

T15 RIW TISRIE

No. 334

PETITIONER,

John Walker Jr et al

Petition filed Nov - 29 - 1909

Viewers appointed March - 10 - 1910

Report filed April, 1, 1910

Date of hearing May - 3 - 1910

Report approved Apr - 5 - 1910

Order of survey 190

Surveyor's Report filed July 20 1910

Declared County Road June - 8th 1910

W. H. Davis

Chairman

See Book 10 Commissioners' Proceedings,

pages 569-571-579

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. 1, 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 Sixty 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:

Beginning at the S.E. corner of Sec. (12) Tullus
 Township 1, N. 1, W. and the S.W. corner of Sec. 7 Seven
 Township 1, N. 1, E. Thence running north (3/4) Three quarters
 of a mile along the Montana Principal Meridian
 Line thence running East about (30) thirty Rods
 and intersect with County Road
 Thomas Kelley asks for this change to be made
 to make the road run on the section line instead
 of running at an angle through my land
 and I also agree to give the land for said
 road and make the proposed road as good
 as the old road now is

No. 334

Road Petition

Petitioner *J. W. Walbert, Jr.*

Filed190..

FILED

NOV 27 1909

H. K. Brandenburg
County Clerk.

Deputy

NAMES

- 1. *John Walbert Jr.*
- 2. *W. Tinsley*
- 3. *W. B. Tinsley*
- 4. *J. H. Yinger*
- 5. *Geo. C. Cook*

NAMES

- 6. *J. J. Roberts*
- 7. *W. J. West*
- 8. *W. A. Cherry*
- 9. *W. H. Cherry*
- 10. *J. J. Williams*

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 *John Walbert Jr and others*
..... of Road District No. *11*.....

The petition above referred to, petitions that a Road be established, commencing.....
SE corner of Section 12 (12) and running north 3/4 mile.....

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 *10th* day of *March* 19*00*

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:

Fred J. Brown
Michael Hard
W. W. Jerry

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 *10th* day of *March* 19*00*

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.

Michael Seave

Subscribed and sworn to before me this *16th* day

of *March*

1910
W. Abbott
Notary Public

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.

W. W. Jensen

Subscribed and sworn to before me this *14th* day

of *March*

1910
W. Abbott
Notary Public

This must be returned to the County Clerk after execution.

REPORT OF ROAD VIEWERS.

ROAD NO. 334

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

We, the undersigned Road Viewers, consisting of

Fred M. Brown W.W. Jenny and M. Lane

appointed to view a proposed road running from

to

as described in the annexed petition, say, That on the seventeenth day of March

A. D., 1910 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:

As described in the petition

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

Thos Kelly

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:

None

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

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

Dated March 17, A. D., 1891

Wm. Denny
Richard Leane } Road Viewers.

RECEIVED

W. F. Granddunk

REPORT IS
CORRECT AND IS HEREBY
APPROVED

ORDER OF THE BOARD, THIS
10th day of June, A. D., 1920
W. F. Granddunk CHAIRMAN
TEST: W. F. Granddunk

To the County of Gallatin, State of Montana:

I **Hereby Agree**, and consent to give Sixty feet for a Right of Way for a County Road, through or along the ~~route described in the petition for road number 334.~~

Sec. seven, T. 1, south, R. 1, east as viewed and surveyed by Fred M. Brown, W.W. Jenny, and M. Lane, on the seventh day of March 1900. And hereby agree to place my fences on said lines without charge to the County.

Signed Thomas Kelly

Dated at Willow Creek, this 21 day of Mar, 1900

ACKNOWLEDGEMENT.

STATE OF MONTANA, }
County of Gallatin, } ss. On this _____ day of _____
A. D. 190___, before me _____
in and for said County, came _____

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.

REGISTRY RETURN RECEIPT.

Form 1548.

Received from the postmaster registered article, the original number of which appears on the reverse side of this card.

Date of delivery 3-12, 1910
(To be filled in by person signing receipt.)

When delivery is made to an agent of the addressee, both addressee's name and agent's signature must appear in this receipt.

(Signature or name of addressee.)
W. M. ...
(Signature of addressee's agent.)

A registered article must not be delivered to anyone but the addressee or the person in whose care it is addressed, except upon addressee's written order or a written order from the sender transmitted by the mailing postmaster and duly verified.
When the above receipt has been properly signed, it must be postmarked with the name of delivering office and actual date of delivery and mailed to its address, without envelope or postage.

REGISTRY RETURN RECEIPT.

Form 1548.

Received from the postmaster registered article, the original number of which appears on the reverse side of this card.

Date of delivery March 14, 1910
(To be filled in by person signing receipt.)

When delivery is made to an agent of the addressee, both addressee's name and agent's signature must appear in this receipt.

Michael Line
(Signature or name of addressee.)
Edward Line
(Signature of addressee's agent.)

A registered article must not be delivered to anyone but the addressee or the person in whose care it is addressed, except upon addressee's written order or a written order from the sender transmitted by the mailing postmaster and duly verified.
When the above receipt has been properly signed, it must be postmarked with the name of delivering office and actual date of delivery and mailed to its address, without envelope or postage.