

1 JARED M. LE FEVRE
2 EMILY L. ROYER
3 CROWLEY FLECK PLLP
4 490 North 31st Street, Suite 500
5 P. O. Box 2529
6 Billings, MT 59103-2529
7 Telephone: (406) 252-3441
8 Facsimile: (406) 252-3181
9 jlefevre@crowleyfleck.com
10 eroyer@crowleyfleck.com

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PUBLIC SERVICE
COMMISSION

7 PUBLIC SERVICE COMMISSION FOR THE STATE OF MONTANA

8 IN THE MATTER OF THE PETITION OF)
9 BULL MOUNTAIN SANITATION, LLC,)
10 FOR A DECLARATORY RULING)
11)
12)

Docket No.:

**PETITION FOR DECLARATORY
RULING**

13 _____
14 **INTRODUCTION**

15 Bull Mountain Sanitation, LLC (“Bull Mountain Sanitation”), by and through its attorneys,
16 Crowley Fleck PLLP, respectfully submits this Petition for Declaratory Ruling.

17 Bull Mountain Sanitation hereby petitions for a ruling from the Public Service
18 Commission that pursuant to Mont. Code Ann. § 69-12-102(1)(c), Bull Mountain Sanitation’s
19 garbage hauling service is exempt from Class D motor carrier certificate requirements because
20 Bull Mountain Sanitation only provides garbage hauling services to cities, towns or villages with
21 a population of less than 500.

22 M.C.A. § 69-12-102(1)(c) provides an exception for a Class D motor carrier certificate
23 when:
24

- 25 (c) the transportation of household goods and garbage by motor
vehicle in a city, town, or village with a population of less

1 than 500 persons according to the latest United States census
2 or in the commercial areas of a city, town, or village with a
3 population of less than 500 persons, as determined by the
4 commission;

5 According to the plain language of the statute, Bull Mountain Sanitation is exempt
6 from Class D motor carrier certificate requirements because its garbage hauling business services
7 communities of less than 500 persons.

8 BACKGROUND

9 Bull Mountain Sanitation is a family-owned small Montana business operating in rural
10 Musselshell County. Bull Mountain Sanitation was organized as a Montana limited liability
11 company on March 18, 2013. Bull Mountain Sanitation is managed by its three members, Gene
12 Jorgenson, his son, Terry Jorgenson, and his grandson, Josh Jorgenson. Shortly after organization,
13 Bull Mountain Sanitation began providing garbage hauling services to local ranches and
14 households in Musselshell County.

15 Bull Mountain Sanitation's services consist of picking up garbage from residences, farms
16 and ranches in Musselshell County and delivering the garbage to designated drop off sites in
17 Roundup. Allied Waste Services, per its contract with Musselshell County, then transports all
18 garbage from these drop-off sites to the landfill in Billings. Bull Mountain Sanitation operates
19 exclusively within Musselshell County.

20 According to the 2010 Census, published in September 2012, Musselshell County had a
21 population of 4,538. *See Ex. A* (United States Department of Commerce, Economics and
22 Statistics Administration, *Montana: 2010 Population and Housing Unit Counts*, 2010 Census of
23 Population and Housing (Sept. 2012)). The entire area of Musselshell County is considered rural
24 in nature. *See Ex. B*. In fact, within the County, Roundup is the only town or city which has a
25

1 population over 500. *See* Ex. C. The only other recognized town in Musselshell County is
2 Melstone, with a population of 96. *Id.*

3 The rural nature of Musselshell County is further supported by the concept of Census
4 Designated Places (CDPs), which is used by the U.S. Census. CDPs are delineated “to provide
5 data for settled concentrations of population that are identifiable by name but are not legally
6 incorporated under the laws of the state in which they are located.” *See* Ex. D (United States
7 Department of Commerce, Economics and Statistics Administration, *Selected Appendixes: 2010*
8 *Population and Housing Unit Counts*, U.S. Census of Population and Housing (June 2012)). Bull
9 Mountain Sanitation services several of these CDPs, including Klein CDP with a population of
10 168; Musselshell CDP with a population of 60; and Camp Three CDP with a population of 173.
11 *See* Ex. C. The only location in Musselshell County with a population of 500 or greater is
12 Roundup. *Id.* Bull Mountain Sanitation does not service Roundup and has agreed with the
13 Musselshell County Commissioners that it will not do so.

14 As a result of their rural location, many residents of Musselshell County burn or bury their
15 garbage, as their options for garbage disposal are very limited. Bull Mountain Sanitation is able
16 to meet the needs of these residents, and provide safe, efficient, door-to-door garbage hauling
17 services. Bull Mountain Sanitation strives to serve the rural population. It does not service
18 residents or solicit any business within the city limits of Roundup.

19
20
21 **PETITION FOR DECLARATORY RULING**

22 The Montana Public Service Commission (the “Commission”) has adopted the Attorney
23 General’s Model Procedural Rules governing declaratory rulings. Admin. R. Mont. 38.2.101.
24 A party may seek a declaratory ruling when doubt exists as to how a statute or rule administered
25

1 by an agency affects the party's legal rights. Admin. R. Mont. 1.3.226. Montana Administrative
2 Rule 1.3.227 sets forth the standards for the contents of a petition for declaratory ruling.

3 Pursuant to these standards, Bull Mountain Sanitation provides the following information.

4 1. The Petitioner's name is Bull Mountain Sanitation, LLC. The address for Bull
5 Mountain is:

6 Bull Mountain Sanitation, LLC
7 PO Box 238
8 Melstone, MT 59054

9 2. As discussed previously (the Background discussion above is incorporated herein
10 by this reference), Bull Mountain Sanitation provides garbage hauling services to the rural homes,
11 farms and ranches located in Musselshell County, other than Roundup. Bull Mountain
12 Sanitation's operations appear to fall within the statutory definition of "motor carrier", which may
13 be regulated by the Commission. A "motor carrier" is defined as a "person or corporation . . .
14 operating motor vehicles upon a public highway in this state for the transportation of passengers,
15 household goods, or garbage for hire on a commercial basis, either as a common carrier or under
16 private contract, agreement, charter or undertaking." M.C.A. § 69-12-101(9).

17 Motor carriers that transport garbage must obtain a Class D Motor Carrier certificate
18 issued by the Commission. M.C.A. § 69-12-314. However, M.C.A. § 69-12-102(1)(c) provides
19 an exemption to the Class D certification and states that this chapter [Chapter 12] does not affect
20 "the transportation of household goods and garbage by motor vehicle in a city, town, or village
21 with a population of less than 500 persons according to the latest United States census or in the
22 commercial areas of a city, town or village with a population of less than 500 persons, as
23 determined by the commission."
24

1 Bull Mountain Sanitation operates exclusively within rural Musselshell County. It does
2 not provide garbage hauling services to designated populations of 500 or more. According to the
3 latest U.S. Census, published in September 2012, the population of Musselshell County is 4,538.
4 *See Ex. A.* The entire area of Musselshell County is considered rural in nature, with an average of
5 2.4 persons living in each square mile of the County. *See Ex. C.* Bull Mountain services these
6 rural households and ranches, most of which are not located in any type of town or village.
7 Because Bull Mountain does not service residents within the city of Roundup, the only customers
8 within a town or city would be those living in Melstone, which has a population of less than 100.
9 Moreover, while “village” is not a statutorily-defined term, Bull Mountain Sanitation does not
10 service any Census Designated Place with a population of 500 or more.
11

12 3. Accordingly, the statute for which Bull Mountain Sanitation seeks a declaratory
13 ruling is M.C.A. § 69-12-102(1)(c), which provides an exemption for the transportation of
14 household goods and garbage by motor vehicle in a city, town or village with a population of less
15 than 500 persons according to the latest United States census or in the commercial areas of a city,
16 town or village with a population of less than 500 persons, as determined by the Commission.

17 4. The specific legal question presented is: whether Bull Mountain Sanitation is
18 statutorily exempt from Class D motor carrier certificate licensing requirements based on the facts
19 provided herein; that Bull Mountain Sanitation only transports household garbage by motor
20 vehicle in a city, town or village with a population of less than 500 persons according to the latest
21 United States census or in the commercial areas of a city, town or village with a population of less
22 than 500 persons. Thus, the Commission is asked to construe the exemption provided in M.C.A.
23 § 69-12-102(1)(c).
24
25

1 5. Petitioner contends that it is exempt from the requirements of a Class D Motor
2 Carrier certificate for its activities, and falls within the exemption provided in
3 M.C.A. § 69-12-102(1)(c). Bull Mountain Sanitation does not transport household garbage by
4 motor vehicle in a city, town or village with a population of 500 persons or greater according to
5 the latest United States census. Additionally, it does not transport garbage in the commercial
6 areas of a city, town or village with a population of 500 persons or greater. The Petitioner only
7 transports garbage by motor vehicle in one town, Melstone, which has a population of 96. The
8 rest of the Petitioner's customers are located in very rural areas. Bull Mountain Sanitation has
9 agreed not to provide services to Roundup.
10

11 6. Bull Mountain Sanitation requests a declaratory ruling that that it is exempt from
12 Class D certificate requirements provided it continues to operate according to the facts discussed
13 herein.

14 7. The names and addresses of any person that Bull Mountain Sanitation knows may
15 be interested in the outcome of this declaratory ruling include:

16 Allied Waste Services of North America
17 d/b/a Republic Services of Montana
18 1501 Rodgers
19 PO Box 8449
20 Missoula, MT 59807

21 c/o Jacqueline R. Papez, Esq.
22 Doney Crowley P.C.
23 P.O. Box 1185
24 Helena, MT 59624
25

23 Allied Waste Services has previously contacted Bull Mountain Sanitation concerning its
24 authority to operate without a Class D certificate.

1 **CONCLUSION AND PRAYER FOR RELIEF**

2 WHEREFORE, Bull Mountain Sanitation petitions the Commission for a declaratory
3 ruling as follows:

4 A. That the Commission rule that Bull Mountain Sanitation is exempt from Class D
5 Motor Carrier certificate requirements based upon the exception provided in § 69-12-102(1)(c);

6 B. That the Commission construe § 69-12-102(1)(c) to the facts described herein; and

7 C. For such other relief as is just and proper.

8 Respectfully submitted this 25th day of September, 2014.
9

10 CROWLEY FLECK PLLP

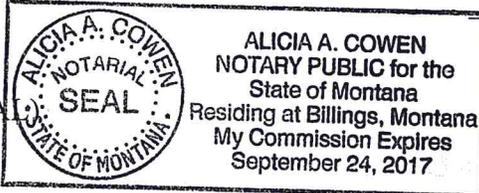
11 BY [Signature]
12 JARED M. LE FEVRE
13 Attorneys for Petitioner

14 **VERIFICATION**

15 [Signature]
16 JOSH JORGENSEN
17 Member of Bull Mountain Sanitation LLC
18

19 STATE OF MONTANA)
20 : ss.
21 County of Yellowstone)

22 Signed and sworn to before me on the 25th day of September, 2014 by Josh Jorgenson.

23 (NOTARIAL SEAL) 
24
25

Alicia A. Cowen

1 **CERTIFICATE OF SERVICE**

2 I, Jared M. Le Fevre, hereby certify under penalty of perjury that a copy of the foregoing
3 was served upon the following parties of record by U.S. First Class Mail, Postage Prepaid to:

4 Allied Waste Services of North America
5 d/b/a Republic Services of Montana
6 c/o Jacqueline R. Papez, Esq.
7 Doney Crowley P.C.
8 P.O. Box 1185
9 Helena, MT 59624

10 ON this 25th day of September, 2014.

11 
12 _____
13 JARED M. LE FEVRE
14 P. O. Box 2529
15 Billings, MT 59103-2529
16 Attorneys for Petitioner
17
18
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Table 4.
Population and Housing Units: 1970 to 2010

[For information concerning historical counts and geographic change, see "User Notes." For information on confidentiality, nonsampling error, and definitions, see Appendixes]

State County/County Equivalent	Population					Housing units				
	2010	2000	1990	1980	1970	2010	2000	1990	1980	1970
Montana.....	989,415	902,195	799,065	786,690	694,409	482,825	412,633	361,155	328,465	246,603
Beaverhead County.....	9,246	9,202	8,424	8,186	8,187	5,273	4,571	4,128	3,741	3,210
Big Horn County.....	12,865	12,671	11,337	11,096	10,057	4,695	4,655	4,304	3,867	2,900
Blaine County.....	6,491	7,009	6,728	6,999	6,727	2,843	2,947	2,930	2,583	2,382
Broadwater County.....	5,612	4,385	3,318	3,267	2,526	2,695	2,002	1,593	1,449	925
Carbon County.....	10,078	9,552	8,080	8,099	7,080	6,441	5,494	4,828	4,360	3,369
Carter County.....	1,160	1,360	1,503	1,799	1,956	810	811	816	795	761
Cascade County.....	81,327	80,357	77,691	80,696	81,804	37,276	35,225	33,063	32,199	27,190
Chouteau County.....	5,813	5,970	5,452	6,092	6,473	2,879	2,776	2,668	2,689	2,625
Custer County.....	11,699	11,696	11,697	13,109	12,174	5,560	5,360	5,405	5,473	4,356
Daniels County.....	1,751	2,017	2,266	2,835	3,083	1,111	1,154	1,220	1,303	1,281
Dawson County.....	8,966	9,059	9,505	11,805	11,269	4,233	4,168	4,487	4,637	3,755
Deer Lodge County.....	9,298	9,417	10,356	12,518	15,652	5,122	4,958	4,830	5,199	5,150
Fallon County.....	2,890	2,837	3,103	3,763	4,050	1,470	1,410	1,525	1,519	1,357
Fergus County.....	11,586	11,893	12,083	13,076	12,611	5,836	5,558	5,732	5,392	4,738
Flathead County.....	90,928	74,471	59,218	51,966	39,460	46,963	34,773	26,979	22,485	14,098
Gallatin County.....	89,513	67,831	50,463	42,865	32,505	42,289	29,489	21,350	17,173	10,761
Garfield County.....	1,206	1,279	1,589	1,656	1,796	844	961	924	868	732
Glacier County.....	13,399	13,247	12,121	10,628	10,783	5,348	5,243	4,797	4,002	3,458
Golden Valley County.....	884	1,042	912	1,026	931	476	450	432	472	366
Granite County.....	3,079	2,830	2,548	2,700	2,737	2,822	2,074	1,924	1,635	1,345
Hill County.....	16,096	16,673	17,654	17,985	17,358	7,250	7,453	7,345	7,194	5,843
Jefferson County.....	11,406	10,049	7,939	7,029	5,238	5,055	4,199	3,302	2,867	1,566
Judith Basin County.....	2,072	2,329	2,282	2,646	2,667	1,336	1,325	1,346	1,360	1,115
Lake County.....	28,746	26,607	21,041	19,056	14,445	16,588	13,605	10,972	9,038	5,927
Lewis and Clark County.....	63,395	55,716	47,495	43,039	33,281	30,180	25,672	21,412	18,571	12,359
Liberty County.....	2,339	2,158	2,295	2,329	2,359	1,043	1,070	1,007	1,154	792
Lincoln County.....	19,687	18,837	17,481	17,752	18,063	11,413	9,319	8,002	7,018	5,907
McCone County.....	1,734	1,977	2,276	2,702	2,875	1,008	1,087	1,161	1,121	1,055
Madison County.....	7,691	6,851	5,989	5,448	5,014	6,940	4,671	3,902	2,741	2,141
Meagher County.....	1,891	1,932	1,819	2,154	2,122	1,432	1,363	1,259	1,201	1,043
Mineral County.....	4,223	3,884	3,315	3,675	2,958	2,446	1,961	1,635	1,646	1,083
Missoula County.....	109,299	95,802	78,687	76,016	58,263	50,106	41,319	33,466	30,534	18,891
Musselshell County.....	4,538	4,497	4,106	4,428	3,734	2,654	2,317	2,183	2,039	1,577
Park County.....	15,636	15,694	14,484	12,869	11,197	9,375	8,247	6,926	6,074	4,648
Petroleum County.....	494	493	519	655	675	324	292	293	306	269
Phillips County.....	4,253	4,601	5,163	5,367	5,386	2,335	2,502	2,765	2,514	2,153
Pondera County.....	6,153	6,424	6,433	6,731	6,611	2,659	2,834	2,618	2,702	2,267
Powder River County.....	1,743	1,858	2,090	2,520	2,862	1,022	1,007	1,096	1,123	962
Powell County.....	7,027	7,180	6,620	6,958	6,660	3,105	2,930	2,835	2,830	2,453
Prairie County.....	1,179	1,199	1,383	1,836	1,752	673	718	749	808	706
Ravalli County.....	40,212	36,070	25,010	22,493	14,409	19,583	15,946	11,099	9,133	5,333
Richland County.....	9,746	9,667	10,716	12,243	9,837	4,550	4,557	4,825	4,690	3,514
Roosevelt County.....	10,425	10,620	10,999	10,467	10,365	4,063	4,044	4,265	3,809	3,386
Rosebud County.....	9,233	9,383	10,505	9,899	6,032	4,057	3,912	4,251	3,787	2,055
Sanders County.....	11,413	10,227	8,669	8,675	7,093	6,678	5,271	4,335	3,843	2,833
Sheridan County.....	3,384	4,105	4,732	5,414	5,779	2,089	2,167	2,417	2,416	2,086
Silver Bow County.....	34,200	34,606	33,941	38,092	41,981	16,717	16,176	15,474	16,071	15,631
Stillwater County.....	9,117	8,195	6,536	5,598	4,632	4,803	3,947	3,291	2,681	1,959
Sweet Grass County.....	3,651	3,609	3,154	3,216	2,980	2,148	1,860	1,639	1,479	1,387
Teton County.....	6,073	6,445	6,271	6,491	6,116	2,892	2,910	2,725	2,747	2,265
Toole County.....	5,324	5,267	5,046	5,559	5,839	2,336	2,300	2,354	2,432	2,163
Treasure County.....	718	861	874	981	1,069	422	422	448	462	448
Valley County.....	7,369	7,675	8,239	10,250	11,471	4,879	4,847	5,304	5,611	5,289
Wheatland County.....	2,168	2,259	2,246	2,359	2,529	1,197	1,154	1,129	1,140	1,009
Wibaux County.....	1,017	1,068	1,191	1,476	1,465	538	587	563	680	536
Yellowstone County.....	147,972	129,352	113,419	108,035	87,367	63,943	54,563	48,781	42,756	29,169

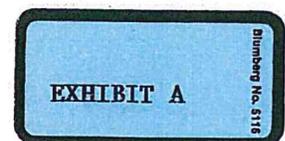


Table 7.
Population by Urban and Rural: 2010

[For information on confidentiality, nonsampling error, and definitions, see Appendixes]

State County/County Equivalent	Total population	Urban			Rural			Percent of total population	
		Total	In urbanized area	In urban cluster	Total	In place	Not in place	Urban	Rural
Montana	989,415	553,014	262,137	290,877	436,401	176,527	259,874	55.9	44.1
Beaverhead County.....	9,246	4,609	—	4,609	4,637	435	4,202	49.8	50.2
Big Horn County.....	12,865	3,614	—	3,614	9,251	4,510	4,741	28.1	71.9
Blaine County.....	6,491	—	—	—	6,491	4,473	2,018	—	100.0
Broadwater County.....	5,612	—	—	—	5,612	3,628	1,984	—	100.0
Carbon County.....	10,078	—	—	—	10,078	4,784	5,294	—	100.0
Carter County.....	1,160	—	—	—	1,160	361	799	—	100.0
Cascade County.....	81,327	65,207	65,207	—	16,120	5,852	10,268	80.2	19.8
Chouteau County.....	5,813	—	—	—	5,813	3,659	2,154	—	100.0
Custer County.....	11,699	9,604	—	9,604	2,095	19	2,076	82.1	17.9
Daniels County.....	1,751	—	—	—	1,751	1,088	663	—	100.0
Dawson County.....	8,966	6,494	—	6,494	2,472	617	1,855	72.4	27.6
Deer Lodge County.....	9,298	6,170	—	6,170	3,128	3,128	—	66.4	33.6
Fallon County.....	2,890	—	—	—	2,890	1,903	987	—	100.0
Fergus County.....	11,586	6,090	—	6,090	5,496	1,197	4,299	52.6	47.4
Flathead County.....	90,928	44,114	—	44,114	46,814	14,186	32,628	48.5	51.5
Gallatin County.....	89,513	59,488	—	59,488	30,025	10,604	19,421	66.5	33.5
Garfield County.....	1,206	—	—	—	1,206	343	863	—	100.0
Glacier County.....	13,399	7,502	—	7,502	5,897	1,693	4,204	56.0	44.0
Golden Valley County.....	884	—	—	—	884	432	452	—	100.0
Granite County.....	3,079	—	—	—	3,079	1,259	1,820	—	100.0
Hill County.....	16,096	9,657	—	9,657	6,439	4,114	2,325	60.0	40.0
Jefferson County.....	11,406	—	—	—	11,406	8,221	3,185	—	100.0
Judith Basin County.....	2,072	—	—	—	2,072	703	1,369	—	100.0
Lake County.....	28,746	4,763	—	4,763	23,983	9,922	14,061	16.6	83.4
Lewis and Clark County.....	63,395	45,055	—	45,055	18,340	11,226	7,114	71.1	28.9
Liberty County.....	2,339	—	—	—	2,339	1,004	1,335	—	100.0
Lincoln County.....	19,687	3,978	—	3,978	15,709	5,914	9,795	20.2	79.8
McCone County.....	1,734	—	—	—	1,734	615	1,119	—	100.0
Madison County.....	7,691	—	—	—	7,691	2,789	4,902	—	100.0
Meagher County.....	1,891	—	—	—	1,891	1,003	888	—	100.0
Mineral County.....	4,223	—	—	—	4,223	2,113	2,110	—	100.0
Missoula County.....	109,299	84,896	82,157	2,739	24,403	8,851	15,552	77.7	22.3
Musselshell County.....	4,538	—	—	—	4,538	2,285	2,253	—	100.0
Park County.....	15,636	8,172	—	8,172	7,464	3,368	4,096	52.3	47.7
Petroleum County.....	494	—	—	—	494	182	312	—	100.0
Phillips County.....	4,253	—	—	—	4,253	2,451	1,802	—	100.0
Pondera County.....	6,153	2,578	—	2,578	3,575	1,317	2,258	41.9	58.1
Powder River County.....	1,743	—	—	—	1,743	509	1,234	—	100.0
Powell County.....	7,027	3,217	—	3,217	3,810	521	3,289	45.8	54.2
Prairie County.....	1,179	—	—	—	1,179	769	410	—	100.0
Ravalli County.....	40,212	6,182	—	6,182	34,030	6,308	27,722	15.4	84.6
Richland County.....	9,746	5,438	—	5,438	4,308	1,438	2,870	55.8	44.2
Roosevelt County.....	10,425	6,283	—	6,283	4,142	1,364	2,778	60.3	39.7
Rosebud County.....	9,233	—	—	—	9,233	7,115	2,118	—	100.0
Sanders County.....	11,413	—	—	—	11,413	4,590	6,823	—	100.0
Sheridan County.....	3,384	—	—	—	3,384	2,248	1,136	—	100.0
Silver Bow County.....	34,200	30,287	—	30,287	3,913	3,913	—	88.6	11.4
Stillwater County.....	9,117	—	—	—	9,117	4,219	4,898	—	100.0
Sweet Grass County.....	3,651	—	—	—	3,651	1,753	1,898	—	100.0
Teton County.....	6,073	—	—	—	6,073	2,918	3,155	—	100.0
Toole County.....	5,324	3,037	—	3,037	2,287	933	1,354	57.0	43.0
Treasure County.....	718	—	—	—	718	312	406	—	100.0
Valley County.....	7,369	3,301	—	3,301	4,068	1,452	2,616	44.8	55.2
Wheatland County.....	2,168	—	—	—	2,168	1,165	1,003	—	100.0
Wibaux County.....	1,017	—	—	—	1,017	589	428	—	100.0
Yellowstone County.....	147,972	123,278	114,773	8,505	24,694	4,162	20,532	83.3	16.7



Table 8.

Population and Housing Units: 1990 to 2010; and Area Measurements and Density: 2010—Con.

(For information concerning historical counts and geographic change, see "User Notes." For information on confidentiality, nonsampling error, and definitions, see Appendixes)

State County/County Equivalent County Subdivision Place	Population			Housing units			Area measurements in square miles		Average per square mile of land	
	2010	2000	1990	2010	2000	1990	Total area	Land area	Population density	Housing unit density
Montana—Con.										
Mineral County	4,223	3,884	3,315	2,446	1,961	1,635	1,223.26	1,219.44	3.5	2.0
Alberton CCD	801	727	537	460	372	270	297.81	296.96	2.7	1.5
Alberton town	420	374	354	202	175	145	0.60	0.57	736.8	354.4
Superior CCD	2,206	2,060	1,816	1,174	978	817	477.73	475.85	4.6	2.5
Riverbend CDP	484	442	(X)	253	216	(X)	4.24	3.93	123.2	64.4
Superior town	812	893	881	431	410	386	1.16	1.04	780.8	414.4
West End CCD	1,216	1,097	962	812	611	548	447.72	446.63	2.7	1.8
De Borgia CDP	78	69	(X)	52	42	(X)	5.87	5.87	13.3	8.9
St. Regis CDP	319	315	(X)	166	161	(X)	0.88	0.86	370.9	193.0
Missoula County	109,299	95,802	78,687	50,106	41,319	33,466	2,618.32	2,593.42	42.1	19.3
Flathead Reservation CCD	880	902	(X)	395	360	(X)	163.57	162.73	5.4	2.4
Evart CDP	322	329	(X)	132	117	(X)	17.16	17.15	18.8	7.7
Frenchtown-Wye CCD	7,448	6,112	4,375	2,987	2,298	1,704	334.08	332.06	22.4	9.0
Frenchtown CDP	1,825	883	(X)	677	302	(X)	6.78	6.74	270.8	100.4
Huson CDP	210	(X)	(X)	87	(X)	(X)	0.74	0.74	283.8	117.6
Wye CDP	511	381	(X)	183	126	(X)	3.10	3.10	164.8	59.0
Lolo CCD	14,611	13,855	5,794	6,122	5,376	2,117	538.84	536.62	27.2	11.4
Carlton CDP	694	(X)	(X)	290	(X)	(X)	6.13	6.13	113.2	47.3
Lolo CDP	3,892	3,388	2,746	1,517	1,263	953	9.64	9.46	411.4	160.4
Missoula city (part)	717	465	(X)	356	312	(X)	0.93	0.93	771.0	382.8
Orchard Homes CDP (part)	5,003	5,014	(X)	2,094	2,002	(X)	6.19	5.91	846.5	354.3
Missoula CCD	82,600	71,390	65,984	37,317	30,649	27,727	560.33	557.13	148.3	67.0
Bonner-West Riverside CDP	1,663	1,693	1,669	769	723	705	1.61	1.52	1,094.1	505.9
Clinton CDP	1,052	549	(X)	446	216	(X)	3.36	3.27	321.7	136.4
East Missoula CDP	2,157	2,070	(X)	957	828	(X)	1.38	1.35	1,597.8	708.9
Missoula city (part)	66,071	56,588	42,918	30,326	24,913	18,488	26.75	26.58	2,485.7	1,140.9
Orchard Homes CDP (part)	194	185	10,317	110	89	4,339	0.09	0.09	2,155.6	1,222.2
Piltzville CDP	395	(X)	(X)	162	(X)	(X)	0.70	0.70	564.3	231.4
Turah CDP	306	(X)	(X)	121	(X)	(X)	1.29	1.29	237.2	93.8
Seeley Lake-Blackfoot										
Valley CCD	3,760	3,543	2,534	3,285	2,636	1,918	1,021.50	1,004.89	3.7	3.3
Condon CDP	343	(X)	(X)	316	(X)	(X)	21.59	21.40	16.0	14.8
Seeley Lake CDP	1,659	1,436	(X)	1,262	938	(X)	12.45	12.22	135.8	103.3
Musselshell County	4,538	4,497	4,106	2,654	2,317	2,183	1,870.91	1,868.16	2.4	1.4
Klein CCD	1,574	1,395	1,002	922	689	549	398.70	398.67	3.9	2.3
Klein CDP	168	188	(X)	107	90	(X)	12.85	12.85	13.1	8.3
Melstone CCD	412	476	584	298	284	287	610.41	610.19	0.7	0.5
Melstone town	96	136	166	75	87	88	0.69	0.69	139.1	108.7
Musselshell CDP	60	60	(X)	49	49	(X)	2.55	2.55	23.5	19.2
Roundup CCD	2,552	2,626	2,520	1,434	1,344	1,347	861.81	859.30	3.0	1.7
Camp Three CDP	173	138	(X)	115	104	(X)	4.43	4.43	39.1	26.0
Roundup city	1,788	1,931	1,808	973	978	1,006	1.34	1.34	1,334.3	726.1
Park County	15,636	15,694	14,484	9,375	8,247	6,926	2,813.49	2,803.06	5.6	3.3
Gardiner-Cooke City CCD	1,493	1,792	1,845	1,305	1,299	974	744.90	740.20	2.0	1.8
Cooke City CDP	75	(X)	(X)	160	(X)	(X)	9.59	9.59	7.8	16.7
Corwin Springs CDP	109	(X)	(X)	115	(X)	(X)	1.49	1.41	77.3	81.6
Gardiner CDP (part)	875	851	(X)	556	497	(X)	5.84	5.74	152.4	96.9
South Glastonbury CDP (part)	50	(X)	(X)	54	(X)	(X)	9.28	9.07	5.5	6.0
Jardine CDP	57	(X)	(X)	32	(X)	(X)	14.75	14.75	3.9	2.2
Silver Gate CDP	20	(X)	(X)	149	(X)	(X)	4.40	4.40	4.5	33.9
Livingston CCD	12,325	12,016	11,132	7,028	6,042	5,236	1,126.72	1,123.24	11.0	6.3
Emigrant CDP	488	(X)	(X)	334	(X)	(X)	11.02	10.77	45.3	31.0
South Glastonbury CDP (part)	234	(X)	(X)	157	(X)	(X)	8.64	8.51	27.5	18.4
Livingston city	7,044	6,851	6,701	3,779	3,360	3,137	6.03	6.02	1,170.1	627.7
Pray CDP	681	(X)	(X)	455	(X)	(X)	29.15	28.62	23.8	15.9
Springdale CDP	42	(X)	(X)	21	(X)	(X)	0.13	0.13	323.1	161.5
Wineglass CDP	256	(X)	(X)	120	(X)	(X)	6.27	6.27	40.8	19.1
Shields Valley CCD	1,785	1,886	1,585	1,027	906	716	796.66	794.94	2.2	1.3
Clyde Park town	288	310	282	153	157	130	0.32	0.32	900.0	478.1
Wilsall CDP	178	237	(X)	106	119	(X)	1.01	1.01	176.2	105.0
Yellowstone National Park CCD	33	(X)	(X)	15	(X)	(X)	145.20	144.69	0.2	0.1
Gardiner CDP (part)	—	(X)	(X)	—	(X)	(X)	0.03	0.03	—	—
Petroleum County	494	493	519	324	292	293	1,673.80	1,654.87	0.3	0.2
Winnett North CCD	133	143	155	90	89	86	1,056.39	1,039.27	0.1	0.1
Winnett South CCD	361	350	364	234	203	207	617.42	615.60	0.6	0.4
Winnett town	182	185	188	132	124	114	0.98	0.98	185.7	134.7

EXHIBIT C

Blumberg No. 5116

address-based MAF and geographic TIGER® databases merged to form MAF/TIGER. The content of the MAF/TIGER database is undergoing continuous updates and is made available to the public through a variety of TIGER/Line® shapefiles.

PLACE

Incorporated Places are those reported to the Census Bureau as legally in existence as of January 1, 2010, as reported in the latest Boundary and Annexation Survey (BAS), under the laws of their respective states. An incorporated place is established to provide governmental functions for a concentration of people as opposed to a minor civil division, which generally is created to provide services or administer an area without regard, necessarily, to population. Places always are within a single state or equivalent entity, but may extend across county and county subdivision boundaries. An incorporated place usually is a city, town, village, or borough, but can have other legal descriptions. For Census Bureau data tabulation and presentation purposes, incorporated places exclude:

- Boroughs in Alaska (treated as statistical equivalents of counties)
- Towns in the New England states, New York, and Wisconsin (treated as MCDs)
- Boroughs in New York (treated as MCDs)

Census Designated Places (CDPs) are the statistical counterparts of incorporated places, and are delineated to provide data for settled concentrations of population that are identifiable by name but are not legally incorporated under the laws of the state in which they are located. The boundaries usually are defined in cooperation with local or tribal officials and generally updated prior to each decennial census. These boundaries, which usually coincide with visible features or the boundary of an adjacent incorporated place or another legal entity boundary, have no legal status, nor do these places have officials elected to serve traditional municipal functions. CDP boundaries may change from one decennial census to the next with changes in the settlement pattern; a CDP with the same name as in an earlier census does not necessarily have the same boundary. CDPs must be contained within a single state and may not extend into an incorporated place. There are no population size requirements for CDPs.

Hawaii is the only state that has no incorporated places recognized by the Census Bureau. All places shown in decennial census data products for Hawaii are CDPs. By agreement with the state of Hawaii, the Census Bureau does not show data separately for the city of Honolulu, which is coextensive with Honolulu County. In Puerto Rico, which also does not have incorporated places, the Census Bureau recognizes only CDPs and refers to them as comunidades or zonas urbanas. Guam also has only CDPs.

Place Codes are of two types. The five-digit Federal Information Processing Series (FIPS) place code is assigned based on alphabetical sequence within a state. If place names are duplicated within a state and they represent distinctly different areas, a separate code is assigned to each place name alphabetically by the primary county in which each place is located, or if both places are in the same county, they are assigned alphabetically by their legal descriptions (for example, "city" before "village"). Places also are assigned an eight-digit National Standard (ANSI) code.

Dependent and Independent Places refers to the relationship of places to the county subdivisions. Depending on the state, incorporated places are either dependent within, or independent of, county subdivisions, or there is a mixture of dependent and independent places in the state and in a county. Dependent places are part of the county subdivision; the county subdivision code of the place is the same as that of the underlying county subdivision(s) but is different from the place code. Independent places are not part of any minor civil division (MCD) and serve as primary county subdivisions. The independent place FIPS code usually is the same as that used for the MCD for the place. The only exception is if the place is independent of the MCDs in a state (Iowa, Louisiana, Maryland, Nebraska, North Carolina, and Virginia) in which the FIPS MCD codes are in the 90000 range. Then, the FIPS MCD and FIPS place codes will differ. CDPs always are dependent within county subdivisions and all places are dependent within statistical county subdivisions.