

ROAD PETITION 745

ABANDON
ROAD BETWEEN HWY 90 and
OLD TOWN ROAD

BOOK 42 PAGE 429

PETITION TO ABANDON A COUNTY ROAD

TO: The Honorable Board of
County Commissioners
Gallatin County, Montana

Dear Board:

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, more particularly described as follows:

Beginning at the intersection where said road is cut off by Interstate I 90, located in the S $\frac{1}{2}$ of the S $\frac{1}{2}$ of Section 24, Township 2 North, Range 1 East;

Thence North 41 degrees 19' East 272 feet;
Thence North 24 degrees 35' East 493 feet;
Thence North 41 degrees 49' East 1200 feet;

to a point where said road intersects with Old Town Road, located in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24, Township 2 North, Range 1 East, of M.P.M. of Gallatin County, Montana.

1. Distance to be abandoned is 1965 feet, more or less.
2. Road to be abandoned is shown in red on the attached drawing.
3. All land owners with land along the County Road to be abandoned have signed the petition.
4. The portion of road to be abandoned is a dirt road.
5. The necessity for and the advantage of the petitioned action as described above is as follows:
 - (a) To remove said road from the county road system.
 - (b) Said road has never been built.
 - (c) Said road is cut off by the interstate.
 - (d) Said road has not been maintained for years.

PRINT Last Name	Signature	Date	Description of Land Owned by Petitioners
✓ 6-16-91	Walter Schedel		360 OLD TOWN RD
✓ 6-16-91	Lilla Edith Schedel		360 Old Town Rd. They
✓ 6-16-91	Penny S. Necker *		17590 Old Town Main St. ^{only} place ^{works}
✓ 6-16-91	Judith A. Necker		17590 Old Town Main St. ^{It}
✓ 6-16-91	Donald S. Stocklinger		270 Old Town Road
✓ 6-23-91	Cheryl M. Lehr		275 Old Town Road
✓ 6-23-91	Jerry E. Lehr *		275 Old Town Road
✓ 7-2-91	H. Robertson		170 Old Town Road
✓ 7-2-91	Ellen S. Robertson		170 Old Town Rd.
✓ 7-2-91	S. John Smith, DVM		223 R. R. ave
✓ 7-2-91	Don F. Scofield		Rt 1 Box 246 Old Town Road
✓ 7-2-91	Patsy Del Scofield		Rt 1 Box 246 Old Town Road

AMENDED
PETITION TO ABANDON A COUNTY ROAD

TO: The Honorable Board of
County Commissioners
Gallatin County, Montana

Dear Board:

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, more particularly described as follows:

Beginning at the intersection where said road is cut off by Interstate I 90, located in the S $\frac{1}{2}$ of the S $\frac{1}{2}$ of Section 24, Township 2 North, Range 1 East;

Thence North 41 degrees 19' East 272 feet;
Thence North 24 degrees 35' East 493 feet;
Thence North 41 degrees 49' East 1200 feet;

to a point where said road intersects with Old Town Road, located in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24, Township 2 North, Range 1 East, of M.P.M. of Gallatin County, Montana.

1. Distance to be abandoned is 1965 feet, more or less.
2. Road to be abandoned is shown in red on the attached drawing.
3. All land owners with land along the County Road to be abandoned have signed the petition.
4. The portion of road to be abandoned is a dirt road.
5. The necessity for and the advantage of the petitioned action as described above is as follows:
 - (a) To remove said road from the county road system.
 - (b) Said road has never been built.
 - (c) Said road is cut off by the interstate.
 - (d) Said road has not been maintained for years.
6. That the following named individuals are property owners whose property adjoins the above-referenced road. This information is based upon records reviewed in the Clerk & Records Office of Gallatin County.

DON & PATSY SCOFFIELD
Route 1, Box 246
Three Forks, MT 59752

HENRY & JUDITH HECKER
17590 Old Town Road
Three Forks, MT 59752

CHERYL & JERRY LEHR
275 Old Town Road
Three Forks, MT 59752

1121 1140

24

INTERSTATE 90

OLD TOWN ROAD

436

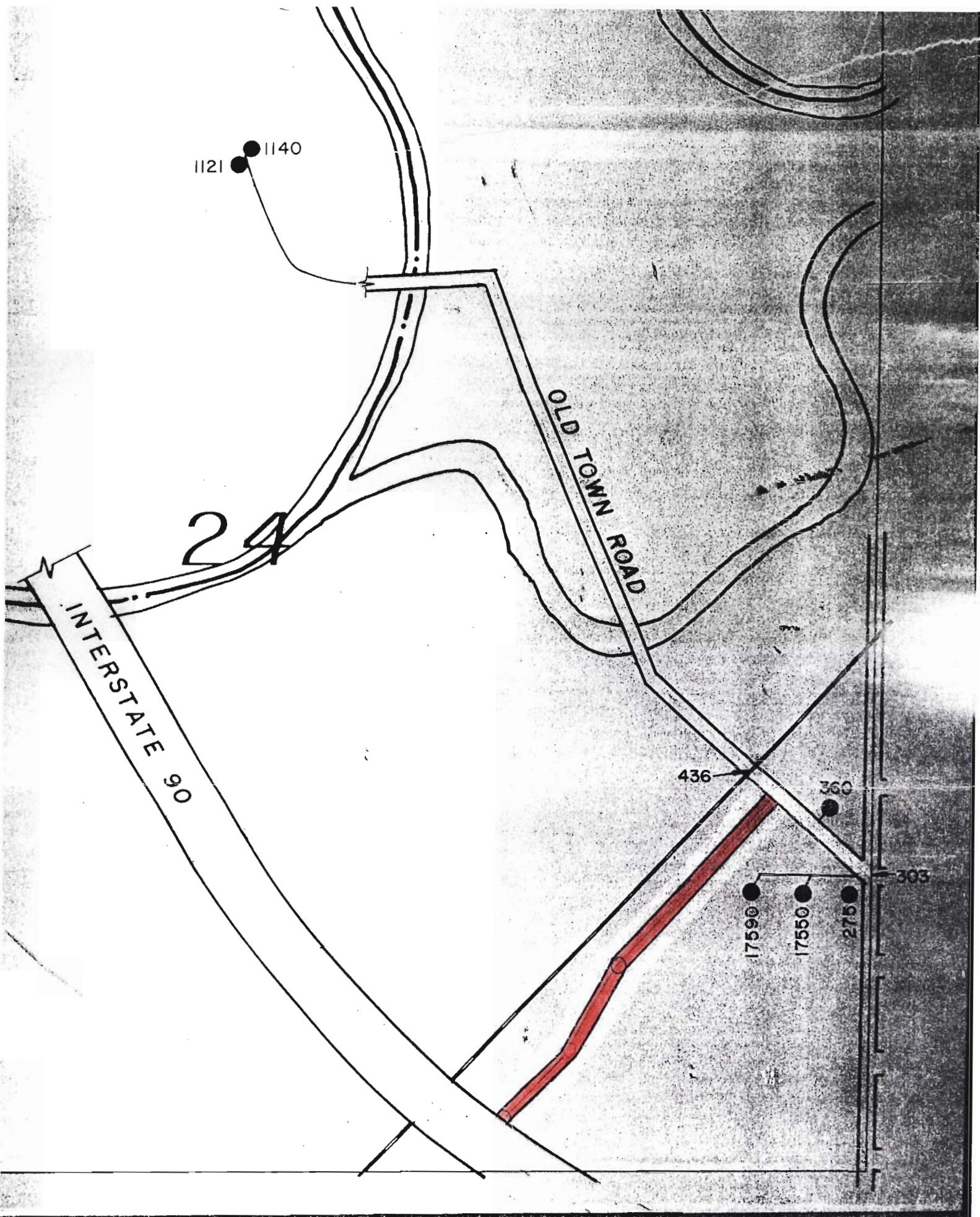
360

303

17590

17550

275



**CERTIFICATE OF THE COUNTY CLERK AND RECORDER
RELATING TO
QUALIFICATIONS OF THE SIGNERS**

Statement of Purpose: Petition to abandon a portion of County Road

Legal Description: Beginning at the intersection where said road is cut off by Interstate I 90, located in the S½ of the S½ of Section 24, Township 2 North, Range 1 East;
Thence North 41 degrees 19' East 272 feet;
Thence North 24 degrees 35' East 493 feet;
Thence North 41 degrees 49' East 1200 feet;

to a point where said road intersects with Old Town Road, located in the NE¼ of the SE¼ of Section 24, Township 2 North, Range 1 East, of M.P.M. of Gallatin County, Montana

STATE OF MONTANA)
) ss
County of Gallatin)

I, Shelley M. Cheney, do hereby certify that I am the qualified and acting County Clerk and Recorder for Gallatin County, State of Montana; that I have examined the petition to which this certificate is attached, and that pursuant to Section 7-14-2601 M.C.A. 1989, it contains the signatures of 12 freeholders in Gallatin County.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of my office at Bozeman, the County Seat of Gallatin County, State of Montana, this 9th day of July 1991, A.D.



Shelley M. Cheney
Clerk and Recorder for
Gallatin County, State
of Montana

By: *Shelley R. Brann* deputy

State of Montana

County of Gallatin

Bozeman



County Road Department
Bridger Station, Box 3025
Bozeman, MT 59772
PHONE: 585-1340

12 June 1991

Don Scoffield
Route 1, Box 246
Three Forks, MT 59752

Dear Don:

Re: Petition to Abandon a County Road

Pursuant to your request, enclosed is the petition for abandonment. You will need to review this petition and then obtain the necessary signatures on page two. Please obtain twelve signatures, including those of any property owners whose property touches the roadway to be abandoned. Be certain that husband and wives sign as individuals.

Once you have obtained all the signatures, return the petition to the road department office. All signatures must be of property owners.

Sincerely,

Gale Thompson
Gale Thompson
Road Office Manager

gt/am
enc.

7-2-91 am
Petition to Shelly
for signature verification.

State of Montana

County of Gallatin

Bozeman



July 30, 1991

To: County Commissioners

From: Viewers

Re: Petition to abandon a county road

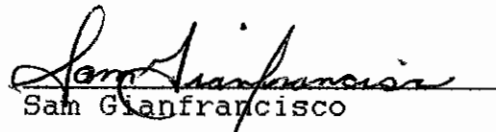
The road is located at Three Forks:

Beginning at the intersection where said road is cut off by Interstate I90, located in the South Half of the South Half of Section 24, Township 2 North, Range 1 East; Thence North 41 degrees 19' East 272 feet; thence North 24 degrees 35' East 493 feet; thence North 41 degrees 49' East 1200 feet; to a point where said road intersects with Old Town Road, located in the NE quarter of the SE quarter of Section 24, Township 2 North, Range 1 East, of M.P.M. of Gallatin County, Montana.

The viewers observed that the road has been cut off by the construction of I 90 and at the present time does not access any structure. It is a dirt road, overgrown by vegetation, not built to county standards, and, if abandoned will revert to one owner. Abandonment of this road will not leave any landowner with no access. It was apparent that this road has had some recent use, but other alternatives are available.

VIEWERS


Deb Berglund


Sam Gianfrancisco

State of Montana

County of Gallatin

Bozeman



Road & Bridge Department
201 W. Tamarack
Bridger Station, Box 3025
Bozeman, MT 59772
Phone: (406) 585-1340

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a "Petition to Abandon Roadway" has been submitted to the Board of County Commissioners of Gallatin County, Montana, for consideration. Petitioners are requesting that a certain roadway located in Gallatin County, be abandoned, said roadway being described as follows:

(Please see attached Petition and map)

NOTICE IS FURTHER GIVEN that said Petition has been scheduled for public hearing before the Board of County Commissioners of Gallatin County on the 13th day of August, 19 91, at the hour of 1:30 p.m., and that public opinion may be heard at that time. All interested parties are encouraged to attend.

DATED this 2nd day of August, 19 91.

GALLATIN COUNTY ROAD DEPARTMENT

By: Anita M. Monroe
ANITA M. MONROE
Office Manager

CERTIFICATE OF MAILING

The undersigned certifies that a copy of the foregoing
Notice of Public Hearing, was mailed postage
paid, first class mail to the following individuals, on the 2nd
day of August, 1991.

Dean & Lyla Schedel
360 Old Town Road
Three Forks, MT 59752

Henry & Judith Hecker
17590 Old Town Road
Three Forks, MT 59752

Donald S. Stocklunger
270 Old Town Road
Three Forks, MT 59752

Cheryl & Jerry Lehr
275 Old Town Road
Three Forks, MT 59752

H.R. & Ellen Robertson
170 Old Town Road
Three Forks, MT 59752

S. John Smith, DVM
223 Railroad Avenue
Three Forks, MT 59752

Don & Patsy Scoffield
Route 1, Box 246
Three Forks, MT 59752

Ronald Stevens, President
Public Land Access Assoc.
P.O. Box 3902
Bozeman, MT 59715

Board of County Commissioners
Gallatin County Courthouse
311 W. Main
Bozeman, MT 59715

GALLATIN COUNTY ROAD DEPARTMENT

By:

Anita M. Monroe

ANITA M. MONROE

Office Manager

POSTED - BD
12/19/91

State of Montana

County of Gallatin

Bozeman



NOTICE TO PETITIONERS & ADJOINING LANDOWNERS

NOTICE IS HEREBY GIVEN that a Petition to abandon a certain roadway located in Gallatin County, Montana, was brought before the Board of County Commissioners of Gallatin County, in a public hearing on the 20th day of August, 1991, at the hour of 1:30 p.m. The matter was presented to the Board of County Commissioners by the Gallatin County Road Department, and the matter was discussed and opened for public comment. The roadway to be abandoned is more particularly described as follows:

Beginning at the intersection where said road is cut off by Interstate 90, located in the S $\frac{1}{2}$ of the S $\frac{1}{2}$ of Section 24, Township 2 North, Range 1 East; Then North 41 degrees 19' East 272 feet; Thence North 24 degrees 35' East 493 feet; Thence North 41 degrees 49' East 1200 feet; to a point where said road intersects with Old Town Road, located in the NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 24, T2N, R1E, of MPM, Gallatin County, Montana.

YOU ARE FURTHER NOTIFIED that as a result of said hearing, the Board of County Commissioners of Gallatin County did approve and grant said petition to abandon the afore-described roadway.

DATED this 21st day of August, 1991.

GALLATIN COUNTY ROAD DEPARTMENT

By: Anita M. Monroe
ANITA M. MONROE
Office Manager

CERTIFICATE OF MAILING

The undersigned certifies that a copy of the foregoing
NOTICE TO PETITIONERS & ADJOINING LANDOWNERS was mailed postage
paid, first class mail to the following individuals, on the 21st
day of August, 19 91.

Dean & Lyla Schedel
360 Old Town Road
Three Forks, MT 59752

Henry & Judith Hecker
17590 Old Town Road
Three Forks, MT 59752

Donald S. Stockluger
270 Old Town Road
Three Forks, MT 59752

Cheryl & Jerry Lehr
275 Old Town Road
Three Forks, MT 59752

H.R. & Ellen Robertson
170 Old Town Road
Three Forks, MT 59752

S. John Smith, DVM
223 Railroad Avenue
Three Forks, MT 59752

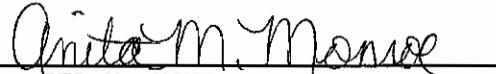
Don & Patsy Scoffield
Route 1, Box 246
Three Forks, MT 59752

Ronald Stevens, President
Public Land Access Assoc.
P.O. Box 3902
Bozeman, MT 59715

Board of County Commissioners
Gallatin County Courthouse
311 W. Main
Bozeman, MT 59715

GALLATIN COUNTY ROAD DEPARTMENT

By:


ANITA M. MONROE
Office Manager

Bozeman Daily Chronicle

Wednesday, August 14, 1991

9

Public comment period on road abandonment extended

County residents will have an extra week to comment on a proposal to abandon an unnamed dirt road which runs parallel to the old Milwaukee Railroad right-of-way.

Gallatin County commissioners decided to continue the hearing on the abandonment until their next Tuesday meeting in part because of public confusion about which road was under consideration, said Anita Monroe, office manager for the Gallatin County Road Office.

The proposed abandonment is for a 1,965-foot-long road — already cut off by I-90 — which runs northeast along the railroad right-of-way until it intersects with Old Town Road. It is not the Old Town Road itself, as was erroneously publicized.

Landowners along the road want it abandoned because of public abuse of the road, Monroe said.

WARRANTY DEED

FILM 10 PAGE 558

REVENUE STAMPS

For Value Received
Thelma D. Multz a/k/a Thelma Dunbar Multz, 275 Old Town Road, Three Forks, Montana 59752

the grantor , does hereby grant, bargain, sell, convey and confirm unto
Jerry E. Lehr and Cheryl M. Lehr, 275 Old Town Road, Three Forks
Montana 59752

the grantees, the following described premises, in Gallatin County, Montana,
to wit:

Block 25, Old Town Three Forks, except that portion lying north and east
of the county road, and lying south and east of the Chicago, Milwaukee,
St. Paul and Pacific Railway Company, which is situated in the NE 1/4 of
Section 24, Township 2 North, Range 1 East, M.P.M., Gallatin County,
Montana.

Lots 11, 25, 26, 27 and 28 in Block 28;

The SE 1/4, south of the right of way, including vacated streets and alleys,
less Lots 1 through 4 inclusive in Block 41; part Lots 1 through 6
inclusive in Block 46, all in Section 24, Township 2 North, Range 1 East,
M.P.M., containing 26.5 acres more or less;

Lots 1 through 10, inclusive, Lots 23, 24 and Lots 29 through 32 inclusive
in Block 28;

Lot 6 in Block 46;

Lots 1, 2, 3 and 4 in Block 41

All situate in Old Town, Three Forks, Montana, all according to the official
plat thereof on file and of record in the office of the County Clerk and
Recorder, Gallatin County, Montana.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s ,
their heirs and assigns forever, And the said Grantor does hereby covenant to and
with the said Grantee s, that she is the owner in fee simple of said premises; that they are free
from all incumbrances

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: November 23, 1988

Thelma D. Multz
THELMA D. MULTZ

192637

INDEXED
PLATTED

STATE OF MONTANA, COUNTY OF Gallatin
On this 23 day of Nov, 1988,
before me, a notary public in and for said State, personally
appeared
THELMA D. MULTZ

known to me to be the person
subscribed to the within instrument and acknowledged to
me that she

John Jewett
Notary Public for the State of Montana
Residing at Willow Creek, Montana
My commission expires Oct 24, 1989



STATE OF MONTANA, COUNTY OF Gallatin
I hereby certify that this instrument was filed for record at
the request of

at ~~XXXXXXXXXX~~ 1:07 o'clock P m.,
this 9th day of December
19 88, in my office, and duly recorded in Book 104
of Deeds at page 558

Gerald R. Wins
County Clerk and Recorder

By *Sandra H. Hammond*
Deputy

Fees \$ 5.00
Mall to: American Land Title

ATC IK

STATE OF MONTANA

82570

INDEXED
PLATTED

FILM 6 PAGE 120

County of Gallatin ss.
Filed for record this 16 day of December 19 69 at 12:30 P.M. and
Recorded in Book 6 of Deeds on Page 120 of the Records of County of Gallatin
State of Montana CARL L. STUCKY Clerk and Recorder By *L. A. Maxwell*
No. 14 - QUIT CLAIM DEED. \$2. Rt: Landon, Gary & Olson STATE PUBLISHER CO., HELENA, MONT.

THIS INDENTURE, Made the 24th day of November in the year of our
Lord one thousand nine hundred and sixty-nine between
HERBERT DUNBAR RANCHES & DEVELOPMENT CO., a Montana corporation with
its principal office at Three Forks, Montana,
the part X of the first part
and THELMA DUNBAR MULTZ, a married woman in her own right, of Three
Forks, Montana,

the part Y of the SECOND PART.
WITNESSETH: That the said part Y of the FIRST PART for and in consideration of
the sum of Ten Dollars (\$10.00) and other valuable consideration (to be
to it in hand paid by the said
part X of the SECOND PART, receipt of which is hereby acknowledged; do hereby convey,
release, release and forever quitclaim unto the said part Y of the second part, and to her
heirs, and assigns, all right, title and interest in and to the following described real estate, situated in the
County of Gallatin

and State of Montana, to-wit: The Southeast Quarter South of the right-of-way, including
vacated streets and alleys, less Lots 1 - 4, inclusive, in Block 41; Part of Lots
1 - 6, inclusive, in Block 46, all in Section 24, Township 2 North, Range 1 East, M.P.M.,
containing 26.5 acres, more or less; Also, the South Half of the Northwest Quarter,
less right-of-way, and the Southwest Quarter of the Northeast Quarter and the North-
west Quarter of the Southeast Quarter West of the Madison River in Section 19, Township
2 North, Range 1 East, M.P.M., containing 110 acres, more or less; Also, Lots
1 - 10, inclusive, 23, 24, and 29 - 32 inclusive, in Block 28, and Lots 18, 19 and
20 in Block 29, all of said lots and blocks being situate in the Old Town of Three
Forks, Montana.

together with all the improvements, hereditaments, and appurtenances thereto belonging, and the reversion
and remainder, remainder and remainder, rents, issues and profits thereof; and also all the estate, right,
title, interest, power, possession, claim and demand whatsoever
in law or in equity, of the said part X of the first part, of, in or to the said premises and
every part and parcel thereof

TO HAVE AND TO HOLD, all and singular the said premises, with the appurtenances

to the said part Y of the second part, her heirs and assigns forever

IN WITNESS WHEREOF, the said part X of the first part has hereunto set
its hand and seal the day and year first above written,
Signed, sealed and Delivered to the Recorder.

HERBERT DUNBAR RANCHES & DEVELOPMENT CO. (Seal)

Attest: *L. A. Maxwell* Secretary, STATE OF MONTANA
Herbert Dunbar President.

County of Gallatin
before me *H. B. Latham* a Notary Public for the
State of Montana, personally appeared THELMA DUNBAR MULTZ & IORNA MCCORMICK,

known to me to be the President and Secretary, respectively, of Herbert Dunbar Ranches
& Development Co., a Montana corporation, and known to me

to be the person whose name is set subscribed to the within instrument, and acknowledged
to me that they executed the same for and on behalf of said Corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal
the day and year in this certificate first above written.

H. B. Latham
Notary Public for the State of Montana.

Residing at *Bozeman*, Montana. My Commission expires *October 20* 19 *72*.

STATE OF MONTANA.

County of GALLATIN

225587

INDEXED
FILED

Filed for record this 1st day of APRIL 1931 at 1:35 o'clock P.M. and
Recorded in Book 115 of Deeds on Page 1730 of the Records of County of Gallatin
State of Montana. Skelly M. Cherry, Clerk and Recorder By [Signature]

No. 82 - WARRANTY DEED TO JOINT TENANTS, WITH RIGHT OF SURVIVORSHIP.

This Indenture, Made the 1st day of April
A. D. one thousand nine hundred and 91 BETWEEN
Edith L. Olson and Lyla E. Schedel

of Three Forks, Montana PARTIES of the FIRST PART
and Dean A. Schedel and Lyla E. Schedel, husband and wife, as joint tenants
with right of survivorship and not as tenants in common
at 360 Old Town Rd.

of Three Forks, Montana the PARTIES of the SECOND PART;

WITNESSETH, that the said PARTIES of the FIRST PART, for and in consideration of
the sum of Ten dollars and other valuable consideration Dollars (\$10.00)
lawful money of the United States of America to in hand paid by said PARTIES of the SEC-
OND PART, the receipt whereof is hereby acknowledged, do by these presents grant, bargain,
sell, convey, warrant and confirm unto the said PARTIES of the SECOND PART, AS JOINT
TENANTS AND TO THE SURVIVOR OF SAID NAMED JOINT TENANTS,
(and not as tenants in common) and to heirs and assigns of such survivor forever, the hereinafter
described real estate situated in the

County of Gallatin and State of Montana, to-wit:
All of Block Fifteen (15), Sixteen (16), Seventeen (17), Eighteen (18),
Nineteen (19), Twenty (20), Twenty-one (21), Twenty-two (22), Twenty-three (23),
and lots Six (6), through Twenty (20), inclusive in Block Twenty-four (24),
and all the foregoing lands being in the Old Town of Three Forks, Montana,
according to the Official Plat thereof on file of Record in the Office
of the County Clerk and Recorder of Gallatin County, Montana.

INSTRUMENT OF POOR
PHOTOGRAPHIC QUALITY

TOGETHER, with all and singular the hereinbefore described premises, all tenements, hereditaments, and appurtenances thereto belonging
or in anywise appertaining, and the reversion and remainders, rents, issues, and profits thereof; and also all the estate,
right, title, interest, right of dower and right of homestead, possession, claim and demand whatsoever, as well in law as in equity, of the said
PART of the FIRST PART, of, in or to the said premises, and every part and parcel thereof, with the appurtenances thereto belonging,
TO HAVE AND TO HOLD, all and singular the above mentioned and described premises unto the said PARTIES of the SECOND PART,
as joint tenants with right of survivorship (and not as tenants in common) and to the heirs and assigns of the survivor of said named joint
tenants forever.

And the said PART of the FIRST PART, and heirs, do hereby covenant that they will forever WARRANT
and DEFEND all right, title and interest in and to the said premises and the quiet and peaceable possession thereof, unto the said
PARTIES of the SECOND PART, as joint tenants with right of survivorship (and not as tenants in common) and to the heirs and assigns of
the survivor of said named joint tenants, against all acts and deeds of the said PART of the FIRST PART, and all and every person and
persons whomsoever lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said PARTIES of the FIRST PART have here-
unto set their hands and seals the day and year first hereinbefore written.

Signed, Sealed and Delivered in
the presence of

[Signatures of Edith L. Olson and Lyla E. Schedel] (SEAL)
[Signature] (SEAL)
[Signature] (SEAL)
[Signature] (SEAL)

STATE OF MONTANA,
County of Gallatin } ss.
On this 1st day of April, 1931, in the year nineteen hundred and
ninety one before me, Karen D. [Signature], a Notary Public
for the State of Montana, personally appeared Edith L. Olson and
Lyla E. Schedel

known to me
(or proved to me on oath of
to be the persons whose names were subscribed to the within instrument and admitting
that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
Seal the day and year first above written.

Notary Public for the State of Montana
Residing at [Address]
My Commission expires [Date]



PLATTED

ss. 71740

FILM 55 PAGE 784

County of Gallatin
Filed for record this 27 day of February 1980 at 1:35 o'clock P. M., and
Recorded in Book 55 of Deeds on Page 784 of the Records of County of Gallatin
State of Montana. Lucille C. Bridges, Clerk and Recorder By *Lucille C. Bridges*
No. 82 - WARRANTY DEED TO JOINT TENANTS, WITH RIGHT OF SURVIVORSHIP. STATE PUBLISHING CO., BELLEVUE, MONT.

This Indenture, Made the 25th day of February
A. D. one thousand nine hundred and eighty *Edith L. Olson* BETWEEN

of Three Forks, Montana PARTY of the FIRST PART
and Edith L. Olson and Judith A. Hecker, mother and daughter, as joint tenants
with right of survivorship and not as tenants in common

of Three Forks, Montana the PARTIES of the SECOND PART;
WITNESSETH, that the said PARTY of the FIRST PART, for and in consideration of
the sum of Ten dollars and other valuable considerations Dollars (\$10.00(0V9)
lawful money of the United States of America to in hand paid by said PARTIES of the SEC-
OND PART, the receipt whereof is hereby acknowledged, do by these presents grant, bargain,
sell, convey, warrant and confirm unto the said PARTIES of the SECOND PART, AS JOINT
TENANTS AND TO THE SURVIVOR OF SAID NAMED JOINT TENANTS,
(and not as tenants in common) and to heirs and assigns of such survivor forever, the hereinafter
described real estate situated in the ~~County of Gallatin~~

County of Gallatin, and State of Montana, to-wit:
All of lots Six(6) through Fifteen(15) inclusive in block Thirty(30).
All of the foregoing lands being in the Old Town of Three Forks, Montana
according to the Official Plat thereof on file in the Office of the
Clerk and Records of Gallatin County, Montana

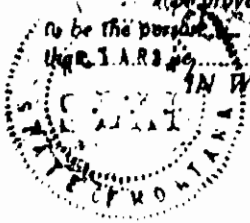
TOGETHER, with all and singular the hereinbefore described premises, all tenements, hereditaments, and appurtenances thereto belonging
or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof, and also all the estate,
right, title, interest, right of dower and right of homestead, possession, claim and demand whatsoever, as well in law as in equity, of the said
PART of the FIRST PART, of, in or to the said premises, and every part and parcel thereof, with the appurtenances thereto belonging,
TO HAVE AND TO HOLD, all and singular the above mentioned and described premises unto the said PARTIES of the SECOND PART,
as joint tenants with right of survivorship (and not as tenants in common) and to the heirs and assigns of the survivor of said named joint
tenants forever
And the said PART of the FIRST PART, and heirs, do hereby covenant that they will forever WARRANT
and DEFEND all right, title and interest in and to the said premises and the quiet and peaceable possession thereof, unto the said
PARTIES of the SECOND PART, as joint tenants with right of survivorship (and not as tenants in common) and to the heirs and assigns of
the survivor of said named joint tenants, against all acts and deeds of the said PART of the FIRST PART, and all and every person and
persons whomsoever lawfully claiming or to claim the same

IN WITNESS WHEREOF, the said PART of the FIRST PART ha here-
unto set hand and seal the day and year first hereinbefore written.

Signed, Sealed and Delivered in
the presence of
Edith L. Olson (SEAL)
Judith A. Hecker (SEAL)
Edith L. Olson (SEAL)
Judith A. Hecker (SEAL)

STATE OF MONTANA,
County of Gallatin
On this 27th day of February in the year nineteen hundred and
eighty before me Lois Chaney, a Notary Public
for the State of Montana, personally appeared Edith L. Olson

known to me
I do hereby certify that those named above subscribed to the within instrument and acknowledged to me
to be the persons whose names are subscribed to the within instrument and acknowledged to me
executed the same.



IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial
Seal the day and year first above written.
Lois Chaney
Notary Public for the State of Montana.
Residing at Belgrade
My Commission expires 5-20 1980

PLATED

71739

55 FILE 783

County of Gallatin

Filed for record this 27 day of February 1980 at 1:30 o'clock P.M. and
Recorded in Book 55 of Deeds on Page 783 of the Records of County of Gallatin
State of Montana. Lucille A. Bridges, Clerk and Recorder By *Lucille A. Bridges*

No. 62 - WARRANTY DEED TO JOINT TENANTS, WITH RIGHT OF SURVIVORSHIP. STATE OF MONTANA CO., SELERA, 0007.

This Indenture, Made the 25th day of February
A. D. one thousand nine hundred and eighty BETWEEN
Edith L. Olson

of Three Forks, Montana PART 1 of the FIRST PART
and Dean A. Schedel and Lyla E. Schedel, husband and wife, as joint tenants
with right of survivorship and not as tenants in common

of Three Forks, Montana the PARTIES of the SECOND PART;

WITNESSETH, that the said PART 1 of the FIRST PART, for and in consideration of
the sum of Ten dollars and other valuable considerations Dollars (\$10.00(00))
lawful money of the United States of America to in hand paid by said PARTIES of the SEC-
OND PART, the receipt whereof is hereby acknowledged, do by these presents grant, bargain,
sell, convey, warrant and confirm unto the said PARTIES of the SECOND PART, AS JOINT
TENANTS AND TO THE SURVIVOR OF SAID NAMED JOINT TENANTS,
(and not as tenants in common) and to heirs and assigns of such survivor forever, the hereinafter
described real estate situated in the ~~County of Gallatin~~
County of Gallatin, and State of Montana, to-wit:

All of lots One(1), Two(2), Three(3), Four(4), Five(5), in Block
Twenty-four(24) of the original Plat of the Town of Three Forks
(also known as "Old Town." Together with all personal property
stored or located therein or thereon.

TOGETHER, with all and singular the hereinbefore described premises, all tenements, hereditaments, and appurtenances thereto belonging
or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof; and also all the estate,
right, title, interest, right of dower and right of homestead, possession, claim and demand whatsoever, as well in law as in equity, of the said
PART 1 of the FIRST PART, of, in or to the said premises, and every part and parcel thereof, with the appurtenances thereto belonging,
TO HAVE AND TO HOLD, all and singular the above mentioned and described premises unto the said PARTIES of the SECOND PART,
as joint tenants with right of survivorship (and not as tenants in common) and to the heirs and assigns of the survivor of said named joint
tenants forever
And the said PART 1 of the FIRST PART, and their heirs, do hereby covenant that they will forever WARRANT
and OBFEND all right, title and interest in and to the said premises and the quiet and peaceable possession thereof, unto the said
PARTIES of the SECOND PART, as joint tenants with right of survivorship (and not as tenants in common) and to the heirs and assigns of
the survivor of said named joint tenants, against all acts and deeds of the said PART 1 of the FIRST PART, and all and every person and
persons whomsoever lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said PART 1 of the FIRST PART ha here-
unto set hand and seal the day and year first hereinbefore written.

Signed, Sealed and Delivered in
the presence of
Edith L. Olson (SEAL)

(SEAL)

STATE OF MONTANA,
County of Gallatin } ss.
On this 27th day of February in the year nineteen hundred and
eighty before me Lois Chaney, a Notary Public
for the State of Montana, personally appeared Edith L. Olson

known to me
(or proved to my knowledge of)
to be the person whose name subscribed to the within instrument and acknowledged to me
that s. he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial
Seal the day and year first above written.
Lois Chaney
Notary Public for the State of Montana.
Residing at Belgrade
My Commission expires 5-20 19 80

R/W 7558

FILM 18 PAGE 1592

RIGHT-OF-WAY EASEMENT

The Undersigned Grantor (and each and all of them if more than one) for and in consideration of SEVENTY-FIVE and NO/100 dollars (\$75.00) in hand paid by the Grantee, the receipt whereof is hereby acknowledged, hereby grants, bargains and conveys unto The Mountain States Telephone and Telegraph Company, a Colorado corporation, 931 14th Street, Denver, Colorado, 80202, Grantee, its successors, assigns, lessees, licensees and agents a Right-of-Way Easement and the right to construct, operate, maintain and remove such communication and other facilities, from time to time, as said Grantee may require upon, over, under and across the following described land which the Grantor owns or in which the Grantor has any interest, to wit: A strip of land 20' in width, 10' on either side of a centerline across the S 1/2 SE 1/4, Section 24, T.2N., R.1E., P.M.M.

Said centerline is described as follows: Beginning at a point on the East boundary of section 24, located 10' North of the SE corner of said section 24, the line bears West a distance of 84' to the actual point of beginning. From said point of beginning, the line extends West, parallel to the South boundary of section 24, a distance of 1154'; thence, Northwesterly, 10' North of and parallel to the North boundary of Interstate Highway I-90, a distance of 427' to the point of termination.

situate in County of Gallatin, State of Montana TOGETHER with the right of ingress and egress over and across the lands of the Grantor to and from the above-described property, the right to clear and keep cleared all trees and other obstructions as may be necessary and the right to permit other utility companies to use the right of way jointly with Grantee for their utility purposes. RMA J.D.M.

The Grantor reserves the right to occupy, use, and cultivate said property for all purposes not inconsistent with the rights herein granted.

Signed and delivered this 20th day of April, A. D., 1973

At Helena, Montana, William Decker, Notary Public

(Add below a form of acknowledgment appropriate for the state in which the right-of-way is located and for the party who is granting the right-of-way, see I.M. 172, Sec. 5 for proper form.)

State of MONTANA ss. County of GALLATIN

On this 20th day of APRIL, 1973, before me, the undersigned, a Notary Public in and for the State of MONTANA personally appeared WILLIAM DECKER, known to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that s/he executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

Richard M. Remington Notary Public for the State of MONTANA Residing at Helena My Commission Expires APRIL 9, 1974

This space for recording information

INDEXED PLATTED

State of Mont., County of Gallatin, as Filed for record May 4, 1973 at 8:40 A. M., and recorded in Book 18 of MISCELLANEOUS page 1592 CARL L. STUCKY Recorder. By Jennie A. Bridges Deputy \$2.00 pd. Rt: Box 1716: Helena

#645

BOEHRD...
BOARD OF...
...
...
...

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 road lying in the North $\frac{1}{2}$ of Section 25, Township 2 North, Range 1 East and more particularly described as follows:

Beginning at point where this road known as #324 intersect with highway number 10, thence North 32 degrees 21' East, 305', thence North 41 degrees 49' East for a distance of 2010' more or less to the point where interstate highway number 90 crosses County Road in Section 25, Township 2 North, Range 1 East.

Total distance 2315'

Section of road to be abandoned shown on attached plat in red.

NAMES OF PETITIONERS

DESCRIPTION OF LAND OWNED BY PETITIONERS

<u>NAMES OF PETITIONERS</u>	<u>DESCRIPTION OF LAND OWNED BY PETITIONERS</u>
<u>Tommy J. Lurkie, ^{Chair} Police</u>	<u>215 1st ave E. Three Four</u>
<u>Don F. Sheffield</u>	<u>2N 1E sec 24</u>
<u>Howard M. Lee</u>	<u>2N 1E Sec. 25</u>
<u>Herbert Nunan Rancher, ^{all} _{with}</u>	<u>Sec. 24 T2N; R1E - (of 3 sec)</u>
<u>Robert J. Heber</u>	<u>Block 54 - Lot 5-6-7-8</u>
<u>Charles H. Roman</u>	<u>Sec 24 T2N R1E</u>
<u>Nellie Thomas</u>	<u>Sec. 24 T 2N R 1E</u>
<u>Martha Stockburger</u>	<u>sec 26 T 2N R 1E</u>
<u>County Clerk James H. Scott</u>	<u>2N 1E Sec. 25</u>
<u>Carl S. McLean - dead in</u>	<u>2N 1E Sec 25</u>
<u>Heirs of mortgage to Sec. 25</u>	<u>Lot 10 Block 56</u>

Petition # 645
Rec 9-4-68

VIEWER'S REPORT

I, Earl R. Best, and County Commissioner, C. L. Pasha acting as a Board of Viewers do hereby make the following recommendations on Petition #645.

We hereby recommend to abandon as a public hiway a road lying in the north $\frac{1}{2}$ of section 25, township 2 north, range 1 east and more particularly described in Petition #645.

This abandonment does not abandon the easement rights of the railroad or public utilities.

Dated this 14th day of May, 1969.

Earl R. Best

C. L. Pasha

Petition for Road.

To The Hon. Board of County Commissioners, of Gallatin County, Mont.:

THE UNDERSIGNED, Your petitioners, Citizens of the United States, respectfully show and represent that they are residents of and freeholders in Road District No. ~~ELEVEN~~, in the County of Gallatin, State of Montana, and taxable therein for road purposes, where the road, hereinafter petitioned for, is to be located, laid out and established, if this petition be granted; that the proposed road is a public convenience, and, we think, the public good requires it.

Your petitioners do respectfully ask and petition that a County Road, ~~SIXTY~~ feet in width, to be a public highway, to be laid out, located and established.

And show

- (a) The general route of the proposed road.
- (b) Over what lands it is proposed to be established. Milwaukee Land Company holdings
- (c) Who are the owners thereof. " " " "
- (d) Whether such of them as can be found, consent thereto. They do
- (e) Who of them do not consent.
- (f) The probable cost of such right-of-way where such consent is not had.
- (g) The necessity for and advantages of the proposed road as follows, to-wit:

(A) Beginning on northeast corner of Sec. 35 running west on the north line of sec. 35 to its intersection with the right of way the C.M. & P.S. Ry., thence in a southwesterly direction, parallel with, and on the east side of the C.M. & P.S. Ry. right-of-way to an intersection with the county road on the line between section 34 and 35.

(G) To give more easy and quicker access to Three Forks of those settlers along the Jefferson river and adjacent territory.

Wm. H. Buttelman
 Ed. Lane
 Michael Stone
 Mr. James Lane
 Pat Hansbery
 Thomas Moore
 Gustav
 John J. Gallagher
 H. W. G. Deuch
 Thos. Lane
 Com. Lane
 J. P. Corbett
 J. R. Nesface
 Dick Olson
 James Murphy
 Martin Flynn

L. E. Adams
 H. B. Nelson

B. A. Ellison

W. H. Crowley

John Hansbire

Thos J Lane

Al Mac Lane

Wm Cofer

Boyd Co

H. D. Co

A. Moore

J. H. R. R. R.

Brown & Bartland

Est Street

Wm Fairport

C. E. Shubert

W. H. Powell

H. L. Powell

A. G. F. E.

A. R. Candler

J. P. Ross

J. Minapue

Pat. of Minapue

W. S. Downing

NAMES

1.....

2.....

3.....

4.....

5.....

NAMES

6.....

7.....

8.....

9.....

10.....

No. 324

Road Petition

Petitioner. Pat. Lane et al

Filed ... 1.4.1909

W. E. Brandenberg