

RESOLUTION NO. 9431

A RESOLUTION OF INTENTION BY THE CITY
COMMISSION OF THE CITY OF GREAT FALLS, MONTANA,
TO VACATE A SEGMENT OF 14TH ALLEY SOUTH AT 26TH STREET SOUTH,
AND ALL OF 14TH AVENUE SOUTH AND 15TH ALLEY SOUTH
BETWEEN 25TH AND 26TH STREETS SOUTH,
IN ACCORDANCE
WITH THE PROVISIONS OF SECTION 7-14-4114,
MONTANA CODE ANNOTATED, AND
DIRECTING NOTICE TO BE GIVEN AS PROVIDED BY LAW

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WHEREAS, the subdivision plats of Lincoln Heights Addition and South 26th Street Addition, dedicated segments of 14th and 15th Alleys South and 14th Avenue South between 25th and 26th Streets South; and

WHEREAS, the sole owner of property abutting the hereinabove described right-of-way, Benefis Healthcare, has petitioned to vacate same; and

WHEREAS, subject right-of-way is currently unimproved and is deemed to be unnecessary based upon the planned development of abutting properties and remaining public right-of-way in the vicinity; and

WHEREAS, an Amended Plat of Blocks 28 and 29, Lincoln Heights Addition and Blocks 1 and 2 of the South 26th Street Addition and including Parcel Mark No. 18A, a tract of land located in the NE1/4 of Section 18, Township 20 North, Range 4 East, Cascade County, Montana, has been prepared which shows the consolidation of the right-of-way requested to be vacated with abutting private property to form a singular tract of land.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF GREAT FALLS, MONTANA;

That Tuesday, the 16th day of November, 2004, at 7:00 P.M. in the Commission Chambers of the Great Falls Civic Center, Great Falls, Montana, be and the same is hereby set as the time and place at which the Great Falls City Commission shall hear all persons relative to the proposed vacation of a segment of 14th Alley South at 26th Street South and all of 14th Avenue South and 15th Alley South between 25th and 26th Streets South; and

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that the City Clerk of said City shall forthwith cause notice of this Resolution to be: (1) published once in the Great Falls Tribune, the newspaper published nearest such land; and, (2) posted in three public places.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this 19th day of October, 2004.

Randall H. Gray, Mayor

ATTEST:

Carolyn M. Horst, Deputy City Clerk

(SEAL OF CITY)

Approved for legal content: City Attorney

State of Montana)
County of Cascade :ss
City of Great Falls)

I, Carolyn M. Horst, Deputy City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution No. 9431 was placed on its final passage by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 19th day of October, 2004, and approved by the Mayor of said City on the 19th day of October, 2004.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 19th day of October, 2004.

Carolyn M. Horst, Deputy City Clerk

(SEAL OF CITY)

State of Montana)
County of Cascade : ss
City of Great Falls)

Carolyn M. Horst, being first duly sworn, deposes and says: that on the 19th day of October, 2004, and prior thereto, she was the Deputy City Clerk of the City of Great Falls, Montana; that as said Deputy City Clerk she did publish and post as required by law and as prescribed and directed by the Commission, Resolution No. 9431 of the City of Great Falls, in three conspicuous places within the limits of said City to-wit:

On the Bulletin board, first floor, Civic Center building
On the Bulletin board, first floor, Cascade County Court House
On the Bulletin Board, Great Falls Public Library

Carolyn M. Horst, Deputy City Clerk

(SEAL OF CITY)