

delivered to and filed by the County Clerk heretofore, and having been received by the Board of County Commissioners, and said board having caused the same to be read before its meeting, and having considered the same, and the report of said viewers being favorable to said road, and no legal objections to said report appearing, and the said Board being satisfied that said road will be of public utility, it is by said Board of County Commissioners ordered that said report, survey, and plat be duly recorded by the County Clerk upon the Road Record of said county, and that said road be, and it is hereby declared and shall be considered a public highway; and it is further ordered that the Trustee of Fawn Creek Township be, and he is hereby ordered and directed to cause said road to be opened for public travel, and that an order to this effect be issued to said trustee. 1/11/1889

Road No. 476
Page 442

And now comes J. R. Cox and others, principal petitioner thereto and presented to the Board of County Commissioners a road petition which was in words and figures as follows, to wit: Beginning at the southwest corner of Sec. 8, Twp. 31, Range 14; thence east on section line 2 1/2 miles to the southeast corner of Sec. 10, Twp. 31, Range 14; thence east on section line 2 1/2 miles to the southeast corner of Sec. 10, Twp. 31, Range 14; all of the above-described land is in Montgomery County, Kansas. And upon examination and consideration thereof, the said Commissioners do find that the said petition is a legal one; that the signatures thereto are genuine; that said petitioners whose names are signed to said petition all reside in the vicinity of where said road is to be located; and are all householders of Montgomery County. And that Geo. Coble, one of said petitioners, has duly entered into a bond with security satisfactory to and approved by said commissioners, payable to the state of Kansas for the use of said Montgomery County, conditioned that the persons signing said bond shall pay into the Treasury of said Montgomery County, the amount of all costs and expenses accruing on said survey in case the proceedings had in pursuance of said petition shall not be finally confirmed and established; and it is, therefore, by the said Board of County Commissioners, ordered that J. E. Cole, Thomas Whistler, and J. B. Certain, who are disinterested householders of said county be, and they are hereby, appointed viewers of said road, and that the County Clerk be, and he is hereby, ordered to forthwith notify each of them in writing of their said appointment; and it is further ordered that said viewers shall meet at the place designated as the beginning of said road on the 30th day of November, 1888, and proceed to discharge their duties; and that the County Surveyor is hereby ordered to meet with the said viewers at said time and place and survey said proposed road under their directions. And, it is further ordered that the County Clerk, by advertisement, set up in his office, and in the township of Louisburg, through which township said road is prayed to be laid out, for at least twenty days, and by publication for two consecutive weeks in the South Kansas Tribune, a newspaper published in said county, shall give notice and complete the same in said manner at least twenty days before the date hereinbefore fixed for said viewers to meet, setting forth that said petition had been presented and that viewers will, on the day hereinbefore fixed, proceed to view said road and give to all parties a hearing; and it is further ordered that the notice so to be given, and as given by the County Clerk be entered upon the journal of the proceedings of said Board of County Commissioners. 10/13/1888

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This day the petition of J. R. Cox and others for the establishment of a road as follows: Beginning at the southwest corner of Sec. 8, Twp. 31,

Range 14; thence east on section line 2 1/2 miles to the southeast corner of the southwest quarter of Sec. 10, Twp. 31, Range 14; all of the above-described land is in Montgomery County, Kansas, came on to be further heard upon the certified return of the survey thereof, the plat, the report of the viewers, and the separate report of the viewers of the damages assessed by them, and the said return, plat, and reports having all been duly delivered to and filed by the County Clerk heretofore, and having been received by the Board of County Commissioners, and said Board having caused the same to be read before its meeting, and having considered the same; and the report of said viewers being favorable to said road, and no legal objections to said report appearing; and the said Board being satisfied that said road will be of further public utility; it is by said Board of County Commissioners, ordered that said report, survey, and plat be duly recorded by the County Clerk upon the Road Record of said county; and that said road be, and it is hereby declared and shall be considered a public highway; and it is further ordered that the Trustee of Louisburg Township be, and he is hereby ordered and directed to cause said road to be opened for public travel, and that an order to this effect be issued to said Trustee. 1/11/1889

Road No. 477
Page 390

Came this day the petition of Jno. Castillo, et al, which was presented to the Board of County Commissioners and was in words as follows, to wit: Beginning 60 rods north of the southwest corner of the southeast quarter of Sec. 10, Twp. 31, Range 14; thence east 100 feet or to the east side of the right-of-way of the Leroy and Caney Valley Air Line Railroad; thence south to intersect the wagon road between Secs. 10 and 15; said road to be 60 feet wide; all of the above lands are in Montgomery County, Kansas. And upon examination and consideration thereof; the said Board of Commissioners find that said petition is a legal one; that the signatures thereto are believed to be genuine; that said petitioners all reside in the vicinity where said road is sought to be located; and are all householders of Montgomery County, Kansas; and that one of said petitioners has entered into a bond with security satisfactory to and approved by said board, payable to the State of Kansas for the use of said Montgomery County, conditioned that the persons signing said bond shall pay into the Treasury of said County the amount of all costs and expenses accruing on said view and survey in case the proceedings had in pursuance of said petition shall not be finally confirmed and established; and it is, therefore, by the said Board of County Commissioners ordered that O. T. Romig, B. Castillo, and Wm. Stewart, who are disinterested householders of said county be, and they are hereby, appointed viewers of said road so by said petition prayed for to be located; and the County Clerk will notify each of said viewers of their said appointment; and it is further ordered that said viewers shall meet at the place described in said petition as the place of beginning on the 25th day of November, 1888, and proceed to discharge their duties; and that the County Surveyor be, and he is hereby ordered and directed to meet with the said viewers at the said time and place and survey said proposed road under their direction; and it is further ordered that the County Clerk, by advertisement set up in his office and in Louisburg Township, through which township said road is sought to be located for at least twenty days and by publication for two consecutive weeks in the South Kansas Tribune, a newspaper published in said Montgomery County, and shall complete the same for at least twenty days, and by publication for

of the city of Caney. All being in the County of Montgomery, State of Kans. And upon examination and consideration thereof, the said commissioners do find that the said petition is a legal one; that the signatures thereto are genuine; that the said petitioners whose names are signed to said petition all reside in the vicinity where said road is to be located and are householders of Montgomery County. And that A. C. Mason, one of said petitioners, has duly entered into a bond with security satisfactory to and approved by said Commissioners, payable to the State of Kansas, for the use of said Montgomery County, conditional that the persons signing the said bond shall pay into the treasury of said county, the amount of all costs and expenses accruing on said survey and view in case the proceedings had in pursuance of said petition shall not be finally confirmed and established; and it is, therefore, by said Board of County Commissioners, ordered that J. E. Stone, W. S. Brown, and S. M. Porter, who are disinterested householders of said county be, and they are hereby, appointed viewers of the said road so by said petition prayed to be located; and the County Clerk do forthwith notify each of them in writing of their said appointments; and it is further ordered that the said viewers shall meet at the place designated as the place of beginning of said proposed road on the 25th day of August, 1889, and proceed to the discharge of their duties; and that the County Surveyor be, and he is hereby ordered and directed to meet with the said viewers at the said time and place; and survey said proposed road under their directions; that an order be issued to him to that effect; and it is further ordered that the County Clerk, by advertisement, set up in his office, and in the township of Caney, through which township said road is prayed to be laid out for at least twenty days, and by publication for two consecutive weeks in the South Kansas Tribune, a newspaper published in said county, shall give notice, and complete the same in said manner at least twenty days before the date hereinbefore fixed for said viewers to meet, setting forth that said petition had been presented, and that viewers will, on the day hereinbefore fixed, proceed to view said road and give to all parties a hearing; and it is further ordered that a record of said notice so to be given, and as given by the said County Clerk be entered upon the journal of the proceedings of said Board of County Commissioners, and the said County Clerk is hereby ordered and directed to enter the same thereon. 7/5/1889

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This day the petition of R. C. Mason, et al, for the establishment of a road as follows: Beginning at a point on the state line, between the State of Kansas and the Indian Territory, at the southwest corner of Lot 31, Sec. 13, Twp. 35, Range 13, running thence north to the corporation line of the City of Caney, all being in the County of Montgomery, State of Kansas, came on to be further heard. Upon the certified return of the survey thereof, the plat, the report of the viewers, and the separate report of said viewers of the damages assessed by them, and the said return, plat, and reports having all been duly delivered to and filed by the County Clerk heretofore, and having been received by the Board of County Commissioners, and said board having caused the same to be read before its meeting; and having considered the same; and the report of said viewers being favorable to said road and no legal objection to said report appearing; and the said Board was satisfied that said road will be of public utility, and it is by said Board of County Commissioners ordered that said report, survey, and plat, be duly recorded by the County Clerk upon the Road Record of said County; and that said road be, and it is hereby declared and shall be considered a public highway; and it is further ordered that the Trustee of Caney Twp. in which township said road is located, be, and he is ordered and directed to cause said road within his township to be opened for public travel, and then an order to this effect be issued to said trustee. 10/12/1889

before the time hereinbefore set for said viewers to meet; and it is further ordered that a record of said notice, so to be given, and as given by said County Clerk be entered upon the journal of the proceedings of said Board of County Commissioners, and the said County Clerk is ordered and directed to enter the same thereon. 10/2/1888

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This day the petition of John Castillo and others, for the establishment of a road on the following line, to wit: Beginning 60 rods north of the south west corner of the southeast quarter of Sec. 10, Twp. 31, Range 14 East; thence east 100 feet or to the east side of the right-of-way of the Leroy and Caney Valley Air Line Railroad; thence south to intersect the wagon road between Secs. 10 and 15; said road to be 60 feet wide; all of the above land is in Montgomery County, Kansas, came on to be further heard upon the certified returns of the survey thereof, the plat, the report of viewers, and the separate report of the viewers of the damages assessed by them, and the said return, plat, and reports, having all been delivered to and filed by the Co. Clerk, and having been received by the Board of County Commissioners, and said Board having caused the same to be read before its meeting and having considered the same, and the report of said viewers being favorable to said road, and no legal objections to said report appearing and said Board being satisfied that said road will be of public utility, it is by said Board of County Commissioners ordered that said report, survey, and plat be duly recorded by the County Clerk upon the Road Record of said County; and that said road shall be and it is hereby declared and shall be considered a public highway; and it is further ordered that the Trustee of Louisburg Township be directed to cause said road to be opened for public travel, and that an order be issued to said Trustee to this effect. 1/11/1889

Road No. 478

Page 387

Came this day John L. Griffin as principal petitioner therein, and presented to the Board of County Commissioners, a certain petition, which was in words and figures as follows, to wit: Beginning at the southwest corner of Sec. 3, Twp. 33, Range 15, Montgomery County, Kansas, and running east along the south line of said Sec. 3 to the southeast corner thereof. And upon examination and consideration thereof, the said Board of Commissioners find that the said petition is a legal one; that the signatures thereto are believed to be genuine; that said petitioners all reside in the vicinity where said road is sought to be located; and are householders of the said Montgomery County, and that one of said petitioners has duly entered into a bond with security satisfactory to and approved by said commissioners, payable to the State of Kansas, for the use of the said Montgomery County, conditioned that the persons signing said bond shall pay into the Treasury of said county, the amount of all costs and expenses accruing on said view and survey, in case the proceedings had in pursuance of said view and survey shall not be finally confirmed and established; and it is, therefore, by the said Board of Commissioners ordered that James H. Chamberlain, Jos. E. Shaw, and Jno. C. Clemmer, who are disinterested householders of said county be, and they are hereby, appointed viewers of said road as by said petition prayed for to be located; and the County Clerk will notify each of said viewers of their said appointment; and it is further ordered that said viewers shall

meet at the place described in said petition as the place of beginning on the 22nd day of November 1888, and proceed to the discharge of their duties; and that the County Surveyor be, and he is hereby, ordered and directed to meet with the said viewers at the said time and place and survey said proposed road under their direction; and it is further ordered that the County Clerk, by advertisement set up in his office, and in Independence Township, through which township said road is sought to be located, for at least twenty days, and by publication for two consecutive weeks in the South Kansas Tribune, a newspaper published in said county, shall give notice and complete the same for at least 20 days before the time heretofore set for said viewers to meet, and it is further ordered that a record of said notice, so to be given and as given by the said County Clerk be entered upon the journal of the proceedings of said Board of County Commissioners, and the said County Clerk is ordered and directed to enter the same thereon. 10/21/1888

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This day the petition of J. L. Griffin, for the establishment of a road as follows: Beginning at the southwest corner of Sec. 3, Twp. 33 South, Range 15 East, in Montgomery County, Kansas, and running east along the south line of said Sec. 3, to the southeast corner thereof, came on to be further heard upon the certified return of the survey thereof, the plat, the report of the viewers of the damages assessed by them, and the said return, plat, and reports having all been delivered to and filed by the County Clerk, and having been received by the Board of County Commissioners, and said Board having caused the same to be read before its meeting, and having considered the same, and the report of a majority of said viewers being favorable to a portion of said road, and the said Board of County Commissioners being satisfied that said road will be of public utility, it is by said Board of County Commissioners ordered that said report, survey, and plat be duly recorded by the County Clerk upon the Road Record of said county; and that said road or so much thereof as was recommended by said viewers be, and it is hereby declared and shall be considered a public highway; and it is further ordered that the Trustee of Independence Township, be directed to cause said road to be opened for travel, and that an order to this effect be issued to said Trustee. 1/11/1889

Road No. 483

Page 532

And now came S. M. Porter, principal petitioner therein, and presents to the Board of County Commissioners a certain petition which was in words and figures as follows, to wit: Beginning at the northeast corner of the southeast quarter of the southwest quarter of Sec. 8, Twp. 33, Range 14 East, running thence south on the half section line 60 rods through Sec. 8, and continuing in the same course south, and on the same line through Sec. 17 in said township and range to the south line of the State of Kansas, all being in the County of Montgomery in said State of Kansas. And upon examination and consideration thereof, the said commissioners find that the petition is a legal one; that the signatures thereto are genuine; that the said petitioners whose names are signed to said petition all reside in the vicinity where said road is to be located; and are all householders of Montgomery County; and the petitioner, S. M. Porter, has duly entered into a bond with security satisfactory to and approved by said commissioners, payable to the State of Kansas for the use of said Montgomery County, conditioned that the persons signing said bond shall pay into the Treasury of said county the amount of all costs

Road No. 486

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Came this day G. W. Beam, principal petitioner therein, and presented to the Board of County Commissioners, a certain petition which was as follows: To establish a road 40 feet wide in Montgomery County, Kansas, from the southwest corner of the northwest quarter of the northwest quarter of Sec. 12, Twp. 33, Range 16, running east to at or near the southeast corner of the northwest quarter of the northwest quarter of said Sec. 12, Twp. 33, Range 16 East, Montgomery County, Kansas; thence in a northeasterly direction to intersect a public road running through the northeast quarter of the northwest quarter of said Sec. 12, and vacating said public road from the said point of intersection in a northeasterly direction to the northwest corner of the northwest quarter of Sec. 12, Twp. 33, Range 16 in said county and state. And upon examination and consideration thereof, the said commissioners do find that said petition is a legal one; that the signatures thereto are genuine; that the said petitioners whose names are signed to said petition all reside in the vicinity of where said road is to be located, and are all householders of said Montgomery County; and G. W. Beam, one of the petitioners, has duly entered into a bond with security satisfactory to and approved by the said Board of County Commissioners, payable to the State of Kansas for the use of said Montgomery County, conditioned that the persons signing the said bond shall pay into the treasury of the said county the amount of all costs and expenses accruing on said view and survey in case the proceedings had in pursuance of said petition shall not be finally confirmed and established; and it is further ordered that J. H. Norris, Ross Bird, and W. S. Grass, who are disinterested householders of said county be, and they are, hereby notified, and appointed as viewers of the said road, and that the County Clerk do forthwith notify each of them in writing of their said appointments; and it is further ordered that the said viewers shall meet at the place designated as the place of beginning of said road on the 22nd day of Nov., 1889, and proceed to the discharge of their duties; and that the County Surveyor be, and he is hereby, ordered and directed to meet with the said viewers at the said time and place, and survey said proposed road under their directions; and that an order be issued to him to that effect; and it is further ordered that the County Clerk, by advertisement set up in his office, and in the township of Liberty, through which township said road is prayed to be located, for at least twenty days, and by publication for two consecutive weeks in the South Kansas Tribune, a newspaper published in said county, shall give notice and complete the same in said manner at least twenty days before the date hereinbefore fixed for said viewers to meet, setting forth that said petition has been presented and that viewers will meet on the day hereinbefore fixed and proceed to view said road and give to all parties a hearing. And it is further ordered that a record of said notice, as given by said County Clerk, be entered upon the journal of proceedings of said Board of County Commissioners, and the said clerk is hereby ordered and directed to enter the same thereon. 10/8/1889

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The road petition of Geo. W. Beam, et al, came on to be further heard, and it appeared to this Board that no affidavit had been filed with said road papers showing that the proper notice had been given upon land owners as by law requested. And now comes Wm. Dunkin, representing himself individually and also appearing as attorney for Miss Mattie Bloxom in the matter of the road petitioned for by Geo. W. Beam, et al, and the said Wm. Dunkin for himself in person, and as attorney for the said Miss Mattie Bloxom, hereby

waived all compensation for damages in relation to said road and also waives all notice to land owners, setting forth to said board that he, the said Wm. Dunkin, and Miss Mattie Bloxom, were all the landowners interested in the establishment of said road upon which notice should have been served. Whereupon the board made the following order in relation to the road. This day the petition of Geo. W. Beam, and others, for the establishment of a road as follows: Beginning at the southwest corner of the northwest quarter of the northwest quarter of Sec. 12, Twp. 33, Range 16, running thence east to at or near the southeast corner of the northwest quarter of the northwest quarter of said Sec. 12, Twp. 33, Range 16, Montgomery County, Kansas; thence in a northeasterly direction to intersect a public road running through the northeast quarter of the northwest quarter of said Sec. 12 and vacating said public road from the point of intersection in a northeasterly direction to the northwest corner of the northwest quarter of the northwest quarter of Sec. 12, Twp. 33, Range 16, in said county and state, came on to be further heard the viewers, and the separate report of said viewers of the damages assessed by them; and the said return, plat, and reports having all been duly delivered to and filed by the County Clerk heretofore and having been received by the Board of County Commissioners, and said board having caused the same to be read before its meeting, and having considered the same and the report of said viewers being favorable to said road, and no legal objections to said report appearing, and the said road board being satisfied that said road will be of public utility, it is by the said Board of County Commissioners ordered that said report, survey, and plat be duly recorded by the County Clerk upon the Road Record of said County, and that said road be, and it is hereby declared, and shall be considered a public highway; and it is hereby ordered that the Trustee of Liberty Township, in which township said road is located, be, and he is hereby ordered and directed to cause said road within his township to be opened for public travel, and that an order to this effect be issued to said trustee. 1/11/1890

and expenses accruing on said view in case the proceedings had in pursuance of said petition shall not be finally confirmed and established; and it is, therefore, by the said Board of County Commissioners, ordered that J. M. Sturt, Lewis Thiess, and Jones Gilmore, who are disinterested householders of said County be, and they are hereby appointed viewers of said road so by said petition prayed to be viewed and laid out; and that the County Clerk do forthwith notify each of them in writing of their said appointments; and it is further ordered that said viewers shall meet at the place designated as the beginning of said road on the 30th day of August, A.D., 1889, and proceed to the discharge of their duties; and that the County Surveyor be, and he is hereby ordered and directed to meet with the said viewers at the said time and place and survey said proposed road under their direction; and that an order be issued to him to that effect; and it is further ordered that the County Clerk, by advertisement, set up in his office and in the Township of Caney, through which township said road is prayed to be laid out for at least twenty days, and by publication in the South Kansas Tribune, for two consecutive weeks, a newspaper published in said county, shall give notice and complete the same in said manner at least twenty days before the date hereinbefore fixed for said viewers to meet, setting forth that said petition has been presented and the substance thereof, and that viewers will, on the day hereinbefore set, proceed to view said road and give to all parties a hearing. And it is further ordered that a record of said notice, so to be given, and as given by the said County Clerk be entered upon the journal of the proceedings of said Board of County Commissioners; and the said County Clerk is hereby ordered and directed to enter the same thereon. 7/5/1889

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This day the petition of S. M. Porter and others for the establishment of a road as follows: Beginning at the northeast corner of the southeast quarter of the southwest quarter of Sec. 8, Twp. 33, Range 14, running thence south on the half section line 80 rods through Sec. 8 and continuing in the same course south, and on the same line through Sec. 17 in said township and range to the south line of the State of Kansas; all being in the County of Montgomery, State of Kansas, came on to be further heard upon the certified return of the survey thereof, the plat, and the report of viewers, and the separate report of said viewers of the damages assessed by them; and the said return, plat, and reports having all been duly received and filed by the County Clerk heretofore, and having been received by the Board of County Commissioners, said board having caused them to be read before its meeting, and having caused them to be considered, and the report of the said viewers before mentioned, being favorable to said road, and no legal objection to said report appearing, and the said Board being satisfied that said road will be of public utility, it is by said Board of County Commissioners, ordered that said report, survey, and plat be duly recorded by the County Clerk upon the Road Record of said county; and that said road be, and it is hereby declared and shall be considered a public highway; and it is further ordered that the Trustee of Caney Township, be and he is hereby, ordered and directed to cause said road within his township to be opened for public travel; and that an order to that effect be issued to said trustee. 10/15/1889

Road No. 484

Page 521

Came this day R. C. Mason, principal petitioner therein and presented to the Board of County Commissioners a certain petition, which was in words and figures as follows, to wit: Beginning at a point on the state line between the State of Kansas, and the Indian Territory, at the southwest corner of Lot 1, Sec. 13, Twp. 35, Range 13 East, running thence north to the corporation line