

No. 49.

ORDER APPOINTING VIEWERS

and

DESIGNATING TIME and PLACE OF
FIRST MEETING, *and Sheriff's Return*

with VIEWERS' OATH.

Filed in my office this 28th
day of September, 1908.

Arthur A. Caswell
.....
County Auditor,

By *Carrie Hannah Piper*
.....
Deputy.

STATE OF MINNESOTA,)
) ss.
COUNTY of Anoka,)

In the matter of the petition of M. O. Blanchett and others for a public ditch in the county of Anoka, State of Minnesota:

STATE OF MINNESOTA,)
) ss.
COUNTY OF ANOKA,)

We, the viewers appointed by the Board of County Commissioners and County Auditor of said County in the above entitled matter, do each solemnly swear and make oath that we will faithfully perform our duties in the above entitled matter according to the best of our knowledge and understanding under and pursuant to the laws of the State of Minnesota and in particular under and pursuant to the provisions of Chapter 230 of the General Laws of 1905 and laws amendatory thereto; and that we will perform said duties within the time specified by the Board of County Commissioners and make and file with said Board of County Commissioners a full and complete report of our doings herein, so help us God.

J. Seiminen
W. S. Seely
A. Anderson

Subscribed and sworn to before me this 28th day of September,
A. D. 1908.

Carrie Stewart
Deputy County Auditor of Anoka County,
Minnesota.

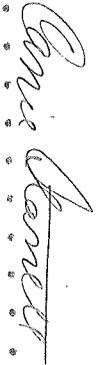
In the matter of the petition of M. O. Blanchett and others for a public ditch in the County of Anoka, State of Minnesota:

WHEREAS, A petition has been filed bearing date the 29th day of October, 1907, praying for the establishment of a public ditch in said County along the route described in said petition, together with a proper bond accompanying the same, and said petition has been heard and considered ~~th~~ by the Board of County Commissioners of said county at their meeting held on the 5rd day of December, 1907, pursuant to notice of said hearing duly published and posted as by law required, and the said Board of County Commissioners has appointed a competent civil engineer, to-wit, J. E. Hill, to make a complete survey of said ditch and of the route thereof, who has on the ~~29th~~^{27th} day of September, 1908, filed his report of said survey in my office, and the said Board of County Commissioners has appointed M. L. Taplin, G. W. Wyatt and M. S. Seelye to be viewers of said proposed ditch by their order filed in my office the 4th day of December, 1907,

NOW, WHEREFORE, IT IS HEREBY ORDERED that said viewers be and meet at the auditor's office in the City of Anoka in said County on Monday, the 28th day of September, 1908, at eleven o'clock in the forenoon of said day preparatory to assuming and commencing their duties as said viewers, said time being within fifteen days after the filing of the engineer's report of his survey in said matter.

Witness my hand and seal this ~~29th~~^{27th} day of September, 1908.


County Auditor of Anoka County,
Minnesota,

BY  Deputy.


In the Matter of the Petition of M. E. Blanchett
and Others for a Public Ditch in the County of Chaska
State of Minnesota:

Gunnarss, A petition, bearing date the 29th day of October

A. D. 1907, signed by M. E. Blanchett and others, praying for the establishment of a ditch in said county, the route of which is described in said petition, together with a proper bond accompanying the same, has been filed in the office of the County Auditor of said county; and the said County Auditor has given due notice of the pendency of said petition by publishing and posting the same as by law required, and hearing has been had on said petition pursuant to said notice; and a duly competent civil engineer, to-wit,

J. C. Steele has been appointed by the Board of County Commissioners of said county to make a survey of said ditch and to make and file his report of such survey;

Now, Therefore, We, the Board of County Commissioners of said county, have appointed, and hereby do appoint M. E. Gabeler and M. E. Selzer and J. H. Pratt who are three resident freeholders of said county who are not interested in the construction of said proposed ditch, and who are not of kin to any of the parties interested therein, to be viewers of said proposed ditch and of the route thereof.

The said viewers shall meet, preparatory to commencing their duties, at a time and place to be hereafter designated by the County Auditor of said county by his order, and shall thereupon first take and subscribe an oath to faithfully perform their duties as such viewers; and, having received from the County Auditor of said county a certified copy of said petition for said ditch, a certified copy of this order appointing them viewers, and a certified copy of the said order of said County Auditor designating the time and place of their first meeting, they shall proceed, with or without said civil engineer appointed to make said survey, to view and examine said work and said proposed ditch, and, having completed said view and examination, shall make and file their report thereof in the office of said County Auditor of said county, ~~or before the~~ any ~~day~~ of A. D. 190.

In said report said viewers shall, in tabular form, give the names of the owners of each tract of land to be benefited and damaged by the said proposed work; the description of each tract of land so benefited or damaged (said names of owners to be the same as appear on the county tax duplicates of said county, and the description to be given in legal form); the total number of acres in each of said tracts; the estimated number of acres in each tract of land to be benefited or damaged, as the case may be; the amount that each tract of land will be benefited or damaged by the construction of said ditch; the number of acres added to any tract by the total or partial drainage of any meandered lake or by the drainage of any water course, and the location and value of said added tract; the damage, if any, to riparian rights pertaining to any tract, and the amount that each such tract of land will be benefited or damaged, as the case may be, by the construction of said ditch; and in case said ditch drains, either in whole or in part, any public or corporate road or railroad, or benefits any such road or railroad so that the roadbed or traveled track thereof will be made better by the construction of said ditch, the said viewers shall estimate the benefits arising therefrom to such roads, roadbeds or railroads, and report such benefits, with names of roads or railroads and other particulars necessary to identify the corporations, public or private, to be benefited thereby, and the amount of benefits to each; and they shall also report as a part of said tabular statement the damages awarded to each municipal or other corporation for injury to any road or roadbed from the necessary construction and maintenance of any bridges, culverts or other works rendered necessary by the establishment of said ditch, stating the same separately; and the said viewers shall also report the total estimated benefits in respect to the entire ditch and the branches thereof, if any; and also whether or not, in their opinion, the estimated expense of the construction of said ditch, including the damages awarded therefor, is greater than the utility of said proposed ditch, and whether or not the construction of said ditch is impracticable for any reason, and, if so, the reasons why they consider it impracticable and why it should not be constructed.

In case the said viewers are unable to agree upon the matters required of them and herein specified, each viewer shall make his separate report and findings on the matters concerning which they fail to agree. All lands benefited by said ditch, and all public or corporate roads or railroads, benefited in whole or in part by said ditch, shall be assessed by said viewers in proportion to the benefits from the construction thereof, whether said ditch passes through said lands or along or near the line thereof; but said viewers shall not, in estimating the benefits to lands, roads or railroads not traversed

#49

DRAINAGE BLANK.

IN THE MATTER OF THE PETITION OF

C. Blanchet
AND OTHERS.

FOR APPOINTING VIEWERS.

December 4th 1907

W. A. Ames
County Auditor.

W. S. Piper Deputy
No. 1054.

by said ditch, consider what benefits such lands, roads or railroads will receive after some other ditch or ditches shall be constructed, but only the benefits that will be received by reason of the construction of said ditch herein referred to as it affords an outlet for the drainage, or prevents the overflowing of or otherwise directly benefits such lands, roads or railroads.

The said viewers shall also file in said office of the County Auditor of said county a report of all their doings in detail, including expenses and the actual time they were engaged, and perform every duty imposed upon them by and in accordance with Chapter 230 of the General Laws of 1905, within the time hereinbefore specified, which shall be not more than thirty days from the date of their first meeting as the said date shall be set by the said County Auditor.

THE BOARD OF COUNTY COMMISSIONERS

of *Becker* County, Minn.



By *R. A. Nelson* Chairman.

Dated this *4th* day of *December* A. D. 1907

Attest: *Wm. A. Ames*
County Auditor.

#49

AINAGI

IN THE MATTER OF

C. Blair

AND OF

ER APPOIN

December

[Signature]

No. 1
[Signature]

PETITION FOR A PUBLIC DITCH.

To the Board of County Commissioners of the County of Anoka,
State of Minnesota:

The undersigned land owners, whose lands will be liable to be affected by or assessed for the expense of the construction of the Public County Ditch hereinafter described, would respectfully represent that the public health, convenience and welfare require the establishment and construction of a Public County Ditch along the following described route in the Town of Burns, County of Anoka, State of Minnesota; that the construction of the same would be a public benefit and utility for the following reasons, to-wit:-

- 1st. It will be a public benefit for it will, if constructed, drain in the neighborhood of One Thousand (1000) acres of wet, worthless land and convert the same into good hay lands.
- 2nd. It will improve the public health in that it will drain many acres of stagnant water which may at any time injure the health of those who live near the water.
- 3rd. It will improve the lands, which will increase the taxes of the town of Burns.

A general description of the proposed starting point, route and terminus of the said ditch is as follows:-

Commencing at the lowest point in the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 18, Twp. 35, R. 25 W of the 4th P.M. in the said Town of Burns in the County of Anoka, and

Running thence northerly in the said Section 18 and easterly in Sections 6 and 16 and connecting with the natural drain between Nigger Lake and Goose Lake in Section 16, and thence following the said natural drain in said Section 16 and terminating in Goose Lake

in Sections 15 and 16, all in Twp. 35, Rng. 25, in the town of Burns in the County of Anoka .

Your petitioners also pray that the necessary branches may be laid to drain all the wet and marshy lands that can be drained by this main ditch with reasonable expense .

And your petitioners pray that you will proceed to establish such county ditch and cause the same to be constructed as provided by Chapter No. 230 of the General Laws of the State of Minnesota for the year 1905 and laws amendatory thereto .

This petition is dated this 29th day of October, A. D. 1907 .

Signers, Fred Kluge

August Nemitz

Henry Hilde

Nicholas O. Engen

Herman Hanson & Alfr. Peterson

John Engblom

M. C. Blanchett

L. J. Greenwald

Filed in the office of the County Auditor of Anoka County
this 2nd day of November, A. D. 1907 .

ARTHUR A. CASWELL,
County Auditor .

County of Anoka,)

I, **ARTHUR A. CASWELL**, Auditor of said County of Anoka, do hereby certify, that I have compared the foregoing attached copy with the original *petition Owen Spaulding* *Huston and notice of meeting*

now remaining on file and of record in my office,

and that the same is a correct transcript therefrom, and of the whole of such original.

WITNESS my hand and official seal, this

15th day of September 1908

Arthur A. Caswell
County Auditor.

COUNTY OF ANOKA,) ss.

City of Anoka

I hereby certify and return that at the ~~town of Oak Grove~~ in said County of Anoka on the ~~5th~~ day of September, 1908, I served the annexed notice upon M. S. Seelye, the within named viewer, by personally handing to and leaving with said ~~viewer~~ a true and correct copy thereof.

Dated this ~~15th~~ day of September, 1908

John Dalwin
Sheriff of Anoka County, Minn.

STATE OF MINNESOTA,)
COUNTY OF ANOKA,) ss.

I hereby certify and return that after diligent search I have been unable to find M. L. Taplin, the within named viewer, within my county.

Dated this ~~28th~~ day of September, 1908.

John Dalwin
Sheriff of Anoka County, Minn.

For
Service 3 00
Message 20
3 20

STATE OF MINNESOTA,)
COUNTY OF ANOKA,) ss.

City of Anoka

I hereby certify and return that at the ~~Term of Petrol~~ in said County of Anoka on the ~~25th~~ day of September, 1908, I served the annexed notice upon G. W. Wyatt, the within named viewer, by personally handing to and leaving with said G. W. Wyatt a true and correct copy thereof.

Dated this ~~25th~~ day of September, 1908.
John O'Brien
Sheriff of Anoka County, Minn.

STATE OF MINNESOTA,)
COUNTY OF ANOKA,) ss.

City of Anoka

I hereby certify and return that at the ~~Term of Oak Grove~~ in said County of Anoka on the ~~25th~~ day of September, 1908, I served the annexed notice upon W. S. Seelye, the within named viewer, by personally handing to and leaving with said ~~W. S. Seelye~~ a true and correct copy thereof.

Dated this ~~25th~~ day of September, 1908.
John O'Brien
Sheriff of Anoka County, Minn.

STATE OF MINNESOTA,)
COUNTY OF ANOKA,) ss.

I hereby certify and return that after diligent search I have been unable to find M. L. Taplin, the within named viewer, within my county.

Dated this ~~25th~~ day of September, 1908.
John O'Brien
Sheriff of Anoka County, Minn.

Fee
Amice 3 00
Milage 20
2 20