

#717

Road Petition 717

To close portion
of Mongold Road

petition granted
Feb 10, 1987

Comm Book 41
page 596

PETITION TO ABANDON COUNTY ROAD

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

Dear Members:

We the undersigned freeholders of Gallatin County, Montana, taxable herein for road purposes, do hereby petition the Board of County Commissioners, pursuant to Section 7-14-2601, MCA, to abandon a county road, being more particularly described as follows:

(1) Beginning point to abandon 60' wide county road starts at the intersection of Mongold Road and Beacon Road in Section 22, Township 1 North, Range 1 East; thence North 10 degrees 55' East 1624 feet; thence North 15 degrees 48' East 1164 feet; thence North 36 degrees 10' East 251 feet; thence North 4 degrees 20' East 1321 feet; thence North 16 degrees 10' East 572 feet; thence North 5579 feet; thence North 36 degrees 10' East 336 feet; thence North 8 degrees 20' East 681 feet; thence North 48 degrees 45' West 392 feet. Total distance of county road to be abandoned is 2.25 miles more or less.

(2) The general route of the road to be abandoned is shown in red on the attached drawing.

(3) The lands affected are shown on the attached plat hereto and are owned by James and Joan Elmose.

(4) James and Joan Elmose have been found and consent to the petition to abandon a county road as described above as indicated by their signatures on this petition.

(5) The necessity for and the advantage of the petitioned action as described above are as follows:

- (a) To remove the road from the county road system.
- (b) The road has never been constructed and at the present time the road area is in wheat fields and grass land.
- (c) James and Joan Elmose own all the property on both sides of the road to be abandoned.

<u>NAMES OF PETITIONERS</u>	<u>DATE</u>	<u>DESCRIPTION OF LAND OWNED BY PETITIONERS</u>
<u>James P. Elmose</u>	<u>11-21-86</u>	<u>E 1/2 SW10 SW1/4 SW 11 T1N R1E</u>
<u>Joan M. Elmose</u>	<u>11-21-86</u>	<u>E 1/2 SW22 E 1/2 SW15 T1N R1E</u>
<u>Ray R. Harris</u>	<u>12-1-86</u>	<u>NE 1/4 SEC 21 1N 2E</u>
<u>Wayne Barber</u>	<u>12-1-86</u>	<u>Sec 31 1N 1W</u>
<u>John Owen Ouler</u>	<u>12-1-86</u>	<u>N 1/2 of N 1/2 of N 1/2 Sec 2 R1E T1N</u>
<u>George Redick</u>	<u>12/6/86</u>	<u>S 1/2 25 1N 1W</u>
<u>Jack Beinh</u>	<u>12/6/86</u>	<u>S 1/2 25 1N 1W</u>
<u>Mike Elmose</u>	<u>12-6-86</u>	<u>N 1/2 of NW 1/4 of NE 1/4 of Sec 10 T1N R1E</u>
<u>Cathy Elmose</u>	<u>12-6-86</u>	<u>" " "</u>
<u>John J. V. V.</u>	<u>12-6-86</u>	<u>N 1/2 of N 1/2 of N 1/2 NE 1/2 Sec 2</u>
<u>Murphy S. Thompson</u>	<u>12-8-86</u>	<u>7N R1E</u>
		<u>441 Valley Dr, Bozeman Montana</u>
		<u>dot 5 - Pleasant Valley</u>

State of Montana

County of Gallatin

Bozeman



January 20, 1987

Board of County Commissioners
Gallatin County
Bozeman, Montana 59715

Dear Board:

On January 20, 1987, the undersigned, being duly appointed as viewing committee viewed that portion of Mongold Road in Township 1 North, Range 1 East that has been petitioned to be abandon by Mr. & Mrs. James Elmore.

The viewing committee recommends that the petition be granted for the following reasons.

1. The road has never been constructed and at the present time the road area is in wheat fields and grass land.
2. James and Joan Elmore own all the property on both sides of the road to be abandoned.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ramon S. White", written over a horizontal line.

Ramon S. White
County Commissioner

A handwritten signature in cursive script, appearing to read "Gerald R. Wine", written over a horizontal line.

Gerald R. Wine
Clerk & Recorder-County Surveyor

VC:pn

State of Montana

County of Gallatin

Bozeman



NOTICE TO PETITIONERS & ADJOINING LANDOWNERS

This is to notify you that the Board of County Commissioners held a hearing on Road Petition Number 717 to abandon a portion of county road, being more particularly described as follows:

Beginning point to abandon 60' wide county road starts at the intersection of Mongold Road and Beacon Road in Section 22, Township 1 North, Range 1 East; thence North 10 degrees 55' East 1624 feet; thence North 15 degrees 48' East 1164 feet; thence North 36 degrees 10' East 251 feet; thence North 4 degrees 20' East 1321 feet; thence North 16 degrees 10' East 572 feet; thence North 5579 feet; thence North 36 degrees 10' East 336 feet; thence North 8 degrees 20' East 681 feet; thence North 48 degrees 45' West 392 feet. Total distance of county road to be abandoned is 2.25 miles more or less.

There being no objections it was unanimously carried by the Board of County Commissioners that the road be abandon as of February 10, 1987.

Sincerely,

Gale Thompson

Road Office Supervisor

NOTICE TO PETITIONERS & ADJOINING LANDOWNERS

This is to notify you the Board of County Commissioners have accepted the report of the Board of Viewers, Ramon S. White, County Commissioner and Gerald R. Wine, Clerk and Recorder-County Surveyor on a road petition to abandon a portion of county road, being more particularly described as follows:

Beginning point to abandon 60' wide county road starts at the intersection of Mongold Road and Beacon Road in Section 22, Township 1 North, Range 1 East; thence North 10 degrees 55' East 1624 feet; thence North 15 degrees 48' East 1164 feet; thence North 36 degrees 10' East 251 feet; thence North 4 degrees 20' East 1321 feet; thence North 16 degrees 10' East 572 feet; thence North 5579 feet; thence North 36 degrees 10' East 336 feet; thence North 8 degrees 20' East 681 feet; thence North 48 degrees 45' West 392 feet. Total distance of county road to be abandoned is 2.25 miles more or less.

A hearing on the above matter has been set by the Board of County Commissioners for Tuesday the 10th day of February, 1987 at 1:30 p.m. in the Community Room of the Gallatin County Courthouse 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 objections or offer suggestions relative to the proposals in the road petition.

Unless a landowner or taxpayer wants to protest this petition you are not required to attend.

Sincerely,


Road Office Supervisor

Enc: viewers report

NOTICE TO PAPER

This is to notify the public that the Board of County Commissioners are holding a hearing on Road Petition No. 717 on the 10th day of February, 1987, at 1:30 p.m.. This petition is to abandon a portion of county road, being more particularly described as follows:

Beginning point to abandon 60' wide county road starts at the intersection of Mongold Road and Beacon Road in Section 22, Township 1 North, Range 1 East; thence North 10 degrees 55' East 1624 feet; thence North 15 degrees 48' East 1164 feet; thence North 36 degrees 10' East 251 feet; thence North 4 degrees 20' East 1321 feet; thence North 16 degrees 10' East 572 feet; thence North 5579 feet; thence North 36 degrees 10' East 336 feet; thence North 8 degrees 20' East 681 feet; thence North 48 degrees 45' West 392 feet. Total distance of county road to be abandoned is 2.25 miles more or less.

Reasons for abandonment of this county road are as follows:

- a. The road has never been constructed and at the present time the road area is in wheat fields and grass land.
- b. One property owner owns all the land on both sides of the county road.

Publish

1-28-87

High Country Independent Press

Keith A. Klingenberg, Publisher

Affidavit

STATE OF MONTANA
 SS:
 COUNTY OF GALLATIN

Anne Koentopp, residing at Belgrade, Montana, County of Gallatin, State of Montana, being duly sworn, says she is the Principal Clerk of *The High Country Independent Press*, a newspaper published weekly at Belgrade, Montana, State of Montana, and the annexed notice was published in the said *High Country Independent Press* each week for one consecutive weeks, commencing on the 28th day of January, 1987

Anne E. Koentopp Principal Clerk

Sworn to before me this 30th day of January, 1987

Keith A. Klingenberg
 KEITH A. KLINGENBERG
 NOTARY PUBLIC
 Residing at Belgrade, Montana
 My Commission Expires May 3, 1988

 Notary Public, Gallatin County, Montana

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Reasons for abandonment of this county road areas follows:

a. The road has never been constructed and at the present time the road area is in wheat fields and grass land.

P 122 150 059

P 122 150 118

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

U.S.G.P.O. 1984-446-014

PS Form 3800, Feb. 1982

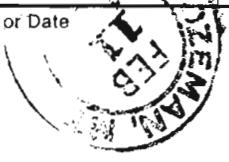
Sent to James or Joan Elmose	
Street and No. 2590 Mongold Road	
P.O., State and ZIP Code Three Forks, Mt 59752	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	



U.S.G.P.O. 1984-446-014

PS Form 3800, Feb. 1982

Sent to James and Joan Elmose	
Street and No. 2590 Mongold Road	
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TOTAL Postage and Fees	\$
Postmark or Date	



SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery.

3. Article Addressed to: James and Joan Elmose 2590 Mongold Road Three Forks, Montana 59752	4. Article Number P 122 150 059 Type of Service: <input checked="" type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
5. Signature - Addressee X <i>Joan Elmose</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	
7. Date of Delivery 1-24-87	

Always obtain signature of addressee or agent and **DATE DELIVERED.**

PS Form 3811, Feb. 1986

DOMESTIC RETURN RECEIPT

SENDER: Complete items 1, 2, 3 and 4.
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. Show to whom, date and address of delivery.
2. Restricted Delivery.

3. Article Addressed to: James and Joan Elmose 2590 Mongold Road Three Forks, Mt 59752	4. Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	Article Number P 122 150 118
5. Signature - Addressee X	Always obtain signature of addressee or agent and DATE DELIVERED.	
6. Signature - Agent X <i>Joan Elmose</i>	7. Date of Delivery 2-13-87	
8. Addressee's Address (ONLY if requested and fee paid)		

PS Form 3811, July 1983 447-845

DOMESTIC RETURN RECEIPT