

RESOLUTION No. 07-18631

A RESOLUTION DECLARING IT TO BE THE INTENTION OF THE CITY COUNCIL TO CREATE PARK MAINTENANCE DISTRICT NO. 4035 FOR THE PURPOSE OF MAINTAINING EXISTING AND FUTURE PUBLIC AREA IMPROVEMENTS IN BITTERROOT HEIGHTS SUBDIVISION, CITY OF BILLINGS, MONTANA

BE IT RESOLVED by the City Council of the City of Billings (the "City"), Montana as follows:

Section 1. Proposed Park Maintenance District; Intention to Create Park Maintenance District. The City proposes to maintain certain special improvements to benefit certain property located in the City of Billings, Montana. The Improvements consist of landscaping, trails, drainage ways, storm water detention facilities, lighting, irrigation systems, and other public area improvements that may be identified in the future, as more particularly described in Section 5. It is the intention of the Billings City Council to create and establish in the City under Montana Code annotated, Title 7, Chapter 12, Parts 41 and 42, as amended, a special improvement maintenance district (the "Special Improvement Maintenance District") for the purpose of financing the maintenance costs for the hardscaping, landscaping, lighting, drainage ways, weed control, and other portions of the improvements made with the development of Bitterroot Heights Subdivision. The estimated annual costs for the maintenance of the special improvements to be set by Resolution of the Council each year.

Section 2. Number of District. The District, if the same shall be created and established, shall be known as designated as the Park Maintenance District No. 4035 of the City of Billings, Montana.

Section 3. Boundaries of District. The limits and boundaries of the District are depicted on a map attached as "Exhibit A" hereto (which is hereby incorporated herein and made a part hereof) and more particularly described on "Exhibit B" hereto (which is hereby incorporated herein and made a part hereof), which boundaries are designated and confirmed as the boundaries of the District. A listing of each of the properties in the District is shown on "Exhibit C" hereto.

Section 4. Benefited Property. The District and territory included within the limits and boundaries described in Section 3 and as shown on Exhibits "A" and "C" are hereby declared to be the Park Maintenance District and the territory which will benefit and be benefited by the maintenance of the Bitterroot Heights Subdivision public area improvements, and will be assessed for a portion of the costs of the maintenance as described in Section 1.

Section 5. General Character of the Improvements to be Maintained. The general character of the Improvements to be maintained is a follows: landscaping, trails, trees, lighting, irrigation systems, irrigation system water services, storm water detention facilities, and other park equipment and public area improvements installed by the developer, Parks Department and/or as part of a future Special Improvement District.

Section 6. Assessment Methods; Property to be Assessed. All eligible properties within the District are to be assessed for a portion of the costs of maintaining the Bitterroot Heights Subdivision public area improvements, as specified herein. Said properties shall not be eligible for assessment until such time as the final plat of the property is filed. The costs of maintaining the Improvements shall be assessed against the property in the District benefiting from the Bitterroot Heights Subdivision, Public Area Improvements.

Section 7. Assessable Area. All eligible properties in the District will be assessed for their proportionate share of the costs of maintaining the Bitterroot Heights Subdivision public area improvements. The total number of assessable units in the District to be assessed for the first year is 49 units. The costs of maintaining the Improvements per square foot of lot area for the first year shall be \$0.02812/lot, as shown in Exhibit "D" (which is hereby incorporated herein and made a part hereof).

Section 8. Payment of Assessments. The assessments for the costs of maintaining the Bitterroot Heights Subdivision, Public Area Improvements shall be payable, as prescribed in Section 7-12-4162 through 7-12-4165, M.C.A.

Section 9. Public Hearing; Protests. At any time within fifteen (15) days from and after the date of the first publication of the notice of the passage and approval of this resolution, any owner of real property within the proposed District subject to assessment and taxation for the cost and expense of maintaining the Bitterroot Heights Subdivision public area improvements may make and file with the City Clerk until **5:00 p.m. M.S.T., November 30th, 2007** on the expiration date of said 15-day period, written protest against the

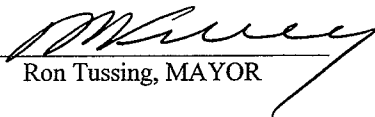
proposed Special Improvement Maintenance District No. 4035, and the Council will at its next regular meeting after the expiration of the fifteen (15) days in which such protests in writing can be made and filed, proceed to hear all such protests so made and filed; which said regular meeting will be held **Monday, December 10, 2007 at 6:30 p.m. M.S.T.**, in the Council Chambers, located on the Second Floor of the City Hall at 220 North 27th Street in Billings, Montana.

Section 10. Notice of Passage of Resolution of Intention. The City Clerk is hereby authorized and directed to publish or cause to be published a copy of a Notice of the passage of this Resolution in the Billings Times, a newspaper of general circulation in the County on **November 15th, 2007, and November 21st, 2007**, in the form and manner prescribed by law, and to mail or cause to be mailed a copy of said Notice to every person, firm, corporation, or the agent of such person, firm, or corporation having real property within the District listed in his or her name upon the last completed assessment roll for State, County, and school district taxes, at his last-known address, on or before the same day such notice is first published.

PASSED AND ADOPTED by the City Council of the City of Billings, Montana, this 13th day of November 2007.



THE CITY OF BILLINGS:

BY: 
Ron Tussing, MAYOR

ATTEST:

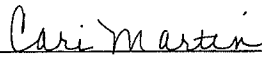
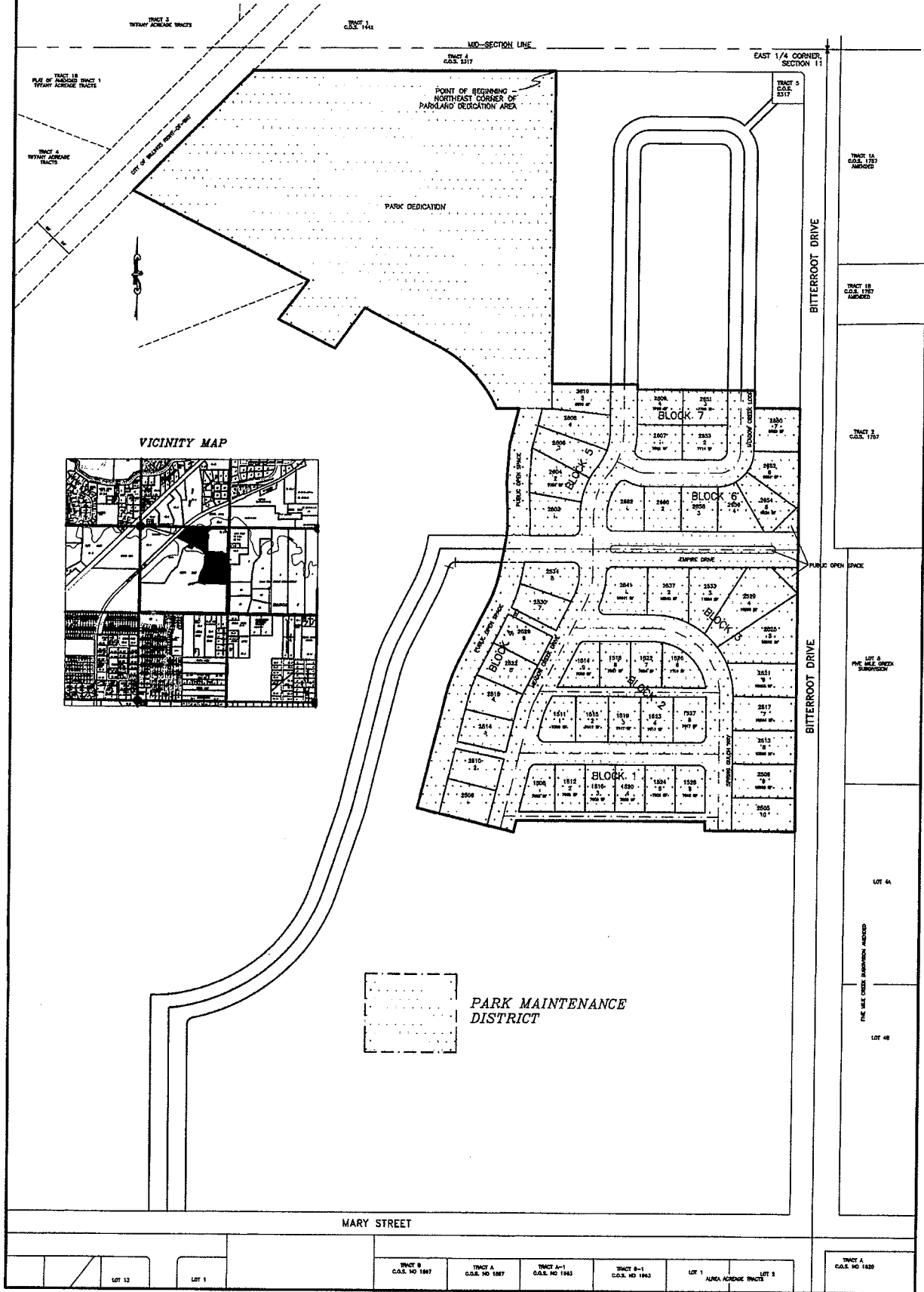
BY: 
Cari Martin, CITY CLERK

EXHIBIT "A"

PARK MAINTENANCE DISTRICT No. 4035
Corrected Plat of BITTERROOT HEIGHTS SUBDIVISION, 1ST FILING

LOCATED IN THE SOUTHEAST 1/4 OF SECTION 11, TOWNSHIP 1 NORTH,
RANGE 26 EAST, P.M.M. YELLOWSTONE COUNTY, MONTANA



VICINITY MAP



PARK MAINTENANCE DISTRICT

EXHIBIT "B"

BOUNDARY DESCRIPTION

PARK MAINTENANCE DISTRICT No. 4035

Corrected Plat of BITTERROOT HEIGHTS SUBDIVISION, 1ST FILING

Metes and Bounds Description:

Beginning at the east 1/4 corner of Section 11, Township 1 North, Range 26 East, P.M.M.,
Yellowstone County, Montana;

Thence S 89°55'10" W, along the mid-section line of said Section 11, a distance of 600.01 feet;
thence S 00°10'49" W a distance of 50.00 feet to the point of beginning, said point also being the
northeast corner of the parkland dedication area;
thence S 00°10'49" W a distance of 691.76 feet;
thence S 89°49'11" E a distance of 190.00 feet;
thence S 00°10'49" W a distance of 11.27 feet;
thence S 89°49'11" E a distance of 260.00 feet;
thence S 00°10'49" W a distance of 39.44 feet;
thence S 89°51'10" E a distance of 100.00 feet;
thence S 00°10'49" W a distance of 944.07 feet;
thence N 89°49'11" W a distance of 200.00 feet;
thence N 00°10'49" E a distance of 20.54 feet;
thence N 90°00'00" W a distance of 418.57 feet;
thence S 12°53'28" W a distance of 26.19 feet;
thence N 76°13'04" W a distance of 220.41 feet;
thence N 13°46'56" E a distance of 264.94 feet;
thence 74.97 feet along the arc of a curve to the right, having a central angle of 13°00'58" and a
radius of 330.00 feet, (chord bearing and distance of N 20°17'25" E, 74.81 feet) to the point of
tangency;
thence N 26°47'54" E a distance of 145.22 feet to a point of curvature;
thence 75.82 feet along the arc of a curve to the left, having a central angle of 16°05'19" and a
radius of 270.00 feet, (chord bearing and distance of N 18°45'15" E, 75.57 feet) to the point of
tangency;
thence N 10°42'35" E a distance of 64.72 feet to a point of curvature;
thence 58.96 feet along the arc of a curve to the left, having a central angle of 12°30'44" and a
radius of 270.00 feet, (chord bearing and distance of N 04°27'13" E, 58.84 feet) to the point of
tangency;
thence N 01°48'09" W a distance of 63.16 feet to a point of curvature;
thence 35.44 feet along the arc of a curve to the right, having a central angle of 06°09'14" and a
radius of 330.00 feet, (chord bearing and distance of N 01°16'28" E, 35.43 feet) to the point of
tangency;
thence N 04°21'18" E a distance of 64.12 feet;
thence N 13°57'15" E a distance of 81.66 feet;
thence S 89°55'22" W a distance of 49.57 feet;

thence 194.03 feet along the arc of a curve to the left, having a central angle of $38^{\circ}20'03''$ and a radius of 290.00 feet, (chord bearing and distance of $N 43^{\circ}35'19'' W$, 190.43 feet) to the point of tangency;

thence $N 62^{\circ}45'21'' W$ a distance of 183.85 feet;

thence $S 35^{\circ}51'33'' W$ a distance of 111.26 feet;

thence $N 62^{\circ}45'21'' W$ a distance of 140.57 feet;

thence $N 37^{\circ}20'41'' E$ a distance of 107.33 feet;

thence $N 62^{\circ}45'00'' W$ a distance of 433.56 feet;

thence $N 44^{\circ}29'17'' E$ a distance of 373.44 feet;

thence $N 89^{\circ}55'10'' E$ a distance of 668.05 feet to the point of beginning; said tract containing a gross area of 26.19 acres, more or less

STATE OF MONTANA

COUNTY OF YELLOWSTONE

I, THE UNDERSIGNED, DO HEREBY CERTIFY THAT I HAVE CHECKED THE RECORDS IN MY

OFFICE FROM June 8, 2007 TO July 18, 2007

AND THE LISTED PERSONS ARE THE OWNERS OF RECORD FOR THE LISTED PROPERTY.

SIGNED AND SEALED THIS 20th DAY OF July, 2007

3 NAMES \$ 1.50

CERT \$ 2.00

TOTAL \$ 3.50

6 PAGES

TONY NAVE

CLERK & RECORDER

BY Jois S. Lenoir
DEPUTY

EXHIBIT "C"

Date: 07/19/2007 Time: 09:55:29

Yellowstone County

Operator: bcoons

Page: 1

IA Reports - Parcel Master List

RANGES: TAX YEAR: (R) 2007 - 2007
 ASSESSOR#: (L) *BIIIERROOI H* ~~A33218~~ A30369. A30369A.
 A33196, A33197, A33198, A33199,
 A33200, A33201, A33202, A33203,
 A33204, A33205, A33206, A33207,
 A33208, A33209, A33210, A33211,
 A33212, A33213, A33214, A33215,
 A33216, A33217, A33218, A33219,
 A33220, A33221, A33222, A33223,
 A33224, A33225, A33226, A33227,
 A33228, A33229, A33230, A33231,
 A33232, A33233, A33234, A33235,
 A33236, A33237, A33238, A33239,
 A33240, A33241, A33242, A33243,
 A33244, A33245, A33246, A33247,
 A33248, A33249, A33250

Certified Thru
6/8/07
 Dept of Revenue
 B. C.

TAX TYPE: (A)
 LEVY DISIRICI: (A)
 SUB-LEVY DISI: (A)
 SPECIAL DISIRICI: (A)
 LISI CODE: (A)

OPTIONS: SORI ORDER: N # OF COPIES: 1

essor#	Owner/Mailing Address	Legal Description	Levy Sub Tax Dist Dist Type Key #1
A30369A	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-26-30-0000 REMAINDER IR 3A1 COS 2317 2ND AMD (06) NE OF BIIIERROOI HEIGHIS SUB 1SI 8.82 AC (OLD #A30369)	2 RE
A33247	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-08-05-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FIL LI 3 BLK 7 BIIIERROOI HEIGHIS SUB 1SI 7758 SQ FI (OLD #A30369) (06)	2 RE
A33246	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-08-03-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FIL LI 2 BLK 7 BIIIERROOI HEIGHIS SUB 1SI 7714 SQ FI (OLD #A30369) (06)	2 RE
A33197	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-02-03-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FIL LI 2 BLK 1 BIIIERROOI HEIGHIS SUB 1SI 7200 SQ FI (OLD #A30369) (06)	2 RE
A33243	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-07-13-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FIL LI 7 BLK 6 BIIIERROOI HEIGHIS SUB 1SI 9600 SQ FI (OLD #A30369) (06)	2 RE
245	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126	03-1033-11-4-08-01-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI PII	2 RE

Assessor#	Owner/Mailing Address	Legal Description	Levy Dist	Sub Dist	Iax Type	Key #1
	BILLINGS MI 59102-2748	LI 1 BLK 7 BIIERROOI HEIGHIS SUB 1SI 7882 SQ FI (OLD #A30369) (06)				
A33242	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-07-11-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 6 BLK 6 BIIERROOI HEIGHIS SUB 1SI 9661 SQ FI (OLD #A30369) (06)	2		RE	
A33241	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-07-09-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 5 BLK 6 BIIERROOI HEIGHIS SUB 1SI 8224 SQ FI (OLD #A30369) (06)	2		RE	
A33248	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-08-07-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 4 BLK 7 BIIERROOI HEIGHIS SUB 1SI 7758 SQ FI (OLD #A30369) (06)	2		RE	
A33199	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-02-07-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 4 BLK 1 BIIERROOI HEIGHIS SUB 1SI 7000 SQ FI (OLD #A30369) (06)	2		RE	
A33198	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-02-05-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 3 BLK 1 BIIERROOI HEIGHIS SUB 1SI 7000 SQ FI (OLD #A30369) (06)	2		RE	
A33239	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-07-05-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 3 BLK 6 BIIERROOI HEIGHIS SUB 1SI 8173 SQ FI (OLD #A30369) (06)	2		RE	
A33238	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-07-03-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 2 BLK 6 BIIERROOI HEIGHIS SUB 1SI 8173 SQ FI (OLD #A30369) (06)	2		RE	
A33237	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-07-01-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 1 BLK 6 BIIERROOI HEIGHIS SUB 1SI 8173 SQ FI (OLD #A30369) (06)	2		RE	
A33209	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-03-15-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 8 BLK 2 BIIERROOI HEIGHIS SUB 1SI 7097 SQ FI (OLD #A30369) (06)	2		RE	
A33240	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-07-07-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 4 BLK 6 BIIERROOI HEIGHIS SUB 1SI 7678 SQ FI (OLD #A30369) (06)	2		RE	

Assessor#	Owner/Mailing Address	Legal Description	Levy Sub Tax	
			Dist	Dist Type Key #1
A33235	BRV DEVELOPMENI 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-06-09-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 5 BLK 5 BIIERROOI HEIGHIS SUB 1SI 8076 SQ FI (OLD #A30369) (06)	2	RE
A33234	BRV DEVELOPMENI 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-06-07-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FII LI 4 BLK 5 BIIERROOI HEIGHIS SUB 1SI 9815 SQ FI (OLD #A30369) (06)	2	RE
A33233	BRV DEVELOPMENI 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-06-05-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 3 BLK 5 BIIERROOI HEIGHIS SUB 1SI 9801 SQ FI (OLD #A30369) (06)	2	RE
A33232	BRV DEVELOPMENI 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-06-03-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 2 BLK 5 BIIERROOI HEIGHIS SUB 1SI 9781 SQ FI (OLD #A30369) (06)	2	RE
A33231	BRV DEVELOPMENI 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-06-01-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 1 BLK 5 BIIERROOI HEIGHIS SUB 1SI 9393 SQ FI (OLD #A30369) (06)	2	RE
A33218	BRV DEVELOPMENI 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-04-15-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FII LI 8 BLK 3 BIIERROOI HEIGHIS SUB 1SI 10500 SQ FI (OLD #A30369) (06)	2	RE
A33229	BRV DEVELOPMENI 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-05-15-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 8 BLK 4 BIIERROOI HEIGHIS SUB 1SI 8534 SQ FI (OLD #A30369) (06)	2	RE
A33228	BRV DEVELOPMENI 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-05-13-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FII LI 7 BLK 4 BIIERROOI HEIGHIS SUB 1SI 7385 SQ FI (OLD #A30369) (06)	2	RE
A33227	BRV DEVELOPMENI 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-05-11-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 6 BLK 4 BIIERROOI HEIGHIS SUB 1SI 7975 SQ FI (OLD #A30369) (06)	2	RE
A33226	BRV DEVELOPMENI 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-05-09-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 5 BLK 4 BIIERROOI HEIGHI SUB 1SI 8473 SQ FI (OID #A30369) (06)	2	RE
225	BRV DEVELOPMENI	03-1033-11-4-05-07-0000	2	RE

Assessor#	Owner/Mailing Address	Legal Description	Levy Sub Tax	
			Dist Dist	Type Key #1
	1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	BH1 BIIERROOI HEIGHIS SUB 1SI FII II 4 BLK 4 BIIERROOI HEIGHI SUB 1SI 7912 SQ FI (OLD #A30369) (06)		
A33224	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-05-05-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 3 BLK 4 BIIERROOI HEIGHIS SUB 1SI 7949 SQ FI (OLD #A30369) (06)	2	RE
A33223	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-05-03-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL II 2 BLK 4 BIIERROOI HEIGHIS SUB 1SI 7949 SQ FI (OLD #A30369) (06)	2	RE
A33222	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-05-01-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FII LI 1 BLK 4 BIIERROOI HEIGHIS SUB 1SI 8863 SQ FI (OLD #A30369) (06)	2	RE
A33196	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-02-01-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FII LI 1 BLK 1 BIIERROOI HEIGHIS SUB 1SI 7063 SQ FI (OLD #A30369) (06)	2	RE
A33220	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-04-19-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 10 BLK 3 BIIERROOI HEIGHIS SUB 1SI 10500 SQ FI (OLD #A30369) (06)	2	RE
A33219	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-04-17-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FII II 9 BLK 3 BIIERROOI HEIGHIS SUB 1SI 10500 SQ FI (OLD #A30369) (06)	2	RE
A33202	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-03-01-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 1 BLK 2 BIIERROOI HEIGHI SUB 1SI 7359 SQ FI (OLD #A30369) (06)	2	RE
A33217	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-04-13-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL II 7 BLK 3 BIIERROOI HEIGHIS SUB 1SI 10564 SQ FI (OLD #A30369) (06)	2	RE
A33216	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-04-11-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FII LI 6 BLK 3 BIIERROOI HEIGHIS SUB 1SI 10823 SQ FI (OLD #A30369) (06)	2	RE
A33215	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-04-09-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FII LI 5 BLK 3 BIIERROOI HEIGHIS SUB 1SI	2	RE

Assessor#	Owner/Mailing Address	Legal Description	Levy Sub Tax		
			Dist	Dist	Type Key #1
		16510 SQ FT (OLD #A30369) (06)			
A33214	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-04-07-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL II 4 BLK 3 BIIERROOI HEIGHIS SUB 1SI 16868 SQ FT (OLD #A30369) (06)	2		RE
A33213	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-04-05-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 3 BLK 3 BIIERROOI HEIGHIS SUB 1SI 11824 SQ FT (OLD #A30369) (06)	2		RE
A33212	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-04-03-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 2 BLK 3 BIIERROOI HEIGHIS SUB 1SI 10240 SQ FT (OLD #A30369) (06)	2		RE
A33211	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-04-01-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 1 BLK 3 BIIERROOI HEIGHIS SUB 1SI 10341 SQ FT (OLD #A30369) (06)	2		RE
A33210	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-03-17-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL II 9 BLK 2 BIIERROOI HEIGHIS SUB 1SI 7008 SQ FT (OLD #A30369) (06)	2		RE
A33208	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-03-13-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 7 BLK 2 BIIERROOI HEIGHIS SUB 1SI 7084 SQ FT (OLD #A30369) (06)	2		RE
A33207	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-03-11-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 6 BLK 2 BIIERROOI HEIGHIS SUB 1SI 7110 SQ FT (OLD #A30369) (06)	2		RE
A33206	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-03-09-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 5 BLK 2 BIIERROOI HEIGHI SUB 1SI 7417 SQ FT (OLD #A30369) (06)	2		RE
A33205	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-03-07-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 4 BLK 2 BIIERROOI HEIGHIS SUB 1SI 7417 SQ FT (OLD #A30369) (06)	2		RE
A33204	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-03-05-0000 BH1 BIIERROOI HEIGHIS SUB 1SI FIL LI 3 BLK 2 BIIERROOI HEIGHIS SUB 1SI 7417 SQ FT (OLD #A30369) (06)	2		RE

Assessor#	Owner/Mailing Address	Legal Description	Levy Sub		Iax
			Dist	Dist	
			Type	Key	#1
A33203	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-03-03-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FIL LI 2 BLK 2 BIIIERROOI HEIGHIS SUB 1SI 7417 SQ FI (OLD #A30369) (06)	2		RE
A33201	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-02-11-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FII LI 6 BLK 1 BIIIERROOI HEIGHIS SUB 1SI 7033 SQ FI (OLD #A30369) (06)	2		RE
A33200	BRV DEVELOPMENI ✓ 1926 GRAND AVE SIE 126 BILLINGS MI 59102-2748	03-1033-11-4-02-09-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FII LI 5 BLK 1 BIIIERROOI HEIGHIS SUB 1SI 7000 SQ FI (OLD #A30369) (06)	2		RE
A30369	MULIIPLE DISIRICI ✓ BRV DEVELOPMENI LLC ✓ 1925 GRAND AVE SIE 126 BILLINGS MI 59102-2763	03-1033-11-4-26-20-6000 IR 3A1 COS 2317 2ND AMD (LESS BIIIERROOI HEIGHIS SUB) 70.77 AC (68 77 AC SD 2, 2.0 IN SD 52) ANNEXED 03-18013 (04) MULIIPLE DISIRICI-CHECK OIHER LOC 03-1033-11-4-26-20-6001 IR 3A1 COS 2317 2ND AMD (LESS BIIIERROOI HEIGHIS SUB) 70.77AC (2 0 AC SD 52 68 77 AC SD 2) ANNEXED 03-18013 (04) MULIIPLE DISIRICI-CHECK OIHER LOC	2		RE
A33250	MULIIPLE DISIRICI ✓ CIIY OF BILLINGS ✓ PO BOX 1178 BILLINGS MI 59103-1178	03-1033-11-4-10-01-6000 BH1 BIIIERROOI HEIGHIS SUB 1SI FII PARK BIIIERROOI HEIGHIS SUB 1SI FIL (06) NORIH OF BLK 5 10.464 AC TOTAL - 9.764 SD 2, 7 SD 52 MULIIPLE DISIRICI-CHECK OIHER LOC 03-1033-11-4-10-01-6001 BH1 BIIIERROOI HEIGHIS SUB 1SI FII PARK BIIIERROOI HEIGHIS SUB 1SI (06) NORIH OF BLK 5 10.464 AC TOIAL - 9.764 SD 2, .7 SD 52 MULIIPLE DISIRICI-CHECK OIHER LOC	2		RE
A33221	CIIY OF BILLINGS ✓ PO BOX 1178 BILLINGS MI 59103-1178	03-1033-11-4-04-21-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FII PARK BLK 3 BIIIERROOI HEIGHIS SUB 1SI 1655 SQ FI (OLD #A30369) (06)	2		RE
A33230	CIIY OF BILLINGS ✓ PO BOX 1178 BILLINGS MI 59103-1178	03-1033-11-4-05-17-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FII PARK BLK 4 BIIIERROOI HEIGHIS SUB 1SI *OPEN SPACE* 32362 SQ FI (OLD #A30369) (06)	2		RE

Assessor#	Owner/Mailing Address	Legal Description	Levy Sub		Tax
			Dist	Dist	
A33236	CITY OF BILLINGS <i>ck</i> PO BOX 1178 BILLINGS MI 59103-1178	03-1033-11-4-06-11-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FIL PARK BIK 5 BIIIERROOI HEIGHIS SUB 1SI **OPEN SPACE** 13913 SQ FT (OID #A30369) (06)	2		RE
A33249	CITY OF BILLINGS <i>ck</i> PO BOX 1178 BILLINGS MI 59103-1178	03-1033-11-4-09-01-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FIL PARK BIIIERROOI HEIGHIS SUB 1SI FIL (06) **ISLAND ON EMPIRE DRIVE** 5820 SQ FT (OLD #A30369) (06)	2		RE
A33244	CITY OF BILLINGS <i>ck</i> PO BOX 1178 BILLINGS MI 59103-1178	03-1033-11-4-07-15-0000 BH1 BIIIERROOI HEIGHIS SUB 1SI FII PARK BLK 6 BIIIERROOI HEIGHIS SUB 1SI 1682 SQ FT (OLD #A30369) (06)	2		RE

EXHIBIT "D"

ESTIMATE OF PROBABLE COST PARK MAINTENANCE & LIGHTING DISTRICT NO. 4035 BITTERROOT HEIGHTS SUBDIVISION PARK MAINTENANCE & LIGHTING DISTRICT

1. The City Parks and Recreation Department estimates the maintenance of the improvements for the first year at \$12,035.
2. The first year's assessments are as follows:

CITY OF BILLINGS - PARK MAINTENANCE & LIGHTING DISTRICT NO. 4035 ESTIMATE OF ANNUAL MAINTENANCE COSTS				
PMD Description: Bitterroot Heights Subdivision Park & Public Open Space				
PMD Number: 4035				
Date: 6/4/2007				
BA SUB	ELE	SUB OBJ	ACCOUNT DESCRIPTION	ESTIMATED MAINTENANCE COSTS
			Operations and Supplies	
	34	10	Electricity	\$3,380 00
		20	City Water	\$1,507 00
		50	Ground Maintenance	\$700.00
	39	65	Other Service/Finance Charges	\$715.00
		90	Parks Charge for Services	\$4,313.00
	54	10	Special Assessments	\$920.00
			Total Operations and Supplies, Etc.	\$11,535 00
			Capital E/I Reserve	\$500 00
			Total Bitterroot Heights Subdivision Park O & M Annual Cost Estimate	\$12,035.00
			Assessment Area (Square Foot)	427,931
			1st year Assessment (Per Square Foot)	\$0.02812

4. Total assessment area is as follows:

Bitterroot Heights Subdivision, 1st Filing

Block 1	Lot Area (SF)
Lot 1	7,063
Lot 2	7,000
Lot 3	7,000
Lot 4	7,000
Lot 5	7,000
Lot 6	7,018
Block 2	Lot Area (SF)
Lot 1	7,359
Lot 2	7,417
Lot 3	7,417
Lot 4	7,417
Lot 5	7,417
Lot 6	7,110
Lot 7	7,084
Lot 8	7,097
Lot 9	7,008
Block 3	Lot Area (SF)
Lot 1	10,341
Lot 2	10,240
Lot 3	11,824
Lot 4	16,868
Lot 5	16,510
Lot 6	10,823
Lot 7	10,564
Lot 8	10,500
Lot 9	10,500
Lot 10	10,514
Block 4	Lot Area (SF)
Lot 1	8,861
Lot 2	7,782
Lot 3	8,113
Lot 4	7,920
Lot 5	8,460
Lot 6	7,972
Lot 7	7,382
Lot 8	8,400
Block 5	Lot Area (SF)
Lot 1	9,382
Lot 2	9,781
Lot 3	9,574
Lot 4	9,378
Lot 5	8,076

Block 6		Lot Area (SF)
Lot 1		8,165
Lot 2		8,165
Lot 3		8,165
Lot 4		7,667
Lot 5		8,224
Lot 6		9,661
Lot 7		9,600
Block 7		Lot Area (SF)
Lot 1		7,882
Lot 2		7,714
Lot 3		7,758
Lot 4		7,758

Total Assessment Area in Park Maintenance District = 427,931 sf
9.82 acres
Total Number of Lots = 49

5 Estimated annual maintenance assessment per lot for the first year:

Bitterroot Heights Subdivision, 1st Filing

Block 1	Cost
Lot 1	\$198.64
Lot 2	\$196.87
Lot 3	\$196.87
Lot 4	\$196.87
Lot 5	\$196.87
Lot 6	\$197.37
Block 2	Cost
Lot 1	\$206.96
Lot 2	\$208.59
Lot 3	\$208.59
Lot 4	\$208.59
Lot 5	\$208.59
Lot 6	\$199.96
Lot 7	\$199.23
Lot 8	\$199.59
Lot 9	\$197.09
Block 3	Cost
Lot 1	\$290.83
Lot 2	\$287.99
Lot 3	\$332.53
Lot 4	\$474.39
Lot 5	\$464.32
Lot 6	\$304.38
Lot 7	\$297.10
Lot 8	\$295.30
Lot 9	\$295.30
Lot 10	\$295.69
Block 4	Cost
Lot 1	\$249.20
Lot 2	\$218.86
Lot 3	\$228.17
Lot 4	\$222.74
Lot 5	\$237.93
Lot 6	\$224.20
Lot 7	\$207.61
Lot 8	\$236.24
Block 5	Cost
Lot 1	\$263.86
Lot 2	\$275.08
Lot 3	\$269.26
Lot 4	\$263.74
Lot 5	\$227.13

Block 6	Cost
Lot 1	\$229.63
Lot 2	\$229.63
Lot 3	\$229.63
Lot 4	\$215.62
Lot 5	\$231.29
Lot 6	\$271.70
Lot 7	\$269.99
Block 7	Cost
Lot 1	\$221.67
Lot 2	\$216.95
Lot 3	\$218.18
Lot 4	\$218.18