

RESOLUTION NO. 50

A Resolution declaring it to be the intention of the city council of the city of Polson, Lake County, Montana to create a Special Sewer Improvement District No. 7 in the city of Polson, Lake County, Montana, describing the general character of the proposed improvement, giving an estimate of the cost thereof and the time when and the place where said city council will hear and pass upon all protests that may be made against the making of said improvement.

Be it resolved by the City Council of the city of Polson, Lake County, Montana.

Section 1. That it is the intention of the city council of the city of Polson, Montana to create and establish in said city of Polson, a special sewer improvement district for the purpose of constructing and establishing sewers along all that portion of the city of Polson, Montana, including all streets and alleys and intersections within the boundaries hereinafter particularly described.

Section 2. That said special sewer improvement district shall be known and designated as Special Sewer Improvement District No. 7 of the City of Polson, Montana.

Section 3. That the boundaries of said Special Sewer Improvement District No. 7 of the City of Polson, Montana are hereby designated and described as follows to wit:-

All of Cramer's Sub-Division to the City of Polson, except Block One (1) in said Sub-Division, and all of Lake Shore Addition to the city of Polson, except the North Half of Block One (1) of Lake Shore Addition to the City of Polson.

Section 4. That the district included within said boundaries is hereby declared to be the district benefited by the making of said improvements and that the property included within the boundaries of said district is hereby declared to be the property to be assessed for the cost and expenses of making said improvement.

Section 5. Said lots benefited by and assessed for the construction of said sewers are as follows to wit:- Lots 1 to 12 inclusive in Block 2; Lots 1 to 12 inclusive in Block 3; Lots 1 to 12 inclusive in Block 4; Lots 1 to 12 inclusive in Block 5; Lots 1 to 12 inclusive in Block 6; Lots 1 to 12 inclusive in Block 7; Lots 1 to 12 inclusive in Block 8 and Lots 1 to 12 inclusive in Block 9, all in Cramer's Sub-Division to the City of Polson, Montana, in accordance with the plat thereof on file and of record with the Clerk and Recorder of Lake County. Also Lots 4, 5, 6 and 7 of Block 1 in Lake Shore Addition to the city of Polson; Lots 1 to 12 inclusive in Block 2; Lots 1 to 12 inclusive in Block 5; Lots 1 to 8 inclusive in Block 6; Lots 1 to 8 inclusive in Block 7; Lots 1 to 12 inclusive in Block 8; Lots 1 to 12 inclusive in Block 11; Lots 1 to 8 inclusive in Block 12; Lots 1 and 2 of Block 3; Lots 1 and 2 of Block 4; Lots 1 and 2 of Block 9, and Lots 1 and 2 of Block 10, all in Lake Shore Addition to the City of Polson, Montana in accordance with the plat thereof on file and of record with the Clerk and recorder of Lake County, Montana

Section 6. The character of said improvements to be made in said Special Sewer Improvement District No. 7 are as follows, to wit:- the construction of a sewerage system to serve the property within the boundaries of said described improvement district.

Section 7. That the entire cost and expense of said improvements shall be assessed against all of said Special Sewer Improvement District No. 7 and each lot or parcel of land within said district shall be assessed for that part of the whole cost which its area bears to the area of the entire district, exclusive of streets, alleys, avenues and public places.

Section 8. That the estimated cost and expense of making said improvement is the sum of (\$85.00 per lot, and the total estimated cost of said improvement is) \$14,620.00

Section 9. That the cost and expense of making said improvement shall be assessed and paid in the following manner:- to wit, That the assessment levied to defray the cost of said improvement shall be extended over a period of eight years and paid in eight annual installments or payments, the first of which shall be paid in the year 1931. Deferred payments or installments shall bear interest at the rate of 6 per cent per annum, payable annually.

Section 10. That at any time within 15 days after the date of the first publication of notice of passage of this Resolution, any owner of property within said district which shall be assessed for the cost and expense of making said improvements may make and file in the office of the city clerk of the city of Polson, Montana, a written protest against the proposed work and against the extent or the creation of said district, or both, and that the city council will proceed to hear and pass upon all such protests at a Special meeting thereafter to be held on the 12th day of May 1930 at 8 o'clock P.M. of said day in the City Hall of the city of Polson, Montana.

Passed, adopted and approved this 21 day of April, 1930

James Harbert, Mayor.

Attest: Frank Napton, City Clerk.

AFFIDAVIT OF MAILING NOTICES.

State of Montana, County of Lake, City of Polson, ---SS:-

I, Frank Napton, being first duly sworn, upon my oath say;- That I am and was at the time mentioned in this affidavit the city clerk of the city of Polson, Montana; in pursuance of an order of the city council I served notice on all of the hereinafter named property owners, owning property in the city of Polson that would be affected by the creation of Special Sewer Improvement District No. 7 and mailed to each of said parties at their last known address, postage prepaid, a notice as required by statute; said notice was mailed to every firm, person or corporation having property within said district upon the same day said notice was first published, said notice describing the general character of said improvements so proposed to be made, the estimated cost thereof and stating the time and place when and where the council would hear and pass on all protests that may be made against the making of said improvements or the creation of said district and referring to the Resolution on file in the office of the city clerk for the description of the boundaries. The notice was mailed to the following list of property owners that was embraced within the proposed Special Sewer Improvement District No. 7

Marilou Faucett, Polson Mont.; Mrs. L.A. Wright, Polson, Mont.; Frank Faucett, Polson, Mont.; Rev. S.G. Nelson, Polson, Mont.; J. B. Alexander, Polson, Mont.; Bertha N. Heckman, Polson, Mont.; R. F. & Elizabeth Wehrdt, Polson Mont.; George F. Thorpe, Polson Mont.; Ruby P. Swanson, Polson, Mont.; O. N. Lindsay, Polson, Mont.; Myrtle M. Glattly, Polson, Mont.; S. S. Sallee, Polson Mont.; Amy Sallee, Polson Mont.; C. D. Cramer, Polson, Mont.; Wilbur DeGolier, Polson, Mont.; First Natl Bank of Libby, Libby, Mont.; Peter Dietrick 939 N. Central Ave Medford Oregon.; G. Helikson, 940 Jackson St. Eugene Oregon.; J.A. Hyer, 3934 University Ave. E. San Diego, Cal.; Alfred Whitehouse, Polson Mont.; J. H. & Laura Holst, Boze man Mont.; B. R. Shuey, Ronan Mont.; Ernest Von Euen Polson Mont.; Mrs. Ella Piche, Polson Mont.; C. E. Reynolds, Polson Mont.; Mrs. Margaret Combest, Polson Mont.; Velma Sizemore Polson Mont.; James T. Cape Coffee Creek Mont. John P. Siela Polson Mont.; First Natl. Bank of Missoula Missoula Mont.; Ada E. Dogge, Polson, Mont.; K. J. Haugan, Polson Mont.; Anna C. Murray, Polson, Mont.; Clarence Herreid Polson Mont.; John M. Siegrist,

Polson Mont.; Andrew Peterson Polson, Mont.; Anna Peterson, Polson Mont. N.C Bryant, 804 E. 27th St. Portland Ore.; Winnifred K. Muckler, 237 Woodford St. Missoula Mont.; Margaret M. Creswell Polson Mont. Mrs. Sadie S. Russell, 934 Toole Ave Missoula Mont.; J. E. Swainston, Polson, Mont.; Iver L. Brujard, Fairview Wash. Chas. Mast, Polson, Mont.; Molly Johnson Plentywood Mont.; Carl O. Anderson, Polson Mont. J. F. McAlear Polson Mont.; Ernest C. Claffey Polson Mont.; George L. Sager Polson Mont.; Carl Greiner Polson Mont.; Althea Greiner Polson Mont.; N.P. Rwy Co. Polson Mont.; Alberta Kettka care of K. Lehmicke Shelby Mont.; Ole I. Jensen Polson Mont.; Grover C. Johnson Polson Mont.; B.D.Wolfinger Polson Mont.; C.L.Sterling Polson Mont. Wm. G. Keller Polson Mont.; Ina L. Keller Polson Mont.; W. Frank Emory Polson Mont.; W.C.Hutchin Polson Mont.R.Z. Hutchin Polson Mont. Grace M. Sterling Polson Mont. Lee T. Butcher Polson Mont.; Z.B.Silver Polson Mont.; Chester Cramer Polson Mont Zell O. Sawyer Polson Mont.; Martha S. Lambert Fairview Wash. Katherine & W.P.Woods, Polson Mont. Lola M. Wolfinger Polson Mont. Samuel Andrew Polson Mont. Margaret DeGolier Polson Mont., Alice and W.D.DeGolier Polson Mont. F.M.Savage Polson Mont. I.M.Kness Polson Mont. Clyde W. Weythman Polson Mont. Geo. G. Gates, Polson Mont. Dagma Jensen, Polson Mont. Ida E. Sorg Polson, Mont. A. A. Sorg Polson Mont.; James M. Ryan 225 W.R.R.St. Missoula Mont. Caroline Claffey Polson Mont. H.J.Claffey Polson Mont.; Orpha E. Lott, Polson Mont.

I further state that the above mentioned firms persons or co porations include all the persons firms or corpo- rations owning property within the proposed Special Sewer Improvement District No. 7 and that the addresses above mentioned are the last known address of each of such per- sons firms or corporations or the agent of each of them.

Frank Napton

Subscribed and sworn to before me this 28th day of April 1930

W. J. Burke, Notary Public for the State of Montana, residing at Polson Montana.

~~Notary Public for the State of Montana, My commission expires May 3, 1931~~

My commission expires May 3, 1931.

(Notarial Seal)

AFFIDAVIT OF POSTING

State of Montana, County of Lake, City of Polson , , , SS:- I/ Frank Napton, being first duly sworn depose and say; that at all the times mentioned in this affidavit I was the city clerk of the city of Polson Montana that in accordance with the orders of the city council requiring copies of all ordinances and Resolutions of said city to be posted in three of the most public places in said city I posted copies of the fore going Resolution No. 50 in the following places in said city to wit:-one in the city hall, one in the court house and one in the U.S.Post Office building in the city of Polson Montana, that each of said copies was a full, true and correct copy of said Resolution No. 50 and of the whole thereof.

Frank Napton

Subscribed and sworn to before me this 28 day of April 1930
W.J.Burke, Notary Public for the State of Montana
residing at Polson Montana. My commission expires
May 3, 1931.

(Notarial Seal)

AFFIDAVIT OF PUBLICATION.

E.R.Swart being duly sworn deposes and says; That he is the princi al clerk-foreman of the Flathead Courier a newspaper of general circulation published and printed

NOTICE TO PROPERTY OWNERS

NOTICE IS HEREBY GIVEN, That at a Special Meeting of the City Council of the City of Polson, Montana, on Monday, April 21, 1930, a Resolution of Intention to create a Special Sewer Improvement District No. 7 was passed by the city council of said city. That the number of said Special Sewer Improvement District was designated as No. 7. That the character of said improvement to be made in said Special Sewer Improvement District No. 7 are the construction of a sewerage system to serve the following described property, to-wit:

All of Cramer's Sub-Division to the City of Polson, Montana, except Block One (1) in said Sub-Division and all of Lake Shore Addition to the city of Polson, Montana, except the north half of Block One (1) of said Lake Shore Addition.

That the entire cost and expense of said improvements shall be assessed against all of said Special Sewer Improvement District No. 7 and each lot or parcel of land within said district shall be assessed for that part of the whole cost which its area bears to the area of the entire district, exclusive of streets, alleys, avenues and public places.

That the estimated cost and expense of making said improvements is the sum of \$85.00 per lot and the total estimated cost of said improvements is \$14,620.00.

That the cost and expense of making said improvements shall be assessed and paid in the following manner, to-wit: That the assessment levied to defray the cost of said improvements shall be extended over a period of eight years and paid in eight annual installments or payments, the first of which shall be paid in the year 1931. Deferred payments or installments shall bear interest at the rate of 6 per cent per annum, payable annually.

That at any time within Fifteen (15) days after the date of the first publication of notice of passage of the above Resolution any owner of property within said District which shall be assessed for the cost and expense of making said improvements, may make and file in the office of the City Clerk of the City of Polson, Montana a written protest against the proposed work or against the extent or creation of said district, or both, and that the City Council will proceed to hear and pass upon all such protests at a Special Meeting thereafter to be held on Monday, the 12th day of May, 1930, at 8:00 o'clock p. m., of said day in the City Hall of the City of Polson, Montana. Reference is hereby made to Resolution No. 50 on file in the office of the City Clerk for the description of the boundaries of said District and other details.

Passed, adopted and approved this 21st day of April, 1930.

JAMES HERBERT,
Mayor.

Attest:
Frank Napton,
City Clerk.

in Polson Lake County, Montana. and that the attached notice has been correctly published in the regular and entire issue of every number of said paper for 1 successive weeks commencing on the 24 day of April 1930

E. R. Swart

Subscribed and sworn to before me this 2 day of May, 1930

H. A. Johnson, Notary Public for the State of Montana, residing at Polson Montana.
My commission expires 2-16-33

in Polson Lake County, Montana. and
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correctly published in the regular
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said paper for 1 successive weeks
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E. R. Swart

Subscribed and sworn to before me this 2
day of May, 1930

H. A. Johnson, Notary Public for the State
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(Notarial Seal)