

Road Petitioned for by C. Pinkston and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 26 day of August, A. D. 1907, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 26 day of August, A. D. 1907, there was presented to said Board for their consideration, a petition signed by C. Pinkston and 22 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 C. Pinkston as principal and Wm. McHugh and J. F. Harding as sureties, which said bond is by the Board approved.

THEREUPON, The Board orders that a view and survey of said proposed Location be had on the 19 day of Sept, A. D. 1907, and appoints Chas. Roszel, J. F. Harding, and Ed. Van Dyke, 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 place of Beginning, in Liberty 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 26 day of August, A. D. 1907, a petition signed by C. Pinkston and 22 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 about 28 Rods North of the Southeast corner of the North East quarter of Section 35 Range 16 Twp. 33 on road no 248 Extending Westwardly to the Verdigris River to intersect bridge to be built or as near the described points as practicable

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: Chas. Roszel, J. F. Harding, and Ed. Van Dyke, as viewers, with instructions to meet in conjunction with the County Surveyor at the Place of Beginning, in Liberty Township, on the 19 day of Sept, 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.

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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 23 day of Sept, A. D. 1907, comes on for hearing the report of the viewers and surveyor upon the Location of a road petitioned for by C. Pinkston and others, praying for the Establishment of a road described as follows, to wit:

Description: beginning at a point on the west line of Road No. 248 Two Thousand Two Hundred Eighteen feet (2218) South of N.E. corner of the N.E. 1/4 of Section 35 Twp. 33 Range 16 East Running Thence due West (Var 9° 5' East four hundred thirty six feet) to the East bank of the Verdigris River

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 Co. Office 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 August 26, 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 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 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 Co. Clerk notify the Trustee of Liberty Township to cause said road to be Opened for public travel to a width of Fifty 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:

<u>A. J. Flemming</u>	for Land Tax	\$75.00
<u>Chas. Roszel</u>	Viewer	4.00
<u>J. F. Harding</u>	"	4.00
<u>Ed. Van Dyke</u>	"	4.00
<u>A. Harding</u>	Chairman	1.50
<u>C. E. Shaffstall</u>	"	1.50

Attest:

E. H. Stewart, County Clerk.

(SEAL.)

Milton Ashby, Chairman of the Board of County Commissioners.