

RESOLUTION NO. 12-_____

A RESOLUTION OF THE CITY OF BILLINGS, MONTANA, DISCONTINUING AND VACATING **a portion of Right of Way along Hesper Road.**

WHEREAS, a proper petition was filed with the City Council of the City of Billings, Montana, as per Section 22-601 BMCC, requesting discontinuance and vacation of **a portion of Right of Way along Hesper Road** as described hereinafter; and

WHEREAS, a public hearing was properly noticed and held as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA, AS FOLLOWS:

1. **DISCONTINUANCE AND VACATION.** Pursuant to Sections 7-14-4114 and 7-14-4115, M.C.A., **a portion of Right of Way along Hesper Road** more particularly described as follows:

The southern 15 feet of Hesper Road right of way along the northern boundary of Tract 3-A1, Amended Tract 3-A, of Rockwood Subdivision 2nd Filing, Recorded April 11, 1980, under Document No. 1162123, Records of Yellowstone County.

Said described vacation having an area of .237 acres more or less and being more described on the Right-of-Way Exhibit, attached.

Is hereby discontinued, abandoned and vacated and shall revert to adjacent property owner of Rockwood Subdivision 2nd Filing, Tract 3-A1.

2. **PUBLIC INTEREST.** The discontinuance, vacation and abandonment of the above described **a portion of Right of Way along Hesper Road** is

in the best interest of the public and can be done without any public detriment.

PASSED by the City Council and APPROVED this 13th day of August

2012.

THE CITY OF BILLINGS:

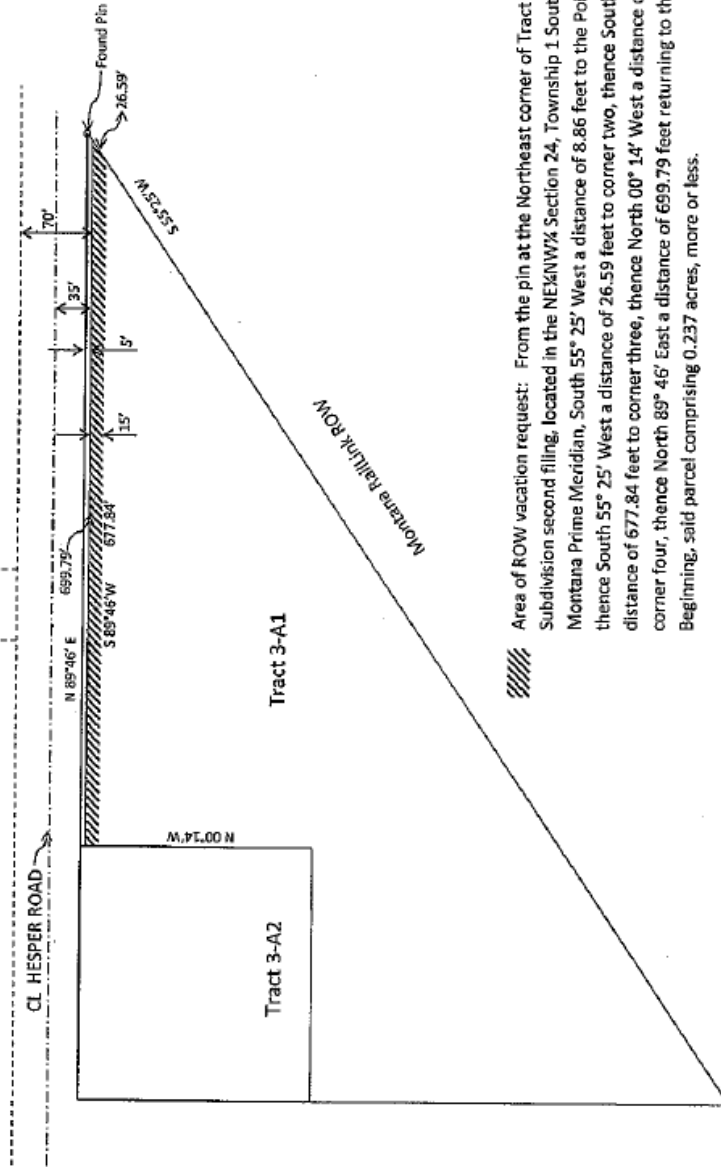
BY: _____
Thomas W. Hanel MAYOR

ATTEST:

BY: _____
Cari Martin CITY CLERK

REQUEST TO VACATE PUBLIC RIGHT-OF-WAY
Tract 3-A1 Rockwood Subdivision – 2nd Filing
 Located in the NW¼, Section 24, T. 1 S., R. 25 E., P.M.M.
 Yellowstone County, Montana

Request by Bristlecone, Inc.



Area of ROW vacation request: From the pin at the Northeast corner of Tract 3-A1, Rockwood Subdivision second filing, located in the NE¼NW¼ Section 24, Township 1 South, Range 25 East, Montana Prime Meridian, South 55° 25' West a distance of 8.86 feet to the Point of Beginning, thence South 55° 25' West a distance of 26.59 feet to corner two, thence South 89° 46' West a distance of 677.84 feet to corner three, thence North 00° 14' West a distance of 15.0 feet to corner four, thence North 89° 46' East a distance of 699.79 feet returning to the Point of Beginning, said parcel comprising 0.237 acres, more or less.

Scale: 1 inch = 100 feet