

Road Petitioned for by J. H. Helt and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 31st day of July, A. D. 1911, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 31st day of July, A. D. 1911, there was presented to said Board for their consideration, a petition signed by J. H. Helt and 14 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 J. H. Helt as principal and O. W. Ellison and R. C. Rudrauff 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 25th day of August, A. D. 1911, and appoints J. H. Busby, A. C. Haverstick, and Ed. Turner, 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 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 31st day of July, A. D. 1911, a petition signed by J. H. Helt and 14 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 a point Eighty (80) rods west of the Center of Section Twenty-one (21) Township Thirty-one (31) Range Sixteen (16); thence west on 1/2 Sec. line to intersect with road on west side of Section Twenty-one (21) Township Thirty-one (31) Range Sixteen (16)

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: J. H. Busby, A. C. Haverstick, and Ed. Turner, as viewers, with instructions to meet in conjunction with the County Surveyor at the place of beginning, in West Cherry Township, on the 25th day of August, A. D. 1911, 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,

County Clerk.

Road Petitioned for by J. H. Helt 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 28th day of August, A. D. 1911, comes on for hearing the report of the viewers and surveyor upon the location of a road petitioned for by J. H. Helt and others, praying for the establishment of a road described as follows, to wit:

Beginning at a point 80 rods west of Center of 21, Township 31, Range 16 on 1/2 Section line; thence west 80 Rods to intersect with road on west side of Section 21-Township 31, Range 16 E.; all of said road to be on north side of said above described line.

The Board finds thereon as follows: First—That notice of the view and survey of said proposed road has been given by advertisement in the Independence Daily Reporter, 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 July 31st, 1911, 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 opened 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 Surveyor notify the Trustee of West Cherry 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:

Mrs. A. E. Barry \$50.00

Attest:

County Clerk.

(SEAL.)

Chairman of the Board of County Commissioners.