

FINAL ROAD ORDER OF TOWN BOARD

So. Dakota

Filed this _____ day of _____

A. D. 192__

Town Clerk

The within Road Order, together with

the Award of Damages, was recorded by

me this _____ day of _____ 192__

in the Road Record Book of the Town, and

then sent by me to the County Auditor, to

be filed and preserved by him.

Office of County Auditor

County of _____ Minn.

Filed this _____ day of _____

1927, at _____ o'clock P. M., in this office.

A. A. Carter

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.

OWNERSHIP AND DESCRIPTION OF LANDS AS GIVEN IN THE PETITION

| OWNERS OF LANDS | DESCRIPTION OF LANDS | SECTION | TOWN | RANGE |
|-----------------|--|---------|------|-------|
| L. E. Andrews | Portions of Lots 3+4 outside of Village limits | 22 | 142 | 01 |

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 |
|---|--|-------------------------------------|------------------|
| W. A. Oberly August Nelson Alving Pitman Harry Padlock H. Craft Hermann Strickland G. B. Oliver A. A. Barber W. A. Starn Ed. Munnick | Town Hall Aug 6 Lake Mary " 6 Herman Hudson " 6 " " " 6 | L. E. Andrews Roy Still | Mail Personal |

State of Minnesota, County of

Crow

Town of

Shingobee

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 *Maacata* which said petition was filed with the Town Clerk, who

forthwith presented it to us for action thereon, and which said proposed *Road to be vacated* is set forth

and described in said petition as follows, viz: Beginning *at the west line of the*

*strip of Miller, at the S.W. corner of Block
one (2) of track with addition to west line
of Miller of known as the Roy Still residence
property thence following the old so called brick
yard Road, a/c. Shingany Road along the north
& northwesterly side of the M. & S. R.R. to
the new Shingany Road at the rail way crossing.*

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 *3* day of *Sept*

1927, at *Shingobee Town Hall*

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 road, and heard all persons interested, and any and all reasons for or against the *vacating*

the same, and being of opinion that such *vacating*

was necessary and proper, and that the public interest would be promoted thereby, we granted the prayer of said petitioners and determined to *vacate*

to *vacate* 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*

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It is Therefore Ordered and Determined, That a road be, and the same is hereby

vacated

~~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~~ *vacated* rods wide,

the said description above given being the center of said road.

Given under our hands this *1st* day of *Oct* 192*7*

Supervisors

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 direction, to-wit: Beginning at _____ 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 _____ 192_____

Surveyor

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State of Minnesota, County of

Town of

SS:

Whereas, A road was laid out on the day of

192 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 |
|-----------------|----------------------|---------|------|-------|---------|
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| | | | | | |

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 |
|-----------------|----------------------|---------|------|-------|
| | | | | |
| | | | | |
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Given under our hands this day of 192

Supervisors

State of Minnesota)
County of Cass (SS.
Town of Shingobee)

COPY

Whereas, upon the petition of six free-holders and legal voters of said town, to establish and lay out a cartway two rods wide, 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:

Beginning at the west end of the road in the plat of Green Shores No. 11 in Government Lot 2 in section 36, Town 141, Range 31; Thence westerly into Government Lot No. 1 in same section 25 in said Town and range last named to connect up with State Highway No. 19, said cartway following as closely as possible the trail now followed over said course.

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 17th day of April, 1926, at 2 o'clock P.M. at the intersection of the proposed cartway and State Highway No. 19, 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 road, and heard all persons interested, and any and all reasons for or against the establishing and laying out of 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 establish and lay out said cartway, and caused a survey thereof to be made according to the report and plat herewith accompanying, the description of which as so established and laid is as follows, to-wit:

State of Minnesota)
(SS.)

County of Cass) I, Roscoe Croff, Clerk of said Township,

do hereby certify that the foregoing is a true and correct transcript
of an original resolution of the Board of Supervisors of the Town
of Shingobee, Cass County, Minnesota, made on April 17, 1926, as the
same appears in the minutes in the Road Book of said township.

IN WITNESS WHEREOF, I have hereunto set my hand this 6th,
day of May, 1926.

Signed:

Roscoe Croff
Town Clerk.

OFFICE OF THE COUNTY AUDITOR)
STATE OF MINNESOTA (SS)
COUNTY OF CASS)

I, Helen Bilben, Deputy County Auditor, in and for the
County of Cass, State of Minnesota, do hereby certify that the above
and foregoing is a true and correct copy of the same as on file in
this office and I do further certify that this is the office in which
said record is required by law to be kept. Witness my hand and the Auditor's
official seal this 20th day of June, 1963.

Helen Bilben
Helen Bilben
Deputy County Auditor
Cass County, Minnesota

SEAL