

RESOLUTION NO. 9632

A RESOLUTION BY THE CITY COMMISSION
OF THE CITY OF GREAT FALLS, MONTANA,
TO VACATE THE UNUSED SEGMENTS OF
10TH STREET NORTH, NORTH OF 11TH ALLEY NORTH,
AND 11TH AVENUE NORTH ABUTTING BLOCK 33,
GREAT FALLS ORIGINAL TOWNSITE AND BLOCKS 30 AND 34,
FIRST ADDITION TO GREAT FALLS TOWNSITE,
IN ACCORDANCE
WITH THE PROVISIONS OF SECTION 7-14-4114,
MONTANA CODE ANNOTATED

* * * * *

WHEREAS, the segments of rights-of-way of 10th Street North, north of 11th Alley North and 11th Avenue North abutting Block 33, Great Falls Original Townsite and Blocks 30 and 34, First Addition to Great Falls Townsite, were dedicated when the City of Great Falls was incorporated; and

WHEREAS, said segments of 10th Street North and 11th Avenue North dead-end into abutting city-owned land adjacent to River Drive North; and

WHEREAS, said segments of 10th Street North and 11th Avenue North presently contain no roadway improvements; and

WHEREAS, it has been determined retention and eventual improvement of said segments of 10th Street North and 11th Avenue North serve no practical or functional purpose; and

WHEREAS, Gary Lewis of Lewis Construction Company, who owns and uses abutting property for light industrial/warehouse business desires to consolidate the vacated rights-of-way with the balance of his ownership in said Blocks 30, 33 and 34; and

WHEREAS, Gary Lewis and Owen Robinson of Lumber Yard Supply, agree to rededicate their portions of required right-of-way for 11th Street North between 11th Avenue North and River Drive North; and

WHEREAS, subject rights-of-way proposed to be vacated are shown on the drawing attached as Exhibit "A" and by this reference made a part hereof; and

WHEREAS, an Amended Plat of Portions of Block 33, Great Falls Original Townsite and Blocks 30 and 34, First Addition to Great Falls Townsite, has been prepared which reflects the proposed disposition of the rights-of-way requested to be vacated and dedication of the involved segment of 11th Street North; and

WHEREAS, the City Commission of the City of Great Falls, Montana, duly and regularly passed and adopted on the 2nd day of January, 2007 Resolution 9631 entitled:

A RESOLUTION OF INTENTION
BY THE CITY COMMISSION
OF THE CITY OF GREAT FALLS, MONTANA,
TO VACATE THE UNUSED SEGMENTS OF
10TH STREET NORTH, NORTH OF 11TH ALLEY NORTH,
AND 11TH AVENUE NORTH ABUTTING BLOCK 33,
GREAT FALLS ORIGINAL TOWNSITE
AND BLOCKS 30 AND 34,
FIRST ADDITION TO GREAT FALLS TOWNSITE,
IN ACCORDANCE
WITH THE PROVISIONS OF SECTION 7-14-4114,
MONTANA CODE ANNOTATED, AND
DIRECTING NOTICE TO BE GIVEN AS PROVIDED BY LAW

WHEREAS, the City Clerk, forthwith caused notice of said Resolution No. 9631 to be:

- 1) published in the Great Falls Tribune, the newspaper published nearest the rights-of-way proposed for vacation; and
- 2) posted in three public places, stating therein the time and place the City Commission shall hear all persons relative to said proposed vacation.

WHEREAS, a hearing was held by the City Commission of the City of Great Falls on the 16th day of January, 2007, at 7:00 P.M. in the Commission Chambers of the Great Falls Civic Center, where said Commission heard all persons relative to the proposed vacation.

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

That the segments of rights-of-way of 10th Street North, north of 11th Alley North and 11th Avenue North abutting Block 33, Great Falls Original Townsite and Blocks 30 and 34, First Addition to Great Falls Townsite, as shown on the attached Exhibit "A" is hereby vacated.

BE IT FURTHER RESOLVED BY SAID CITY COMMISSION that this Resolution shall become effective thirty (30) days after its passage and approval.

PASSED AND ADOPTED by the City Commission of the City of Great Falls, Montana, on this 16th day of January, 2007.

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. 9632 was placed on its final passage by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 16th day of January, 2007, wherein it was approved by said City Commission.

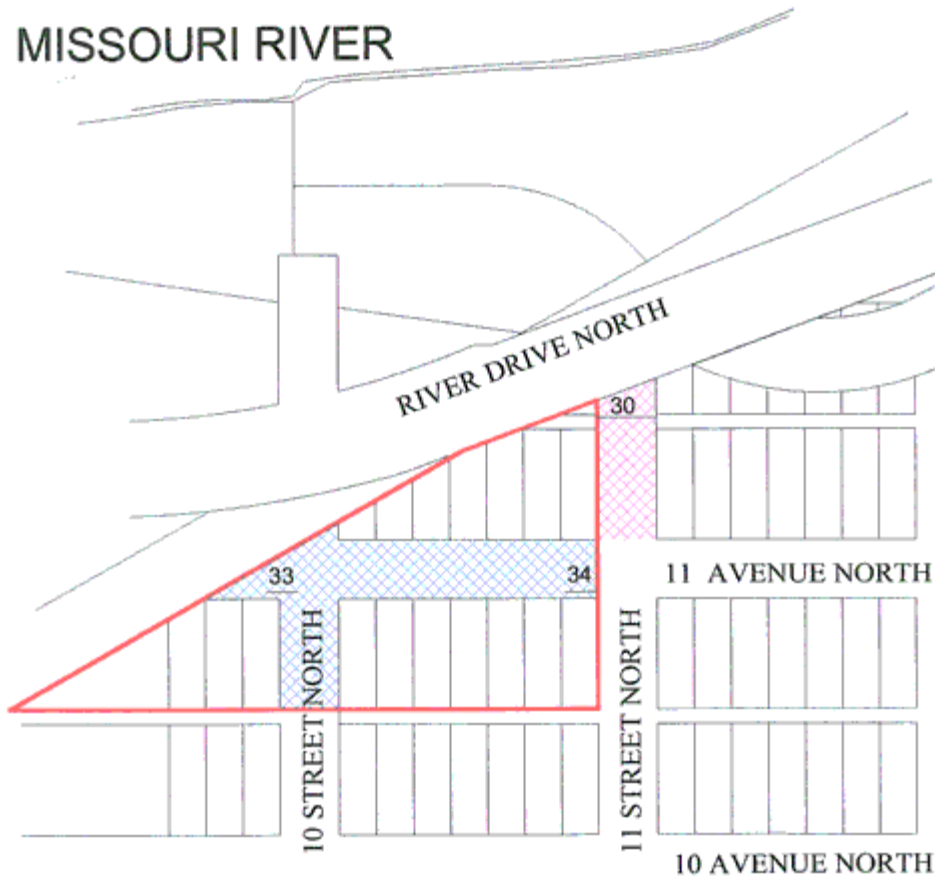
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said City this 16th day of January, 2007.

Peggy J. Bourne, City Clerk

(SEAL OF CITY)

EXHIBIT "A"

MISSOURI RIVER



— AMEND TO ONE PARCEL

▨ VACATE

▨ DEDICATE