

1518

No. 344

PETITIONER

W. B. Tinsley et al

Petition filed June - 6 - 1910

Viewers appointed June - 8 - 1910

Report filed 1910

Date of hearing 1910

Report approved 1910

Order of survey 1910

Surveyor's Report filed 1910

Declared County Road 1910

THE WITHIN *Petition* IS EXAMINED FOUND CORRECT, AND IS HEREBY ~~APPROVED~~

Disallowed BY ORDER OF THE BOARD, THIS THE *7* DAY OF *June* A. D. 191*0*

Chas. H. Thomas CHAIRMAN. ATTEST: COUNTY CLERK.

See Book *40* Commissioners' Proceedings,

pages *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 and freeholders in Road District No....., in the County of Gallatin, State of Montana, and taxable therein for road purposes, when 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:

(a) Starting at a point in the Willow Creek road 591¹/₂ feet South of the Pass Line. Thence East about 3/4 mile to the East line of the N.W. 1/4 of the N.W. 1/4 of Sec 5 Township 1 South Range 1 East. Thence South Easterly as shown by the accompanying sketch to the center of Sec 14 Township 1 South Range 1 East.

(b) Over lands shown on sketch.

(c) W. B. Tinsley — H. D. Stremmer —
 J. E. Page Dale — H. W. Rider — G. H. Rider —
 E. B. Gardner — George Midelbrook — Montaner
 Land Co

(d) Yes.

(e) None

(f) all given

(g) To give new settlers an outlet to Willow Creek

No. 3744

Road Petition

Petitioner *W. B. Sinsley*

Filed *June - 6 - 1914*

W. E. Brandenburg
clerk

NAMES		NAMES	
1		6	
2		7	
3		8	
4		9	
5		10	

P E T I T I O N

The HONORABLE, BOARD. of County, Commissioners BOZEMAN, MONTANA

We the under signed petitioners Pray for a road to be opened from the ranch of ~~A. B.~~ Tinsley starting on the N W. 1/4 OF the N.E. 1/4 of Section 6. in township 1. south, of range 1, east.

Said road to run in a southeastrly direction through section (5) ((9) ,(15), and (14), to Cunninghams. ranch IN section (14), hoping you will act favorably on this petition we are

Yours, Respectfully the undersigned

W B Tinsley.
Cephus Inabuit
T. J. Williams

More Hawks

J. W. Cherry

A. D. Peterson

A. Woodward

Thos Kelley.

Ed. Mahbert

Reese J. Robert.

Jimmy Roberts

H W Rider

H H Rider

E B Larson & R

W. Aherny

A. D. Premier
J. E. Ragdale.

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 *W. P. Tinsley and others*.....
..... of Road District No.....

The petition above referred to, petitions that a Road be established, commencing *as per*
petition # 344.....

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 *8* day of *June* 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
W. H. Buttelman
John J. Callaghan

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 *8* day of *June* 19*00*

Warrant for Road Viewers.

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

Mr. _____

You are hereby notified that you were duly appointed Road Viewer by Chairman
the Board of County Commissioners of Gallatin County, Montana, on the 8th day of
June 19 10, to view and lay out a proposed road, as prayed for in the petition of
W. B. Dinsley and others, described as follows, to-wit:

Starting at a point in the Willow Creek road 574 $\frac{1}{2}$ feet south of the
Base line; thence east about three quarters of a mile to the east line
of the $\frac{3}{4}$ of the $\frac{3}{4}$ of Section five Township 1 south range 1 east
Thence south easterly to the center of Section 14; Township 1 south of
range 1 east.

You are hereby ordered to meet, to be sworn according to law and assume the duties of your office, in
company with Fred M. Brown, who were duly appointed as
Viewers on said road by the Board of County Commissioners on the 20th day of July
19 10, commencing at the place designated in said petition as the starting point of the road sought to be
viewed 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 11th
day of July, 19 10

County Clerk.

By _____ Deputy

REPORT OF ROAD VIEWERS.

ROAD NO. 344

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

We, the undersigned Road Viewers, consisting of Fred M. Brown, William H. Buttlemann and J. J. Callaghan

appointed to view a proposed road running from a point in the County road in sec. 6, township 1, south- range 1 east to the center of sec. 14, to township 1 south range 1 east.

as described in the annexed petition, say, That on the twentieth day of July 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 shown 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:

M.H. Rider , Hazel Rider, W.B. Tinsley, C.H. Rider,

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

Not any

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:

Not any

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

The cost of building the road will be about \$500.00

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

Dated July, 20, _____ A. D., 1891 1910

Frank M. Brown
Wm. H. Buttelman
J. J. Harlaguass

Road Viewers.

RECEIVED

APR 3 1970

Handwritten signature

The First National Bank
MILBANK, S. D. 7/28/10

Fred M. Brown, Co. Surveyor,
Bozeman, Mont.

Dear Sir:—

I am in receipt of your letter and map showing proposed county ^{road} land through my land in Section Five. I do not see why you cannot in starting at the southwest corner of Section Five run along the section line to the quarter post due west and then Northwest to the center of the Southwest Quarter of said section. In that way you would only trespass through Forty acres of my land. This would please me much better than to cut through diagonally two forties as shown on your map.

Please write me if this is not just as feasible a route as the other one. I am interested of course in establishing a road, but I want the road where it will cut up the land the least, and if I remember correctly the lay of the land there is nothing to prevent running the road as indicated on the map.

I would thank you for your reply and your opinion in regard to this.

Yours truly,

G. C. Middlebrook

No. 6473

F. B. ROBERTS, PRES.
G. C. MIDDLEBROOK, CASH'R

B. S. MIDDLEBROOK, ASS'T CASH'R
EUGENE THORNDIKE, ASS'T CASH'R

The First National Bank
MILBANK S. D. 7/23/10

Fred M. Brown, Co. Surveyor,
Bozeman, Mont.

Dear Sir:—

I am in receipt of your letter asking me to give the Right of Way of 60 feet through my land. I desire to say I will do anything to accommodate the public for a road, but I wish to know first when the road is going. Please send me a map showing the location of it.

If it runs on the section line all well and good, but if it runs through the land I will have to protest it.

Yours truly,

G. C. Middlebrook
Cashier

No. 6473

F. B. ROBERTS, PRES.
G. C. MIDDLEBROOK, CASH'R

B. S. MIDDLEBROOK, ASS'T CASH'R
EUGENE THORNDIKE, ASS'T CASH'R

The First National Bank
MILBANK, S. D. 8/22/10

F. M. Brown, Co. Sur.,
Bozeman, Mont.

Dear Sir:—

I am consenting to the running of a county road through my land providing the Road is run along the south line commencing at the SE corner of Section 5 and running due west to the Quarter Post; thence in a Northeasterly direction to the SE corner of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ thence North to the Section Line on the North side of Section 5, providing however that my neighbor, who owns the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ consents to donate one half of the required width for Road.

I trust you have this clear in your mind and will act accordingly.

Yours truly,

G. C. Middlebrook

To the County of Gallatin, State of Montana:

I **Hereby Agree**, and consent to give.....feet for a *Right of Way*
for a *County Road*, through or along the
.....
..... Sec....., T....., R.....
as viewed and surveyed by.....
on the..... day of..... 190..... And hereby agree to
place my fences on said lines without charge to the County.

Signed.....
Dated at..... this *W B Givinsley* day of..... 190.....

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.

.....
.....

To the County of Gallatin, State of Montana:

I Hereby Agree, and consent to give.....feet for a Right of Way
for a County Road, through or along the.....

..... Sec....., T....., R.....
as viewed and surveyed by.....

on the..... day of..... 190..... And hereby agree to
place my fences on said lines without charge to the County.

Signed *C. H. Rides*

Dated at *Willow Creek* this *20* day of *July* 190*0*

ACKNOWLEDGEMENT.

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

On this *20th* day of *July*

A. D. 190*0*, before me

Fred M. Brown Surveyor

in and for said County, came

C. H. Rides

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.

Fred M. Brown

County Surveyor

To the County of Gallatin, State of Montana:

I **Hereby Agree**, and consent to give.....feet for a *Right of Way*
for a *County Road*, through or along the

.....
.....
..... Sec....., T....., R.....

as viewed and surveyed by.....
on the..... day of..... 190..... And hereby agree to
place my fences on said lines without charge to the County.

Signed *H. W. Rider*.....

Dated at..... this..... day of..... 190.....

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.

.....
.....

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

Sec. 10, T. 1, R. 6

as viewed and surveyed by Fred M. Brown, Assr, Callaghan and
W. H. Buttlum
on the Twenty day of July 1900. And hereby agree to
place my fences on said lines without charge to the County.

Signed Hazel Rider

Dated at Three Forks this 22 day of July 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.

To the County of Gallatin, State of Montana:

I **Hereby Agree**, and consent to give Thirty feet for a Right of Way for a County Road, through or along the route described in the future

as viewed and surveyed by Fred M. Brown, John J. Gallagher & Wm H. Buttleman on the twentieth day of July 1900. And hereby agree to place my fences on said lines without charge to the County.

Signed Ernest B. Larson

Dated at Willow Creek Mont, this 12 day of Aug 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.

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

Sec. _____, T. _____, R. _____ as viewed and surveyed by Fred M. Brown, W^m/H. Butthorn, John J. Gallagher on the Twentieth day of July 1900. And hereby agree to place my fences on said lines without charge to the County.

Signed _____

Dated at _____ this _____ day of _____ 190_____

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.

*Make petition to
Correspond with My title
and send copy of petition G.M.*

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

Sec. _____, T. _____, R. _____
as viewed and surveyed by Fred M. Brown, Wm H. Buttkus
and John J. Gallagher
on the fourth day of July 1900. And hereby agree to
place my fences on said lines without charge to the County.

Signed _____

Dated at _____ this _____ day of _____ 190_____

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.

Send copy of Petition
F. J. Roberts

BASELINE

3370

6

5

4

3

2

1

7

8

9

10

11

12

18

17

16

15

14

13

19

20

21

22

23

24

30

29

28

27

26

25

31

32

33

34

35

36

TERRITORIAL MERIDIAN

Township No. Range No. Mer. P. M.

TOWNSHIP PLAT.

TOWNSHIP No. 7 SOUTH RANGE No. 7 EAST MER.

