

Stone Road.

474

LAW OFFICE

JAMES H. SHIELDS,

Nos 3, 4 and 5, Finley Block,

Corner Seventh and Main Streets,

DUBUQUE,

1885

July 21

Mr Jocke Esq
County Auditor
Black Hawk County

Dear Sir

To you letter of yesterday supposing
my opinion upon the question
their submitted - I will say that
under section 941 of the Code you
ask for notice of claim for damages
for the establishment of a
highway - the notice of such claim is
at writing and not about the number
or description of the land upon which
the damages are claimed - You will
observe that the preceding sections re-
-garding the subject matter, show the
County Auditor with specific notice
of the name of each owner and occupier
of land lying in the proposed highway -
- so that when a claim is made by
one of such owners for damages to

STATE OF IOWA, } SS:
BLACKHAWK COUNTY.

To the Honorable Board of Supervisors of said County:

The undersigned, having been appointed a Commissioner to view, and, if thought necessary, *Locate* a certain Road in said County *ad* petitioned for by

R H Stone and others, and known as the

Stone

Road, would report as follows:

That, having been duly sworn, he found, upon examination, that it was *ad*

Located practical house & necessary

for the accommodation of the public, that the road should be *Established*
as petitioned for.

Therefore with the assistance of *John Ball* as surveyor
Thos. Bennett & R. H. Stone as chainmen,

A. Day

axmen, who were all duly sworn, your Commissioner proceeded on the day set therefor, to-wit: the *9th* day of *May*
A. D. 1875, to lay out and locate said Road, and to distinguish the same by the proper marks, mounds and stakes, in the manner prescribed by law, and in accordance with the Field Notes and Plat of Survey of the Road, which are hereunto annexed, and which are made part of this report.

Your Commissioner is of the opinion, that the road will be of *Advantage*
to your Petitioners & a convenience
to the public, and would hereby *Cheerfully* recommend its *Location*
All of which is respectfully submitted.

J L Gay

Commissioner.

The following Fees should be paid by the Petitioner for the Road:

Fees Commissioner,	2	days	Mileage 11	\$ 5 ¹⁰	\$ 44 ²⁵
" Surveyor,	2	"	"	\$ 8 ⁰⁰	
" Chainmen,	<i>Thos. Bennett 1/2</i>	<i>R. H. Stone 1/2</i>	<i>\$2.25</i>	\$ 4 ⁵⁰	
" Axmen,	<i>A. Day 1 1/2</i>	"	"	\$ 2 ²⁵	\$ 19 ⁸⁵

To the Honorable the Board of
Supervisors of Black Hawk Co
Iowa

We the undersigned
Citizens of said County would
respectfully Petition Your
Honorable Board the Established
a Highway commencing at
the place near the South East
corner of Lot 2 Section 13 Town 87
Range 12 thence running South-
East across said Section, thence
across corner Sect 18 & 19 of
Township 87 Range 11 to River
Bridge said Road to run
straight from commencement
to East bank of little creek to
a point about 20 rods from
its mouth thence to follow the
R. & N. R.

Wm. H. Baldwin
James Miley
Thos. Bennett
Chas. Day.

To the Board of Supervisors of Rockland County, Iowa:

The undersigned claims to be the owner of the

lot sec 13 87-12-
16 2 11a 7 52 4 sec 18 87 11 8 22 2
2 1/2 110 a 8 23 sec 18 87 11

Section.

Township

Range

which land a highway has been petitioned for by

and others, and located by

J. P. Gay

W. A. Kunkles Esq

Commissioner; and you are

hereby notified that in the event of said highway being

sum of

two hundred (200)

estimated claim damages in the

Dollars.

W. A. McQuinn

Filed this

20th

day of

July

A. D. 1885

Auditor.

484

Mr Auditor

I hope they will
not get a road down
the river it will take
a great amount of money
to make a road down the
river I did not calculate any
damage on any thing but
the land and now will
want to see what damage
you

I remain yours.

Very Resph

Wm McKilkin

Marysville

Jamales

Love

PAID

JUL 20 1885

D. M. Fouts
AUDITOR.

Mooreville Iowa 6-20-85

Mr Daniel W Foote
County Auditor

Dr Sir

I see by the paper
that they have located a road
in Pappier & Shring Creek
township in Blackhawk Co
which is running across my
land to which I am very
much opposed it will spoil
my pasture & cause me
to make considerable fence
the river is as good as a
fence and therefore claim
as damage 25 land

Two hundred dollars \$200.00
I would much rather it would
go through on the section line on
Worth ~~100~~ my place

STATE OF IOWA, } OFFICE OF COUNTY AUDITOR.
BLACK HAWK COUNTY. }

Know all Men by these Presents, That we R. H. Stone

as Principal, and W. A. Hunter, A. Day & Thos. Keen
as Sureties, are held and firmly bound unto said County of Black Hawk in the penal
sum of One Hundred Dollars, for the payment of which sum, well and truly to be made,
we bind ourselves, our heirs, executors, administrators and legal representatives, firmly
by these presents.

Now, the condition of the above obligation is such that,--Whereas,

James and others, have made application by petition to the Board
of Supervisors of said County to establish a highway to be known as

the Stone Road;

~~Now~~ if the said petitioners shall pay all the expenses growing out of said application,
in case the said highway is not established, then this Bond to be void, other-
wise to be and remain in full force and virtue.

Witness our hands this 1st day of August 1881

R. H. Stone
W. A. Hunter, A. Day

Thos. Keen
day of April 1881

The above Bond and security approved this 13th day of April 1881

David W. Fort County Auditor.

885-
Gilbertsville July 26
D W Fook - Dear Sir!

Received yours of
the 22nd and to day have
written to you once before
stating my claims as damage
to road, have examined
the side of road thru
one corner of my timber
and put the damage at
\$12.00 dollars.

Yours very truly

Peter. Bernard

To the County of Andover

I the undersigned Claim
\$15.00 Damage on a piece
of Land.
The south 3 ac. of the
East 10 ac. of the 31 ac.
of Lot 3 section (18) Township
Eighty seven Range Eleven
West of the 3^d P. M.
on the highway to be
as set out across said land

Adrian Falks.

State of Iowa }
Black Hawk County }

ROAD NOTICE.
STATE OF IOWA, } Office of County Auditor.
BLACK HAWK COUNTY. }
To all Whom it may Concern:-
The Commissioner appointed to locate a highway in Poyner and Spring Creek townships, in said county,
Commencing in the public road on the line between lots 1 and 2 in Section No. 13, Township No. 31, north, Range No. 13, West 5th p. m., at a point in said road 58 38-100 chains south of the northwest corner of the east half (1/2) of the northeast quarter of said Section, 12-37-12. Thence running south 73 1/2 degrees, east 21 chains, south 83 degrees, east 17 50-100 chains. Thence south 49 degrees, east 8 70-100 chains. Thence south 38 degrees, east 10 73-100 chains. Thence with the public road. Thence south 84 1/2 degrees east in public road to Cedar River bridge. Said road running across lands of D. K. McKelvey, E. Sawyer, John McKelvey, A. Falk, W. Schaefer, H. E. Beeson, et al Trustees, A. J. Southerland, Lewis, in favor of the establishment thereof. And all objections thereto or claims for damage must be filed in the Auditor's office on or before noon of the 15th day of July, 1885, or such highway will be established without reference thereto.
Dated at Waterloo this 19th day of May, 1885.
DANIEL W. FOOTE,
County Auditor.

A. S. A. Wagoner being first
study soon do upon with
say that I am one of the
publishers of the Local Review
a Newspaper published weekly in
La Porte City in said County
and that the annual cost of
highway notes is published
in said Newspaper

once a week for four (4) consecutive
months commencing on the 21st day
of May 1885 - viz \$100 57 1/2 of
Volume 6 and \$11 1/2 of Volume 7 of
said Newspaper

S. A. Wagoner
Subscriber shown to before me this 29
day of June 1885 - Wm. J. Colfax J. R.

Bill for Publication \$12.00

State of Iowa {
Black Hawk Co { 85

I hereby Certify and
Return that-I received the annexed
Road Notice on the 19th day of May 1885-
that-I served the parties named
in said Notice as follows C P Bailey
and John McChane. in Big Creek Twp
A Clark, Wm Skarus, Peter Bernard and
A J Sutherland in Horse Twp, and W E Sawyer
in Spring Creek Twp, all Serraval in
Twpso abovesaid named in Black Hawk
County Iowa by giving each a
true Copy of within notice each arriving
reading of notice. D K McQuilkin not
found in Black Hawk County- He
being a Non Resident- of Said County-
all served except D K McQuilkin
May 28th 1885-

W. W. Colquhoun Shff
of Black Hawk Co Iowa

Serving	2.00
Copies	1.40
Mileage	2.60
	<u>\$6.00</u>

State of Iowa } Office of County Auditor
Black Hawk County }

For all whom it may concern
The Commissioner appointed to locate a
highway in Payer & Spring Creek townships
in said County -

Commencing in the public road
on the line between Twp 142 in Section
1613 - Township N 87 North, Range 1012
West 3rd Mer. at a point in said road 55²⁶ in
chains South of the North West corner of
the East Half (1/2) of the North East Quarter
of said Section 13-87-12 - Thence running
South 73¹/₂° East 21 chains - Thence South 76°
East 20 chains - Thence South 82° East 17²⁰ chains
- Thence South 26° East 8³⁰ chains - Thence South
49° East 6³⁰ chains - Thence South 38° East
15 chains - Thence South 57° East 10²³ chains
to intersection with the public road -
Thence South 64¹/₂° East in public road
to Cedar River bridge

- Said road running across
lands of D. K. McQuithen - G. P. Bailey -
A. Falk - W. Adams - H. E. Sawyer - John
McChane - Peter Bennett - L. Benson
et al as heirs - A. J. Southland and
Estate of J. M. Benson deceased -

was reported in

an

4747

State of Iowa } Office of County Clerk
Black Hawk County

To all whom it may concern
The Commission appointed to locate a
highway ~~commencing~~ in Payson & Spring Grove
townships in sail County, &

commencing in the public road
on the line between Lots 7 & 2 in Section 13 -
 township 87. North, Range 12 West & then at
a point in said road 5 ³⁶/₁₀₀ chains south of the
North West corner of the East half (1/2) of the
North East Quarter of said Section 13. 87.12 -
thence running South 73 1/2° E. 21 chains - ~~then~~ then
South 74° E. 20 chains - then South 82° E. 17 ⁵⁰/₁₀₀ chains
- then South 26° E. 8 ⁷⁰/₁₀₀ chains - then South 49° E.
6 ³⁰/₁₀₀ chains - then South 88° E. 15 chains - then
South 87° E. 10 ²³/₁₀₀ chains to intersect with
public road - then South 64 1/2° E. in public road
to Cedar River bridge -

Said road running across lands
of D. K. McQuethin - Co. P. Burtay -
A. Falk - W. Lohans - H. E. Sawyer - John
McChane - Peter Bernand - Lewis Beeson et
al Inter - A. J. Lathenauer and heirs
of L. M. Beeson reserved

has reported in favor
of the establishment thereof, and all
objecting thereto or claims for damages
are

Must be filed in the Auditors' office
on or before noon of the 20th day of
July 1888, or such further will be
extended without reference thereto

Dated at Montreal this 19th
day of May 1888.

Wm. M. Knowlton
County Clerk

To the Auditor of Blackhawk Co
State of Iowa

Spring Creek Township Blackhawk Co Iowa June 27th 1885.

The Commissioner appointed to locate a highway in
Poyner and Spring Creek Townships in Sand County.

Commencing in the public road on the line between
lots 1 and 2 in Section No 13 Township No 57 North, Range
No 12 West 3rd P.M., at a point in said road
55 $\frac{86}{100}$ chains south of the North West corner of the east half
 $\frac{1}{4}$ of the north east quarter of said section 13-87-12
Thence south 73 $\frac{1}{2}$ ^d, east-21 chains, thence south 74^d
east-20 chains, thence south 82^d East-17 $\frac{50}{100}$, thence South
26^d, east-8 $\frac{70}{100}$ chains, thence South 47^d, East 6 $\frac{90}{100}$ chains,
thence south 35^d east-15 chains, thence south 51^d
east 10 $\frac{73}{100}$ chains to intercession with public road,
thence south 64 $\frac{1}{2}$ ^d east in public road to Cedar River

Bridge; having reported in favor of the
establishment thereof; I A. J. Southerland
do hereby file with the County Auditor of Black
Hawk County Iowa a claim for five ~~hundred~~ dollars
damage which I verily believe will be sustained
by me by reason of the road running through
and across the following described premises
To W 31- lot No 4 Section (19) Nineteen and the south
four acres of the east ten acres of lot No two
in Section No ~~eighteen~~ 18 all in Township 87 north
Range No 11 West- 5th P.M., all of which land
I am the owner of. Dated July 3^d 1885 -
Respectfully A. J. Southerland

To the Auditor of Black Hawk
County, State of Iowa

Sir: In my

claim for damages for loca-
tion of road is called the
Stem Road I omitted a
description of land over
which said road passes
and I now file this as an
amendment thereto being
the land 39 $\frac{53}{100}$ acres of lot
over (11) in Section Eighteen
(18) in Twp 87 Range 11
as part of the land for
which damages is claimed
by me, dated this 20th day
of July 1885-

A. Southerton

Service Record
A. Sutherland

\$500

474
on 4. 19. 87. 11
" 54 @ 10 @ 4. 12. 18. 87. 11
" 539 1/2 4. 1. 18. 87. 11
2.

Adrian Fuld

\$15.

53 @ 10 @ 5. 31 @ 4. 3 - 18. 87. 11

D. K. McLaughlin

\$200. on

4. 1. 13. 87. 12.

16 @ 5. 11 @ 4. 12 @ 4. 12. 18. 87. 11
5 1/2 @ 10 @ 4. 1. 18. 87. 11

Robert Bernard

53 @ 4. 12 @ 4. 2. 18. 87. 11

To the Honorable Board of Supervisors
of Blackhawk County Iowa

We, the undersigned; citizen residents
of Spring Creek Township, Blackhawk Co
Iowa; learning that the Commissioner
appointed to locate a highway in Spring Creek
and Poyner Townships in said County, Commencing
in the Public road on the line between ~~Sections 12~~
in Section No. 13 Township 87 North Range 12 West
5th P. M., at a point in said road $55\frac{3}{100}$ chains
South of the N.W. corner of the East half of the
North East quarter of said Section 13-87-12
thence running South $73\frac{1}{2}^{\circ}$ East-21 Chains. thence
South 74° East-20 chains. Thence South 82° East $17\frac{50}{100}$ chains.
thence South 26° East- $8\frac{20}{100}$. Thence South 49°
east- $6\frac{30}{100}$ chain. Thence South 38° East-15 Chains.
Thence South 57° east- $10\frac{23}{100}$ chains to intersection
of public road, Thence South $47\frac{1}{2}^{\circ}$ East
in public road to Cedar River Bridge.
~~has reported in favor of the establishment thereof,~~
do most respectfully recommend ~~that~~ ^{again}
against the location of said road so far
as it is located in the Cedar River bottom.
as we are already overburdened with
that class of roads at present and would
represent to your honorable body that
high ground of a good character for
a road answering the same purpose
as the one above described, is available

for road purposes in the vicinity of
the said proposed Road and at
right angles with the connecting road.

Dated at Spring Creek Township
June 29th 1885 -

A. Swatherland

N. F. Ashley

H. M. Smith

D. Baxter

H. Clark

O. H. Fisher

high ground of a good character for
a road ensuring the same purpose
as the one above described, is available

for road purposes in the vicinity of
the said proposed Road and at
right angles with the connecting roads.

Dated at Spring Creek Township
June 29th 1885 -

A. Sutherland

N. F. Ashley

H. M. Smith

N. H. Ashley

E. C. Ashley

John Hurrey

Andrew Clark

John Raymond

A. E. Longaker

M. H. Smith

Geo. W. Smith

E. M. Post

J. C. Longaker

R. R. Wells

E. B. Clark

Daniel J. Sawyer

R. B. Taylor

P. B. Koppel

J. D. Raymond

Peter Weisk

D. B. Yeeter

H. Clark

M. F. Fisher

B. M. Bartlett

M. W. Clark

P. W. & F. W.

OFFICE OF

Auditor Black Hawk County.

DAN'L W. FOOTE, Auditor.

Waterloo, Iowa, April 6 1886

\$12.00

Recd of Dan'l M. Taylor
Esq Auditor - Twelve Dollars
in full payment for publication
of Notice in the "Stone Road"
Case No 474.

S. Armstrong
Publ Review

THE STATE OF IOWA, } ss.

Black Hawk County,

To B. A. Rodamcar - Henry J. Humphrey
and Heattelack

GENTLEMEN:--- You are hereby notified that you have been appointed by

the Auditor of said County Appraisers to assess the damages sustained by

Adrian Falk - Peter Bernard
A. Southland and D. K. McQuinn
in consequence of the location of a County Road petitioned for by
R. H. Howe and others, in Reyer & Spring back
Township as located by J. L. Gay Commissioner.

Said Road runs on the following line, to wit:

Commencing at the Near the SE corner of Lot 2, Sec 13,
Twp 87, R 12 - Thence survey South Easely across Sec 13
87-12 and Section 18 & 19, Twp 87, Range 11 to intersect
the road leading to Cedar Run Bridge in Sec 19, 87, 11

The said Adrian Falk claims \$15.00 damages
for the location of said Road on the S 3/4 & 10/4, Lot 3, 18, 87, 11

The said Peter Bernard claims \$ damages
for the location of said Road on the S 3/4 N 3/4, Lot 2, 18, 87, 11

The said A. Southland claims
\$500.00 damages for the location of
said Road on the followi

- 1 Lot 1 & 4, Sec 19, Twp 87, Range 11
- 2 The S 4/4 & 10/4 of Lot 2, 18 " " "
- 3 & The S 3/4 of Lot 1, 18 " " "

The said D. K. McQuinn claims
\$200.00 damages for the location of the
Road on the followi

- 1 Lot 1, Sec 13, Twp 87, Range 12
- 2 The N 6/4 S 1/4, N 3/4, Lot 2, Sec 18, Twp 87, R 11
- 3 & S 1/4 N 1/4 S 3/4 " 3 " 18, " 87 " 11

NOTICE TO APPRAISERS.

Gazette Steam Job Office, Cedar Falls, Iowa.

THE STATE OF IOWA, }
Black Hawk County, }

To *B. J. Redman - Humphrey*
and Matt Clark

GENTLEMEN:--- You are hereby notified that you have been appointed by
the Auditor of said County Appraisers to assess the damages sustained by

Cedar Falls - Peter Bernand

for the location of said Road on the

You will therefore meet at the office of *Mr. Ralph L. P.*
in Big Creek Neb at *10* o'clock A. M., on the *3rd* day of
August, 188*8*, and qualify according to law, and proceed immediately to the
discharge of your duty, and make your report herein on or before the *2d* day of
Sept, 188*8*.

Witness my hand and the seal of the Board of Supervisors
this *22d* day of *July*, A. D., 188*8*.

John W. Fiske

County Auditor.

OATH OF APPRAISERS.

THE STATE OF IOWA, } ss.
Black Hawk County,

We B. J. Roelamar, Thomas J. Humphrey & Math Clark
do each of us solemnly swear that, having been appointed appraisers to assess the damag-
es sustained by Ashland & Peter Bernard, A. Sutherland
and D. W. McQuilken

in consequence of the location of a road petitioned for by
R. H. Stone

and others, we will faithfully and impartially
discharge the duties of Appraisers according to the best of our knowledge and ability.

Appraisers:

B. J. Roelamar
T. J. Humphrey
Mathew Clark
Subscribed and sworn to before me, this 3rd day of August 1885.
J. P. Colpitt J.P.

REPORT OF APPRAISERS.

STATE OF IOWA, } ss.
Black Hawk County,

TO THE AUDITOR OF SAID COUNTY:

We, the appraisers appointed to assess the damages sustained by the above
named persons, in consequence of the location of the aforesaid road, do find that

A Sutherland has sustained Four Hundred
dollars damages, Adeline Hank has sustained
Fifteen — dollars damages, Peter Bernard
has sustained
Fifteen — dollars
damages, W. R. McQuilken
One hundred — dollars damages.
Signed this 3rd day of August 1885.

Appraisers:

B. J. Roelamar
T. J. Humphrey
Mathew Clark

APPRAISERS' FEES.

B. J. Roelamar
1 Days, 9 Miles, \$ 2 90
T. J. Humphrey
1 Days, 12 Miles, \$ 3 20
Mathew Clark
1 Days, 9 Miles, \$ 2 90

J. P. FEES.

B. J. Roelamar \$ 0 25
T. J. Humphrey \$ 0 25
Mathew Clark \$ 0 25

NOTICE TO APPRAISERS.

Gazette Steam Job Office, Cedar Falls, Iowa.

THE STATE OF IOWA, } ss.
Black Hawk County,

To B. F. Redman - Humphrey
and Matt Clark

GENTLEMEN:--- You are hereby notified that you have been appointed by the Auditor of said County Appraisers to assess the damages sustained by

Admon Falk - Peter Bernard
A. Southland and D. K. McDuckin
in consequence of the location of a County Road petitioned for by
R. H. Stone and others, in Des Moines & Spring back
Township as located by J. L. Gaff Commissioner.

Said Road runs on the following line, to wit:

Commencing ~~at the~~ near the SE corner of Lot 2, Sec 13,
Twp 87, R 12 - thence survey South Easterly across Sec 13
87-12 and Section 18 & 19, Twp 87, Range 11 to intersect
the road leading to Cedar Run Bridge in Sec 19, 87, 11

The said Admon Falk claims \$15.00 damages
for the location of said Road on the S 32, E 10, Lot 3, 18, 87, 11

The said Peter Bernard claims \$ damages
for the location of said Road on the S 32, N 34, Lot 2, 18, 87, 11

The said A. Southland claims
\$500.00 damages for the location of
said Road on the following is

- 1 Lot 1 & 4, Sec 19, Twp 87, R 11
- 2 The S 42, E 10 of Lot 2, 18 " " "
- 3 The S 39 53 of Lot 1, 18 " " "

The said D. K. McDuckin claims
\$200.00 damages for the location of the
Road on the following is

- 1 Lot 1, Sec 13, Twp 87, Range 12
- 2 The N 62, S 11, N 32 of Lot 2, Sec 18, Twp 87, R 11
- 3 The S 102, S 31, " 3 " 18, " 87 " 11