

Road Petitioned for by J. A. Jordan and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 24 day of May, A. D. 1910, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 24 day of May, A. D. 1910, there was presented to said Board for their consideration, a petition signed by J. A. Jordan and Eleon others, praying for the Vacation 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. A. Jordan as principal and A. J. Anderson and J. J. Thompson as sureties, which said bond is by the Board approved.

THEREUPON, The Board orders that a view and survey of said proposed Vacation of road be had on the 17 day of May, A. D. 1910, and appoints G. A. Dodd, Charles Taylor, and T. S. Sewier, 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 West Cherry 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 Vacation 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 24 day of May, A. D. 1910, a petition signed by J. A. Jordan and Eleon others, was presented to the Board of County Commissioners of the County and State aforesaid, praying for the Vacation of a certain road, described as follows, viz.:

Commencing at a point on the Section line between Sections 3 & 4 in Township 32, Range 16. About 825 ft North of half Section line East & West through said Section. At or near the base of the hill, thence over the hill to a point on the Section line about 412 ft North of Irish Creek bridge, where the new proposed road intersects the Old Road.

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: G. A. Dodd, Charles Taylor, and T. S. Sewier, as viewers, with instructions to meet in conjunction with the County Surveyor at the place of beginning in West Cherry Township, on the 17 day of June, A. D. 1910, 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.

43840 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 27 day of June, A. D. 1910, comes on for hearing the report of the viewers and surveyor upon the Vacation of a road petitioned for by J. A. Jordan and others, praying for the Vacation of a road described as follows, to wit:

Starting at a point 1888 feet South of the North West corner of Section 3 T. 32 R. 16 E. thence South along Section line to a point about 412 feet North of Irish Creek or the North edge of road established June 17, 1910

The Board finds thereon as follows: First—That notice of the view and survey of said Vacation 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 May 24, 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 Vacated, 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 Vacated at least six days prior to the view and survey thereof.

THEREFORE, Upon due consideration, and no legal objection having been made against the Vacation 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 be vacated 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 West Cherry Township to cause said road to be Vacated for public travel to a width of          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.)

Walter Carls, Chairman of the Board of County Commissioners.