

No. 596

PETITIONER:

Co. Comms. to Abandon Rd. N. of Levenski.

Petition filed Board decided to hold Oct 1946
a hearing

Viewers appointed 191

Report filed 191

Date of hearing Nov. 19 1946

Report approved 191

Order of survey 191

Surveyed 191

Field Book No. Page

Recorded in Roadbook 191

Abandoned
Declared County Road Nov. 19 1946

Approved: Chairman

See Book 26 Commissioners' Proceedings,

pages 535 & 562

County Clerk

NOTICE OF ABANDONMENT OF HIGHWAY

NOTICE IS HEREBY GIVEN, That it is proposed to abandon the following described highway as a public road:

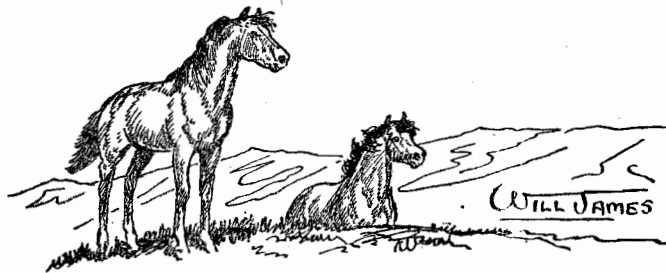
That portion of County Road No. 440 described as follows: Beginning at a point on the center line of said road, said point being in the North half (N $\frac{1}{2}$) of Section Thirty-three (33), Township Six (6) South, Range Four (4) East, Gallatin County, Montana, and said point being located S 88° E a distance of 136 feet from the East end of the Blanchard Bridge spanning the Gallatin River and being on the property line between the J. A. Shadoun tract (see Gallatin County Record of Deeds, Book 70, Page 271) and the Herman C. Hintzpetter III and Barbara R. Hintzpetter tract (see Gallatin County Record of Deeds, Book 94, Page 59); thence from said point of beginning along the center line of said County Road No. 440 in a northeasterly direction through Sections Thirty-three (33) and Twenty-seven (27) of said township and range, a distance of 8203 feet, more or less, to an intersection with the easterly right-of-way line of U. S. Highway No. 191.

Hearing on the above matter will be held by the Board of County Commissioners at two o'clock P. M. on the 19th day of November, 1946, at the Court House in Bozeman, Montana, at which time the Commissioners will determine the merits of said matter finally, and, at which time all persons interested may make objections or offer suggestions relative to the abandonment of said highway.

Dated at Bozeman, Montana this 14th day of October, 1946.

BOARD OF COUNTY COMMISSIONERS
OF GALLATIN COUNTY,

By Bess Zander
County Clerk



ELKHORN RANCH

BOZEMAN, MONTANA
Tucson, Ariz.

October 28, 1946

Mr. S.D. Waldorf
County Surveyor
Bozeman, Montana

Dear Mr. Waldorf:

In reply to your letter and Notice of Abandonment of Highway to close Road No. 440, on Levenski Creek in Section 33, Township 6 South, Range 4 East, I have no objections at all if it in no way will interfere with the coming and going into my property.

Thank you for sending me the notice and hope that this will be sufficient to facilitate matters for my new neighbors, the Hintapeters.

Yours very truly,

Joe A. Crestar

October 16th, 1946

Charles L. Anceney, Jr.,
The Hilton,
Somerset, Va.

Dear Mr. Anceney:

You will note from the enclosed Notice of Abandonment of Highway that it is proposed to close a portion of Road No. 440 which is near your place on Levenski Creek in Section 33, Township 6 South, Range 4 East.

For your information I will state that it is proposed to retain as a County road that portion of Road No. 440 leading from U. S. Highway No. 191 at Dudley Creek easterly across the Blanchard Bridge to the property line between the Shadoan and Oliver places, the Oliver place now being owned by Herman C. Hintzpeter III and Barbara R. Hintzpeter. As you will no doubt remember Ralph Oliver has for years maintained a locked gate on the property line between the Shadoan and Oliver places and the road from this point north has not been travelled for a long period of years. It is only this portion of the road running from this Oliver gate to the north that the County proposes to close and as this has not been travelled for years we believe you will have no objection to the closing of this portion of the road as you will have access to your property over the Blanchard bridge just the same as you always have had.

Yours very truly,

SDW:R

County Surveyor

Same letter to Rea Anceney Overturf,
Elkhorn Winter Ranch,
Tucson, Arizona

NOTE:

The Board donated this Bridge and Road to the Forest Service. See Comms. Proceedings Book 16, Page 82. Supervisor B.W.Clark had written Co. Comms. requesting that this be done.

At a later date, the County Attorney ruled that this could not be done.

$$\begin{array}{r} 84 \\ 32 \\ \hline 52 \\ 26 \end{array}$$

Road No 440 Closing

✓ ① 90-17 ✓ William J. Sullivan & Loretta M. Sullivan 425 W. Cleveland
Bremen

✓ (2) ✓ Emmett E. Patrick 202 South Seventh - Bozeman

1 ③ ~~1859 Herman C. Hintz peter II~~ & ~~Barbara R. Hintz peter~~ ^{Gallatin Gateway}

✓ ④ 78-251 LA. Shadian 602 Beth Sheth - Bizeman

✓ ③ ✓ Charles L. Ancney, Jr. The Nielson, Sonoma, Ca
 ⑥ Rea Ancney ~~Bancroft~~ Overturf Elkhorn Winter Ranch
 Tucson, Ariz

474 ✓ ⑦ ✓ Ralph Oliver Gallatin Gateway -

✓ ② ✓ U.S. Forest Service - 90 Forest Supervisor
James C. Ungohart, Federal Building
Boz.

J.A. Shadoun

" Beginning at a point which is the SE corner

of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and which is also the southwest
SW corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said section 33; thence
East along the south line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ a
distance of 275'; thence in a northwesterly direction
a distance of 300 feet; more or less, to a point in the
center line of the old county road, at which point
there is an iron stake; thence in a westerly
direction along the center line of said old
county road a distance of 126'; more or less, to the
East End of the old county bridge across the West
Gallatin River; ^{which is also at the East Bank of the W.C. River} thence west to the center of the
channel of the W.C. River thence in a southerly direction
along the center of the channel of the W.C. River to where
the same intersects the south line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 33;
thence East along the line of said quarter of quarter section
to the East Bank of the W.C. River; thence East along said line
a distance of 85 feet; more or less, to the SE corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 33
the point of beginning.

(10)
I wish to see
in paper on
Nov. 12

NOTICE OF ABANDONMENT OF HIGHWAY

NOTICE IS HEREBY GIVEN, That it is proposed to abandon the following described highway as a public road:-

That portion of County Road No 440 described as follows:-
Beginning at a point on the center line of said road, said point being in the North Half ^(N $\frac{1}{2}$) of Section Thirty-three (33), Township Six (6) South, Range Four (4) East, Gallatin County, Montana, and said point being located S 68° E a distance of 126 feet from the East End of the Blanchard Bridge spanning the Gallatin River and being on the property line between the J.A. Shadon tract (See Gallatin County Record of Deeds, Book 78, Page 271) and the Herman C. Hintzpetter III and Barbara R. Hintzpetter tract (See Gallatin County Record of Deeds, Book 94, Page 59); thence from said point of beginning along the center line of said County Road No. 440 in a Northeasterly direction through Sections Thirty-three (33) and Twenty-seven (27) of said township and range, a distance of 6268 feet, more or less, to an intersection with the Easterly right-of-way line of U.S. Highway No. 191

Hearing on the above matter will be held by the Board of County Commissioners at two o'clock P.M. on the 19th day of November, 1946, at the Court House in Bozeman, Montana, at which time the Commissioners will determine the matter.

of said matter finally, and, at which time
all persons interested may make objections
or offer suggestions relative to the abandonment
of said highway.

BOARD OF COUNTY COMMISSIONERS
OF GALLATIN COUNTY

By

County Clerk & Recorder.

Dated at Bozeman, Montana this ^{14th}~~24th~~
day of October, 1946.

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1

(Signature or name of addressee)

2

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

OCT 17 1946

Date of delivery _____, 194__

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1

(Signature or name of addressee)

2

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery 10/17, 1946

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1

(Signature or name of addressee)

2

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery _____, 194__

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1

(Signature or name of addressee)

2

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery Oct 21, 1946

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 J. Shadoan
(Signature or name of addressee)

2 R. W. Shadoan
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery OCT 17 1946, 1946

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 Charles Ancerney
(Signature or name of addressee)

2 Hilda Padke
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery OCT 23, 1946

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 Rea A. Overturf
(Signature or name of addressee)

2 Wm. H. Ester
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery OCT 25 1946, 1946

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 U. S. Forest Service
(Signature or name of addressee)

2 Beatrice White
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery OCT 17 1946, 1946

Form 3806 (Rev. Jan. 21, 1935)

(POSTMARK OF)

OF POSTAGE, \$300

Receipt for Registered Article No.

Registered at the Post Office indicated in the Postmark

Fee paid cents Class postage 7

Declared value Surcharge paid, \$.....

Return Receipt fee Spl. Del'y fee

Delivery restricted to addressee:

in person or order Fee paid

Accepting employee will place his initials in space indicating restricted delivery.

POSTMASTER, per

(MAILING OFFICE)

The sender should write the name of the addressee on back hereof as an identification. Preserve and submit this receipt in case of inquiry or application for indemnity.
Registry Fees and Indemnity.—Domestic registry fees range from 15 cents for indemnity not exceeding \$5, up to \$1 for indemnity not exceeding \$1,000. The fee on domestic registered matter without intrinsic value and for which indemnity is not paid is 15 cents. Consult postmaster as to the specific domestic registry fees and surcharges and as to the registry fees chargeable on registered parcel-post packages for foreign countries. Fees on domestic registered C. O. D. mail range from 25 cents to \$1.20. Indemnity claims must be filed within one year (C. O. D. six months) from date of mailing.

U. S. GOVERNMENT PRINTING OFFICE 16-20305

INSURED PARCEL

16-12421

State

No.

Form 3806 (Rev. Jan. 21, 1935)

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Declared value _____ Surcharge paid, \$ _____

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Fee paid 25 cents Class postage 1Declared value 100 Surcharge paid, \$ _____Return Receipt fee _____ Spl. Del'y fee _____
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