

FINAL ROAD ORDER OF TOWN BOARD

Filed this 16th day of June
A. D. 1928

Frank E. Gily
Town Clerk

The within Road Order, together with
the Award of Damages, was recorded by
me this 16th day of June 1928
in the Road Record Book of the Township,
and then sent by me to the County Auditor,
to be filed and preserved by him.

Frank E. Gily
Town Clerk

Office of County Auditor,

County of Cass Minn.

Filed this 16th day of Sept.

1928, at 10 o'clock A.M., in this office.

A. A. Owen
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, and if no appeal is taken, or if on appeal this order is confirmed, its regularity with the award, must be recorded and then transmitted to the County Auditor, to be filed and preserved by him.

892500

OWNERSHIP AND DESCRIPTION OF LANDS AS GIVEN IN THE PETITION

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE
John Wickman, estate Joseph Peterson	S.W. 1/4 of N.W. 1/4 N.W. 1/4 of S.W. 1/4	11 11	140 140	26 26

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
C. A. Lewis A. B. Anderson C. R. Metzger Geo. Bluhm Geo. Livgard E. L. Sholts Thomas Maxwell G. A. Murphy	at Town Hall at Beginning of site of proposed road at N.W. cor. S. 4		

State of Minnesota, County of Cass Town of Thunder Lake SS.

Whereas, Upon the petition of eight 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 established; which said petition was filed with the Town Clerk, who forthwith presented it to us for action thereon, and which said proposed Four Rod Road is set forth and described in said petition as follows, viz: Beginning

at the 1/4 section post, between section 10th & 11, thence running east 80 rods to the 1/16 post in section 11.

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 such petition, to-wit: On the 16th day of June 1928, at 9 a.m. at the site of the beginning of the proposed 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 highway 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 highway, and heard all persons interested, and any and all reasons for or against the establishing the same, and being of opinion that such Four Rod Road was necessary and proper, and that the public interest would be promoted thereby, we granted the prayer of said petitioners and determined to grant 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

It is Therefore Ordered and Determined, That a road be, and the same is hereby granted 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 highway Four rods wide the said description above given being the center of said road.

Given under our hands this 16th day of June 1928

C. R. Meyer
C. A. Leiber
J. B. Draper } Supervisors

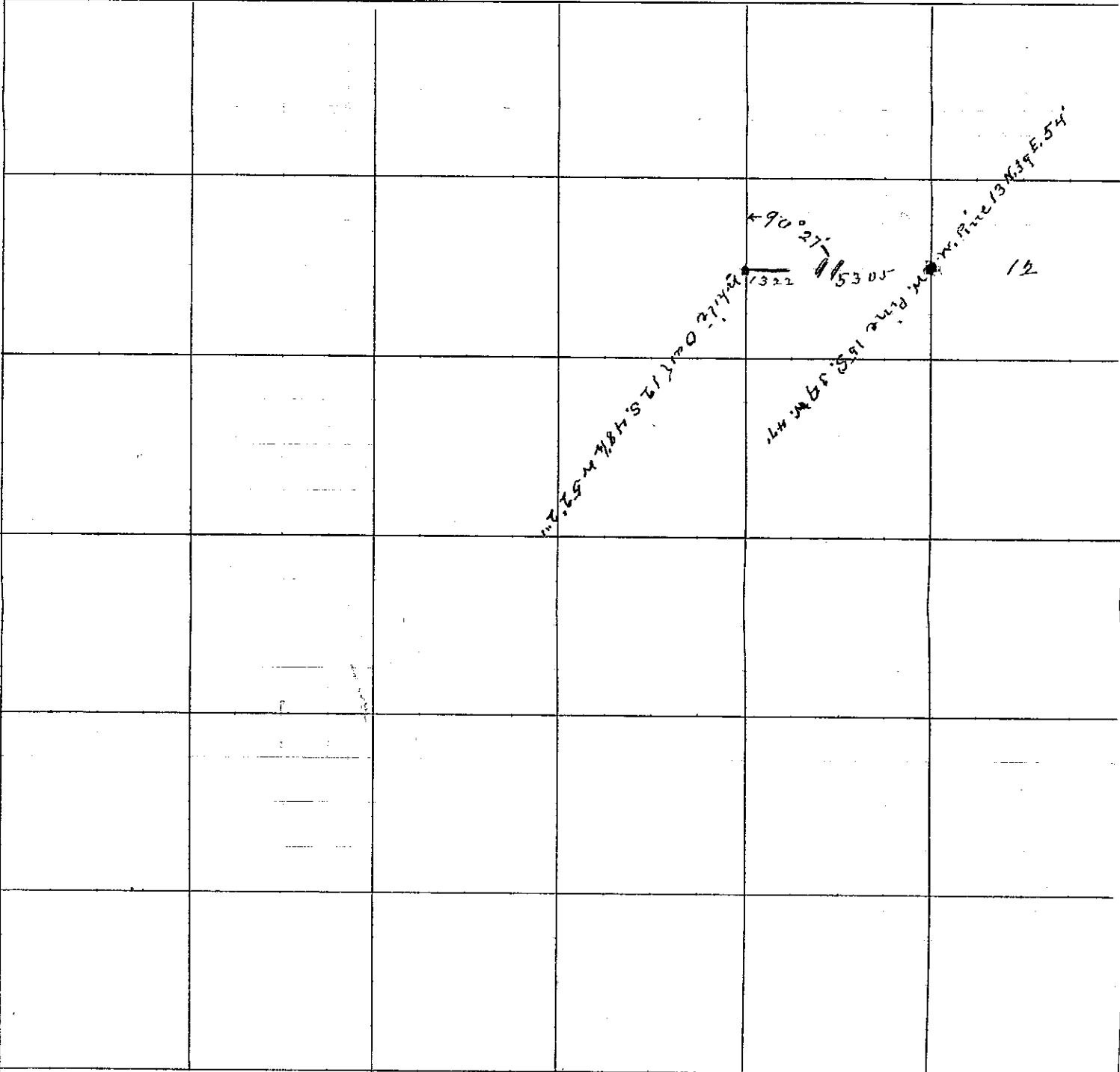
To the Board of Supervisors of the Town of Thunder Lake County of Mass and State of Minnesota:

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 The West 1/4 Post of Section 11 Township 140 Range 26 thence running as follows, with a variation of 6 degrees and 45 minutes: EAST

STATION	BEARING	DISTANCE	REMARKS
1 To 13+22	6° 45'	1322 feet	It is 5.305 Ft. from West 1/4 Post, Section 11, to East 1/4 Post.

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

Dated at Romer, MINN this 28 day of June 1928
J. H. Flynn Surveyor



State of Minnesota, County of Cass Town of Thunder Lake SS.

Whereas, A road was laid out on the 16th day of June 1928, by us, the Supervisors of the said Town of Thunder Lake on the petition of eight 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
<u>John Wickman, estate</u>	<u>S.W. 1/4 of N.W. 1/4</u>	<u>11</u>	<u>140</u>	<u>26</u>	<u>\$ 50⁰⁰</u>
<u>Joseph Peterson</u>	<u>N.W. 1/4 of S.W. 1/4</u>	<u>11</u>	<u>140</u>	<u>26</u>	<u>50⁰⁰</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	DAMAGES
<u>John Wickman, estate</u>	<u>S.W. 1/4 of N.W. 1/4</u>	<u>11</u>	<u>140</u>	<u>26</u>	<u>\$ 50⁰⁰</u>
<u>Joseph Peterson</u>	<u>N.W. 1/4 of S.W. 1/4</u>	<u>11</u>	<u>140</u>	<u>26</u>	<u>50⁰⁰</u>

Given under our hands this 16th day of June 1928

C. R. Metzger
J. B. Draper
C. A. Lewis

} Supervisors

Sept. 7, 1928.

Frank E. Pilz,
Clerk Thunder Lake Twp.,
Remer, Minnesota.

Dear Sir:-

This is to acknowledge receipt of Final
Road Order of the Town Board of Thunder Lake Township,
covering town road in Section 11, 140-26.

Yours very truly,

ELO

County Auditor.

FRANK E. PILZ
CLERK, THUNDER LAKE TOWNSHIP
REMER, MINN.

September 4th, 1928

Mr. A. A. Cate,
Auditor Cass Co.
Walker, Minn.

Dear Sir:

Inclosed please find
Final Road Order of the Town Board
of Thunder Lake, for filing.

Very truly yours,

Frank E. Pilz
F.E.P.