

Agreement as to Damages

Filed this 9th day of June
A. D. 1915

John B. Martin
Town Clerk

Any town board may alter or vacate a town road or establish a new road in its town upon a petition of not less than eight voters of the town, who own real estate, or occupy real estate under the homestead or pre-emption laws or under contract with the state, within three miles of the road proposed to be established, altered or vacated. Such petition shall contain a description of the road, and what part thereof is to be altered or vacated, and, if a new road, the names of the owners of the land, if known, over which such road is to pass, its point of beginning, general course, and termination. But town boards are required to establish a road at least two rods wide connecting with a public road any tract of land of ten acres or more owned by a person who has no access thereto except over land of others, upon the petition of such owner; and, if any, to be paid by him before such road is opened.

The damages sustained by reason of establishing, altering, or vacating any road may be ascertained by the agreement of the owners and the town board; and unless such agreement is made or the owners release, in writing, all claim to damages, the same shall be assessed, and awarded before such road is opened, worked, or used. Every agreement and release shall be filed with the town clerk, and shall be final as to the matters therein contained. The board shall assess the damages of such claimants with whom it cannot agree, or who is unknown, specifying the amount awarded to each, and briefly describing each parcel. In so doing, it shall estimate the benefits which as the disadvantages therefrom. Persons lawfully occupying the now road or alteration will confer on the claimant, as well as the damages sustained by reason of the establishment of such road or alteration, shall be considered, for all the purposes of this chapter, the owners thereof.

STATE OF MINNESOTA, County of Leas

Town of May

SS: May 17

day of

WHEREAS, A road was laid out on the 17th day of May 1915, by the Supervisors of the said Town of May on the petition of several 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 miles

* of said road, which said road is set forth and described in the Supervisors' Order as follows, viz: Beginning at the N. W. Corner of Lot 10, Section 7 - Town 13 R 31, thence easterly 30 feet to the line between lots 10-12 9-13 and between lots 12-14 and lot 12 of the N. E. 1/4 of Section 7 of said Township, Range 31 East on the line between lot 12 of the N. E. 1/4 and lot 12 of the S. 1/2 of Section 8 in said Town to the Section line between Section 8-9 of said Township; Thence beginning at the North corner of the North west corner of lot described as lot 14 of the S. 1/4 of Section 7 Town 13 R 31, and running North on the Section line between sections 7-8 to the West corner of said Section 8 in said Township

Which said road passes through certain lands owned by Mrs. J. as described below: Now, Therefore, know all men by these Presents, That J. the owner of the land described below for value received, do hereby agree to and with the said Supervisors that the damages sustained by us by reason of laying out said road be ascertained and fixed, and the same are hereby ascertained and agreed upon, as follows:

OWNERS OF LANDS	DESCRIPTION OF LANDS	DAMAGES	SECTION	TOWN	RANGE
<u>August Ackerman</u>	<u>Lot 12</u>	<u>\$50.00</u>	<u>7</u>	<u>133</u>	<u>51</u>
<u>Charles Alkin</u>	<u>E 1/2, S 1/4</u>	<u>150.00</u>	<u>7</u>	<u>133</u>	<u>51</u>

Witness my hand and seal this 2nd day of June 1915 at Leas hereunto set my hand and seal

Signed, Sealed and Delivered in Presence of John E. Martin August St. Abraham Seal

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