

Refined Aug 1

No. *443*

PETITIONER

H. J. Gee

Petition filed *Oct 30* 191*4*

Viewers appointed *Dec 11* 191*4*

Report filed 191.....

Date of hearing 191.....

Report approved 191.....

Order of survey 191.....

Surveyor's Report filed 191.....

Dissolved
~~Declared County Road~~ *Jan 3* 191*7*

See Book *11* Commissioners' Proceedings,

pages *440 - 432 - 443, 595*

Book 12 Page 47

Recorded, Road Book, pages

County Clerk

Petition For Road

No.....

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

Gentlemen:

We, the undersigned free holders of Road District No. 9 of Gallatin County, Montana, residing on or adjacent to the following proposed County Road, do hereby petition your honorable body to establish same as a County Road, beginning at the Northwest corner.....

of the northeast quarter of the Northeast quarter of Section Two Township One North Range Five East; thence running east along the Section to the Northeast Corner of Section One said Township and Range; Thence South along the Section line of said Section One to the County Road as now located.

We believe the cost of constructing this road will not exceed \$..... there being steep grades, culverts, bridges necessary on the route as proposed; the soil..... adapted to road construction, and

We consider this road necessary for the convenience of public travel, and especially for the residents of this district, and further for the following reasons, viz:

Names of Petitioners	Land Owned by Same to be Crossed by Proposed Road			
	Description	Sec.	Twp.	Range
<i>Martha F. Gray</i>	Martha F. Gray	N2 NE 1/4 Sec 7	17 Nth	5 East
<i>A. L. Corbly</i>	A. L. Corbly	N2 NE 1/4 Sec 2	17 Nth	5 East
<i>Theo. Norman</i>	Theo. Norman	N2 NE 1/4 Sec 1	17 Nth	5 East
<i>William Herrin</i>	William Herrin	N2 NE 1/4 Sec 6	17 Nth	6 East
<i>Theo. Gervais</i>	Theo. Gervais	Sec 36	2 Nth	5 East
<i>J. J. Wilson</i>				
<i>Chas. E. Gray</i>				
<i>Theodore C. Lewis</i>				
<i>Theo. Norman</i>				
<i>Wm. Herrin</i>				
<i>J. F. Harwood</i>				
<i>B. C. Harwood</i>				
<i>O. C. Smith</i>				
<i>W. F. Howard</i>				
<i>O. L. Reese</i>				

Chapter 72, Thirteenth Session 1913, Sections 1-2-18

CHAPTER IV

Section 1. Any ten, or a majority, of the free holders of a road district, taxable therein for road purposes, may petition in writing, the Board of County Commissioners to, establish, change or discontinue any common highway therein. When such a highway is petitioned for upon the dividing line between two counties, the same course must be pursued as in other cases, except that a copy of the petition must be presented

to the Board of County Commissioners of each County, who may appoint viewers to act jointly and the viewers so appointed must report their findings to both Boards.

Section 2. The petition must be set forth and describe particularly the highways to be abandoned, discontinued, altered or constructed, and if the same is to be altered, laid-out or constructed, the general route thereof, over what lands, who are owners thereof, whether

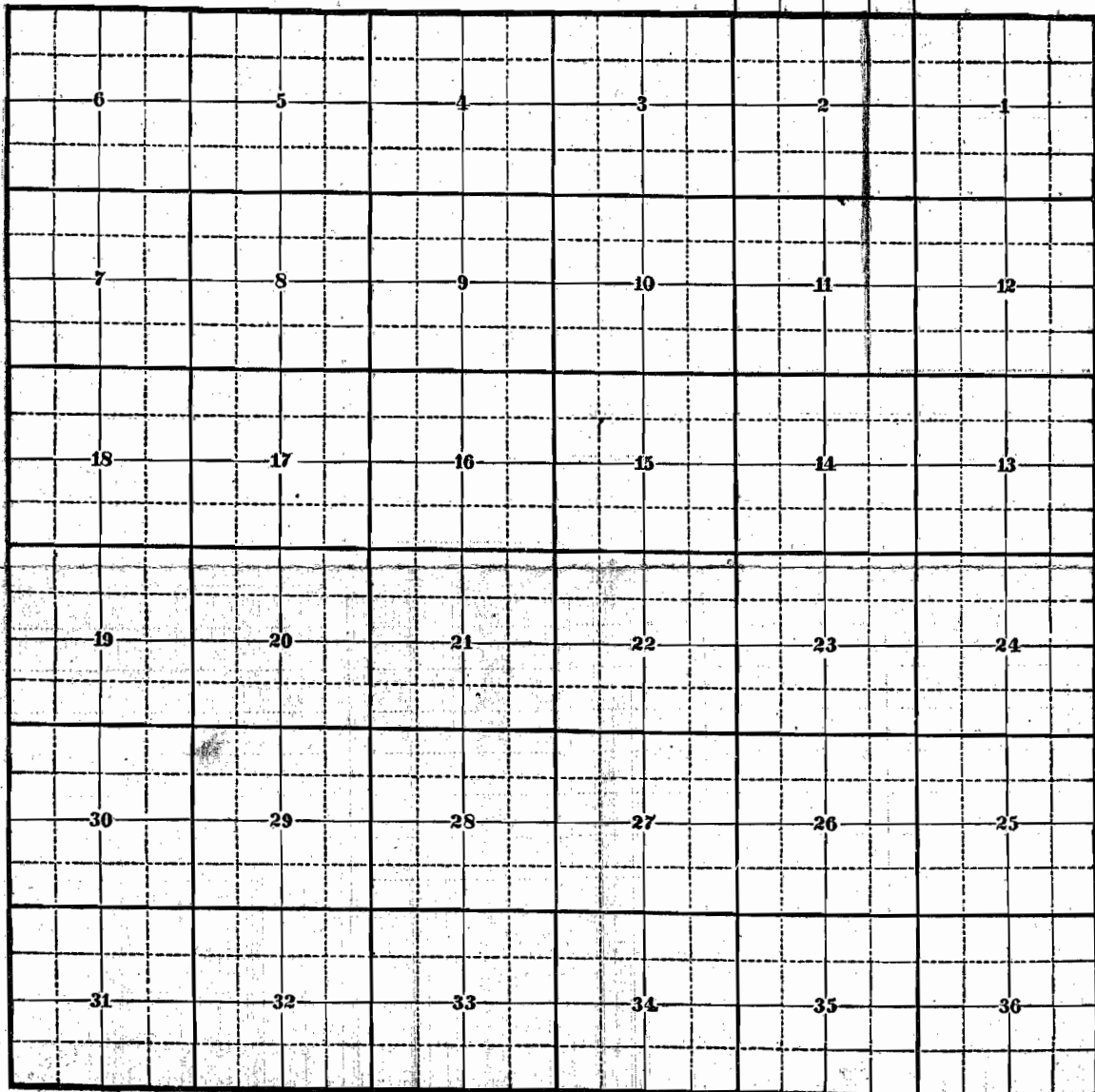
such of them as can be found consent thereto, and if not the probable cost of the right-of-way, where consent is not had, the necessity for, and advantage of the proposed road.

Section 18. Highways must be laid out and opened when practicable or upon subdivision or section lines, Provided, however, that the section shall not be construed to prevent oads being laid out on diagonal lines when public purposes shall be best subserved there-

Plat of Proposed Road

Township No. _____

Range No. _____



PETITION FOR ROAD

No. 1913

Principle Petitioner.....
A. Lee

30th Oct.
 Filed 14th day of Nov 1914
[Signature]
 County Clerk and Recorder

By *[Signature]* Deputy

Viewers

Appointed 19.....
 To meet..... 19.....
 At
 On

Report of Viewers

Filed
 Action by the Board.....

Road Dist. No.

Office Of
County Clerk and Recorder
Gallatin County, Montana

Chas Waterman
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

H. J. Gee and others, -----

----- of Road District No. 9- - -

The petition above referred to, petitions that a Road be established, commencing the Northwest corner of the Northeast quarter of the Northeast quarter of Section Two Township One North Range Five East; thence running east along the Section to the Northeast Corner of Section One said Township and Range; Thence South along the Section line of said Section One to the County Road as now located. -----

You are hereby notified to appoint three Viewers to view the above proposed Road.

Yours Very Respectfully,

E. H. Schumacher

County Clerk and Recorder.

Dated at Bozeman, Montana, this 11th day of December 1914

Office Of
The Board of County Commissioners
Gallatin County, Montana

E. H. SCHUMACHER, County Clerk, Gallatin County, Montana.

DEAR SIR:

In pursuance to the above notice, I hereby appoint:

Ed. Blackwood
J. I. Matthews
Fred. M. Brown

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

Yours Very Respectfully,

Chas Waterman

Chairman of the Board of County Commissioners, Gallatin County, Montana

Dated at Bozeman, Montana, this 11th day of December 1914

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 of
the Board of County Commissioners of Gallatin County, Montana, on the 11th day of
December 1914, to view and lay out a proposed road, as prayed for in the petition of
H. J. Gee, and others, described as follows, to-wit:

**The Northwest corner of the Northeast quarter of the Northeast quarter
of Section Two Township One North Range Five East; thence running east
along the Section to the Northeast Corner of Section One said Township
and Range; Thence South along the Section line of said Section One to
the County Road as now located.** - - - - -
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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, Ed. Blackwood, J. T. Matthews who were duly appointed as
Viewers on said road by the Board of County Commissioners on the 24th day of December
1914, 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 December 1914.

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.

E L Blackwood

Subscribed and sworn to before me this *23rd* day
of *December* 19*44*

Herb M. Brown
County Surgen.

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.

Thos Matthews

Subscribed and sworn to before me this *19th* day
of *December* 19*04*

J. H. Sherman
Co. Clerk

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.

Thor Mattews

Subscribed and sworn to before me this *19th* day
of *December* *1914*

J. H. Johnson
Co. Clerk

This must be returned to the County Clerk after execution.

Report of Viewers on Road #443 as petitioned for by H.J.Gee.

To The Honorable Board of County Commissioners;

Gallatin County, Montana.

Gentlemen;

We your viewers appointed to view a road as petitioned for by H.J.Gee et.al. beg leave to report as follows:-

On Dec.23 the day set for viewing said road we assembled at the point designated as the beginning of said road and traversed the road over its entire length, the description and length of the road being as follows.

Beginning at the N.W. corner of the N.E. quarter of the N.E. quarter of section 2, township 1 north, range 5 east; thence running east along the section line to the N.E. corner of section one same township and range; thence south along the section line of said section one to the county road as now located.

There will be no damage charges and all the right of way is donated gratis.

We believe the cost of constructing the road as petitioned for will be about \$500.00 for grading and culverts.

We believe the route of the proposed road to be practicable and recommend that the petition be granted as this road will connect the dead ends of two County Roads and be a public benefit generally.

Respectfully submitted.

Fred M. Brown
E. L. Blackwood
J. T. Matthews

Viewers.

Report of Viewers.

Road #443.

FILED

Jan 2, 1915
~~DEC~~ 1914

R. H. Johnson County Clerk

By _____ Deputy

August 11th-1916.

Mr. H. J. Gee,
Belgrade, Montana.

Dear Sir:-

On August 8th at the regular meeting of the Hon. Board of County Commissioners, Road Petition No. 443 filed by you et al October 30th, 1914, was considered and the Honorable Board recommended that not having complied with the Provisions of the Civil Code of the State of Montana, in relation to such matters that it was advisable to refer this petition back to the petitioners.

As the original petition is a matter of record in the County Clerk's office, it is not possible to return it but I am enclosing herewith copy of original petition and if the petitioners still wish this road, they should sign the enclosed petition and return it to this office.

The names of those who signed the original petition are:-

H. J. Gee,	J. E. Warwood,
Chas. E. Gray,	E. E. Warwood,
Theodore Gervais,	O. W. Smith,
Theo. Norman,	W. J. Worwood,
Wm. Herrin,	O. L. Reese.

Respectfully,

County Surveyor.

ENCL.
FE-MC

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 12 - 17, 1914
(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.

J. J. Matthews
(Signature or name of addressee.)
R. H. [unclear]
(Signature of addressee's agent.)

Registered matter, the delivery of which has not been restricted by the sender or the addressee, is deliverable to any responsible person who customarily receives the ordinary mail of the addressee. (See amended sec. 858, P. L. and R.)
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 12 - 14¹⁶, 1914
(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.

Ed Blackbeard
(Signature or name of addressee.)
George Nelson
(Signature of addressee's agent.)

Registered matter, the delivery of which has not been restricted by the sender or the addressee, is deliverable to any responsible person who customarily receives the ordinary mail of the addressee. (See amended sec. 858, P. L. and R.)
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.