

3470

No. 299

PETITIONER,

F. H. Keyser et al

Petition filed *Nov 5* 190*7*

Viewers appointed *Nov 5* 190*7*

Report filed *Nov 27* 190*7*

Date of hearing 190.....

Report approved 190.....

Order of survey 190.....

Surveyor's Report filed 190.....

Declared County Road *July 7* 190*7*

H. H. Davis

Chairman

See Book *16* Commissioners' Proceedings,

pages *348-353-508*

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. 7, in the County of Gallatin, State of Montana, and taxable therein for road purposes, where the road, hereinafter 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 60 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:

(a) Commencing at the N.W. corner of section 26 where it will leave the present county road, thence north or on or near the west line of sections 23-14-and 11, thence in a northwestern direction across sections 3 to the quarter corner in the middle of the north line of section 3.

The proposed road will open the country north of the present road and make it more attractive to settlement besides making an outlet for present settlers.

Almina L. Keyes
 F. D. Keyes
 George Cox
 J. Baker
 Myrtle M. Baker
 James Rosley
 August Roggow
 Carl Roggow
 E. W. Kirk
 W. Kaiser

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. 7, in the County of Gallatin, State of Montana, and taxable therein for road purposes, where the road, hereinafter 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, 60 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:

(a) Commencing at the N.W. corner of section 26 where it will leave the present county road, thence north on or near the west line of sections 23-14-and 11, thence in a northwestern direction across section 3 to the ~~corner~~ quarter corner in the middle of the north line of section 3. The proposed road will open the country north of the present road and make it more attractive to settlement besides making an outlet for present settlers.

Almina L. Keyes
 F. D. Keyes
 George Cox
 J. Baker
 Myrtle M. Baker
 James Woosley
 August Roggow
 Carl Roggow
 H. M. B. B.
 E. M. Kurk
 W. Kaiser

No. **299**

Road Petition

Petitioner *A. D. Reynolds*

Filed 190.....

RECEIVED

MAY 9 1901

A. B. Reynolds
County Clerk

County Clerk

For the purpose of securing

the proposed road

the proposed road

SECTION

TO THE

SECTION

NAMES NAMES

(S) COMMISSIONER OF THE ROAD BOARD OF SECTION

- 1.....
- 2.....
- 3.....
- 4.....
- 5.....

- 6.....
- 7.....
- 8.....
- 9.....
- 10.....

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 byF.D.Keyes and others.....
.....of Road District No. 7.....

The petition above referred to, petitions that a Road be established, commencing at the north west corner of section #26 where it will leave the present County road thence north on or near the ~~line~~ west line of sections 23...14 and II, thence in a north westerly direction across section # 3 to the quarter corner in the middle of the north line of section # 3.....
(The above road is in township 3 north of range 7 east.).....

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...5th... day of November.....1907.

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.....
- ..H.P.Railey.....
- ..John Y. Ferguson.....

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...5th... day of November.....1907.

Warrant for Road Viewers.

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

Mr. _____

You are hereby notified that you were duly appointed Road Viewer by _____ **5th**
November _____
Chairman of the Board of County Commissioners of Gallatin County, Montana, on the _____
day of _____ **F.D. Keyes and others** _____, to view and lay out a proposed road, as prayed for in the
petition of _____, where it will leave
Commencing at the north west corner of section #26 where it will leave
the present County road, thence north on or near the west line of
sections 23...14 and 11, thence in a north westerly direction across
section # 3 to the quarter corner in the middle of the north line
of section # 3.

You are hereby ordered to meet, to be sworn according to law and assume the duties of your office, in
company with _____ **Harvey Sloan &** _____, who were duly appointed as
November _____
Viewers on said road by the Chairman of the Board of County Commissioners on the _____
day of _____ 190 _____, commencing at the place designated in said petition as the
viewed.
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. **20th**

In witness whereof I **November** _____
hereunto set my hand, at my office this _____
day of _____ 190 _____.

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 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.

R M Yudson

Subscribed and sworn to before me this - 26 - day
of Nov 1907

J H Sloan
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.

H P Railly

Subscribed and sworn to before me this 26 day
of Nov 1907

J H Sloan
Co 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 _____

*H P Raily,
R N Tudor
J H Sloan*

appointed to view a proposed road running from _____

*1/4 1/4 cor sec 26, T37R7E
to 1/4 1/4 cor sec 3 same Township & Range*

as described in the annexed petition, say, That on the 26 day of November 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:

The width of the road as asked for is 60 ft to follow the section lines 3 miles north and thence diagonally across section 3. The road is over rough hills, covered with sage brush

This report is somewhat incomplete because none of the interested parties could be found except E W Kurk and our work was stopped by a snow storm before covering the last mile

Cost—

*For four culverts 2400 ft lumber @ \$20⁰⁰ - 48⁰⁰
For clearing sage brush, ^{and grading the hill side} which can be done with grade 6 days @ 17⁵⁰ 105⁰⁰*

For putting in culverts and grading up same, and hauling logs for ~~cut~~ culverts \$100

Total 253⁰⁰

Six day work, with teams, were subscribed by the Kurk Bros.

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

All consent

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

None

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:

None of the parties interested, nor the appointed viewers had received any notice and Mr. Indor took Mr. Ferguson place as viewer.

Mr. E H Kirk, was the only interested party who could be found.

We believe said road ^{is} ~~is~~ to be practical and ^{will be} ~~will be~~ of public utility ~~and~~ ^{for a few settlers} ~~necessity~~ and do ^{recommend} the establishment of the same.

Dated _____ A. D., 189 _____

R of Indor
H P Bailey
J H Swan

Road Viewers.

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 west side of Sec 23
and the east side of sec 15

as ~~viewed and surveyed by~~ petitioned by F & Key
on the _____ day of _____ 190____ And hereby agree to

place my fences on said lines without charge to the County.
Signed Geo Cox

Dated at Bigman this 10th day of Aug 1908

ACKNOWLEDGEMENT.

STATE OF MONTANA, }
County of Gallatin, } ss. On this 10th day of August
A. D. 1908, before me W. E. Brandenburg
in and for said County, came Geo Cox

who is personally known to me to be the person... described in and who signed the annexed consent
for right of way and acknowledged to me that ...he had executed the same freely and voluntarily,
for the uses and purposes therein expressed.

IN WITNESS WHEREOF, I hereunto set my hand the day and year first above written.
W. E. Brandenburg
Co Clerk

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 East half section 22 T37N R7E
and give two days work with team

Sec. _____, T. _____, R. _____
as viewed and surveyed by H P Railey, R M Indor, J H Sloan
on the 26 day of Nov 1907 And hereby agree to
place my fences on said lines without charge to the County.

Signed E. W. Kurk.

Dated at Sedan Mont this 26 day of Nov 1907

ACKNOWLEDGEMENT.

STATE OF MONTANA, }
County of Gallatin, } ss. On this 26 day of Nov
A. D. 1907, before me J H Sloan
in and for said County, came E W Kurk

who is personally known to me to be the person described in and who signed the annexed consent
for right of way and acknowledged to me that he had executed the same freely and voluntarily,
for the uses and purposes therein expressed.

IN WITNESS WHEREOF, I hereunto set my hand the day and year first above written.

J H Sloan
Co Surveyor

REGISTRY RETURN RECEIPT.

Form No. 1548.

Received from the Postmaster at Sedan, Mont. (Delivering office.)

Registered (Letter) No. 613, from Boxeman, Mont. (Office of origin.)

Addressed to John V. Ferguson (Name of addressee.)

Date Nov 30, 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.
John V. Ferguson (Signature or name of addressee.)
Wd-S (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 Sedan, Mont. (Delivering office.)

Registered (Letter) No. 614, from Boxeman, Mont. (Office of origin.)

Addressed to H. P. Railey (Name of addressee.)

Date Nov 25, 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.
H. P. Railey (Signature or name of addressee.)
John M. Railey (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.

Letter) No. 613 P. O., Boxeman, Mont.
 Parcel)
 Received for registration 11/20, 1907, from As. Clerk
 addressed to John V. Ferguson
pedgaf nph
 class postage prepaid. Postmaster, per M

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.

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Letter) No. 614 P. O., Boxeman, Mont.
 Parcel)
 Received for registration 11/20, 1907, from As. Clerk
 addressed to H. P. Railey
Return M
 class postage prepaid. Postmaster, per M

Property owners.

G.A.R. = Geo. A. Richardson.

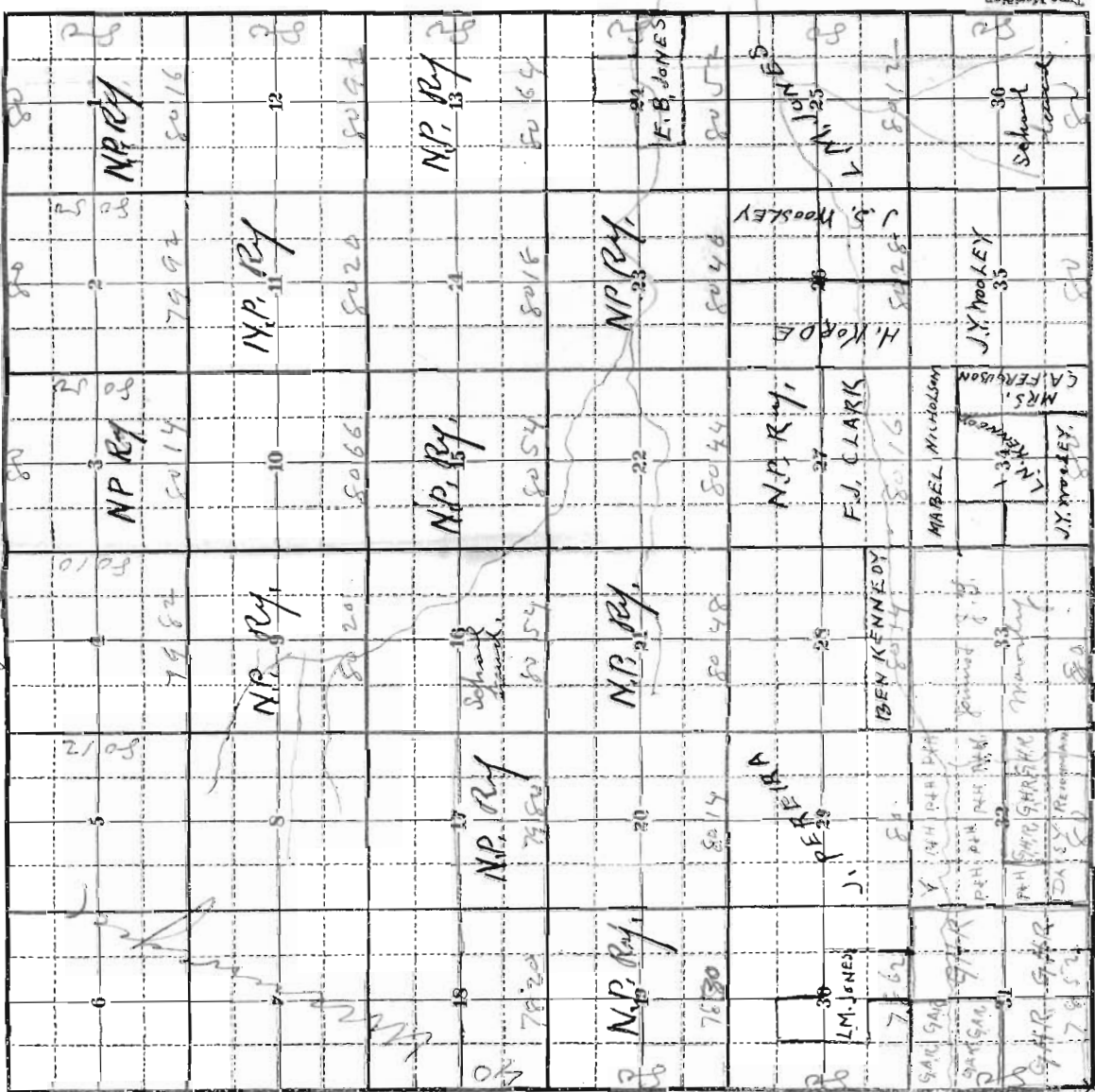
G.H.R. = Geo. H. Richardson.

Y = vacant.

P.H. = A. Portia + Hudson.

[4-590.]

Township No. 3 N Range No. 7 E Mer.



Scale so chains to 100 ft.

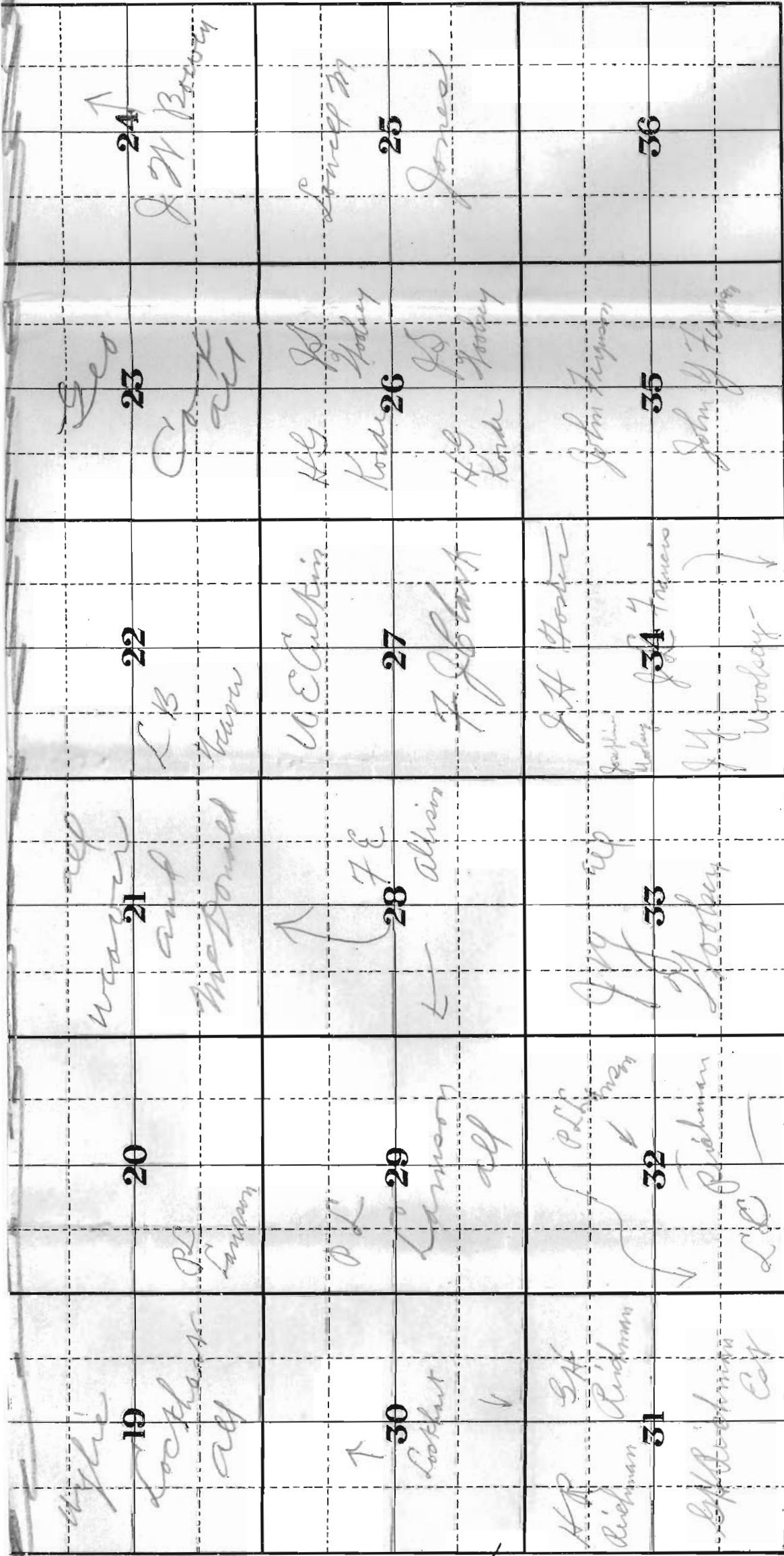
6-311

25
14
61

T. 27 33 R. 7E Mer.

6	Miss Callahan	James Woodbey	1	2	3	4	5	6	7	8	9	10	11	12	13
7	British op Est Morgan	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
8	Richard	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
9	William	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
10	William	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
11	William	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
12	William	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
13	William	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
14	William	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
15	William	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
16	William	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
17	William	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for
18	William	James Woodbey CP Row	CP Row	CA for	Rayley for	John for	John for	John for	John for	John for	John for	John for	John for	John for	John for

W L P G S



SCALE.—Two inches = 1 mile.

EXPLANATORY NOTES.

Towns.

I hereby sign this partition, with the understanding that the road will follow the East line ^{of section 3} as near as possible to the dotted lines in black ink as here shown

M. Kaiser

	6			5
	7			8
	18			17
	19			20
	30			29
	31			32

4-590 B.

Township No. 3

N. Hays
Range No. 7 E. M.P. Mer.
7 T. 23 S.

