

District Court  
Anoka County

Thomas Green, Appell.  
vs  
The Board of County  
Commissioners of the  
County of Anoka

Notice of Appeal  
Filed Aug. 19, 1889  
G. W. Putnam  
Auditor of Anoka Co., Minn.  
By George D. Goodrich, Deputy

Geo. W. Merrill  
Attorney for Appellant  
Anoka, Minn.

State of Minnesota District Court  
County of Anoka | Fourth Judicial District

Thomas Green, Appellant

vs

The Board of County Commissioners  
of the County of Anoka, Respondent

To the Chairman of the Board of County  
Commissioners of Anoka County

Please take

notice that Thomas Green, the appellant in  
the above entitled action appeals to the District  
Court of said Anoka County from the order  
and determination of the Board of County  
Commissioners <sup>of the County of Anoka</sup> by them made and entered  
of record on the 22<sup>nd</sup> day of July A.D. 1889 locating  
and establishing a certain ditch passing  
through said appellants land, to wit: <sup>the</sup> west  
part of the South East quarter of Section Three  
(3) Township Thirty two (32) North of Range Twenty  
Four (24) West; which said ditch was located  
and established as prayed by the petition  
of John Olson and others, and said appeal  
is taken upon the following grounds, to wit:  
1<sup>st</sup> That the said Board of County Commissioners  
never had jurisdiction of the subject matter  
of said petition.  
2<sup>d</sup> Because the viewers never assessed the  
damages and benefits therein  
3<sup>d</sup> Because said order of the Respondent did  
not assess any damages and benefits therein

1 4<sup>th</sup> Because said order of the Respondent  
2 contains no findings authorizing them  
3 to act in the premises.

4 5<sup>th</sup> Because said order does not contain  
5 sufficient findings to authorize said  
6 respondent to act in the premises.

7 6<sup>th</sup> Because no benefits will accrue to this  
8 appellant by reason of the establishment  
9 and location of said ditch and the construction  
10 thereof, but on the contrary he will be  
11 damaged in the sum of one hundred  
12 dollars by the location and construction  
13 thereof.

14 7<sup>th</sup> That said ditch will not be conducive to  
15 public health, convenience, or welfare.

16 8<sup>th</sup> That the route of said ditch is not practicable.

17 9<sup>th</sup> That the benefits to be derived from the  
18 construction of said ditch are not equal to  
19 and are less than the total cost thereof  
20 including damages awarded, and appellant  
21 asks the judgment of this Court that said order  
22 may be reversed and said ditch vacated.

23 The appeal bond has been filed with the  
24 County Auditor of said Anoka County, State  
25 of Minnesota.

26 Geo. W. Merrill  
27 Attorney for Appellant  
28 Anoka, Minn.  
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