

Road Petitioned for by W. A. Bailey and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 3rd day of November, A. D. 1923, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 3rd day of November, A. D. 1923, there was presented to said Board for their consideration, a petition signed by W. A. Bailey and others, praying for the location 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 W. A. Bailey as principal and H. Norton and others as sureties, which said bond is by the Board approved.

THEREUPON, The Board orders that a view and survey of said proposed location of road be had on the 4th day of December, A. D. 1923, and appoints W. H. Frost and E. P. 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 of said 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 location 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 November, A. D. 1923, a petition signed by W. A. Bailey and others, was presented to the Board of County Commissioners of the County and State aforesaid, praying for the location of a certain road, described as follows, viz.: Beginning at the south line of Waldschmidt Avenue, thence South to the South line of the Northeast Quarter of the Southeast Quarter of Section 31, Township 32, Range 16, to intersect the public road.

Road Petitioned for by H. A. Bailey 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 8th day of March, A. D. 1924, comes on for hearing the report of the viewers and surveyor upon the location of a road petitioned for by H. A. Bailey and others, praying for the establishment of a road described as follows, to wit:

Beginning at the South line of Waldschmidt Avenue, thence South to the South line of the Northeast Quarter of the Southeast Quarter of Section 31 Township 32 Range 16 to intersect the Public road

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 Coffeyville Journal, 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 November, 1923, 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 established at least six days prior to the view and survey thereof.

THEREFORE, Upon due consideration, and ~~no~~ legal objections having been made against the establishment of said road, and believing the same will ~~be~~ ^{be} of public utility, it is ordered that the viewers' report of view, surveyor's report of survey, and his plat thereof, be ~~adopted and adopted~~ ^{refused} and said road ~~not opened because the expense of establishing said road will be unreasonably large as compared with the convenience and public utility which would result therefrom~~. IT IS FURTHER ORDERED, That the viewers make a record of said road in the County Road Records, including field notes and plat; also, that the viewers notify the Trustee of Independence Township to cause said road to be located for public travel to a width of 30 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:

Ordered That no further proceedings shall be had upon said petition

Attest:

Samuel H. Murtry County Clerk.

(SEAL.)

S. A. Olson Chairman of the Board of County Commissioners.

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: W. H. Frost and E. P. Todd, as viewers, with instructions to meet in conjunction with the County Surveyor at the place of beginning of said road, in Independence Township, on the 4th day of December, A. D. 1923, 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,

Sam'l H. Murtry County Clerk.