

Road Petitioned for by J. C. Kelly and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 14 day of March, A. D. 1910, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 14 day of March, A. D. 1910, there was presented to said Board for their consideration, a petition signed by J. C. Kelly and 13 others, praying for the Location and 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 J. C. Kelly as principal and A. C. Eversole and J. O. Whistler as sureties, which said bond is by the Board approved.

THEREUPON, The Board orders that a view and survey of said proposed road be had on the 8 day of April, A. D. 1910, and appoints M. L. McCollum, W. A. Ginn, and J. L. Galer, 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, in Louisburg 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 Road 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 14 day of March, A. D. 1910, a petition signed by J. C. Kelly and thirteen 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.: Beginning at the North East corner of the North West Quarter Section Four (4) Township 32, Range 14, thence South one half mile, between the North East Quarter and North West quarter, to the South East corner of the North West Quarter of the above named Section in Montgomery County, Kansas.

WHEREUPON, said Board of County Commissioners appointed the following-named persons, viz.: M. L. McCollum, W. A. Ginn, and J. L. Galer, as viewers, with instructions to meet in conjunction with the County Surveyor at the place of beginning, in Louisburg Township, on the 8 day of April, 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.

42840 Crane & Company, Topeka.

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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 11 day of April, A. D. 1910, comes on for hearing the report of the viewers and surveyor upon the petition of a road petitioned for by J. C. Kelly and others, praying for the Location and Establishment of a road described as follows, to wit:

Starting at the N 1/4 corner of Section 4 Township 32 Range 14 East; thence South to the center of the Section on a true line said road to be 40 ft wide, ten feet on East side of quarter line and 30 ft on west side of quarter line

The Board finds thereon as follows: First—That notice of the view and survey of said Establishment of road has been given by advertisement in the Cheneyville 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 March 14, 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 Established, 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 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 Louisburg 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:

J. W. Eversole for Land taken \$84.00 Damages \$44.00
Mrs. J. E. Pilgrimage Land taken \$28.00 Damages \$4.00

Attest:

E. H. Stewart

County Clerk.

(SEAL.)

Walter Asker
Chairman of the Board of County Commissioners.