

RESOLUTION NO. 14-2020

A RESOLUTION DECLARING THE EXISTENCE OF **SUNNYSIDE ROAD**, A COUNTY ROAD; SUCH ROAD BEING SPECIFICALLY DESCRIBED BELOW:

WHEREAS the statutes of the State of Montana vest the Board of Commissioners with the authority and responsibility regarding roads and bridges, and such Statutes are generally found in Title 7, Chapter 14, Montana Code Annotated; and

WHEREAS the board is aware that a road exists in Fergus County, known as the **Sunnyside Road** which is more specifically described as follows:

Sunnyside road begins at the point where Sections 7,8,18, and 17 of T19N, R15E converge; continue east along the Section line common to sections 8, 9, 10 and 17, 16, 15 of T19N, R15E for a distance of approximately 2.91 miles; go north approximately 1254 feet in Section 10, T19N, R15E; turn east for approximately 558 feet to the Section line common to Section 10 and 11 in T19N, R15E; continuing along the Section line common to Section 10 and 11 in T19N, R15E go approximately 2190 feet; turn northeast into NW1/4 SW1/4 Section 11, T19N, R15E, for approximately 980 feet; go east through the NW1/4 SW1/4 Section 11, into NE1/4 SW1/4 of Section 11, T19N, R15E for approximately .45 mile; turn south for approximately 985 feet; make an easterly arc of approximately 985 feet; go east along the boundary common to the NE1/4 SE1/4 of Section 11 in T19N, R15E for approximately 1037 feet, to the halfway point north and south of the Section line common to Sections 11 and 12, T19N, R15E; go approximately one mile across Section 12, T19N, R15E following the boundary common to the N1/2 S1/2 of Section 12, T19N, R18E, to the Township line common to T19N, R15E Section 12 and T19N, R16E Section 7; following the Township line common to T19N, R15E Section 12 and T19N, R16E Section 7; go north for approximately .5 miles, where Sections 1 and 12, T19N, R15E and Sections 6 and 7, T19N, R16E converge; then east on the Section line of 6 & 7 for approximately 593 feet, then northeasterly for about 2286 feet; then running east approximately 241 feet; turning and running to the northwest approximately 778 feet; then running east approximately 2864 feet, ending at a point in Section 6, Township 19 North, Range 16 East.

WHEREAS, the Board is aware that on some portions of the foregoing described road, petitions may have been filed in the past, and as a consequence, these portions appear to have been declared as county roads. However, some portions may appear not to have been previously the subject of

road petitions; and

WHEREAS, the foregoing described road has been laid out, constructed and maintained with state or county funds, and it appears that persons using such road have long been under the belief that the entire length of such road is a county road; and

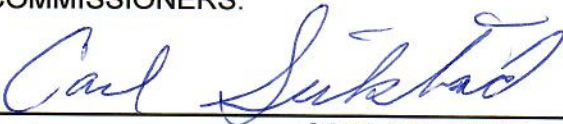
WHEREAS, the 1999 Montana Legislature enacted sub-sections 7-14-2101 (2) (b) and (c), which allows local governments to address roads such as that described above; and such statute requires a public hearing, after which the Board has discretion to declare such to be a county road; and

WHEREAS, the Board of Commissioners, after due notice, held a public hearing on March 18, 2020, to solicit public input as to the advisability of declaring the foregoing described road to be a county road; and after receiving such input, the Board believes that to declare such to be a county road would be in the public interest;

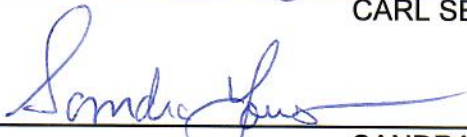
NOW THEREFORE BE IT RESOLVED, that pursuant to Section 2-14-2101, Montana Code Annotated, and the foregoing described road Sunnyside Road is hereby declared to be a public road and shall hereby continue to be used by the public.

PASSED AND APPROVED this 15th day of April, 2020.

BOARD OF COMMISSIONERS:



CARL SEILSTAD



SANDRA YOUNGBAUER



ROSS BUTCHER

ATTEST:

Rana Wichman, Clerk & Recorder

