

State of Montana

County of Gallatin

Bozeman



November 14, 1989

Mr. Ronald B. Stevens, President
PLAAI
P.O. Box 3902
Bozeman, Mt. 59772-3902


Re: Sixteen Mile Creek Bridge and Clarkston/Toston Road


Dear Mr. Stevens:

We have reviewed the letter of County Attorney Mike Salvagni dated October 20, 1989, which was written at our request in response to your letter to us dated June 26, 1989. In your letter you asked that the "Gallatin County road supervisor remove all fences, illegal signs, berm on the ford and any other obstructions on the subject Clarkston/Toston county road." You made your request so that the PLAAI could repair the bridge at Sixteen Mile Creek. We understand that you have repaired the bridge but that you continue to request our response.

It has been our position that the road from Clarkston to the county line is not a county road or public highway over which Gallatin County has jurisdiction. There is nothing in your June 26, 1989, letter which persuades us to change our position. After considering the County Attorney's analysis of the law and response to your issues, we decline to assert jurisdiction over the road.

Gallatin County Commission


RAMON S. WHITE, Chairman


JANE JELINSKI, Member


A. D. PRUITT, Member

cc: Mike Salvagni, County Attorney
Shelley Cheney, Clerk and Recorder
Sam Gianfrancisco, County Road Supervisor