

PETITION PROCEDURE TO ESTABLISH, ALTER, OR ABANDON
A COUNTY ROAD UNDER SECTION 7-14-2601 MCA

1. Obtain a petition from the Yellowstone County Public Works Department located in Room 312 of the County Courthouse. Read the petition procedure carefully. If you have any questions or need clarification about the petition procedures, please contact the Public Works Department at (406) 256-2735. Incomplete or inaccurate petitions will cause delays in the petition process.
2. Type the complete and correct legal description for the roadway being petitioned in Section A of the petition. Petitions with incorrect or incomplete legal descriptions will be returned to the petitioner.
3. Attach a photocopy of the affected plat, Certificate of Survey, or Assessor Map to the petition. Mark and / or color the area described in the legal description. These copies do not have to be full plats but must detail the petitioned roadway and adjoining property. Copies of plats can be obtained from the Clerk and Recorder's Office in Room 401 of the County Courthouse.
4. Provide the reason for the petition in Section B of the petition.
5. Obtain at least **TEN (10)** signatures including addresses of landowners who wish to establish, alter, or abandon a county road (refer to Section C). It is recommended that more than ten signatures be on the petition so that the petition will not be voided if any signatures are invalid.
6. Consult the Public Works Department to review the plat and area affected by the petitioned roadway. This will be needed to complete steps 7 and 8 of the procedure.
7. Attach an Ownership Report from a Title Company, paid for by the petitioner, to verify current ownership of property affected by the petitioned roadway.
8. Obtain signatures and consent for the petition from all property owners affected by the roadway being petitioned in Section D.
9. Submit the petition along with a non-refundable \$25.00 fee and any necessary attachments (ownership report, warranty deeds, quit claim deeds, etc.) to the Yellowstone County Public Works Department.
10. Typically, within thirty (30) days of filing a correct and complete petition to establish, alter, or abandon a county road, the Commissioners will appoint a Board of Viewers to investigate the request.

11. The Board of Viewers will issue a report of its findings and recommendations to the Board of County Commissioners who will then schedule a public hearing. This hearing will be advertised in the newspaper and will be open to the public for comments from any persons who may speak in favor of, or in opposition to the petition.
12. Within ten (10) days after the public hearing, the Board of County Commissioners will issue a notice of decision by certified mail to all owners of land affected by the petitioned roadway. Notified owners will be those parties listed on the last county assessment roll.
13. If the petition is to abandon a subdivision or certificate of survey road, the following will be required if abandonment is granted by the County Commissioners:
 - The petitioner and / or benefiting property owners will be required to file an amended plat with the Clerk and Recorder.
 - The amended plat will reflect the adjusted lot lines affected by this abandonment.
 - This amended plat will need to be completed and filed with the Clerk and Recorder within a year of the approved petition.
 - Comply with any (and all) other specific conditions that are established by the Board of County Commissioners.

PETITION TO ESTABLISH, ALTER, OR ABANDON A COUNTY ROAD

TO: YELLOWSTONE COUNTY BOARD OF COMMISSIONERS

This petition is respectfully submitted this 12TH day of AUGUST, 20 24.

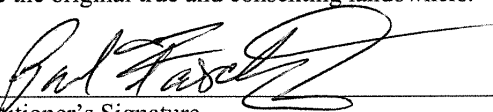
Petitioner/Initiator (and/or) Contact Person:

NAME: PAUL FASCHING

ADDRESS: 3436 BECRAFT LN

PHONE NO: 406-670-3653

I swear that all of the above information is true and correct, and all the landowner's signatures are the original true and consenting landowners.



Petitioner's Signature

8-12-24

Date

List all attachments:

- ☒ Sections A, B, C, and D of the Petition
- ☒ Map of petitioned roadway and affected property
- ☒ Affected property Ownership Report
- ☒ Check for \$25.00 made payable to Yellowstone County Public Works Department
- ☐ _____
- ☐ _____
- ☐ _____
- ☐ _____

PETITION TO ESTABLISH, ALTER, OR ABANDON A COUNTY ROAD

SECTION A

Legal description of the petitioned roadway (attach additional sheets if needed)

We are petitioning to abandon Bone Ave. Road has not been in use for several years.
Road description is IN 26 E Sec 26. Block 3 lot 6 NE corner to NW corner 140'
Block 3 lot 7 NE corner to NW corner 140' Block 4 SE corner to SW corner 140'
Certificate of survey 1269 parcel 1B.
Full legal S26, T01 N, R26E, C.O.S. 1269, Psrcel 1B, (21)

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SECTION B

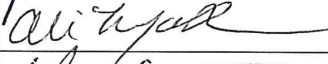
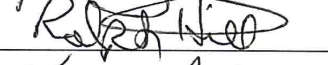
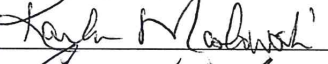
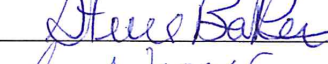
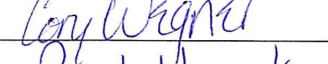
Reason for Petition

Road has not been in use for several years. All property owners request to abandon.
By doing so does not put any land owner in land lock.

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SECTION C

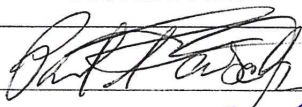
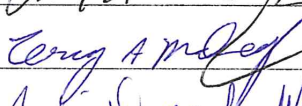
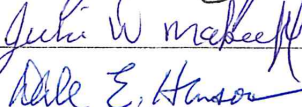
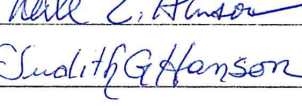
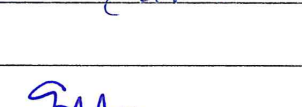
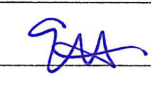
Signatures and addresses of landowners in Yellowstone County
who wish to establish, alter, or abandon a county road
(minimum TEN (10) landowners)

PRINTED NAME	SIGNATURE	ADDRESS
Paul Tezak		3522 T. grand Ave
Ali Tezak		530 Sunlight Circle
Ryan Fasching		3815 Bailey Dr
Ralph Hill		3411 mitch A.
Karla Maslowski		3412 Beecraft Ln.
CRAN WEBSTER		650 TRUNKWOOD DR
Chris Minkler		715 Twilight Dr
Steve Castle		2228 Hillmer Ln.
Tasha Castle		1637 Dickie Rd
Mandy Aberton		721 Tanglewood Dr
Jeremy Aberton		721 Tanglewood Dr.
Susan Williams Baker		3820 Bailey Dr.
Steven Baker		3820 Bailey Drive
Cory Wagner		3444 Beecraft Ln
Paul Hawkins		606 Lacey
Brian Nave		1665 Noblewood dr
Tami Schye		575 Westgate

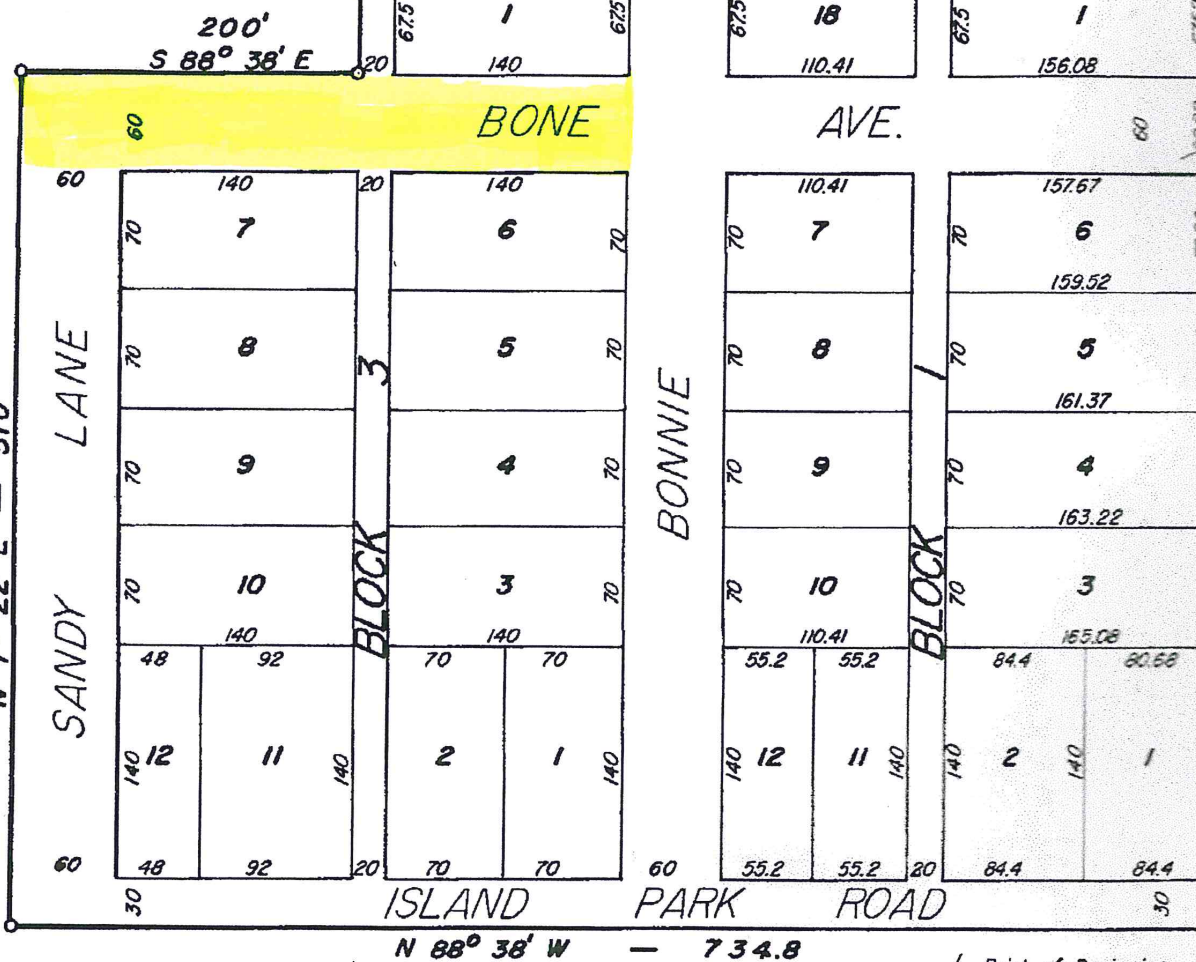
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SECTION D

Consent or non-consent of land owners in Yellowstone County
abutting and / or affected by the petitioned roadway

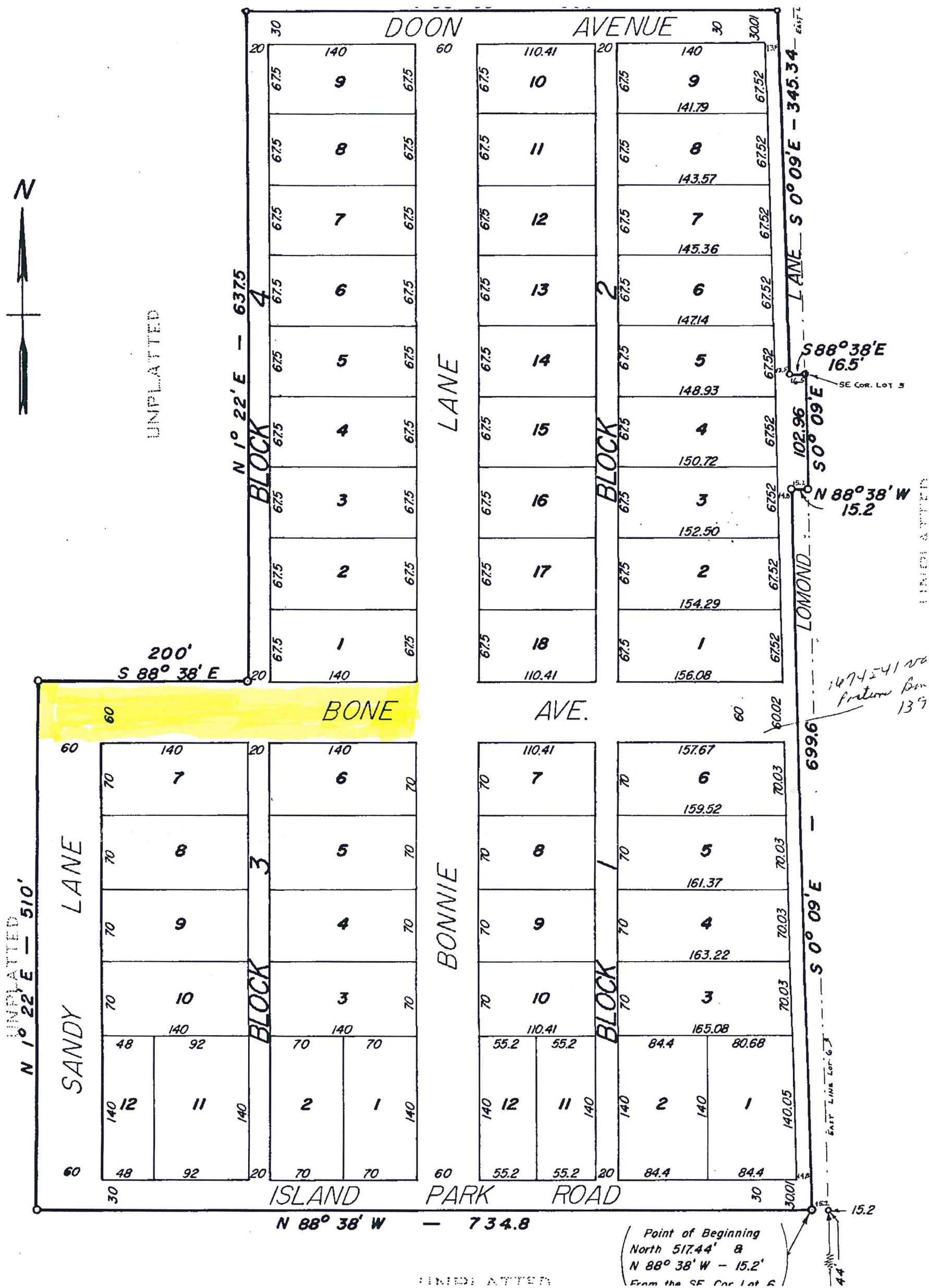
PRINTED NAME	SIGNATURE	ADDRESS	CONSENT	
			YES	NO
PAUL Fasching		3436 Becraft Ln	✓	
TERRY A. MAKEEFF		1020 Kay Drive	✓	
Julie W Makeeff		1020 Kay Drive	✓	
DALE E. HANSON		3875 Jene Helene Av Billings, MT 59101	✓	
JUDITH G. HANSON		3875 Jene Helene Av Billings MT 59101	✓	
PAUL				
Bonnie Dune LLC		1561 Arcadia Dr Billings, MT 59102	✓	

UNPLATTED
N 1° 22' E - 510'



UNPLATTED

26 E Sec. 26



IN 26 E. Sec. 26