

Byron Twp

Supervisors' Road Order.

Filed this 29th day of September
A. D. 1894.

C. W. Anderson
Town Clerk.

The within Road Order, together with
the Award of Damages, was recorded by
me the 25th day of October 1894,
in the Road Record Book of the Town, and
them sent by me to the County Auditor, to
be filed and preserved by him.

C. W. Anderson
Town Clerk.

Office of County Auditor,
County of *Leaves* Minn.

Filed this 19 day of *Nov*
1894, at 9 o'clock P. M., in this office.

County Auditor.

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 trans-
mitted to the County Auditor, to be filed and preserved by
him.

TAKE NOTICE—General Laws 1888, Chapter 29, as amended
General Laws 1893, Chapter 160 allows "eight legal voters
who are freeholders and residents of the town within three
miles of the road" to sign the petition. When such persons
sign the petition it must be so stated on the blank line left
for that purpose after the * in the following blank "Super-
visors' Road Order" and the "Award of Damages."

Entered according to Act of Congress in the year 1880, by
WALTER S. BOORT,
In the office of the Librarian of Congress at Washington.
6-16-97-1500

OWNERSHIP AND DESCRIPTION OF LANDS AS GIVEN IN THE PETITION.

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE
H. S. Clark.	S. E. $\frac{1}{4}$ of S. E. $\frac{1}{4}$	8	135	32

The names of the Petitioners, the places where, and the time when the copies of the Petition and of the Supervisors' Notice of Hearing were posted; and the names of persons served with the Supervisors' Notice, and how served (personally or "by copy"), are as follows, viz:

NAMES OF PETITIONERS	PETITION AND NOTICES, WHEN AND WHERE POSTED	SUPERVISORS' NOTICE, ON WHOM SERVED	HOW SERVED
J. L. Matthews Origen Bates. E. Anderson. J. L. Hildahl. Ale J. Thorsett. A. Westmark R. J. Teeter. L. J. Thorsett G. W. Seely. W. H. Seely.	Petitions posted Aug. 5, 1901, One at the S. E. corner of sec. 30, one at the S. E. corner of the Esterdy Cemetery, and one at the S. E. corner of sec. 10. Notices posted Sept. 10 th 1901, one at the S. E. corner of sec. 30, one at the S. E. corner of sec. 10 and one near the S. E. corner of Esterdy Cemetery.	H. S. Clark.	By reaching the notice to him by B1

State of Minnesota, County of Cass Town of Byron SS:

Whereas, upon the petition of ten 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 two (2) miles * of the road proposed in said petition to be laid out; which said petition was filed with the town clerk previous to the time of posting copies thereof, and copies of said petition having been first duly posted up in three of the most public places of said Town, at least twenty days before any action was had in relation thereto, proof of which posting was duly shown to us by affidavit; which said proposed road is set forth and described in said petition as follows, viz: Beginning

To discontinue a road as follows: Beginning at a point eighty five rods north of the south east corner of sec 8, Twp 13 S, Range 32 and running south to said section corner, thence west to a point 24 rods west of said south east corner of section eight.

We also petition you to lay a new road between the two terminal points named above, that is, beginning at a point 85 rods north of the south east corner of section 8 and running on a direct line diagonally across the corner of said sec 8, to a point 24 rods west of the south east corner of said section 8

And Whereas, upon receiving said petition, we did, within thirty days thereafter, make out a notice and fix therein a time and place at which we would meet and decide upon such application, to-wit: On the 20th day of Sept A. D. 1891 at the south east corner of sec 8, at 2 o'clock P.M.

causing copies of such notice to be posted in three public places in said Town, at least ten days previous to such meeting; and having met at such time and place as above named in said notice, and being satisfied that the applicant 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 highway might pass, by serving the same personally or by copy left at the usual place of abode of each of said occupants, proof of which was shown by affidavit, we proceeded to examine personally such highway, and heard any and all reasons for or against the laying out of the same, and being of the 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 lay said road and caused a survey thereof to be made according to the report and plat herewith accompanying, the description of which as so changed and laid out is as follows, to-wit: Beginning

at a point eighty five (85) rods north of the south east corner of section eight of said town and running on a direct line in a south westerly direction to a point twenty four (24) rods west of the said south east corner of section eight (8)

It is Therefore Ordered and Determined, That a road be, and the same is hereby discontinued and a new road established according to the description last aforesaid, and the report and plat herewith accompanying, which is hereby made a part of this Order, and it is declared to be a public highway four (4) rods wide, the said description above given being the center of said road.

Given under our hands, this 21st day of Sept A. D. 1891

S. H. Skripe } Supervisors.

State of Minnesota, County of Cass Town of Byron SS:

Whereas, a road was laid out by us on the 20th day of Sept A. D. 1901, by us, the Supervisors of the said Town of Byron on the petition of ten 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 two (2) miles*

.....of said road, which said road as laid out 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 highway 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 highway passes as are unknown, at what we deemed just and right; taking into account and estimating the advantages and benefits the road will confer on the claimants and owners, as well as the disadvantages. We have assessed and awarded damages as follows:

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE	DAMAGES
<u>H. S. Clark</u>	<u>S.E. 1/4 of SE 1/4 of</u>	<u>8</u>	<u>135</u>	<u>32</u>	<u>\$12.00</u>

And in case of the following lands 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

Given under our hands this 21st day of September A. D. 1901

H. H. Clark
S. F. Skarp } Supervisors.