

Road Petitioned for by A. J. Sullivan and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 5th day of February, A. D. 1907, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 5th day of February, A. D. 1907, there was presented to said Board for their consideration, a petition signed by A. J. Sullivan and 34 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 A. J. Sullivan as principal and H. H. Allen and J. S. Orr as sureties, which said bond is by the Board approved.

THEREUPON, The Board orders that a view and survey of said proposed Hogon Road be had on the day of February, A. D. 1907, and appoints E. E. Taylor, A. M. Huffman, and John Pitsman, 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 Rutland 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 Fifth day of February, A. D. 1907, a petition signed by A. J. Sullivan and 34 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 1/4 Post on the south line of Sec 25 Township 33 Range 13 East Thence North on the 1/4 line 100 rods more or less to the Base of the hill as the road is now Traveled Thence in a north Easterly direction around the hill to the 1/4 line running East & west through said Section 25 thence in a north westerly direction to a point on the north and south 1/4 line where Road #19 intersects said 1/4 line said Road #19 coming from the East intersecting said 1/4 line 80 Rods South of 1/4 Post on North line of said Section 25.

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: E. E. Taylor, A. M. Huffman, and John Pitsman, as viewers, with instructions to meet in conjunction with the County Surveyor at the Place of Beginning, in Rutland Township, on the 15th day of March, A. D. 1907, 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.

E. H. Stewart, County Clerk.

43840 Crane & Company, Topeka.

Road Petitioned for by A. J. Sullivan 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 12th day of March, A. D. 1907, comes on for hearing the report of the viewers and surveyor upon the Location of a road petitioned for by A. J. Sullivan and others, praying for the Location and Establishment of a road described as follows, to wit:

I start at the 5/4 post of Section 25 Township 33 Range 13 E. Run north on true 1/4 line 2040 ft at which point I plant sand stone 24x10x6 marked (2040' N. S. 1/4) this being the base of the hill I then continue North on same line 1269 ft over and to the base of the said hill on opposite side at which point I plant sand stone 20x14x12 marked (3309' N. S. 1/4) I then return to stone set at south base of hill from this point By Order of viewers I Run north on variation of 29° West 443 ft set sand stone 24x12x8 marked + on top R.S. on side Thence North on Variation 5° 36' 260 ft set sand stone 20x10x6 marked + on top and R.S. on side Thence North on Va 36° 15' East 746 ft to point 3309 ft North of 5/4 on true line. Thence North on true line to the north 1/4 corner of said Section 25. 33. 13.

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 Jefferson 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 February, 1907, 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 & 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, Ordered Opened 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 Rutland Township to cause said road to be Opened for public travel to a width of 40 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:

Bert Hodges \$50⁰⁰

Attest:

E. H. Stewart, County Clerk.

(SEAL.)

Milton Ashby, Chairman of the Board of County Commissioners.