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March 19, 2019  
*Sent via E-Mail and U.S. Mail*

**RECEIVED**

**MAR 19 2019**

**Ravalli County Commissioners**

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Ravalli County Attorney  
205 Bedford St, Suite C  
Hamilton, MT 59840  
E-Mail: dbrowder@rc.mt.gov; countyattorney@rc.mt.gov

Re: *Croy, Magruder, Collins, Hayward, and McElvary Administrative Claim*

Dear Mr. Fulbright:

This letter is in response to a letter from the Ravalli County Commissioners, dated March 12, 2019, in response to our clients' Notice of Claim. As the letter noted, our clients' road abandonment petition was submitted on February 14, 2017 – more than two years ago. Since that time, as you are aware, an unpermitted and dangerous road was constructed through the right of way, causing damage to our clients. Pursuant to §§ 7-14-2603 and -2604 of the Montana Code Annotated, the Commissioners had thirty (30) days to conduct an investigation and ten (10) days to issue a decision to our clients on the petition. Clearly, the forty-day window has passed. Our clients decline your invitation for an ad-hoc hearing because the hearing the Commissioners are offering provides no remedy, in the form compensation or remediation, for our clients' personal and economic injuries.

In short, our clients were entitled to a pre-deprivation process by this Board – again, more than two years ago – that cannot now be cured by a post-deprivation hearing. As such, our clients will seek to redress their claims in court.

Sincerely,

Michelle Tafoya  
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