

*Home Book*

General Statutes 1913

**Final Road Order of Town Board**

Filed this 30<sup>th</sup> day of Oct

A. D. 1946

*W. D. Carroll*  
Town Clerk.

The within Road Order, together with the Award of Damages, was recorded by me this 30<sup>th</sup> day of Oct 1946 in the Road Record Book of the Town, and then sent by me to the County Auditor, to be filed and preserved by him.

*W. D. Carroll*  
Town Clerk.

Office of County Auditor

County of \_\_\_\_\_ Minn.

Filed on this day of 1946  
1946, at Waukegan, Ill., in this office

*W. D. Carroll*  
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 until 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

*Wm Helm*

*1/4 Sec - 1 - 135 - 30*

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 the 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

*Albert Ost  
Edwin Springer  
Henry K. Mollenix  
Clarence Goswiler  
Wm Schweier  
Fred Parker Sr.  
Fred Parker, Jr.  
Ben C. Johnson*

*Posted at the following place on  
Oct - 14 - 1946  
North East Cor Sec 1 -  
135 - 30.  
Corny corner on State  
road and Meares  
corner on State road*

*Wm Helm*

*Personal*

State of Minnesota, County of Cass Town of Home Brook 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 \_\_\_\_\_; which said petition was filed with the Town Clerk, who forthwith presented it to us for action thereon, and which said proposed Altered road is set forth and described in said petition as follows, viz: Beginning At the North East corner Sec 1-135-30

running west on Township line between Home Brook and Maple Townships joining present road running along Goose Lake

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 30<sup>th</sup> day of October 1946, at North East corner Sec 1-135-30

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 roads, and heard all persons interested, and any and all reasons for or against the \_\_\_\_\_ the same, and being of opinion that such \_\_\_\_\_ was necessary and proper, and that the public interest would be promoted thereby, we granted the prayer of said petitioners and determined to Alter 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

Four rod road around Goose Lake to where it meets trail and at no point shall it be any closer than one rod from highest point of lake shore line, and grant four rod road between Sec 1 and 36 on town line.

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

Given under our hands this 30<sup>th</sup> day of Oct 1946.

Emory Dibble  
Chas Stumpall  
Roy Maust } Supervisors

State of Minnesota, County of Cass Town of Home Brook ss:

Whereas, A road was laid out Altered on the 30<sup>th</sup> day of Oct 1946 by us, the Supervisors of the said Town of Home Brook & Maple 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 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>Wm Helm</u>	<u>NE 1/4 Sec 1-135-30</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 Altering said road, to-wit:

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE	DAMAGES