October, 1967, in a regular session pass a Resolution of intention No. 254 to create Special Improvement Sewer District No. 12 within the said City of Polson, Montana. and the District proposed to be created rhereby, and

WHEREAS, pursuant to said Resolution, the City Council caused a Notice of passage and adoption of said Resolution to be published in the Flathead Courier, a weekly newspaper, published in the City of Polson, Montana, on the 19th day of October, 1967, being a period of more than fifteen (15) days preceding ~~in~~ the 6th day of November, 1967, and

WHEREAS, the City Clerk of the City of Polson, Montana, on the 19th day of October, 1967, the same being the same day said notice was first published in the Flathead Courier, mailed to each and every person, firm, corporation, or agent of such firm, having property within said proposed District, and directed to the last known address of such person, firm, corporation or agent, a notice of passage and adoption of said Resolution of Intention to create Special Improvement Sewer District No. 12, and

Whereas, said notice was published and mailed, as aforesaid describing the general character of the improvement to be made in said District, the estimate cost thereof, and designating the time and place where said City Council of the City of Polson, Montana, would head and pass upon all protests made against the making of said improvement or creating od said District, and which notice referred to said Resolution No. 254 on file in the office of the City Clerk for a description of the boundaries of said Special Improvement Sewer District No. 12, and

WHEREAS, this, a regular session of the City Council of the City of Polson, Montana, after the expiration of the time within which said protests may be made, and being the time and place fixed to hear and pass upon all protests so made, and it appearing that only one (1) protest, involving less than five percent (5%) of the area to be included, has been made and filed against the making of said improvement and creating of said District.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Polson, Montana, that the City Council having heard and passed upon all protests made and delivered to the City Clerk of the City of Polson, Montana, against the making of said improvement and against the creation of the proposed District within the time

Specified and provided in said Resolution of Intention No. 254, and finding that protests have been made and filed against the making of said improvement and creation of said District: and said protests being found insufficient ~~and~~ are hereby overruled.

That, there is hereby created a Special Improvement District, to be known and designated as "Special Improvement sewer District No. 12 of the City of Polson, Lake County, Montana," in accordance with Resolution No. 254 of the City of Polson, Montana:

That the general character of the improvements to be made in said Special Improvement Sewer District No. 12 are as follows:

The general nature and character of the proposed improvements to be made in said District is the building and construction of a sanitary sewer system to serve the property owners and inhabitants thereof and to benefit the public health and safety;

That the boundary of said Special Improvement Sewer District, No. 12, is composed of the newly annexed area at the Eastern limits of the City of Polson, Montana, described as follows:

A tract of land composed of portions of Lot Two (2) and Three (3) and a portion of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ ) of Section Three (3), Township 22 North, Range 20 West, M.P.M., Lake County, Montana, and more particularly described as follows:

The point beginning, which is a point on the south shore of Flathead Lake and which is the NE corner of this tract, is situated N 38° 23' West, 2379.9 feet from the section corner for Section 2, 3, 10 and 11, Township 22 North, Range 20 West, M.P.M.: thence South 0° 03' West, 575.6 feet to a point on the South boundary of U.S. Highway # 93; thence North 89° 53' East, 287.7 feet along the south boundary of U.S. Highway # 93 to a point; thence South 0° 03' West 178.9 feet to a point; thence West 133.0 feet to a point (which is on the West boundary line of SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 3; Township 22 North, Range 20 West, M.P.M.), thence South approximately 400 feet along the West boundary line of SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 3, Township 22 North, Range 20 West M.P.M., to a point which is on the northerly boundary line of the Northern Pacific Railway right-of-way; thence Westerly approximately 1700 feet along the northerly boundary line of the Northern Pacific Railway right-of-way to a point which is the point of intersection of the northerly boundary of the Northern Pacific Railway Right-of-way with the northerly boundary of 5th Avenue. thence along northerly boundary of 5th Avenue West approximately 560 feet to a point which is on the Easterly boundary of the Cass Addition to the City of Polson; thence North 0° 08' East approximately 630 feet along the East Boundary line of said Cass Addition to a point which is on the Southerly shore of Flathead Lake; thence South 81° 30' East ~~xx~~ approximately 220 feet along the southerly shore of Flathead Lake to a point; thence North 48° 00' East, 831.6 feet along the Southerly shore of Flathead Lake to a point; thence South 72° 00' East, 528.0 feet along the southerly shore of Flathead Lake to a point; thence North 85° 00' East 660.0 feet along the southerly shore of Flathead Lake to a point; thence North 73° 00' East, 64.3 feet along the southerly shore of Flathead Lake to a point which is the point of beginning.

That the above described District contains an area of approximately one Million Eight Hundred Seventy-five Thousand Square feet (1,875,000) being composed of unplatted areas contiguous with the Eastern boundary of the City of Polson, ~~withxxxx~~ Which area was annexed by the City of Polson through Resolutions of annexation Numbers 232 and 237. That said area has not been divided into lots and blocks.

All of said Real Estate included within the boundaries of said District aforesaid is ~~in~~ the property benefited by the creation of said District.

Reference to Resolution No. 254 is hereby made for further particulars;

That it is hereby stated that said improvements will be made in said Special Improvement Sewer District No. 12 in accordance with the plans and specifications thereof, on file in the office of the City Clerk of the City of Polson, Montana, which plans and specifications are hereby incorporated in this Resolution by reference as though the same were set forth fully at this place;

That the estimate cost, including all engineering fees, is approximately \$48,000.00, which sum is approximately \$.0256, per square foot. And, the cost of such improvement to be assessed against the entire district; each lot or parcel of land within said District

to be assessed for that part of the whole cost which its area bears to the cost of the entire area, exclusive of streets, avenues, alleys and public places. The Assessments for the cost of the construction of such improvement shall be made annually for a period of twenty (20) years, reserving the right to the City of Polson, Montana, to liquidate such improvement at any time;

That the City of Polson, Montana, issue Special Improvement Sewer District No. 12 bonds in the principal sum of \$48,000.00 and that said bonds shall bear date of the \_\_\_\_\_ day of \_\_\_\_\_, 1967; shall be in the denomination of \$ \_\_\_\_\_ each; shall be numbered consecutively from 1 to \_\_\_\_\_, both inclusive; shall bear interest at the rate of not in excess of six per cent (6%) per annum, payable annually on the 1st day of \_\_\_\_\_, 19\_\_\_\_, and shall be subject to redemption by the City Treasurer at any time after issuance and in order of their number. as provided by Statute.

That said bonds to be sold to the highest and best bidder for cash at not less than par, together with accrued interest to date of delivery;

That the bonds of Special Improvement Sewer District No. 12 shall be in accordance with the provisions of Revised Codes of Montana, 1947, Section 11-2231 and in substantially the following form:

No. \_\_\_\_\_ \$ \_\_\_\_\_

UNITED STATES OF AMERICA  
STATE OF MONTANA, COUNTY OF LAKE,  
CITY OF POLSON

SPECIAL IMPROVEMENT SEWER DISTRICT NUMBER 12 COUPON BOND

The Treasurer of the City of Polson, Montana, will pay to the bearer the sum of \_\_\_\_\_

as authorized by Resolution No. \_\_\_\_\_, passed on the 6th day of November, 1967, creating Special Improvement Sewer District No. 12 for the construction of the improvements authorized by said Resolution, and all laws, resolutions and ordinances relating thereto, in payment of the said improvements authorized in said Resolution. The Principal and interest of this bond are payable at the office of the City Treasurer of the City of Polson, Montana.

This bond bears interest at the rate of \_\_\_\_\_ per cent per annum from the date of registration of this bond, expressed herein until the date called for redemption by the City Treasurer. The interest on this bond is payable annually on the 1st day of \_\_\_\_\_ 19\_\_\_\_, and each year thereafter unless paid previously thereto, and as expressed by the interest coupons hereto attached, which bear the engraved facsimile signature of the Mayor and City Clerk.

This bond is payable from collection of special tax or assessment which is a lien against the real estate within said improvement District and from Special Improvement Sewer District Revolving fund of the City of Polson as created by Ordinance No. \_\_\_\_\_ Passed on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

This bond is payable on or before the \_\_\_\_\_ day of \_\_\_\_\_, and is redeemable at the option of the City at any time there are funds to the credit of said Special Improvement Sewer District No. 12 Fund. for the redemption thereof, and in the manner provided by statute for the redemption of the same.

IT IS HEREBY CERTIFIED AND RECITED, that all things required to be done, precedent to the issuance of this bond, have been properly done, happened and been performed in the manner prescribed by the laws of the State of Montana and the Resolutions and Ordinances of the City of Polson, Montana, relating to the issuance thereof.

DATED at Polson, Montana, this \_\_\_\_\_ day of \_\_\_\_\_, 1967.

CITY OF POLSON, MONTANA

By \_\_\_\_\_ s/Don Corrigan

Seal

ATTEST:

s/ Walter E. Maddy

the interest coupons attached to said bonds shall be in substantially the following form:

COUPON NO. \_\_\_\_\_ \$ \_\_\_\_\_.

On the 1st day of \_\_\_\_\_, 1967, the Treasurer of the City of Polson, Montana, will be at his office in the City of Polson, Montana, pay to the bearer, the sum of \$ \_\_\_\_\_, being the interest due on said date of payment on its Special Improvement Sewer District No. 12 Bond, numbered \_\_\_\_\_ on account of and out of the funds of Special Improvement Sewer District No. 12 of said City. In the event of the prior redemption of the annexed ~~XXXX~~ bond, all unearned interest coupons subsequent to date of such redemption shall cease to ~~XXXX~~ be payable.

CITY OF POLSON, MONTANA.

By s/ Don Corrigan.

(SEAL)

ATTEST:

S/ Walter E. Maddy.

PASSED AND APPROVED this 6th day of November, 1967

CITY OF POLSON, MONTANA

By Don Corrigan  
Mayor.

ATTEST:

By Walter E. Maddy  
City Clerk

## RESOLUTION NO. 256

## A RESOLUTION CREATING A SPECIAL SIDEWALK, CURB AND GUTTER FUND.

WHEREAS, the City Council has ordered the construction of a sidewalk on the west side of Block Two (2) of the original Townsite of Polson, Montana, according to the official map plat thereof on file and of record in the office of the County Clerk and Recorder of Lake County, Montana. and;

WHEREAS, the owners of all the property on the West side of said Block Two (2) have paid for the improvement on their said lots, except the owners of the West Ninety (90) feet of Lots Fourteen and Fifteen (14 & 15), all in said Block Two (2), and

WHEREAS, it has become necessary to create a Special Sidewalk, Curb and Gutter Fund from which to pay for the construction of the sidewalk on the West Ninety (90) feet of Lots Fourteen and Fifteen, (14 and 15).

NOW, THEREFORE, BE IT RESOLVED by the City of Polson, Montana. that:

A Special Sidewalk, Curb and Gutter Fund be and the same hereby is created for the following purposes:

1. To account for monies received through special assessment against the properties hereinabove described, and;

2. For the purpose of paying for the work heretofore done in connection with the construction of the sidewalk across the westerly portion of the Lots hereinabove described.

PASSED AND APPROVED this 4th day of December, 1967.

CITY OF POLSON,

By Don Corrigan  
Mayor.

ATTEST:

By / Walter E. Maddy  
City Clerk.