

ROAD PETITION 754

PEARL Drive
EASEMENT VARIENCE
APPROVED 10-6-93

Book 42 PAGE 561

LAW OFFICES OF
LANDOE, BROWN, PLANALP & BRAAKSMA, P.C.
POST OFFICE BOX ONE
27 NORTH TRACY
BOZEMAN, MONTANA 59711-0001

CALVIN L. BRAAKSMA
GENE I. BROWN
HJALMAR B. LANDOE (1907-1990)
J. ROBERT PLANALP
STEVE REIDA
JOHN H. TARLOW

TELEPHONE (406) 586-4351
FAX (406) 586-7877

OF COUNSEL
JOSEPH B. GARY

September 17, 1992

Ms. Shelley Cheney
Gallatin County Clerk and Recorder
311 West Main Street
Bozeman, MT 59715

**RE: Petition of Debra Aldworth Concerning the Width of the
County Right of Way for and Adjacent to Pearl Drive in
Churchill, Gallatin County, Montana**

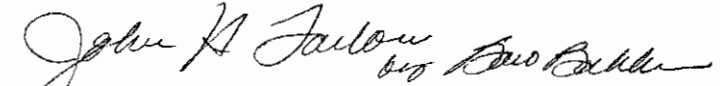
Dear Ms. Cheney:

Here is the original Petition of Debra Aldworth concerning the width of the county right of way for and adjacent to Pearl Drive in the community of Churchill in Gallatin County, Montana. I am filing it with your office pursuant to Section 4 of the Gallatin County Road Abandonment Procedures. According to those procedures, I understand that you will review the Petition and present it to the Board of County Commissioners for their investigation.

I have sent a copy of this Petition to the Road Department as required by paragraph 4A of the Gallatin County Road Abandonment Procedures. I have also sent a copy to Mary Kay Peck, the County Commissioners, and Mike Salvagni so that they will be up to date on the status of this matter.

If you have any questions or comments concerning this Petition, would you kindly contact my office immediately.

Very truly yours,


John H. Tarlow

JHT/bjb

Enclosure

1 John H. Tarlow
2 LANDOE, BROWN, PLANALP
3 & BRAAKSMA, P.C.
4 P.O. Box One
Bozeman, MT 59771-0001
(406) 586-4351

5 ATTORNEYS FOR PETITIONER DEBRA ALDWORTH

6
7 IN THE MATTER OF THE PETITION)
8 OF DEBRA ALDWORTH CONCERNING THE)
9 WIDTH OF THE COUNTY RIGHT-OF-WAY FOR) PETITION
10 AND ADJACENT TO PEARL DRIVE)
11 (A DEDICATED COUNTY ROAD)
LOCATED IN THE DYKSTERHOUSE SUBDIVISION)
IN THE COMMUNITY OF CHURCHILL)
IN GALLATIN COUNTY, MONTANA))

12
13 The Petitioner, Debra Aldworth, petitions and requests the
14 Board of County Commissioners of the County of Gallatin, State of
15 Montana, to reduce the width of the county right-of-way for and
16 adjacent to Pearl Drive (a dedicated county road located in the
17 Dyksterhouse Subdivision in the community of Churchill, Gallatin
18 County, Montana). The Petitioner (referred to in this Petition as
19 "Ms. Aldworth") submits the following in support of her request.

20 BACKGROUND

21 Ms. Aldworth purchased a home located at 6251 Pearl Drive in
22 Churchill, Montana in 1975. The real property is also identified
23 as Lot 7 in the Dyksterhouse Subdivision.

24 In June, 1992, Ms. Aldworth entered into a purchase and sale
25 agreement to sell the home. Shortly thereafter, she discovered
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1 that the garage located on the property encroached on the right-
2 of-way for and adjacent to Pearl Drive.¹

3 There are four documents which are attached to this Petition
4 which show the location of the property involved, the subdivision
5 where the property is located, the right-of-way and the
6 encroachment by the Aldworth buildings. The documents are attached
7 to this Petition. They are:

- 8 Exhibit 1 - The Survey of the Dyksterhouse Subdivision;
9 Exhibit 2 - The Site Plan for Lot #7 of the Dyksterhouse
10 Subdivision (the Aldworth Property);
11 Exhibit 3 - A Detail of the Site Plan for Lot #7 of the
12 Dyksterhouse Subdivision (the Aldworth
13 Property); and
14 Exhibit 4 - A Diagram generally showing the requested
15 modification of the right-of-way.

16 PROCEDURAL BACKGROUND

17 Pursuant to instructions from the County Attorney, this
18 Petition is made according to the procedural requirements of Mont.
19 Code Ann. §7-14-2601 and, more specifically, the Gallatin County
20 Road Abandonment Procedures. The following paragraphs will
21 describe those requirements and how the requirements have been met
22 by the Petitioner. The "sections" referred to below are from the
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24

25 ¹ A second building on the Aldworth property also appears
26 to encroach on the County right-of-way. This building is a
27 small storage shed located in the northern corner of the
28 property and is shown on Exhibits 2 and 4. The storage shed
will not encroach if the requested modification of the right-
of-way is granted. Moreover, the storage shed is not on a
foundation and can be moved if required.

1 Gallatin County Road Abandonment Procedures which, for the purposes
2 of this Petition, is abbreviated as the "GCAP".

3 Section 3, Paragraph A.

4 **The GCAP requires:**

5 For the board to consider the abandonment of a county
6 road a petition signed by 10 or a majority of freeholders
7 of the road district must be presented to the board.

8 **Petitioner's response:**

9 The last page of this Petition has the signatures of ten
10 freeholders of the road district. The ten persons are
11 all owners of real property near or adjacent to the
12 property of the Petitioner.

13 Section 3, Paragraph B.

14 **The GCAP requires:**

15 It is the responsibility of the petitioners to prepare
16 the petition and to obtain the information required to
17 be included in the petition.

18 **Petitioner's response:**

19 This Petition is intended to meet this requirement.

20 Section 3, Paragraph C. Subsections (1) - (9).

21 This section sets forth the information to be included in the
22 Petition.

23 **The GCAP requires:**

24 3, C, (1) The particular road or roads to be abandoned. The
25 Petition shall include a map showing the road.

26 **Petitioner's Response:**

27 No road is to be abandoned. The particular road involved in
28 the modification of the right-of-way is Pearl Drive in
Churchill, Gallatin County, Montana. A map of the part of
Pearl Drive which is involved in the request of the

1 modification of the right-of-way is found at Exhibit 1 of this
2 Petition.

3 **The GCAP requires:**

4 3, C, (2) [a description of] the general route of the road.

5 **Petitioner's Response:**

6 The general route of Pearl Drive is that the road begins at
7 an intersection with Godfrey Canyon Road in Churchill, Montana
8 and proceeds in a Northeasterly direction for approximately
9 three-quarters of a mile at which point it terminates in a
10 cul-de-sac.

11 **The GCAP requires:**

12 3, C, (3) A description of the lands immediately adjacent to
13 the road.

14 **Petitioner's Response:**

15 The land immediately adjacent to the road has, for the most
16 part, been subdivided into residential lots which are part of
17 the Dyksterhouse Subdivision. One part of the land
18 immediately adjacent to Pearl Drive, that land which is on
19 the Northwest side of the Northeasterly one-third of Pearl
20 Drive, is undeveloped land owned by Carl and Harold
21 Vandermolen and is not part of the Dyksterhouse Subdivision.

22 **The GCAP Requires:**

23 4, C, (4) The names of the owners of the lands immediately
adjacent to the road.

24 **Petitioner's Responses:**

25 The names of the owners of the lands immediately adjacent to
26 this area of Pearl Drive are as follows:

- 27 1. Harold Vandermolen
28 2. Henry Kimm

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- 3. Marla J. Kimm
- 4. Donald M. Sander
- 5. Nancy L. Sander
- 6. Robert D. Ungersma
- 7. Patricia A. Ungersma
- 8. Larry Addink
- 9. Sharidee Addink
- 10. Jacob R. Cok
- 11. Nell A. Cok
- 12. Carl Vandermolen

The GCAP Requires:

3, C,(5) A statement as to whether the owners of the land immediately adjacent to the road consent to the abandonment.

Petitioner's Response:

All of the adjacent landowners consent to the modification.

The GCAP Requires:

3, C,(6) If the owner of the land immediately adjacent to the road cannot be found, a statement of the efforts made to locate the owner.

Petitioner's Response:

Not applicable.

The GCAP Requires:

3, C,(7) Information about other landowners, including the location of the land and identity of the owners, who could be affected by the abandonment. For example, this could include a landowner who is known to regularly use the road to get to property which is not immediately adjacent to the road.

Petitioner's Response:

Because there is no abandonment proposed, Petitioner knows of no landowners who could be affected in this way. Further, Petitioner knows of no landowners who will be affected in any manner by the proposed right-of-way modification.

The GCAP Requires:

3, A.(8) The necessity for and advantage of the abandonment of the road.

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Petitioner's Response:

The Petitioner seeks a modification of the existing right-of-way, not an abandonment. The Petitioner requests the modification so that infringement identified in this Petition may be corrected and that the home infringing on the right-of-way may be sold.

The GCAP Requires:

3, A, (9) The name and mailing address of the petitioners and a description of the property owned by the petitioners in the road district

Petitioner's Response

The name's and addresses of the co-signors of this petition are as follows²:

- 1. Harold Vandermolen
6045 Shady Rest
Manhattan, MT 59741
- 2. Henry Kimm
6140 Pearl Drive
Manhattan, MT 59741
- 3. Marla J. Kimm
6140 Pearl Drive
Manhattan, MT 59741
- 4. Donald M. Sander
6950 DeVille Drive
Manhattan, MT 59741
- 5. Nancy L. Sander
6950 DeVille Drive
Manhattan, MT 59741

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² Counsel for the Petitioner, Debra Aldworth, has treated this petition as filed solely by Ms. Aldworth with the consent of the property owners listed in the Petition. This procedure varies somewhat from the Gallatin County Road Abandonment Procedure which contemplates that all of the adjacent property owners will be petitioners. The reason for proceeding in this manner is that this petition is for a modification of a right-of-way which only involves Ms. Aldworth, rather than an abandonment procedure which would necessarily affect all adjacent property owners.

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- 6. Robert D. Ungersma
6041 Pearl Drive
Manhattan, MT 59741
- 7. Patricia A. Ungersma
6041 Pearl Drive
Manhattan, MT 59741
- 8. Larry Addink
6145 Pleasant Drive
Manhattan, MT 59741
- 9. Sharidee Addink
6145 Pleasant Drive
Manhattan, MT 59741
- 10. Jacob R. Cok
8685 Churchill Road
Manhattan, MT 59741
- 11. Nell A. Cok
8685 Churchill Road
Manhattan, MT 59741
- 12. Carl Vandermolen
56 Park Plaza
Bozeman, MT 59715

*204 W. Cascade
Bozeman*

REQUESTED ACTION

Ms. Aldworth requests that the Board of Commissioners modify the Pearl Drive right-of-way, pursuant to its authority granted under Mont. Code Ann. §7-14-2112, so that the right-of-way is FIFTEEN (15) feet narrower than the existing right-of-way beginning at the Southwest corner of the Aldworth property which is marked as Point A on Exhibit 4 and ending at the Northwest corner of the Aldworth property which is marked as Point B on Exhibit 4. Ms. Aldworth has ordered a detailed survey of the area included in the requested modification and this survey will contain precise locations of the points and measurements of the distances which are described in general on Exhibit 4.

1 4. Gain the approval, as required, of the Gallatin County
2 Planning officials concerning the modification of the right-of-
3 way to the extent that the modification is deemed to create a
4 change in the status of the existing subdivision.

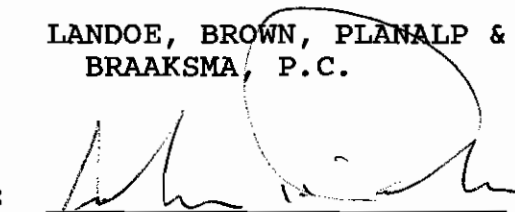
5 CONCLUSION


6 Ms. Aldworth requests that the Board of County Commissioners
7 modify the Pearl Drive right-of-way in the manner set forth above.
8 Ms. Aldworth will provide any additional materials or information
9 to the Board of the County Commissioners that the Board may
10 request.

11 Respectfully submitted this 17 day of September, 1992.

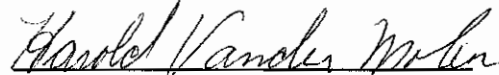
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13 LANDOE, BROWN, PLANALP &
14 BRAAKSMA, P.C.

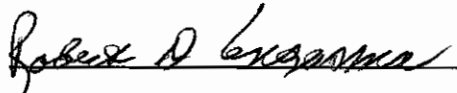
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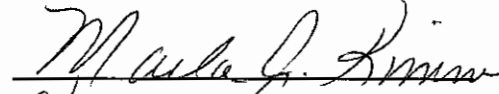
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17 John H. Tarlow
18 Attorney for Petitioner
19 Debra Aldworth

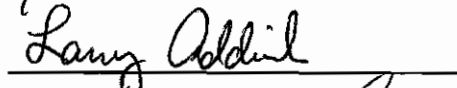
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21 Debra Aldworth, Petitioner

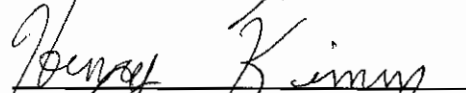
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23 Carl Vanda Molen

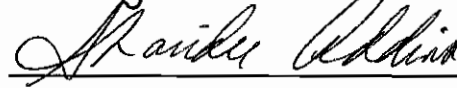
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25 Harold Vanda Molen

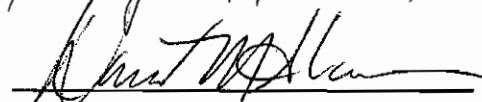
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27 Robert D. Bergsma

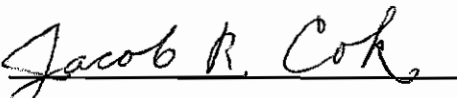
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Paula G. Kinn

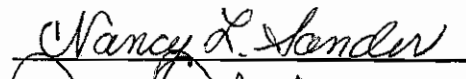

Larry Addin

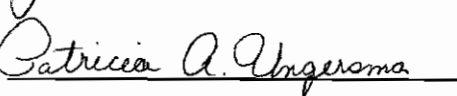

Henry Kinn

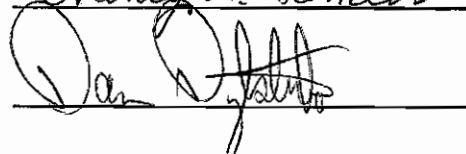

Stanley Addin


Curt Miller


Jacob R. Cok


Nancy L. Sonder


Patricia A. Ungersma

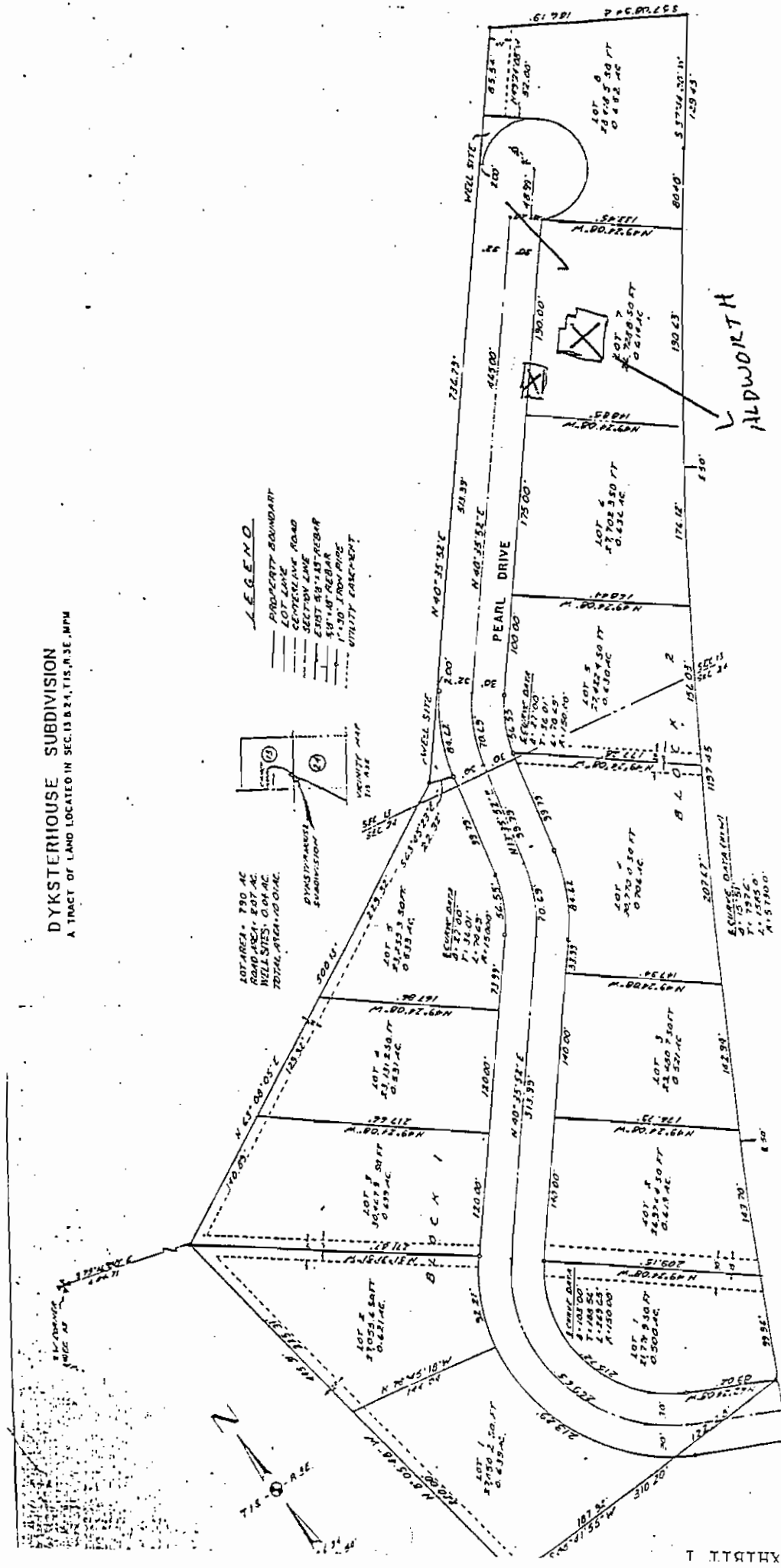

Dan Dylstra

DYKSTERHOUSE SUBDIVISION
A TRACT OF LAND LOCATED IN SEC. 15 B 2 & 1, T15, R.3 E, JPMH

- LEGEND**
- PROPERTY BOUNDARY
 - LOT LINE
 - TEMPORARY ROAD
 - SECTION LINE
 - SECTION CORNER
 - 5/8" x 1/4" REBAR
 - 1" x 3/4" IRON PIPE
 - UTILITY EASEMENT



LOT AREA - 790 AC
ROAD AREA - 807 AC
WELL SITES - 0.04 AC
TOTAL AREA - 1501 AC



CERTIFICATE OF SUBDIVISION

I, the undersigned, being duly sworn, depose and say that the foregoing plat of the subdivision of the above described land, as shown on the attached map, was prepared by me or under my direct supervision and to the best of my knowledge and belief the same is true and correct in all particulars.

Subscribed and sworn to before me this _____ day of _____, 1915.

Notary Public for the State of Montana

 My Commission expires _____

CERTIFICATE OF SUBDIVISION

I, James A. Gorman, a Registered Professional Surveyor and Land Surveyor in the State of Montana, Reg. No. 11119, do hereby certify that the foregoing plat of the subdivision of the above described land, as shown on the attached map, was prepared by me or under my direct supervision and to the best of my knowledge and belief the same is true and correct in all particulars.

Subscribed and sworn to before me this _____ day of _____, 1915.

Notary Public for the State of Montana

 My Commission expires _____

CERTIFICATE OF SUBDIVISION

I, _____, being duly sworn, depose and say that the foregoing plat of the subdivision of the above described land, as shown on the attached map, was prepared by me or under my direct supervision and to the best of my knowledge and belief the same is true and correct in all particulars.

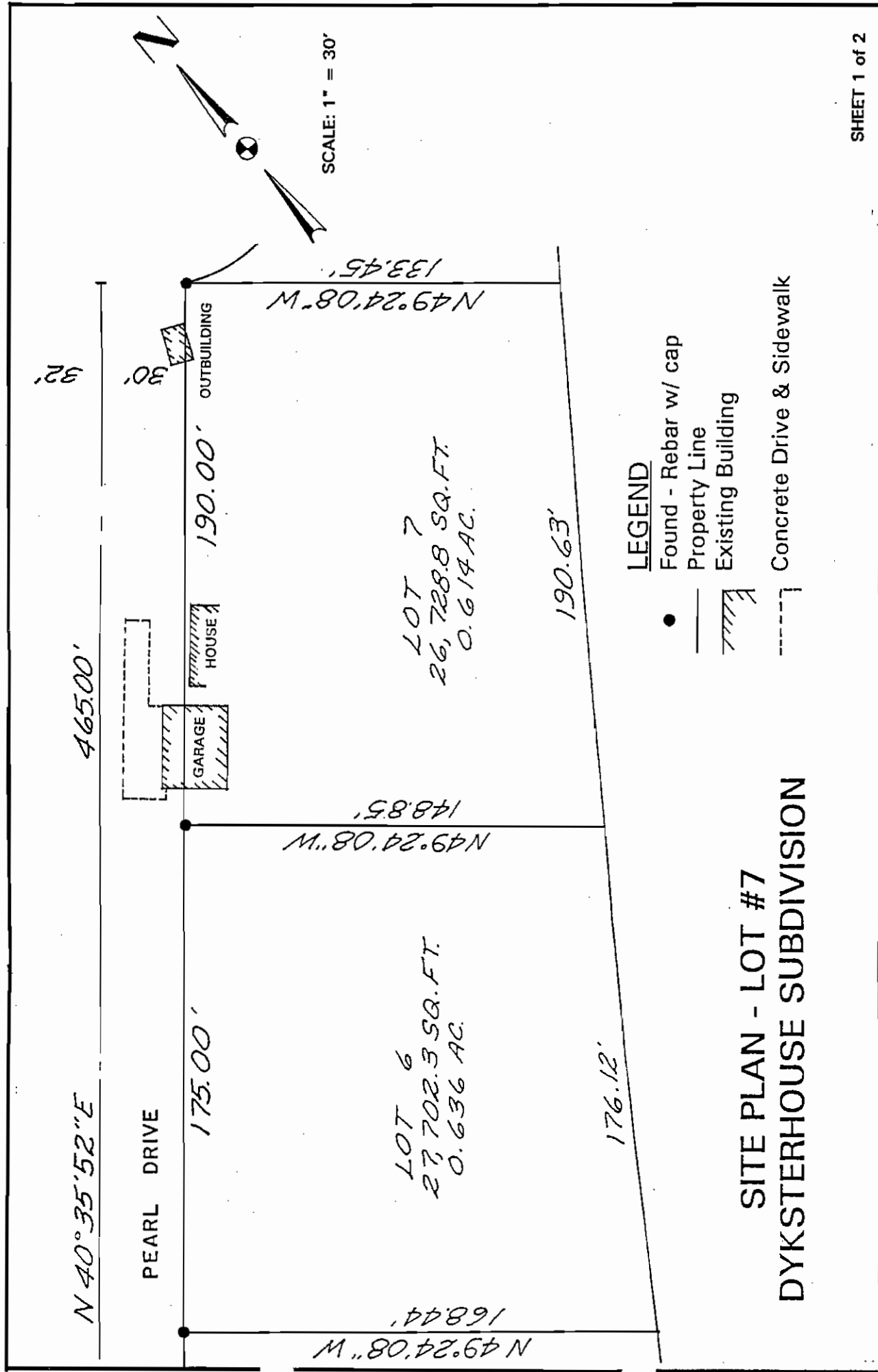
Subscribed and sworn to before me this _____ day of _____, 1915.

Notary Public for the State of Montana

 My Commission expires _____

ALDWORTH

ALDWORTH



N 40° 35' 52" E

PEARL DRIVE

175.00'

N 49° 24' 08" W
148.85'

LOT 6
27,702.3 SQ. FT.
0.636 AC.

LOT 7
26,728.8 SQ. FT.
0.614 AC.

190.63'

176.12'

N 49° 24' 08" W
133.45'

190.00'

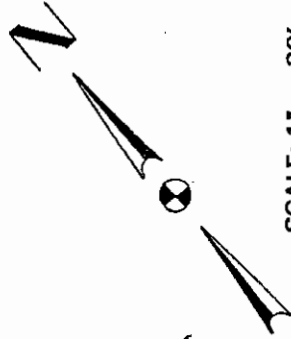
HOUSE

GARAGE

OUTBUILDING

32'

30'



SCALE: 1" = 30'

LEGEND

- Found - Rebar w/ cap
- Property Line
- ▨ Existing Building
- - - Concrete Drive & Sidewalk

**SITE PLAN - LOT #7
DYKSTERHOUSE SUBDIVISION**

PEARL I

LOW RETAINING WALL

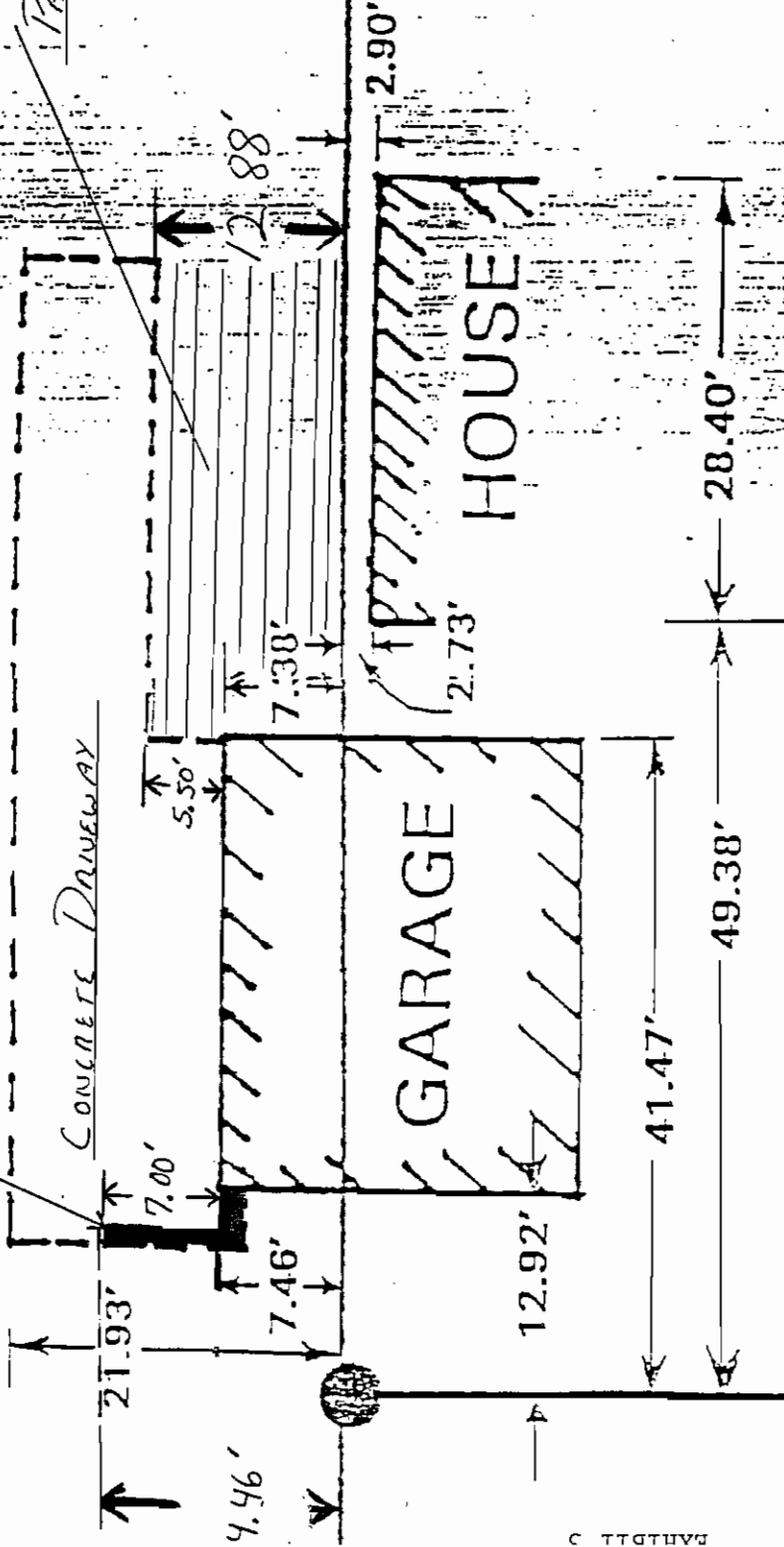
PATIO/DECK

CONCRETE DRIVEWAY

GARAGE

HOUSE

190.



LOT #7

DYKSTERHOUSE SUBDIVISION

LAW OFFICES OF
LANDOE, BROWN, PLANALP & BRAAKSMA, P.C.

POST OFFICE BOX ONE
27 NORTH TRACY
BOZEMAN, MONTANA 59771-0001

CALVIN L. BRAAKSMA
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JOHN H. TARLOW

TELEPHONE (406) 586-4351
FAX (406) 586-7877

OF COUNSEL
JOSEPH B. GARY

September 2, 1992

Michael Salvagni
County Attorney
615 South 16th
Bozeman, MT 59715

RE: Debra Aldworth Petition Concerning Pearl Drive Right of Way

Dear Mike:

I have reviewed and acted upon your August 18, 1992 letter. Specifically, I have revised the Petition to the Board of County Commissioners and am in the process of complying with Section 3.C, Parts (4), (5), (6) and (7) of the Gallatin County Road Abandonment Procedures.

I have prepared a package of materials to be circulated to each of the adjacent landowners setting forth the nature of the request to be made to the Board of County Commissioners. I have also made arrangements for a new survey to be completed showing the modification of the right of way and the corresponding change to Ms. Aldworth's lot.

Ms. Aldworth has made arrangements to hand deliver these materials to all of the adjacent landowners. I expect that that process will be completed within the next week. After we have all of the necessary signatures on the Petition, I will provide you with a copy of the Petition and file the original with the Clerk and Recorder.

This should bring you up to date on our continuing progress in this matter. I hope that we will have the completed Petition to the Clerk and Recorder within the next ten days. I understand that the process following our submission of the Petition is that the Clerk and Recorder will bring the matter before the Board of County Commissioners and provide notice to the involved landowners.

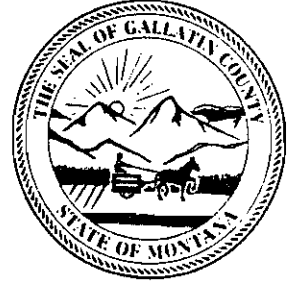
Thanks for your assistance. I am sending a copy of this letter to Shelly Cheney, Mary Kay Peck, the County Commissioners and Sam Gianfrancisco so that they may be aware of the status of the matter.

Very truly yours,



John H. Tarlow

Gallatin County, Montana



Mike Salvagni

County Attorney

615 South 16th Avenue - Room 100
Bozeman, Montana 59715
Telephone: (406) 585-1410
FAX: (406) 585-1363

August 18, 1992

John H. Tarlow
Attorney at Law
P.O. Box 1
Bozeman, Montana 59715

Re: Debra Aldworth Petition Concerning Pearl Drive Right-of-Way

Dear Buzz:

I have reviewed your proposed petition concerning Debra Aldworth's request for modification of a portion of Pearl Drive. As I stated at the meeting I think that Section 7-14-2112(1), MCA, authorizes the County Commissioners to provide for a county road which is less than 60 feet in width. An interested person may request the lesser width. The statute does not specify any procedure for consideration of the petition.

I have also looked at Section 7-14-2601 which allows 10 freeholders to petition the County Commissioners for a change in a county road. While I think that Section 7-14-2112(1) is the specific statute which applies in this matter, I also think that the procedures for the consideration of a petition to change a county road should apply to a petition under Section 7-14-2601.

Enclosed is a copy of Gallatin County Road Abandonment Procedures. I think that your petition should also contain the information in Section 3. C. (4), (5) (6) and (7) concerning other landowners. I think that the petition should be filed with the Clerk and Recorder under Section 4. Because only one signature is required there is no requirement for certification of signatures. However, the Clerk should present the petition to the Commissioners at the next meeting after receiving the petition. I think that all of the procedures of Section 5 should apply.

The procedures for road abandonment are designed to insure that other landowners who may be affected by the action of the County Commissioners are given appropriate notice. By following these procedures I think that we avoid any complaint or problems in the future.

I am sending a copy of this letter to Shelley Cheney, the Clerk and Recorder, who will be involved in the process. I am also sending a copy to Mary Kay Peck because of her involvement in the

amended subdivision plat procedures.

Your cooperation is appreciated. If you have any questions, please let me know.

Sincerely,



Mike Salvagni
County Attorney

enclosure

cc: County Commissioners
Sam Gianfrancisco
Shelley Cheney
Mary Kay Peck

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Petitioner's Response:

The Petitioner seeks a modification of the existing right-of-way, not an abandonment. The Petitioner requests the modification so that infringement identified in this Petition may be corrected and that the home infringing on the right-of-way may be sold.

The GCAP Requires:

3, A, (9) The name and mailing address of the petitioners and a description of the property owned by the petitioners in the road district

Petitioner's Response

The name's and addresses of the co-signors of this petition are as follows²:

*certified letters to the following
per Shelley*

- 1. Harold Vandermolen
6045 Shady Rest
Manhattan, MT 59741 ✓
- 2. Henry Kimm
6140 Pearl Drive ✓
Manhattan, MT 59741
- 3. Marla J. Kimm
6140 Pearl Drive ✓
Manhattan, MT 59741
- 4. Donald M. Sander
6950 DeVille Drive
Manhattan, MT 59741
- 5. Nancy L. Sander
6950 DeVille Drive
Manhattan, MT 59741

² Counsel for the Petitioner, Debra Aldworth, has treated this petition as filed solely by Ms. Aldworth with the consent of the property owners listed in the Petition. This procedure varies somewhat from the Gallatin County Road Abandonment Procedure which contemplates that all of the adjacent property owners will be petitioners. The reason for proceeding in this manner is that this petition is for a modification of a right-of-way which only involves Ms. Aldworth, rather than an abandonment procedure which would necessarily affect all adjacent property owners.

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6. Robert D. Ungersma
6041 Pearl Drive
Manhattan, MT 59741 ✓

7. Patricia A. Ungersma
6041 Pearl Drive
Manhattan, MT 59741 ✓

*5041 Pearl Drive
Manhattan*

8. Larry Addink
6145 Pleasant Drive
Manhattan, MT 59741 ✓

*also 204 W Cascade
Belgrade*

9. Sharidee Addink
6145 Pleasant Drive
Manhattan, MT 59741 ✓

" ✓

10. Jacob R. Cok
8685 Churchill Road
Manhattan, MT 59741 ✓

11. Nellie A. Cok
8685 Churchill Road
Manhattan, MT 59741 ✓

12. Carl Vandermolen
56 Park Plaza
Bozeman, MT 59715 ✓

13 Road Office

REQUESTED ACTION

Ms. Aldworth requests that the Board of Commissioners modify the Pearl Drive right-of-way, pursuant to its authority granted under Mont. Code Ann. §7-14-2112, so that the right-of-way is FIFTEEN (15) feet narrower than the existing right-of-way beginning at the Southwest corner of the Aldworth property which is marked as Point A on Exhibit 4 and ending at the Northwest corner of the Aldworth property which is marked as Point B on Exhibit 4. Ms. Aldworth has ordered a detailed survey of the area included in the requested modification and this survey will contain precise locations of the points and measurements of the distances which are described in general on Exhibit 4.

RESOLUTION NO. 1992- 37

DECISION CONCERNING PETITION TO ALTER COUNTY ROAD
NAME OF COUNTY ROAD: A Portion of Pearl Drive

THIS RESOLUTION was introduced by Deb Berglund, Commissioner, moved by Deb Berglund, Commissioner, and seconded by Jane Jelinski, Commissioner. The resolution was passed unanimously and adopted.

WHEREAS, a Petition was filed on September 17, 1992, by Debra Aldworth requesting that the width of the county right of way for and adjacent to a part of Pearl Drive in Churchill, Gallatin County, Montana be reduced; and

WHEREAS, the Petition was filed pursuant to Section 7-14-2112, MCA, relating to the width of county roads, and Section 7-14-2601, MCA, relating to the alteration of a county road; and

WHEREAS, the Gallatin County Clerk and Recorder reported to the Gallatin County Commissioners on October 1, 1992, that the petition contained sufficient signatures as required by Section 7-14-2601, MCA; and

WHEREAS, at the regular weekly public meeting on October 6, 1992, the Gallatin County Commissioners considered the petition, were advised that all of the adjacent landowners signed the petition and consented to the requested reduction and that Sam Gianfrancisco, Gallatin County Road Supervisor, viewed the road and the petition and did not object to the requested reduction and alteration;

WHEREAS, Section 7-14-2112 authorizes the Gallatin County Commissioners to order that the width of a county road be smaller than 60 feet on the petition of an interested person.

NOW, THEREFORE BE IT RESOLVED:

1. Based on the petition and information presented at the public meeting on October 6, 1992, the Gallatin County Commissioners conclude that the decision made herein is in the best interests of the county and feasible and desirable for the use and benefit of the public.

2. A portion of Pearl Drive located in Churchill, Gallatin County, Montana, is altered to be reduced to a width smaller than 60 feet. The following described portion of Pearl Drive is excluded from Pearl Drive and shall revert to the owner of the abutting property, namely, Lot 7 of Dyksterhouse Subdivision, Gallatin County, Montana:

A tract of land located in the SW1/4, Section 13, Township 1 South, Range 3 East, Principal Meridian, Montana, Gallatin County, Montana; and being more particularly described as follows:

Beginning at the southwest corner of said Section 13; Thence North 74 degrees 25'26" East, a distance of 1554.18 feet, to the True Point of Beginning; Thence South 49 degrees 24'08" East, a distance of 15 feet, to a point on the north corner of the original lot 7; Thence South 40 degrees 35'52" West, a distance of 190.00 feet; Thence North 49 degrees 24'08" West, a distance of 15 feet; Thence North 40 degrees 35'52" East, a distance of 190.00 feet to the True Point of Beginning and containing 2850.00 square feet.

3. Within ten (10) days from the date that this resolution is adopted the Clerk and Recorder shall send a copy of this resolution by certified mail to all owners of land abutting on the road. The owners shall be those listed on the last county assessment roll.

4. The Clerk and Recorder shall notify the county road supervisor by furnishing a certified copy of this resolution to the supervisor.

DATED this 13TH day of October, 1992.

BOARD OF COUNTY COMMISSIONERS OF GALLATIN COUNTY

Jane Jelinski
Jane Jelinski, Chairman

ABSENT
A. D. Pruitt, Member

Deb Berglund
Deb Berglund, Member



ATTEST:

Shelley M. Cheney
SHELLEY CHENEY
Clerk and Recorder

262076



State of Mont., County of Gallatin. ss Filed for record April 2, 19 93
at 2:30 P. M., and recorded in Book 130 of MISCELLANEOUS page 4129
Shelley M. Cheney Recorder. By Elizabeth A. Anderson Deputy

Fee: -0-

Rt: Road petition File No 754 2

P 787 054 633

Certified Mail Receipt
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)



Sent to	
Donald M. Sander	
Street & No.	Nancy L. Sander
6950 DeVille Dr	
P.O., State & ZIP Code	Manhattan, MT 59741
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Address of Delivery	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, June 1990

P 787 054 631

Certified Mail Receipt
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)



Sent to	
Harold Vandermolen	
Street & No.	
6045 Shady Rest	
P.O., State & ZIP Code	Manhattan, MT 59741
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Address of Delivery	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, June 1990

P 787 054 634

Certified Mail Receipt
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)



Sent to	
Robert D. Ungersma	
Street & No.	Martha A. Ungersma
6041 Pearl Drive	
P.O., State & ZIP Code	Manhattan, MT 59741
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Address of Delivery	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, June 1990

P 787 054 636

Certified Mail Receipt
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)



Sent to	
Larry Addink	
Street & No.	Sharidee Addink
6145 Pleasant Dr	
P.O., State & ZIP Code	Manhattan, MT 59741
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Address of Delivery	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, June 1990

P 787 054 632



Certified Mail Receipt
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to	
Henry Kimm	
Street & No.	Marla J. Kimm
6140 Pearl Drive	
P.O., State & ZIP Code	Manhattan, MT 59741
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Address of Delivery	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, June 1990

P 787 054 637



Certified Mail Receipt
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to	
Jacob R. Cok	
Street & No.	Nelle A. Cok
8685 Churchill Road	
P.O., State & ZIP Code	Manhattan, MT 59741
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Address of Delivery	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, June 1990

P 787 054 635



Certified Mail Receipt
No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to	
Larry Addink	
Street & No.	Sharidee Addink
204 West Cascade	
P.O., State & ZIP Code	Belgrade, MT 59714
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Address of Delivery	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, June 1990

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece next to the article number.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Larry Addink
Sharidee Addink
6145 Pleasant Drive
Manhattan, MT 59741

5: Signature (Addressee)

6. Signature (Agent)

4a. Article Number

P 787 054 636

4b. Service Type

- Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

7. Date of Delivery

10-17-92

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, October 1990

*U.S. GPO: 1990-273-861

DOMESTIC RETURN RECEIPT**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece next to the article number.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Robert D. Ungersma
Patricia A. Ungersma
6041 Pearl Drive
Manhattan, MT 59741

5. Signature (Addressee)

6. Signature (Agent)

4a. Article Number

P 787 054 634

4b. Service Type

- Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

7. Date of Delivery

10-17-92

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, October 1990

*U.S. GPO: 1990-273-861

DOMESTIC RETURN RECEIPT**SENDER:**

- Complete items 1 and/or 2 for additional services.
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- Write "Return Receipt Requested" on the mailpiece next to the article number.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Harold Vandermolen
6045 Shady Rest
Manhattan, MT 59741

5. Signature (Addressee)

6. Signature (Agent)

4a. Article Number

P 787 054 631

4b. Service Type

- Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

7. Date of Delivery

10-17-92

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, October 1990

*U.S. GPO: 1990-273-861

DOMESTIC RETURN RECEIPT

SENDER: <ul style="list-style-type: none"> • Complete items 1 and/or 2 for additional services. • Complete items 3, and 4a & b. • Print your name and address on the reverse of this form so that we can return this card to you. • Attach this form to the front of the mailpiece, or on the back if space does not permit. • Write "Return Receipt Requested" on the mailpiece next to the article number. 		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: Donald M. Sander Nancy L. Sander 6950 DeVille Dr Manhattan, MT 59741 <i>Nancy L. Sander</i>		4a. Article Number P 787 054 633	
		4b. Service Type <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise	
		7. Date of Delivery 10-19-92	
5. Signature (Addressee)		8. Addressee's Address (Only if requested and fee is paid)	
6. Signature (Agent)			

PS Form 3811, October 1990 ☆U.S. GPO: 1990-273-861 **DOMESTIC RETURN RECEIPT**

SENDER: <ul style="list-style-type: none"> • Complete items 1 and/or 2 for additional services. • Complete items 3, and 4a & b. • Print your name and address on the reverse of this form so that we can return this card to you. • Attach this form to the front of the mailpiece, or on the back if space does not permit. • Write "Return Receipt Requested" on the mailpiece next to the article number. 		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: Henry Kimm Marla J. Kimm 6140 Pearl Drive Manhattan, MT 59741		4a. Article Number P 787 054 632	
		4b. Service Type <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise	
		7. Date of Delivery 10-29-92	
5. Signature (Addressee) <i>Marla Kimm</i>		8. Addressee's Address (Only if requested and fee is paid)	
6. Signature (Agent)			

PS Form 3811, October 1990 ☆U.S. GPO: 1990-273-861 **DOMESTIC RETURN RECEIPT**

SENDER: <ul style="list-style-type: none"> • Complete items 1 and/or 2 for additional services. • Complete items 3, and 4a & b. • Print your name and address on the reverse of this form so that we can return this card to you. • Attach this form to the front of the mailpiece, or on the back if space does not permit. • Write "Return Receipt Requested" on the mailpiece next to the article number. 		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: Jacob R. Cok Nelle A. Cok 8685 Churchill Rd. Manhattan, MT 59741		4a. Article Number P787 054 637	
		4b. Service Type <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise	
		7. Date of Delivery 10-29-92	
5. Signature (Addressee) <i>J.R. Cok</i>		8. Addressee's Address (Only if requested and fee is paid)	
6. Signature (Agent)			

PS Form 3811, October 1990 ☆U.S. GPO: 1990-273-861 **DOMESTIC RETURN RECEIPT**

SHELLEY M. CHENEY
CLERK & RECORDER, GALLATIN COUNTY
311 WEST MAIN, ROOM 204
BOZEMAN, MT 59715

Fold at line over top of envelope to the
right of the return address.

CERTIFIED

P 787 054 635

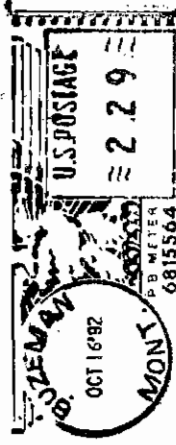
MAIL

RETURNED TO SENDER

UNDELIVERABLE AS ADDRESSED
ADDRESSEE UNKNOWN
MOVED, LEFT NO ADDRESS
NO SUCH STREET
POSTAGE DUE
DO NOT REMOVE FROM THIS ENVELOPE

**BELGRADE
MONT. 59714**

Harry Addink
Sharidee Addink
204 West Cascade
Belgrade, MT 59714



NOV 01 1992

Is your RETURN ADDRESS
completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece next to the article number.

3. Article Addressed to:

Larry Addink
Sharidee Addink
204 West Cascade
Belgrade, MT 59714

4a. Article Number

P 787 054 635

4b. Service Type

- Registered
- Certified
- Express Mail
- Insured
- COD
- Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery Consult postmaster for fee.

Thank you for using
Return Receipt Service.