

RESOLUTION 05-18290

A RESOLUTION OF THE CITY OF BILLINGS, MONTANA,
DISCONTINUING AND VACATING South 26th Street between 1st
Avenue South and 2nd Avenue South.

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 South 26th Street between 1st Avenue South and 2nd Avenue South 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., South 26th Street between 1st Avenue South and 2nd Avenue South more particularly described as follows:

Beginning at a point which is the northeasterly corner of Block 141 of the Original Town(now City) of Billings, Montana; thence, from said point of beginning, crossing the right-of-way of South 26th Street, N55°23'30"E a distance of 80.00 feet to the northwesterly corner of Block 142 of said Original Town of Billings; thence, along the westerly line of said Block 142, S34°36'30"W a distance of 250.00 feet to the north westerly corner of Lot 23 of said Block 142; thence crossing the right-of-way of said South 26th Street, S55°23'30"W a distance of 80.00 feet to a point on the easterly line of said Block 141; thence along said easterly line, N34°36'30"E a distance of 250.00 feet to the point of beginning; said described tract having an area of 20,000 square feet.

is hereby discontinued, abandoned and vacated.

2. PUBLIC INTEREST. The discontinuance, vacation and abandonment of the above described South 26th Street between 1st Avenue South and 2nd Avenue South 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 June 2005.



THE CITY OF BILLINGS:

BY:

Charles F. Tooley

MAYOR

ATTEST:

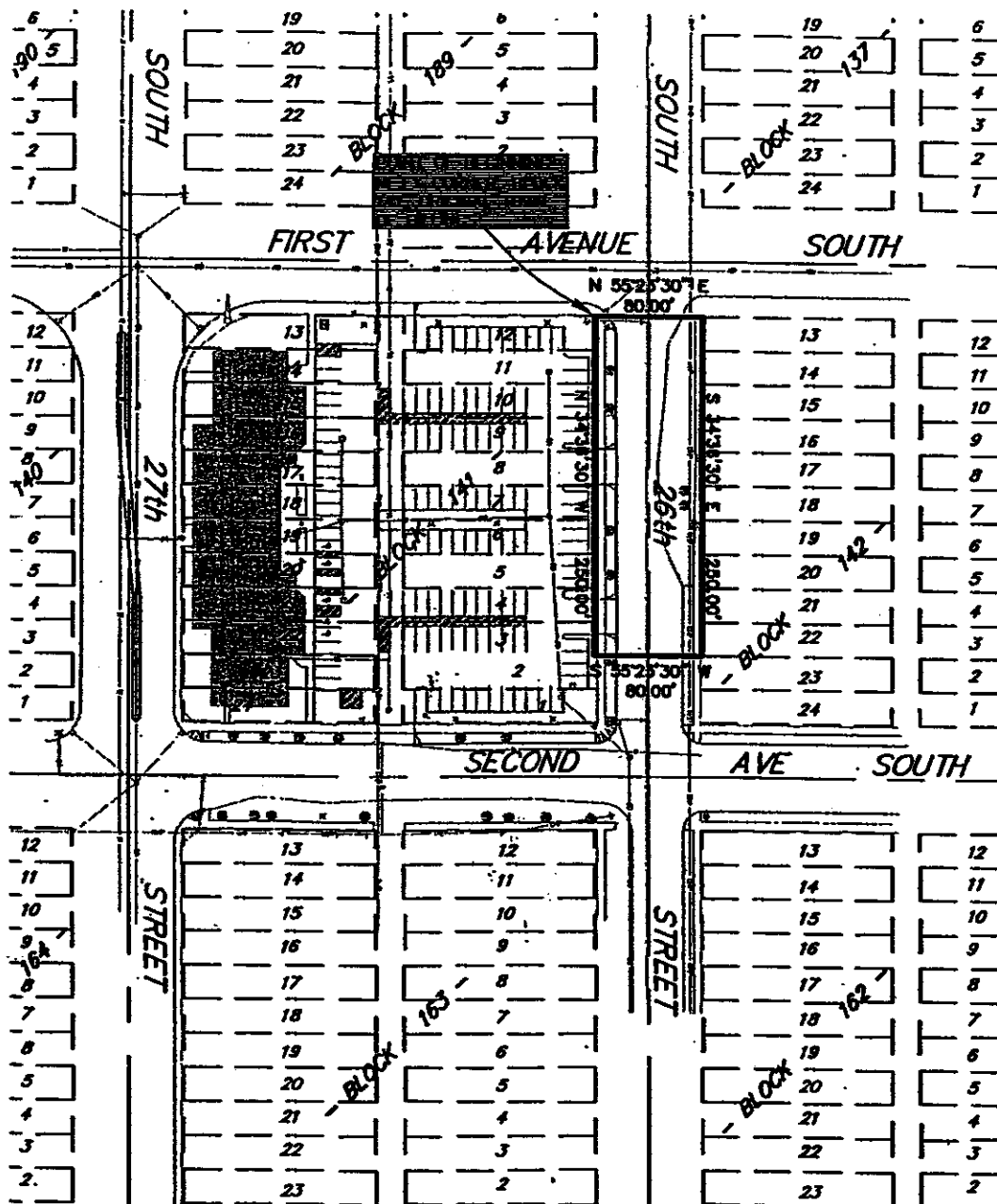
BY: Marita Herold

Marita Herold, CMC/AEE

CITY CLERK

EXHIBIT "A"

RIGHT-OF-WAY VACATION FOR A PORTION OF SOUTH 26th STREET BETWEEN 1st AVENUE SOUTH AND 2nd AVENUE SOUTH

**DESCRIPTION:**

A tract of land situated in the NE1/4 of Section 3, T. 1 S., R. 26 E., P.M.M.; Yellowstone County, Montana; more particularly described as follows, to-wit:

Beginning at a point which is the northeasterly corner of Block 141 of the Original Town (now City) of Billings, Montana; thence, from said point of beginning, crossing the right-of-way of South 26th Street; N55°23'30"E a distance of 80.00 feet to the northwesterly corner of Block 142 of said Original Town of Billings; thence, along the westerly line of said Block 142, S34°36'30"W a distance of 250.00 feet to the northwesterly corner of Lot 23 of said Block 142; thence, crossing the right-of-way of said South 26th Street, S55°23'30"W a distance of 80.00 feet to a point on the easterly line of said Block 141; thence along said easterly line, N34°36'30"E a distance of 250.00 feet to the point of beginning; said described tract having an area of 20,000 square feet.