

Ordinance 2011 - 01

ORDINANCE ACCEPTING THE PETITIONS OF PROPERTY FOR ANNEXATION  
INTO THE  
GALLATIN GATEWAY COUNTY WATER AND SEWER DISTRICT

WHEREAS, the owners of real property by Petition, attached as Exhibit A, requested annexation into the Gallatin Gateway County Water and Sewer District by giving the legal description of the real property requesting annexation, being contiguous and executing an annexation agreement with the Gallatin Gateway County Water and Sewer District;

WHEREAS, the property described in Exhibit A is contiguous to the existing District and the property owners each acknowledged that currently the Gallatin Gateway County Water and Sewer District does not have any service capacity for any property within the District as the District is newly formed;


WHEREAS, on October 3, 2011, at a regularly scheduled and noticed meeting of the Board of Directors, the Board considered the Petition to annex this contiguous property.

WHEREAS, pursuant to §7-5-103, MCA, an ordinance must be read twice with not less than 12 days between readings, the second reading of this Ordinance shall be on November 7, 2011. After the second reading and the passage of thirty days the Ordinance shall be in full force and effect.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE GALLATIN GATEWAY COUNTY WATER AND SEWER DISTRICT AS FOLLOWS:

the Board by passage of this ordinance does agree to annex the property described in Exhibit A into the District and does not require an election of the members of the District in doing so.

ADOPTED by the Board of Directors of the Gallatin Gateway County Water and Sewer District after reading on October 3, 2011 and second reading on November 7, 2011. This Ordinance shall be in effect 30 days after the date of the second reading.

  
\_\_\_\_\_  
President, Gallatin Gateway Board of Directors

Attested:

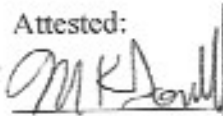
  
\_\_\_\_\_  
Secretary

EXHIBIT A

GALLATIN GATEWAY COUNTY WATER AND SEWER DISTRICT

In re the Annexation of Property to the Gallatin Gateway County Water and Sewer District ) Petition for Annexation

1. Robert Lamiaux is the owner of all that land set forth and described on Exhibit A hereto.

2. 100% of the owners of all that land set forth and described on Exhibit A hereto have executed this Petition for Annexation.

3. Robert Lamiaux (owner), hereby petitions the Gallatin Gateway County Water and Sewer District to annex and otherwise incorporate all that property set forth and described on Exhibit A hereto within the jurisdictional authority and territory of the District.

4. Owner desires to obtain sewage and other wastewater collection and treatment for the uses of those lands set forth on Exhibit A.

5. Owner has made the following arrangements for a potable water supply:

Shared well, Ruth Henderson

Notary Public seal for Dalina C. Ekberg, State of Montana, Commission Expires June 12, 2012.

Done this 16 day of Sept 9, 2011

Signature of Robert Lamiaux

Notary signature block for Dalina C. Ekberg, State of Montana, County of Gallatin, signed September 16, 2011.

Signature lines for property owners. Also, attach a legal description and label it Exhibit A.

Robert Lamiaux
403 Lynde St,
P.O. Box 22
Gallatin Gateway, Mt, 59730

The N 1/2 of tract of land in the NW 1/4 of the SW 1/4 of section 11, Township 3 5th, Range 4 East, P.M.M., Gallatin County, Mt. beginning @ a point which is 13 3/4 chains (967.5) ft. East & 112.49 ft. Sth of the Northwest Corner of the Southwest 1/4 of said section 11; thence West 96.74 ft.; thence South 184.51 ft.; thence East 96.74 ft.; North 184.51 feet to the point of beginning.

# Gallatin County GIS Map Viewer

Parcel Queries Find Subdivision Find Road Find Address Print Map 1:3,728 00

GEOCODE TAXCODE  
Class-A1  
PORTION (Parcel) 484059-591, 504  
PORTION

### Map Contents

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- Background Layers



Susan B. Swimley  
Attorney & Counselor at Law  
1807 W. Dickerson, #B  
Bozeman, MT 59715

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Charlotte Mills - Gallatin County, MT MISC



PLATED  
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**CERTIFICATE AS TO ORDINANCE AND ADOPTING VOTE**

I, the undersigned, being the duly qualified and acting recording officer of the Gallatin Gateway County Water and Sewer District (the "District"), hereby certify that the attached Ordinance 2011-01 is a true and accurate copy of the ordinance entitled: "Ordinance Accepting the Petitions of Property for Annexation into the Gallatin Gateway County Water and Sewer District" (the "Ordinance") on file in the original records of the District in the legal custody of the general manager of the District; that the Ordinance was duly adopted on December 7, 2011, after two readings and the passage of 30 days, of which all meetings were duly held by the Board of Directors for the District and were attended by a quorum of the Board, pursuant to call and notice of such meetings given as required by law; and that the Ordinance has not, as of the date hereof, been amended or repealed.

I further certify that, upon vote taken on the 1<sup>st</sup> and 2<sup>nd</sup> readings of this Ordinance at said meetings, the following Directors voted in favor thereof: Merle Adams, Ted Border, Charlie White, and Earl Wortman; voted against the same: none; abstained from voting thereon: none or were absent: none.

WITNESS my hand officially this 7<sup>th</sup> day of December, 2011.

  
\_\_\_\_\_  
Susan B. Swimley, Acting Secretary

State of Montana     )  
                                  :SS  
County of Gallatin    )

The foregoing instrument was acknowledged before me on the 7<sup>th</sup> day of December 2011 by Susan B. Swimley, Acting Secretary for the Gallatin Gateway County Water and Sewer District.



Susan E. Carroll  
Notary Public for the State of Montana  
Printed Name: Susan E. Carroll  
Residing at Bozeman, Montana  
My Commission expires: 2-6-2012