

Road Petitioned for by Bruce Patchett and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 5th day of March, A. D. 1906, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 5th day of March, A. D. 1906, there was presented to said Board for their consideration, a petition signed by Bruce Patchett and Sixteen 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 Bruce Patchett as principal and T. Stark, Andy Stark and The Coffeyville Brick Co. 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 20th day of April, A. D. 1906, and appoints J. W. Jones, W. S. Noel, and Andy Curry, 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 Parker 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 5th day of March, A. D. 1906, a petition signed by Bruce Patchett and Sixteen 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.:

Commencing at the North East corner of the South one half of the South East quarter of Section Twenty Seven Township Thirty Four, Range Sixteen East (S¹/₂ of 27-34-16) Thence South three quarters of a mile, intersecting with first street road running East and West The width of said road to be 40 feet

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: J. W. Jones, W. S. Noel, and Andy Curry, as viewers, with instructions to meet in conjunction with the County Surveyor at the place of beginning, in Parker Township, on the 20th day of April, A. D. 1906, 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.)

Samuel McMurtry, County Clerk.

Road Petitioned for by Bruce Patchett 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 9th day of May, A. D. 1906, comes on for hearing the report of the viewers and surveyor upon the location of a road petitioned for by Bruce Patchett and others, praying for the establishment of a road described as follows, to wit:

Beginning at the Northeast corner of the South ¹/₂ of the South East ¹/₄ of Section 27 Township 34 Range 16 East, Thence South on Section 27 26 ft Sec. cor. at 1475 ft Center Santa Fe Railroad dump for Belt line at 1700 ft Creek 30 ft wide at 1900 ft, draw 20 ft wide at 2025 ft North end of open road at 2590 ft Missouri Pacific R.R. Spur to Brick Plant at 3966 ft Stone ¹/₄ Post on East line of Sec 35-34-16 The end of the road, petitioned for, The first 2025 ft of proposed road to be 60 ft

The Board finds thereon as follows: First—That notice of the view and survey of said 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 March, 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.

THEREFORE, Upon due consideration, and no legal objection having been made against the establishment 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 established in accordance therewith.

IT IS FURTHER ORDERED, That the 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 Parker Township to cause said road to be opened for public travel to a width of Sixty 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 McMurtry, County Clerk.

(SEAL.)

John Givens, Chairman of the Board of County Commissioners.

J. W. Jones, W. S. Noel and Andy Curry, Gentlemen: We the undersigned property owners along the public road being opened along the west side of the North west quarter 1/4 of Section 35 Twp 34 Range 16 do hereby agree that if you as the viewers of the said road, will recommend a width of 60 feet, we will withdraw our claim for damage heretofore made and will make no further claim for damage by the opening of said road. In accordance with the request contained in the attached communication from Emil Blatter and others we desire to change our recommendation in the opening of the road along the west side of the North west quarter 1/4 of Section 35 Twp 34 Range 16 and hereby recommend that said road be made sixty (60) feet wide. The entire length of the road.

4380 Crane & Company, Topeka.