

RESOLUTION NO. 11-19037

A RESOLUTION OF THE CITY OF BILLINGS,
MONTANA, DISCONTINUING AND VACATING **portions
of South 23rd Street and 4th 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 **portions of South 23rd Street and 4th 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., **portions of South 23rd Street and 4th Avenue South** more particularly described as follows:

PORTIONS OF S. 23rd ST. & 4th AVE. S. RIGHT-OF-WAY

A tract of land located in the NE 1/4 of Section 3, T. 1 S., R. 26 E., P.M.M., Yellowstone County, Montana, being portions of the right-of-way of South 23rd Street and 4th Avenue South more particularly described as follows, to-wit:

Beginning at a point which is the northeasterly corner of Lot 12, Block 173 of the Original Town (now City) of Billings, Montana; thence, from said point of beginning, crossing the right-of-way of South 23rd Street, N 55°23'30" E a distance of 80.00 feet; thence, along the easterly right-of-way line of South 23rd Street, S 34°36'30" E a distance of 372.65 feet; thence, along the east line of Section 3, T. 1 S., R. 26 E., P.M.M., S 00°03'00" E a distance of 8.92 feet; thence, along the southerly right-of-way line of 4th Avenue South,

S 55°23'30" W a distance of 374.94 feet; thence, along the easterly right-of-way line of South 24th Street, N 34°36'30" W a distance of 80.00 feet; thence along the northerly right-of-way line of 4th Avenue South, N 55°23'30" E a distance of 300.00 feet; thence along the westerly right-of-way line of South 23rd Street, N 34°36'30" W a distance of 300.00 feet to the point of beginning; said described tract having an area of 54,380 square feet or 1.2484 acres.

Is hereby discontinued, abandoned and vacated.

2. PUBLIC INTEREST. The discontinuance, vacation and abandonment of the above described **portions of South 23rd Street and 4th 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 14th day of March 2011.

THE CITY OF BILLINGS:



BY: Thomas W. Hanel
Thomas W. Hanel, Mayor

ATTEST:

BY: Cari Martin
Cari Martin, City Clerk