

No. of Case *Road No 135*

GALLATIN COUNTY,
DISTRICT COURT,
NINTH JUDICIAL DISTRICT,
STATE OF MONTANA.

Cottonwood

~~Road~~ *Creek Road*

*Petitioned for by Pete Carlson
and 10 others.*

FILED VS.

Plaintiff

*See action taken
June 7, 1899. Road not allowed*

A. P. McNaughton
E. J. Schumacher Defendant

Action for

*Parties interested
to appear Dec. 6, 98
at 2:00 P.M.
notified Sept. 12/98*

*Roadviewers report
accepted, adopted and
Road ordered opened for Plaintiff
Mrs. Burdard be allowed cattle path & wire
for fencing. Mrs. King allowed wire for
fencing. March 28th 1899.*

Attch
E. J. Schumacher Attorney for Defendant

PETITION FOR ROAD.

To the County Surveyor of Gallatin County, Montana:

The Undersigned, your petitioners, citizens of the United States, respectfully show and represent that they are residents of Road District No. 4, in the County of Gallatin, State of Montana, where the road hereafter petitioned for, is to be located, laid out and established, if this petition be granted. That the proposed road will be a public convenience, and, we think, the public good requires it.

Your petitioners do respectfully ask and petition that a County road, sixty feet in width, to be a public highway, be laid out, located and established, and show:— (a) The general route of the proposed road; (b) over what lands it is proposed to be established; (c) who are the owners thereof; (d) whether such of them as can be found, consent thereto; (e) who of them do not consent; (f) the probable cost of the right-of-way where such consent is not had; (g) the necessity for and the advantages of the proposed road as follows, to-wit:

The road to begin at a point on the road leading from Salesville to Bozeman, at the corner to Sec. 6 & 7 in Township 3 South Range 5 East and Sections 1 & 12 in Twp. 3 S. Range 4 E. Said Road to run due South one mile to the northwest corner of Sec. 18 Twp. 3 S. Range 5 E. Thence due East one mile to the northwest corner of Sec. 17 Twp. 3 S. Range 5 E. Thence South one fourth mile to the Bluff of Cottonwood Creek, Thence following top of said Bluff in a southeasterly direction through Sec. 17 until it strikes the north west cor. of Sec. 21 said T. & R. Thence to the Road leading from upper Cottonwood to Bozeman and to terminate at a point where said Road makes a right angle running East & West South all on Sec. 21.)

C

Mrs Day
 Mrs Godson, Walter S Bugard
 Mrs L M Herron, Mrs M E Kent
 Charley Carral, George Krattner, Louis Krueger,
 all of the land owners consent except Mrs Day
 D & E Mrs Day, Walter S Bugard claim \$500.00 damages

right angle running East & West South
all on Dec. 21.)

C

Mrs Day

Mrs Godson, Walter S Bugard

Mrs L M Herron, Mrs M E Kent

Charley Barrol, George Krattzer, Louis Krueger,

all of the land owners consent except the following

W. E Mrs Day ^{claiming \$200.}, Walter S Bugard, James \$500. as damages

G

The necessity for and the advantages of the proposed road are, that it will benefit people living north and west of the proposed road, who wish to haul wood and timber. will provide an outlet to school and church, also will make a shorter road to and from Bear Creek,

NAMES:

1. Pete Carlsson
2. George J. Steege
3. Edward Perrin
4. J. M. [unclear]
5. L. E. Godson
- Louis Krueger

NAMES:

6. Joseph Herron
7. G. W. Krattzer
8. James O. Barrol
9. M. E. Kent
10. L. M. Herron

OFFICE OF THE COUNTY SURVEYOR GALLATIN COUNTY? MONTANA.

Hon. J. L. Patterson:-

Chairman, Board of Commissioners, Gallatin County, Montana.

Dear Sir:-

You are hereby given notice, that a petition for a County road has been received in my office, signed by Pete Carlson and ten other residents of Road District No. 4 through which District said road is to run. Said ^{road} is to commence at a point on the road leading from Salesvill to Bozeman at the corner to sections 6 & 7 in Township 3 S. Range 5 E. & sections 1 & 12 in Township 3 S. Range 4 E. which point is to be the starting point and terminate ^{at} a point where said Road makes a right angle running east & south all on Sec. 21.

You are hereby requested to appoint one viewer on the above proposed road.

Dated at Bozeman Montana, this 26 day of *Mar* 1898.

Yours Respectfully

C. M. Thorpe

County Surveyor.

OFFICE OF BOARD OF COMMISSIONERS GALLATIN COUNTY MONTANA.

Mr. *C. M. Thorpe*

County Surveyor, Gallatin County, Montana.

Dear Sir:-

In pursuance of the above notice, I hereby appoint *G. W. Anderson* to act on behalf of the Board of Commissioners, as a viewer on the above petitioned for road.

Dated at Bozeman Montana, this day of 1898.

Yours Respectfully,

J. L. Patterson

Chairman, Board of Commissioners, Gallatin County, Montana.

Copy

WARRANT FOR ROAD VIEWERS.

County Surveyor's Office, }
 Gallatin County, Montana. }

MR. *G. H. Anderson,*

You are hereby notified that you were duly appointed Road Viewer by *J. L. Patterson,*
 Chairman Board County Commission of Gallatin County, Montana, on the
26th day of *March*, 189*8*, to view and lay out a proposed road, as prayed
 for in the petition of *Pete Carlson* and others, described as follows, to-wit:

Beginning at a point on the Road leading from Sailsvill to
 Bozeman at the Cor. to Sec. 3 & 7 in Twp. 3 S. range 5 E. and
 sections 1 & 12 in Twp. 3 S. range 4 E. said Road to run due
 south one mile to the Northwest Cor. of Sec. 18 Twp. ~~3 S.~~ 3 S.
 range 5 E. Thence due east one mile to the Northwest Cor. of
 Sec. 17 Twp. 3 S. range 5 E. Thence South $\frac{1}{4}$ mile to the Bluff
 of Cottonwood Creek, Thence following top of said Bluff in a
 southeasterly direction through Sec. 17 until it strikes the
 Northwest Cor. of Sec. 21 said T. & R. Thence to the Road
 leading from upper Cottonwood to Bozeman and to terminate at a
 point where said Road makes a right angle running East & South
 all on Sec. 21.

You are hereby ordered to meet, to be sworn according to law and assume the duties of your office, in
 company with *Joseph Herigon* (who was duly appointed as a
 Viewer on said road by *C. M. Thorpe*) and by the
 County Surveyor, who is Chairman of said Board of Viewers, on the *20th* day of
May, 189*8*, commencing at the place designated in said petition as the
 starting point of the road sought to be *laid out* and proceed to view and
 lay out the same by setting stakes, blazing trees, turning furrows, or other appropriate monuments to the
 terminus named in said petition, by the most practicable route that you in your judgment can find.
 You shall notify the resident owner or agent of land over which it passes, of the proposed route; ascertain
 whether such owner consents thereto and the amount of damages, if any, claimed or demanded for the
 right of way over the same. You shall estimate the actual damage to any land over which the proposed
 road passes and the cost of any bridges or grading necessary. You shall report the necessity for and the
 public convenience to be subserved by the highway, if opened, and whether the opening thereof or the
 change therein proposed should be made, and make and sign a report of your proceedings, as required by law.

Roads shall in all cases, when practicable, be laid out on subdivisional or section lines.

In witness whereof I hereunto set my hand, at my office this *18th*
 day of *April* 189*8*.

C. M. Thorpe
 County Surveyor.

By _____ Deputy.

*We will meet at the starting point at
 10 o'clock a.m.*

Copy

WARRANT FOR ROAD VIEWERS.

County Surveyor's Office,
Gallatin County, Montana.

MR. *Joseph Herron,*

Four are hereby notified that you were duly appointed Road Viewer by *C. M. Thorpe*,
County Surveyor of Gallatin County, Montana, on the
26th day of *March*, 189*8*, to view and lay out a proposed road, as prayed
for in the petition of *Pete Carlson*, and others, described as follows, to-wit:

Beginning at a point on the road leading from *Sailsville* to
Bozeman at the Cor. to sections 6 & 7 in Twp. 3 S. range 5 E. &
Sections 1 & 2 in Twp. 3 S. range 4 E. Said Road to run due south
one mile to the Northwest Cor. of Sec. 18 Twp. 3 S. range 5 E.
Thence due east one mile to the Northwest Cor. of Sec. 17 Twp. 3 S.
range 5 E. Thence South 1/4 mile to the Bluff of the Cottonwood
Creek, Thence following top of said Bluff in a Southeasterly
direction through Sec. 17 until it strikes the Northwest Cor.
of Sec. 21 said T. & R. Thence to the Road leading from upper
Cottonwood to Bozeman and to terminate at a point where said Road
makes a right angle running east & south all on Sec. 21.

You are hereby ordered to meet, to be sworn according to law and assume the duties of your office, in
company with *G. W. Anderson*, who was duly appointed as a
Viewer on said road by the *J. L. Patterson* and by the
County Surveyor, who is Chairman of said Board of Viewers, on the *21st* day of
May, 189*8*, commencing at the place designated in said petition as the
starting point of the road sought to be *laid out* and proceed to view and
lay out the same by setting stakes, blazing trees, turning furrows, or other appropriate monuments to the
terminus named in said petition, by the most practicable route that you in your judgment can find.
You shall notify the resident owner or agent of land over which it passes, of the proposed route; ascertain
whether such owner consents thereto and the amount of damages, if any, claimed or demanded for the
right of way over the same. You shall estimate the actual damage to any land over which the proposed
road passes and the cost of any bridges or grading necessary. You shall report the necessity for and the
public convenience to be subserved by the highway, if opened, and whether the opening thereof or the
change therein proposed should be made, and make and sign a report of your proceedings, as required by law.

Roads shall in all cases, when practicable, be laid out on subdivisional or section lines.

In witness whereof I hereunto set my hand, at my office this *18th*

day of *April*, 189*8*.

C. M. Thorpe
County Surveyor.

By *_____* Deputy
We will meet at the starting point
at 10 o'clock a.m. May 20th

ROAD VIEWERS' NOTICE.

Notice is hereby Given to all whom it may concern. That we the undersigned Road Viewers, appointed by the Chairman of the Board of County Commissioners of the County of Gallatin, and by the County Surveyor of said County, Montana, on the 26th day of March, 1898, to view and mark out a proposed County road as prayed for in the petition of Pete Carlson et. al., will in company with the County Surveyor, who is chairman of said Board of Viewers, meet for such view on the 20th day of May, 1898, the time fixed by said Surveyor, and at the point designated in said petition, as the starting point of said proposed road, to-wit:

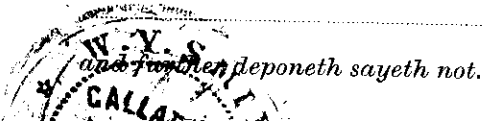
Beginning at a point on the Road leading from Salesvill to Bozeman at the Cor. to sections 6 & 7 in Twp. 3 S. range 5 E. & sections 1 & 12 in Twp. 3 S. range 4 E., Said road to run due South one mile to the Northwest Cor. of Sec. 18 Twp. 3 S. range 5 E., ~~Thence~~ Thence due East one mile to the Northwest Cor. of Sec. 17 Twp. 3 S. range 5 E., Thence South 1/4 mile to the Bluff of Cottonwood Creek, Thence following top of said Bluff in a Southeasterly direction through Sec. 17 until it strikes the Northwest Cor. of Sec. 21 said T. & R., Thence to the Road leading from upper Cottonwood to Bozeman and to terminate at a point where said Road makes a right angle running east & south all on Sec. 21.

Dated this 18th day of April, 1898.

C.M. Thorpe
G.W. Anderson
Joseph Heron } VIEWERS.

STATE OF MONTANA, }
 County of Gallatin. } ss.

C.M. Thorpe being first duly sworn deposes and says, that as the County Surveyor of Gallatin County he received from ~~the County Clerk of said County, on the~~ day of April, 1898, ~~three copies of the annexed notice, and that on the~~ 26th day of April, 1898 he posted a copy of ~~the annexed~~ the annexed notice at each of the following points, on the line of road described in said notice, to-wit: One at the County Clerks office.



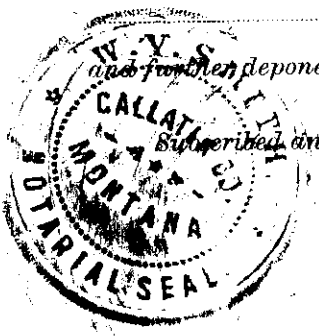
C.M. Thorpe

Dated this 18th April, 1898.

C.M. Thorpe.
G.W. Anderson.
Joseph Herron. } VIEWERS.

STATE OF MONTANA, }
County of Gallatin. } ss.

C.M. Thorpe being first duly sworn deposes and says, that as the
County Surveyor of Gallatin County he received from
the County Clerk of said County, on the _____ day of _____ A. D.,
1898, ~~three copies of the annexed notice, and that on the 26th day of April 1898 he posted~~
a copy of ~~said~~ ^{the annexed} notice at each of the following points, on the line of road described in said notice, to-wit: One
at the County Clerks Office.



and further deponeth sayeth not.

Subscribed and sworn to before me this 7th day of _____

C.M. Thorpe
June A. D., 1898
W. V. Smith
Notary Public

Form 1548.
REGISTRY RETURN RECEIPT sent A-27, 1898

Reg. No. 81 from Post Office at Bozeman, Mont.

*Reg. Letter } Addressed to Joe Brown
 Reg. Parcel } Bozeman Mont

After obtaining receipt below, the Postmaster will mail this Card, without cover and without postage, to address on the other side.

RECEIVED THE ABOVE DESCRIBED REGISTERED { *LETTER. PARCEL.

(Sender's name on other side.)

SIGN ON DOTTED LINES TO THE RIGHT.

When delivery is made to other than addressee, the name of both addressee and recipient must appear.

* Erase letter or parcel according to which is sent.

Form 1548.
REGISTRY RETURN RECEIPT sent A-27, 1898

Reg. No. 83 from Post Office at Bozeman

*Reg. Letter } Addressed to G W Anderson
 Reg. Parcel } Bozeman Mont

After obtaining receipt below, the Postmaster will mail this Card, without cover and without postage, to address on the other side.

RECEIVED THE ABOVE DESCRIBED REGISTERED { *LETTER. PARCEL.

(Sender's name on other side.)

SIGN ON DOTTED LINES TO THE RIGHT.

When delivery is made to other than addressee, the name of both addressee and recipient must appear.

* Erase letter or parcel according to which is sent.

REGISTRY RECEIPT.

Post Office at Boston, Mass.

Registered Letter Parcel No. 83 Rec'd. 4-27 1898

of C M Thorpe

addressed to G W Anderson
Bozeman Mont.

W. B. DUNNET. P. M.

REGISTRY RECEIPT.

Post Office at Boston, Mass.

Registered Letter Parcel No. 81 Rec'd. 4-27 1898

of C M Thorpe

addressed to Joe Brown
Palisole Mont.

W. B. DUNNET. P. M.

REPORT OF ROAD VIEWERS.

To the Honorable, the Board of County Commissioners of Gallatin County:

WE, the undersigned Road Viewers, appointed by the ^{Chairman of the} Board of County Commissioners, ^{and the Co. Surveyor} together with the Co. Surveyor, ~~Form of said Board~~ to view a proposed road running from the N.W. corner

of Section 7 T. 3 S. R. 5 E.

to a point in Section 21 said Town & Range said point being in the road leading from ~~off~~ Cottonwood to Bozeman which said road makes a right angle ¹⁸⁹⁸ say that on the 20th day of May, 1898, we started from the above

described starting point the place designated in the petition as the starting point of such proposed road and proceeded to view and lay out the same, and submit the following report:

1. The course, termini, length and probable cost of constructing the proposed road, as follows:

The center line of the 60 foot right of way is described as follows to-wit:— Beginning at a point in the Road leading from Bozeman to Salmonville at the corner to sections 6 & 7 T. 3 S. R. 5 E. & Section 12 in T. 3 S. R. 4 E., thence South one mile to the N.W. Cor. of Sec. 18 T. 3 S. R. 5 E. thence East one mile to the N.W. corner of (see back of report.)

2. The estimate of damages to the owner of any land over which it is proposed to run the highway, as follows:

Regarding the claim of Mrs. Lay for \$500.00 damages, we considered the fruits to her land resulting from said road to be fully equal to the damages and as the road follows the section line along her land would recommend that the claim be not allowed. (See back of report.)

3. The names of land owners who consent to give the right of way, and we hereto attach their written consent, as follows:

Mr. G.W. Kratten, James A. Carroll, Mrs. Martha E. Kent, Mrs. L. W. Herron, Mrs. L. E. Goodson, L. Krueger consent providing he is put to no expense. Acknowledged to report for the same property.

4. The names of land owners who do not consent and the amount of damages claimed by each, as follows:

Mrs. M. Lay who owns 5/8 of N.W. 1/4 & S.W. 1/4 of Sec. 7 T. 3 S. R. 5 E. claims \$200.00 on the line as petitioned for, and \$500.00 if the road runs through her land on the north side of the creek. Walter S. Buzzard who owns the N.W. 1/4 of Sec. 17 claims \$500.00 damages.

5. The following facts bearing upon the subject, which may be of importance to the Board:

W.S. Buzzard offers to allow the road to run on his south line free of damages, and would allow the same to be laid out along the northern side of the creek at his S.W. corner, provided an arrangement could be made so that his stock could get water (See back of report.)

We believe said road to be practicable and of public utility and necessity and do recommend the establishment of the same.

Dated June 2nd, A. D., 1898

C. M. Hooper
J. W. Anderson
J. L. Harmon
Road Viewers.

T. 3 S. R. 5 E, thence south $\frac{1}{4}$ mile to the bluff along Cottonwood Creek, thence following top of said bluff in a southeasterly direction through section 17 until it strikes the N.W. corner of section 21 said T. & R. thence to the road leading from upper Cottonwood to Boyman and to terminate at a point where said road makes a right angle running east and south all on section 21. The length of the proposed road is about 4 miles. The probable cost of constructing the road is for bridges \$150,000, for grading \$120,000 total \$270,000.

No. 2 Continued

Regarding the claim of W.S. Buzzard for \$500,000. We find that at the time Mr. Buzzard took possession of the land and for years prior the main Cottonwood Road run diagonally through his land, and as the proposed road has been changed to follow along the top of the bluff where there is a fence on one side and a ditch on the other dividing his land and on ground that is somewhat rocky we believe that the damages to his land on account of the proposed road are not as great but what the benefits will fully equal the same and would recommend that no damages be allowed.

We consider that all the property along said road will be benefited by the opening of the proposed road fully equal to the damages resulting from the same.

No. 3 Continued We find that if the road was laid out as proposed by Mr. Buzzard that Mrs. L.M. Huron would claim \$300,000 damages. This could be avoided provided he would give all of the road. The probable cost of opening this proposed change for travel would be \$400,000, and on account of low soft ground could not be made good a road as on the line petitioned for. We find the petitioners strongly opposed to this change from the line as petitioned for.

With the exception of along a portion of the west and south sides of section 7 and 8 through W.S. Buzzard's land, the road is fences and open for travel.

The proposed road passes over ground suitable for road building with very easy grades.

We would recommend that if the road be established that the same be surveyed and platted.

Herewith find sketch showing proposed road.

OATH OF ROAD VIEWERS.

STATE OF MONTANA, }
County of Gallatin. } ss.

I, the undersigned, having been appointed a road viewer, do hereby solemnly swear that I will faithfully and impartially perform, according to law, the duties of ROAD VIEWER, as per instructions embodied in the notice of appointment by the ^{County Surveyor}~~Board of County Commissioners.~~

Joseph Heron

Subscribed and sworn to before me this 20th day

of May 1898.

C. M. George
Co. Surveyor.

This must be returned to the County Clerk after execution.

OATH OF ROAD VIEWERS.

STATE OF MONTANA, }
County of Gallatin. } ss.

I, the undersigned, having been appointed a road viewer, do hereby solemnly swear that I will faithfully and impartially perform, according to law, the duties of ROAD VIEWER, as per instructions embodied in the notice of appointment by the ^{Chairman of the}~~Board of County Commissioners.~~

G W Anderson

Subscribed and sworn to before me this 20th day

of May 1898.

C. M. George
Co. Surveyor.

This must be returned to the County Clerk after execution.

To the County of Gallatin, State of Montana:

I Hereby Agree, and consent to give 30 feet for a Right of Way, for a County

Road, through or along the North side of Sec. 18, T. 35 R. 5 E.,

as viewed and surveyed by G. W. Anderson Joseph Heron + C. M. Thorpe
excepting at the house where no land is to be taken which is inside the said fence
on the 20th day of May, 1898. And hereby agree to place
the moving building of fences along said road to be done by the
my fences on said lines without charge to the County.
County of Gallatin

Signed: Louis Herreger

Dated at Boyman this 6th day of June 1898.

To the County of Gallatin, State of Montana:

I Hereby Agree, and consent to give 60 feet for a Right of Way, for a County

Road, through or along the N. W. 1/4 of Sec. 21, T. 35 R. 5 E.,

and found as viewed and surveyed by G. W. Anderson C. M. Thorpe + Joseph Heron

on the 20th day of May, 1898. And hereby agree to place

my fences on said lines without charge to the County.

Signed: J. W. Keatter

Dated at Cottonwood this 20th day of May 1898.

To the County of Gallatin, State of Montana:

I Hereby Agree, and consent to give 20 feet for a Right of Way, for a County

Road, through or along the NE. 1/4 of Sec. 20, T. 35 R. 5 E.,

as viewed and surveyed by G. W. Anderson C. M. Thorpe + Joseph Heron

on the 20th day of May, 1898. And hereby agree to place

my fences on said lines without charge to the County.

Signed: James A. Carroll

Dated at this 2nd day of June 1898.

To the County of Gallatin, State of Montana:

I Hereby Agree, and consent to give 60 feet for a Right of Way, for a County Road, through or along the S. E. 1/4 of Sec. 17, T. 35, R. 5 E., as viewed and surveyed by G. W. Anderson, C. M. Thorpe & Joseph Herron on the 20th day of May, 1898. And hereby agree to place my fences on said lines without charge to the County.

Signed: M. E. Herron

Dated at this 21st day of May 1898.

To the County of Gallatin, State of Montana:

I Hereby Agree, and consent to give 60 feet for a Right of Way, for a County Road, through or along the the SW 1/4 of Sec. 17, T. 35 R. 5 E., as viewed and surveyed by G. W. Anderson, C. M. Thorpe & Joseph Herron on the 20th day of May, 1898. And hereby agree to place my fences on said lines without charge to the County.

Signed: L. M. Herron

Dated at May Cottonwood this 20th day of May 1898.

To the County of Gallatin, State of Montana:

I Hereby Agree, and consent to give 30 feet for a Right of Way, for a County Road, through or along the South side of S. E. 1/4 of Sec. 7, T. 35, R. 5 E., as viewed and surveyed by G. W. Anderson, C. M. Thorpe & Joseph Herron on the 20th day of May, 1898. And hereby agree to place my fences on said lines without charge to the County.

Signed: Mrs. L. E. Anderson

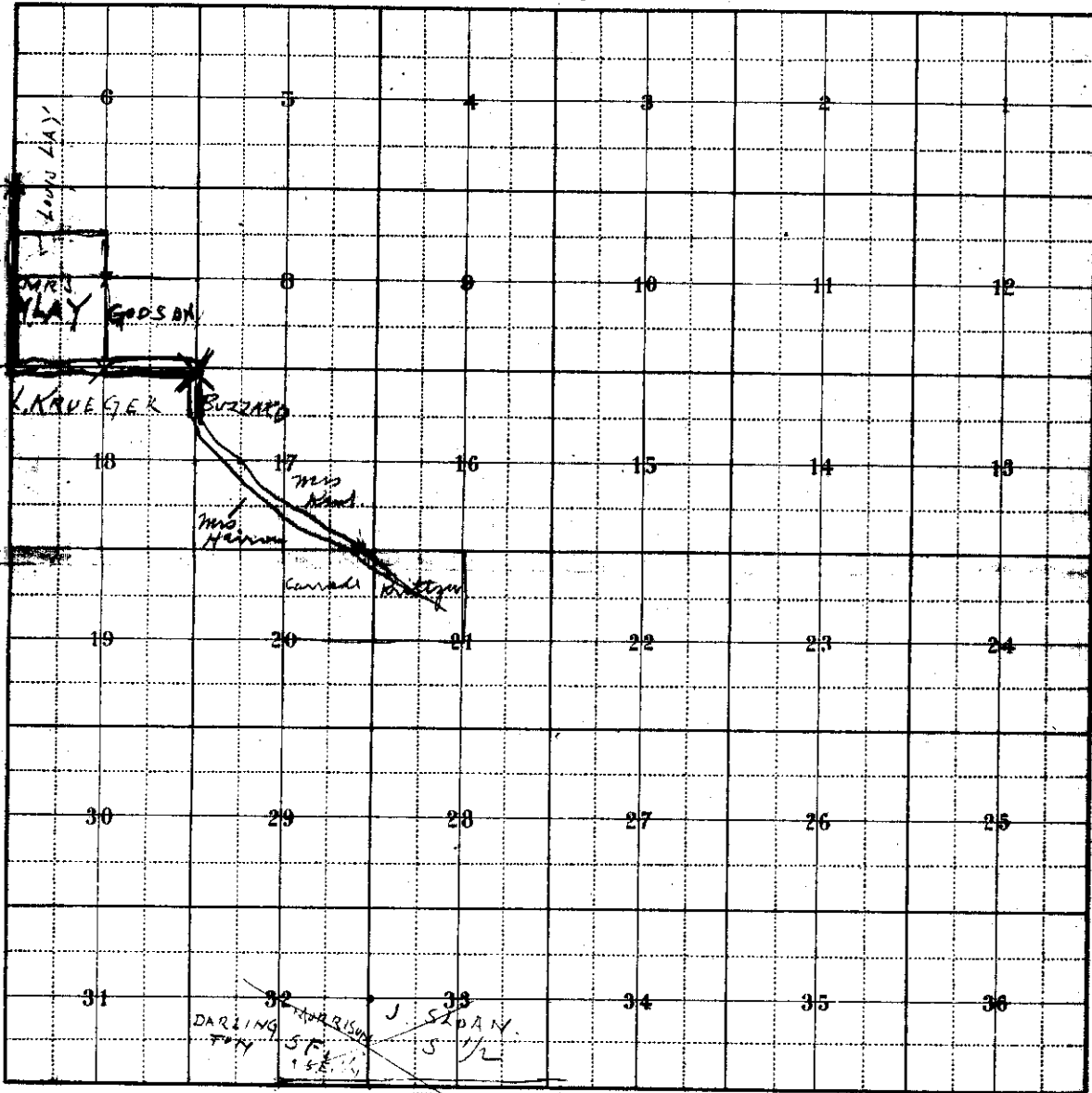
Dated at this 20th day of May 1898.

Sept. 19th 1900

I hereby consent to give 20 feet
for the N. $\frac{1}{2}$ of the right of way for
a county road along the south
line, of the S.E. $\frac{1}{4}$ of Sec. 7
T. 3 S. R. 5 E.

L. E. Godson

Township No. 35 ~~1A~~ Range No. 5E ~~2E~~ Mer. P.M.



$$\begin{array}{r} 35 \\ 90 \\ \hline 31.80 \end{array}$$

$$\begin{array}{r} 15 \\ 6 \\ \hline 21 \end{array}$$

$$\begin{array}{r} 31.50 \\ 50 \\ \hline 81.50 \end{array}$$

20 100.

STANDARD PLS. CO. ASTORIA, OREG.

Notice of Opening Public Road.

Notice is hereby given that after sixty days from the date of posting this notice, a public highway ^{60 ft in width.} will be opened over the following route, to-wit: Commencing at a point on the road leading from Salesville to Bozeman at the corner to Sec 6 & 7 in Township 3 South Range 5 East and Sections 1 & 12 in T 3 S. R. 4 E. thence South one mile to the N. W. Cor of Sec. 18 T. 3 S. R. 5 E. Thence East one mile to the N. W. corner of Sec. 17 T. 3 S. R. 5 E. thence South 1/4 mile to the Bluff along Cottonwood creek thence following top of said Bluff in a South Easterly direction through Section 17 until it strikes the N. W. corner of Section 21 said T. R. Thence to the Road leading from upper Cottonwood to Bozeman terminating at a point where said road makes a right angle running East & South all in Sec 21.

By order of the Board of County Commissioners of Gallatin County, Montana.

Dated March 28th 1899

E. D. Blankenship
Clerk,

By _____ Deputy.

Date of Posting April 12th 1899

STATE OF MONTANA, }
County of Gallatin. } SS.

A. C. Lux being first duly sworn deposes and says, that as the person appointed for that purpose he received from the County Clerk of said County, on the 11th day of April A. D.,

1899, three copies of the annexed notice, and that on the 12th day of April 1899 he posted a copy of said notice at each of the following points, on the line of road described in said notice, to-wit: One

- 1 at Corner to Sections 6 & 7 Township 3 South R-5-E & Sec 1 & 12 Township 3 South Range 5 East
 - 1 at north west corner of Sec 17 - T-3-S-R-5-E
 - 1 at a point where said road forms a junction with the upper Cottonwood Road in Sec 21 T-3-S-R-5-E
- and further deponeth sayeth not.

Subscribed and sworn to before me this 14th day of Apr A. D., 1899

A. C. Lux
Co. Surveyor

Office of County Surveyor, Bozeman, Gallatin County Montana.
To the Honorable Board of Commissioners, Gallatin County Montana.

Gentlemen:

I herewith submit the following papers, in the matter of the petition of Pete Carlson, et al: praying for a County road in road District No. 4, as follows:

First: The petition with map.

Second: Notice to Chairman, to appoint a viewer, and the appointment of the same.

Third: Copy of warrants to viewers with registered letter receipt showing that same had been duly received.

Fourth: Sworn proof of posting notices with copy attached.

Fifth: Oath of road viewers:

Sixth: Report of road viewers and consent of land owners to give right of way, where same was given.

Respectfully, Submitted,

C. M. Thorpe

County Surveyor

Bozeman, Mont., April 5, 1899.

To the Board of County Commissioners of Gallatin County,
Montana, and to E. V. Blankenship, Clerk of said Board:

You and each of you take notice, that the undersigned declines
and refuses to accept the allowance made by the Board of County
Commissioners in lieu of damages for right of way over the land
of the undersigned for County road up Cottonwood Creek.

Respectfully,

A handwritten signature in dark ink, appearing to be "W. L. Holloway", is written over the "Respectfully," line. The signature is somewhat cursive and includes a long horizontal stroke at the end.

SKETCH
OF
OF PROPOSED ROAD
ON
COTTONWOOD CREEK

SCALE 4" = 1 M.

C.M. THORPE
CO. SUR.

T. 3 S. R. 4 E

T. 3 S. R. 5 E.

