

Return to: City Clerk  
City of Missoula  
435 Ryman Street  
Missoula MT 59802-4297

**RESOLUTION NUMBER \_\_\_\_\_**

**A RESOLUTION OF THE MISSOULA CITY COUNCIL OF THE CITY OF MISSOULA, MONTANA, VACATING A 80 FOOT WIDE BY 56.89 FOOT, BY 95.18 FOOT BY 4.67 FOOT (PUBLIC) UTILITY EASEMENT CROSSING THE VACATED PORTION OF SOUTH SECOND STREET PER MISSOLA RESOLUTION NO. 3521 ON FILE AND OF PUBLIC RECORD IN MISSOULA COUNTY, MONTANA.**

**WHEREAS**, the property owners of Lots 1, 2, and 3, Block 85, Knowles Addition No. 3 and C.O.S. 6685, Tract A have filed Petition No. P 10107 requesting that the 80 foot wide by 56.89 foot by 95.18 foot by 4.67 foot (Public) Utility Easement be vacated as shown on Exhibit A attached hereto and described as follows:

80 foot wide by 56.89 foot by 95.18 foot by 4.67 foot (Public) Utility Easement crossing the vacated portion of South Second Street per Missoula Resolution No. 3521 on file and of public record in Missoula County, Montana.as recorded in Missoula County, Montana.

**WHEREAS**, all utilities have verified that there are no utilities in said easement and have agreed to release any interest in said (public) utility easement.

**WHEREAS**, said City Council believes that the reasons for vacating said easement set forth are good and valid and that the said easement should be vacated.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL** of the City of Missoula, Montana, that said easement is hereby vacated.

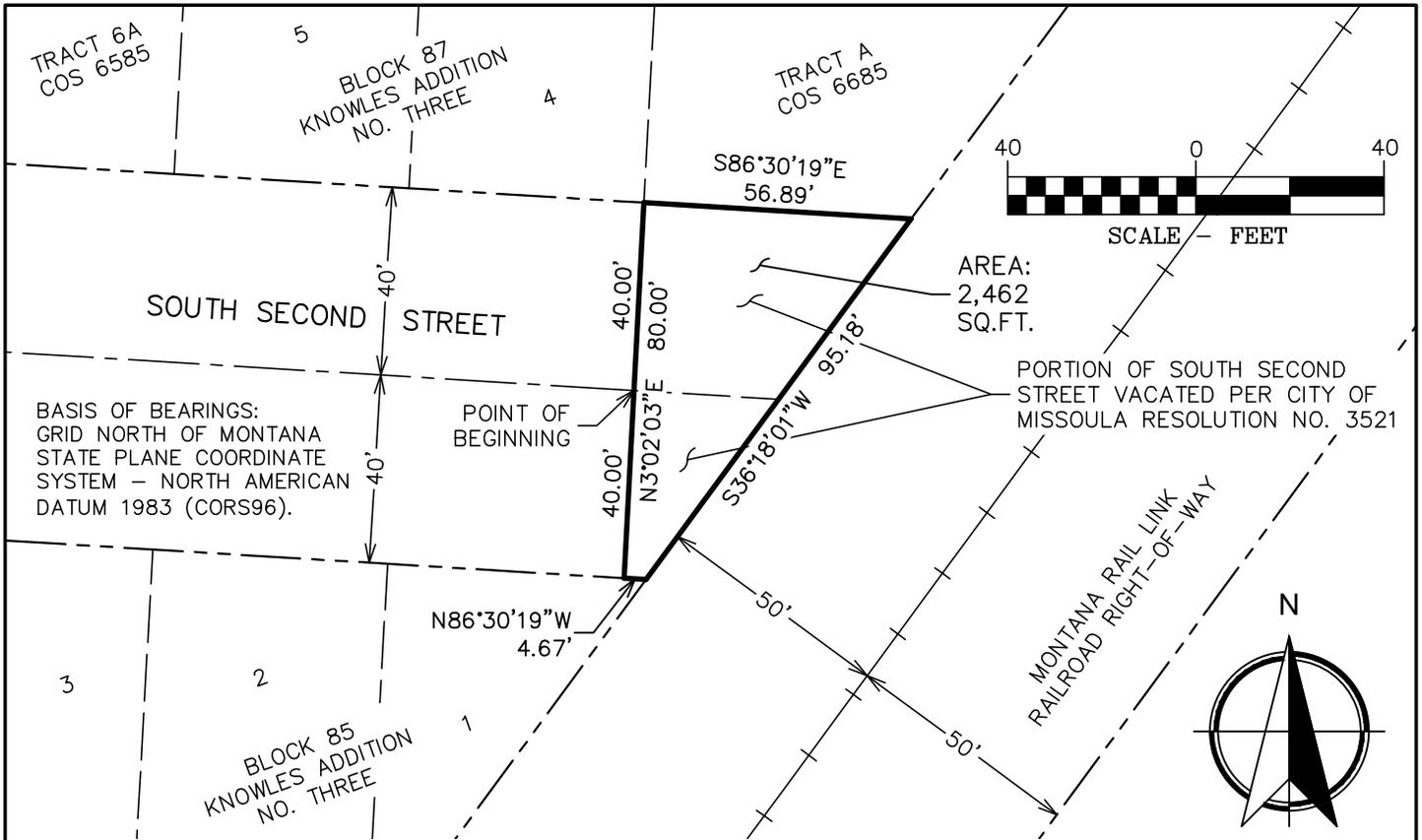
**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Martha L. Rehbein, CMC  
City Clerk

\_\_\_\_\_  
John Engen  
Mayor



LEGAL DESCRIPTION \*\*\*\*\*

A TRACT OF LAND BEING THE VACATED PORTION OF SOUTH SECOND STREET PER MISSOULA RESOLUTION NO. 3521, ON FILE AND OF PUBLIC RECORD IN MISSOULA COUNTY, MONTANA; LOCATED IN THE SOUTHWEST QUARTER OF SECTION 21, TOWNSHIP 13 NORTH, RANGE 19 WEST, PRINCIPAL MERIDIAN, MONTANA; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF TRACT A OF CERTIFICATE OF SURVEY NO. 6685, ON FILE AND OF PUBLIC RECORD IN MISSOULA COUNTY, MONTANA; THENCE N 03°02'03" E ALONG THE WESTERLY LINE OF SAID TRACT A, 40.00 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SOUTH SECOND STREET; THENCE S 86°30'19" E ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, 56.89 FEET TO A POINT ON THE NORTHWESTERLY LINE OF MONTANA RAIL LINK RAILROAD RIGHT-OF-WAY; THENCE S 36°18'01" W ALONG SAID NORTHWESTERLY LINE, 95.18 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SOUTH SECOND STREET; THENCE N 86°30'19" W ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, 4.67 FEET TO A POINT ON THE SOUTHERLY PROLONGATION OF THE WESTERLY LINE OF SAID TRACT A; THENCE N 03°02'03" E ALONG SAID SOUTHERLY PROLONGATION, 40.00 FEET TO THE POINT OF BEGINNING; CONTAINING 2,462 SQUARE FEET, MORE OR LESS.

SURVEYOR'S STATEMENT \*\*\*\*\*

THIS EXHIBIT WAS PREPARED UNDER MY SUPERVISION.

*Kirk F. Adkins*

03/10/2021

KIRK F. ADKINS, P.L.S.  
MONTANA LICENSE NO. 16734LS  
FOR WGM GROUP, INC.

DATE



UNLESS SIGNED, SEALED, AND DATED, THIS IS A PRELIMINARY OR UNOFFICIAL DOCUMENT AND CANNOT BE RELIED UPON IN WHOLE OR PART.

EXHIBIT "A"  
LOCATED IN THE SW 1/4 OF SECTION 21,  
T. 13 N., R. 19 W., P.M., M.  
MISSOULA, MONTANA



**WGM GROUP**  
WWW.WGMGROUP.COM

PROJECT: 20-09-01  
FILE No: 200901\_ease-vac.dwg  
FILE PATH  
W:\Projects\200901\CAD Data\Exhibits  
LAYOUT: Sh11  
SURVEYED: ---  
DESIGN: ---  
DRAFT: CEG  
APPROVE: KFA  
DATE: MARCH 10, 2021  
SHEET: 1 OF 1 SHEETS