

RESOLUTION NO. 9-2015

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF FERGUS COUNTY ABANDONING A PORTION OF AN ALLEY
AND A PORTION OF A STREET IN THE UNINCORPORATED
TOWNSITE OF HILGER, FERGUS COUNTY MONTANA

WHEREAS, the Board of Commissioners has the authority, pursuant to Section 7-14-2616, Montana Code Annotated, to abandon or discontinue streets and alleys in unincorporated town sites or areas; and

WHEREAS, a petition was received by the Board of Commissioners of Fergus County, which was signed by the owners of all property adjoining that certain alley portion and certain street portion sought to be abandoned or discontinued, which is more specifically described as follows:

The following described rights of way as shown in the plat of the Townsite of Hilger, Fergus County, Montana

1. Fourth Avenue, between Main Street and Fergus Street
2. Fergus Street, from the intersection at 4th Avenue to the Maiden Cutoff road
3. The alley in block 8, running from the Maiden Cutoff Road to Fourth Avenue

WHEREAS, the Board of Commissioners appointed a viewers committee to physically view the alley and street in question sought to be abandoned or discontinued, and such viewers reported to the full board, and the full board duly considered the matter and authorized abandonment of the above described portions of an alley and a street;

NOW THEREFORE BE IT RESOLVED that the following described alley and street portions are hereby vacated and discontinued:

The following described rights of way as shown in the plat of the Townsite of Hilger, Fergus County, Montana

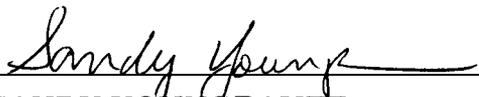
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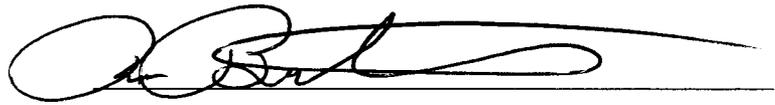
BE IT FURTHER RESOLVED that the Board of Commissioners declare, to the extent that such is legally permissible, that the abandoned and discontinued rights of way shall vest one half to the landowner of each side thereof.

BE IT FURTHER RESOLVED that Fergus County hereby reserves an easement under such alleyway and street for the placement of utilities which may be deemed desirable in the future; and the persons who now succeed to ownership of such property shall not construct buildings or other fixtures over the alleyway or street.

PASSED AND APPROVED this 11 day of May, 2015.

BOARD OF COMMISSIONERS:


SANDY YOUNGBAUER


ROSS BUTCHER


CARL SEILSTAD

ATTEST:


Rana J. Wichman, Clerk & Recorder