

FINAL ROAD ORDER OF TOWN BOARD

Filed this 23 day of Aug.
A. D. 1918

John Clark
Town Clerk

The within Road Order, together with the Award of Damages, was regarded by me the 26 day of Sept. 1918, in the Road Record Book of the Town, and then sent by me to the County Auditor, to be filed and preserved by him.

John Clark
Town Clerk

Office of County Auditor

County of Sear Minn.

Filed this 11 day of March
1919, at 8 o'clock P.M., in this office.

John Clark
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 order 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. If no appeal is taken, or if on appeal this order is confirmed, together with the award, must be recorded and then transmitted to the County Auditor, to be filed and preserved by him.

6172300

OWNERSHIP AND DESCRIPTION OF LANDS AS GIVEN IN THE PETITION

| OWNERS OF LANDS | DESCRIPTION OF LANDS | SECTION | TOWN | RANGE |
|------------------------------|---------------------------|-----------|------------|-----------|
| <i>Hecht and Grote</i> | <i>E. 1/2 of N.E. 1/4</i> | <i>35</i> | <i>136</i> | <i>30</i> |
| <i>Elbertson and Durbury</i> | <i>E. 1/2 of S.E. 1/4</i> | <i>35</i> | <i>136</i> | <i>30</i> |
| <i>Temphill</i> | <i>W. 1/2 of N.W. 1/4</i> | <i>36</i> | <i>136</i> | <i>30</i> |
| <i>W. Zugschwert</i> | <i>W. 1/2 of S.W. 1/4</i> | <i>36</i> | <i>136</i> | <i>30</i> |

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 |
|---------------------------|---|-------------------------------------|----------------|
| <i>Herman Hecht</i> | <i>Notices were posted one copy at each of the three public meeting places of the Town of Sear on the 14th day of Aug. 1918</i> | <i>James Temphill</i> | <i>By copy</i> |
| <i>Aug. Grote</i> | | <i>John Zugschwert</i> | <i>"</i> |
| <i>R. Therman</i> | | | |
| <i>J. N. Day</i> | | | |
| <i>James J. Temphill</i> | | | |
| <i>John Zugschwert</i> | | | |
| <i>Julius Christerson</i> | | | |
| <i>B. M. Osterlund</i> | | | |
| <i>Alber Therman</i> | | | |
| <i>Herman Hecht</i> | | | |
| <i>Archib. Wokowski</i> | | | |
| <i>Olaf Hanson</i> | | | |
| <i>Aug. Poh</i> | | | |
| <i>Ed. R. Lundberg</i> | | | |

State of Minnesota, County of Carver Town of Maple SS.

Whereas, Upon the petition of Fourteen (14) 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; which said petition was filed with the Town Clerk, who forthwith presented it to us for action thereon, and which said proposed new road is set forth and described in said petition as follows, viz: Beginning at the northeast corner of Section 35, Twp. 136, R. 30, then south on the line between sections 35 and 36 to the southeast corner of Section 35, Twp. 136, R. 30.

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 23 day of Aug. 1918, at 10 o'clock in the forenoon at the residence of Necht and Gutz

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 laying out

the same, and being of opinion that such laying out 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 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 northeast corner of Section 35, Twp. 136 R. 30, then south on the line between sections 35 and 36 to the southeast corner of Section 35, Twp. 136 R. 30.

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 road four (4) rods wide, the said description above given being the center of said road.

Given under our hands this 23^d day of Aug. 1918

O. J. Olson
W. J. Johnson
Isaac Gutz } 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 _____ 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 _____ 19____

Jos. B. R. Se. _____ Surveyor

| | | | | | |
|----|----|----|----|----|----|
| 6 | 5 | 4 | 3 | 2 | 1 |
| 7 | 8 | 9 | 10 | 11 | 12 |
| 13 | 14 | 15 | 16 | 17 | 18 |
| 19 | 20 | 21 | 22 | 23 | 24 |
| 25 | 26 | 27 | 28 | 29 | 30 |
| 31 | 32 | 33 | 34 | 35 | 36 |

Lost Road Laid out

State of Minnesota, County of Cass Town of Trappell SS:

Whereas, A road was laid out on the 23 day of Aug. 1918, by us, the Supervisors of the said Town of Trappell on the petition of 14 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 as laid out 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 |
|-----------------|----------------------|---------|------|-------|---------|
| | | | | | |

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 |
|---------------------------------|---------------------------|-----------|------------|-----------|
| <u>Hecht & Grote</u> | <u>E. 1/2 of N.E. 1/4</u> | <u>35</u> | <u>136</u> | <u>20</u> |
| <u>Gilbertson & Duplery</u> | <u>E. 1/2 of S.E. 1/4</u> | <u>35</u> | <u>136</u> | <u>20</u> |
| <u>J. Humphill</u> | <u>W. 1/2 of N.W. 1/4</u> | <u>36</u> | <u>136</u> | <u>20</u> |
| <u>R. Jungschoerf</u> | <u>W. 1/2 of S.W. 1/4</u> | <u>36</u> | <u>136</u> | <u>20</u> |

Given under our hands this 23^d day of Aug. 1918

[Signature]
[Signature]
[Signature] } Supervisors