

OFFICE OF THE COUNTY ATTORNEY  
STILLWATER COUNTY, MONTANA

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**Nancy L. Rohde**  
County Attorney

July 8, 2016

Ms. Heidi Stadel  
Stillwater County Clerk & Recorder  
P.O. Box 149  
Columbus, MT 59019

Re: Zoning Petition

Dear Heidi:

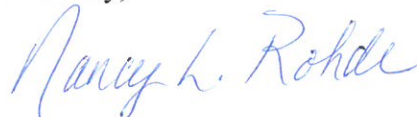
I am writing in response to a letter you received from Mr. Burton Williams regarding the Stillwater County Beartooth Front District citizen-initiated zoning district petition. Mr. Williams expressed concern over certain parts of the submittal requirements you sent to him, specifically Section D.5 through D.10. Mr. Williams indicated he and others believed D.5 through D.10 to be burdensome and suggested an affidavit process to alleviate some of that burden. Mr. Williams submitted two forms.

I have reviewed the proposed affidavits Mr. William sent in and found the affidavit with the notary seal section to be adequate. Given the amount of signatures contained in this petition, I feel it appropriate for the County to accept the affidavit process for this particular petition. However, the guidelines you have set forth will apply without the affidavit process in place to all future petitions which may be filed in your office.

The citizen group will need additional time to prepare affidavits for those properties affected. It is appropriate to allow the group as much time as they need to accomplish this. I would initially suggest ninety (90) to one-hundred eighty (180) days be allowed with the provision that if the group would like even more time than that, to just let us know.

Thank you.

Sincerely,



Nancy L. Rohde  
Stillwater County Attorney

Affidavit Regarding Ownership of Real Property

State of \_\_\_\_\_

County of \_\_\_\_\_

(Name of person signing), being first duly sworn, says:

1. This affidavit is submitted in support of the PETITION FOR CREATION OF CITIZEN-INITIATED ZONING DISTRICT WITH PLANNING & ZONING COMMISSION, September 12, 2014.

2. I signed the attached signature sheet for the PETITION as (description of legal relationship such as president, other officer, partner, manager, member, etc. ) of (name of title holder to property).

3. I have the authority to lawfully sign the PETITION on behalf of (name of title holder to property).

[4. No other signature is required to sign the PETITION on behalf of (name of title holder to property).]

The undersigned swears that the statements set forth in this instrument are true and correct.

\_\_\_\_\_

Name

\_\_\_\_\_

Date

State of \_\_\_\_\_

County of \_\_\_\_\_

BEFORE ME, the undersigned authority, on this day personally appeared \_\_\_\_\_, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_ (signature)

NOTARY PUBLIC, STATE OF \_\_\_\_\_

\_\_\_\_\_ (print name)

Print name