

Road Petitioned for by L. D. Winters and others.

State of Kansas, Montgomery County, ss.

Order on Road Petition

AND NOW, On this 13th day of January, A. D. 1908, being one of the days of the regular meeting of the Board of County Commissioners, begun and holden on the 13th day of January, A. D. 1908, there was presented to said Board for their consideration, a petition signed by L. D. Winters and twenty 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 L. D. Winters as principal and Samuel McMurtry and O. J. Winters as sureties, which said bond is by the Board approved.

THEREUPON, The Board orders that a view and survey of said proposed location of road be had on the 7th day of February, A. D. 1908, and appoints E. J. Lipsey, A. F. Peterson, and Sam Wade, 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 Cherokee 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 13th day of January, A. D. 1908, a petition signed by L. D. Winters and twenty 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.:

At the Northeast corner of Section 32, Township 34 Range 17, said County and State, thence South along the line between Sections 32 and 33, said Township and Range to the public road running East and West along the South side of said Sections 32 and 33.

WHEREUPON, Said Board of County Commissioners appointed the following-named persons, viz.: E. J. Lipsey, A. F. Peterson, and Sam Wade, as viewers, with instructions to meet in conjunction with the County Surveyor at the place of beginning, in Cherokee Township, on the 7th day of February, A. D. 1908, 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 L. D. Winters 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 18th day of February, A. D. 1908, comes on for hearing the report of the viewers and surveyor upon the location of a road petitioned for by L. D. Winters and others, praying for the location & establishment of a road described as follows, to wit:

Starting at the NE corner of section 32, Township 34 Range 17. Following the section line south allowing 20 ft on each side of the section line for Road 1980 feet set stake from this point run South 50° 20' E. 169 ft Thence S 45° 29' W 109 ft Thence S 20° 20' W 147 ft Thence S 14° 20' W 115 ft Thence S 19° 10' E 207 ft to 1/4 post set by Government South from 1/4 post on section line 1800 to North bank of creek allowing 20 feet on each side of line for Road Thence from a point 20 North of creek Bank for center of Road S 20° W 187 ft Thence S 4° 15' E 206 ft Thence 22° 10' E 400 ft to Intersection of east and West Road.

The Board finds thereon as follows: First—That notice of the view and survey of said Hagon Road has been given by advertisement in the Cherryvale Republican, 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 January 13, 1908, 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 Clerk notify the Trustee of Cherokee 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:

<u>Luella Thacker</u>	\$50.00
<u>G. P. Kuhns</u>	\$65.00
<u>J. H. Bangs</u>	\$150.00
<u>Volgie Corfman</u>	\$7.00
<u>E. J. Lipsey 2° A. F. Peterson 2° S. H. Wade 2° Viewers</u>	\$6.00
<u>Chas. Shaffstall Chairman</u>	\$1.50

Attest:

E. H. Stewart, County Clerk.

(SEAL.)

O. F. Morris, Chairman of the Board of County Commissioners.