

Road Petitioned for by T. M. Dunsworth and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 6<sup>th</sup> day of February, A. D. 1906, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 6<sup>th</sup> day of February, A. D. 1906, there was presented to said Board for their consideration, a petition signed by T. M. Dunsworth and 29 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 T. M. Dunsworth as principal and S. L. Mizer and James Dixon 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 2<sup>nd</sup> day of March, A. D. 1906, and appoints D. L. Krone, L. F. Daniels, and J. F. Mayo, 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 designated place of beginning, in Sycamore 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 6<sup>th</sup> day of February, A. D. 1906, a petition signed by T. M. Dunsworth and 29 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 as follows to wit: at the North East corner of the South East quarter of the South East quarter of Section Twelve (12) Township thirty one (31) Range Fifteen (15) East running thence in a Southerly direction to the nearest point upon the public road, which runs along the south line of said Section twelve (12) said point being near the South East corner of said Section

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: D. L. Krone, L. F. Daniels, and J. F. Mayo, as viewers, with instructions to meet in conjunction with the County Surveyor at the place of beginning, in Sycamore Township, on the 2<sup>nd</sup> day of March, A. D. 1906, 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.

Samuel H. Murtry, County Clerk.

Road Petitioned for by T. M. Dunsworth 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 5<sup>th</sup> day of March, A. D. 1906, comes on for hearing the report of the viewers and surveyor upon the location of a road petitioned for by T. M. Dunsworth and others, praying for the establishment of a road described as follows, to wit:

Beginning as follows to wit: At the North East corner of the South East quarter of the South East quarter of Section Twelve (12) Township thirty one (31) Range Fifteen (15) East running thence in a Southerly direction to the nearest point upon the public road, which runs along the south line of said Section twelve (12) said point being near the South East corner of said Section

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 South Kansas Tribune, 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 February, 1906, 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 and the report of said viewers being against the establishment of said road.

THEREFORE, Upon due consideration, and no legal objection having been made against the establishment of said road by the viewers of said road, and believing the same will not 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 rejected in accordance therewith.

IT IS FURTHER ORDERED, That the County Clerk 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 Sycamore Township to cause said road to be closed for public travel to a width of 0 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:

Samuel H. Murtry, County Clerk.

(SEAL)

John Givens, Chairman of the Board of County Commissioners.