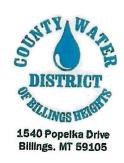
Phone: 252-0539 Fax: 252-0518



PETITION REQUEST FOR ANNEXATION INTO THE COUNTY WATER DISTRICT OF BILLINGS HEIGHTS

WE, the undersigned, owners of the following described real property (the "Owner"), which is contiguous to the County Water District of Billings Heights (the "District"), hereby petition to be annexed into the District pursuant to Montana Code Annotated § 7-13-2341, and on the following terms and conditions:

1. Property Description. This Petition relates to certain real property in Yellowstone County, Montana, more particularly described as follows (the "Property"):

[SEE ATTACHED EXHIBIT "A"]

- 2. Annexation Submittal Package. In addition to this Petition, the Owner shall submit the following (the "Submittal Package"):
 - A. Complete legal description of the Property, including a metes and bounds description;
 - B. Proposed plat of the Property in letter or legal size.
 - ⁱC. Preliminary plans for public improvements to the Property, which must be approved by the District prior to submittal to and approval by the Montana Department of Environmental Quality;
 - D. The zoning and use or intended use of the Property and of the real property immediately adjacent to it; and
 - E. Buy-In Fee.

The District will not commence review of the Petition until the complete Submittal Package has been delivered.

3. The Petition and Submittal Package should be submitted to the District at 1540 Popelka Drive, Billings, Montana, during regular business hours, which are generally Monday through Friday, between 8:00 a.m. and 5:00 p.m. Upon presentation, the Petition and Submittal Package will be checked for completeness. The District will not be required to review any submitted Petition and Submittal Package which is not complete. Submission of a Petition and the mandatory Submittal Package does not obligate the District to approve the annexation. The Owner understands and agrees that annexation is subject to review and decision by the District, as well as any and all conditions imposed by the District and the applicable provisions of Montana Code Annotated § 7-13-2341.

- 4. Hydraulic Modeling and Analysis. By filing this Petition and Submittal Package, the Owner understands and agrees that the review process shall include and be subject to hydraulic modeling to be performed by the District's Engineering Firm or by an engineering firm designated by the District. The Owner shall be solely responsible for any and all costs and fees associated with the hydraulic modeling analysis, whether or not the annexation is approved by the District, which shall be paid immediately upon presentation of an invoice for such costs and fees.
- 5. Annexation Agreement. In the event the Petition is approved, prior to and as a condition precedent to annexation the Owner will be required to enter into an Annexation Agreement setting forth the terms and any conditions of annexation. By approval of this Petition and annexation of the Property, the Owner hereby agrees to be bound by the rules, regulations, ordinances, resolutions and conditions of the District, as the same may be amended or adopted from time to time.
- 6. Water Main Extension Agreement. In the event the District, in its discretion, determines that a water main extension is necessary, the Owner shall also be required to execute (and abide by the terms of) a Water Main Extension Agreement.
- 7. Buy-In Fees. All buy-in fees are payable in advance when the Petition is returned to the District Office signed by all landowners.

Cherry Island, LLC 5855 Elysian Road Billings, MT 59101

"Owner"

*NOTE: If property is jointly owned, all owners must sign this Petition.

ALL ITEMS BELOW SHALL BE COMPLETED BY THE DISTRICT

Date Submitted:

5/4/22

Received by:

PPB

Petition Number:

088-22

Fee Paid:

\$ 72,334.85

DISTING BY W COUNTY BOILD RESERVED TO 12		TRACT I BARRY - BLOCK 3-	GATEMAT SUB-	DASSING OF NEW PROPERTY PROPER	EDITING SP WILL INSTANCE GOLD, 244 & STITE PAA OF ENTRANCE SUB.	NORTH 100 10 0 130 150 SCALE 1' - 160' SCALE 1' - 160'	STATE STATE OF THE
FILING		ACREAGE	State As any			NOTICE OF APPROVAL STATE OF MONTANA County of Yellowstone S33	VICINITY MAP
20 SING	DRIVE	TRACT 1 - BLOCK 2 - TRACT 2	STACE OF HAZE	LOT 1 352750 cs 352750 cs 352750 cs - BLOCK 1	Lor.s	This plot has been approved for filing by the Yellowstone County Board of Planning and conforms to the recommendations of this board. Date President Executive Secretary	BASIS OF REARRIC THE SASS OF REJURNES FOR THE SURVEY HAS BEEN DEFENDED FROM LEFT DESCRIPTIONS AND ISSUED FROM THE SURVEY HAS BEEN DEFENDED FROM LEFT DESCRIPTION PROJECTION IN THE SAME AND A POINT OF GROSS AS A SAYS FOR LATTICE AND INTERTED WE LIGHTLESS WITH LATTICE
AVENUE 15 15 14 NV 3	теккоот	TRACTS SUB.	24(8.61) 24(8.61) (at pec)			CERTIFICATE OF CITY COLINCIL APPROVAL STATE OF MONTANA) County of Yelowstons)	SET DATA 1 16" RESIAR WITH COPA MARCON THIS THE LICENSE NUMBER OF THE VIOLENCE AND MASS CHARGES STRINGT. RE: RECORD OF A CHEEKY CREATE EXAMPLES SIZE, DOG. RESINGUE AND THE RECORD OF A CHEEKY CREATE EXAMPLES SIZE, DOG. RESINGUE AND RECORD OF A CHEEKY CREATE THAT SIZE THE RECORD OF A CHEEKY CREATE THAT SIZE, TONGE SIZE THAT SIZE THAT SIZE THAT SIZE THAT SIZE OF PARISO OF APPENDEN SIZE THAT SIZE THAT SIZE, SOF PRINCE, DOG. PRINCES SIZE THAT SIZE THAT SIZE, SOF PRINCE, DOG. PRINCES SIZE THAT SIZE THAT SIZE SOF PRINCE, DOG. PRINCES NOTE. NOTE: ALL CURVES ARE THATCHT AND ALL PROPERTY LIKES INTERSECTING CHIPMS ARE MARCH. LINESS OFFERING SIZE THAT SIZE T
Sum Sum	118	JRD FILING	40 60	t ten een een ge		We hareby certify that we have examined the concerned and foregoing PLAT OF CHERRY ISLAND SUBDIVISON, and find that said plat conforms with the requirements of the lower of the foregoing of the requirements of The Yellowing on the requirements of The Yellowing on the planting. It is therefore approved and the dedecation to public elary and of londs shown on this plat as being dedicated to such use of concepted.	CERTIFICATE OF DEDICATION STATE OF MONTANA)
SHAMROCK) » [L	CHERRY	TER LOOP	EXISTING BO' WIDE ACCESS	UTILITY PASSMENT PER PLAT OF CHARAC CREEK ESTATES SUB.	IN WINNESS WHEREOF, we have set our hands and the sed of the CITY OF BILLINGS, MONTANA, the day of CITY OF BILLINGS, MONTANA	County of Yellowstone) KNOW ALL UEN BY THESE PRESENTS: That CHERRY ISLAND, LLC., the owner of the Islandha described treat of land, does hereby certify the treat of the Islandha described the Islandha blocks and streets as showneyed, subdivided and plotted into lots, blocks and streets as showneyed, subdivided that Islandha
- BLOCK 1 -		TRACT 7	CON LOT 1	7 70 Day 20 - 5		Mayer Attests:	Lot 2 of Block 1 of Cherry Creek Estates Subdivision, according to the official plot on file in the office of the derk and recorder of Yellowstone County, Montono, under Document No.324914,
ACREAGE		BARRY ACREAG	E LOT 2	LOT 2	- 4	City Clerk	The park requirement for this subdivision has been met by a cosh-lin-lieu donation in the amount of \$ The undersigned bareby grants unto all utility companies, as such are defined and subdivision.
SHANNON S.	100 100	TRACT 6 TRACTS SUB.	LOT 3	LOT 3	ESTATES	CERTIFICATE OF CITY ENGINEER'S OFFICE I hereby certify that the annexed and foregoine state conforms with Section 78-4-125(1)(4), M.C.A., for the removal of samilary restrictions since the plot is inside a master planning area and said tots will be provided with municipal facilities for the supply of valetr and the disposal of second and soid water.	The uncertained hereby greats unto all utility companies, as such ore efforts entered to the forest the companies, an experient for the features law, and cobbe tetristion companies, an experient for the features of the fea
- BLOCK Z -		-	LOYS	LOY 5	SUBDIVISION	IN WINESS WHEREOF, I have executed this CERTIFICATE OF APPROVAL this ggy of 20	By: Title:
		TRACT 5 2ND FILING	LOT S	LOT 7		City Engineer's Office	STATE OF MONTANA) :ss ;
RIVERSIDE			28 LOT 7	LU LOT 8		ERRORS AND OMISSIONS REVIEW	
CEMETERY	DRIVE	BARRY	LOT 8 -BLOCK 2	LOT 10	- <i>BLOCK 1-</i> -	I hereby cartify that I have estamined the annazed and foreaging plat for error and order in competitions and draiting and final that said plat conform in competitions and draiting and final that said plat conform as the said plat experience of the State of Mortana, and that said plat examinate the adjusting decisions and plats of the City of Sillago stream of platted as nearly so accumulatories will permit.	On this
EXISTING 30' WOE COUNTY ROAD		TRACT 2	LOT 10	107 11	≥ 6E	Examining Land Surveyor Date	Notary Public in and for the State of Montana
>	ROOT	mno1 2	2		(17,00 (18) (10) (10)		
SHAMROCK 7-D	BITTERN	ACREAGE	LOT 12	LOT 13	COST USE COST USE	CERTIFICATE OF CITY ATTORNEY This document has been reviewed by the City Attorney's office and is acceptable as to form.	CERTIFICATE OF SURVEYOR
DUBLIN STREET	1-1-	TRACT 3	ag LOT 13	LOT 14	CONTUSE UNITY ROW LASEWAY, DOG No. 3408305 (APPROL 8' EAST & 2' WEST OF PROPERTY LINE)	Date:	STATE OF MONTANA County of Yellowstone The Understand
ACREAGE - BLOCK 4 -	,,, 	TRACT 48	LOT 14	LOT 15	li li	Revioused by:	Montana, states that during the month of April, 2021, a survey was performed under his supervalon of a tract of land to be known as CHERRY ISLAND SUBDIVISION, in accordance with the request of the owner thereof and in conformance with the request of the
SUB. AM.	L	TRACTS SUB.				CERTIFICATE OF COUNTY TREASURER I haveby certify that all real property toxes	The undersigned, a Lond Surveyor licensed in the State of Montane, and the State of Montane, and the State of Montane, and the State of Part of State of Sta
	8	TRACT 4C	LOT 17	LOT 17		I hereby cartify that all real property toxes and special assessments have been pold per 76–3-811()(b) / 76–3-207(3), M.C.A. Date:	that the grass area is 20.95 acres (879,682 SF) and the net area is 16.1814 acres (XXX,XXX SF). SANDERSON STEWART
C.O.S.	8	TRACT 4D	LOT 18	LOT 18	FESTING SO' WAY	Yellowatone County Treasurer By: Deputy	By:
No. 94 AM.	1 -	-	LOT 19	20/19	UTLITY & ACCESS EASEMENT PER PLAY OF CHERRY CHECK ESTAYES S.A.		Montana License No
TR 2	B	1ST FILING TRACT 4E	LOT 20	LOT 20		SUBDIVISION IMPROVEMENT AGREEMENT Document No.	
	" L	(REC: EAST 250.00) 6 89'42'51" E 280.00	J. J.	LOOP	三主	CONSENT TO PLATTING Document No.	
CONNOLY SUR.	7 2	-BLOCK 2 CHERR	1		PLAT OF CHERRY K ESTATES SUB.	STORM DRAIN EASEMENT Document No	Dates
TONE &	BAG	5 77 13 09 or	K 500	CUNE CASEMDET,	S 83"56"09" W 87.64" (REC: S 8359"00" W	BBWA WASTE DITCH EASEMENT Document No.	03
ELLOWS RD.	-	1 100 mil mm 100	YELLOW	- TONE KILL	3		/ -
							SHEET 1 OF 2 21192_CHERRY_SUMD_FP_PROD DNG 21102 2/16/22 PSK/MOB
			A PAPER OF STREET				And the second s