

Return to: City Clerk
City of Missoula
435 Ryman St
Missoula MT 59802

ASSESSMENT AGREEMENT

THIS ASSESSMENT AGREEMENT (the "Agreement") dated as of the 2nd day of October, 2021, is entered into by and between the owners of the real property described in Section 1 of this Agreement (the "Property"), and the city of Missoula, Montana (the "City"), as follows:

RECITALS:

WHEREAS, the City has the authority to order in the construction of sidewalks, curbs, gutters, driveway approaches, alley approaches and related Improvements and require property owners to pay the costs thereof; and

WHEREAS, the statutes allow the property owner to construct Improvements or allow the City to construct the Improvements and spread the costs of Improvements as a special assessment against the property payable over a term not to exceed 20 years (the "Program"); and

WHEREAS, the Property Owner has caused the construction of certain Improvements; and

WHEREAS, the Property Owner has requested that the City finance the costs of the Improvements and spread the cost thereof along with the costs of financing and administering the Program as a special assessment against the Property.

NOW, THEREFORE, in consideration of the foregoing and other due and valid consideration, the Parties hereby agree as follows:

Section 1. The legal description of the property to be assessed for cost of Improvements is described as: Carline Addition - BLK 17 Lots 134 and 16A, S29,
T13N, R19W, Block 17, Lot 13A, Tax ID 3296501
and commonly addressed as: 2155 1/2 W Kent Ave

Section 2. The Improvements, including the construction cost of \$ 3,850.00, and all financing and administrative costs (may be less, but not to exceed additional 20%) shall constitute the Principal and such amount shall be assessed against the Property in equal semiannual installments of principal and interest over a term of 20 years. The special assessments shall bear interest at an annual rate equal to the rate that the City receives for the sale of its bonds to finance the costs of the Program (plus 0.5% per annum).

Section 3. The Property Owner(s) acknowledge, understand, confirm and consent that the amount so assessed will become a lien against the Property, which can be extinguished only by the payment in full of the principal amount of the assessment with interest due thereon. The assessment shall be pre-payable by the Property Owner(s) at the principal amount outstanding plus interest thereon to the next succeeding interest payment date on the City's bonds, which payment dates are each January 1 and July 1.

The parties acknowledge that they are the lawful owner(s) and seized of the real property described herein, and that they have good and lawful right and authority to execute this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

By: Benjamin Bruce Adkison

Print: Benjamin Bruce Adkison

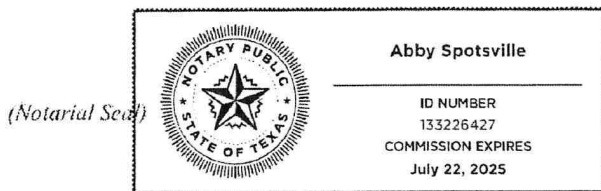
By: N/A

Print: N/A

STATE OF MONTANA)
: ss
County of Missoula)

On this 1st day of October, 2021, before me a Notary Public for the ~~State of Montana~~, personally appeared Benjamin Bruce Adkison and N/A, known to me to be the person(s) whose name(s) is (are) subscribed to the within instrument, and acknowledged to me that (he) (she) (they) executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.



Notarized online using audio-video communication

AS
Abby Spotsville
Notary Public for the ~~State of Montana~~ Texas
Residing at County of Harris
My Commission expires 07/22/2025

Property Owner Name: Benjamin Adkison Phone: 406-396-6053
Owner Mailing Address: 2155 1/2 W Kent, Missoula, MT 59801
Description of Work (the "Improvements") ROW Sidewalk installation in
front of house/lot
Contractor Completing Work: Hm Concrete




H-M Concrete L.L.C.
18427 Mullan Road
Frenchtown MT 59834

Invoice

Date	Invoice #
9/19/2021	21-46

Bill To
Ben Adkison PO Box 18251 Missoula, MT 59808

P.O. No.	Terms	Project
		2155 1/2 West Kent Ave

Quantity	Description	U/M	Rate	Amount								
1	Pour 140 SF Concrete Sidewalk City Permit Fee	ea	3,600.00 250.00	3,600.00 250.00								
<p>Proj. 2021-001 Misc. Assessment Parcels 2155 1/2 W. Kent Ave. Tax ID 3296501</p> <table><tr><td>_____ \$ _____</td></tr><tr><td>4465.280.430262.930 \$ 3,850.00</td></tr><tr><td>_____ \$ _____</td></tr><tr><td>_____ \$ _____</td></tr><tr><td>Approved 10/5/21 Total \$ 3,850.00</td></tr><tr><td><u>Mark Tolpovich</u> 10/5/21</td></tr><tr><td>(reference) (date)</td></tr><tr><td> 10/5/21</td></tr></table>					_____ \$ _____	4465.280.430262.930 \$ 3,850.00	_____ \$ _____	_____ \$ _____	Approved 10/5/21 Total \$ 3,850.00	<u>Mark Tolpovich</u> 10/5/21	(reference) (date)	 10/5/21
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Approved 10/5/21 Total \$ 3,850.00												
<u>Mark Tolpovich</u> 10/5/21												
(reference) (date)												
 10/5/21												
Thank you for your business!			Total	\$3,850.00								