

ABANDONMENT PETITION REQUIREMENTS

Prospective petitioners should be aware that the costs necessary for the preparation, evaluation, and final determination, (whether approval or denial), are the responsibilities of the petitioners.

A petition for the “absolute abandonment and discontinuance” of a public right-of-way, or portion thereof, under the jurisdiction of the Roscommon County Board of Road Commissioners, must fulfill the following requirements and contain the following items of information.

- 1) Legal Description of portion of right-of-way sought to be abandoned.
 - A) The description used must be approved by the Highway Engineer (or his representative) BEFORE signatures are obtained.
 - B) Usually, the description will be prepared by the Highway Engineer.
 - C) If a survey, by a Licensed Land Surveyor, is deemed necessary by the Highway Engineer, the costs thereof shall be the responsibility of the petitioners.
- 2) Statement of reasons for desiring the abandonment. Be sure to include how the public will be benefited.
- 3) Signature of seven or more freeholders (title holders) of property within the Township containing the right-of-way sought to be abandonment. If property is held jointly, all joint owners must sign, however, all joint owners together are only one freeholder.
- 4) The correct mailing address of each person signing the petition.
- 5) The date of the signature.
- 6) Signature of person circulating the petition must be acknowledged before a notary public.
- 7) The signature sheet MUST be accompanied by a list of the signers, giving their full names, typewritten or clearly hand lettered, and the description of the property in the Township they hold title to.
 - A) If property is in a recorded subdivision, use name of subdivision and lot number(s).
 - B) If property is not in a recorded subdivision, the tax code number may be used instead of a lengthy property description.
- 8) A true and correct list of names and mailing addresses of the occupants of each parcel of land abutting the portion of the right-of-way sought to be abandoned, which list shall be certified to under oath by one of the persons making or presenting the petition.
 - A) Occupants shall include those persons acquiring title to the abutting parcel under terms of a Land Contract agreement, as well as renters, leaseholders, and etc.
 - B) Occupants shall be identified with the description of the abutting parcel they occupy.
- 9) A “Last Owners Search”, prepared by a Title Insurance Company, addressed to the Roscommon County Board of Road Commissioners, listing the names and addresses of all the title holders of record, of all parcels abutting the area sought to be abandoned, and the search shall be effective not more than 20 days prior to the date of the petition is submitted to the Board of County Road Commissioners.
- 10) Cash or check, in the amount of \$600.00. A Public Hearing is required if petitioners cannot get all adjacent property owner to sign Petition.

PETITION

TO: Roscommon County Board of Road Commissioners, 820 E. West Branch Road,
Prudenville, MI 48651

FROM: _____

RE: _____

The undersigned, freeholders of property in _____ Township, do hereby petition the Board of County Road Commissioners to absolutely abandon and discontinue for all public purposes whatsoever, the above mentioned property. We are requesting abandonment for the reasons listed below:

1. _____
2. _____
3. _____

Signature of record owner (all joint owners must sign)	Correct Mailing Address	Date of Signature
1.		
2.		
3.		
4.		
5.		
6.		
7.		

_____ Signature of Circulator

This is to certify that _____, personally appeared before me, and duly sworn by the above petitioners, and that to the best of his/her knowledge and belief, they are all freeholders of the Township of _____.

Subscribe and sworn to before me this _____ day of _____, 2____.

_____ Notary Public, _____ County, Michigan.

My Commission Expires: _____.

LIST OF PETITIONERS

NAME:
ADDRESS:
DESCRIPTION:

NAME:
ADDRESS:
DESCRIPTION:

NAME:
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DESCRIPTION:

To accompany petition for abandonment of: _____

LIST OF OCCUPANTS

Please TYPE the Name, Address, and Description of property occupied, of the occupant of each parcel abutting the right-of-way sought to be abandoned, described as (same as on petition):

NAME:
ADDRESS:
DESCRIPTION:

NAME:
ADDRESS:
DESCRIPTION:

NAME:
ADDRESS:
DESCRIPTION:

NAME:
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NAME:
ADDRESS:
DESCRIPTION:

This is to certify that _____, personally appeared before me, and being duly sworn, deposes and says that to the best of his/her knowledge and belief, the above list includes "occupants" of all the parcels abutting the above described Right-of-Way which is sought to be abandoned.

Subscribed and sworn to before me this _____ day of _____, 2_____.
_____ Notary Public, _____ County, Michigan.

My Commission Expires _____