

Road Petitioned for by I. N. Roadruck and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 15th day of February, A. D. 1910, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 15th day of February, A. D. 1910, there was presented to said Board for their consideration, a petition signed by I. N. Roadruck and 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 I. N. Roadruck as principal and J. B. Underhill and A. C. Whitman 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 10th day of March, A. D. 1910, and appoints I. O. Slater, N. M. Farlow, and S. A. D. Hilson, 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 place of beginning of road, in Independence 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 12th day of February, A. D. 1910, a petition signed by I. N. Roadruck and others, was presented to the Board of County Commissioners of the County and State aforesaid, praying for the location establishment of a certain road, described as follows, viz.:

A roadway twenty-five (25) feet in width, being twelve and one-half (12½) ft on either side of a center line commencing twelve and one-half (12½) ft South of NE cor of NE¼ of SW¼ of Sec. 22, Twp 33 R 15 E running thence E on S side of & parallel with the ½ section line of said Section 22, a distance of about one feet to a point intersecting the highway now established and being upon the E line of said Section Twenty-two (22); said road to be established on the line above described as nearly as practicable.

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: I. O. Slater, N. M. Farlow, and S. A. D. Hilson, as viewers, with instructions to meet in conjunction with the County Surveyor at the point of beginning, in Independence Township, on the 10th day of March, A. D. 1910, 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 I. N. Roadruck 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 14th day of March, A. D. 1910, comes on for hearing the report of the viewers and surveyor upon the location of a road petitioned for by I. N. Roadruck and others, praying for the location establishment of a road described as follows, to wit:

Said road to be 25 ft wide 12½ ft on each side of a line 23½ feet South of and parallel with the East and West quarter line of Section 23 Township 33, Range 15 East; the center of the said road starting at a point 23½ feet South of the center of the Section and running thence East 2656 feet to intersect with road on East line of said Section.

The Board finds thereon as follows: First—That notice of the view and survey of said location has been given by advertisement in the Cherryvale 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 February 12, 1910, 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 establishment 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 and 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 Independence Township to cause said road to be opened for public travel to a width of 25 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:

<u>J. A. Stone</u> for land taken	\$75.00
<u>J. A. Stone</u> for damages	\$25.00

Attest:

E. H. Stewart
County Clerk.

(SEAL)

Milton Ashby
Chairman of the Board of County Commissioners.