

FINAL ROAD ORDER OF TOWN BOARD

Filed this 16 day of Sept
A. D. 1916

James J. Dwyer
Town Clerk

The within Road Order, together with
the Award of Damages, was recorded by
me the 15 day of Sept 1916,
in the Road Record Book of the Town, and
then sent by me to the County Auditor, to
be filed and preserved by him.

James J. Dwyer
Town Clerk

Office of County Auditor,
County of _____ Minn.

Filed this 15 day of Sept
19 16 at 10 o'clock A.M., in this office.

NOV 29 1916
County Auditor

Within five days after the date of recording, the Board shall make an 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.

OWNERSHIP AND DESCRIPTION OF LANDS AS GIVEN IN THE PETITION

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE
G. W. Flathers	SW 1/4 SE 1/4	29	139	29
Otto Kurgahn	SE 1/4 NE 1/4	"	"	"
Michael Smith	NW 1/4 NE 1/4	32	"	"
G. F. Hahn	NE 1/4 NE 1/4	"	"	"
"	Lot 2	28	"	"
James Dwyer	NW 1/4 NW 1/4	33	"	"
L. Loomis	One acre and South East Corner lot 2	28	"	"
"	Three acres and South West Corner lot 3	33	"	"

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
Frank Gilletty Michael Smith L. Loomis C. H. Alson Edward Frost Frank Anyon	Notices where posted on September 5th 1916 and at North West Corner of Section 20. and at Paulonia post office and at posting board in Section 29	G. W. Flathers Otto Kurgahn Michael Smith G. F. Hahn James Dwyer L. Loomis	by mail " Handed Copy " " "

State of Minnesota, County of Cass Town of Pota Lake SS:

Whereas, Upon the petition of six (6) 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~~ ^{Cartway} 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 Cartway is set forth and described in said petition as follows, viz: Beginning at Pottawia Road, (Rd. No. 11)

Section line running East and West between sections 29 and 32 intersects said road, thence running East on section line between sections 29 and 32, 28 and 33 until it strikes lake Ada and there terminate to a point thirteen (13) rods West of meander stake on lake Ada and there terminate

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 16th day of September 1916, at intersection of Pine River road

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~~ ^{Cartway} 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~~ ^{Cartway} and heard all persons interested, and any and all reasons for or against the laying out and opening up the same, and being of opinion that such Cartway was necessary and proper, and that the public interest would be promoted thereby, we granted the prayer of said petitioners and determined to lay out ^{Cartway} said road, and caused a survey thereof to be made according to the report and plat herewith accompanying, the description of which as so laid out is as follows, to-wit: Beginning

Same as above

It is Therefore Ordered and Determined, That a ~~road~~ ^{Cartway} be, and the same is hereby laid out and 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 ~~road~~ ^{Cartway} two (2) rods wide, the said description above given being the center of said road.

Given under our hands this 16th day of September 1916

W. Krueger
Wm. Garton
John F. Jarke } Supervisors

State of Minnesota, County of Cass Town of Ponto Lake SS:

Whereas, A ^{Cartway} road was laid out on the 16th day of September 1916, by us, the Supervisors of the said Town of Ponto Lake on the petition of six (6) 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 ^{Cartway} road, which said ^{Cartway} 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 ^{Cartway} of said ^{Cartway} road has been ascertained by the agreement of the owners of the lands through which said ^{Cartway} 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 ^{Cartway} 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 ^{Cartway} road passes as are unknown, at what we deemed just and right; taking into account and estimating the benefits the ^{Cartway} 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
G. W. Hathers Michael Smith	SW 1/4 SE 1/4 NW 1/4 NE 1/4	29 31	139 "	29 "	None asked "

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

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE	DAMAGES
Alto Humphreys G. G. Haber	SE 1/4 SE 1/4 NE 1/4 NE 1/4	29 31	139 "	29 "	
" " "	Lot 7	28	"	"	
James Sawyer L. Loomis	NW 1/4 NW 1/4 One Acre on South East Corner lot 2	33 28	"	"	
" " "	Three Acres on North West Corner lot 3	33	"	"	