

PUBLIC NOTICE

**NOTICE OF RESOLUTION OF
INTENT TO PROVIDE IMPROVEMENTS
BY SPECIAL ASSESSMENT**

**TO THE OWNERS OF LAND WITHIN THE LOWER NOWOOD
IMPROVEMENT AND SERVICE DISTRICT**

At the request of the Board of Directors of the Lower Nowood Improvement and Service District, the undersigned Mary Grace Strauch, as Washakie County Clerk, hereby gives notice pursuant to Wyo. Stat. Ann. § 18-12-117 (LexisNexis 2012-2016) as follows:

On the 22nd day of March, 2017, the Board of Directors of Lower No-wood Improvement and Service District, hereinafter "District", pursuant to Wyo. Stat. Ann. § 18-12-116 (LexisNexis 2012-2016), adopted a Resolution to the effect that the Board intends to order construction of a water supply system to provide water to lands located within the District to be paid for by special assessment.

i) The specific nature of the improvement proposed is the construction of a ground water well and rural water distribution system constructed within the District.

ii) The extent of the District to be assessed is the entire District with the exception of those properties belonging to:

- a. That property belonging to Mitchell F. and Bryony A. Volin described as:

SW¼SE¼ of Section 28, Township 48 North, Range 89 West,

- b. That property belonging to Janeen L. Capshaw-King described as:

NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33, Township 48 North,
Range 89 West; SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 48
North, Range 89 West;

- c. That property belonging to Mark Richard and Holly Jean Redland described as:

Parts of Tract 851 located in Section 12 and Section 13,
Township 48 North, Range 89 West. Tract T62, Tract T61A
and Tract T61B located in Section 13, Township 47, Range
89 West

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All other properties within the District shall be assessed.

iii) The Board has determined for assessment costs the fairest and most equitable distribution of costs of the improvement would be to assess each property benefiting from the project equally with additional assessments imposed for each additional tap requested by said landowner.

iv) The total probable cost of the water supply project as determined by estimates of Sage Civil Engineering, a qualified professional engineering firm located in Cody, Wyoming at 2824 Big Horn Avenue, Cody, Wyoming 82414, is a gross amount of \$2,362,207.35. The Board intends to obtain a grant from the Wyoming Water Development Commission ("WWDC") in the amount of \$1,518,067.12, and a grant from the United States Department of Agriculture in the amount \$427,000.00. The remaining amount will be paid through a loan with the United States Department of Agriculture in the amount of \$417,000.00 over a term of 30 years at approximately a 1.875 percent interest rate. If the grants from the WWDC and the United States Department of Agriculture or the loan from the United States Department of Agriculture are not approved, the project will not be constructed. The total probable cost of said loan per landowner with one tap is approximately \$50,328.00. The cost per year per landowner with one tap will be approximately \$1,680.00 or approximately \$140.00 per month. In addition to the assessment for construction costs, each landowner with one (1) tap will be assessed an operation and maintenance fee of approximately \$75.00 per month. The total monthly combined assessment for the construction, and operation and maintenance will be approximately \$215.00 per month.

v) The time when a resolution authorizing said improvement will be considered by the Board is July 24, 2017 from 5:30 p.m. until 6:00 p.m. at the Public Hearing to be held at the residence of Larry and Janette King, 946 Road 47, Ten Sleep, Wyoming with final action by the Board to be at the close of the hearing.

vii) That maps, estimates and schedules showing the approximate amount to be assessed and all resolutions and proceedings are on file and may be seen or examined at the residence of Larry and Janet King, 946 Road 47, Ten Sleep, Wyoming 82442 during regular working hours.

viii) That all complaints and objections concerning the proposed improvement by owners of property subject to assessment will be heard and considered by the Board at a Public Hearing held under the provisions of the Wyoming Administrative Procedure Act (Wyo. Stat. Ann.

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§§ 16-3-101 through 16-3-115 [LexisNexis 2012-12016]). The Public Hearing will be held at the residence of Larry and Janette King, 946 Road 47, Ten Sleep, Wyoming on July 24, 2017, between 5:30 p.m. and 6:00 p.m.

Written comments, including complaints and objections, may be mailed to the Board of Directors of the Lower Nowood Improvement and Service District, 946 Road 47, Ten Sleep, Wyoming 82442. If mailed, any written comments, including complaints and objections, must be mailed to be received by the Board no later than 5:00 p.m. at the close of business on July 24, 2017. IN THE ALTERNATIVE, written comments, including complaints and objections, may be hand delivered to the Board at the Public Hearing on or before 6:00 p.m. on July 24, 2017. All written objections must be legible, signed by the legal owner or his legal agent and must clearly identify which property subject to assessment the comment pertains to, and the name(s) of the landowner or legal representative. Any objections signed on behalf of the owner by his legal representative must include a notarized sworn statement providing such authority by the landowner. Failure to submit proof of such authority shall make such objection void.

IF OBJECTIONS TO THE PROPOSED WATER SUPPLY PROJECT ARE MADE BY OWNERS OR AGENTS REPRESENTING PROPERTY SUBJECT TO THIRTY PERCENT (30%) OR MORE OF THE PROJECTED DOLLAR ASSESSMENTS, THE SPECIAL ASSESSMENT FOR THE WATER SUPPLY PROJECT MAY NOT BE AUTHORIZED AND A NEW RESOLUTION FOR THE SAME OR SIMILAR PURPOSES ENCOMPASSING PROPERTY REPRESENTING OBJECTIONS MAY NOT BE CONSIDERED WITHIN ONE (1) YEAR THEREAFTER. WYO. STAT. ANN. § 18-12-117(b)(LexisNexis 2012-2016)

DATED this 30th day of May, 2017

/s/Mary Grace Strauch
Mary Grace Strauch
MARY GRACE STRAUCH
WASHAKIE COUNTY CLERK

June 9, 2017