

RESOLUTION NO. 78

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. 8 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. 8 of the City of Polson, Montana.

Section 3. That the boundaries of said Special Sewer Improvement District No. 8 of the City of Polson, Montana, are hereby designated and described as follows, to-wit:

All of Block 3 of Riverside Addition to the City of Polson with the exception of Lots 10, 11, and 12 thereof.

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 improvements.

Section 5. Said lots benefited by and assessed for the construction of said sewers are as follows, to-wit:

Lots 1 to 9 inc. and 13 to 16 inc. of Blk 3 of Riverside Addition to the City of Polson.

Section 6. That the general character of the improvement to be made will be the construction of a sanitary sewer, consisting of a six (6") lateral, extending from Manhole No 3, of Sewer Improvement District No. 5, in a northeasterly direction across a portion of "F" Street, Riverside Addition to the City of Polson, Montana, thence in a northeasterly direction along the center line of the alley in Block 3, of said Riverside Addition; said six inch lateral to accommodate Lots 1 to 9 inc. and Lots 13 to 16 inc. of Block 3, of the said Riverside Addition. The six-inch lateral to be provided with one (1) manhole and one (1) lamphole.

Section 7. That the entire cost and expense of said improvements shall be assessed against all of said Special Sewer Improvements District No. 8 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 total estimated cost and expense of making said improvement is the sum of \$1,540.00.

Section 9. That the cost and expense of making said improvement shall be assessed and paid in the following manner, to-wit: that the assessments levied to defray said cost shall be extended over a period of eight (8) years and paid in eight annual installments; the first payment to be made in 1947, and all deferred payments to bear interest at 6 per cent per annum, payable annually. That warrants issued against Special Sewer Improvement District No. 8 Fund, for payment of the cost of making said improvement shall be issued in denomination of \$100.00, or fraction or multiple thereof.

(cont'd)

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. Such protests must be in writing and be delivered to the City Clerk at or before five o'clock P. M. of the last day within said fifteen (15) days period, and said Clerk shall endorse thereon the date and hour of its receipt by him.

Section 11. That on Monday, the 1st day of July, 1946, at 8 o'clock P. M. at the City Hall in the City of Polson, Montana, (the same being the regular meeting place of the City Council) the City Council of the City of Polson, Montana, will meet to hear and pass upon all protests so made and to hear objections to the official and final adoption of this Resolution, at which time and place any owner of property within said district shall have the right to appear in person, or by attorney, and show cause, if any there be, why said improvement shall not be made, or said district created.

Passed, adopted and approved this 1st day of April, 1946.

Oliver R. Brown
Mayor

ATTEST:

Geo. S. Wright
City Clerk

AFFIDAVIT OF MAILING NOTICES.

STATE OF MONTANA)
) ss.
COUNTY OF LAKE)

Geo. S. Wright, being first duly sworn on his oath according to law, deposes and says: that he now is and was at the time mentioned in this Affidavit, the duly appointed, qualified and acting City Clerk of the City of Polson, Lake County, Montana: that on the 23rd day of May, 1946, being the same day upon which the attached Notice was first published, he served a true and correct copy of the attached Notice upon each and every firm, person or corporation owning property in the City of Polson that would be affected by the creation of Special Sewer Improvement District No.8, depositing the same in the Post Office at Polson, Lake County, Montana, in sealed envelopes, postage fully prepaid, and addressed to each of the following owners of property embraced within said proposed Special Sewer Improvement District No. 8 at their last known addresses as follows, to-wit:

- Helen G. Emory - Polson, Montana
- Ruby H. Pratt - Polson, Montana
- Jean L. McIntire - Polson, Montana
- Agnes McIntire - Polson, Montana
- Allen E. Crawford - Polson, Montana
- Bruce G. Keith - Polson, Montana
- Lester R. Smith - Polson, Montana
- P. C. Valiton - 100 West Highland Drive, Seattle, Washington

Affiant further states that the above mentioned persons include all of the persons, firms or corporations owning property within the Special Sewer Improvement District No 8 and that the addresses above mentioned are the last known addresses of each of such persons, firms or corporations.

George S. Wright

Subscribed and sworn to before me this 23rd day of May, 1946.

Lloyd I. Wallace
Notary Public for the State of Mont.
Residing at Polson, Montana.
My commission expires August 15, 1946