

No. 617

PETITIONER:

Emmett Patrick, Wm. Sullivan, H. Hintzpeten  
To close Road No. 440  
Jack Smith to Blanchard Bridge

Petition filed Dec. 12, 1955

Viewers appointed Dec. 22 1955

Report filed Dec. 22 1955

Date of hearing Jan 25 1955

Report approved 191

Order of survey 191

Surveyed 191

Field Book No. Page

Recorded in Roadbook 191

Declared County Road Invalid 191

6 petitioners withdrew  
their names

Approved: Chairman

See Book 31 Commissioners' Proceedings,  
pages 530, 541, 561, 571

County Clerk

PETITION TO ABANDON ROAD

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

Gentlemen:

We, the undersigned freeholders of Gallatin  
Montana, taxable therein for road purposes,  
County, do hereby petition your Honorable body to abandon  
as a public highway, the following described County Road:

Beginning at a point on the Southeasterly  
right of way line of the West Gallatin Highway as  
built in 1923, said point being approximately 150  
feet north of Dudley Creek, in the Northeast quarter  
of Northwest quarter of Section 33, T. 6S., R. 4E.,  
M.P.M.; thence S. 68° E. across the old Blanchard  
bridge 600 feet; thence S. 81° E. 235 feet; thence  
N. 56° E. 297 feet; thence N. 60° 30' E. 540 feet;  
thence N. 36° 30' E. 296 ft; thence N. 5° W. 150 feet; thence N.  
40° E. 285 feet; thence N. 70° E. 179 feet; thence  
S. 81° 30' E. 236 feet; thence N. 35° E. 370 feet;  
thence N. 48° 30' E. 562 feet; thence N. 50° E. 115 feet;  
thence N. 67° 30' E. 275 feet; thence N. 57° E. 248  
feet; thence N. 35° E. 330 feet; thence N. 57° 30' E.  
285 feet; thence N. 48° 30' E. 285 feet; thence N.  
44° E. 365 feet; thence N. 11° 30' E. 421 feet; thence  
N. 28° W. 380 feet; more or less, to a point on the  
Easterly right of way line of the West Gallatin road,  
in the North one-half of the Southwest quarter of  
Section 27, T. 6S., R. 4E.,

All of said road being County Road No. 440.

NAME OF PETITIONERS

DESCRIPTION OF LAND OWNED BY PETITIONERS

<u>NAME OF PETITIONERS</u>	<u>DESCRIPTION OF LAND OWNED BY PETITIONERS</u>
<i>Emmett C. Patrick</i>	$N\frac{1}{2}$ of $SE\frac{1}{4}$ of $NW\frac{1}{4}$ of $SW\frac{1}{4}$ of Sec. 27, T. 6 S., R. 4 E. of MM lying E of W. Gal. River and $NE\frac{1}{2}$ of $SE\frac{1}{4}$ of $NE\frac{1}{4}$ of $SW\frac{1}{4}$ of Sec. 27, T. 6 S., R. 4 E of MM E of W. Gal. River
<i>W. J. Sullivan</i>	101.84 acres in Sec. 27, T. 6 S., R. 4 E.
<i>Emmett J. Sullivan</i>	
<i>J. M. Hanson</i>	$N\frac{1}{2}$ & $SW\frac{1}{4}$ & $N\frac{1}{2}SE\frac{1}{4}$ & $SW\frac{1}{4}SE\frac{1}{4}$ , Sec. 36, S $\frac{1}{2}$ Sec. 25, all in T. 6 S., R. 3 E
<i>Laurel W. Carlson</i>	One-half interest in and to: 160 Acres within East $\frac{1}{2}$ of Sec. 1, T. 6 S., R. 4 E.
<del><i>William C. Ryan</i></del>	Not a freeholder nor taxpayer, therefore not eligible
<i>E. K. McBride</i>	171.70 acres, $NE\frac{1}{4}$ Sec. 2, T. 7 S., R. 3 E
<i>Mrs. Joseph Vick</i>	40 acres, $SE\frac{1}{4}SE\frac{1}{4}$ , Sec. 32, T. 6 S. R. 4 E
<i>L. W. Bopp</i>	$S\frac{1}{2}NE\frac{1}{4}$ & $N\frac{1}{2}SE\frac{1}{4}$ Sec. 25, Lot 3 & $NE\frac{1}{4}SW\frac{1}{4}$ & $N\frac{1}{2}SE\frac{1}{4}$ & $S\frac{1}{2}S\frac{1}{2}$ Sec. 30, T. 3 S., R. 5 E
<i>L. K. Bopp</i>	
<i>William J. Engle</i>	One-half interest in and to: 160 Acres within East $\frac{1}{2}$ of Sec. 1, T. 6 S., R. 4 E
<i>Herman G. Hutzpeter</i>	$S\frac{1}{2}SE\frac{1}{4}$ & of Sec. 28 & part of $NE\frac{1}{4}NW\frac{1}{4}$ & $NW\frac{1}{4}NE\frac{1}{4}$ of Sec. 33, all in T. 6 S., R. 4 E.
<i>Barbara R. Hutzpeter</i>	
<i>Delma E. Story</i>	$W\frac{1}{2}SE\frac{1}{4}$ & $S\frac{1}{2}SW\frac{1}{4}$ , Sec. 32, T. 6 S., R. 4 E

GALLATIN COUNTY  
MONTANA

ALLEN T. HARGROVE - COMMISSIONER  
C. W. CRAMER - COMMISSIONER  
GEORGE L. STUCKY - COMMISSIONER  
EARL WALTON - CLERK AND RECORDER  
AL. T. MATHESON - TREASURER  
MRS. GRACE ROSNESS - AUDITOR  
C. W. SORENSON - ASSESSOR


W. W. LESSLEY - DISTRICT JUDGE  
MRS. EVELYN THOMPSON - CLERK OF COURT  
HAROLD L. ALLEN - ATTORNEY  
D. J. SKERRITT - SHERIFF  
MRS. MARTHA HAYNES - SUP'T OF SCHOOLS  
GEORGE W. MCKEAN, - PUBLIC ADMINISTRATOR  
CARL W. HAMMER, M.D., M.P.H. - HEALTH OFFICER

BOZEMAN, MONTANA  
December 12, 1955.

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

Gentlemen:-

I hereby certify that the thirteen (13) signatures on  
Petition to Abandon Road attached hereto are all bona fide free-  
holders and own the property as specified.

  
GALLATIN COUNTY ASSESSOR

CAH

GALLATIN COUNTY  
MONTANA

ALLEN T. HARGROVE - COMMISSIONER  
C. W. CRAMER - COMMISSIONER  
GEORGE L. STUCKY - COMMISSIONER  
EARL WALTON - CLERK AND RECORDER  
AL. T. MATHESON - TREASURER  
MRS. GRACE ROSNESS - AUDITOR  
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GEORGE W. MCKEAN, - PUBLIC ADMINISTRATOR  
CARL W. HAMMER, M.D., M.P.H. - HEALTH OFFICER

BOZEMAN, MONTANA

Dec. 22, 1955

We, W. C. Papke, Acting County Surveyor of Gallatin County, State of Montana, and George L. Stucky, County Commissioner of Gallatin County, State of Montana, having been appointed as a board of viewers in Road Petition No. 614 viewed said road on December 22, 1955 and wish to report:-

That there are some cabins <sup>adjacent</sup> to said road and the only access to said cabins is by use of a portion of said road or bridge. The above mentioned cabins are used mostly for recreation; That a recreational area could be developed on Forest Land; That the road in question could be usefull to the Forest Service in case of forest fire.

Now in view of the foregoing facts we reccommend that this road should be left open.

Dated Dec 22, 1955

W. C. Papke  
George L. Stucky

NOTICE TO PETITIONERS AND ADJOINING LAND OWNERS

This is to notify you that the Board of County Commissioners has accepted the report of the Board of Viewers, Mr. W. C. Papke, County Surveyor, and Commissioner George L. Stucky, on Road Petition No. 614. This petition is for the abandonment of the following described County Road:

Beginning at a point on the southeasterly right of way line of the West Gallatin Highway as built in 1923, said point being approximately 150 feet north of Dudley Creek, in the northeast quarter of northwest quarter of Section 33, T. 6S., R. 4E., M.P.M.; thence S. 68° E. across the old Blanchard bridge 600 feet; thence S. 81° E. 235 feet; thence N. 56° E. 297 feet; thence N. 60°30' E. 540 feet; thence N. 36°30' E. 296 feet; thence N. 5° W. 150 feet; thence N. 40° E. 285 feet; thence N. 70° E. 179 feet; thence S. 81°30' E. 236 feet; thence N. 35° E. 370 feet; thence N. 48°30' E. 562 feet; thence N. 50° E. 115 feet; thence N. 67°30' E. 275 feet; thence N. 57° E. 248 feet; thence N. 35° E. 330 feet; thence N. 57°30' E. 285 feet; thence N. 48°30' E. 285 feet; thence N. 44° E. 365 feet; thence N. 11°30' E. 421 feet; thence N. 28° W. 380 feet; more or less, to a point on the easterly right of way line of the West Gallatin road, in the north one-half of the southwest quarter of Section 27, T. 6S., R. 4E.

All of said road being County Road No. 440.

A hearing on the above matter has been set by the Board of County Commissioners for January 25, 1956, at 10:00 o'clock A. M., in the County Commissioners' office, at which time the Commissioners will make final determination of the merits of said matter, and at which time all persons interested may make objections or offer suggestions relative to the proposals in the Road Petition No. 614

Dated this 16th day of January, A. D., 1956.

BOARD OF COUNTY COMMISSIONERS  
OF GALLATIN COUNTY

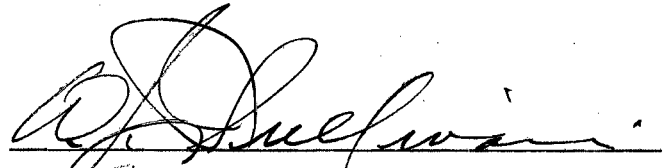
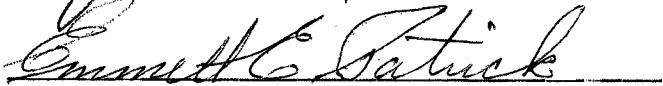
Allen T. Hargrove, Chairman

January 25, 1956

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

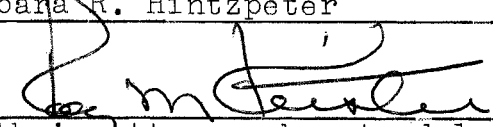
Gentlemen:

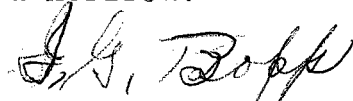
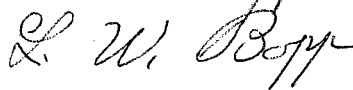
We, the undersigned, being the petitioners in petition No. 614,  
being a petition to abandon road do hereby withdraw our signa-  
tures from said petition.

Herman C. Hintzpeter

Barbara R. Hintzpeter

By:   
as their attorney hereto duly  
authorized.

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TO THE HONORABLE BOARD OF  
COUNTY COMMISSIONERS OF  
GALLATIN COUNTY, MONTANA

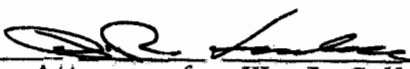
Gentlemen:

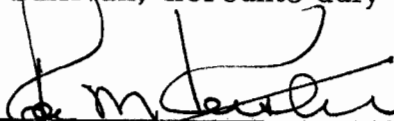
It is the contention of W. J. Sullivan, Kenneth L. Sullivan,  
Emmett E. Patrick, Herman C. Hintzpeter III and Barbara R. Hintz-  
peter that the above described County Road No. 440 was heretofore  
closed in 1946 by an Order duly given, made and entered by the then  
County Commissioners of Gallatin County, Montana.

It is the contention of the present Board of County Commissioners  
of Gallatin County, Montana that the 1946 Order was void for want of being  
based on a proper petition.

By presenting this petition, W. J. Sullivan, Kenneth L. Sullivan,  
Emmett E. Patrick, Herman C. Hintzpeter III and Barbara R. Hintz-  
peter, nor either of them, are waiving any of their contentions and by  
accepting said petition and by further acting thereon, said County  
Commissioners are likewise not waiving their contentions.

Dated this 10th day of December, 1955.

  
As Attorney for W. J. Sullivan and Kenneth  
L. Sullivan, hereunto duly authorized

  
As Attorney for Emmett E. Patrick, Herman  
C. Hintzpeter, III, and Barbara R. Hintzpeter,  
hereunto duly authorized

NOTICE TO PETITIONERS AND ADJOINING LAND OWNERS

ROAD PETITION NO. 614

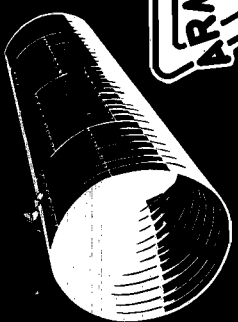
This is to notify you of the action taken by the Board of County Commissioners on Road Petition No. 614.

Due to the fact that six of the petitioners withdrew their names from the petition at the time of the hearing on January 25, 1956, petition No. 614 became invalid and the hearing was adjourned.

BOARD OF COUNTY COMMISSIONERS  
OF GALLATIN COUNTY

Allen T. Hargrove, Chairman

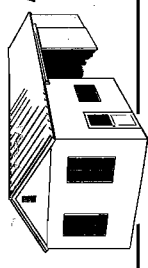




ARMCO DRAINAGE & METAL PRODUCTS, INC.  
NORTHWESTERN DIVISION  
Minneapolis • Billings • Sioux Falls • Bismarck

MULTI-PLATE Structures

Emmett E. Patrick ✓ 1125 N. 8<sup>th</sup>  
 W. J. Sullivan ✓ 120 1/2 E. Main  
 Kenneth L. Sullivan ✓ 516 S. 7<sup>th</sup>  
 J. M. Dume ✓  
 Harold W. Carlson ✓  
 E. R. Mc Bride ✓  
 Mrs Joseph Unick ✓  
 L. W. Bopp ✓  
 L. H. Bopp ✓  
 Herman C. Hintz piter ✓  
 Barbara R. Hintz piter ✓  
 J. A. Shadoan - 38 E. Beck



Steel Buildings

ARMCO DRAINAGE & METAL PRODUCTS, INC.  
NORTHWESTERN DIVISION  
Minneapolis • Billings • Sioux Falls • Bismarck



Von Enge ✓  
 Velma E. Stary -  
 40 Heidi Agency  
 Bismarck

Petition No. 614

Emmett E. Patrick, Bozeman  
 William J. and Loretta M. Sullivan  
 Bozeman  
 Herman C. and  
 Barbara R. Hintz piter  
 J. A. Shadoan, Bozeman

W. A. 2000  
 25  
 25

REGISTERED NO. 1114

Value \$ NV Spec. del'y fee \$

Fee \$ 40 Ret. receipt fee \$ 7

Surcharge \$ Rest. del'y fee \$


Postage \$ 3  Airmail

Postmaster, By *J.C.*

From *County Commission*

To *Emmett E Patrick*  
*1125 N 8th city*

POD Form 3806 May 1954 09-16-70493-1



REGISTERED NO. 1117

Value \$ NV Spec. del'y fee \$

Fee \$ 40 Ret. receipt fee \$ 7

Surcharge \$ Rest. del'y fee \$


Postage \$ 3  Airmail

Postmaster, By *J.C.*

From *County Commission*

To *Kenneth J Sullivan*  
*516 S 7th city*

POD Form 3806 May 1954 09-16-70493-1



REGISTERED NO. 1115

Value \$ Spec. del'y fee \$

Fee \$ *Same* Ret. receipt fee \$

Surcharge \$ *Same* Rest. del'y fee \$

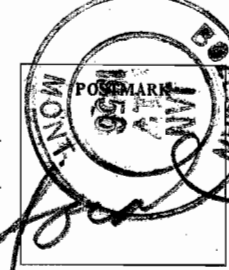
Postage \$  Airmail

Postmaster, By *J.C.*

From

To *W J Sullivan*  
*120 1/2 E Main city*

POD Form 3806 May 1954 09-16-70493-1



REGISTERED NO. 1118

Value \$ Spec. del'y fee \$

Fee \$ *Same* Ret. receipt fee \$

Surcharge \$ *Same* Rest. del'y fee \$

Postage \$  Airmail

Postmaster, By

From

To *J A Shadron*  
*38 E Babcock city*

POD Form 3806 May 1954 09-16-70493-1

POSTMARK

REGISTERED NO. 1116

Value \$ Spec. del'y fee \$

Fee \$ *Same* Ret. receipt fee \$

Surcharge \$ *Same* Rest. del'y fee \$


Postage \$  Airmail

Postmaster, By *J.C.*

From

To *Joseph M Sullivan*  
*120 1/2 E Main city*

POD Form 3806 May 1954 09-16-70493-1



REGISTERED NO. 1119

Value \$ Spec. del'y fee \$

Fee \$ *Same* Ret. receipt fee \$

Surcharge \$ *Same* Rest. del'y fee \$

Postage \$  Airmail

Postmaster, By

From

To *Velma E Story*  
*Gallatin Gateway*

POD Form 3806 May 1954 09-16-70493-1

POSTMARK

REGISTERED NO. 1120

Value \$ Spec. del'y fee \$

Fee \$ Ret. receipt fee \$

Surcharge \$ *Same* Rest. del'y fee \$

Postage \$  Airmail

Postmaster, By

From *William Engle*

To *Gallatin Gateway*

POD Form 3806 May 1954 09-16-70493-1

POSTMARK

REGISTERED NO. 121

Value \$ NV Spec. del'y fee \$

Fee \$ 40 Ret. receipt fee \$ 7

Surcharge \$ Rest. del'y fee \$

Postage \$ 3  Airmail

Postmaster, By *gc*

From *C. Commissioner*

To *Barbara P. Hertzpeter  
gallatin gateway*

POD Form 3806  
May 1954

99-16-70493-1



REGISTERED NO. 125

Value \$ NV Spec. del'y fee \$

Fee \$ 40 Ret. receipt fee \$ 7

Surcharge \$ Rest. del'y fee \$

Postage \$ 3  Airmail

Postmaster, By *gc*

From *county  
Commissioner*

To *Joseph Vicks  
g gateway*

POD Form 3806  
May 1954

99-16-70493-1



REGISTERED NO. 122

Value \$ Spec. del'y fee \$

Fee \$ Ret. receipt fee \$

Surcharge \$ *Same* Rest. del'y fee \$

Postage \$  Airmail

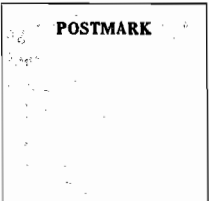
Postmaster, By

From

To *Herman Hertzpeter  
g gateway*

POD Form 3806  
May 1954

99-16-70493-1



REGISTERED NO. 126

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Fee \$ Ret. receipt fee \$

Surcharge \$ *Same* Rest. del'y fee \$

Postage \$  Airmail

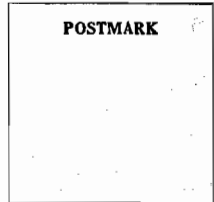
Postmaster, By

From

To *Elx mc Bride  
g g*

POD Form 3806  
May 1954

99-16-70493-1



REGISTERED NO. 123

Value \$ Spec. del'y fee \$

Fee \$ Ret. receipt fee \$

Surcharge \$ *Same* Rest. del'y fee \$

Postage \$  Airmail

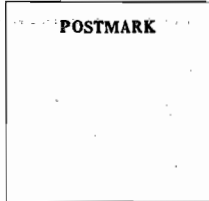
Postmaster, By

From

To *J g Bopp  
g g*

POD Form 3806  
May 1954

99-16-70493-1



REGISTERED NO. 127

Value \$ Spec. del'y fee \$

Fee \$ Ret. receipt fee \$

Surcharge \$ *Same* Rest. del'y fee \$

Postage \$  Airmail

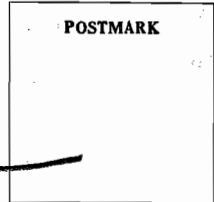
Postmaster, By

From

To *Harold W Carlsen  
g g*

POD Form 3806  
May 1954

99-16-70493-1



REGISTERED NO. 124

Value \$ Spec. del'y fee \$

Fee \$ Ret. receipt fee \$

Surcharge \$ *Same* Rest. del'y fee \$

Postage \$  Airmail

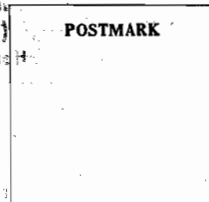
Postmaster, By

From

To *J W Bopp  
g g*

POD Form 3806  
May 1954

99-16-70493-1



REGISTERED NO. 128

Value \$ Spec. del'y fee \$

Fee \$ Ret. receipt fee \$

Surcharge \$ Rest. del'y fee \$

Postage \$  Airmail

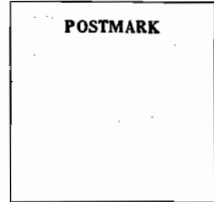
Postmaster, By

From

To *J M Hume  
g g*

POD Form 3806  
May 1954

99-16-70493-1



DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. [Signature]  
(Signature or name of addressee)

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

Date of Delivery Feb 6, 1956

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. Mrs Joseph Vick  
(Signature or name of addressee)

2. Helen M. Kane  
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of Delivery 1-27-56

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. [Signature]  
(Signature or name of addressee)

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

Date of Delivery JAN 21 1956

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. Barbara K. [Signature]  
(Signature or name of addressee)

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

Date of Delivery JAN 17 1956

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. [Signature]  
(Signature or name of addressee)

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

Date of Delivery \_\_\_\_\_

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. E K Mc Bride  
(Signature or name of addressee)

2. Mrs E K Mc Bride  
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of Delivery JAN 18 1956

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. [Signature]  
(Signature or name of addressee)

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

Date of Delivery JAN 17 1956

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. Harold A. Carlson  
(Signature or name of addressee)

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

Date of Delivery 1-17-56

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. Louella Sullivan  
(Signature or name of addressee)

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

Date of Delivery 1-18-56

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. L. H. Bopp  
(Signature or name of addressee)

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

Date of Delivery 1-18-56

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. L. W. Bopp  
(Signature or name of addressee)

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

Date of Delivery 1-18-56

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. Ernest H. Smith  
(Signature or name of addressee)

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

Date of Delivery JAN 17 1956

DELIVERING EMPLOYEE  Deliver ONLY to addressee.  
 Show address where delivered.

Received from the postmaster the registered, certified, or insured article, the number of which appears on the face of this return receipt.

1. Louella Sullivan  
(Signature or name of addressee)

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

Date of Delivery JAN 17 1956