

## **NOTICE OF INTENTION TO CREATE SPECIAL IMPROVEMENT AND MAINTENANCE DISTRICT # 34, CITY OF THREE FORKS, MONTANA**

NOTICE IS HEREBY GIVEN on September 27, 2022, the City of Three Forks, Montana, passed Resolution No. 384-2022, which is a resolution of intention to create the City of Three Forks Special Improvement and Maintenance District No. 34. The City proposes to create Special Improvement District No. 34, which will generally include all lots in the City other than those located in the Ridgeview subdivision (which is not located in the new draft Jefferson River floodplain) and an area located in the Southwest of the City generally consisting of an airport runway as the proposed Special Improvement District. For a detailed description of the boundaries of, and the lots included in, Special Improvement District No. 34 (the “District”) and the flood mitigation infrastructure improvements thereto, which are generally described as a floodwater diversion channel system consisting of a grass-lined channel and culvert crossing system that will intercept floodwaters west of the City and divert them back to the Jefferson River before reaching the City (the “Improvements”), and the estimated special assessment amounts, refer to the aforesaid resolution on file with the City Clerk at the City Hall, 206 Main Street, Three Forks, Montana.

The estimated cost of the Improvements, including related easement acquisition and incidental expenditures as defined in Section 7-12-4222 Montana Code Annotated (MCA), is \$7,152,375, which is anticipated to be paid from anticipated grants from the Federal Emergency Management Agency of \$4,152,375, and a District bond in an amount of up to \$3,000,000 (the “Bond”).

Each lot or parcel of land in the District will be assessed an equal amount based upon the total cost of the Improvements as authorized in Section 7-12-4162(3)(a), MCA. The estimated annual debt service assessment for each parcel of land for the Improvements is \$194, payable over 20 years, which includes estimated average interest on the Bond as required by Section 7-12-4189(1)(a), MCA (the “Improvement Special Assessment”). The estimated total principal assessment per parcel in the District is \$3,874. As provided in Section 7-12-4162(3)(b), MCA, if an increase occurs in the number of benefited lots or parcels within the boundaries of the District during the term of bonded indebtedness that is payable from the assessments, the City Council shall recalculate the amount assessable to each lot or parcel. The City Council shall base the recalculation on the amount of the District’s outstanding bonded indebtedness for the current fiscal year and shall spread the assessments across the District based on the number of benefited lots or parcels within the boundaries of the District as of July 1 following the action that resulted in the increase in the number of benefited lots or parcels.

Resolution No. 384-2022 further stated the City’s intention to levy an annual maintenance assessment pursuant to Section 7-12-4179, MCA (the “Maintenance Special Assessment”) which will be assessed in addition to the Improvement Special Assessment, and which will typically be used for inspections, miscellaneous routine maintenance of the

Improvements, and for long-term maintenance to maintain and extend the useful life of the Improvements—see Exhibit C of Resolution No. 384-2022 for details. The first annual Maintenance Special Assessment is estimated to be \$20 per parcel. The Maintenance Special Assessment will be based on the estimated annual maintenance requirements divided by the total number of benefited lots in the District. The semi-annual maintenance assessment payments are due November 30th and May 31st, with the first payment expected to be due November 30, 2023, and if not paid on such dates will then be delinquent.

At any time within seventeen (17) days from and after the date of the first publication of the notice of the passage and approval of Resolution No. 384-2022 by the City, any owner of real property within the District subject to assessment for the cost and expense of making the Improvements and/or the maintenance thereof may make and file a written protest against the proposed Improvement Special Assessment, against creation of the District, and/or against the Maintenance Special Assessment. Such protest must: be in writing; identify the property owned by the protestor; be signed by all property owners; and be filed with the City Clerk by 5:00 PM on October 21, 2022. The City Council will, at its next regular meeting, October 25, 2022, at the City Hall, at 6:00 PM, proceed to hear all such written protests so made and filed. For more information, or to review a copy of Resolution No. 384-2022, visit [www.threeforksmontana.us](http://www.threeforksmontana.us) or contact the City Clerk at the address and phone number below.

Dated this 27th day of September, 2022.

/s/ Crystal Turner  
City Clerk/ Deputy Treasurer  
206 South Main Street  
Three Forks, Montana 59752  
(406) 285-3431

Publish:

Three Forks Voice: October 5, 2022, October 12, 2022, and October 19, 2022

Bozeman Daily Chronicle: October 4, 2022, October 16, 2022, and October 23, 2022

Belgrade News: October 6, 2022, October 13, 2022, and October 20, 2022