

#719

Road Petition 719

Springhill Road

Abandonment of  
one portion and  
changing status of  
Road by use portion  
to Petition Road

Cos 1389

RECORDED 106 FM 37  
153 FM 24

Comm Book 41 Page 618

# CERTIFICATE OF SURVEY NO. 1389

A PORTION OF COUNTY ROAD PETITION NO. 86, LOCATED IN THE SE 1/4 OF SEC. 34 AND SW 1/4 OF SEC. 35, T2N, R5E, AND IN THE NE 1/4 OF SEC. 3 AND NW 1/4 OF SEC. 2, T1N, R5E, P.M.M., GALLATIN COUNTY, MONTANA.

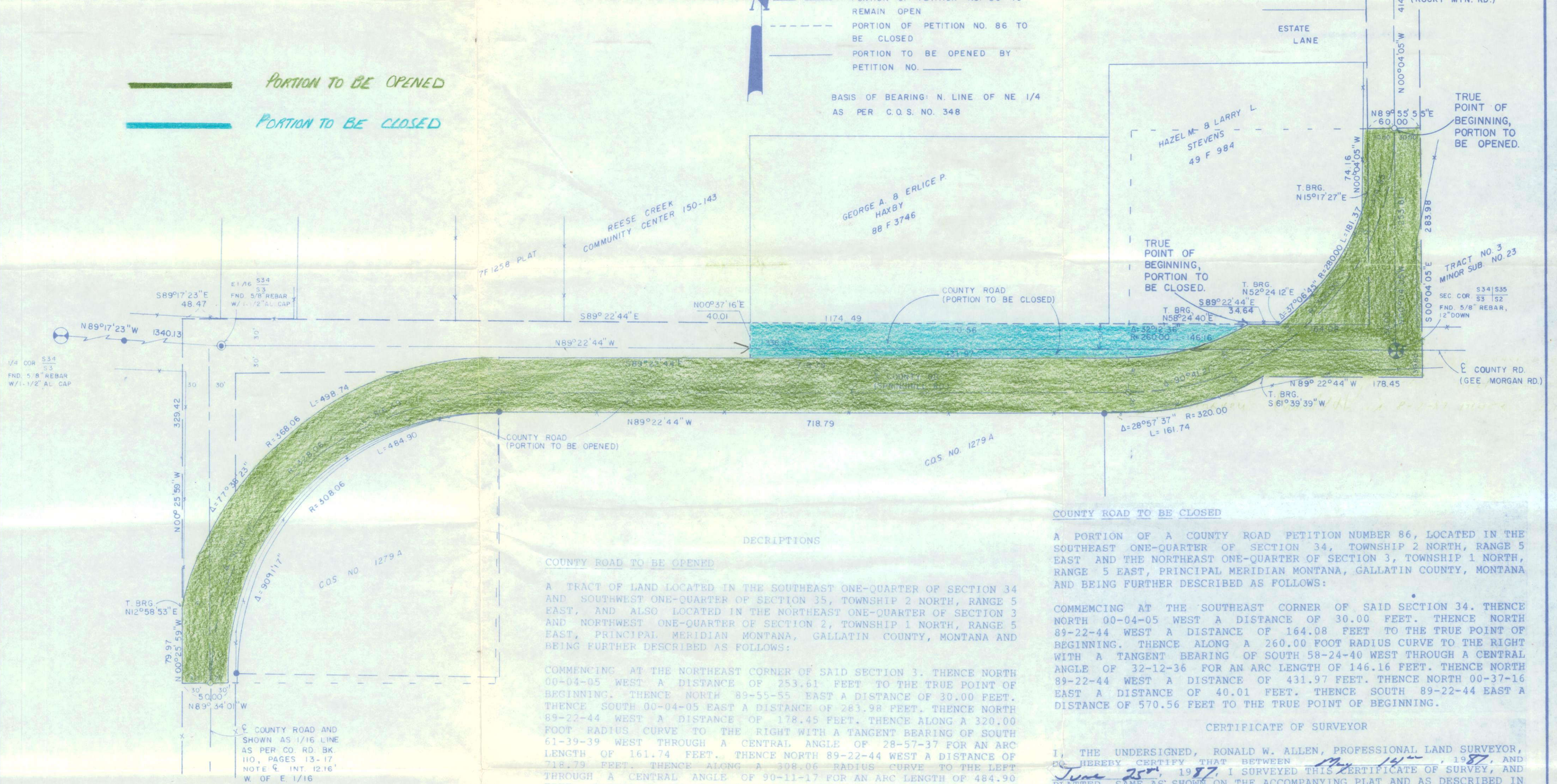
FOR ROAD PETITION NO. \_\_\_\_\_ TO SHOW ABANDONED PORTIONS AND OPEN PORTIONS OF A COUNTY ROAD (NO DIVISION OF LAND).

**—————** PORTION TO BE OPENED  
**—————** PORTION TO BE CLOSED

SCALE 1" = 80'

- FND. 5/8" REBAR W/ YEL. PLAS. CAP
- SET 5/8" x 24" REBAR W/ AL. CAP
- FENCE LINE
- PORTION OF PETITION NO. 86 TO REMAIN OPEN
- - - PORTION OF PETITION NO. 86 TO BE CLOSED
- PORTION TO BE OPENED BY PETITION NO. \_\_\_\_\_

BASIS OF BEARING: N. LINE OF NE 1/4 AS PER C.O.S. NO. 348



### DESCRIPTIONS

#### COUNTY ROAD TO BE OPENED

A TRACT OF LAND LOCATED IN THE SOUTHEAST ONE-QUARTER OF SECTION 34 AND SOUTHWEST ONE-QUARTER OF SECTION 35, TOWNSHIP 2 NORTH, RANGE 5 EAST, AND ALSO LOCATED IN THE NORTHEAST ONE-QUARTER OF SECTION 3 AND NORTHWEST ONE-QUARTER OF SECTION 2, TOWNSHIP 1 NORTH, RANGE 5 EAST, PRINCIPAL MERIDIAN MONTANA, GALLATIN COUNTY, MONTANA AND BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 3. THENCE NORTH 00-04-05 WEST A DISTANCE OF 253.61 FEET TO THE TRUE POINT OF BEGINNING. THENCE NORTH 89-55-55 EAST A DISTANCE OF 30.00 FEET. THENCE SOUTH 00-04-05 EAST A DISTANCE OF 283.98 FEET. THENCE NORTH 89-22-44 WEST A DISTANCE OF 178.45 FEET. THENCE ALONG A 320.00 FOOT RADIUS CURVE TO THE RIGHT WITH A TANGENT BEARING OF SOUTH 61-39-39 WEST THROUGH A CENTRAL ANGLE OF 28-57-37 FOR AN ARC LENGTH OF 161.74 FEET. THENCE NORTH 89-22-44 WEST A DISTANCE OF 718.79 FEET. THENCE ALONG A 308.06 RADIUS CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 90-11-17 FOR AN ARC LENGTH OF 484.90 FEET. THENCE NORTH 89-34-01 WEST A DISTANCE OF 50.00 FEET. THENCE NORTH 00-25-59 WEST A DISTANCE OF 79.97 FEET. THENCE ALONG A 368.06 FOOT RADIUS CURVE TO THE RIGHT WITH A TANGENT BEARING OF NORTH 12-58-53 EAST THROUGH A CENTRAL ANGLE OF 77-38-23 FOR AN ARC LENGTH OF 498.74 FEET. THENCE SOUTH 89-22-44 EAST A DISTANCE OF 718.79 FEET. THENCE ALONG A 260.00 FOOT RADIUS CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 32-12-36 FOR AN ARC LENGTH OF 146.16 FEET. THENCE SOUTH 89-22-44 EAST A DISTANCE OF 34.64 FEET. THENCE ALONG A 280.00 FOOT RADIUS CURVE TO THE LEFT WITH A TANGENT BEARING OF NORTH 52-24-12 EAST THROUGH A CENTRAL ANGLE OF 37-06-45 FOR AN ARC LENGTH OF 181.37 FEET. THENCE NORTH 00-04-05 WEST A DISTANCE OF 74.16 FEET. THENCE NORTH 89-55-55 EAST A DISTANCE OF 30.00 FEET TO THE TRUE POINT OF BEGINNING.

#### COUNTY ROAD TO BE CLOSED

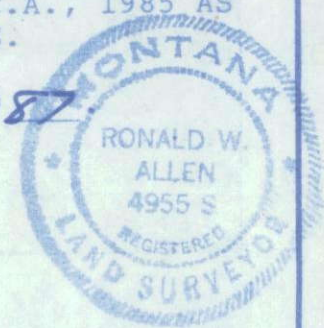
A PORTION OF A COUNTY ROAD PETITION NUMBER 86, LOCATED IN THE SOUTHEAST ONE-QUARTER OF SECTION 34, TOWNSHIP 2 NORTH, RANGE 5 EAST AND THE NORTHEAST ONE-QUARTER OF SECTION 3, TOWNSHIP 1 NORTH, RANGE 5 EAST, PRINCIPAL MERIDIAN MONTANA, GALLATIN COUNTY, MONTANA AND BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 34. THENCE NORTH 00-04-05 WEST A DISTANCE OF 30.00 FEET. THENCE NORTH 89-22-44 WEST A DISTANCE OF 164.08 FEET TO THE TRUE POINT OF BEGINNING. THENCE ALONG A 260.00 FOOT RADIUS CURVE TO THE RIGHT WITH A TANGENT BEARING OF SOUTH 58-24-40 WEST THROUGH A CENTRAL ANGLE OF 32-12-36 FOR AN ARC LENGTH OF 146.16 FEET. THENCE NORTH 89-22-44 WEST A DISTANCE OF 431.97 FEET. THENCE NORTH 00-37-16 EAST A DISTANCE OF 40.01 FEET. THENCE SOUTH 89-22-44 EAST A DISTANCE OF 570.56 FEET TO THE TRUE POINT OF BEGINNING.

### CERTIFICATE OF SURVEYOR

I, THE UNDERSIGNED, RONALD W. ALLEN, PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT BETWEEN May 14, 1987, AND June 25, 1987, I SURVEYED THIS CERTIFICATE OF SURVEY, AND PLATTED SAME AS SHOWN ON THE ACCOMPANYING PLAT AND AS DESCRIBED IN ACCORDANCE WITH THE PROVISIONS OF THE MONTANA SUBDIVISION AND PLATTING ACT, SECTIONS 76-3-101 THROUGH 76-3-614, M.C.A., 1985 AS AMENDED AND THE GALLATIN COUNTY SUBDIVISION REGULATIONS.

DATED THIS 25 DAY OF June, A.D., 1987  
 RONALD W. ALLEN  
 MONTANA REGISTRATION #4955S



CLERK AND RECORDER

I, GERALD R. WINE, CLERK AND RECORDER OF GALLATIN COUNTY, MONTANA, DO HEREBY CERTIFY THAT THE FOREGOING INSTRUMENT WAS FILED IN MY OFFICE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D., 19\_\_\_\_, AT \_\_\_\_\_ M., AND RECORDED AS CERTIFICATE OF SURVEY NUMBER \_\_\_\_\_, RECORDS OF THE COUNTY CLERK AND RECORDER, GALLATIN COUNTY, MONTANA.  
 DOCUMENT NUMBER \_\_\_\_\_

BY: \_\_\_\_\_  
 DEPUTY CLERK AND RECORDER



ALLEN & ASSOCIATES  
 496 534S35  
 T2N S3 S2  
 T1N R5E

PETITION TO ABANDON PORTION OF  
COUNTY ROAD AND OPEN ANOTHER PORTION

To The Honorable Board of  
County Commissioners  
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 portion of county road and open another portion, being more particularly described as follows:

DECRPTIONS

COUNTY ROAD TO BE OPENED

A TRACT OF LAND LOCATED IN THE SOUTHEAST ONE-QUARTER OF SECTION 34 AND SOUTHWEST ONE-QUARTER OF SECTION 35, TOWNSHIP 2 NORTH, RANGE 5 EAST, AND ALSO LOCATED IN THE NORTHEAST ONE-QUARTER OF SECTION 3 AND NORTHWEST ONE-QUARTER OF SECTION 2, TOWNSHIP 1 NORTH, RANGE 5 EAST, PRINCIPAL MERIDIAN MONTANA, GALLATIN COUNTY, MONTANA AND BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 3. THENCE NORTH 00-04-05 WEST A DISTANCE OF 253.61 FEET TO THE TRUE POINT OF BEGINNING. THENCE NORTH 89-55-55 EAST A DISTANCE OF 30.00 FEET. THENCE SOUTH 00-04-05 EAST A DISTANCE OF 283.98 FEET. THENCE NORTH 89-22-44 WEST A DISTANCE OF 178.45 FEET. THENCE ALONG A 320.00 FOOT RADIUS CURVE TO THE RIGHT WITH A TANGENT BEARING OF SOUTH 61-39-39 WEST THROUGH A CENTRAL ANGLE OF 28-57-37 FOR AN ARC LENGTH OF 161.74 FEET. THENCE NORTH 89-22-44 WEST A DISTANCE OF 718.79 FEET. THENCE ALONG A 308.06 RADIUS CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 90-11-17 FOR AN ARC LENGTH OF 484.90 FEET. THENCE NORTH 89-34-01 WEST A DISTANCE OF 50.00 FEET. THENCE NORTH 00-25-59 WEST A DISTANCE OF 79.97 FEET. THENCE ALONG A 368.06 FOOT RADIUS CURVE TO THE RIGHT WITH A TANGENT BEARING OF NORTH 12-58-53 EAST THROUGH A CENTRAL ANGLE OF 77-38-23 FOR AN ARC LENGTH OF 498.74 FEET. THENCE SOUTH 89-22-44 EAST A DISTANCE OF 718.79 FEET. THENCE ALONG A 260.00 FOOT RADIUS CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 32-12-36 FOR AN ARC LENGTH OF 146.16 FEET. THENCE SOUTH 89-22-44 EAST A DISTANCE OF 34.64 FEET. THENCE ALONG A 280.00 FOOT RADIUS CURVE TO THE LEFT WITH A TANGENT BEARING OF NORTH 52-24-12 EAST THROUGH A CENTRAL ANGLE OF 37-06-45 FOR AN ARC LENGTH OF 181.37 FEET. THENCE NORTH 00-04-05 WEST A DISTANCE OF 74.16 FEET. THENCE NORTH 89-55-55 EAST A DISTANCE OF 30.00 FEET TO THE TRUE POINT OF BEGINNING.

COUNTY ROAD TO BE CLOSED

A PORTION OF A COUNTY ROAD PETITION NUMBER 86, LOCATED IN THE SOUTHEAST ONE-QUARTER OF SECTION 34, TOWNSHIP 2 NORTH, RANGE 5 EAST AND THE NORTHEAST ONE-QUARTER OF SECTION 3, TOWNSHIP 1 NORTH, RANGE 5 EAST, PRINCIPAL MERIDIAN MONTANA, GALLATIN COUNTY, MONTANA AND BEING FURTHER DESCRIBED AS FOLLOWS:





State of Montana

*County of Gallatin*

Bozeman



July 24, 1987

Mr. George A. Haxby  
13715 Springhill Road  
Belgrade, Montana 59715

Dear Mr. Haxby:

Attached is the new road petition. Again it is important that all land owners bordering the portion to be abandoned and portion to be opened have sign this petition. We need ten signatures of land owners, to be safe you should get more. Also be sure that landowners print their name along with their signature.

Sincerely,

*Gale Thompson*  
\_\_\_\_\_  
Road Office Supervisor

GT:pn  
Enc:

State of Montana

*County of Gallatin*

Bozeman



September 29, 1987

Notice to Petitioners & Adjoining Landowners

This is to notify you that the Board of County Commissioners have accepted the report of the Board of Viewers on Road Petition Number 719 to abandon one portion of Springhill Road and open another portion of Springhill Road.

A hearing on the above has been set by the Board of County Commissioners for Tuesday the 13th day of October, 1987 at 1:30 p.m. in the community room of the county courthouse in Bozeman, Montana at which time all persons interested may make objections or offer suggestions.

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

Sincerely,

*Gale Thompson*  
Road Office Supervisor

GT:pn

State of Montana

*County of Gallatin*

Bozeman



NOTICE TO PAPER

This is to notify the public that The Board of County Commissioners are holding a hearing on Road Petition No. 719 on the 13th day of October, 1987 at 1:30 p.m. This petition is to abandon a portion of county road and open another portion.

Reasons for this petition are as follows:

1. To abandon a portion of Road Petition # 86 that has never been used as a county road.
2. To open a portion of Springhill Road that was established by use. By using the petition process it will establish the width of this road.
3. The portion to be opened is paved and the traveled way.

Interested parties can view the petition at the road office before the hearing.

Publish October 7, 1987



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 719 to abandon one portion of Springhill Road, North of section line adjacent to Haxby and Stevens property and open the portion established by use.

A hearing on the above was held October 20th, 1987. At this time the Board of County Commissioners granted the petition.

Sincerely,

*Gale Thompson*  
\_\_\_\_\_  
Road Office Supervisor

GT:pn

State of Montana

County of Gallatin

Bozeman



September 22, 1987

Board of County Commissioners  
Gallatin County  
Bozeman, MT 59715

Dear Board:

On September 18, 1987, the undersigned, being duly appointed as viewing committee viewed and considered that portion of Springhill Road, being petitioned County Road No. 86, as set forth in Road Petition No. 719 to be closed and abandon.

The viewing committee also viewed and considered that portion of Springhill Road being a road by use more particularly described in Road Petition No. 719 as County Road to be opened.

The portion of Springhill Road to be abandon is being used as an access road to residents lying North and adjacent to petitioned County Road No. 86. It dead ends and would be of no benefit to anyone but the residents of the area.

The portion of Springhill Road to be opened has been a road by use and is paved except for that portion of the intersection of Springhill Road and Gee Norman Road being the approach of Gee Norman Road.

The viewing committee recommends that no new approaches be allowed on the northerly side of the road to be opened for safety reasons.

The viewing committee sees an immediate benefit to the County and hereby recommends that the petition to close one portion and open another portion as a county road with the above recommendation be accepted.

Sincerely,

A handwritten signature in cursive script, reading "Wilbur Visser", written over a horizontal line.

Wilbur Visser  
County Commissioner

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

Gerald R. Wine  
Clerk & Recorder-County Surveyor

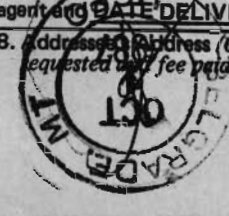
COUNTY ROAD TO BE CLOSED

A portion of a county road, Petition Number 86, located in the Southeast one-quarter of Section 34, Township 2 North, Range 5 East, Principal Meridian Montana, Gallatin County, Montana and being further described as follows:

Commencing at the Southeast corner of said Section 34. Thence North  $00^{\circ}04'05''$  West a distance of 30.00 feet. Thence North  $89^{\circ}22'44''$  West a distance of 164.08 feet to the true point of beginning. Thence along a 260.00 foot radius curve to the right with a tangent bearing of South  $58^{\circ}24'40''$  West through a central angle of  $16^{\circ}15'23''$  for an arc length of 73.77 feet. Thence North  $89^{\circ}22'44''$  West a distance of 503.43 feet. Thence North  $00^{\circ}37'16''$  East a distance of 30.00 feet. Thence South  $89^{\circ}22'44''$  East a distance of 570.56 feet to the true point of beginning.

**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: Hazel M. Stevens Larry L. Stevens 13787 Springhill Road Belgrade, Mt 59714	4. Article Number P005774508 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
5. Signature - Addressee X <i>Hazel M. Stevens</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	 Always obtain signature of addressee or agent and <b>DATE DELIVERED.</b>
7. Date of Delivery 10/1/86	

PS Form 3811, Feb. 1986 **DOMESTIC RETURN RECEIPT**

**SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.**  
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3. Article Addressed to: Walter H. Miller Marian Joyce Esgar 13613 Springhill Road Bozeman, Montana 59714	4. Article Number P 005 774 505 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
5. Signature - Addressee X <i>W. H. Miller</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	 Always obtain signature of addressee or agent and <b>DATE DELIVERED.</b>
7. Date of Delivery	

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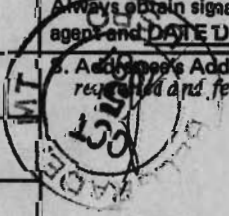
1.  Show to whom delivered, date, and addressee's address.      2.  Restricted Delivery.

3. Article Addressed to: Edwin A. Seifert P.O. Box 121 Belgrade, Montana 59714	4. Article Number P 005 774 507 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
5. Signature - Addressee X <i>Edwin A. Seifert</i>	8. Addressee's Address (ONLY if requested and fee paid)
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3. Article Addressed to: George A. Haxby Erlice Haxby 13715 Springhill Road Bozeman, Montana 59715	4. Article Number P 005 774 506 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
5. Signature - Addressee X <i>George A. Haxby</i>	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	 Always obtain signature of addressee or agent and <b>DATE DELIVERED.</b>
7. Date of Delivery	

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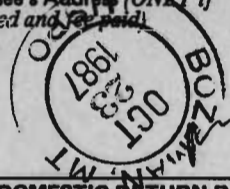
1.  Show to whom delivered, date, and addressee's address.      2.  Restricted Delivery.

3. Article Addressed to: George A. Haxby Erlice P. Haxby 13715 Springhill Road Belgrade, Montana 59714	4. Article Number P 005 774 511 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> COD <input type="checkbox"/> Express Mail Always obtain signature of addressee or agent and <b>DATE DELIVERED.</b>
5. Signature - Addressee X <i>Erlice P. Haxby</i>	8. Addressee's Address (ONLY if requested and fee paid) 
6. Signature - Agent X	
7. Date of Delivery 10/22/87 <i>ASD</i>	

PS Form 3811, Feb. 1986 DOMESTIC RETURN RECEIPT

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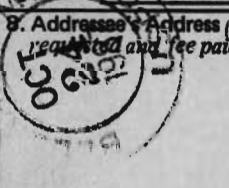
1.  Show to whom delivered, date, and addressee's address.      2.  Restricted Delivery.

3. Article Addressed to: Richard & Charlotte McKay Oletia Esgar 1817 Willow Way Bozeman, Montana 59715	4. Article Number P 005 774 509 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> COD <input type="checkbox"/> Express Mail Always obtain signature of addressee or agent and <b>DATE DELIVERED.</b>
5. Signature - Addressee X <i>R. McKay</i>	8. Addressee's Address (ONLY if requested and fee paid) 
6. Signature - Agent X	
7. Date of Delivery	

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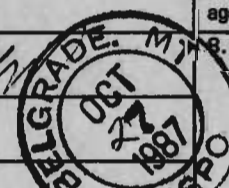
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5. Signature - Addressee X <i>Hazel Stevens</i>	8. Addressee's Address (ONLY if requested and fee paid) 
6. Signature - Agent X	
7. Date of Delivery <i>Om</i>	

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3. Article Addressed to: Edwin A. Seifert P.O. Box 121 Belgrade, Montana 59714	4. Article Number P 005 774 512 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> COD <input type="checkbox"/> Express Mail Always obtain signature of addressee or agent and <b>DATE DELIVERED.</b>
5. Signature - Addressee X <i>Edwin A. Seifert</i>	8. Addressee's Address (ONLY if requested and fee paid) 
6. Signature - Agent X	
7. Date of Delivery	

PS Form 3811, Feb. 1986 DOMESTIC RETURN RECEIPT