

Road Petitioned for by Lewis Billings and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 3rd day of October, A. D. 1910, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 3rd day of October, A. D. 1910, there was presented to said Board for their consideration, a petition signed by Lewis Billings and thirty-two 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 Lewis Billings as principal and E. R. Todd and E. W. Waggoner as sureties, which said bond is by the Board approved.

THEREUPON, The Board orders that a view and survey of said proposed Location and establishment be had on the 28 day of October, A. D. 1910, and appoints J. H. Snyder, E. W. Waggoner, and E. R. Todd, 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 Drum Creek 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 and 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 3rd day of October, A. D. 1910, a petition signed by Lewis Billings and thirty-two others, was presented to the Board of County Commissioners of the County and State aforesaid, praying for the location and establishment of a certain road, described as follows, viz.: Beginning at the mile stone on treaty line between Sec. 5 in Township 33, Range 17, and Sec. 8, in Township 33, Range 17, in Montgomery Co. Kan., thence East along Sec. line to the half Sec. line running North and South through Sec. 5, thence North on half Sec. line to the half Sec. line running East and West through Sec. 5; thence East on half Sec. line as near as practicable to make a good road, intersect public road running North & South on East side of Sec. 5, Township 33, Range 17.

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: J. H. Snyder, E. W. Waggoner, and E. R. Todd, as viewers, with instructions to meet in conjunction with the County Surveyor at the place of beginning, in Drum Creek Township, on the 28 day of October, 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 _____ 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 _____ day of _____, A. D. 19____, comes on for hearing the report of the viewers and surveyor upon the _____ of a road petitioned for by _____ and others, praying for the _____ of a road described as follows, to wit:

Rejected, October 31-1910.

See Commissioners Journal "I", Page 113.

The Board finds thereon as follows: First—That notice of the view and survey of said _____ has been given by advertisement in the _____, 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 _____ 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 _____ in accordance therewith.

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

W. H. Carter, Chairman of the Board of County Commissioners.