

No. 195

PETITIONER,

Flathrae Pass Road

Petition filed June 4<sup>th</sup> 1901

Viewers appointed July 15<sup>th</sup> 1901

Report filed Sept 3, 1901

Date of hearing \_\_\_\_\_ 1901

Report approved April 7<sup>th</sup> 1903

Order of survey \_\_\_\_\_ 1903

Surveyor's Report filed Jan 16, 1904

Declared County Road Mar 7<sup>th</sup> 1904

By order of the Board  
Geo. E. Davis  
Chairman

See Book 9 Commissioners' Proceedings,  
pages 430.

Recorded, Road Book, pages 430

County Clerk

To the County Commissioners  
of Gallatin County Montana  
Meeting:

We the undersigned  
Citizens of Gallatin County, most  
respectfully and earnestly petition  
your honorable body, to lay out  
and build a public road through  
the Flat head Pass, leaving the road  
running from Bozeman to Gallup  
at the South extremity of Pent Dumas's  
ranch, or other, more convenient  
point, and terminating at Abner  
Brown's place on East Flathead  
Believing this to be a reasonably  
easy route over which to build  
a road and a road very much  
needed by a large percent of  
the people of this County, we  
earnestly request your imme-  
diate attention

Road Dist No. 6 & 7

- |                |   |                  |
|----------------|---|------------------|
| D. B. Kennedy  | } | R. T. Sloan      |
| Brian Kennedy  |   | Jennie Humphrey  |
| John S. Moore  |   | Alf Johnson      |
| Vance Church   |   | L. C. Reichman   |
| C. W. Pascoe   |   | Lewis H. Kennedy |
| H. Young       |   | Josh Parsons     |
| W. A. Reichman |   | L. J. Mc Donnell |

J. B. Hardin  
Wm. Ferguson  
J. W. Ran  
W. J. M. Donell  
H. A. Lo Rue  
E. J. Jones  
Claude Dickson  
Lowell Mc Jones  
J. S. Burtin  
Louis Authier  
J. S. Hooley  
J. J. Ferguson  
W. H. Ferguson  
Ed. A. Fox  
P. Murtha  
Samuel Mansfield  
G. M. C. Morrison  
E. Adams  
Charles M. Cornell  
J. M. Woosley  
John Crutcher  
L. G. Brown  
John Giesey  
Claude Gray  
Hiram G. Fox  
J. C. Maddox  
C. G. Maddox  
J. R. Maddox  
Thos Broadway  
J. Walker  
Henry Wheeler

J. J. Madgey  
Angus McLean  
C. M. Tate  
Ghor Miller  
S. J. Miller  
E. F. Poll.  
L. J. Morgan  
Geo. J. Heck  
A. Murray  
W. J. McLaughlin  
James B. Kennedy  
W. F. Miller  
Frank Parbutin  
J. B. Hornum  
J. M. Sorrels  
Fred Palmer  
Rob Ritchie  
Henry Davis  
G. M. Piny  
Thomas Leake  
R. Johnston  
Ed. Siefel  
G. J. Jones  
O. P. Poyan  
J. H. Larkham  
E. S. Newbery  
John Langhansen  
& Beckhorn



E. J. Moore  
G. R. Thomas

Morris Guvian  
Anderson Blacker

H. A. Jackson

J. A. Swittand

D. J. Stacey

Jerome Waterman

H. H. Addey

W. W. Walker

S. S. Blair

John Murphy

D. A. Moor

C. H. McDonald

E. M. May Jr.

L. Melton

Thos. Alphin

Swatson

G. L. Miller

J. T. Miller

J. B. Weaver

Ben F. Kennedy

W. H. Davis

O. P. Morgan

C. J. Carney

Prisoners notified July 22th 1901

James H. H. 1901  
D. L. O'Connell  
County Clerk

FILED

Aug 14 10 AM

No 145

OFFICE OF

County Clerk and Recorder,

GALLATIN COUNTY, MONTANA.

HON. ~~E. 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 D. B. Kennedy et al

of Road District No. 657

The petition above referred to, petitions that a Road be established, commencing  
beginning at a point in the road leading from Bozeman to Gallatin, Mont.,  
where Road No. 33 (known as the Martin Road) leaves said Bozeman and  
Gallatin Road, near the Southern extremity of Scott Duncan's place, or  
other more convenient point, thence to run through the Flat Head Pass  
by the most practicable route and terminating at Alonzo Brown's place  
on East Flat Head.

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 15<sup>th</sup> day of July 1901.

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  
B. S. Duncan  
Geo. H. Reichman

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

Yours, Very Respectfully,

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

Dated at Bozeman, Montana, this 15 day of July 1901.

NOTICE OF PETITION FOR OPENING PUBLIC ROAD.

Notice is hereby given that several residents of Road Districts Nos. 6 and 7 of Gallatin County, State of Montana, have filed a petition in writing with the Clerk of the Board of Commissioners of said County and State. 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:—Beginning at a point in the Road leading from Bezean to Gallop, Mont., where Road No. 88 (known as the Martin Road) leaves said Bezean and Gallop Road ~~at a point~~ near the Southern extremity of Scott Duncans ranch, or other more convenient point, thence to run through the Flat Head Pass, by the most practicable route and terminating at Alense Brown's place on East Flat-Head.

Said proposed road will be viewed by viewers appointed by the Board of Commissioners of Gallatin County, who will commence said view at the place of beginning of said road so proposed to be established, at TEN (10) O'Clock A.M. on the Fourteenth (14th) day of August A.D. 1901.

E. V. Blankenship  
Clerk of the Board of Commissioners, of Gallatin County, Montana.

I, E. V. Blankenship Clerk and Recorder of Gallatin Co., Mont., hereby certify that there was a copy of the above notice posted at the front door of the Recorder's office on Tuesday the 16th day of July A.D. 1901.

In Witness Whereof I hereunto set my hand this 30th day of Aug 1901

E. V. Blankenship

Subscribed and sworn to before me this 30 day of Aug. 1901

C. M. Hooper

C. Surveyor



FILED AUG 14 1901

NOTICE OF PETITION FOR OPENING PUBLIC ROAD.

Notice is hereby given that several residents of Road Districts Nos. 6 and 7 of Gallatin County, State of Montana, have filed a petition in writing with the Clerk of the Board of Commissioners of said County and State. 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:—Beginning at a point in the Road leading from Bezean to Gallop, Mont., where Road No. 88 (known as the Martin Road) leaves said Bezean and Gallop Road ~~thence to follow~~ near the Southern extremity of Scott Duncans ranch, or other more convenient point, thence to run through the Flat Head Pass, by the most practicable route and terminating at Alenze Brown's place on East Flat-Head.

Said proposed road will be viewed by viewers appointed by the Board of Commissioners of Gallatin County, who will commence said view at the place of beginning of said road so proposed to be established, at TEN (10) O'Clock A.M. on the Fourteenth (14th) day of August A.D. 1901.

*E. V. Blankenship*  
Clerk of the Board of Commissioners, of Gallatin County, Montana.

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

S. S. Blair *S. S. Blair*

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

he received from the County Clerk of said County, on the 16th day of July A. D.,

1901, three copies of the annexed notice, and that on the 19th day of July 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 thereof

and further deponeth sayeth not.

Subscribed and sworn to before me this 24th day of July A. D., 1901



*J. G. Sweetland*  
Notary Public



# Warrant for Road Viewers.

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

Messrs L. M. Thorpe, B. S. Duncan & Geo. H. Richman

You are hereby notified that you were duly appointed Road Viewer by Chairman of the Board of County Commissioners of Gallatin County, Montana, on the 15<sup>th</sup> day of July 1901, to view and lay out a proposed road, as prayed for in the petition of D. B. Kennedy — and others, described as follows, to-wit:  
Beginning at a point in the Road leading from Bozeman to Gallatin, Mont., where Road No. 88 (known as the Martin Road) leaves said Bozeman and Gallatin Road, near the Southern extremity of Scott Duncan's place, or other more convenient point, thence to run through the Flat Head Pass by the most practicable route and terminating at Alonso Brown's place on East Flat Head.

You are hereby ordered to meet, to be sworn according to law and assume the duties of your office, in company with (each other), who were duly appointed as Viewers on said road by the ~~Chairman~~ of the Board of County Commissioners, on the 14<sup>th</sup> day of August 1901, commencing at the place designated in said petition as the starting point of the road sought to be at 10 o'clock A.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 24<sup>th</sup> day of July 1901  
E. V. Blankenship  
County Clerk, P

By \_\_\_\_\_ Deputy.

# 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.

*B. S. Duncan*

Subscribed and sworn to before me this 14 day  
of Aug 1901

*C. M. Hooper*

*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 Board of County Commissioners.

*C. M. Hooper*

Subscribed and sworn to before me this 5<sup>th</sup> day  
of Aug 1901

*C. J. Blankenship*  
*Co. 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.

*J. H. Reichman*

Subscribed and sworn to before me this 14<sup>th</sup> day  
of Aug. 1901.

*C. M. Hooper*  
Co. Surveyor.

This must be returned to the County Clerk after execution.

## REPORT OF ROAD VIEWERS.

ROAD NO. 195

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

We, the undersigned Road Viewers, consisting of C. M. Hooper, B. S. Duncan,  
 + Geo. H. Richman appointed by the Board of County  
 Commissioners on July 15, 1901.

appointed to view a proposed road running from the Bozeman and Gallup  
Road

to the County Road on the East side of Flathead Pass, near along  
Brown's place  
 as described in the annexed petition, say, That on the 14<sup>th</sup> day of Aug.

A. D., 1901 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.

As we find there is a laid out road running from the Bozeman and Gallup road, passing Felix Calentines place, and extending up Pass Creek to the timber in Pass Creek Canyon. We believe it most practicable to begin the proposed road at the terminus of the above described road. The petition granting us that privilege.

The description of the center line of the proposed road is as follows to-wit: Beginning at the Eastern terminus of the road as laid out in Pass Creek Canyon, thence running up Pass Creek, keeping on the north side of said Creek, wherever the lightest grade can be obtained, to Flathead Pass.

thence in a southeasterly direction, running on or near a uniform grade to the Western terminus of the road known as the Richman Road, as the same as been surveyed. <sup>(The same being near along Brown's place.)</sup> We estimate the length of the proposed road to be between 3 and 4 miles, no survey having been made.

We marked out the line of the road by blaze trees and setting stakes at the governing points. The location of most of the road can only be fixed by a survey to determine where the lightest grade can be obtained.

The road can be constructed with grades not exceeding 10%, with the exception of one or two places, where a steeper grade may be necessary for a short distance.

The character of the ground is excellent for road building, the material being such that a good drivable road could be constructed.

The road is all on unimproved ground.  
An approximate estimate of the cost of constructing  
a safe road for travel, having a 10 foot road bed  
and suitable places for teams to rest, is \$1,500.00

It would be necessary to do some work on the  
roads with which this proposed road connects, before  
they would be suitable for travel.



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 all on unswamped land.

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

See 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:

See above.

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

The road will be a great public convenience, especially to the settlements on each side of Flathead Pass.

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

Dated Aug 14

A. D., 1890

G. H. Reichman  
C. M. George  
B. S. Duncan

Road Viewers.

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

*C. M. Thorpe* being first duly sworn deposes and says, ~~that~~ as the  
that as the Co. Surveyor he received from  
the County Clerk of said County, on the 25 day of June A. D.,  
~~1903~~ three copies of the annexed notice, and that on the 2 day of July 1903 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  
terminus.

and further deponeth sayeth not.

Subscribed and sworn to before me this 3rd day of August A. D., ~~189~~ 1903  
*C. M. Thorpe*  
*A. A. Cameron*  
Clerk

Bozeman, Montana, JAN 16 1904

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

Gentlemen:-

I hereby report to your Honorable Body that on  
JAN 16 1904 I filed in the office of the County Clerk  
of Gallatin County, Montana, the Plat and Field Notes of

Flathead Pass Road, Nos. 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000 Vol. B. of Road Maps

Very Respectfully,

*C. M. Thorpe*  
County Surveyor.

100

# Notice of Opening Public Road.

Notice is hereby given that after sixty days from the date of posting this notice, a public highway will be opened over the following route, to-wit : Commencing (for a 60ft. road) at the Eastern terminus of the road as laid out in Pass Creek Canyon, thence running up Pass Creek, keeping on the North side of said Creek, wherever the lightest grade can be obtained, to Flathead Pass, thence in a Southeasterly direction, running on or near a uniform grade to the Western terminus of the road known as the Selchman Road, as the same as been surveyed (the same being near alongs Brown's place).

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

Dated ..... 189.

*A. A. Cameron*  
Clerk,

By ..... Deputy.

Date of Posting *July 2* .....

*1903*  
189

REGISTRY RECEIPT.

Post Office at Bozeman, Mont.

Registered Letter Parcel } No. 114 Rec'd July 25, 1901

of Geo Clerk

Bozeman, Mont.

addressed to B S Duncan

Gallup Mont

W. B. Burkitt, P. M.

nt.

REGISTRY RECEIPT.

Post Office at Bozeman, Mont.

Registered Letter Parcel } No. 112 Rec'd JUL 25 1901, 190

of Geo Clerk

Bozeman, Mont.

addressed to Geo H Reichman

Sedan Mont

W. B. Burkitt, P. M.

REGISTRY RECEIPT.

Post Office at Bozeman, Mont.

Registered Letter Parcel } No. 102 Rec'd JUL 25 1901, 190

of Geo Clerk

Bozeman, Mont.

addressed to C M Harper

Bozeman

W. B. Burkitt, P. M.