

STATE OF MONTANA
Office of the Governor
EXECUTIVE ORDER NO. 13-78

RESCINDED
2-1-82

Executive Order declaring a disaster as a result of flash flooding and authorizing certain political subdivisions to receive State emergency funds.

Section 79-2501, Revised Codes of Montana (1947), authorizes the incurring of liability expenses to be paid as other claims against the State from the General Fund in the amount necessary, when authorized by the Governor and upon demonstration that:

- (1) a disaster has been declared by the Governor,
- (2) the State or political subdivision has exhausted all available emergency levies,
- (3) the disaster is beyond the financial capability of the State or political subdivision, and
- (4) no other appropriation is available in sufficient amount to meet the disaster.

In cognizance of Section 79-2501, and in acknowledgement of the severe flash flooding which occurred in Petroleum County and the Town of Winnett, Montana, I, THOMAS L. JUDGE, Governor of the State of Montana, do hereby make the following findings and declarations:

(1) That this flash flooding did cause the destruction and severe damage to many bridges in Petroleum County also caused severe damage to the sewage system in the Town of Winnett which menaces the health, welfare and safety of a considerable number of persons in these two political subdivisions, resulting in what I hereby declare to be a disaster.

(2) As a result of the severe flash flooding, these two political subdivisions have imposed and exhausted the only emergency levies available to them, and a two mill levy provided in Section 11-4301, R. C. M. 1947.

(3) In addition to the emergency mill levy, the political subdivisions named below have imposed the maximum non-emergency mill levy allowed by law, and have no additional financial capacity to meet the costs of the disaster.

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(4) No State appropriation is available to meet the costs of this disaster, other than the authorization of Section 79-2501.

NOW, THEREFORE, I, THOMAS L. JUDGE, By virtue of the authority vested in me as Governor of the State of Montana, do hereby authorize the payment as claims against the State from the emergency and disaster funds established declared herein which exceed the financial capacity of the political subdivisions and which have been incurred by the County of Petroleum and the Town of Winnett. The payment of all such claims shall be subject to the approval of the Department of Administration, and to their determination that the expenditure by the political subdivision was reasonable and necessary in responding to the disaster.

GIVEN under my hand and the GREAT SEAL of the State of Montana, this fourth day of October in the year of our LORD, One Thousand, Nine Hundred Seventy-eight.




THOMAS L. JUDGE, GOVERNOR
State of Montana

ATTEST:


FRANK MURRAY, SECRETARY OF STATE
State of Montana

MONTANA
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