07/21/2020

Bowen Greenwood CLERK OF THE SUPREME COURT STATE OF MONTANA

Case Number: DA 20-0369

IN THE SUPREME COURT OF THE STATE OF MONTANA SUPREME COURT CAUSE NO.

DAVID K. W. WILSON, JR.
MORRISON SHERWOOD WILSON & DEOLA, PLLP
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Attorneys for Plaintiffs

GORDON WILLIAMS, GALE MADLER, TIMOTHY RUSSELL, JOYCE KELLEY, and SAM BLAYLOCK,

Plaintiffs,

VS.

NOTICE OF APPEAL

STILLWATER BOARD OF COUNTY COMMISSIONERS,

Defendant.

NOTICE is given Gordon Williams, Gale Madler, Timothy Russell and Joyce Kelly, the Appellants above-named and who are Plaintiffs (Plaintiff Sam Blaylock declined to join the appeal) in that cause of action filed in the Twenty Second Judicial District Court, in and for the County of Stillwater, as Cause No. DV-19-27, hereby appeal to the Supreme Court of the State of Montana from the District Court's final

order entered on July 16, 2020, and any adverse rulings the Court issued leading up to this final order.

THE APPELLANTS FURTHER CERTIFY:

- 1. That this appeal is the type of case *not* subject to the mediation process required by M. R. App. P. 7 (2).
- 2. That this appeal is not an appeal from an order certified as final under M. R. Civ. P. 54(b).
- 3. That this case does not involved a challenge to the constitutionality of any statute, and therefore any notice under M. R. App. 27 is not required.
- 4. That all available transcripts of the proceedings in this cause have been ordered from the court reporter contemporaneously with the filing of this notice of appeal. Appellants have complied with the provisions of M. R. App. P. 8(3) contemporaneously with the filing of this notice of appeal.
 - 5. That included herewith is the filing fee prescribed by statute.

DATED this ____ day of July, 2020.

MORRISON SHERWOOD WILSON & DEOLA PLLP

By:

DAVID K. W. WILSON, JR.

Attorneys for Plaintiffs/Appellants

CERTIFICATE OF SERVICE

I hereby certify that on this ______ day of July, 2020, I have filed the original of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing NOTICE upon the Clerk of the District Court, each attorney of record, and each party not represented by an attorney in the above-referenced District Court Action, as follows:

DV-19-27 Clerk of District Court Stillwater County 400 3rd Avenue N. PO Box 367 Columbus, MT 59019

Nancy Rohde Stillwater County Attorney Thomas L. English Deputy County Attorney P.O. Box 179 Columbus, MT 59019

By _____

CERTIFICATE OF SERVICE

I, David Kim Wilson, hereby certify that I have served true and accurate copies of the foregoing Notice - Notice of Appeal to the following on 07-21-2020:

Thomas L. English (Prosecutor) P.O. Box 35025 Billings MT 59107

Representing: Stillwater Board of County Commissioners

Service Method: eService

Nancy L. Rohde (Prosecutor) P.O. Box 179 Columbus MT 59019

Representing: Stillwater Board of County Commissioners

Service Method: eService

Electronically Signed By: David Kim Wilson

Dated: 07-21-2020