

No. 537

PETITIONER:

E.M. Cummings et al

Petition filed *Dec. 15* 1924

Viewers appointed *none necessary* 191

Report filed 191

Date of hearing 191

Report approved 191

Order of survey 191

Surveyed *Dec. 6-10,* 1924

Field Book No. *108* Page *48*

Recorded in Roadbook *Jan.* 1928

Declared County Road 191

*Westlake - Vincent Section
approved on R/W considerations
being satisfactory. Balance of
petition denied. One additional section
approved and petition enclosed*

*Opened to Traffic Dec 1-1927
Opened Cummings section June-13-1928*

Approved: _____ Chairman

See Book *15* Commissioners' Proceedings,

³⁴⁵⁻pages *553-568-579* - Book 16 - Pages

16-25-50-192-227-291-562

County Clerk

Petition For Road

No. 537.....

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

Gentlemen:

We, the undersigned free holders of Road District No. 227.27..... 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 east side of Camp Creek bridge of Project #41, thence south along east side of Camp Creek Railway right-of-way through center of sections 2 and 11, township one South, Range three East, to Amsterdam, connecting with new Westlake Road; again starting at south end of said Westlake Road at the center of north line of section 27, Township one South, Range three east; thence southwest-erly along the east side of Camp Creek Railway right-of-way through the northwest quarter of said section 27, and through the southeast quarter of section 28, thence through the center of east half of section 33, all of township one south, range three east; thence due south through the east half of sections 4, 9, 16 and 21, all of township two south, range three east, to Anceney.

Including also the following two side roads: Road 1-Beginning at Vincent crossing, thence west through section 4, township 2 south, range 3 east up draw at this place to the south line of section 4, thence west to the ^{north} east corner of section 8 connecting with present county road, a distance of about 3/4 mile; Road 2-Beginning at the east side of Camp Creek Railway right of way on the north line of section 4, twp 2 south, range 3 east, thence east to the northeast corner of section 4, thence southeasterly thru section 3, a distance of 2 miles, connecting with the present John Weidenaar county road

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:

viewed Nov 21-1929 15/533 *William* *James 1/2 in free cont.*

Land Owned by Same to be Crossed by Proposed Road

Names of Petitioners	Description	Sec.	Twp.	Range
<i>Ed Parson</i>		<i>ad 7</i>	<i>2-S</i>	<i>3-E</i>
<i>Ed M. Lanning</i>				
<i>W. Brown</i>				
<i>John Weidenaar</i>				
<i>Albert Schlechten</i>				
<i>Wm Westlake</i>				
<i>Alexander Ueen</i>				
<i>H.S. Buell and Co</i>				
<i>Harry Vincent</i>				
<i>Geo Weidenaar</i>				
<i>Henry W. Becker</i>	<i>U.S. mail carrier</i>			
<i>J. Thomsen</i>				
<i>John Kamp</i>				
<i>Clifford L. L. Co.</i>				
<i>Montana Elevator Co</i>				
<i>A. G. Octon</i>				
<i>George Cox</i>				

by J. M. E.

Names of Petitioners	Land Owned by Same to be Crossed by Proposed Road		
	Description	Sec.	Twp. Range
Ed. Parvin		7	25 3-5
Ed. M. Fanning			
Wm. Brown			
J. J. Heidemar			
Albert Schlechter			
W. Westlake			
Sven der Geen			
H. S. Bueland Co			
Harry Vincent			
Geo. Weidner			
Henry W. Becker U.S. mail carrier			
A. J. Hammarson			
John Kamp			
Copeland L. Cole			
Montana & Water Co			

A.S. Ector
 and
 George Cox

Henry Alberda,
 Mrs Clara Venhuizen
 Jake Turpestra
 Richard Sinnema
 Jake Lucas
 Y. J. J. J.
 Frank Sinnema
 Nick Hankoff
 H. Nydam
 A Doornbos for conditions reserved

WHICH ARE AS FOLLOWS:-

The road from Vincent to Westlake to be constructed first, and other part of this petition be taken so it will come into A Doornbos' field, fencing to be done by county or other parties at no expense to A Doornbos.

For Petitioners Who Propose Donating Gratuitously the Right of Way

....., 19....

We, the undersigned, of the above petitioners, in full consideration for benefits received or to accrue to us, do hereby agree to, and by these presents do gratuitously donate to Gallatin County, Montana, a right of way through any and all lands owned by us along the line of the proposed road hereinbefore petitioned for, the route of same to be definitely determined by the Board of County Commissioners of said County, in accordance with the examination and report of viewers therefor appointed by said Board, or as viewed by the Board of County Commissioners.

The said donation to take effect and be of full force immediately (and only when) said proposed road shall be open to the public throughout its full length.

Name of Donator	Land Owned by Same to be Crossed by Proposed Road			
	Description	Sec.	Twp.	Range
<i>John Kuipers</i>				
Wife				
Wife				
Wife				
Wife				
Wife				
Wife				
Wife				
Wife				
Wife				
Wife				

For Petitioners Who Propose Charging for Right of Way and Damages

....., 19....

We, the undersigned, of the first above mentioned petitioners, on demand of the Board of County Commissioners of Gallatin County, Montana, do hereby agree, and by these presents guarantee that we will by good and sufficient instrument, convey to said Gallatin County, the necessary right of way through any and all lands owned by us along the line of the proposed road as petitioned for, and on the line or route as definitely determined by the Board of County Commissioners of said County in accordance with the examination and report of the viewers therefor, appointed by said Board, for the sums of not to exceed the amounts set opposite our respective signatures below; the said sums to be received by us as compensation in full for said right of way, and any damage that may be done us, or to our lands in any manner,, by reason of such road crossing any of our said lands.

Provided, however, that no transfer shall be required or demanded of us, as hereinabove provided, prior to the opening of the said proposed road to the public, throughout its full length, and upon the lines as definitely determined upon by said Board of County Commissioners, in the manner as hereinbefore provided.

Name	Land Owned by Same to be Crossed by Proposed Road			Total Amount Proposed to be Charged for		
	Description	Sec.	Twp.	Range	RightofWay	Damages
Wife						
Wife						
Wife						

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.

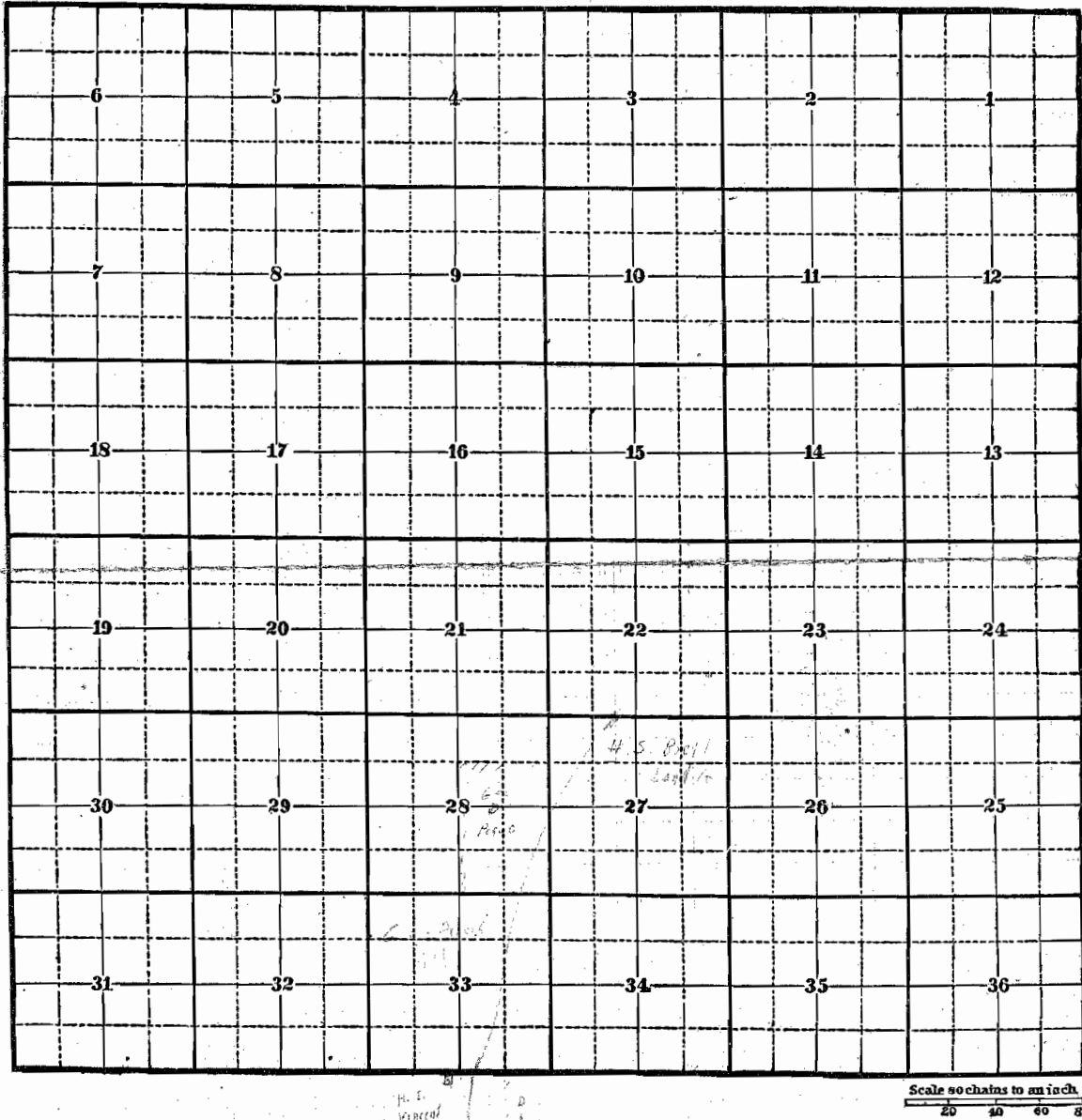
Section 2. The petition must be set forth and describe particularly the highways to be abandoned, discontinued, altered or constructed, and if the same is to be altered, laid-out or constructed, the general route thereof, over what lands, who are owners thereof, whether

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. 15 Range No. 35



No. 537

PETITION FOR ROAD

Principle Petitioner.....
F. M. Cummins

Filed this 15 day of Dec. 1922.
L. D. Adams
County Clerk and Recorder
Surveyor

By Deputy

Viewers
Pages 553 from journal # 15
568
579

Appointed 1922
To meet 1922

At
On

Report of Viewers

Filed

Action by the Board.....
See Surveyors Record
Vincent Westlake Section
approved - balance denied

Road Dist. No. 2297

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... 27 & 22..... 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 Vincent Station in Sec. 4, T2S, R3E; thence Southwesterly across said Sec. 4 to the Southwest corner thereof; said route being more particularly described as follows; Beginning at Sta. 138/85.7 of County Road No. 537; thence S86°20'W - 192.5 feet; thence S68°03'W - 327.3 feet; thence S35°57'W - 315.1 feet; thence S21°39'W - 392.8 feet; thence S39°23'W - 540.1 feet; thence S34°18'W - 438.0 feet; thence S25°15'W - 448.1 feet; thence S16°46'W - 432.4 feet; thence S25°30'W - 652.6 feet; thence S33°26'W - 853.2 feet; more or less, to a point on the South line of said Sec. 4; thence S89°12'W along said South line a distance of 546.0 feet, more or less to the Southwest corner of said Sec. 4; a total distance of 5138.1 feet, or 0.97 miles. We also further petition that the following described portion of County Road No. 402, be vacated when the above petitioned road is opened; Beginning at the Southwest corner of said Sec. 4; thence North along the West line thereof a distance of 1100 feet; thence N51°40'E - 158 feet; thence N65°50'E - 349 feet; thence N49°E - 655 feet; thence N30°E - 589 feet; thence N26°30'E - 719 feet; thence N31°30'E - 505 feet; thence N32°15'E - 410 feet; thence N52°05'E - 70 feet; thence N73°20'E - 252 feet; thence N75°35'E - 152 feet, more or less, to the end of said road at Vincent Station; a total distance of 4959 feet, or 0.94 miles.

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	OK	Sec. Record	Twp. Assess'd	Res. dist. Range
<i>E. M. Cummings</i>	<i>Manhattan</i>		0	✓	✓
<i>Jacob Terpstra</i>	<i>Manhattan</i>		0	0	✓
<i>John Balkema</i>			0	✓	P
<i>Richard Sinnema</i>		✓	✓	✓	✓
<i>M. Phikema</i>			0	0	✓
<i>H. De Baan</i>			<i>outside of Dist.</i>		
<i>P. Lempien</i>			0	0	✓
<i>A. Thompson</i>		✓	✓	✓	✓
<i>Jake Lucas</i>			0	0	0
<i>John T. Kump</i>		✓	✓	✓	✓
<i>Lam Rijkhof</i>	<i>Manhattan</i>		0	0	✓
<i>H. E. Louisius</i>			0	0	0
<i>M. Dylman</i>	<i>Manhattan</i>		0	✓	✓
<i>Hendrik Visser</i>		✓	✓	✓	✓
<i>Chris Visser</i>		✓	✓	✓	✓
<i>Chas. R. Aderson</i>	<i>Manhattan</i>	✓	✓	✓	✓

W. M. ...	Manhattan	0	0	✓
Jacob ...	Manhattan	0	0	✓
John ...	Manhattan	0	✓	?
Richard ...		✓	✓	✓
M. ...		0	0	✓
J. ...			outside of	Dist.
P. ...		0	0	✓
C. ...		✓	✓	✓
Jake ...		0	0	0
John T. ...		✓	✓	✓
Lam ...	Manhattan	0	0	✓
H. E. ...		0	0	0
M. ...	Manhattan	0	✓	✓

Hendrick Visser ✓ ✓ ✓ ✓
 Chris Visser ✓ ✓ ✓ ✓
 Chas. R. Alderson, Manhattan ✓ ✓ ✓ ✓

Y. ... ✓ ✓ ✓ ?
 Stephen ... ✓ 0 ✓ ✓
 James N. Ector ✓ ✓ ✓ ✓
 Sam. Dyk ✓ ✓ ✓ ✓

16-25
 16-525 - allowed as part of #537
 16-529
 17-27
 17-44
 17-190 - closing old opening new

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.

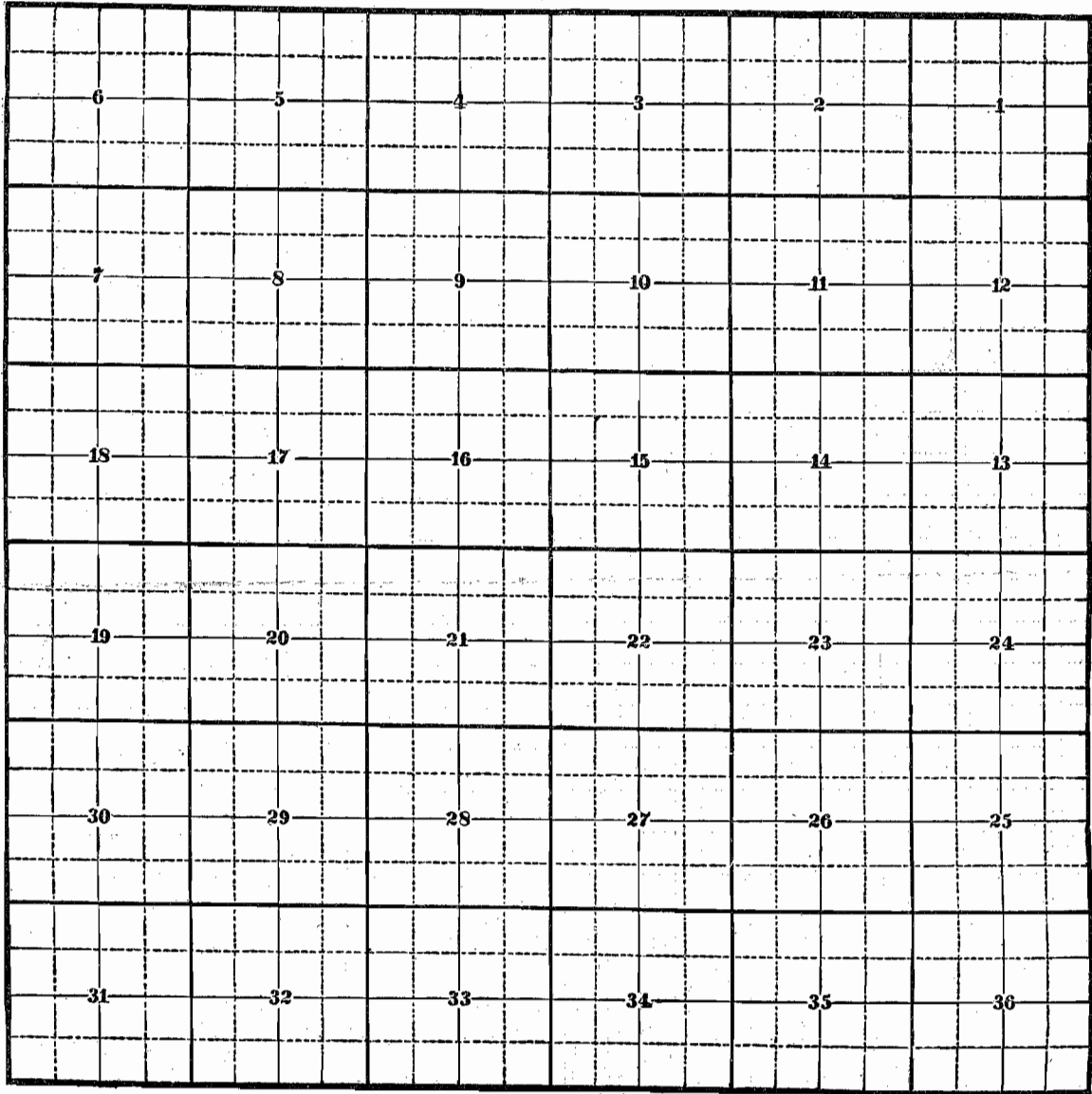
Section 2. The petition must be set forth and describe particularly the highways to be abandoned, discontinued, altered or constructed, and if the same is to be altered, laid-out or constructed, the general route thereof, over what lands, who are owners thereof, whether

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. _____



Part of
No. 537...

PETITION FOR ROAD

Principle Petitioner. *F. M. Cummings*

Filed this... day of... 1913.

County Clerk and Recorder

By... Deputy

Viewers

Appointed... 19...

To meet... 19...

At

On

Report of Viewers

Filed

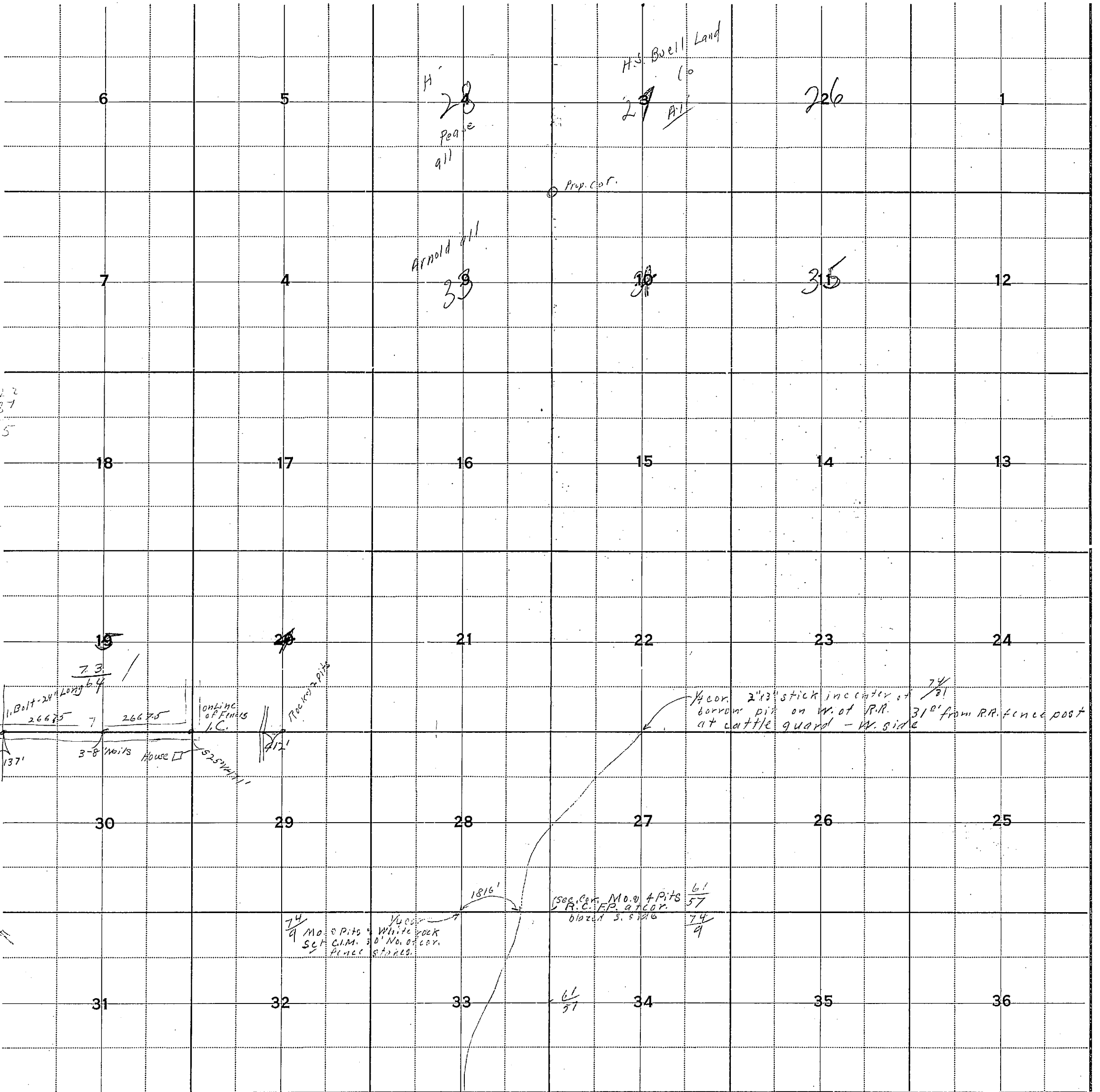
Action by the Board.....

Road Dist. No. 227...

171
 79
 42
 32.7
 42+73
 1152.7
 3120.8
 31

Township No. 15 N. Range No. 3 E W. Mer.

Wells Van Dyke



84 122
 580.287
 3.235

138'
 1. Bolt - 24" Long
 266.75
 137'
 3-8 No. 10's
 House
 52.5' x 11.1'
 Outline of Fences
 I.C.
 73
 6.4

1/4 cor. 2" x 3" stick in center of
 borrow pit on W. of R.R.
 31' from R.R. fence post
 at cattle guard - W. side
 74

1816'
 (Sec. Cor. Mo. v. A.P. v. S.
 R.C. F.P. a cor.
 blazed S. 8 1/2 E
 61
 57
 74
 9

74
 9 Mo. v. A.P. v. S.
 C.I.M. 30' No. of cor.
 fence stakes

No. 131

300 4-21 4378

Scale 40 Chains to an Inch.

2 - 200' x 40' 58'

1879.4
 1816'
 412'
 101
 710
 954856
 5 35.8
 34
 14
 4
 101
 710
 954856
 5 35.8

84 122
 580.287
 3.235