

3858

No. 276

PETITIONER,

Mrs. E. Kent et al

Petition filed *23rd Jan.* 1907

Viewers appointed *Feb 4* 1907

Report filed *May, 7* 1907

Date of hearing 1907

Report approved *Sept 5,* 1907

Order of survey *June 3* 1907

Surveyor's Report filed *Aug 23* 1907

Declared County Road *Sept 5* 1907

By order of Board

M. H. Davis

Chairman

See Book *10* Commissioners' Proceedings,

pages *331-263-265-334*

Recorded, Road Book, pages

County Clerk

Petition For Road.

To The Hon. Board of County Commissioners, of Gallatin County, Mont.:

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

Your petitioners do respectfully ask and petition that a County Road 30 feet in width, to be a public highway, to 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 such right-of-way where such consent is not had.
- (g) The necessity for and advantages of the proposed road as follows, to-wit:

Commencing at the Corner to Sections 9, 10, 15 & 16 Township 3

S. of Range 5 E., which is in a County road running N. & S.,

Thence west 1 mile with Section line as center line of road;

thence west 1/2 mile with Section line as north side of road;

thence west 1/2 mile with Section line as center line of road

to the Corner to Sections 7, 8, 17 & 18 intersecting the Cotton-wood Road at this point.

The S.E. 1/4 of Sec. 9 is owned by C.B. Anderson.

The S.W. 1/4 of Sec. 9 is owned by Irvin Kent.

The N.E. 1/4 and E. 1/2 of N.W. 1/4 Sec. 16 is owned by Geo. W. Anderson.

The W. 1/2 of N.W. 1/4 Sec. 16 is owned by Mrs. M.E. Kent.

The N. 1/2 of the N. 1/2 of the N. 1/2 (20 A) of the N.E. 1/4 of Sec. 17 is owned by Irvin Kent.

The N.W. 1/4 of Sec. 17 is owned by Walter Buzzard.

The S.W. 1/4 of Sec. 8 is owned by F.K. Armstrong.

d They do except Walter Buzzard

e Walter Buzzard

f \$50⁰⁰ per acre and fence.

g The road is needed as an outlet for settlers.

NAMES

- 1 Martha G Kent
- 2 Elmer Williams
- 3 Albertine Topper,
- 4 Loring Kent
- 5 G. K. Armstrong

NAMES

- 6 Chas B. Anderson
- 7 Ernest Portnell
- 8 Clarence Brown
- 9 George W Anderson
- 10 Lewis P Loy

No. 276

Road Petition

Petitioner *Mauda E. Newkirk*

Filed *22nd* *Jan.* 1907

OFFICE OF
COUNTY CLERK AND RECORDER
GALLATIN COUNTY, MONTANA.

HON. W. H. DAVIS,
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 *Martha E. Kent et al* of Road District No. *4*.....

The petition above referred to, petitions that a Road be established, commencing *at the corner of* to *Sections 9, 10, 15th and 16, Township 3 S. of Range 5 E., which is in a County Road running N. 90th W., thence west 1 mile with section line as center line of road; thence west 1/2 mile with section line as north side of road; thence west 1/2 mile with section line as center line of road to the corner to Sections 7, 8, 17th and 18 intersecting the Cottonwood road at this point*
You are hereby notified to appoint three Viewers to view the above proposed Road.

Yours Very Respectfully,
W. E. Brandenburg
County Clerk and Recorder

Dated at Bozeman, Montana, this *4th* day of *February*, 190*7*

OFFICE OF
THE BOARD OF COUNTY COMMISSIONERS
GALLATIN COUNTY, MONTANA.

W. E. BRANDENBURG,
County Clerk, Gallatin County, Montana.

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

Harvey Sloan Co Surveyor
David S. McLeod
Ed. Blackwood

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

Yours Very Respectfully,
W. H. Davis
Chairman of the Board of County Commissioners, Gallatin County, Montana

Dated at Bozeman, Montana, this *4th* day of *March*, 190*7*

Request for Viewers.

COUNTY ROAD PETITIONED FOR

By *Madha C. Penhale*.

.....

.....

.....

Warrant for Road Viewers.

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

Mr. *Harvey Sloan*

You are hereby notified that you were duly appointed Road Viewer by _____

~~the~~ Board of County Commissioners of Gallatin County, Montana, on the 4th
day of March 1907, to view and lay out a proposed road, as prayed for in the

petition of Martha E. Kent and others, described as follows, to-wit:

Commencing at the Corner to Sections 9,10,15 & 16 Township 3
South of Range 5 East, which is in the County road running North and
South, thence west one mile with Section line as center of road; thence
~~west~~ west one-half mile with section line as north side of road; thence
~~west one-half mile with section line as center line of road to the~~
corner to sections 7,8,17 & 18 intersecting the Cottonwood road
at this point.

You are hereby ordered to meet, to be sworn according to law and assume the duties of your office, in
company with *A. S. M. Seod and Ed Blackwood* who were duly appointed as
Viewers on said road by the Chairman of the Board of County Commissioners on the 1st
day of May ^{at 10:00 o'clock P. M.} 1907, commencing at the place designated in said petition as the
starting point of the road sought to be _____ 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 15th
day of April 1907.

W. E. Brandenburg
County Clerk,

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 am a disinterested citizen of Gallatin County, Montana, and not a petitioner for said road; that I will faithfully and impartially perform, according to law, the duties of ROAD VIEWER of the road recited in the petition, reference to which is had in the instructions embodied in the notice of appointment by the Board of County Commissioners.

E. L. Blackwood

Subscribed and sworn to before me this *1st* day

of *May* *1907* 189

J. H. Shaw
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 am a disinterested citizen of Gallatin County, Montana, and not a petitioner for said road; that I will faithfully and impartially perform, according to law, the duties of ROAD VIEWER of the road recited in the petition, reference to which is had in the instructions embodied in the notice of appointment by the Board of County Commissioners.

E. J. Me Log

Subscribed and sworn to before me this *1st* day

of *May* *1907* 189

J. H. Shaw
County Surveyor

This must be returned to the County Clerk after execution.

REPORT OF ROAD VIEWERS.

ROAD NO.....

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

We, the undersigned Road Viewers, consisting of

Ed Blackwood,
D S McLeod
J H Sloan

appointed to view a proposed road running from Corner of Sections, 9, 10, 15, 16
T3 S R 5-E, west two miles
to corner 7, 8, 17, 18, T3 S, R 5-E,
as described in the annexed petition, say, That on the 1 day of May
A. D., 1907, 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:

Running from the starting point and
there will be required one bridge over
Dry Creek span six feet, & culverts
and over ditches and sloughs and three bridges
over Anderson, Armstrong, and Kent ditches.
The estimated cost of bridges and culverts
is \$200 and grading to the amount of \$50⁰⁰
should be done on the Dry Creek hill.

The above expense covers the first
mile.

In the second mile there would be
about \$125 damage going through
Walter Buzzard, one culvert and two
bridge at a cost of about \$125⁰⁰
and the grading of the Buzzard
hill (which is very rocky) at a cost
of \$150

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

Geo W Anderson
C B Anderson
Mrs M E Kent
Irrin Kent
F K Armstrong

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

Walter Buzzard

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:

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

Irrin Kent, has no outlet to his ranch and the proposed road would save him 4 miles in the distance to Bozeman.
We therefore believe he is entitled to a road.

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

Dated 1 May 1 1907 A. D., 189

Harvey Sloan
E. L. Blackwood
D. J. M. Lead

Road Viewers.

FILED

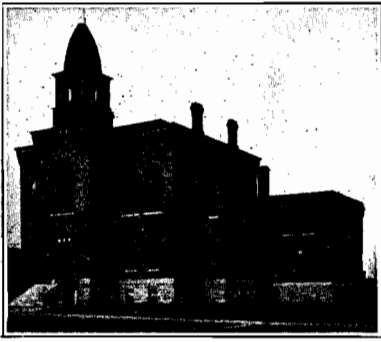
MAY 7 - 1907

W. E. Brandenburg
County Clerk

By _____ District Attorney

Report

W. H. Davis
September 1907



C. M. Thorpe
County Surveyor, Gallatin County
Office in City Hall

Bozeman, Montana, Aug 23 1907

Hon Board County Commissioners
Bozeman Mont

Dear Sirs

I beg leave to make the following
report on road records

Roads as petitioned by No 276, by Martha
E Kent, 283 by Alex Smith Jr., 285 by H J Erwin,
and 289 by Eugene Buckley, and being
approved by your board, have today been
platted and recorded in the County road
book. Petition 278, by Wm Hedlake
was not platted as there are no
records on file, of roads in this Township
except a part Section 19, T17R4E. and on
this account there would be no basis
upon which I could show this change.

Very Truly
J. H. Sloan.

REGISTRY RETURN RECEIPT.

Form No. 1548.

Received from the Postmaster at Bozeman, Mont.
Salesville
 (Delivering office.)
 Registered ^{Letter} ~~Parcel~~ No. 1229, from Bozeman, Mont.
 (Office of origin.)
 Addressed to M. D. S. McLeod
 (Name of addressee.)
 Date 4/19, 1907
 (Date of delivery.)
 When delivery is made to an agent of the addressee, both addressee's name and agent's signature must appear in this receipt.
M. D. S. McLeod
 (Signature or name of addressee.)
Peter Hundert
 (Signature of addressee's agent.)

A registered article must not be delivered to anyone but the addressee, except upon the addressee's written order. When the above receipt has been properly signed, it must be postmarked with name of delivering office and actual date of delivery and mailed to its address, without envelope or postage.

REGISTRY RETURN RECEIPT.

Form No. 1548.

Received from the Postmaster at Salesville,
Bozeman, Mont.
 (Delivering office.)
 Registered ^{Letter} ~~Parcel~~ No. 1230, from Bozeman, Mont.
 (Office of origin.)
 Addressed to Mr. Ed. Blackwood
 (Name of addressee.)
 Date _____, 1907
 (Date of delivery.)
 When delivery is made to an agent of the addressee, both addressee's name and agent's signature must appear in this receipt.
Mr. Ed. Blackwood
 (Signature or name of addressee.)
Peter Hundert
 (Signature of addressee's agent.)

A registered article must not be delivered to anyone but the addressee, except upon the addressee's written order. When the above receipt has been properly signed, it must be postmarked with name of delivering office and actual date of delivery and mailed to its address, without envelope or postage.

U. S. Registered Mails go to every post office in the world. Letters and parcels may be registered at any post office or at any post-office station, and by rural carriers throughout their routes. Letters will be registered by letter carriers in the residential districts of cities. For registered mail delivered through a U. S. post office, the sender receives, without request or extra charge, a return receipt signed by the addressee or his agent. For registered mail delivered in a foreign country the sender receives without extra charge a form of return receipt if the words "Return Receipt Demanded" appear on the envelope or wrapper.

U. S. Registered Mails go to every post office in the world. Letters and parcels may be registered at any post office or at any post-office station, and by rural carriers throughout their routes. Letters will be registered by letter carriers in the residential districts of cities. For registered mail delivered through a U. S. post office, the sender receives, without request or extra charge, a return receipt signed by the addressee or his agent. For registered mail delivered in foreign country the sender receives without extra charge a form of return receipt if the words "Return Receipt Demanded" appear on the envelope or wrapper.

Letter }
 Parcel } No. 1229 P. O., _____
 Received for registration 4/18, 1907, from
Quinty Slaght
 addressed to M. D. S. McLeod
Salesville
 class postage prepaid.
 Postmaster, per _____

Letter }
 Parcel } No. 1230 P. O., _____
 Received for registration 4/18, 1907, from
Quinty Slaght
 addressed to Mr. Ed. Blackwood
Salesville
 class postage prepaid.
 Postmaster, per _____