

RESOLUTION NO. 08-_____

A RESOLUTION OF THE CITY OF BILLINGS, MONTANA,
DISCONTINUING AND VACATING **a portion of Right of
Way within Lake Hills Subdivision 25th Filing.**

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 within Lake Hills Subdivision 25th Filing** 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 within Lake Hills Subdivision 25th Filing** more particularly described as follows:

A tract of land being approximately 200 feet of the East end of Lake Heights Drive right-of-way (60' wide) located in Lake Hills Subdivision 25th Filing in the southeast quarter of Section 9, T.1N., R.26E., P.M.M., Yellowstone County, Montana more particularly described as follows:

Beginning at the southeast corner of Lot 1, Block 65, Lake Hills Subdivision 25th filing; Then S03°04'24"E, 60.09 feet along the East line of Lake Hills 25th to the northeast corner of Lot 1, Block 62 Lake Hills 25th; then N89°51'27"W, 200.98 feet along the north line of said Lot 1, Block 62; then along a 56.00 foot radius curve to the left with a delta of 64°53'56" and

a chord bearing N03°20'58"E, 60.09 feet to a point on the south line of Lot 2, Block 65, Lake Hills 25th; then S89°51'27"E, 194.24 feet along the south lines of Lots 2 and 1, Block 65 to the Point of Beginning. The herein described area to be vacated is 11500 square feet.

Is hereby discontinued, abandoned and vacated.

- 2. PUBLIC INTEREST. The discontinuance, vacation and abandonment of the above described **a portion of Right of Way within Lake Hills Subdivision 25th Filing** is in the best interest of the public and can be done without any public detriment.

PASSED by the City Council and APPROVED this 23rd day of June 2008.

THE CITY OF BILLINGS:

BY: _____
Ron Tussing MAYOR

ATTEST:

BY: _____
Cari Martin CITY CLERK