

No. 454

PETITIONER

HENRY ALLEN BRAND JR.

Petition filed June 5th 1915

Viewers appointed 191

Report filed 191

Date of hearing 191

Report approved Not approved 1915

12/13

Order of survey 191

Surveyor's Report filed 191

Declared County Road 191

Action of Sept 13 reconsidered 12/13
Dissolved Aug 8, 1916

C. W. Openstreet

See Book 11 Commissioners' Proceedings,

pages 514-595

Recorded, Road Book, pages

County Clerk

Petition For Road

No. 454

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

Gentlemen:

We, the undersigned free holders of Road District No. 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 a point in the east line of sec 33, T 1 N, R 4 E, where the present County Road turns North; thence westerly parallel to and distant feet from the N.P. Ry to where the same would intersect the present County Road on the North line of sec 29, T 1 N, R 4 E. All the proposed road being on the North and west side of the N.P. Ry.

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
<u>Henry Albrecht</u>				
<u>R. A. Zan</u>				
<u>W. E. Brandenburg</u>				
<u>B. A. Johnston</u>				
<u>C. Deery</u>				
<u>H. B. Fridley</u>				
<u>Louise Wren</u>				
<u>J. H. Danley</u>				
<u>Frank Jahn</u>				
<u>M. Lyon</u>				
<u>Ambyrd</u>				
<u>Joe Beck</u>				

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.

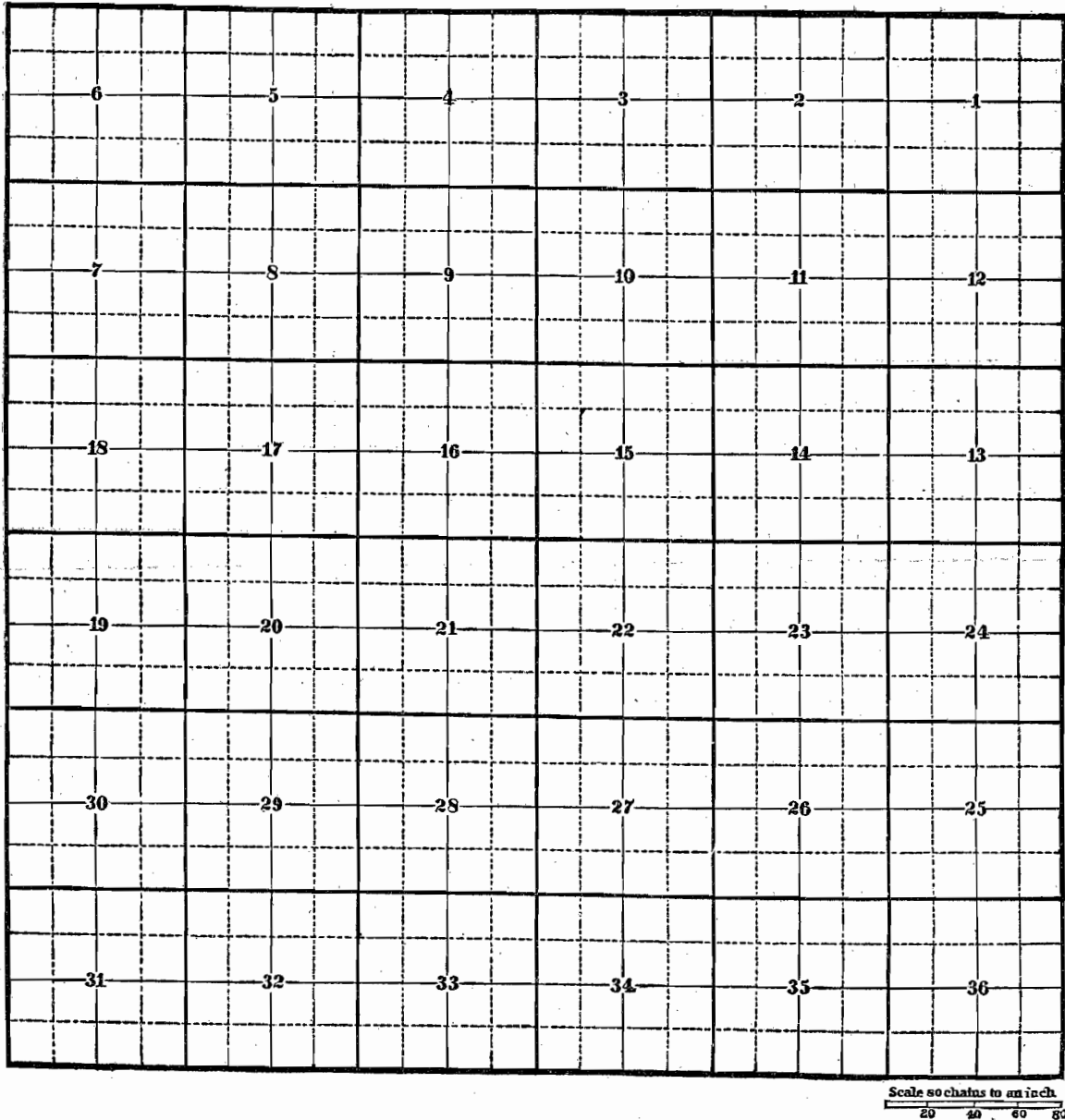
Section 2. The petition must be set forth and describe particularly the highways to be abandoned, discontinued, altered or constructed, and if the same is to be altered, laid-out or constructed, the general route thereof, over what lands, who are owners thereof, whether

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 thereby.

Plat of Proposed Road

Township No. _____ Range No. _____



No. 4054

PETITION FOR ROAD

Principle Petitioner.....
Henry Altshuler & Co.

Filed this *19th* day of *June*, 19*13* W.
J. H. Schumacher
 County Clerk and Recorder

By *J. H. Harby*..... Deputy
 Viewers

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

Report of Viewers
 Filed
 Action by the Board.....

Road Dist. No. *10*.....

OFFICE OF
FRED M. BROWN
SURVEYOR-COUNTY OF GALLATIN
STATE OF MONTANA

BOZEMAN, MONTANA, April 7, 1915.

Mr. Henry Altenbrand,
Manhattan, Montana.

Dear Sir:-

I inclose herewith the plat
you wished of the right of way to be secured from the N.P.
Ry. people. I believe that this is all the data they will need to
issue the lease.

Yours very truly,

A handwritten signature in cursive script that reads "Fred M. Brown". The signature is written in dark ink and is positioned above the typed name.

County Surveyor.

N O R T H E R N P A C I F I C R A I L W A Y C O .

Livingston, Montana,
April 7, 1915.

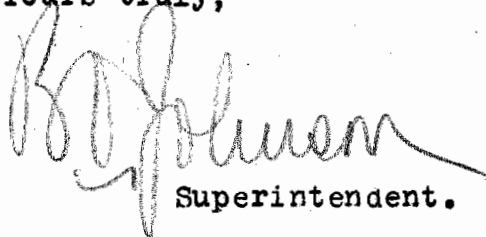
Mr. H. A. Altenbrand,
Manhattan, Montana.

Dear Sir:

Confirming our conversation of yesterday with reference to desire on the part of County Commissioners Gallatin County for easement to locate part of their County road on the north side of our right of way in vicinity of Central Park.

As I explained to you yesterday on the telephone, we will be very glad to give you a sixty foot strip on extreme north side of our right of way for the purpose above referred to. You will recall you were to let me know the limits between which this easement was desired and we will fix up necessary lease or easement for signature by County Commissioners in behalf of Gallatin County. You can tell them to go ahead with work providing they agree to execute easement on presentation.

Yours truly,


Superintendent.

125

April 8, 1915

Mr. B. C. Johnson, Supt.,
Northern Pacific Ry. Co.,
Livingston, Montana.

Dear Sir:

Herewith enclosed you will please find a descriptive blueprint of the piece desired for the road we spoke about on your right of way. As I understand it, it is the sixty feet you mention in your letter. If you will kindly have the easement or lease made ready as soon as possible and forward it to me I will see that same is executed, as I have just talked to the County Commissioners, and they said that we should go ahead in the matter.

I thank you very much for the permission to proceed with the work and I know that this will be begun at once, as they have a new caterpillar engine to start on the job.

Thanking you for past favors, I remain

Yours very truly,

H AJr/A

OFFICE OF
FRED M. BROWN
SURVEYOR-COUNTY OF GALLATIN
STATE OF MONTANA

BOZEMAN, MONTANA.

May 21, 1915.

Mr. Henry Altenbrand Jr.

Manhattan, Montana.

Dear Sir:-

At the request of Mr. Nelson Story Jr. I am inclosing a petition for the road along the N.P. track. You will note that I have not stated the distance from the track as I did not know what you wished to make it. There is some dispute I believe over the width of right of way the R.R. is entitled too and you had probably better look into this carefully before presenting the petition for action.

Yours very truly,

Fred M. Brown.

County Surveyor.

Dec.9,1915.

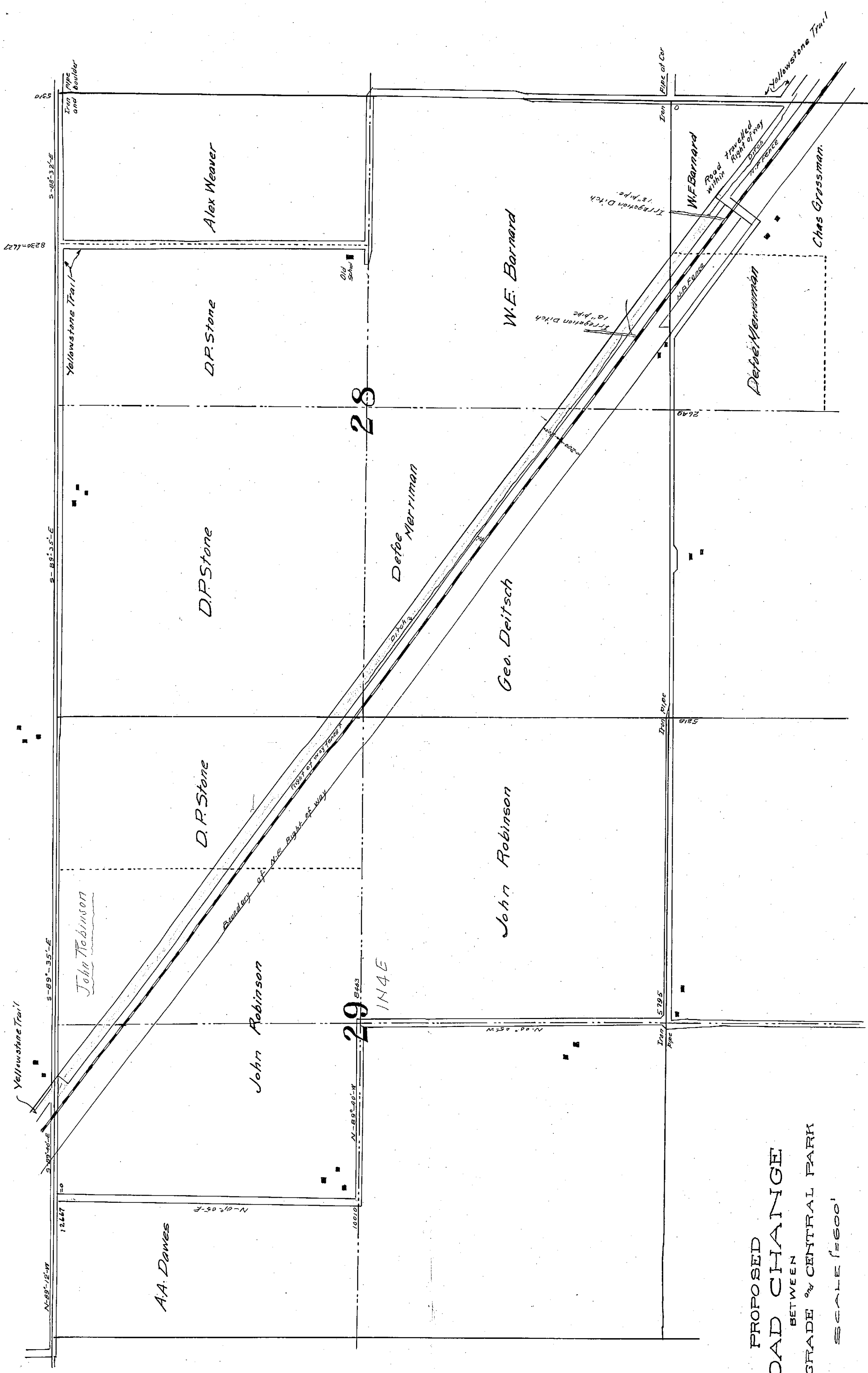
Mr. Henry Altenbrand Jr.,
Manhattan, Montana.

Dear Sir:-

I inclose herewith the lease for right of way for the "cut off". The Commissioners have signed the two copies and we wish that when the proper N.P. Official signs them he would return one for the files of this office. I note that through Robinsons the right of way is only twenty five feet wide, this is pretty narrow don't you think? I would suggest that if this is all that you can get that you get permission from the railway company to build a ditch inside the seventy five feet they retain.

Yours very truly,

County Surveyor.



PROPOSED
ROAD CHANGE
 BETWEEN
 BELGRADE & CENTRAL PARK
 SCALE 1"=600'