

Thompson

General Statutes 1913

Final Road Order of Town Board

Filed this 9th day of Aug

of Aug A. D. 1946

Alben Stewart
Town Clerk.

The within Road Order, together with the Award of Damages, was recorded by me this 9 day of Aug 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.

Alben Stewart
Town Clerk.

Office of County Auditor
County of Winn
AUG 17 1946

Filed on this 19 day of Sept, in this office

Alben Stewart
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.

7-44-1

OWNERSHIP AND DESCRIPTION OF LANDS AS GIVEN IN THE PETITION

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE
<i>Mrs Warren Clark G. W. Murphy C. H. Thomas</i>	<i>Lot 5</i>	<i>2</i>	<i>140</i>	<i>26</i>
	<i>Lot on Lot 5</i>	<i>2</i>	<i>140</i>	<i>26</i>
	<i>N. W 14 & S. W. 14</i>	<i>2</i>	<i>140</i>	<i>26</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 of 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>W. C. McElymont</i>	<i>Notices posted June 27th at Town Hall and public places.</i>	<i>W. F. Colvin G. W. Murphy C. H. Thomas Mrs Warren Clark</i>	<i>personal " " Registered Mail.</i>

State of Minnesota, County of Cass Town of Thunder Lake ss:

Whereas, Upon the petition of D.C. Lyman 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 Cartway; which said petition was filed with the Town Clerk, who forthwith presented it to us for action thereon, and which said proposed Cartway is set forth and described in said petition as follows, viz: Beginning at old highway no 6

at Lot 5 sec 2 twp 140 rge 26 where the bridge crosses the thoroughfare following old road vacated by Thunder Lake Town Board May 5 1925 recorded in Twp road book running in a southeasterly direction over the N.E. Cor of N.W. 14 & S.W. 14 sec 2 twp 140 Rge 26 to West line of N.E. 14 & S.W. 14 sec 2 twp 140 Rge 26

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 25th day of June 1946, at Thunder Lake town hall

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 proposed Cartway the same, and being of opinion that such Cartway was necessary and proper, and that the public interest would be promoted thereby, we granted the prayer of said petitioners and determined to Legalize 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 old highway no 6 at lot 5 sec 2 twp 140 rge 26 where the bridge crosses the thoroughfare following the old road vacated by Thunder Lake Town Board May 5 1925 recorded in Twp road book running in a southeasterly direction over the N.E. Cor of N.W. 14 & S.W. 14 sec 2 twp 140 Rge 26 to West line of N.E. 14 & S.W. 14 sec 2 twp 140 Rge 26

It is Therefore Ordered and Determined, That a road be, and the same is hereby Legalized 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 2 rods wide, the said description above given being the center of said road.

Given under our hands this 8th day of July 1946
H. P. Siebert
J. B. Chaparr
Arthur Behm } Supervisors

State of Minnesota, County of Loss Town of Thunder Lake ss:

Whereas, A road was laid out on the 8th day of July 1946 by us, the Supervisors of the said Town of Thunder Lake on the petition of W. C. McElymit 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 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
<u>Mrs Warren Clark</u>	<u>Lot 5</u>	<u>2</u>	<u>140</u>	<u>26</u>	<u>\$25.00</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 said road, to-wit:

OWNERS OF LANDS	DESCRIPTION OF LANDS	SECTION	TOWN	RANGE	
<u>G. A. Murphy</u>	<u>30 ft lot on Lot 5</u>	<u>2</u>	<u>140</u>	<u>26</u>	
<u>C. H. Thomas</u>		<u>2</u>	<u>140</u>	<u>26</u>	

Given under our hands this 8th day of July 1946

H. R. Seiffert
J. B. Draper
Amos O. Oelme } Supervisors