

Smokey Hollow Twp

SUPERVISORS' ROAD ORDER

Filed this 7<sup>th</sup> day of Aug  
A. D. 1911

*Bartholomew Young*  
Town Clerk

The within Road Order, together with  
the Award of Damages, was recorded by  
me this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
in the Road Record Book of the Town, and  
then sent by me to the County Auditor, to  
be filed and preserved by him.

Town Clerk

Office of County Auditor,

County of FEB 1 1912 Minn

Filed this \_\_\_\_\_ day of \_\_\_\_\_  
19\_\_\_\_, at \_\_\_\_\_ of \_\_\_\_\_ Minn., in this office

*W. J. Richards*  
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.  
TAKE NOTICE—General Laws 1889, Chapter 28, as amended  
General Laws 1898, Chapter 169, allows "eight legal voters who  
are freeholders and residents of the town within three miles of  
the road" to sign the petition. When such persons sign this  
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

WALTER S. BOOTH & SON, TOWNSHIP AND LAW BLANK PUBLISHERS, MINNEAPOLIS, MINN.  
442000

OWNERSHIP AND DESCRIPTION OF LANDS AS GIVEN IN THE PETITION.

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE
Abe Masters	N W 1/4	24	140	25
unknown	N W 1/4 N E	"	"	"
J. F. Richards	N E 1/4 N E	"	"	"
unknown	S E 1/4 S E	13	"	"
J. H. Good	S E 1/4 S W	"	"	"
	S W 1/4 S W	"	"	"

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
J. F. Richards	School House	Abe Masters	personally
Corbin Young	Town Clerk	J. F. Richards	accepted
Abe Masters	Office		
Frank Jackson			
W. G. Worcester			
Pat Kelly	Abe Masters		
Crest Polby	where the Road Run		
J. H. Longhead	<del>J. F. Richards</del> last		

State of Minnesota, County of Cass Town of Smoky Hollow 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 eight legal voters who own or occupying real estate; 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 is set forth and described in said petition as follows, viz: Beginning

The road to be abandoned in sec 24 T 140 R 25  
I lay out on the north Sec line of said road  
Sec Beginning at the west Sec corner of sections  
24 T 13 running east one mile to east Sec corner  
of sections 24-13

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 11 day of Aug A. D. 1911 at nine o'clock at A. H. Masters

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

the same, and being of the opinion that such 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 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

at N W Sec corner of sec 24 T 140 R 25  
thence running east one mile to east Sec  
corner of east Sec corner on east side  
of sec 24 town 140 R 25

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 rods wide, the said description above given being the center of said road.

Given under our hands, this 26 day of August 1911

J. H. Richard

Amiel Baker

Justices of the Peace

Supervisors.

To the Board of Supervisors of the Town of Amakey Hallam County of base 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 NW corner of Section 24 Township 140 Range 25 thence running as follows, with a variation of 7 degrees and 30 minutes:

STATION	BEARING	DISTANCE	REMARKS
			<u>N. W. corner sec 24 Run 47 chains 60 links to mark on lake then South 18 East four chains then South 45 East 6 chains then East 8 chains then North 6 East 14 chains 75 links Back to line then East 9 chains 32 links to NE corner of sec 24</u>

and that below is a correct plat of said road according to said survey.

Dated at Amakey Hallam this 5 day of Nov A. D. 19 21  
Martin Watson Surveyor.

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	A standard rod that may easily be found
					24

State of Minnesota, County of Cass Town of Smoky Hollow:

Whereas, A road was laid out ..... on the 26 day of August A. D. 1911, by us, the Supervisors of the said Town of Smoky Hollow on 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 (2) miles\* eight legal voters and freeholders that live within three miles of said road, which said road abandoned 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
	<i>Benefits equal to the damages</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 ..... said road, to-wit:

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE	DAMAGES
	<i>Benefits equal to the damages</i>				

Given under our hands, this 26 day of Aug A. D. 1911

J. B. Richardt  
Amiel Baker  
Justices of the Peace } Supervisors.