

FINAL ROAD ORDER OF TOWN BOARDS

Filed this 26th day of August
A. D. 1909

W. H. Johnson
Town Clerk

The within Road Order, together with the Award of Damages, was recorded by me the 27th day of September 1909, in the Road Record Book of the Township, and then sent by me to the County Auditor, to be filed and preserved by him.

W. H. Johnson
Town Clerk

Office of County Auditor,

County of _____ Minn.

Filed this 10th day of
1909, at 10^{o'clock} A. M., in this office.

W. H. Johnson
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 affirmed, it, together with the award, must be recorded and then transmitted to the County Auditor, to be filed and preserved by him.

572800

OWNERSHIP AND DESCRIPTION OF LANDS AS GIVEN IN THE PETITION

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE
Gull River Lbr. Co.	NE ^{1/4} NW ^{1/4} + SE ^{1/4} NW ^{1/4}	25	136	30
Gull River Lbr. Co	SE ^{1/4}	"	"	"
F. Lubert	NE ^{1/4} SE ^{1/4} + SE ^{1/4} SE ^{1/4}	36	"	"
W. Hemphill	NE ^{1/4} NW ^{1/4}	"	"	"
Unknown	SE ^{1/4} NE ^{1/4}	"	"	"
Unknown	NW ^{1/4} NW ^{1/4} + SW ^{1/4} NW ^{1/4}	30	136	29
John A. Haug	NW ^{1/4} SW ^{1/4}	"	"	"
A. L. Haug	SW ^{1/4} SW ^{1/4}	"	"	"
Sever Soeb	NW ^{1/4} NW ^{1/4} + SW ^{1/4} NW ^{1/4}	31	"	"
Claus Peterson	NW ^{1/4} SW ^{1/4} + SW ^{1/4} SW ^{1/4}	"	"	"

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
John A. Haug J. Christopherson Ole Monson E. M. Osterlund Frank Hagen Aug. Anderson Claus Petersen Johannes Strane John Bergquist Kettel Gunderson Ole Gunderson O. J. Olson	On the 10 th Aug: 1909 notices were posted at the south east corner post of sec: 12, T. 136 R. 30 the SE corner post of sec: 10, T. 136 R. 30 and at the NW corner post of sec: 26, T. 136 R. 30, these places being the three public posting places of the town of Maple. On the 10 th Aug: 1909 notices were posted as follows: one notice at the SW corner sec: post of sec: 20, T. 136 R. 29 one notice at the NW corner of the SW corner post of sec 9, T. 136 R. 29 and one at the SE corner post of sec: 4, T. 136 R. 29 being the three public posting places of the town of Loan Lake.	On the 14 th day of August 1909 personally served written notice was served on Emerson Hemphill, Claus Peterson and John A. Haug	By written notices personally served.

N.B. The names of John A. Haug and Ole Gunderson were disallowed as "Petitioners" they not being properly qualified legal voters + land owners.

State of Minnesota, County of Leas Towns of Maple & Spoon Lake ss.

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

At the section corner post between sec: 24 & 25 Twp: 136 R 30 and sec: 19 & 20 Twp: 136 R 29. From said section corner post, the course of the road to follow the sectional boundary line between Twp: 136 R 30 and Twp 136 R 29 south, for a distance of two miles, more or less according to the U.S. Govt. survey, to the sec: corner post between sec: 36 Twp: 136 R 30 and sec 31 Twp 136 R 29; and sec: 1 Twp 135 R 30 and sec: 6 Twp 135 R 29. The road to be of the width of four rods, i.e. two rods on each side of the section line.

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 25th day of August 1909, at the SE corner of section 24 Twp: 136 R 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 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 laying out and establishment of the same, and being of opinion that such laying out and establishment 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 establish 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 and established is as follows, to-wit: Beginning

At the section corner post between sec: 24 & 25 Twp: 136 R 30 and sec: 19 & 20 Twp: 136 R 29. From said section corner post the course of the road to follow the sectional boundary line between Twp: 136 R 30 and Twp: 136 R 29, south for a distance of two miles, more or less, according to the U. S. Govt. Survey to the sec: corner post between sec: 36 Twp: 136 R 30 and sec: 31 Twp: 136 R 29 and sec: 1 Twp 135 R 30 and sec: 6 Twp 135 R 29. The road to be of the width of four rods, i.e. two rods on each side of the ^{section line}

It is therefore ordered and determined that such highway be divided into two road districts as follows: to-wit:

The part thereof extending from the ^{north} section corner post between sec 25 Twp: 136 R 30 and sec: 30 Twp: 136 R 29 to the ^{south} section corner post between section 25 Twp: 136 R 30 and sec: 30 Twp: 136 R 29, i.e. the north mile of the two miles of road herewith laid out and established shall be one of said districts and is hereby allotted to the town of Loon Lake (T/136 R 29). The rest of said highway, i.e. the south mile, shall be the other district.

State of Minnesota, County of Cass Town of Inape Spoon Lake SS.

Whereas, A road was laid out and established on the 25th day of August 1909, by us, the Supervisors of the said Town of Inape Spoon Lake on the petition of ten 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 and establishing of 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
<i>M. Kempfhill</i>	<i>NW^{1/4} NE^{1/4}</i>	<i>36</i>	<i>136</i>	<i>30</i>	<i>none</i>
<i>John A. Haug</i>	<i>NW^{1/4} SW^{1/4}</i>	<i>30</i>	<i>136</i>	<i>29</i>	<i>none</i>
<i>Olaus Peterson</i>	<i>NW^{1/4} SW^{1/4} + SW^{1/4} SW^{1/4}</i>	<i>31</i>	<i>136</i>	<i>29</i>	<i>none</i>

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 and establishment of said road, to-wit:

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE	DAMAGES
<i>Gull River Lbr. Co</i>	<i>NW^{1/4} NE^{1/4} + SE^{1/4} NE^{1/4}</i>	<i>25</i>	<i>136</i>	<i>30</i>	
<i>Gull River Lbr. Co</i>	<i>SE^{1/4}</i>	<i>"</i>	<i>"</i>	<i>"</i>	
<i>F. Hubert</i>	<i>NE^{1/4} SE^{1/4} + SE^{1/4} SE^{1/4}</i>	<i>36</i>	<i>"</i>	<i>"</i>	
<i>Unknown</i>	<i>NW^{1/4} NW^{1/4} + SW^{1/4} NW^{1/4}</i>	<i>30</i>	<i>136</i>	<i>29</i>	
<i>A. L. Haug</i>	<i>SW^{1/4} SW^{1/4}</i>	<i>"</i>	<i>"</i>	<i>"</i>	
<i>Sever Laeb</i>	<i>NW^{1/4} NW^{1/4} + SW^{1/4} NW^{1/4}</i>	<i>31</i>	<i>"</i>	<i>"</i>	
<i>Unknown</i>	<i>SE^{1/4} NE^{1/4}</i>	<i>36</i>	<i>136</i>	<i>30</i>	