

ROAD CASE

No. 618

PETITION FILED

Oct. 11

1922

BOND FILED

Oct. 11

1922

A. J. Hessel

APPOINTED COMMISSIONER

Oct. 14

1922

COMMISSIONER REPORTED

Nov. 18

1922

NOTICE SERVED

Nov. 23

1922

OBJECTIONS FILED

Jan. 22

1930

CLAIMS FILED

Jan. 27

1930

APPRAISERS APPOINTED

19

APPRAISERS REPORTED

19

DAMAGES ALLOWED, - \$

COSTS ALLOWED, - - - \$ 12.93

19

ROAD ESTABLISHED

Jan. 27

1930

TOWNSHIP CLERK NOTIFIED

19

ROAD PETITION

TO THE BOARD OF SUPERVISORS OF Black Hawk COUNTY, IOWA:
 The undersigned ask that a Highway 50 feet wide, commencing at Southeast(S.E.)
corner of Section 33-88-12

and running thence North (N) along the Section line between Sections 33 and
 34-88-12 one-half ($\frac{1}{2}$) mile, a width of 25' on each side of said line.

and terminating at X

be

NAMES

NAMES

P. W. Tompkins

*John G. Thompson
 M. G. Thompson
 P. G. Thompson
 C. G. Thompson
 W. G. Thompson
 W. G. Thompson
 W. G. Thompson*

*John G. Thompson
 M. G. Thompson
 P. G. Thompson
 C. G. Thompson
 W. G. Thompson
 W. G. Thompson
 W. G. Thompson*

ROAD BOND

STATE OF IOWA, Black Hawk COUNTY, ss.

KNOW ALL MEN BY THESE PRESENTS:

That we, Peter Knipp as Principal, and United States Fidelity & Guaranty Co., of Baltimore, Md., as surety of the County of Black Hawk and State of Iowa, are held and firmly bound unto the County of Black Hawk, in the sum of one hundred and DOLLARS for the payment of which well and truly to be made, we bind ourselves, our heirs, executors, administrators, and every one of them, firmly by these presents.

THE CONDITION of the above obligation is such, that whereas Peter Knipp et al

has this day made application by petition to the Board of Supervisors

of said County, to appoint a Commissioner to view and report as to the expediency of
a road to be called establishing

Now, if the said Peter Knipp

shall pay all costs that may be adjudged against him by the Board of Supervisors in accordance with the statute in such case made and provided, then this obligation to be void, otherwise to be and remain in full force and effect.

WITNESS our hands, this 11th day of October, A. D. 19 23

Peter Knipp
UNITED STATES FIDELITY & GUARANTY CO.

By Chas. M. Young
Attorney-in-fact.

STATE OF IOWA, Black Hawk COUNTY, ss.

I do solemnly swear that I am a resident and freeholder of the State of Iowa, and have property in said State beyond the amount of my debts in the sum of five hundred and Dollars
and have property in this State exempt from execution equal to the sum of five hundred and Dollars.

I do solemnly swear that I am a resident and freeholder of the State of Iowa, and have property in said State beyond the amount of my debts in the sum of five hundred and Dollars
and have property in this State exempt from execution equal to the sum of five hundred and Dollars.

Subscribed and sworn to by _____ day of _____, A. D. 19 ____

The above bond and sureties approved this _____ day of _____, A. D. 19 ____
By _____, Auditor
_____, Deputy

ROAD
PETITION AND BOND
day of Oct 12
Auditor.
Deputy.

Black Hawk
COUNTY, IOWA

AUDITOR'S OFFICE, Black Hawk County, Iowa.

To H. J. Hess
You are hereby notified, that you have been appointed a Commissioner to view, and if required, to

locate a 50' County Road, petitioned for by P. M. Knipp
and others, and described as follows:
Commencing at Southeast (SE) corner of Section 33-88-12
and running thence North (N) along the Section line between Sections
33 and 34-88-12 one half ($\frac{1}{2}$) mile, a width of 25 ft on each side
of said line.

By _____, A. D. 19____, Auditor
_____, Deputy

day of _____
Auditor. Deputy.

ROAD
PETITION AND BOND

No. 618
Established

AUDITOR'S OFFICE, Black Hawk County, Iowa.

To H.J. Hess

You are hereby notified, that you have been appointed a Commissioner to view, and if required, to locate a 50' County Road, petitioned for by P.W. Knipp and others, and described as follows:

Commencing at Southeast (SE) corner of Section 33-88-12

and running thence North (N) along the Section line between Sections 33 and 34-88-12 one half ($\frac{1}{2}$) mile, a width of 25 ft on each side of said line.

and terminating at

You will therefore appear at the office of some Justice of the Peace, Notary Public, or other proper officer and qualify according to law, and on the 21st day of October A. D. 1929 you will proceed to make an examination of the route above described. If, in your judgment, the above road is needed, or one in the vicinity of the route described, answering the same purpose, you may call to your assistance the necessary aid, and each being duly sworn, cause said line to be accurately surveyed and plainly marked out.

You will connect your starting point with the nearest section corner or quarter post. When, however, there is a corner of a forty established in a permanent manner, more convenient, you may connect with it. In crossing a section line, note that fact, and state the distance from the nearest section corner or quarter post. The plat of the survey to accompany the field notes should be on the scale of forty chains to the inch, with the section crossed by the survey laid off upon the like scale, and correctly numbered as per United States survey. Also, note all natural or artificial monuments or conspicuous objects, and the junction of streams. Also, report the number of bridges required, if any, and the probable cost thereof, on the proposed highway, as required by Chap. 80, Laws 19th General Assembly. A strict compliance with these requirements is necessary, in order to establish a uniformity in the practice, and to enable the Clerk to correctly transcribe them for record.

You will report your proceedings, together with a correct plat of the proposed 50 ft. road to this office on or before the 20th day of November A. D. 1929

WITNESS my hand and official seal at Waerrens this
1st day of Oct. A. D. 1929
J. M. B. Auditor.

STATE OF IOWA,

Black Hawk County, } ss.

I, H.J. Hess

do solemnly swear that I will faithfully and to the best of my ability perform the duties of Commissioner of the above described road.

Subscribed and sworn to before me by

H.J. Hess

the 21 day of

Oct A. D. 1929

H.M. Davison

Dep Aud

REPORT OF COMMISSIONER

TO THE COUNTY AUDITOR OF

Black Hawk

County:

The undersigned, appointed by you a Commissioner to examine into and report upon the expediency of locating a 50 ft. road

a road described in the foregoing commission, respectfully reports:

and recommend that a foot road be established 1/2 mile in length which will complete the road running on Section line between Sec. 33 and 34 and sections 27 and 28; providing an exchange could be made with Mr. Emil Girsch whereby the present diagonal or State Road could be closed and said road revert back to said Mr. Girsch in exchange for the 50 ft by 1/2 mile in length as petitioned for.

Mr. Emil Girsch Girsch is asking \$3000.00 damages to his farm in the event the 50 ft. by 1/2 mile road be opened on Section line between Sections 33 and 34.

Mr. P.W. Knipp has a road out to highway #218. The proposed road asked for in this petition simply shortens his distance to Gilbertville.

The land is perfectly level and road can be established with but little expense. There are two (2) medium sized hickory trees that may have to be removed at the S.E. Corner of Section 33. No bridges will be needed.

50 miles.

\$

\$

\$

\$

TOTAL,

The fees are as above stated, and are

50 miles. \$
\$
\$
TOTAL, - \$

The fees are as above stated, and are

PLAT OF THE PROPOSED ROAD

(SEE FIELD NOTES ON NEXT PAGE)

7	8						
18	17						
19	20	21	22				
30	29	28	27				
31	32	33	34				

ad.
Oath and Report

OF

ad.

Commissioner.

day of

Auditor.

Deputy.

Free 230
1063
1293
1293-1930

NOV 21 1930

WITT & SONS CO., WATERLOO, IOWA
29-300-11-21-11

To:-

Emil Girsch, and to all whom it may concern:-

You and each of you are hereby notified that the commissioner appointed to establish a road commencing at the Southeast corner of Section 33, Township 88, Range 12 and running thence North along the Section line between Sections 33 and 34, Township 88, North Range 12 West of the 5th P.M., one-half mile, a width of 25 feet on each side of said line has reported recommending the establishment thereof.

You are further notified that this matter will come up for hearing before the Board of Supervisors of Black Hawk County, Iowa at ~~the~~ 10:00 o'clock A.M., on the 27th day of January, 1930, and that all objections thereto, or claim for damages must be filed in the auditor's office at the court house, Waterloo, Iowa, on or before noon of the 27th day of January A.D., 1930, or such road will be established without reference thereto.

Dated at Waterloo, Iowa.
this 21st day of November, 1929.

J. W. Ecker
County Auditor.

To be published in the Waterloo Tribune once each week
for 4 consecutive weeks beginning November 21, 1929.

To:--
Emil Girsch, and to all whom it may concern:--

You and each of you are hereby notified that the commissioner appointed to establish a road commencing at the Southeast corner of Section 33, Township 88, Range 12 and running thence North along the Section line between Sections 33 and 34, Township 88, North Range 12 West of the 5th P.M., one-half mile, a width of 25 feet on each side of said line has reported recommending the establishment thereof.

You are further notified that this matter will come up for hearing before the Board of Supervisors of Black Hawk County, Iowa at the 10:00 o'clock A.M., on the 27th day of January, 1930, and that all objections thereto, or claim for damages must be filed in the auditor's office at the court house, Waterloo, Iowa, on or before noon of the 27th day of January A.D., 1930, or such road will be established without reference thereto.

Dated at Waterloo, Iowa,
this 21st day of November, 1929.

J. W. Egan
County Auditor.

To be published in the Waterloo Tribune once each week for 4 consecutive weeks beginning November 21, 1929.

STATE OF IOWA, BLACK HAWK COUNTY, ss:

I hereby certify and return that the within notice came into my hands for service on the 20th day of November, 1929, and that on the 23rd day of November, 1929 I served the same on the within named Emil Girsch by reading said notice to him, and by delivering to him a true copy thereof, in Cedar Township, Black Hawk County, Iowa.

H. T. WAGNER, SHERIFF, BLACK HAWK COUNTY, IOWA

BY W. T. Silworth Deputy

State of Iowa
Black Hawk County
Fees
Solicitor \$1.50
Copies -
Filing 1.80
Total 2.30 ✓

FILED

NOV 26 '29

W. T. Silworth
COUNTY CLERK

FILED

TO
JAN 22 1930
COUNTY CLERK

RESISTANCE AND CLAIM OF EMIL GIRSCH TO
THE ESTABLISHMENT OF ROAD

HONORABLE BOARD OF SUPERVISORS OF BLACK HAWK COUNTY, IOWA:

Comes now Emil Girsch, the owner of land in the Southwest quarter of Section 33 and the Southwest quarter of Section 34, Township Eighty-eight (88), North Range 12, West, in Black Hawk County, Iowa, through which land a road has been proposed by Peter Knipp, et al, and objects to the establishment of said road and files herewith for damages, should said road be established, and the claim for damages states:

RESISTANCE AND CLAIM OF EMIL GIRSCH TO
THE ESTABLISHMENT OF ROAD

FILED
JAN 22 1930
TO
COUNTY CLERK
BLACK HAWK COUNTY, IOWA

HONORABLE BOARD OF SUPERVISORS OF BLACK HAWK COUNTY, IOWA:

Comes now Emil Girsch, the owner of land in the Southwest quarter of Section 33 and the Southwest quarter of Section 34, Township Eighty-eight (88), North Range 12, West, in Black Hawk County, Iowa, through which land a road has been proposed by Peter Knipp, et al, and objects to the establishment of said road and files herewith for damages, should said road be established, and in support of the objections and the claim for damages states:

That there is attached hereto a plat of said real estate so owned by this objector with a showing thereon of the State road now in service and serving the people in said territory, the location and character of land owned by him and which would be adversely effected by the establishment of said road, which plat is marked Exhibit "A" and by this reference made a part thereof.

That his said land lies on the East and West sides of the State road now opened and in use, the farm buildings being to the East of said State road, ~~the said buildings being surrounded by~~ a small amount of work land, and to the West of said State road is also timber pasture; that on the West side of the State road, for the full length thereof is a hog-tight fence; that the largest part of said farm lies to the East of said State road and is fenced hog-tight on all four sides and there is also a hog-tight fence dividing said land Easterly and Westerly into two pieces of land; the Northerly portion of which is a pasture and the Southerly portion of which is work land.

That near the Southeasterly corner of Section 33 but fronting on the State road and some little distance from the line dividing Sections 33 and 34 is a school building and one acre of land which fronts now upon said State road.

That should said road be established as proposed upon the Section line dividing Sections 33 and 34 and commencing at the