

NOTICE OF APPEAL

—OF—

W. H. Hamilton

In the Matter of the Petition of

*Henry H. Schmao
and others*

and Others for a Public Ditch.

1/22/10

Filed this 22^d day of

January A. D. 1910

Arthur H. Amel
County Auditor.

In the Matter of the Petition of Henry A. Schwane and others
for a Revis Ditch in the County of Quorum
State of Minnesota.

State of Minnesota, }
County of Quorum } ss.

To the Board of County Commissioners of the County of Quorum
State of Minnesota:

The undersigned, being interested in the location of a proposed ditch as
located by the Engineer appointed by you under your order bearing date the 7th
day of March A. D. 1907, and the viewers appointed by you under your order bear-
ing date the 7th day of March A. D. 1907, and as established by you
under your order bearing date the 5-16 day of January A. D. 1906

and being aggrieved by the action of the Board of County Commissioners above named, would appeal from
the action of said Board in said matter.

Therefore, you will take notice, that the undersigned appeal S to the District Court of
Quorum County, State of Minnesota, from the action of said Board of
County Commissioners in said matter of establishing said ditch and confirming the reports of the
Engineer and viewers upon the same.

The grounds upon which said appeal is made are as follows:

FIRST: That the amount of benefits to the undersigned on account of the construction of said
ditch is in excess of the actual benefit to the lands owned by them

~~SECOND: That the amount of damages allowed to the undersigned on account of the construc-
tion of said ditch is inadequate and far less than the actual damage that will be caused to them by
the construction of said ditch.~~

~~THIRD: That said Board of County Commissioners refused to establish said ditch, whereas they
should have established the same for the reason that the benefits to accrue therefrom are greater than
the total cost including damages awarded, and that the construction of the same is necessary for the
following reasons, to wit:~~

Resolves January 21st 1910

W. V. Johnson Respondent

Charles S. MacLean and
E. H. Boyman
Attorneys for Appellants