

Abandon
Roads or Streets, Hot Springs Tract
N. of R. R. and W. of U.S. 191

No. 637

PETITIONER:

Petition filed April 22 1966

Viewers appointed Apr. 25 1966

Report filed April 27 1966

Date of hearing May 19 1966

Report approved & Streets & Alleys ^{May 19,} 1966
Abandoned

Order of survey — 191

Surveyed — 191

Field Book No. Page —

Recorded in Roadbook ✓ June 1966

Declared County Road Abandoned ^{May 19} 1966

Approved: _____ Chairman

See Book 36 _____ Commissioners' Proceedings,
pages 126-127-129 & 141

_____ County Clerk

PETITION TO ABANDON ROAD

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

We, the undersigned Freeholders of Gallatin County, Montana, taxable therein for road purposes, do hereby petition your honorable body to abandon as a public highway, a portion of the streets in the Rainbow Subdivision of the Bozeman hot Springs Tract, in Section 14, T. 2S., R. 4E., M.P.M. and being more particularly described as follows:

X That portion of Milwaukee Avenue in the Rainbow Subdivision of Bozeman Hot Springs Tract, lying north of the Milwaukee R.R. right-of-way, as follows: Starting on the west right-of-way line of U.S. No. 191 thence northwesterly along the southerly side of Tracts numbers 36, 37, 100, 101, to the east line of Central Avenue. Also that part of Cherry Ave., starting at a point on Cherry Ave. which is in line with the north line of Tract No. 98, thence south to Milwaukee Ave.

Also that portion of the alley west of Cherry Ave. which runs between Tracts 98, 99, 100 and 101.

Also that portion of the alley east of Cherry Ave. which runs south between Tracts 38 and 32, 37 and 33, 34 and 35. As shown on attached sketch.

<u>NAMES OF PETITIONERS</u>	<u>DESCRIPTION OF LAND OWNED BY PETITIONERS</u>
✓ <u>Wiget + Vera Baker</u>	<u>S. 80 ft of TR 252</u>
✓ <u>Harold + Ruth Walbert</u>	<u>Tract H - in NW 1/4 - Sec 31, 1 S 5 E</u>
✓ <u>Lesley J. Durnash</u>	<u>Hub - Belgrade - Lots - PT of 4 - all of</u>
✓ <u>Joyce L. Durnash</u>	<u>5 - Blk 7 - Belgrade</u>
✓ <u>Hugo A. Fern + Martin</u>	<u>Rainbow Sub. division</u>
✓ <u>Hugo J. + Florence Martin</u>	<u>Rainbow Sub. division</u>
✓ <u>Pat Thompson + Marine Thompson</u>	<u>Rainbow sub division Lot 351</u>
<u>THE MONTANA POWER COMPANY,</u>	<u>Lots 35 and 36 Rainbow Subdivision of</u>
✓ <u>Vice President</u>	<u>Bozeman Hot Springs Tract</u>
<u>CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD COMPANY</u>	<u>Railroad station grounds adjoining the southwesterly side of Milwaukee Avenue, Rainbow Subdivision of Bozeman Hot Springs tract in NE 1/4 SE 1/4, Sec. 14, T. 2 S., R. 4 E., M.P.M.</u>
✓ <u>Vice President</u>	
✓ <u>Harold and Lola Cain</u>	<u>Rainbow Subdivision Route One, Bozeman.</u>

75,72,73,
124-128,
182,
417-418

Secondary Road

U.S. No. 191



Plat showing a portion
of Rainbow subdivision
of Bozeman Hot Springs Tract

Streets & Alleys to be
closed, thus:

Seattle - April 13, 1966
File: L-70708

Mr. K. R. Coughlin
General Agent
Butte, Mont.

Proposed Street Vacation - Bozeman Hot Springs, Mont.

Reference is made to your letter of December 21, file 290, concerning ~~Jack Cain's~~ petition to vacate certain streets and alleys within the Rainbow Subdivision of Bozeman Hot Springs tract, which adjoins our station grounds at that location.

Mr. Dugan has signed this petition on behalf of the Railroad, and it is returned herewith. Please deliver this to Mr. Cain and ask him to arrange to have the County furnish us at least one and preferably two, certified copies of the resolution covering the vacation if the petition is approved.

I am also attaching two prints which show in red the land that should accrue to the Milwaukee if Milwaukee Avenue is vacated. Since this is an irregular street area, I will need confirmation from the County Commissioners that the land outlined in red will, in fact, actually accrue to the Milwaukee.

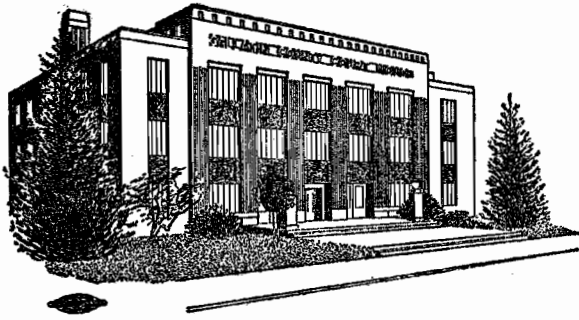
I am also sending Messrs. Plattenberger and Whitham a copy of the print referred to.

J. F. GRIER, Western Director
Real Estate & Industrial Development

By:


Industrial Engineer

cc: WFP
WCW



State of Montana
COUNTY OF GALLATIN

◆
Bozeman

April 26, 1966

Board of County Commissioners
Gallatin County
Bozeman, Montana

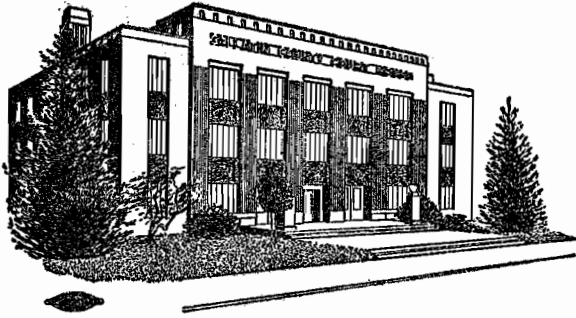
Gentlemen:

This is to inform you we find all names listed on this petition to be freeholders.

Very Truly Yours,

C. W. Sorenson

C. W. Sorenson, Co. Assessor



State of Montana
COUNTY OF GALLATIN

◆
Bozeman

NOTICE ^{TO} ~~OF~~ 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. Earl R. Best, Private Surveyor, and Commissioner Ralph Armstrong, on road Petition No. 637. This petition is for the abandonment of the following described County road.

That portion of Milwaukee Avenue in the Rainbow Subdivision of Bozeman Hot Springs Tract, lying north of the Milwaukee R.R. right-of-way, as follows: Starting on the west right-of-way line of U.S. No. 191 thence northwesterly along the southerly side of Tracts numbered 36, 37, 100, 101, to the east line of Central Avenue. Also that part of Cherry Avenue, starting at a point on Cherry Avenue which is in line with the north line of Tract No. 98, thence south to Milwaukee Ave.,

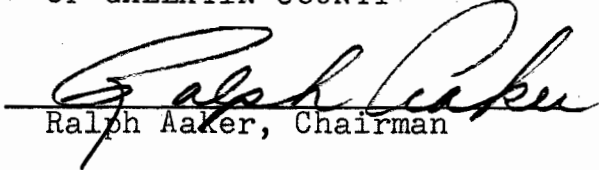
Also that portion of the alley west of Cherry Ave. which runs between Tracts 98, 99, 100 and 101.

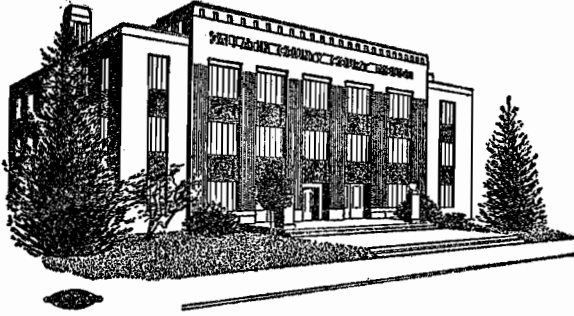
Also that portion of the alley east of Cherry Avenue which runs south between Tracts 38 and 32, 37 and 33, 34 and 35. As shown on attached sketch.

A hearing on the above matter has been set by the Board of County Commissioners for Thursday the 19th day of May, A.D., 1966 at 10 O'clock A.M. in the Commissioners' Office in Bozeman, Montana, at which time the Commissioners will make final determination of the merits of said matter, and at which time all persons interested may make objection or offer suggestions relative to the proposals in the Road Petition No. 637.

Dated this 27th day of April, A.D., 1966 at Bozeman, Montana.

BOARD OF COUNTY COMMISSIONERS
OF GALLATIN COUNTY


Ralph Aaker, Chairman



State of Montana
COUNTY OF GALLATIN

◆
Bozeman
April 27, 1966

VIEWERS REPORT

Earl R. Best, a registered Professional Engineer and land surveyor in the State of Montana, having been appointed by the Board of County Commissioners, to act as a member of the Board of Viewers and Ralph Armstrong, County Commissioner of Gallatin County, State of Montana, having been appointed as a member of the Board of Viewers for Road Petition # 637, viewed the portion of Cherry Ave. and Milwaukee Ave. on the 25th day of April, 1966 and wish to report:

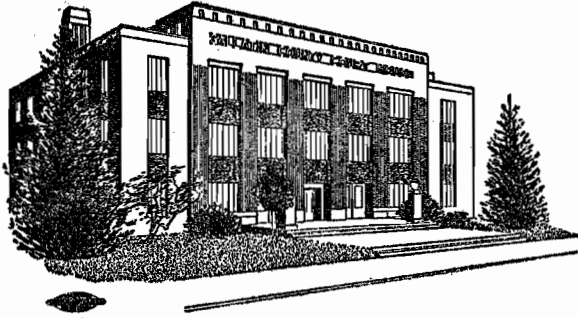
"We examined said petition # 637 and find it to have sufficient signatures, We found that said Cherry Avenue and Milwaukee Avenue serves no one living in this vicinity, that it is fenced off with adjoining properties and is therefor no use as access to adjoining properties".

Ralph Armstrong

County Commissioner of Gallatin County

Earl R. Best

Earl R. Best, Mont. Reg. No. 779ES



State of Montana
COUNTY OF GALLATIN
◆
Bozeman

Date: May 19, 1966
TO: All interested parties
FROM: Commissioners of Gallatin County
SUBJECT: Petition No.637 - Road Abandonment

The Board of County Commissioners held a hearing on the Petition to abandon certain portions of a County Road in the Rainbow Sub-division of Bozeman Hot Springs Tract, on Thursday, May 19, 1966.

This is to notify you that the Board decided in favor of abandonment of a part of Milwaukee Avenue, lying north of the Milwaukee Railroad right-of-way and westerly from the west right-of-way of Highway No.191, to the East line of Central Avenue., also the South portion of Cherry Avenue, and a portion of the Alley lying East of Cherry Avenue, and a portion of the Alley lying west of Cherry Avenue as petitioned for.

One-half of each of the abandoned portions will revert to the adjoining landowners.

mailed to: Mr.K.R.Coughlin - General Agent - Butte
Mr. & Mrs.Harold H.Cain - Rte.#1 - Bozeman
Mr. & Mrs. C. Page - Rte.#1 - Bozeman
Mr. A.E.Randall = Route #1 - Bozeman
Montana Power Co. - Box 349- Bozeman
Mabel Kindig - 408 So.Tracy - Bozeman

INSTRUCTIONS TO DELIVERING EMPLOYEE

Show to whom and when delivered Show to whom, when, and address where delivered Deliver ONLY to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. _____ SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO. _____ *Mrs. Elizabeth Page*

INSURED NO. *437955* SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED _____ SHOW WHERE DELIVERED *(only if requested)*

3-23-66

c55-16-71548-7 GPO

INSTRUCTIONS TO DELIVERING EMPLOYEE

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(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. _____ SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO. _____ *437956*

INSURED NO. *437956* SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED _____ SHOW WHERE DELIVERED *(only if requested)*

c55-16-71548-7 GPO

INSTRUCTIONS TO DELIVERING EMPLOYEE

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RECEIPT

Received the numbered article described below.

REGISTERED NO. _____ SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO. _____ *437955*

INSURED NO. *437957* SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED _____ SHOW WHERE DELIVERED *(only if requested)*

MAY 23 1966

c55-16-71548-7 GPO

INSTRUCTIONS TO DELIVERING EMPLOYEE

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(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. _____ SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO. _____ *437959*

INSURED NO. _____ SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED _____ SHOW WHERE DELIVERED *(only if requested)*

MAY 31 1966

c55-16-71548-7 GPO

INSTRUCTIONS TO DELIVERING EMPLOYEE

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(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. _____ SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO. _____ *K.R. Conykelis*

INSURED NO. *437960* SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED _____ SHOW WHERE DELIVERED *(only if requested)*

5-23-66

c55-16-71548-7 GPO

INSTRUCTIONS TO DELIVERING EMPLOYEE

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(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. _____ SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO. _____ *A.E. Randall*

INSURED NO. *437958* SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED _____ SHOW WHERE DELIVERED *(only if requested)*

MAY 24 1966

c55-16-71548-7 GPO