

ROAD PETITION #790

Recorded in Film 195 Page 2676

Commissioners Journal

Book _____ Page _____

Resolution # 1999-07

Abandon a portion of
Lone Mountain Trail

Granted March 3, 1999

RECEIVED
Date 10-19-98
Clerk & Recorder
Gallatin County, Mont.

PETITION TO ABANDON COUNTY ROAD

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

COMES NOW the undersigned freeholders of the road district of Gallatin County, Montana, and petition this board pursuant to Mont. Code Ann. § 7-14-2601, to abandon a county road located in Gallatin County, Montana and represent as follows:

1. The road to be abandoned is particularly described as follows:

See attached description and attached proposed Certificate of Survey.

2. The road is commonly known as: Lone Mountain Trail/Lone Mountain Access Road.

3. The general route of the road is described as follows:

See attached description and attached proposed Certificate of Survey.

4. The lands and owners immediately adjacent to the road are:

LANDOWNER(S)

MAILING ADDRESS

1. Boyne USA, Inc.

c/o Stephen M. Barrett
Kirwan & Barrett
P. O. Box 1348
Bozeman, MT 59771-1348

Tract A1-1 shown on the attached proposed Certificate of Survey located in the SE ¼ and SW ¼, Section 36, Township 6 South, Range 3 East, Gallatin County, Montana

PROPERTY DESCRIPTION

5. Except for the following landowners the landowners identified in Section 3 consent to the abandonment: (If any of the adjacent landowners do not consent identify them in this paragraph)

Boyne, USA, the only adjoining landowner, consents to the abandonment.

6. If a landowner stated in Paragraph 3 cannot be found to determine the landowner's consent, identify the landowner and state the efforts made to locate the landowner: Not Applicable.

7. To the best of our knowledge the following are landowners, who do not own land immediately adjacent to the road, but who could be affected by the abandonment of the road:

LANDOWNER(S)
None

MAILING ADDRESS

(Use additional pages if required)

8. The necessity for the advantage of the abandonment of the road are as follows: The south right-of-way line of the Lone Mountain Trail is not coincident with the south right-of-way line of Lone Mountain Access Road as deeded to the State of Montana. The abandonment of the strip of dedicated right-of-way lying south of the right-of-way established by the Bargain and Sale Deed, which strip varies in width from two (2) feet to zero, will correct the right-of-way line to clear title problems that could occur in the future due to the ownership of these right-of-way lines.

The undersigned state that they are owners of real property in the Gallatin County road district which is taxable for the county general road tax. If more than 10 freeholders sign, use additional pages.

✓ John E. Kircher, VP, Boyne USA, Inc by
S. F. R. Bally, infra for c/o Kirwan & Barrett, P.O. Box 1348
 Signature Address
John E. Kircher, VP, Boyne USA, Inc by
Stephen M. Barrett, atty in law Bozeman, Montana 59771-1348
 Printed Name City, State & Zip
8/3/98
 Date

Tract A1-1 shown on the attached proposed Certificate of Survey located in the SE ¼ and SW ¼, Section 36, Township 6 South, Range 3 East, Gallatin County, Montana.

✓ James P. Muscat P.O. Box 160255/45665 Gall. PD - Cos 1041
 Signature Address
James Paul Muscat Big Sky, MT. 59716
 Printed Name City, State & Zip
8/10/98
 Date

SW 1/4 SE 1/4 Section 8, Township 7S, Range 4E

3 ✓ Carol L. Collins 45000 Gallatin Rd - COS 1041
 Signature Address
Carol L. Collins Gallatin Gateway, MT 59730
 Printed Name City, State & Zip
8/10/98
 Date

Description of Property

4. ✓ Pan Edwards
Signature
ROD EDWARDS
Printed Name
August 26, 1998
Date

680 Sycamore Lane
Address
Bozeman, MT 59718
City, State & Zip

LOT 10, Cimarron Subdivision, Phase II

Description of Property

5. ✓ Dee Rothschild
Signature
Dee Rothschild R
Printed Name
August 10, 1998
Date

Lot 15. Horse Butte Subdivision
Address
West Yellowstone, MT.
City, State & Zip
59758
PO Box 160028
BIG Sky MT 59716-0028

Description of Property

6. ✓ Jean A Palmer
Signature
Jean A. Palmer
Printed Name
Aug. 26, 1998
Date

Block 1, Lot 10 WESTFORK
3200 Spruce Drive #13 meadow
Address
Big Sky, MT 59716-0122
City, State & Zip
P.O. Box 160122
BIG Sky MT 59716-0122

Description of Property

7. ✓ Marlene Kennedy
Signature
Marlene Kennedy
Printed Name
26 Aug '98
Date

Lots 68+78
15110 Low Bench, Bear Creek Properties
Address
Gallegos, MT 59730
City, State & Zip
P.O. Box 160165
BIG Sky MT 59716-0165

Description of Property

8.

Michael F. Richards

Michael F. Richards

August 26, 1998

BEAVER CREEK SOUTH

5000 Twin Antler Drive

BALLATAW Gateway MT 59730

R.D. Box 160193
BIG SKY, MT 59716-0193

Lot 16

Description of Property

9.
NO

John H. Crowther

John H. Crowther

Aug 26th 1998

Blk 3 Lot 21 Meadow Village Subdivision

2865 Two Moons

Big Sky, MT. 59716

PO Box 160409

Description of Property

10.

Lisa R. Knorr

Lisa R. Knorr

26 Aug. 1998

Unit C-4 Hidden Village

#4 Hidden Village

Big Sky, MT 59716

P.O. Box 160542

BIG SKY, MT 59716-0542

Description of Property

11. ✓

Russell J DeRemer

RUSSELL J DeRemer

Printed Name

PO Box 160912

BIG SKY, MT 59716

City, State & Zip

Date

LOT 29 BLOCK 5 MEADOW VILLAGE

Description of Property

12. No

Michael Bruce Lovelace

MICHAEL BRUCE LOVELACE

Printed Name

P.O. Box 160-961

Big Sky, MT. 59716

City, State & Zip

Date

SILVERBOW CONDO 14 MEADOW VILLAGE

Description of Property

13.

Signature

Address

Printed Name

City, State & Zip

Date

Description of Property

14.

Signature

Address

Printed Name

City, State & Zip

Date

Description of Property

RE: C & H Engineering and Surveying, Inc. (97273)

DESCRIPTION OF A PORTION OF LONE MOUNTAIN TRAIL TO BE ABANDONED DUE TO OVERLAP OF RIGHT OF WAY LINES

That part of Lone Mountain Trail as shown and dedicated in the plats of Big Sky of Montana, Inc., Meadow Center, First Filing, and Big Sky of Montana, Inc., Meadow Center, Second Filing, according to the plats thereof, on file and of record in the office of the Clerk and Recorder, Gallatin County, Montana, lying south of the southerly right of way line of Lone Mountain Access Road, State Project No. OS-004 (F) U90, as conveyed to the State of Montana by Bargain and Sale Deed, recorded on Film 10, Page 1353, office of the Clerk and Recorder, Gallatin County, Montana, and being that part of Lone Mountain Access Road lying within the Southwest Quarter of the Southeast Quarter, and the South Half of the Southwest Quarter of Section 36, Township 6 South, Range 3 East of P.M.M., Gallatin County, Montana.

The purpose of said abandonment is that the south right of way line of Lone Mountain Trail as dedicated in the above referenced plats is not coincident with the south right of way line of Lone Mountain Access Road as deeded to the State of Montana by Bargain and Sale Deed. The abandonment of the strip of dedicated right of way lying south of the right of way line established by Bargain and Sale Deed will hold the south right of way line of Lone Mountain Access Road as conveyed by Bargain and Sale Deed, recorded on Film 10, Page 1353 as the correct right of way line through the SW 1/4, SE 1/4 and the S 1/2, SW 1/4, Sec. 36, T 6 S, R 3 E, and clear any title problems that could occur in the future due to the overlap of these right of way lines. The right of way line will then also match the right of way monuments as set in the field by the Montana State Highway Department .

Dated this 28 day of August, 1998.

*Incomplete legal
description - sv, Clerk & Recorder*

g:\c&h\97\97273\office\abandon

State of Montana

County of Gallatin

Bozeman



November 25, 1998

Cok, Wheat, Brown, & McGarry
Attention: John Brown
P.O. Box 1105
Bozeman, MT 59771

Subject: Lone Mountain Trail/Access Road petition to abandon

Dear John,

On Tuesday, November 24, 1998, during the public hearing, I presented the above referenced petition to the County Commission for their consideration to accept. I reported to the Commission that the petition contained the required signatures of freeholders pursuant to 7-14-2601 (1) M.C.A.

During the discussion with the Commission County Road Superintendent Sam Gianfrancisco, Chief Deputy County Attorney Susan Swimley, and I advised the Commission that the petition did not contain an adequate description to determine or to define exactly what is proposed to be abandoned. It was determined by the Commission to not accept the petition at this time in order to attach an exhibit which depicts the area (or areas) and specifically describes (written legal description) exactly what is petitioned to be abandoned.

On behalf of the Gallatin County Commissioners, I am returning the original petition to you for more information. Also attached is the original Certificate of Qualification of Signers. I believe that once a specific legal description which depicts exactly what is proposed for abandonment is submitted with the petition that the Commission will consider the petition.

Sincerely,

Shelley Vance

Shelley Vance
Clerk and Recorder
Gallatin County, Montana

Enclosure

copy: Commission, Chief Deputy County Attorney, County Road Superintendent

COPY

C&H ENGINEERING AND SURVEYING, INC.

614 West Lamme Street □ Bozeman, MT 59715

Phone (406) 587-1115 □ Fax (406) 587-9768

email: c&hengineering@theglobal.net

LETTER OF TRANSMITTAL

DATE: December 24, 1998

TO: Gallatin County Clerk & Recorder

ATTN: Shelly Vance

FROM: Mark A. Chandler

RE: Lone Peak Trail Road Abandonment (97273)

<u>QTY.</u>	<u>DESCRIPTION</u>
<u>4</u>	<u>30"X40" Blueprints</u>

PURPOSE:

<u> </u> As you requested	<u> </u> For Design Revisions
<u>X</u> For your information	<u> </u> For your signature/return
<u> </u> For review & approval	<u> </u> Other: (see remarks)

 U.S. Mail Federal Express X Hand Delivered

REMARKS: _____

Copies to: _____

CHECKLIST OF PROCEDURES FOR ROAD PETITIONS

Original signed petition must be submitted to the Clerk and Recorder along with a map showing the area of the road under consideration. Stamp the date received on the petition. Get name and phone number of contact person for questions.

NAME JOHN BROWN PHONE 587-4445

- 1) Determine if there are sufficient qualified signatures.
- 2) Complete "Report of Qualified Signatures".
- 3) Schedule petition on Commissioner's agenda. DATE: 1-19-99

- 4) Make copies of petition and report. Forward to:
 - County Attorney (attach note of date on Commissioner's agenda)
 - County Road Superintendent (attach note of date on Commissioner's agenda)
 - County Commission (3 copies) See 11-24 Agenda

5) Commissioners receive petition and assign viewing committee. 1/19/98

6) Assign Road Petition Number. 790

- 7) Type regular mail envelopes for:
 - All landowners named on the petition
 - All signers on the petition
 - All individuals named in the petition who could be affected
 - The postmaster of the area
 - The Public Lands Access Association
- Type and prepare certified mail envelopes for:
 - All owners of land abutting the road
 - All individuals named in the petition who could be affected
 - The postmaster of the area
 - The Public Lands Access Association

8) Viewing committee completes road report.

9) Schedule public hearing on Commissioner's agenda and prepare notice. DATE 2/16/99

10) Publish public hearing notice one time. DATE 2/14/99

11) Send a copy of the viewing committee report and public hearing notice to the following:

- Persons listed in #7
- County Road Superintendent
- County Attorney
- County Commissioners (3 copies)

12) Prepare affidavit of mailing for petition file (regarding the viewers report). 2/10/99

13) Commissioners hold public hearing to grant or deny petition. 2/16/98

14) County Attorney drafts resolution for Commissioners to consider at next public hearing. 3/2/99

15) Commissioners pass resolution 3/2/99

16) Within 10 days of passage of resolution send copies of resolution to all persons listed in #7 (BY CERTIFIED MAIL)

17) Type affidavit of mailing for petition file (regarding the boards decision).

18) If the petition is granted, a certified copy of the resolution must be recorded.

COK, WHEAT, BROWN & MCGARRY, PLLP

ATTORNEYS AT LAW

108 WEST BABCOCK
P.O. BOX 1105
BOZEMAN, MONTANA 59711-1105

MICHAEL D. COK
MICHAEL E. WHEAT
JOHN C. BROWN
JULIEANN MCGARRY

OFFICE: (406) 587-4445
FAX: (406) 587-9465
E-MAIL: cwblaw@avicom.net

Of Counsel
Theodore R. Dunn

January 11, 1999

RECEIVED
Date 1-19-99
Clerk & Recorder
Gallatin County, Mont.

Ms. Shelly Vance
Gallatin County Clerk & Recorder
311 West Main Street, room 204
Bozeman, MT 59715

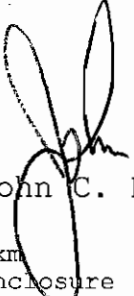
Dear Shelly:

SUBJECT: *Lone Mountain Trail/Access Road/Petition to Abandon*

Reference is made to our conference on Friday, January 8, 1999. This letter serves to confirm that on December 24, 1998, Mark Chandler of C & H Engineering & Surveying, Inc., in response to your November 25, 1998 letter to me, provided you with a revised Exhibit showing the sections of the County right-of-way sought to be abandoned by my client, the Big Sky Water & Sewer District. A copy of the cover letter from Mark Chandler to you which accompanied the revised Exhibit is enclosed. During our meeting on January 8, 1999, the Gallatin County Road Superintendent, Sam Gianfrancisco, us and I that the revised Exhibit submitted by Mr. Chandler is acceptable. As a result, I have resubmitted the original Petition to you. It is my understanding that the Petition will be placed on the agenda for the next Gallatin County Commissioners' meeting.

If you have any questions or if you need any further information, to process the Petition, please do not hesitate to contact me. Thanks.

Yours very truly,


John C. Brown

skm
Enclosure
cc WSD #363

State of Montana

County of Gallatin

Bozeman



February 4, 1999

Board of County Commissioners
Gallatin County Courthouse
Bozeman, MT 59715

RE: abandonment of a portion of Lone Mountain Trail located in the S1/2 of Section 36,
Township 6 South, Range 3 East.

Dear Board,

The undersigned, being appointed as viewing committee, viewed the area described to be abandoned in Road Petition #790 on February 3, 1999. On January 11, 1999, the Clerk and Recorder's Office received a map and written legal description of the area the petitioners have requested to be abandoned.

Based on the petition submitted, the petitioners want to clear up any potential title problems that may exist. It appears that there is an overlap of right-of-way between a State deeded highway known as Lone Mountain Access Road and a County dedicated road known as Lone Mountain Trail. The discrepancy is found by comparing the dedicated road on the Meadow Village Subdivisions First and Second Filing plats to the State highway deed recorded on Film 10 page 1353.

It does not appear that anyone would become land-locked nor access denied to public lands if the abandonment were granted.

Sincerely,

A handwritten signature in cursive script, appearing to read "J. Mitchell", written over a horizontal line.

Jennifer Smith Mitchell, County Commissioner

A handwritten signature in cursive script, appearing to read "Shelley Vance", written over a horizontal line.

Shelley Vance, Clerk and Recorder/Surveyor

A handwritten signature in cursive script, appearing to read "Sam Gianfrancesco", written over a horizontal line.

Sam Gianfrancesco, County Road Superintendent

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a petition to abandon a portion of a County road has been submitted to the Board of County Commissioners of Gallatin County, Montana, for consideration.

Petitioners are requesting that a portion of Lone Mountain Trail described as that part of the South Half of the South Half of Section 36, Township 6 South, Range 3 East of P.M.M., Gallatin County, Montana, described as follows:

Commencing at the Southeast Corner of the Southwest Quarter of the Southeast Quarter of said Section 36; thence northerly 000° 49' 13", assumed azimuth from north, 333.62 feet along the east line of said Southwest Quarter of the Southeast Quarter to the point of beginning of the property to be described; thence southwesterly and westerly 791.90 feet on a curve concave to the north, radius 1482.40 feet, central angle 30° 36' 28" and chord azimuth 254° 24' 39" along the south line of Lone Mountain Trail as dedicated in the Plat of Big Sky of Montana, Inc., Meadow Village, Second Filing; thence westerly along a 50.00 foot offset southerly from a centerline spiral of increasing radius, having a chord length of 152.60 feet and a chord azimuth of 271° 42' 21" (Centerline spiral data: $l_s=150.00$, $\theta_s=3^{\circ}00'00''$, $R_c=1432.40$ feet) along said south line; thence westerly 272° 42' 53" azimuth 1490.25 feet along said south line; thence westerly 141.41 feet on a tangential curve concave to the south, radius 1587.02 feet, central angle 05° 06' 19", chord length of 141.36 feet and a chord azimuth of 270° 09' 44" along said south line to the south right of way line of Montana Highway No. 64 as described on Film 10, Page 1353, files of the Gallatin County Clerk and Recorder; thence easterly 84.04 feet on a nontangent curve concave to the south, radius 1590.07 feet, central angle 03° 01' 42", having a chord length of 84.03 feet and chord azimuth of 088° 38' 10" along said south right of way line; thence easterly along a 50.00 foot offset southerly from a centerline spiral of increasing radius, having a chord length of 147.70 feet and a chord azimuth of 091° 54' 17" (Centerline spiral data: $l_s=150.00$, $\theta_s=2^{\circ}30'12.4''$, $R_c=1640.07$ feet) along said south right of way line; thence easterly 092° 46' 14" azimuth 1397.58 feet along said south line; thence easterly along a 50.00 foot offset southerly from a centerline spiral of decreasing radius, having a chord length of 152.60 feet and a chord azimuth of 091° 45' 41" along said south right of way line (Centerline Spiral Data: $l_s=150.00$, $\theta_s=3^{\circ}00'08''$, $R_c=1431.30$ feet); thence easterly and northeasterly 794.51 feet on a curve concave to the north, radius 1481.30 feet, central angle 30° 43' 52" having a chord length of 785.02 feet and chord azimuth 074° 24' 10" along said south right of way line; thence southerly 180° 49' 13" azimuth 1.15 feet along the east line of said Southwest Quarter of the Southeast Quarter to the point of beginning.

Area = 2,267 square feet, 0.0520 acre or 210.6 square meters. Subject to existing easements.

NOTICE IS FURTHER GIVEN that the Board of Gallatin County Commissioners will conduct a public hearing on February 16, 1999, at 1:30 P.M., in the Community Room, 3rd Floor of the Gallatin County Courthouse, 311 W. Main, Bozeman, Montana, at which time public opinion may be heard. All interested parties are encouraged to attend.

Further information may be obtained from Gallatin County Commissioners Phil Olson, Bill Murdock, or Jennifer Smith Mitchell at 311 W. Main, Room 301, Bozeman, Montana 59715, telephone 582-3000.

Dated this 9th day of February, 1999.

Shelley Vance
Clerk and Recorder
Gallatin County, Montana

Post-it® Fax Note	7671	Date	2-11-99	# of pages	1
To	VIVIE	From	ERIC		
Co./Dept.	CHRONICLE	Co.	C+R ← BILL		
Phone #	582-2658	Phone #			
Fax #		Fax #			

Please Publish 2-14-98

State of Montana

County of Gallatin

Bozeman



AFFIDAVIT OF MAILING

STATE OF MONTANA)
)ss
COUNTY OF GALLATIN)

SHELLEY VANCE, BEING FIRST DULY SWORN ON OATH, deposes and says:

That she is the duly elected, qualified and acting County Clerk and Recorder of Gallatin County, Montana.

I hereby certify that copies of the viewing committee report and public hearing notice were mailed to all signers of the petition; landowners named on the petition; individuals named in the petition who could be affected; the postmaster of the area; and the Public Lands Access Association on February 10, 1999.

Shelley Vance
by David W. Christen, Deputy

Shelley Vance
Clerk and Recorder
Gallatin County, Montana

State of Montana

County of Gallatin

Bozeman



AFFIDAVIT OF MAILING

STATE OF MONTANA)
)ss
COUNTY OF GALLATIN)

SHELLEY VANCE, BEING FIRST DULY SWORN ON OATH, deposes and says:

That she is the duly elected, qualified and acting County Clerk and Recorder of Gallatin County, Montana.

I hereby certify that copies of Resolution 1999-07 were mailed to all signers of the petition; landowners named on the petition; individuals named in the petition who could be affected; the postmaster of the area; and the Public Lands Access Association on March 3, 1999.

Shelley Vance

Shelley Vance
Clerk and Recorder
Gallatin County, Montana

Certified to be a full, true and correct copy of a document containing 3 pages. Dated at Bozeman, MT 3/3 1999. Shelly Dance Clerk and Recorder for Gallatin County, State of Montana.

FILM 195 PAGE 2676

By *Shelly Dance* RESOLUTION NO. 1999- 07

DECISION CONCERNING PETITION TO ABANDON A PORTION OF A COUNTY ROAD, LONE MOUNTAIN TRAIL

WHEREAS, a Petition to Abandon a portion of a County Road, a strip of land varying from 2 inches to 2 feet along Lone Mountain Trail was filed requesting to abandonment of the same, described in attached Exhibit A; and

WHEREAS, on November 13, 1998, the Gallatin County Clerk and Recorder reported to the Gallatin County Commissioners that the petition contained sufficient signatures as required by Section 7-14-2601, MCA. However, the legal description was not sufficient as to assist an appointed viewing committee with evaluation of the petition; and

WHEREAS, on January 19, 1999, the Gallatin County Clerk and Recorder reported to Gallatin County Commission that the legal description was sufficient to assist assessment of the petition; and

WHEREAS, on January 19, 1999, the Gallatin County Commissioners appointed a committee consisting of one county commissioner, the county surveyor and the road supervisor to investigate the feasibility and desirability of abandoning the road; and

WHEREAS, on February 16, 1999, the Gallatin County Commissioners conducted a public hearing, after notice on the petition and the results of the investigation.

WHEREAS, the Gallatin County Commissioners voted unanimously to grant the petition and abandon the portion of Lone Mountain Trail as described in Exhibit A.

NOW, THEREFORE BE IT RESOLVED:

1. Based on the petition, results of the investigation and information presented at the public hearing on February 16, 1999, the Gallatin County Commissioners conclude that the decision made herein is in the best interests of the county.

2. The road described as Lone Mountain Trail, further described in the attached Exhibit A as requested in the Petition to Abandon County Road is abandoned.

3. Within ten (10) days from the date a Resolution of Abandonment is adopted and the Clerk and Recorder shall send a copy of that 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 3rd day of March, 1999.

BOARD OF COUNTY COMMISSIONERS OF
GALLATIN COUNTY



William A. Murdock, Chairman

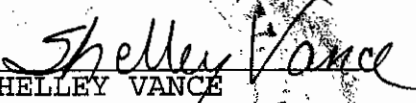


Phil Olson, Member

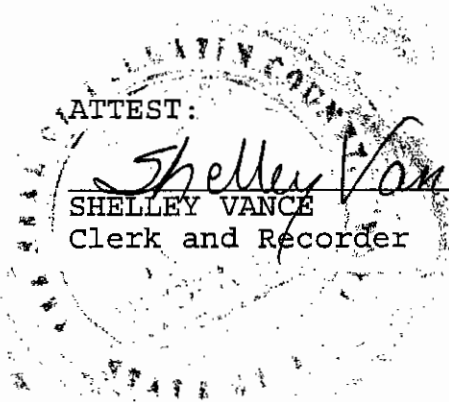


Jennifer Smith Mitchell, Member

ATTEST:



SHELLEY VANCE
Clerk and Recorder



a portion of Lone Mountain Trail described as that part of the South Half of the South Half of Section 36, Township 6 South, Range 3 East of P.M.M., Gallatin County, Montana, described as follows:

Commencing at the Southeast Corner of the Southwest Quarter of the Southeast Quarter of said Section 36; thence northerly $000^{\circ} 49' 13''$, assumed azimuth from north, 333.62 feet along the east line of said Southwest Quarter of the Southeast Quarter to the point of beginning of the property to be described; thence southwesterly and westerly 791.90 feet on a curve concave to the north, radius 1482.40 feet, central angle $30^{\circ} 36' 28''$ and chord azimuth $254^{\circ} 24' 39''$ along the south line of Lone Mountain Trail as dedicated in the Plat of Big Sky of Montana, Inc., Meadow Village, Second Filing; thence westerly along a 50.00 foot offset southerly from a centerline spiral of increasing radius, having a chord length of 152.60 feet and a chord azimuth of $271^{\circ} 42' 21''$ (Centerline spiral data: $l_s=150.00$, $\theta_s=3^{\circ} 00' 00''$, $R_c=1432.40$ feet) along said south line; thence westerly $272^{\circ} 42' 53''$ azimuth 1490.25 feet along said south line; thence westerly 141.41 feet on a tangential curve concave to the south, radius 1587.02 feet, central angle $05^{\circ} 06' 19''$, chord length of 141.36 feet and a chord azimuth of $270^{\circ} 09' 44''$ along said south line to the south right of way line of Montana Highway No. 64 as described on Film 10, Page 1353, files of the Gallatin County Clerk and Recorder; thence easterly 84.04 feet on a nontangent curve concave to the south, radius 1590.07 feet, central angle $03^{\circ} 01' 42''$, having a chord length of 84.03 feet and chord azimuth of $088^{\circ} 38' 10''$ along said south right of way line; thence easterly along a 50.00 foot offset southerly from a centerline spiral of increasing radius, having a chord length of 147.70 feet and a chord azimuth of $091^{\circ} 54' 17''$ (Centerline spiral data: $l_s=150.00$, $\theta_s=2^{\circ} 30' 12.4''$, $R_c=1640.07$ feet) along said south right of way line; thence easterly $092^{\circ} 46' 14''$ azimuth 1397.58 feet along said south line; thence easterly along a 50.00 foot offset southerly from a centerline spiral of decreasing radius, having a chord length of 152.60 feet and a chord azimuth of $091^{\circ} 45' 41''$ along said south right of way line (Centerline Spiral Data: $l_s=150.00$, $\theta_s=3^{\circ} 00' 08''$, $R_c=1431.30$ feet); thence easterly and northeasterly 794.51 feet on a curve concave to the north, radius 1481.30 feet, central angle $30^{\circ} 43' 52''$ having a chord length of 785.02 feet and chord azimuth $074^{\circ} 24' 10''$ along said south right of way line; thence southerly $180^{\circ} 49' 13''$ azimuth 1.15 feet along the east line of said Southwest Quarter of the Southeast Quarter to the point of beginning.

Area = 2,267 square feet, 0.0520 acre or 210.6 square meters. Subject to existing easements.



385521
 State of Mont., County of Gallatin. ss Filed for record MARCH 3, 19 99
 at 12:50 P. M., and recorded in Book 195 of MISCELLANEOUS page 2676
 Recorder. By Shelley Vance Carrie Brancamp Deputy

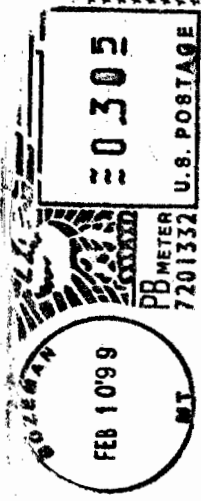
RT: ROAD PETITION #790

FEE: -0-

SHELLEY VANCE
CLERK & RECORDER, GALLATIN COUNTY
311 WEST MAIN, ROOM 204
BOZEMAN, MT 59715-4574

RETURN SERVICE
REQUESTED

POSTNET
FIRST CLASS



MICHAEL F. RICHARDS
P.O. BOX160193

BIG SKY, MT

RICH193 597162015 1898 08 02/16/99
RETURN TO SENDER
RICHARDS
3000 TWIN ANTLER DR
GALLATIN GATEWAY MT 59730-9672
RETURN TO SENDER



Is your RETURN ADDRESS completed on the reverse side?

SENDER:
 Complete items 1 and/or 2 for additional services.
 Complete items 3, 4a, and 4b.
 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 below the article number.
 The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:
 JEAN A. PALMER
 P.O. BOX 160122
 BIG SKY, MT 59716-0122

4a. Article Number
 P 787 055 168

4b. Service Type
 Registered
 Express Mail
 Return Receipt for Merchandise
 COD

5. Received By: (Print Name)
 JEAN A. PALMER

6. Signature: (Addressee or Agent)
 X Jean Palmer

7. Date of Delivery
 MAR 5 5 09 PM 1999

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

Thank you for using Return Receipt Service.

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Is your RETURN ADDRESS completed on the reverse side?

SENDER:
 Complete items 1 and/or 2 for additional services.
 Complete items 3, 4a, and 4b.
 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 below the article number.
 The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:
 US POSTAL SERVICE
 FEDERAL BLDG
 BOZEMAN, MT 59715

4a. Article Number
 P 787 055 221

4b. Service Type
 Registered
 Express Mail
 Return Receipt for Merchandise
 COD

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)
 X [Signature]

7. Date of Delivery
 3-4-99

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

Thank you for using Return Receipt Service.

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Is your RETURN ADDRESS completed on the reverse side?

SENDER:
 Complete items 1 and/or 2 for additional services.
 Complete items 3, 4a, and 4b.
 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 below the article number.
 The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:
 JAMES PAUL MUSCAT
 P.O. BOX 160255
 BIG SKY, MT 59716

4a. Article Number
 P 787 055 163

4b. Service Type
 Registered
 Express Mail
 Return Receipt for Merchandise
 COD

5. Received By: (Print Name)
 James Paul Muscat

6. Signature: (Addressee or Agent)
 X [Signature]

7. Date of Delivery
 MAR 5 5 09 PM 1999

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

Thank you for using Return Receipt Service.

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Is your RETURN ADDRESS completed on the reverse side?

SENDER:
 Complete items 1 and/or 2 for additional services.
 Complete items 3, 4a, and 4b.
 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 below the article number.
 The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:
 RUSSELL J. DEREMER
 P.O. BOX 160912 Wd
 BIG SKY, MT 59716

4a. Article Number
 P 787 055 173

4b. Service Type
 Registered
 Express Mail
 Return Receipt for Merchandise
 COD

5. Received By: (Print Name)
 Russell J. Deremer

6. Signature: (Addressee or Agent)
 X [Signature]

7. Date of Delivery
 MAR 5 5 09 PM 1999

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

Thank you for using Return Receipt Service.

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- 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 below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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

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

3. Article Addressed to:
MARLENE KENNEDY
P.O. BOX 160165
BIG SKY, MT 199716-0165

4a. Article Number
P 787 055 169

4b. Service Type
 Registered
 Express Mail
 Return Receipt for Merchandise
 COD

7. Date of Delivery

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

5. Received By: (Print Name)
Cyril Alvarez

6. Signature: (Addressee or Agent)
Cyril Alvarez
X

Thank you for using Return Receipt Service.

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- 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 below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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

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

3. Article Addressed to:
PUBLIC LAND ACCESS ASSOC
C/O BILL FAIRHURST
105 3RD AVE. EAST
THREE FORKS, MT 59752

4a. Article Number
P 787 055 222

4b. Service Type
 Registered
 Express Mail
 Return Receipt for Merchandise
 COD

7. Date of Delivery
3-5-99

8. Addressee's Address (Only if requested and fee is paid)
P.O. Box 249

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)
[Signature]

Thank you for using Return Receipt Service.

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- 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 below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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

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

3. Article Addressed to:
RON EDWARDS
680 SYCAMORE LANE
BOZEMAN, MT 59718

4a. Article Number
P 787 055 165

4b. Service Type
 Registered
 Express Mail
 Return Receipt for Merchandise
 COD

7. Date of Delivery
5-7-99

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

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)
Carla Edwards
X

Thank you for using Return Receipt Service.

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- 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 below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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

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

3. Article Addressed to:
CAROL L. COLLINS
4500 GALLATIN ROAD
GALLATIN GATEWAY, MT
59730

4a. Article Number
P 787 055 164

4b. Service Type
 Registered
 Express Mail
 Return Receipt for Merchandise
 COD

7. Date of Delivery
2-5

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

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)
[Signature]
X

Thank you for using Return Receipt Service.

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

SENDER:
 Complete items 1 and/or 2 for additional services.
 Complete items 3, 4a, and 4b.
 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 below the article number.
 The Return Receipt will show to whom the article was delivered and the date delivered.

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

3. Article Addressed to:
 DEE ROTHSCILLER
 P.O. BOX 160028
 BIG SKY, MT 59716-0028

4a. Article Number: P 787 055 166
 4b. Service Type: Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery: MAR 5 1999

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

5. Received By: (Print Name)
 Dee Rothschiller

6. Signature: (Addressee or Agent)
 X *Dee Rothschiller*

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Thank you for using Return Receipt Service.

SENDER:
 Complete items 1 and/or 2 for additional services.
 Complete items 3, 4a, and 4b.
 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 below the article number.
 The Return Receipt will show to whom the article was delivered and the date delivered.

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

3. Article Addressed to:
 KIRWAN & BARRETT
 P.O. BOX 1348
 BOZEMAN, MT 59771-1348

4a. Article Number: P 787 055 162
 4b. Service Type: Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery: MAR 5 1999

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

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)
 X *John D. Brown*

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Thank you for using Return Receipt Service.

SENDER:
 Complete items 1 and/or 2 for additional services.
 Complete items 3, 4a, and 4b.
 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 below the article number.
 The Return Receipt will show to whom the article was delivered and the date delivered.

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

3. Article Addressed to:
 MICHAEL F. RICHARDS
 P.O. BOX 160193
 BIG SKY, MT 59716-0542

4a. Article Number: P 787 055 170
 4b. Service Type: Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery: 3-9

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

5. Received By: (Print Name)
 Mrs. Richards

6. Signature: (Addressee or Agent)
 X *Mrs. Richards*

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Thank you for using Return Receipt Service.

SENDER:
 Complete items 1 and/or 2 for additional services.
 Complete items 3, 4a, and 4b.
 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 below the article number.
 The Return Receipt will show to whom the article was delivered and the date delivered.

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

3. Article Addressed to:
 JOHN BROWN
 C/O COK, WHEAT, BROWN
 P.O. BOX 1105
 BOZEMAN, MT 59771

4a. Article Number: P 787 055 223
 4b. Service Type: Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery: 03-05-99

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

5. Received By: (Print Name)
 Cindy Browner

6. Signature: (Addressee or Agent)
 X *Cindy Browner*

PS Form 3811, December 1994 102595-97-B-0179 Domestic Return Receipt

Thank you for using Return Receipt Service.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- 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 below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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:

JOHN H. CROWTHER
P.O. BOX 160409
BIG SKY, MT 59716-0409

4a. Article Number
P 787 055 171

4b. Service Type

Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery
1999

5. Received By: (Print Name)
John H. Crowther

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

6. Signature (Addressee or Agent)
X [Signature]

Thank you for using Return Receipt Service.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
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- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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:

LISA R. KNORR
P.O. BOX 160542
BIG SKY, MT 59716-0542

4a. Article Number
P 787 055 172

4b. Service Type

Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery

5. Received By: (Print Name)

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

6. Signature (Addressee or Agent)
X [Signature]

Thank you for using Return Receipt Service.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
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- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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:

MICHAEL BRUCE LOVELACE
P.O. BOX 160-961
BIG SKY, MT 59716

4a. Article Number
P 787 055 174

4b. Service Type

Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery

5. Received By: (Print Name)
Bruce Lovelace

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

6. Signature (Addressee or Agent)
X [Signature]

Thank you for using Return Receipt Service.