

COUNTY SURVEYOR'S REPORT ON PETITION FOR ABANDONMENT OF COUNTY ROAD
OR STREET

DATE: November 26, 2024

ROAD OR STREET(S): North Fork Lower Willow Creek Road

LEGAL DOCUMENTS PERTAINING TO ABANDONMENT:

Commissioner Records Volume 10, pg. 615-1(1967), Commissioner Records Volume 1, pg. 39, Clerk and Recorder Records bk. 38, pg. 547, Certificate of Survey No. 588. Petition to vacate road.

LEGAL DESCRIPTION OF COUNTY ROAD TO BE ABANDONED

That portion of the county road described in Commissioner Records Volume 10, pg. 615-1(1967) that is located within Parcel A of Certificate of Survey No. 588, in the S.W. ¼ sec. 1 and N.W. ¼ sec. 12, T. 9 N., R. 14 W., P.M.M., Granite County, Montana . See attached exhibit "A".


DISCUSSION:

- 1.) Commissioner Scott Adler and I met on site on November 25, 2024 to view and discuss the proposed abandonment. A portion of the road is presently used privately by the existing land owner and is improved and gated. The existing landowner was present and adversarial.
- 2.) It is my opinion that when the lower willow creek reservoir was constructed the intent of bk. 38, pg. 547 was to reroute the existing county road around the newly constructed reservoir.
- 3) I have reviewed the existing county road maps available at the Clerk and Recorders' office and there is no location shown on this portion of county road.

RECOMMENDATION:

Since there are limited reasons to have public access to this area I would recommend abandonment with the stipulation that the Lower Willow Creek Irrigation District private easement will be modified to a permanent recorded easement upon vacation and abandonment of the above described county road.

Sincerely,



Hans Bohrnsen
Granite County Surveyor
Montana Professional Land Surveyor
License no. 12243 LS

EXHIBIT "A"
T 9N. R. 14W.
SEC. 1, 12

↑ NORTH

- ROAD TO BE VACATED
- PRESENT TRAVELED COUNTY ROAD.

