

Road Petitioned for by W. Welch and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 5 day of April, A. D. 1909, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 5 day of April, A. D. 1909, there was presented to said Board for their consideration, a petition signed by W. Welch and 32 others, praying for the Establishment 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 W. Welch as principal and W. A. Deffenbaugh and Alex Thomas as sureties, which said bond is by the Board approved.

THEREUPON, The Board orders that a view and survey of said proposed Establishment be had on the 30 day of Apr, A. D. 1909, and appoints Thos. Bell and J. S. Orr, 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 Establishment 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 5 day of April, A. D. 1909, a petition signed by W. Welch and 32 others, was presented to the Board of County Commissioners of the County and State aforesaid, praying for the Establishment of a certain road, described as follows, viz.:

Beginning at the Intersection of Sec 23-24-25 and 26 Thence
Running East One Mile 40 feet in width to the Intersection of
Sec 19-20-25 & 24 Township 34 Range 13 East.

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: Thos. Bell and Robert Paul, as viewers, with instructions to meet in conjunction with the County Surveyor at the place of Beginning, in Caney Township, on the 30 day of Apr, A. D. 1909, and proceed to view said road, give to all parties a hearing, and make report thereof as the law directs.

(SEAL)

By order of the Board of County Commissioners.

E. H. Stewart, County Clerk.

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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 10 day of May, A. D. 1909, comes on for hearing the report of the viewers and surveyor upon the Location of a road petitioned for by W. Welch and others, praying for the Location of a road described as follows, to wit:

Starting at the South West corner of Section 24 Twp 34 Range
13 East Thence east one mile on the section line to the South
East Corner of Section 23 Twp 34 Range 13 East

The Board finds thereon as follows: First—That notice of the view and survey of said Location has been given by advertisement in the Cherry and Republican, 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 Apr 5, 1909, 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 Located, 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 Located at least six days prior to the view and survey thereof.

THEREFORE, Upon due consideration, and no legal objection having been made against the Location of said road, 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 Located & Established in accordance therewith.

IT IS FURTHER ORDERED, That the County Surveyor make a record of said road in the County Road Records, including field-notes and plat; also, that the County Clerk notify the Trustee of Caney Township to cause said road to be Opened 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:

Thos. Bell Viewer 2.00
Robt Paul " 2.00

Attest:

E. H. Stewart, County Clerk.

(SEAL)

E. Susber, Chairman of the Board of County Commissioners.