

Road Petitioned for by W. I. Sale and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 3rd day of Apr, A. D. 1907, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the First day of April, A. D. 1907, there was presented to said Board for their consideration, a petition signed by W. I. Sale and 24 others, praying for the Location & 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. Osborne as principal and Henry Fulmer and Olmer Black as sureties, which said bond is by the Board approved.

THEREUPON, The Board orders that a view and survey of said proposed Hagon Road be had on the 3rd day of May, A. D. 1907, and appoints H. B. Alexander, W. B. Barnhart, and Jas. Murphy, 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 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 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 April, A. D. 1907, a petition signed by W. I. Sale and 24 others, was presented to the Board of County Commissioners of the County and State aforesaid, praying for the Location & Establishment of a certain road, described as follows, viz.: Beginning at a point nine and one half (9 1/2) Rods West of the North East Corner of Section Thirty (30) Township 31 Range 17 East Thence in a south Easterly direction to a point seven and one half (7 1/2) Rods south of the North East corner of said section 30 Township 31 Range 17 East The Proposed road to be Established 40 ft in width all in Montgomery Co Kansas

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: H. B. Alexander, W. B. Barnhart, and Jas. Murphy, as viewers, with instructions to meet in conjunction with the County Surveyor at the Place of Beginning, in Cherry Township, on the 3rd day of May, A. D. 1907, 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)

E. H. Stewart, County Clerk.Road Petitioned for by W. I. Sale 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 7th day of May, A. D. 1907, comes on for hearing the report of the viewers and surveyor upon the Location of a road petitioned for by W. I. Sale and others, praying for the Location & Establishment of a road described as follows, to wit:

Beginning at a point nine and one half (9 1/2) Rods West of the North East Corner of Section Thirty (30) Township (31) Range 17 E. Thence in a south Easterly direction to a point seven and one half (7 1/2) Rods south of the North East corner of said section 30 Township 31 Range 17 East the proposed road to be Established 40 ft in width all in Montgomery County Kans.

Surveyors & Viewers Report

Starting at a point 225 ft West of the North East Corner of Section 30 Township 31 Range 17 East, on section line running South Va 37° 10' West 180 ft thence East No Va. 100 ft to a point in the center of the Road 150 ft South of the North East Corner of Section 30 Township 31 Range 17 East.

The Board finds thereon as follows: First—That notice of the view and survey of said proposed Location has been given by advertisement in the Jefferson Weekly 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 April, 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 Established at least six days prior to the view and survey thereof.

THEREFORE, Upon due consideration, and no legal objection having been made against the proposed 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 Ordered 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 Clerk notify the Trustee of Cherry 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:

J. B. Brown Damages on W. I. Sale Road

\$50.00

Attest:

E. H. Stewart

County Clerk.

(SEAL)

Milton Asch

Chairman of the Board of County Commissioners.