

FINAL ROAD ORDER OF TOWN BOARD

Filed this 18<sup>th</sup> day of Nov. A. D. 1941

*Muelin Melcher*  
Town Clerk

The within Road Order, together with the Award of Damages, was recorded by me the 18<sup>th</sup> day of Nov. 1941 in the Road Record Book of the Town, and then sent by me to the County Auditor, to be filed and preserved by him.

*Muelin Melcher*  
Town Clerk

Office of County Auditor,

County of \_\_\_\_\_ Minn.

Filed this \_\_\_\_\_ day of \_\_\_\_\_ 1941, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., in this office.

County Auditor

Within five days after date of within order Town Board shall make its Award of Damages and file all papers pertaining to the road with the Town Clerk.  
The Town Clerk must not record this order within thirty days after filing, and not then, if an appeal has been taken until the order is confirmed on appeal. But if no appeal is taken, or if on appeal this order is confirmed, it, together with the award, must be recorded and then transmitted to the County Auditor, to be filed and preserved by him.

WALTER B. BOOTH & SON, TOWNSHIP AND LEGAL CLERK, PUBLISHERS, MINNEAPOLIS, MINN. 611 5000

OWNERSHIP AND DESCRIPTION OF LANDS AS GIVEN IN THE PETITION

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE
Mrs. Cathrine Shackel	S. W. x N. E. Lot 2	6	135	31
R. F. Hallberg	Lot 3 + 4	6	135	31
Mrs. Annie Presaler	S. W. 1/4 x S. E. 1/4 Lot 13	31	136	31
Leo Vogel	N. W. 1/4 Lot 6	6	136	6
Mrs. Ladys Melcher	Lot 16	31	136	31

The names of the Petitioners, the places where, and the time when copies of the Supervisors' Order or Notice of hearing were posted; and the names of persons served with the Supervisors' Order or Notice, and how served, are as follows, viz:

NAMES OF PETITIONERS	SUPERVISORS' ORDER OR NOTICE, WHEN AND WHERE POSTED	SUPERVISORS' NOTICE, ON WHOM SERVED	HOW SERVED
Clyde Johnson	Notices posted Aug. 5-1941 One notice at South end of 1/4 line, Sec. 23, Moore Lake Township. One notice at West end between Sec. 19 and 30, Moore Lake Township. One notice at S. W. corner of Moore Lake Township	Notices posted in Town Meadow One at N E corner of Lot 2 Sec 6 One at Leader One at N W corner of Section 6	
Ed Shannon			
J. E. Flom			
H. Hansen			
Levi De West			
Philip Hulitt			
V. F. Knapper			
Geo. M. Johnson			
E. L. Moser			
George Haag			
Alvan Nygen			

State of Minnesota, County of Leas Town of Moose Lake SS:

Whereas, Upon the petition of Eleven (11) legal voters who own real estate or who occupy real estate under the homestead or pre-emption laws of the United States, or under contract from the State of Minnesota, within three (3) miles of the road proposed in said petition to be laid out; which said petition was filed with the Town Clerk, who forthwith presented it to us for action thereon, and which said proposed road is set forth and described in said petition as follows, viz: Beginning

At west end of Town line between Moose Lake and Meadow Brook Townships.

Between, at S. W. corner of lot 13, running east along lots 14-15-16 and S. W. 1/4 x S. E. 1/4 Sec. 31 of Moose Lake Township and beginning at N. E. corner of lot 6 running east along lots 15-4-3-2 Sec. 6, Meadow Brook Township.

Termination of road to be S. E. corner of S. W. 1/4 of S. E. 1/4 Sec. 31 Moose Lake Township and N. E. corner of lot 2 Sec. 6 Meadow Brook Township.

And Whereas, Upon receiving said petition, we did, within thirty days thereafter, make out an order or notice of hearing and fix therein a time and place at which we would meet and act upon said petition, to-wit: On the 15<sup>th</sup> day of Aug. 1914, at the west end of town line between Sec. 31 Moose Lake Twp. and Sec. 6 Meadow Brook Twp.

causing copies of such notice to be posted in three public places in said Town, at least ten days before such meeting; and having met at such time and place as above named in said notice, and being satisfied that the petitioners had, at least ten days previous to said time caused said notice of time and place of hearing to be given to all the occupants of the land through which such road might pass, by serving the same personally upon each of said occupants, proof of which was shown by affidavit, we proceeded to examine personally such roads, and heard all persons interested, and any and all reasons for or against the proposed road.

the same, and being of opinion that such road was necessary and proper, and that the public interest would be promoted thereby, we granted the prayer of said petitioners and determined to said road, and caused a survey thereof to be made according to the report and plat herewith accompanying, the description of which as so is as follows, to-wit: Beginning

To the Board of Supervisors of the Town of \_\_\_\_\_ County of \_\_\_\_\_  
 \_\_\_\_\_ and State of Minnesota:

The undersigned, having been employed by you to make a survey of a road in said Town, would report that the following is a correct survey of the line thereof, as made by me under your directions, to-wit: Beginning at \_\_\_\_\_ of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ thence running as follows, with a variation of \_\_\_\_\_ degrees and \_\_\_\_\_ minutes:

STATION	BEARING	DISTANCE	REMARKS

and that below is a correct plat of said road according to said survey.

Dated at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

\_\_\_\_\_  
 Surveyor

N.							
Moose Lake Township							
Sec. 31							
N.	13	14	15	16	town line to		
	6	5	4	3		2	
Sec. 6							
Meadow Brook Township.							
S.							

State of Minnesota, County of \_\_\_\_\_ Town of \_\_\_\_\_ SS:

Whereas, A road was laid out \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, by us, the Supervisors of the said Town of \_\_\_\_\_ on the petition of \_\_\_\_\_ legal voters who own real estate or who occupy real estate under the homestead or pre-emption laws of the United States, or under contract from the State of Minnesota, within three (3) miles of said road, which said road \_\_\_\_\_ is set forth and described in the foregoing Supervisors' Order, made by us, and,

Whereas, A part of the damages sustained by reason of the laying out \_\_\_\_\_ said road has been ascertained by the agreement of the owners of the lands through which said road passes, with us, and a part of the owners of the said lands have in writing released all claims to damages; but not being able to agree with the owners of the following described lands, claiming damages by reason of said road passing through, and the owners of some of the said lands being unknown, we have assessed the damages to each of such individual claimants with whom we could not agree, and awarded damages to the owners of such lands through which such road passes as are unknown, at what we deemed just and right; taking into account and estimating the benefits the road will confer on the claimants and owners, as well as the disadvantages. We have assessed and awarded damages as follows:

(Persons lawfully occupying United States or State land, considered the owners thereof for purposes hereof.)

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE	DAMAGES
<i>Benefits assessed equal to damages</i>					

An in case of the following land and claimants for damages, we estimate that the advantages and benefits said road will confer on them are equal to all damages sustained by them by reason of laying out \_\_\_\_\_ said road, to-wit:

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE	
<i>Benefits assessed equal to damages.</i>					

Given under our hands this 18<sup>th</sup> day of Nov. 1941

<p><i>Leo Lorber</i> <i>D. J. Ryan</i> <i>O. F. Khapper</i></p>	}	}	}	<p><i>Sam Salfisberg</i> <i>Gulick Flategraff</i> <i>Ben Boyer Jr.</i></p>	}	Supervisors
---	---	---	---	--	---	-------------