

**A RESOLUTION OF THE CITY OF BILLINGS, MONTANA,
DISCONTINUING AND VACATING A PORTION OF THE DEDICATED
PUBLIC RIGHT-OF-WAY OF INDUSTRIAL SUBDIVISION, SECOND
FILING, AND ADJACENT TO LOT 5, BLOCK 5.**

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 THE DEDICATED PUBLIC RIGHT-OF-WAY OF INDUSTRIAL SUBDIVISION, SECOND FILING, AND ADJACENT TO LOT 5, BLOCK 5.** 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., the following portion(s) of a portion of the dedicated public right-of-way of Industrial Subdivision, Second Filing, and adjacent to Lot 5, Block 5 of said subdivision and more particularly described below is/are hereby discontinued, abandoned and vacated.

Beginning at the northeast corner of Industrial Subdivision, Second Filing, in Section 34, Township 1 North, Range 26 East, MPM, Yellowstone County, Montana; thence S14 degrees 05'W a distance of 35.69 feet to the southeast corner of Lot 5, Block 5, of said subdivision to a point; thence S56 degrees 42'W a distance of 50.22 feet to the southeast corner of Lot 5, Block 5, of said subdivision; thence N14 degrees 05' E a distance of 64.84 feet along the east line of said Lot 5 to the northeast corner of said Lot 5; thence, N88 degrees 51'W a distance of 34.89 feet along the north line of said subdivision to the northeast corner of said subdivision, the point of beginning, containing 1,709.25 square feet.

2. **PUBLIC INTEREST.** The discontinuance, vacation and abandonment of the above described portion of the dedicated public right-of-way of Industrial Subdivision, Second Filing, and adjacent to Lot 5, Block 5 of said subdivision is in the best interest of the public and can be done without any public detriment.

PASSED by the City Council and APPROVED this 28th day of ^{June}~~May~~, 1999.

RESOLUTION NO. 99- 17467

THE CITY OF BILLINGS:

BY: Charles F. Tooley
Charles F. Tooley MAYOR



ATTEST:

BY: Marita Herold
Marita Herold, CMC/AEE CITY CLERK

PLAT OF

INDUSTRIAL SUBDIVISION

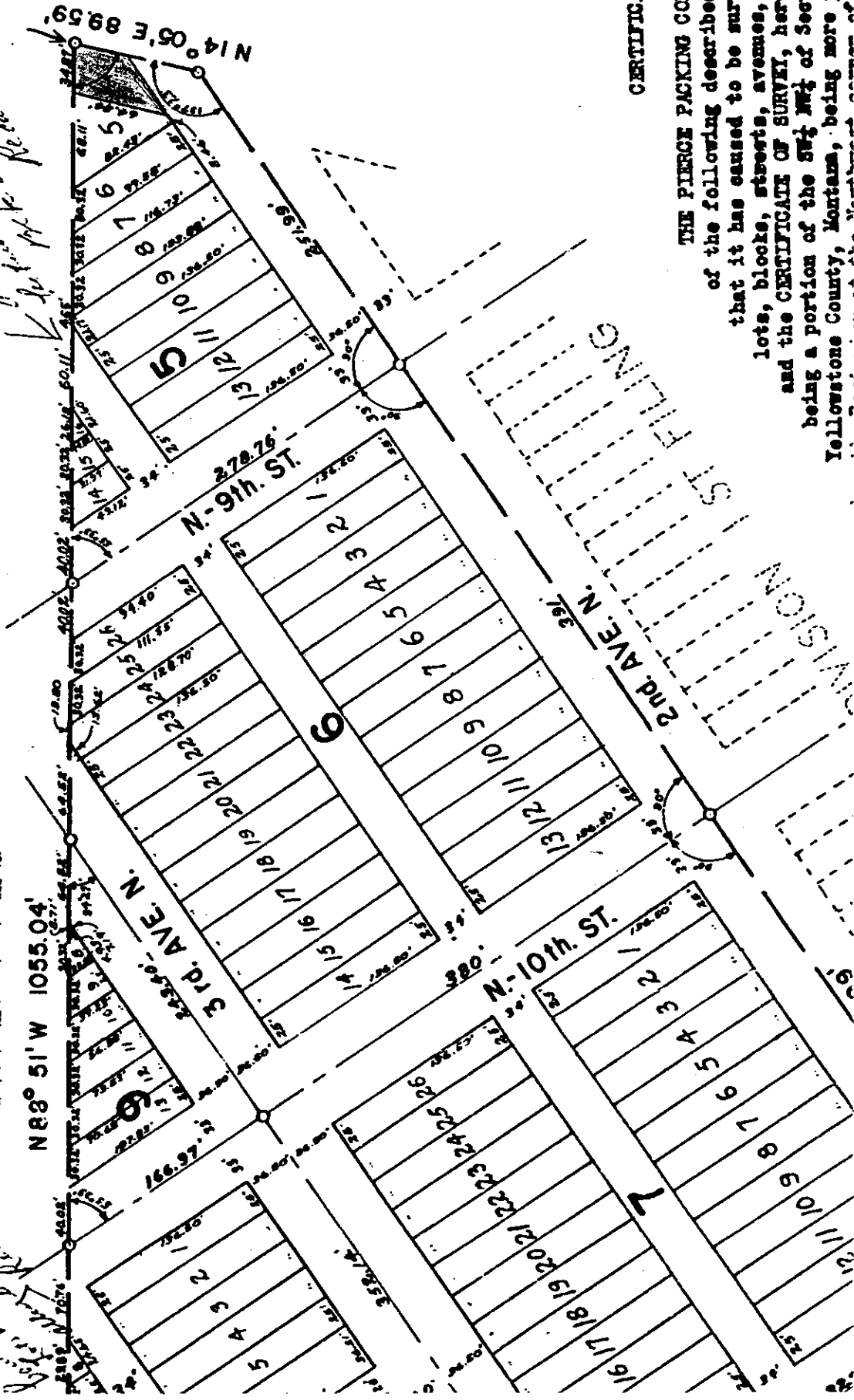
SECOND FILING

SURVEYED & PLATTED BY EDWARD R. WALDO, BILLINGS, MONTANA

1949

UNPLATTED

Handwritten notes:
N 88° 51' W 1055.04'
N 14° 05' E 89.39'
N 27° 26' 13.25'
N 10° 05' E 89.39'
N 14° 05' E 89.39'
N 27° 26' 13.25'
N 10° 05' E 89.39'



CERTIFICATE OF DEDICATION

THE PIERCE PACKING COMPANY, a Montana Corporation, of the following described tract of land, being a portion of the SW 1/4 of Section 34, T. 1 N., R. 26 E., being a portion of the SW 1/4 of Section 34, T. 1 N., Yellowstone County, Montana, being more particularly described as follows: