

RESOLUTION NO. 5-2023

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF FERGUS COUNTY ABANDONING STREETS AND ALLEYS
IN LEWISTOWN HEIGHTS OF FERGUS COUNTY

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 incorporated town sites; and

WHEREAS, a petition was received by the Board of Commissioners of Fergus County, which was signed by the owners of all property adjoining certain streets and alleys in the platted area of Lewistown Heights; and such petition seeks vacating of the following described streets;

In the platted Lewistown Heights area, located in Fergus County; that portion of the undeveloped Stone Avenue in Lewistown Heights between Block 58 & 59, running approximately 260 feet between Block 58 & 59, a point of beginning Section 9, Township 15N, Range 18E.

WHEREAS, the Board of Commissioners appointed viewers to physically view the streets and alleys 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 streets and alleys; as shown on attached maps; maintaining current utility easements and retaining access for utility easements where the platted alley meets above-described street.

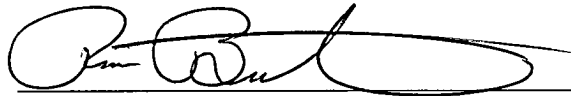
NOW THEREFORE BE IT RESOLVED that the following described streets and alleys in the incorporated platted area of Lewistown Heights, Fergus County are hereby vacated and discontinued:

Located in Fergus County; that portion of the undeveloped Stone Avenue in Lewistown Heights between Block 58 & 59, running approximately 260 feet between Block 58 & 59, a point of beginning Section 9, Township 15N, Range 18E.

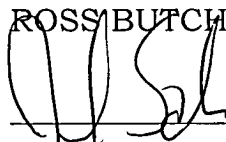
BE IT FURTHER RESOLVED that the Board of Commissioners declare, to the extent that such is legally permissible, that the abandoned and discontinued rights of way shall vest one half to the landowner of each side thereof.

PASSED AND APPROVED this 25th day of January 2023.

BOARD OF COMMISSIONERS:



ROSS BUTCHER



JENNIFER SAUNDERS



CARL SEILSTAD

ATTEST:


JANEL TUCEK, Clerk & Recorder