

COUNCIL RESOLUTION NO. 17-2

1 A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF REAL PROPERTY
2 OWNED BY THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF
3 MONTANA, NOW DESCRIBED AS A PORTION OF LOT 5A AS SHOWN ON
4 CERTIFICATE OF SURVEY NO. _____ AND LOCATED IN THE NORTHWEST ONE
5 QUARTER (NW ¼) OF SECTION THIRTEEN (13), TOWNSHIP THREE NORTH
6 (T3N), RANGE EIGHT WEST (R8W), TO THE CITY AND COUNTY OF BUTTE-
7 SILVER BOW, MONTANA TO THE ADJOINING OWNER PURSUANT TO POLICIES
8 ADOPTED BY THE COUNCIL OF COMMISSIONERS AND PROVIDING FOR AN
9 EFFECTIVE DATE HEREIN.

10 WHEREAS, the City-County has received a certain parcel of real
11 property previously described as a portion of Tract A
12 of Certificate of Survey No. 1004B-RB lying in the
13 Northwest One Quarter (NW ¼) of Section Thirteen (13),
14 Township Three (T3N) North, Range Eight (R8W) West to
15 the City and County of Butte-Silver Bow County,
16 Montana, through Quit Claim Deed; and

17 WHEREAS, this parcel is now known as a portion of Lot 5A of
18 Certificate of Survey No. _____.

19 WHEREAS, this parcel is vacant land and adjoins property owned
20 by other persons with certain structures and
21 improvements; and

22 WHEREAS, Mark O'Neill, the owner of the adjoining property,
23 with an address of 621 W. Quartz, Butte, Montana,

1 described as the west 17.5' of Lot 5 and the east
2 10.5' of Lot 6 of Block 2 of the Plymouth Addition and
3 the Morning Sun Lot 4 Lode, all within the City and
4 County of Butte-Silver Bow, Montana, has requested
5 that Council authorize the sale of the certain parcel
6 of adjoining real property now described as a portion
7 of Lot 5A of Certificate of Survey No. _____ lying in
8 the Northwest One Quarter (NW ¼) of Section Thirteen
9 (13), Township Three (T3N) North, Range Eight (R8W)
10 West to the City and County of Butte-Silver Bow
11 County, Montana now owned by the City-County to him
12 through the Adjacent Landowner Policy adopted by this
13 body; and

14 WHEREAS, The portion of Lot 5A of Certificate of Survey No.
15 _____, to be conveyed and which lies in the Northwest
16 One Quarter (NW ¼) of Section Thirteen (13), Township
17 Three (T3N) North, Range Eight (R8W) West to the City
18 and County of Butte-Silver Bow County, Montana has
19 been appraised as having a value of \$370.00, which
20 sale price was determined by the Montana Department of
21 Revenue; and

22 WHEREAS, it appearing to the Council that the best interests of
23 the public would be served if MARK O'NEILL, as owner
24 of the adjoining parcel is permitted to purchase the

1 adjoining property now described as a portion of Lot
2 5A of Certificate of Survey No. _____ lying in the
3 Northwest One Quarter (NW ¼) of Section Thirteen (13),
4 Township Three (T3N) North, Range Eight (R8W) West to
5 the City and County of Butte-Silver Bow County,
6 Montana for the amount of \$370.00 on the condition
7 that the ownership of the adjoining property be
8 combined into a single-tax parcel number with the
9 City-County property to be sold.

10
11 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF COMMISSIONERS OF
12 THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA:

13 SECTION 1: That the sale of that City-County property
14 described as a portion of Lot 5A of Certificate
15 of Survey No. _____ lying in the Northwest One
16 Quarter (NW ¼) of Section Thirteen (13), Township
17 Three (T3N) North, Range Eight (R8W) West to the
18 City and County of Butte-Silver Bow County,
19 Montana to Mark O'Neill for the amount of \$370.00
20 is approved on the condition that the ownership
21 of the adjoining property be combined into a
22 single-tax parcel number with the City-County
23 property to be sold.

1 SECTION 2: That the Council of Commissioners of the City and
2 County of Butte-Silver Bow, State of Montana does
3 hereby authorize the Chief Executive and the
4 Clerk and Recorder to execute a legal conveyance
5 for the aforesaid real property in conformance
6 with the laws of the State of Montana and the
7 Ordinances of the City and County of Butte-Silver
8 Bow.

9 SECTION 3: That this Resolution shall be in full force and
10 effect from and after passage and approval.

11 PASSED this _____ day of _____, 2017.

12 _____
13 JOHN P. MORGAN
14 CHAIRMAN OF THE COUNCIL OF COMMISSIONERS

15 APPROVED this _____ day of _____, 2017.

16 _____
17 DAVE PALMER
18 CHIEF EXECUTIVE

22 ATTEST:

23 SALLY J. HOLLIS
24 CLERK AND RECORDER

25 _____
26 BY _____
27 ITS _____

28 APPROVED AS TO FORM:

29 _____
30 EILEEN JOYCE
31 COUNTY ATTORNEY

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SHERYL RALPH
CHAIRMAN, JUDICIARY COMMITTEE