

## RESOLUTION NO. 436

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POLSON, STATE OF MONTANA, VACATING AND ABANDONING A PORTION OF FIFTH STREET (FORMERLY SEVENTH STREET) OF THE CITY OF POLSON.

WHEREAS, the City of Polson, Montana, is the owner of the following described real property, to wit:

Beginning at the Southeast corner of Lot 1, Block 1, Michel Addition to the City of Polson, thence North 140 feet; thence West 22.2 feet to the Northeast corner of said Lot 1; thence Southeasterly along a curve and the East boundary of said Lot 1 to the point of beginning;

WHEREAS, on the 17th day of October, 1983, a Petition and Affidavit to discontinue said property was filed, signed by Melvin S. and Helen E. Olson, constituting all of the owners on that part of the street to be discontinued; and

WHEREAS, in consideration of the abandonment of the aforementioned property, Melvin S. Olson and Helen E. Olson agree to construct sidewalks on said Lot 1; and

WHEREAS, on the 7th day of October, 1983, notice of a public hearing to be held on said petition was posted in three public places pursuant to M.C.A. 7-14-4114(2), stating that determination of abandonment of said property was to be held on the 17th day of October, 1983, at the City Hall, City of Polson, Montana, when and where any persons interested could appear and be heard for or against the abandonment of said property; and

WHEREAS, a public hearing for final determination of the abandonment of the said public thoroughfare was held at the City Hall of the City of Polson, Montana, on October 17, 1983, as hereinbefore provided, at which hearing all interested persons were given full opportunity to be heard for or against the abandonment of said public thoroughfare; and

WHEREAS, after full hearing and due consideration, it appears to the Mayor and Council of the said City of Polson, Montana, that it is to the best interest of said City of Polson and the people thereof that said public thoroughfare be vacated.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Polson, Montana, that the following described real property will be and hereby is vacated and abandoned.

Beginning at the Southeast corner of Lot 1, Block 1, Michel Addition to the City of Polson, thence North 140 feet; thence West 22.2 feet to the Northeast corner of said Lot 1; thence Southeasterly along a curve and the East boundary of said Lot 1 to the point of beginning.

PASSED AND APPROVED this 7th day of November, 1983.

John A. Dowdall/s  
John A. Dowdall, Mayor

ATTEST:

Kathy L. Cox/s  
Kathy L. Cox, City Clerk