

Petition filed Aug 1st 1900
Notices to post sent Aug 2nd
Notice posted at Recorder's O. Aug 2nd
Viewers appointed
Viewers notified Aug 3rd 1900
Final notices of opening the
road sent to the Clerk 4-12-1900

No. of ^{ROAD} Case 180

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

Road Petition by
Isaac Williams et al
Middle Fork 16 mile creek.

Filed Aug. 1st 1900

E. V. Blackenship, Plaintiff
vs.
Clerk

Viewers report accepted
and Road ordered opened

By order of the Board of
County Commissioners

Sept 25-1900

J. Patterson
Defendant

Action for

Attorney for Plaintiff

Attorney for Defendant

Standard Publishing Co., Anaconda, Mont.

REVERSIBLE DOCUMENT ENVELOPE, No. 300,
Manufactured by Clondonal Paper Novelty Company,
106 Walnut Street, Cincinnati, O.
Patented April 1, 1900.

PETITION FOR ROAD.

Honorable Board of County Commissioners
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. 6, 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:

Starting at an angle point No 57 of the survey of a road up the middle fork of 10 mile Creek, thence a long the road as surveyed and laid out to a point ~~at~~ angle point No 58 ~~and~~ of said survey thence southerly and a little westerly by the most practical route up what is known as Bull Ridge to terminate at a gate in fence on land enclosed by Isaac Williams the length of the proposed road is about 1/2 mile. Isaac Williams agrees to do all work and furnish all bridge material required to open the road for travel. The proposed road is wholly on unsurveyed land and is needed as an outlet for settlers and travel. The land over which the proposed road passes is claimed and fenced by Isaac Williams.

NAMES:

- 1 C. E. Urquhart
- 2 W. H. Urquhart
- 3 W. E. Thompson
- 4 Jas. Cummins
- 5 Wm. Cowan
- Isaac Williams

NAMES:

- 6 C. C. McBrooks
- 7 D. H. Pitman
- 8 J. B. Wood
- 9 Chas. Jordan
- 10 P. Kempfeldt

OFFICE OF

County Clerk and Recorder,

GALLATIN COUNTY, MONTANA.

HON. J. L. PATTERSON,
Chairman of the Board of County Commissioners, Gallatin County, Montana.

DEAR SIR:—You are hereby notified that a petition for a County Road has been received in this office,
signed by Isaac Williams et al

of Road District No 6

The petition above referred to, petitions that a Road be established, commencing at angle
point No. 57 of the survey of a road up the middle Fork
of 16 mile creek, thence along the road as surveyed and laid
out to a point (angle point) No 58 of said survey. Thence
Southwaly and a little Westwaly by the most practical
Route up what is known as "Bull Ridge" to termi-
nate at a gate in the fence on land enclosed by Isaac Williams.

You are hereby notified to appoint three Viewers to view the above proposed Road.

Yours, Very Respectfully,

E. V. Blankenship
County Clerk and Recorder.

Dated at, Bozeman, Montana, this 2nd day of August 1900.

OFFICE OF

The Board of County Commissioners,

GALLATIN COUNTY, MONTANA.

MR. E. V. BLANKENSHIP,
County Clerk, Gallatin County, Montana.

DEAR SIR:—In pursuance of the above notice, I hereby appoint:

C. M. Thorpe
C. M. Brown
Geo. Huffine

to act in behalf of the Board of County Commissioners as viewers of the above petitioned Road

Yours, Very Respectfully

J. L. Patterson
Chairman of the Board of County Commissioners, Gallatin County, Montana.

Dated at Bozeman, Montana, this 3rd day of Aug 1900.

Warrant for Road Viewers.

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

Messrs *C. M. Thorpe, C. C. M. Brown and John Huffine,*

You are hereby notified that you were duly appointed Road Viewer by **Mr. J. L. Patterson,** Chairman of the Board of County Commissioners of Gallatin County, Montana, on the 3rd day of **August A. D.** 1900, to view and lay out a proposed road, as prayed for in the petition of **Isaac Williams** and others, described as follows, to-wit:

Starting at angle point No. 57 of the survey of a road up the middle Fork of Sixteen Mile Creek, thence along the road as surveyed and laid out to a point (angle point) No. 58 of said survey, thence Southerly and a little Westerly by the most practical route up what is known as Bull Ridge to terminate at a gate in the fence (as at present) on land enclosed by Isaac Williams.

You are hereby ordered to meet, to be sworn according to law and assume the duties of your office, in company with *(names of 2 viewers)*, who were duly appointed as Viewers on said road by the Chairman of the Board of County Commissioners on the 27th day of **August** 20, 1900, commencing at the place designated in said petition as the starting point of the road sought to be **at 1.30 O'Clock P.M.** 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 practical 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 practical, be laid out on subdivisional or section lines.

In witness whereof I hereunto set my hand, at my office this 3rd day of August 1900.

E. J. Blankenship
County Clerk,

By _____ Deputy.

REGISTRY RECEIPT.

Post Office at Bozeman, Mont.

Registered Letter Parcel } No. 123 Rec'd. AUG 4- 1900 1

of Co. Clerk

Bozeman, Mont.

addressed to C. C. Mc Broom

Gallup, Mont.

W. B. Burkitt P. M.

REGISTRY RECEIPT.

Post Office at Bozeman, Mont.

Registered Letter Parcel } No. 128 Rec'd. AUG 4- 1900 1

of Co. Clerk

Bozeman, Mont.

addressed to C. M. Thorne Esq

Bozeman, Mont.

W. B. Burkitt P. M.

REGISTRY RECEIPT.

Post Office at Bozeman, Mont.

Registered Letter Parcel } No. 122 Rec'd. AUG 4- 1900 1

of Co. Clerk

Bozeman, Mont.

addressed to John Huggins

Gallup, Mont.

W. B. Burkitt P. M.

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 Board of County Commissioners.

C. M. Thorpe

Subscribed and sworn to before me this 27th day
of August 1900.

E. V. Blankenship
County Clerk

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 Board of County Commissioners.

C. C. McBroon

Subscribed and sworn to before me this 27th day
of Aug. 1900.

C. M. Thorpe
County 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 Board of County Commissioners.

J. T. Huffine

Subscribed and sworn to before me this 27th day
of Aug 1900

C. M. Hope

County Surveyor

This must be returned to the County Clerk after execution.

REPORT OF ROAD VIEWERS.

ROAD NO. 180

TO THE HONORABLE BOARD OF COUNTY COMMISSIONERS OF GALLATIN COUNTY, MONTANA:

We, the undersigned Road Viewers, consisting of C.M. Hofer. C.C. Mc Brown.
J.P. Huffner. who were duly appointed by J.S. Patterson
Chairman of the Board of County Commissioners

appointed to view a proposed road running from angle point no 57 of the survey
of a road running up the Middle Fork of 16 mile Creek,
to a gate in fence on land enclosed by Isaac Williams
as described in the annexed petition, say, That on the 27th day of August
A. D., 1900 we assembled at the place designated in the petition, as the starting point of such proposed road and proceeded to view the same, and submit the following report:

1. The width of the proposed road, the description of the center line of the same, the length, how defined, the marks ~~and sources~~, grades, character of ground, description of the land and owners of the same, over which the proposed road passes, and probable cost of constructing the said road, as follows:

The width of the proposed road is 60 feet.
The description of the center line is as follows to wit:-
Beginning at angle point no. 57 of the survey of a road
up the Middle Fork of 16 mile Creek, thence S. 33° 22' E
along said road. 357 feet. thence S 50° 15' W. 291 feet.
thence S. 19° 8' W. 462.5 feet. thence S. 4° 2' E. 204.7 feet.
thence S. 54° 14' E. 250.5 feet. thence S. 64' E 551.3 feet,
thence S. 49° 12' W. 761.8 feet, thence S 17° 18' W. 1932.2 feet.
thence S. 25° 56' W. 756.6 ft. to gate in fence on land
enclosed by Isaac Williams, The length of the proposed
road is 1,05 miles.

The proposed road is defined and marked by a
slat, mound, and pits, at each angle point.
The steepest grade is 13% as the road will not
be used for hauling heavy loads, this grade will
not be a serious objection.

The character of the ground is suitable for a road.

The probable cost of constructing the road is for
one bridge, and side hill grading. \$50,00
As Isaac Williams agrees to do all the work
and furnish all material for the bridge there
will be no expense to the county, (per his
agreement.)

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

The proposed road is wholly on unincorporated land which has been enclosed by Isaac Williams, who consents to give the right of way.

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

See No 2 above

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

The benefits - will fully equal the damages

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

We surveyed the road when we viewed it.

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

Dated August 28 A. D., 1892

J. D. Subline
E. M. (H. Parker)
E. C. McBrean

Road Viewers.

BOZEMAN, MONTANA,

Aug 28 1890

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. described as follows to wit:— Beginning at angle point No. 57 of the survey of a road up the middle Fork of 16 mile Creek. thence along the road as surveyed and laid out to angle point 700.58 of said survey, ^{357 feet} thence Southwesterly and a little westerly by the most practical route up what is known as Bull Ridge to terminate at a gate in fence on land enclosed by Isaac Williams, as more fully and surveyed on Aug 27 + 28 1900. by C.M. Thorpe John Hoffman + C.C. McBrown

~~On the 27th day of Aug. 1900~~ and hereby agree to place my fence on the line of said road.

I also agree to do all grading and build all culverts and bridges required to open the road for travel. without charge to the County and to the satisfaction of the Board of County Commissioners.

Isaac Williams

NOTICE OF PETITION FOR OPENING PUBLIC ROAD AND

DATE OF VIEWING THE SAME.

Notice is hereby given that eleven residents of Road Dist., No. 6 of Gallatin County, State of Montana, have filed a petition in writing with the County Commissioners of the County of Gallatin, State of Montana. Said petition praying that a new road be established.

A description of the route of the road which it is proposed to lay out and establish is as follows, to-wit: - Starting at angle point No. 57 of the survey of a road up the middle fork of Sixteen Mile Creek, thence along the road as surveyed and laid out, to a point No. 58 of said survey thence southerly and a little westerly by the most practical route up what is known as Bull Ridge to terminate at a gate in the fence, as at present, on land enclosed by Isaac Williams.

Said proposed road will be viewed by viewers appointed by the Chairman of the Board of County Commissioners, according to law, who will commence said view at the place of beginning of said proposed road, to be established, on Monday the twenty-seventh (27th) day of August A. D. 1900.

Said viewing to commence at half past one (1.30) o'clock P. M. of said day.

Very Respectfully

E. C. Blankenship
County Clerk of Gallatin
County, Montana.

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

Isaac Williams

being first duly sworn deposes and says, that ~~as the~~

he received from

the County Clerk of said County, on the 2nd day of August A. D.,

1900 three copies of the annexed notice, and that on the 3rd day of August 1900 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

at the beginning and one at the terminating point.

(Third notice returned to county clerk)

and further deponeth sayeth not.

Isaac Williams

Subscribed and sworn to before me this 6th day of August A. D., 1900

A. S. McPherson

NOTARY PUBLIC
IN AND FOR GALLATIN COUNTY.

Posted at Recorder's Office - Aug. 1st

NOTICE OF PETITION FOR OPENING PUBLIC ROAD AND

DATE OF VIEWING THE SAME.

Notice is hereby given that eleven residents of Road Dist., No. 6 of Gallatin County, State of Montana, have filed a petition in writing with the County Commissioners of the County of Gallatin, State of Montana. Said petition praying that a new road be established.

A description of the route of the road which it is proposed to lay out and establish is as follows, to-wit: - Starting at angle point No. 57 of the survey of a road up the middle fork of Sixteen Mile Creek, thence along the road as surveyed and laid out, to a point No. 58 of said survey thence southerly and a little westerly by the most practical route up what is known as Bull Ridge to terminate at a gate in the fence, as at present, on land enclosed by Isaac Williams.

Said proposed road will be viewed by viewers appointed by the Chairman of the Board of County Commissioners, according to law, who will commence said view at the place of beginning of said proposed road, to be established, on Monday the twenty-seventh (27th) day of August A. D. 1900.

Said viewing to commence at half past one (1.30) o'clock P. M. of said day.

Very Respectfully

E. V. Blankenship
County Clerk of Gallatin
County, Montana.

I, E. V. Blankenship, Clerk and Recorder, do hereby certify that I posted a copy of the above notice at the front door of the Recorder's Office on Wednesday the 1st day of August, A. D. 1900.

Witness my hand this 6 day of ^{Sept} ~~Aug~~ A. D. 1900

E. V. Blankenship

Subscribed and sworn to before me this 6 day of ^{Sept} ~~Aug~~ A. D. 1900.

C. M. Hooper
Co. Surveyor.

Notice of Opening Public Road.

Notice is hereby given that after sixty days from the date of posting this notice, a public highway declared will be opened over the following route, to-wit: Commencing at angle point No. 57 of the survey of a road up the middle fork of 16 mile creek, thence $5.33^{\circ}22'E$. along said road 357 feet, thence $S.50^{\circ}15' W.291$ feet, thence $S 19^{\circ}8' W.462$.5 feet, thence $S.4^{\circ}2'E.204.7$ feet, thence $S.54^{\circ}14'E.250.5$ feet, thence $S. 6^{\circ}41' E, 551.3$ feet, thence $S.49^{\circ}12' W.761.8$ feet, thence $S.17^{\circ}18' W.1932.2$ feet, thence $S.25^{\circ}56' W.756.6$ feet to gate in fence on land enclosed by Isaac Williams.

Length of the above described road is 1.05 miles. Width to be 60 feet.

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

Dated September 25th 1900. ~~1899~~

E. J. Blankenship
Clerk,

By _____ Deputy.

Date of Posting *Apr. 23rd 1901*

State of Montana,)
) SS.
County of Gallatin,)

Frank Perkins being first duly

sworn deposes and says, that ~~he~~ he received from the County Clerk of said County on the *27th* day of April A.D. 1901 three copies of the above and foregoing notice and that on the *23rd* day of April A.D. 1901 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 at the beginning One at or near the center and One at the point of termination, and further deponent sayeth not.

Frank Perkins

Subscribed and sworn to before me this *27th* day of April A.D. 1901.

E. J. Blankenship
County Clerk of Gallatin

Frank Perkins
deponent

Form 154B.
REGISTRY RETURN RECEIPT sent AUG 4- 1900, 189

Reg. No. 122 from Post Office at Bozeman, Mont.

*Reg. Letter /
 Reg. Parcel / Addressed to John H. Huffine Esq
Gallatin, 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. } J. H. Huffine

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

* Erase letter or parcel according to which is sent.

Form 154B.
REGISTRY RETURN RECEIPT sent AUG 4- 1900, 189

Reg. No. 121 from Post Office at Bozeman, Mont.

*Reg. Letter /
 Reg. Parcel / Addressed to C. M. Thorpe
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. } C. M. Thorpe

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

* Erase letter or parcel according to which is sent.

When the registered letter or parcel accompanying this card is delivered, the Postmaster will require signature to the receipt on the other side, also on his record of registered deliveries, and mail this card without cover to address below.
 A penalty of \$300 is fixed by law for using this card for other than official business.

Post Office Department,
 OFFICIAL BUSINESS. POST OFFICE AT

Stamp here name of Post Office
 and date of delivery.

RETURN TO:

Name of Sender, C. Clerk

Street and Number, or Post Office Box, Bozeman, Mont.

Post Office at _____

County of _____ State of _____