

RESOLUTION NO. 9615

A RESOLUTION OF INTENTION BY THE CITY
COMMISSION OF THE CITY OF GREAT FALLS, MONTANA,
TO VACATE AN UNUSED SEGMENT OF 26TH STREET SOUTH
RIGHT-OF-WAY ABUTTING PARCEL MARK 6B, SECTION 18,
TOWNSHIP 20 NORTH, RANGE 4 EAST,
CASCADE, MONTANA, IN ACCORDANCE
WITH THE PROVISIONS OF SECTION 7-14-4114,
MONTANA CODE ANNOTATED

* * * * *

WHEREAS, the right-of-way of 26th Street South in the vicinity of 17th Avenue South was dedicated and annexed to the City as part of the Stites Addition Phase 1, in 1993; and

WHEREAS, a segment of the westerly right-of-way of 26th Street South abutting Parcel Mark 6B, Section 18, Township 20 North, Range 4 East presently contains no roadway improvements; and

WHEREAS, it has been determined retention nor eventual improvement of the segment of the westerly right-of-way of 26th Street South abutting Parcel Mark 6B, Section 18, Township 20 North, Range 4 East serves any practical or functional public purpose; and

WHEREAS, Forest Glen LLC., which owns Parcel Mark 6B, Section 18, Township 20 North, Range 4 East desires to aggregate the unused right-of-way and Parcel Mark 6B into Lot 1A, Block 1, Forest Glen South Addition; and

WHEREAS, subject right-of-way proposed to be vacated is further described by the survey drawing attached as Exhibit 1 and by this reference made a part hereof; and

WHEREAS, an Amended Plat of Lot 1A, Block 1 Forest Glen South Addition, has been prepared which reflects the proposed disposition of the right-of-way requested to be vacated; and

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

That Tuesday, the 17th day of October, 2006, at 7:00 P.M. in the Commission Chambers of the Civic Center, Great Falls, Montana, be and the same is hereby set as the time and place at which the City Commission shall hear all persons relative to the proposed vacation of the unused segment of 26th Street South right-of-way abutting Parcel Mark 6B, Section 18, Township 20 North, Range 4 East; and

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that the City Clerk of the 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 September, 2006.

Dona R. Stebbins, Mayor

ATTEST:

Peggy J. Bourne, City Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

David V. Gliko, City Attorney

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

I, Peggy J. Bourne, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution No. 9615 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 September, 2006, wherein it was approved by said City Commission.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 19th day of September, 2006.

Peggy J. Bourne, City Clerk

(SEAL OF CITY)

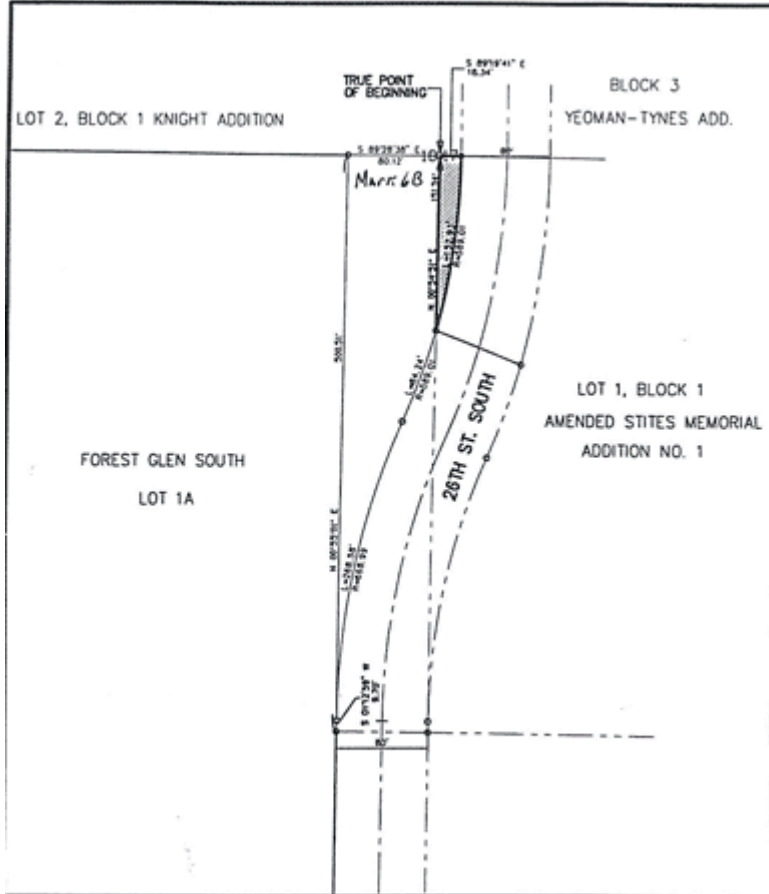
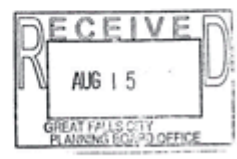


EXHIBIT 1
VACATED PORTION OF
26TH STREET SOUTH
 AREA OF EASEMENT - 1,890.90 SQ. FT. - 0.04 ACRES



W **WOITH ENGINEERING, INC.**
ENGINEERS & SURVEYORS
 P.O. BOX 7326, GREAT FALLS, MONTANA 59406