

Survey

No. 546

PETITIONER:

^{Sedona}
C.B. Robinson et al

Petition filed Sept 28 1925

Viewers appointed Sept 29 1925
Auler-Waldorf

Report filed Sept 29 1925

Date of hearing 191

Report approved Sept 29 1925

Order of survey Sept 29 1925

Surveyed Oct 23- 1926
191

Field Book No. Page

Recorded in Roadbook 191

Declared County Road 191

Opened to traffic

1926

Rd. No 409 vacated same date

Approved: Chairman

See Book 16 Commissioners' Proceedings,
pages 160-161

County Clerk

Petition For Road

No. 496

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

Gentlemen:

We, the undersigned free holders of Road District No. 7 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 corner common to sections 2,3,10, and 11, Township 2 North Range 7 East, thence running north along the section line 1 mile to the corner common to Sections 2 and 3, Township 2 North, Range 7 East, and Sections 34 and 35, Township 3 North Range 7 East; thence continuing north along the section line 1 mile to the corner common to Sections 26,27,34, and 35, Township 3 North Range 7 East;

X We further petition your honorable body to vacate as public roads the following two sections of Road # 409 in case the above proposed road is established :-

(1) Beginning at the South Line of Section 3, Township 2 North Range 7 East, thence running in a general northeasterly direction through said Section 3 to the North Line thereof;

(2) Beginning at the Southwest Corner of Section 35, Township 3 North Range 7 East, thence running east along the south line of said section 1470 feet; thence running in a general northeasterly direction through Section 35 to the north line thereof.

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:

Land Owned by Same to be Crossed by Proposed Road

Names of Petitioners

Description

Sec.

Twp.

Range

✓ A.A. Pergamoli
✓ John E. Maddox
✓ W. J. Maddox
✓ J. J. Maddox
✓ Walter Binagli
✓ J. G. Hooper
✓ W. G. Thompson
✓ H. G. Varde
✓ J. P. Cowan
✓ J. B. Robinson
✓ Philip Dodson
and Philip G. Dodson

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>C.B. Robinson</i>	<i>{ All</i>	<i>3</i>	<i>2N</i>	<i>7E</i>
Wife <i>M.C.B. Robinson</i>	<i>{ All</i>	<i>35</i>	<i>3N</i>	<i>7E</i>
<i>W. C. Thompson</i>	<i>NE 1/4 NE 1/4</i>	<i>34</i>	<i>3N</i>	<i>7E</i>
Wife <i>J. L. Francis</i>	<i>SE 1/4 SE 1/4 & SE 1/4 NE 1/4</i>	<i>34</i>	<i>3N</i>	<i>7E</i>
Wife <i>Mrs. J. L. Francis</i>				
Wife <i>Philip Dodson</i>	<i>W 1/2 SW 1/4</i>	<i>2</i>	<i>2N</i>	<i>7E</i>
Wife <i>Philip G. Dodson</i>				
Wife				
Wife				
Wife				
Wife				

The Columbian Co - N 1/2 2 - 2N 7E 66-392

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	Right of Way	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.

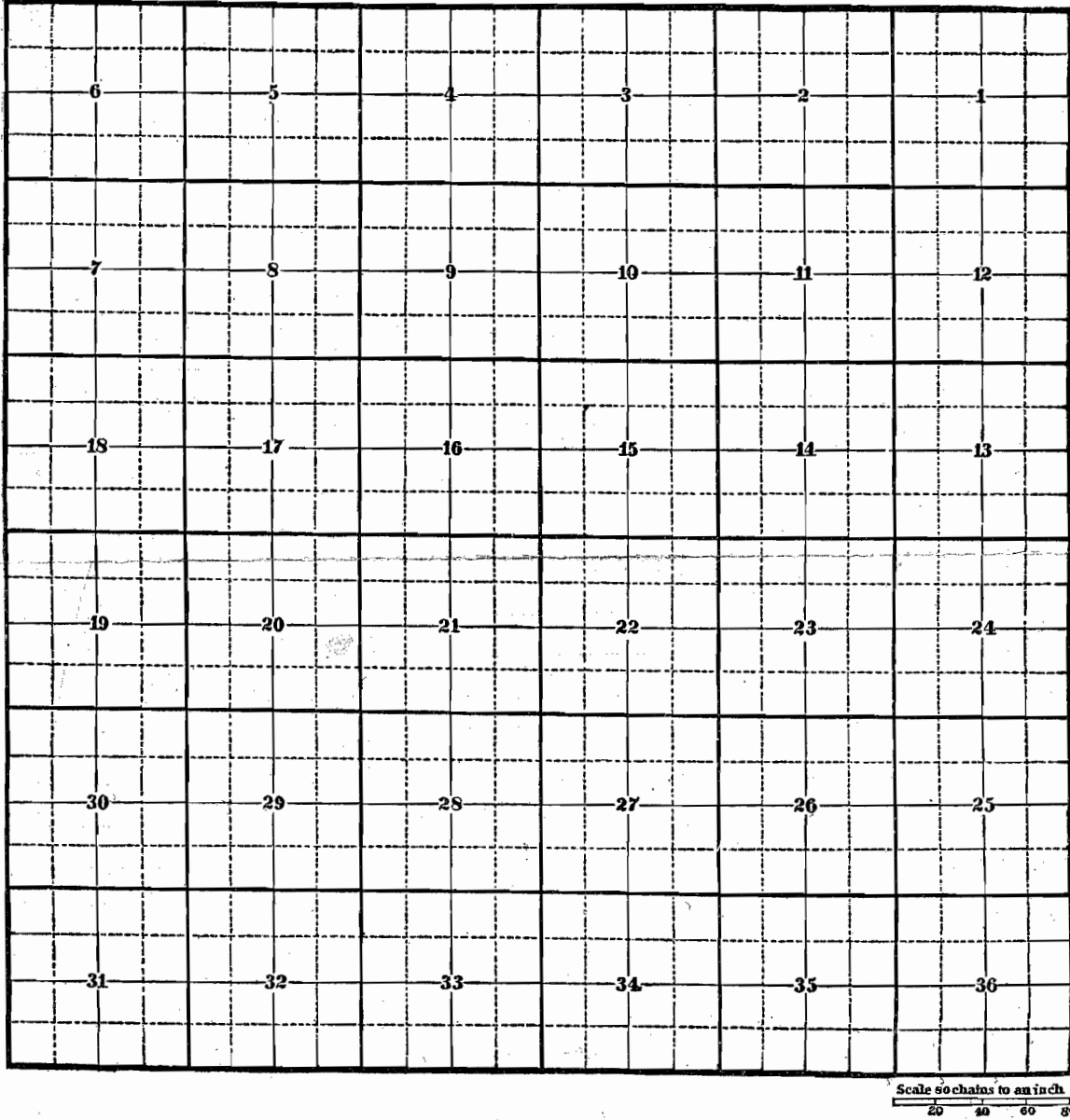
Section 2. The petition must be set forth and describe particularly the highways to be abandoned, discontinued, altered or constructed, and if the same is to be altered, laid-out or constructed, the general route thereof, over what lands, who are owners thereof, whether

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. _____ Range No. _____



No. 576

PETITION FOR ROAD

Principle Petitioner. *C. B. Robinson*

Filed this *28* day of *Sept.* 19*13*.

County Clerk and Recorder

By Deputy

Viewers
J. H. Beyer
S. P. Waldorf

Appointed *Sept. 28* 19*13*.

To meet 19.....

At

On

Report of Viewers
Filed *Sept. 29* 19*13*.

Action by the Board.
Approved

Road Dist. No. *7*

S. D. WALDORF
SURVEYOR FOR GALLATIN COUNTY
BOZEMAN, MONTANA

Sept. 29, 1925,

Honorable Board of County Commissioners,
Gallatin County, Mont.,

Gentlemen:-


We your viewers appointed for road petition # 546, wish to report as follows:- At the request of Mr. C.B. Robinson, we viewed the proposed location of this road on September 5th, while in the vicinity for the purpose of viewing Road #545, as Mr. Robinson stated on that date that he was going to file a petition covering the route designated in petition #546. We ~~XXX~~ found the following conditions existing:-

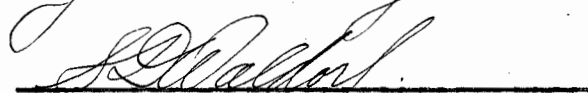
- (1) The proposed route is a very feasible one;
- (2) The proposed new road would serve the territory much better than the present road, which would be vacated;
- (3) The construction of the new road could be accomplished at reasonable expense.

We wish to recommend:-

- (1) That provided all rights of way and fencing are furnished and constructed free of expense to Gallatin County, the road be constructed at some future time when funds are available for this purpose;
- (2) That right of way be 60 feet wide;
- (3) That survey be made as soon as possible so that Mr. Robinson can construct new fences on road line.

Respectfully Submitted,





Viewers.

Road #546.

MERCHANTS TRUST COMPANY

SAINT PAUL

GEORGE H. PRINCE, PRESIDENT

J. D. ARMSTRONG, VICE PRES. & TRUST OFFICER	G. M. BRACK, SECRETARY-TREASURER
R. C. LILLY, VICE PRESIDENT	P. E. THAYER, ASST. SECY-ASST. TREAS.
JULIAN B. BAIRD, VICE PRESIDENT	W. E. KUNZE, ASST. TRUST OFFICER
N. P. DELANDER, VICE PRES. & BOND OFFICER	M. B. PALMER, MGR. MORTGAGE DEPT.

AFFILIATED WITH

THE MERCHANTS NATIONAL BANK

COMBINED CAPITAL, SURPLUS AND UNDIVIDED PROFITS \$ 5,000,000.

October 10, 1925

Mr. C. B. Robinson
Wilsall, Montana.

Dear Sir:

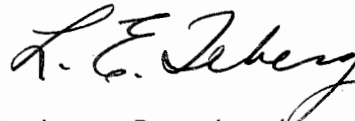
Re: T-56 - Stryker

We are in receipt of yours of September 7th and at this time wish to inform you that as yet we are not in a position to grant a Deed for any land for roadway on this property and the year of redemption will not expire until March 28th, 1926 but wish to say at this time that we cannot see why such request as you make should not be granted, when we are in a position to do so.

For your information, we wish to state at this time that the above property is at this time being leased by us to another party and from the above you will note that we are not in a position at this time to make a sale of this land but that we will take this matter up with you later, if the foreclosed mortgage is not redeemed.

Hoping that this will give you the desired information, we are

Yours very truly,



Mortgage Department

LET:H

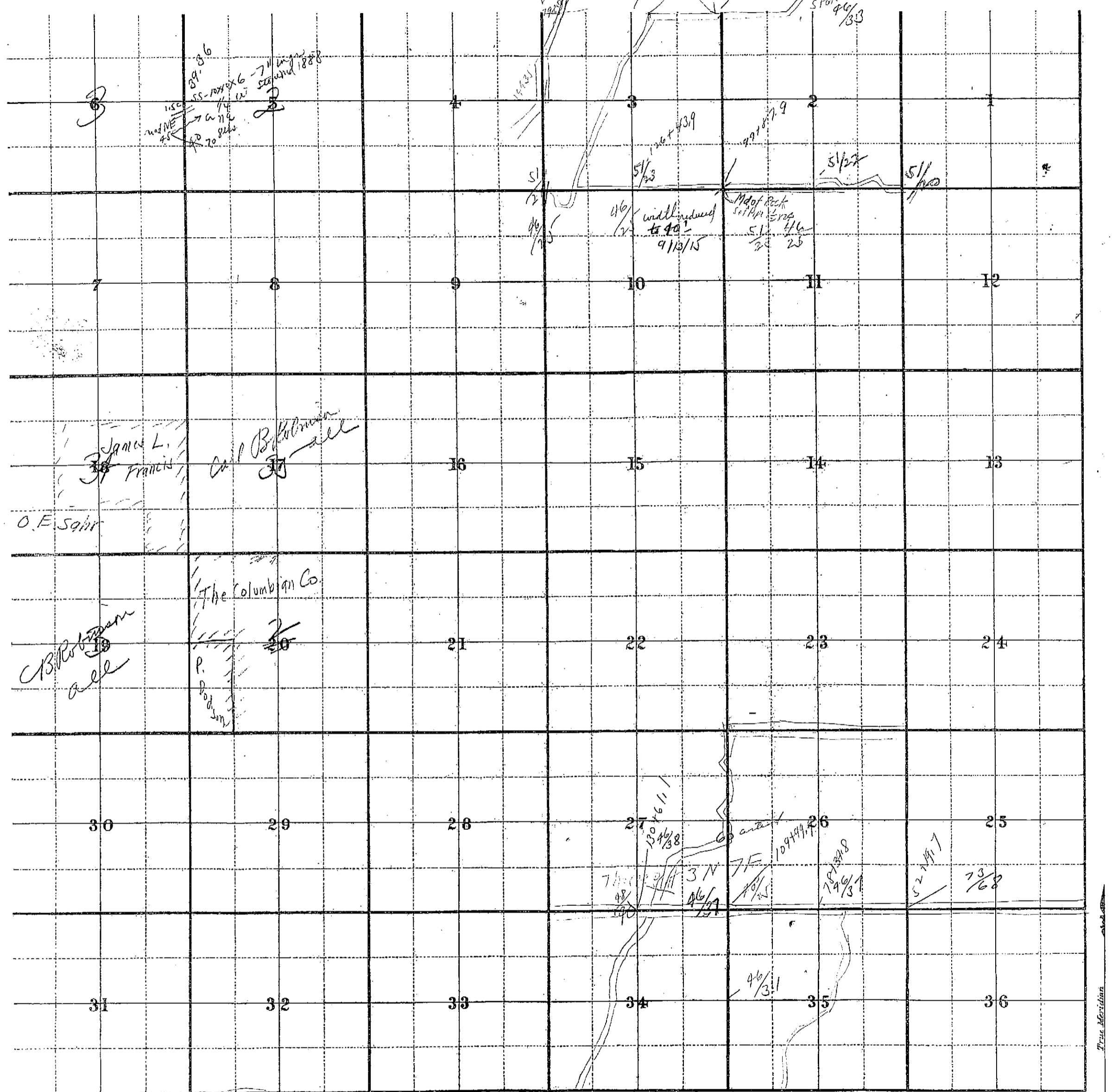
*The Columbia Co - St Paul
N 1/2 - 2 - 2 N 7 E
666-39V
Quitclaim
Deed Capital
Trusty Savings Bank
St Paul - to
The Columbia
Co.*

County Books 46 48
51
13

to Thorpe 48/19 boundary 247E

Township No. 2N Range No. 7E Mer.

Thorpe
48



No. 131
300 4-25 37479

Remainder 3N 7E
48/19
12056
46/31
31-41

Oct 23
Cor 2-3-10-11
found I.P. see
above

Road 546 - Oct 22-23
Found 1/4 cor to 34 35
as Thorpe 46 - Stone Broken but marks plain
Md Rock O.R. 31 set stakes 30' each side
SW Cor 35 - Found sandstone mtd 3' south of fence post

Scale 40 Chains to an Inch
Oct 22
NW Cor 35 - could not find
stone - evidently covered
by high grade. Fe are betw.
34 35 on line. Hence took
corner as center of road
on line fence south