

RESOLUTION NO. 09-18824

A RESOLUTION OF THE CITY OF BILLINGS, MONTANA, DISCONTINUING  
AND VACATING portion of Zimmerman Trail.

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 portion of Zimmerman Trail 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., portion of Zimmerman Trail more particularly described as follows:

A tract of land situated in the NE1/4 of Section 34, T.1N., R.25E., P.M.M., City of Billings, Yellowstone County, Montana, more particularly described as:

A portion of Zimmerman Trail Right-Of-Way adjacent to Lot 5, Block 1 Scott Subdivision, Recorded March 11, 1998, Under Document No. 1913900, Records of Yellowstone County, Montana, beginning at the northwest corner of said Lot 5, Block 1, of Scott Subdivision; thence S 00° 03' 05" E for a distance of 101.98 feet to the southwest corner of said Lot 5; thence N 90° 00' 00" W for a distance of 42.01 to the northwest corner of Lot 4A of Amended Lot 4, Block 1 of Scott Subdivision, Recorded June 20, 2007, Under Document No. 3427272, Records of Yellowstone County, Montana; thence on a curve to the left with a radius of 1251.22 feet and an arc length of 103.48 feet (chord bearing N09°40'39"W for a chord distance of 103.45 feet) to the southwest corner of Lot 6A of Amended Lot 6, Block 1, of Scott Subdivision, Recorded June 20, 2007, Under Document No. 3427264, Records of Yellowstone County, Montana; thence N90°00'00"E for a distance of 59.31 feet to the Point of Beginning.  
Containing 5,093 square feet.

is hereby discontinued, abandoned and vacated and reverted to Lot 5, Block 1, Scott Subdivision.

2. PUBLIC INTEREST. The discontinuance, vacation and abandonment of the above described portion of Zimmerman Trail is in the best interest of the public and can be done without any public detriment.

PASSED by the City Council and APPROVED this 8<sup>th</sup> day of June 2009.



THE CITY OF BILLINGS:

BY   
Ron Tussing, MAYOR

ATTEST:

BY:   
Cari Martin, CITY CLERK