

Road Petitioned for by M. E. Kelso and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 29 day of June, A. D. 1908, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 29 day of June, A. D. 1908, there was presented to said Board for their consideration, a petition signed by M. E. Kelso and 13 others, praying for the Location of a certain road, hereinafter described.

The Board do find as follows: First—That said petition is a legal one, and is signed by at least twelve householders of Montgomery County, Kansas, residing in the vicinity of the road prayed for. Second—That the proper bond required by law has been filed, signed by M. E. Kelso as principal and P. H. Lindley and William Michael as sureties, which said bond is by the Board approved.

THEREUPON, The Board orders that a view and survey of said proposed Location be had on the 7 day of August, A. D. 1908, and appoints G. F. Blackman, William Michael, and E. H. Culmore, three disinterested householders of Montgomery County, as viewers of said road, with instructions to meet in conjunction with the County Surveyor of Montgomery County, at the Said place of Beginning, in Caney Township, and proceed to view and survey the same, give to all parties a hearing, and make report thereof, as the law directs.

The Board further orders the County Clerk to prepare for publication, in the official newspaper of the County, a notice which shall contain a correct and pertinent description of said proposed Location of road, which said notice is in words and figures as follows, to wit:

State of Kansas, Montgomery County, ss.

ROAD NOTICE.

NOTICE IS HEREBY GIVEN, That on the 29 day of June, A. D. 1908, a petition signed by M. E. Kelso and 13 others, was presented to the Board of County Commissioners of the County and State aforesaid, praying for the Location of a certain road, described as follows, viz.: Beginning at the S E corner of the S E 1/4 of Sec 11 Twp 34 Range 13 and the N E corner of the N E 1/4 of Sec 14 Township 34 Range 13 Thence running west one half mile on a direct line between the S E 1/4 of Sec 11 Township 34 Range 13 and the N E 1/4 of Sec 14 Twp 34 Range 13 Said road to be 40 ft in width and One half mile in length.

WHEREUPON, said Board of County Commissioners appointed the following-named persons, viz.: G. F. Blackman, William Michael, and E. H. Culmore, as viewers, with instructions to meet in conjunction with the County Surveyor at the Place of Beginning, in Caney Township, on the 7 day of August, A. D. 1908, and proceed to view said road, give to all parties a hearing, and make report thereof as the law directs.

By order of the Board of County Commissioners.

(SEAL.)

E. H. Stewart, County Clerk.

Road Petitioned for by M. E. Kelso et al and others.

State of Kansas, Montgomery County, ss.

FINAL ORDER.

NOW, On this day, being one of the days of the regular meeting of the Board of County Commissioners of Montgomery County, Kansas, begun and holden on the 3 day of August, A. D. 1908, comes on for hearing the report of the viewers and surveyor upon the Location of a road petitioned for by M. E. Kelso et al and others, praying for the Location of a road described as follows, to wit:

We the undersigned petitioners being the owners of the real estate bordering on the proposed road hereinafter described do hereby petition your honorable body to make an order establishing a public highway beginning at the South East corner of the South East quarter of Sec 11 Township 34 Range 13 East and the Northeast corner of the N E 1/4 of Sec 14 Township 34 Range 13 East running thence west one half mile on a direct line between the S E 1/4 of Sec 11 and the Northeast quarter of Sec 14 Township 34 Range 13 East and that said Road be 40 feet in width and one half mile in length and we your Petitioners and the owners of the Real estate along said proposed road do hereby waive all claim for damages on account of the establishment of the same and hereby consent that the same may be opened by Order of your honorable body without survey

Signed by M. E. Kelso and 13 M. Kelso
F. H. Rice Mrs S. L. Stokes
L. H. Vore M. F. Vore
 The Same is approved by Chairman O. F. Morris
August 3rd 1908

The Board finds thereon as follows: First—That notice of the view and survey of said road has been given by advertisement in the Montgomery County, Kansas, a newspaper published and of general circulation in Montgomery County, Kansas, for two consecutive weeks, the last publication of which was not more than twenty days prior to the time appointed for the view and survey thereof, in pursuance of an order made at the 19 meeting of said Board; that a copy of said notice has been set up in the County Clerk's office, and in every municipal township through which any part of said road was designated to be for at least twenty days next preceding the view and survey thereof. Second—That the proper notices have been given in writing to the owners and agents of owners through whose lands such road is proposed to be at least six days prior to the view and survey thereof.

THEREFORE, Upon due consideration, and no legal objection having been made against the view and survey thereof, and believing the same will be of public utility, it is ordered that the viewers' report of view, surveyor's report of survey, and his plat thereof, be accepted and adopted, and said road in accordance therewith.

IT IS FURTHER ORDERED, That the viewers make a record of said road in the County Road Records, including field-notes and plat; also, that the viewers notify the Trustee of Caney Township to cause said road to be for public travel to a width of 40 feet.

IT IS FURTHER ORDERED, That warrants issue to the following-named persons, for amounts stated, in full compensation for all damages occasioned by the location and establishment of said road, to wit:

Attest:

E. H. Stewart, County Clerk.

(SEAL.)

O. F. Morris, Chairman of the Board of County Commissioners.