

A RESOLUTION ESTABLISHING AND CREATING SPECIAL IMPROVEMENT  
DISTRICT NUMBER FIVE (5) IN THE CITY OF POLSON COUNTY  
OF FLATHEAD STATE OF MONTANA, FOR THE PURPOSE OF  
PLANTING SHADE AND ORNAMENTAL TREES IN THE  
PARKINGS OF THE RESIDENTIAL SECTIONS  
OF SAID CITY, AND CONSTRUCTING  
GUARD FOR THE PROTECTION  
AS HEREIN PROVIDED  
AND DESCRIBED.

WHEREAS, the withingand foregoing Resolution No.25 was on the 5th.day of May 1919 duly adopted by the City Council of the City of Polson Montana, and filed in the office of the City Clerk of said City of Polson, and,

WHEREAS notice of passage of said resolution was duly published in the Flathead Courier a weekly newspaper, published in the City of Polson; that said notice described the general character of the improvements to be made, the boundaries of said district, and stated the time and place set for the hearing of protests against the creation of said Improvement District No 5, and; ,

WHEREAS; the City Council have met in regular session at the time and place fixed and set by said resolution and have fully considered all such protests; ,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON  
COUNTY OF FLATHEAD STATE OF MONTANA, .

Sec.1/ That there be and is hereby created a Special Improvement District to be known and designated as Special Improvement District Number Five (5) of the City of Polson Montana.

Sec.2. The boundaries of said Special Improvement District No.5 of the City of Polson Montana are hereby designated and described as follows to-wit; ,

Beginning at the north-east corner of the Original Townsite of Polson thence due south on the east boundary line of the Original Townsite of Polson to the center line of G street, thence west on the center line of G street to the intersection of the center line of Birch Ave. thence north to E. St. Riverside Addition, thence in a northeasterly direction on the center line of E street to the intersection of the center line of Maple Ave. thence east on the center line of E street to the intersection of the west boundary line of the Original Townsite of Polson, thence N 00-17' E 412.6 feet to the Northwest corner of the Original Townsite of Polson thence in a northeasterly direction to the meander lines of Flathead River and Flathead Lake to the point of beginning.

Sec.3 That the District included within the said boundaries is hereby declared to be the district Benefited by the making of said improvements and that the property included within the said boundaries of said District is hereby declared to be the property to be assessed for the cost and expense of making said improvements.

Sec.4 Said lots or fractions thereof, to be benefited by and to be assessed for said improvements are as follows, : all lots in Blocks, - 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, and 31 of the Original Townsite; and all lots in Blocks 1, 2, 3, 4, 5, 6 and 7 of Riverside Addition. provided however, that lots wherein the said improvements have been or shall be made by the owner according to plans and specifications on file, shall be credited with its proportionate assessment as the same bears to the cost of the entire Improvement District No.5; .

Sec. 5 That the character of said improvements which are to be made in said Special Improvement District Number 5 of the City of Polson Montana are as follows to-wit; , the furnishing and planting of shade and ornamental trees in the parking spaces on the various residential streets within the boundaries of the said district: and the furnishing and erecting of painted guard frames for said trees, as per plans and specifications.

Sec.6 The location of said proposed tree planting is as follows; , Kootenai Ave. from Fourth st east to the east boundry line of the district; ; A Street; from the Alley in block 2 east to the east boundry line of said district; B Street from the lot line between Lots 9 & 10 of block 6 and lots 3 & 4 of Block 9 east to the east boundry line of said District; C Street; from the lot line between lots 9 & 10 Block 9, and lots 3 & 4 of Block 15, east to the east boundry line of said District; ; D Street; from fifth street east to the boundry line of the District, and from the Alley in Blocks 13 & 20 West to First Street; E Street; from fifth street east to boundry line of said District; and from the alley in Block 20 west to B

Birch Ave. F Street;; from the East boundary to the West boundary of said District; G Street from the east boundary of said district to the west boundary of said district; Cedar Ave. from G. Street north to F street; Maple Ave. from G st. north to E Street. Hawthorne Ave. from G street north to E street; First street;;from G st. north to D street. Second Street; From G street north to C st. Third Street;; from G. street north to F street, Fourth St.from G st.north to E St. Fifth Street;;from G street north to Kootenai Ave..

Sec 7. The entire cost of said improvements shall 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 area of the entire district, exclusive of streets, avenues, alleys and public places; provided however that where said improvements shall be along any side street or bordering or abutting upon the side of any corner lot of any block, that the amount of the # assessment against the property in said district, to defray the costs of said improvements shall be so assessed that each square foot of the land embraced within any said corner lot shall bear double the amount of the cost of said improvements that the square foot of any inside lot shall bear, .

Sec 8. The total estimated cost and expense of making the said improvements is the sum of \$3,500.00 which is to be proportioned against each lot or fraction thereof, according to their area, .

Sec 9. The cost and expense of making said improvements shall be assessed and paid in the following manner to-wit. the assessment levied to defray the cost of said improvements shall be extended over a period of 4 years and paid in 4 annual installments or payments, the first of which shall be paid in the year 1919, deferred payments or installments shall bear interest at the rate of 6% per annum payable annually.

Sec 10 The warrants issued against Special Improvement District No.5 fund to be created for said Special Improvement district, Number 5 shall be issued in the payment of the cost and expense of making said improvements in the said Special Improvement District Number 5 and that such warrants shall be issued in denominations of \$100.00 or fraction or multiples thereof.

Sec 11 The planting of shade and ornamental trees in the residence districts of said City of Polson shall not be ordered in until the# streets and avenues and parkings effected thereby shall have been graded to conform with the established grades of said City of Polson, .

Sec 12 That the special assessment to be levied upon and assessed against the property within said Special Improvement District No.5 to pay the cost and expense of making said improvements may be paid in installments extending over a period of 4 years.

Passed by the Council of the City of Polson this 4th. day of June 1919.

Approved by the Mayor of the City of Polson this 4th. day of June 1919.

Attest Fred S. Perry  
City Clerk

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Mayor

::: Affidavit of Posting :::

State of Montana  
County of Flathead -ss;  
City of Polson

Fred S. Perry being first duly sworn upon his oath says, I am a citizen of the United States, over the age of 21 years, and am and was at all times mentioned in this affidavit the City Clerk of the City of Polson Montana. That on the 6th. day of June 1919 in accordance with the order of the City Council of the City of Polson requiring all ordinances and resolutions of said City to be published by posting in three of the most public places in said City, I posted a copy of the foregoing resolution No. 27 in three of the most public places in said City to-wit; one of said copies at the office of the Police Judge, one of said copies at the office of L.C. Hitchcock dealer

in Real Estate and insurance, one of said copies at the Post office in said City, that each of said copies so posted by me was a full true and correct copy of said Resolution No. 27,.

Fred Perry

Subscribed and sworn to before me this day of June 1919.

Notary Public for the State of Montana, residing at Polson, My Commission expires Jan. 8th. 1921.

--- ORDINANCE NO. 137 ---

AN ORDINANCE PROVIDING FOR A PARK BOARD, A SUPERINTENDANT OF PARKS AND DEFINING THEIR DUTIES: FOR THE PURCHASE AND PLANTING AND CARE OF SHADE AND ORNAMENTAL TREES: THE SOWING OF GRASS PLOTS AND THE PROTECTION AND CARE OF TREES AND PARKING SPACES AND GRASS PLATS: PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE: PROVIDING FOR THE METHOD OF ASSESSING PROPERTY WITHIN PARK IMPROVEMENT DISTRICTS: AS WELL AS FOR THE CARE AND MAINTENANCE OF TREES PLANTED: GRASS PLOTS CONSTRUCTED AND GRASS SOWN IN SUCH DISTRICTS AND OUTSIDE OF SUCH DISTRICTS:.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, COUNTY OF FLATHEAD, STATE OF MONTANA;

Section 1 Park Board

It shall be the duty of the Mayor by and with the consent of the City Council to appoint three (3) Park Commissioners, one for one year, one for two years and one for three years, who shall constitute the Park Board, all of whom shall be resident freeholders of the City of Polson. when a vacancy shall occur in the office of Park Commissioner it shall be the duty of the Mayor by and with the consent of the Council to appoint a Park Commissioner to fill such vacancy.

Section 2 - Duties of the Park Board;.

It shall be the duty of the Park Board, 1- To elect from their members a president and a secretary and to appoint or employ a superintendent of Parks who shall be under the direct supervision of the Park Board, 2 - To exercise supervision over the buying and planting of trees, also the care and maintenance of trees and parks under the supervision of the City of Polson as designated and described by Ordinance and Resolution.

Section 3 - Duties of the Superintendent of Parks;

It shall be the duty of the Superintendent of Parks; 1 to personally inspect the trees and parks of the city and see that these are properly planted, mulched, trimmed, watered and otherwise cared for, 2- to make report to the Park Board as may be required from time to time by the said Park Board.

Section 4 - Sidewalks and system of planting of trees and grass plats;:-

The sidewalks shall be laid according to Ordinance and Resolution adopted by the City Council of the City of Polson, the space between the sidewalks and curb shall be reserved for trees and grass.

Section 5 - Permission;:.

Permission is hereby given to the owners of Real Estate in the City of Polson to improve their premises by setting out trees and properly cultivating, protecting and caring for the same for a distance of six (6) feet from the front line of their respective lots in the said City provided that said trees or the cultivation or protection thereof, shall in no case interfere with the full use of the said streets for public purposes, Provided further that no person association or corporation