

Byron Ink

SUPERVISORS' ROAD ORDER

Filed this 25th day of July
A. D. 1903

William Anderson
Town Clerk

The within Road Order, together with the Award of Damages, was recorded by me the 1st day of Sept. 1903, in the Road Record Book of the Town, and then sent by me to the County Auditor, to be filed and preserved by him.

William Anderson
Town Clerk

Office of County Auditor,
County of Wells Minn.

Filed this 19th day of Dec
1903, at 9 o'clock A. M., in this office.
W. E. Mudgett
County Auditor.

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.
LAW NOTICE—General Laws 1885, Chapter 29, as amended and General Laws 1893, Chapter 163, allows "each legal voter who are freeholders and residents of the town within three miles of the road" to sign the petition. When such persons sign the petition it must be so stated on the blank line left for that purpose after the * in the following blank "Supervisors' Road Order" and the "Award of Damages."

Entered according to Act of Congress in the year 1880, by
WALTER S. BOOTH,
In the office of the Librarian of Congress at Washington

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5-01-3000

OWNERSHIP AND DESCRIPTION OF LANDS AS GIVEN IN THE PETITION.

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE
<i>P. J. Hildahl</i>	<i>S. 1/2 S. E. 1/4</i>	4	135	3 2
<i>Geo. H. Carlile</i>	<i>S. W. 1/4</i>	4	"	"
<i>Erriek Anderson</i>	<i>N. E. 1/4 N. W. 1/4</i>	9	"	"
<i>Unknown</i>	<i>N. W. 1/4 N. W. 1/4</i>	"	"	"
"	<i>N. 1/2 N. E. 1/4</i>	"	"	"

The names of the Petitioners, the places where, and the time when the copies of the Petition and of the Supervisors' Notice of Hearing were posted; and the names of persons served with the Supervisors' Notice, and how served (personally or "by copy") are as follows, viz:

NAMES OF PETITIONERS	PETITION AND NOTICES, WHEN AND WHERE POSTED	SUPERVISORS' NOTICE, ON WHOM SERVED	HOW SERVED
<i>E. W. Seckey</i> <i>M. H. Seckey</i> <i>Peter J. Hildahl</i> <i>E. Anderson</i> <i>Geo. H. Carlile</i> <i>J. L. Arnold</i> <i>G. Westmark</i> <i>R. J. Lecker</i>	<i>Petitions Posted June, 11th 1903. One at the S. E. corner of sec. 10, One at the S. E. corner of the Esterby Cemetery and one at the S. E. corner of sec. 81. Notices posted July 13th 1903, at the places above named</i>	<i>E. Anderson</i> <i>Geo. H. Carlile</i> <i>P. J. Hildahl</i>	<i>By reading copy to each person</i>

State of Minnesota, County of Cass Town of Byron 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 two (2) miles

of the road proposed in said petition to be laid out; which said petition was filed with the Town Clerk previous to the time of posting copies thereof, and copies of said petition having been first duly posted up in three of the most public places of said Town, at least twenty days before any action was had in relation thereto, proof of which posting was duly shown to us by affidavit; which said proposed new road is set forth and described in said petition as follows, viz: Beginning

at the South East corner of section four (4) of said Town of Byron and running west on the section line between sections four (4) and nine (9) to a point where said line intersect the creek on the South West corner of section four (4).

From said point in a southwesterly direction on the land now along the South East side of said creek till it intersects the road running north and south, about forty (40) rods south of the South West corner of section four (4)

And Whereas, Upon receiving said petition, we did, within thirty days thereafter, make out a notice and fix therein a time and place at which we would meet and decide upon such application, to-wit: On the 25th day of July A. D. 1902 at the bridge near the South West corner of section four (4),

causing copies of such notice to be posted in three public places in said Town, at least ten days previous to such meeting; and having met at such time and place as above named in said notice, and being satisfied that the applicant 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 or by copy left at the usual place of abode of each of said occupants, proof of which was shown by affidavit, we proceeded to examine personally such highway, and heard any and all reasons for or against the laying out of the same, and being of opinion that such proposed road 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 and open 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

at the South East corner of section four (4) of said Town and running west on the section line between sections four and nine, one mile, to the South West corner of said section four (4),

It is Therefore Ordered and Determined, That a road 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 highway four (4) rods wide, the said description above given being the center of said road.

Given under our hands, this 25th day of July A. D. 1902

O. O. Hopkins
A. Bacon } 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 directions, to-wit: Beginning at _____ of Section _____ Township _____ Range _____ 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 _____ A. D. 190__

 Surveyor.

6	5	4	3	2	1
7	8	9	10	11	12

State of Minnesota, County of _____ Town of _____ SS:

Whereas, A road was laid out _____ on the _____ day of _____ A. D. 190____, 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 two (2) 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 highway 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 highway passes as are unknown, at what we deemed just and right; taking into account and estimating the advantages and benefits the road will confer on the claimants and owners, as well as the disadvantages. We have assessed and awarded damages as follows:

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 _____ A. D. 190____

 _____ } Supervisors.