



Minnesota District Court (Carver County)
Civil and criminal case files

Copyright Notice:

This material may be protected by copyright law (U.S. Code, Title 17). Researchers are liable for any infringement. For more information, visit www.mnhs.org/copyright.

No. 1298

DISTRICT COURT,
CARVER COUNTY, MINN.

In the Matter of the Application
of the H. O. R. Co. etc.
Plaintiff.

vs.

Defendant.

P. L. Bruster
Plaintiff's Attorney,
Attorneys

Defendant's Attorney.

Date of Entry *May 24th* 1880
crush
Register of Actions *1 A* Page *253*

Term Tried.....1

Judgment for.....

Amount of Judgment \$.....

Date of Judgment.....1

Judgment Book.....Page.....

Default Judgment Book.....Page.....

Date of Docketing.....1

Condensation

State of Minnesota,
County of Carver }

District Court
Eighth Judicial District

In the matter of the application of the Hastings
and Dakota Railway Company for the appointment
of three Competent disinterested persons as com-
missioners to ascertain and determine the compensation
to be made by said Company to the owners of lands
respectively and to all tenants encumbrancers and
others interested therein for the taking or injuriously
affecting the same by reason of the laying out constructing
operating and maintaining the Railroad of said Company
upon and across said lands

To the Honorable The District Court in and for the County of
Carver in the Eighth Judicial District of the State of Minnesota.

The petition of the Hastings and Dakota Railway Company
respectfully states and shows to the Court that the said Hastings
and Dakota Railway Company is a Corporation created, organized,
and existing under and by virtue of an Act of the
Legislature of Minnesota entitled "An Act to incorporate the
Hastings, Minnesota River and Red River of the North
Rail Road Company" Approved February 20th 1857 and of
the several Acts of said Legislature passed and approved
subsequent to that time amendatory thereto.

That said Railway Company the petitioner herein is authorized
by the said Act of incorporation and the said Acts amendatory
thereto to locate construct complete maintain use and operate
a Rail road with one or more lines of rails from the
levee at a point not distant more than a half mile from
the foot of Ramsey Street in the City of Hastings in the County

of Dakota and State of Minnesota, and thence by way of
 Farmington in the said County of Dakota, Shakopee in the
 County of Scott and Chaska and Carver in the County of
 Carver by the most feasible and practicable route to Glencoe
 in the County of Mendota and thence to the Western boundary of the
 State of Minnesota, and also by the said Act of incorporation
 and the said Act amendatory thereto, the said Railway
 Company is authorized and empowered to locate construct
 complete maintain use and operate a branch rail road
 with one or more lines of rail, diverging from any
 point on the main trunk road of said Company which said
 rail road Company may select and deem most expedient and
 running from such point is selected by it to Stillwater in the
 County of Washington in said State of Minnesota.

That the main trunk line of the rail road of said Company
 has been constructed and is now in operation from the said
 point on said line in Hastings aforesaid to the Western
 boundary of the State of Minnesota at the foot of Big Stone
 Lake. And your petitioner further states that it is now
 engaged in the construction of a branch line of rail road diverging
 from and connecting with said main trunk line at a point
 selected by your petitioner on such main trunk line in the town of
 Dahlgren in the County of Ancker in the State of Minnesota
 aforesaid to wit: at or near the point where the centre line
 of the main track of said main trunk line of said railroad
 crosses the South line of Section eight in Township one hundred
 and fifteen Range twenty four and which said branch line
 runs from the point aforesaid in a North easterly direction
 through the Counties of Carver Hennepin Ramsey and Washington
 to Stillwater aforesaid, and that your petitioner is now particularly
 engaged in the construction of that portion of said branch railroad
 which lies in Carver ^{and} between the ^{point} ^{of divergence} aforesaid and the

Section boundary line of said River County.

That in and about the location construction maintenance and
 and operation of said ^{branch} rail road it is necessary for your petitioner
 to have and appropriate for road bed, depots, Stations, turnouts,
 and other purposes to the use of your petitioner and its successors
 the lands and real estate hereinafter described situate lying and
 being in the said County of Carver in the State of Minnesota of said
 the same being lands over which and through which said branch
 line of said rail road is now located that is to say; All that
 portion of each and every of the hereinafter named and described
 lots pieces and parcels of land which are included between two
 lines extending through such piece of said land parallel with
 the centre line of the main track of the said branch line of the
 said Hastings and Dakota Railway as the same is now located
 over and through such pieces and parcels of land
 and on each side of said centre line fifty feet distant
 therefrom and such additional widths or pieces of land as
 have been selected by said Company for the usual slopes, ditches,
 furrows and gravel pits and waste banks and for the purpose of
 making drains and giving proper directions to water courses across
 and along said branch railroad and also all necessary
 widths for turnouts, sites for water, depot buildings, store houses
 and extra tracks necessary therefor as indicated on the map
 and plat of said branch rail-road which will be presented
 and be used herewith except that for a distance of forty eight
~~said west~~
 from the east line of the South East quarter of the South East
 quarter of Section Twenty in Township one hundred and
 Section of Range twenty three the strip of land taken shall be
 fifty feet wide on each side of the centre line of said main
 track. And for a further distance of thirty two rods ^{or} next following
 the strip of land taken shall be seventy five feet wide on
 each side of the centre line of said main track

And for the remaining distance ^{west} across said premises above described the strip of land taken shall be fifty feet wide on each side of said center line of said main track a description of which said lands and real estate over across and through which said branch line of railroad is located as aforesaid and will run when completed from said corner of divergence and junction, hereinbefore particularly designated and described, to the section boundary line of said Carter County, and a portion of which are proposed and required to be taken for the use and track of said branch line railroad as aforesaid and the name of each and every owner and encumbrancer or other person interested in said lands or any part thereof so far as the same can be ascertained by the legal records affecting the same and by view of the premises and other evidence touching the occupation of the same are as follows to wit.

Name of the owners of lands hereinbefore referred to and all tenants encumbrancers and others interested therein.	Description of lands hereinbefore referred to
William Bongard Owner	The South East quarter of the South East quarter of Section Twelve Township one hundred and sixteen Range Twenty Three.
Thomas L. Grace Bishop of St Paul Owner	The South West quarter of the South East quarter of Section Twelve Township one hundred and sixteen Range Twenty Three

1	Thomas L. Grace	A five acre piece twenty nine by
2	Bishop of St Paul	twenty eight rods square on the north
3	Owner	West corner of the North West quarter
4		of the North East quarter of Section
5		Thirteen in Township one hundred
6		and sixteen Range twenty three
7	John Peter Roesbach	The North East quarter of the North
8	Owner	East quarter of the North West quarter
9		of Section Thirteen Township one
10		hundred and sixteen Range twenty-
11		three.
12	Nicholas Roesbach	The North East quarter of the North
13	Owner	West quarter (except an acre in the
14		North East corner) of Section Thirteen
15		Township one hundred and sixteen
16		Range Twenty three.
17	Peter Roeser	The North West quarter of the
18	Owner	North West quarter of Section
19		Thirteen in Township one hundred
20		and sixteen Range twenty three
21	Frank Ticha and	The North East quarter of the
22	Franciska Ticha	North East quarter of Section fourteen
23	Owners	in Township one hundred and
24	Linsinger and Tisher	sixteen Range twenty three
25	and Jos Schaeidler for	
26	incumbrances	
27		
28		
29		
30		
31		
32		

1		
2	John Geiser	The North West quarter of the
3	Owner	North East quarter of Section fourteen
4	Horace W. Gilman	in Township (116) one hundred and
5	Incumbrancer	sixteen. Range Twenty three.
6		
7	Fredrick Nelson	The North West quarter (except the
8	Owner	South half of the South West quarter
9		of the North West quarter) of Section
10		fourteen in Township one hundred
11		and sixteen Range Twenty three.
12		
13	Louis Summers	The South East quarter of the North
14	Owner	East quarter of Section fifteen in
15		Township one hundred and sixteen
16		Range Twenty three.
17		
18	Martin Roeser	The North half of the South East
19	Owner	quarter of Section fifteen in
20		Township one hundred and sixteen
21		Range Twenty three
22		
23	John Roeser	The South West quarter of the South East
24	Owner	quarter of Section fifteen in Township
25	Fred Molman and Gustave	one hundred and sixteen Range
26	Molman - Incumbrancers	Twenty three.
27		
28	Henry Asplen	The South East quarter of the
29	Owner	South West quarter of Section fifteen
30	Carolina Langdon	in Township one hundred and
31	Incumbrancer	sixteen Range Twenty three.
32		

1	John Simon	The North East quarter of the North
2	Owner	West quarter and the East half of the
3		North West quarter of the North West
4		quarter of Section Twenty two in
5		Township one hundred and sixteen
6		Range twenty three.
7		
8	Ali Stone	The West half of the North West quarter
9	Owner	of the North West quarter of Section
10	Lucien Warner	Twenty two and the North East quarter
11	Incumbrancer	of the North East quarter of Section
12		Twenty one all in Township one
13		hundred and sixteen Range twenty three
14		
15	H. M. Fuller	Lot one in Section Twenty one
16	Owner	in Township one hundred and
17		sixteen Range twenty three.
18		
19	George M. Towers	Lots two and three in Section
20	Owner	Twenty one in Township one hundred and
21		sixteen Range twenty three
22		
23	Leonard Hochman	The North Half of the South West
24	Owner	quarter of Section twenty one in
25	Clarissa S. Sykes	Township one hundred and sixteen
26		Range twenty three.
27		
28	Lucius Howe, E. L. Howe. Owners	The South West quarter of the South West
29	Rogers & Howe and	quarter of Section Twenty one in
30	Philip Hunt	Township one hundred and sixteen
31	Incumbrancer	Range Twenty Three
32		

1		
2	Gertrude C. Vengens	The South East quarter of the
3	Owner	South East quarter of Section Twenty
4	Anton Simon	in Township one hundred and
5	Incumbrancer	Sixteen Range Twenty three.
6		
7	John Hendrick	The North half of the North
8	Schoolmaster	East quarter of Section Twenty nine in
9	Owner	Township one hundred and sixteen
10	Carville Pierce	Range Twenty three
11	Incumbrancer	
12		
13	J. W. Pierce	The South West quarter of the North
14	Owner	East quarter of Section twenty nine
15		in Township one hundred and
16		Sixteen Range Twenty three.
17		
18	F. Linenfelder and Geo. F. L.	The South East quarter of the
19	Owners	North West quarter of Section
20		Twenty nine in Township one hundred
21		and sixteen Range Twenty three
22		
23	Michael Kessler	The South West quarter of the
24	Owner	North West quarter of Section Twenty
25		nine and the North East quarter
26		of the South East quarter of Section
27		Thirty in Township one hundred
28		and sixteen Range Twenty three
29		
30		
31		
32		

Gies

1	Joseph Millman	The South East quarter of the
2	Owner	North East quarter of section
3	Linenfelter and Faber	Thirty in Township one hundred
4	Vincenz Gies	and sixteen Range Twenty three
5	Incumbents	
6		
7	Albert Eitel	The North West quarter of the
8	Owner	South East quarter of section Thirty
9		in Township one hundred and
10		sixteen Range Twenty three
11		
12	L. Linenfelser and George Faber	The North East quarter of the South
13	Owners	West quarter and the South half of
14	John George Eitel	the South West quarter of section
15		Thirty in Township one hundred and
16		sixteen Range Twenty three
17		
18	Mendelheim Grimm	The South East quarter of the South East
19	Owner	quarter of section Twenty five in
20		Township one hundred and sixteen
21		Range Twenty four
22		
23	Joseph Gies	The North East quarter of the North East
24	Owner	quarter and the North West quarter
25		of the North East quarter of section
26		thirty six in Township one
27		hundred and sixteen Range
28		Twenty four
29		
30		
31		
32		

1		
2	Joe Schindler Jr	The South West quarter of the North
3	Owner	East quarter of Section Thirty six in
4	Jacob Wagoner	Township one hundred and
5	Lucien Wagoner	sixteen Range Twenty four
6	Incumbrancers	
7		
8	Louis Wolff	The South half of the North West
9	Owner	quarter of Section Thirty six
10	Peter Winter	in Township one hundred and
11	Incumbrancer	sixteen Range Twenty four
12		
13	George Miller	The East half of the South East quarter
14	Owner	of the North East quarter of Section
15		Thirty five in Township one hundred
16		and sixteen Range Twenty four
17		
18	Andrew Manuel	The North East quarter of the South
19	Owner	East quarter of Section Thirty five
20	Susanna Zanger	in Township one hundred and
21	Incumbrancer	sixteen Range Twenty four.
22		
23	Ferdinand Brandenburg	The North West quarter of the South
24	Owner	East quarter of Section thirty five in
25		Township one hundred and
26		sixteen Range Twenty four
27		
28	Susanna Zanger	The North East quarter of the South West quarter
29	Owner	of Section Thirty five in Township
30		one hundred and sixteen Range
31		Twenty four
32		

1	Mathias Kuntz	The North West quarter of the
2	Owner	South West quarter of section
3	Peter Brown	Thirty five in Township one hundred
4	Incumbrances	and sixteen Range Twenty four
5		
6	Simon Kaufmann	The West half of the South West
7	Owner	quarter of the South West quarter
8		of section thirty five Township
9		one hundred and sixteen
10		Range Twenty four
11		
12	Ernst Goppert	The South East quarter of the South East
13	Owner	quarter of section thirty four in
14		Township one hundred and sixteen
15		Range Twenty four.
16		
17	Leone Rickmiller	The North East quarter of section
18	Owner	Three in Township one hundred
19		and fifteen Range Twenty four
20		
21	Julius W. Wolff	The East half of the North West
22	Owner	quarter of section Three in Township
23		one hundred and fifteen Range
24		Twenty four
25		
26	Nicholas Eiden	The South West quarter of section
27	Owner	Three in Township one hundred
28	Lienzfelter and Faber and	and fifteen Range Twenty four
29	Wences Eus	
30	Incumbrances	
31		
32		

Carl Rue Sr. Owner Carl Rue Jr. Incumbrancer	The South East quarter of the South East quarter of Section four in Township one hundred and fifteen Range Twenty four
Gerhard Linsen Owner Thoman Linsen Incumbrancer	The North half of the North East quarter of Section nine in Township one hundred and fifteen Range Twenty four.
Friedrich Linsen Owner	The South West quarter of the North East quarter of Section nine in Township one hundred and fifteen Range Twenty four
Heinrich Linsen Owner	The South East quarter of the North West quarter and the North East quarter of the South West quarter (except seven rods on the West side) of Section nine in Township one hundred and fifteen Range Twenty four.
Ernst Frank Owner J. S. Mann and F. L. Day Incumbrancers	The North West quarter of the South West quarter and seven rods on the West side of the North East quarter of the South West quarter of Section nine in Township one hundred and fifteen Range Twenty four

1	John Gieger Owner Carver County Incumbrancer	The North East quarter of the South East quarter The South Half of the South East quarter The South East quarter of the South West quarter of Section Eight in Township one hundred and fifteen Range twenty four
2		
3		
4		
5		
6		
7	Henry Paulay Owner	The North West quarter of the North East quarter (except five acres) in Section thirteen in Township one hundred and sixteen Range twenty three.
8		
9		
10		
11		
12		
13		
14		
15	John Abraham owner	The west half of the South East quarter of Section twenty in Town- ship one hundred and sixteen of Range twenty three.
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		
29		
30		
31		
32		

1
2 Your petitioner further shows and states that it has been unable to
3 agree and now is unable to agree with the parties and persons above
4 named touching the compensation to be made to the respective
5 owners incumbrancers and others interested in the lands above
6 described for the taking or injuriously affecting the same by
7 reason of its being taken by the said petitioner for railway
8 purposes as aforesaid.

9 Wherefore your petitioner prays that three competent and
10 disinterested persons be appointed by said Court as Commissioners
11 pursuant to said Act of incorporation and the Acts amendatory
12 thereto to ascertain and determine the compensation to be
13 made to the said owner or owners of land respectively and
14 to all tenants incumbrancers and others interested for the
15 taking or injuriously affecting such land and real estate
16 for the purposes aforesaid and that such proceedings may be
17 had in the premises that the title to said lands and real
18 estate and every part and parcel thereof is to be taken by
19 your petitioner and the exclusive right to the use and
20 occupation thereof for the purposes aforesaid may be
21 fully and completely vested in your petitioner and
22 its Successors

23 Dated May 24th A.D. 1880

24
25 L L Baxter
26 Attorney for the Hastings and
27 Dakota Railway Company.
28
29
30
31
32

District Court
Carron County

In the matter of the
Application of the
Hastings and Dakota
Railway Company
for the Appointment
of Commissioners
Petition

Filed May 24th 1880.
J. Krayenbuhl
Clerk.

253.

L. L. Pastor -
Atty for Petition

1
2 State of Minnesota District Court
3 County of Carver Eighth Judicial District
4

5 In the matter of the Application of the
6 Hastings and Dakota Railway Com-
7 pany for the Appointment of three competent dis-
8 interested persons as Commissioners to ascertain
9 and determine the compensation to be made to be
10 made by said company to the owners of lands
11 adjacent, and to all tenants incumbrancers
12 and others interested therein for the taking or
13 injuriously affecting the same by reason
14 of the laying out, constructing, construct-
15 ing, operating and maintaining the
16 rail road of said company upon and
17 across such lands.

18
19 We A W Liffman Henry Goresen
20 and Frank Meisler, appointed by the above
21 entitled court, Commissioners to ascertain
22 and determine the compensation to be paid
23 by the said Hastings and Dakota Rail-
24 way Company to the respective claimants
25 for lands or interests in lands to be taken
26 for the use and track of said railroad
27 company, and having duly met and
28 organized and organized as required by
29 law, do on the 8th day of June A.D. 1880
30 do hereby make report as follows to wit
31 That on the said 8th day of June A.D. 1880
32 and on the 9th, 10th, 11th 12th 14th 15th 16th and 17th

1
2 days of the month and year aforesaid
3 proceeded to examine the lands on the line
4 of the branch of the railroad of said
5 company located and established by said
6 Hastings and Dakota Railway company
7 from a point on its main line in the
8 town of Dabbs in the county of Curran
9 aforesaid in said state of Minnesota and
10 running from said point in a north-
11 westerly direction through the counties
12 of Curran Hennepin Ramsey and
13 Washington to Stillwater in said Wash-
14 ington county, and the lands required
15 to be taken by said railway company
16 for the use and track of its said branch
17 line of railway in said Curran county
18 and to hear the proofs and allegations
19 of the parties interested in such lands
20 and the taking of the same for the purposes
21 aforesaid; and having duly considered
22 the same, we do find and report as
23 follows, and award damages and
24 compensation as below stated to wit.

25
26 To the South East Quarter of the South East
27 quarter of section twelve in Township one
28 hundred and sixteen Range twenty three
29 the sum of seven hundred and seventy one
30 dollars is awarded as damages to William
31 Bongard as owner thereof, for land necessary and re-
32 quired to be taken for the use and track of said railway
company

1
2 To The North East quarter of the North East
3 quarter of the North West quarter of section thirteen in
4 Township one hundred and sixteen Range twenty three the
5 sum of Three hundred and twenty eight dollars is awarded
6 as damages to John Peter Roebach as owner thereof for land
7 necessary and required to be taken for the use and track of
8 said Railway Company.

9
10
11 To The North West quarter of the North East quarter (except acres)
12 of section thirteen in Township one hundred and sixteen
13 Range twenty three the sum of Two hundred and sixty two
14 dollars is awarded as damages to Henry Faubus as owner
15 thereof, for land necessary and required to be taken for
16 the use and track of said Railway Company.

17
18
19 To The North East quarter of the North West quarter (except
20 ten acres in the North East corner) of section thirteen in Township
21 one hundred and sixteen Range twenty three the sum
22 of Three hundred and eighteen dollars is awarded to
23 Nicholas Roebach as owner thereof for land necessary
24 and required to be taken for the use and track of said
25 Railway Company.

26
27
28 To The North West quarter of the North West quarter of section
29 thirteen in Township one hundred and sixteen Range
30 twenty three the sum of Five hundred and ninety eight
31 dollars is awarded to Peter Roosen as owner thereof for
32 land necessary and required to be taken for the use and

1 track of said Railway Company.

2

3

4 X To the North East quarter of the North East quarter of Section
5 Fourteen in Township one hundred and sixteen Range
6 Twenty three the sum of Five hundred and thirteen
7 dollars is awarded as damages to Frank Fitch and Francis
8 Fitch as owners thereof, subject however to any rights that
9 Lincolner and Fitch and Joseph Schneider may have as
10 incumbrancers, for land necessary and required to be taken
11 for the use and track of said Railway Company.

12

13

14 X To the North West quarter of the North East quarter of Section
15 Fourteen in Township one hundred and sixteen Range
16 Twenty three the sum of Five hundred
17 dollars is awarded as damages to John Geiser as owner
18 thereof, subject however to any rights that Horace W. Gilman
19 may have as incumbrancer, for land necessary and required
20 to be taken for the use and track of said Railway Company.

21

22

23 X To the North West quarter, except the South half of the South
24 West quarter of the North West quarter, of Section Fourteen
25 in Township one hundred and sixteen Range Twenty
26 three the sum of one thousand and fifty seven
27 dollars is awarded as damages to Frederick Kelm as
28 owner thereof for land necessary and required to be
29 taken for the use and track of said Railway Company

30

31

32

9. The South East quarter of the North East quarter of Section Fifteen in Township one hundred and sixteen Range twenty three the sum of Two hundred and eighty six dollars is awarded as damages to Louis Summers as owner thereof for land necessary and required to be taken for the use and track of said Railway Company.

10. The North half of the South East quarter of Section Fifteen in Township one hundred and sixteen Range twenty three the sum of Four hundred and forty seven dollars is awarded as damages to Martin Rocco as owner thereof for land necessary and required to be taken for the use and track of said Railway Company.

11. The South West quarter of the South East quarter of Section Fifteen in Township one hundred and sixteen Range twenty three the sum of Two hundred and one dollars is awarded as damages to Peter Rocco as owner thereof, subject however to any rights that Fred Molman and Gustave Molman may have as incumbrancers, for land necessary and required to be taken for the use and track of said Railway Company.

12. The South East quarter of the South West quarter of Section Fifteen in Township one hundred and sixteen Range twenty three the sum of Three hundred and thirty eight dollars is awarded as damages to Henry Aspfors as owner thereof, subject however to any rights that Carolina Aspfors

1 may have as encumbrances, for land necessary and required
2 to be taken for the use and track of said Railway Company.

13/1
+
4 To the North East quarter of the North West quarter and
5 the East half of the North West quarter of the North West
6 quarter of Section twenty two in Township one hundred
7 and sixteen Range twenty three the sum of
8 Four hundred and seventy one dollars is awarded as
9 damages to John Simons as owner thereof for land
10 necessary and required to be taken for the use and
11 track of said Railway Company.
12

14
15 ~~To the West half of the North West quarter of the North West~~
16 ~~quarter of Section twenty two and the North East quarter~~
17 ~~of the North East quarter of Section twenty one all in~~
18 ~~Township one hundred and sixteen Range twenty three~~
19 ~~the sum of Two hundred and sixty three dollars is awarded~~
20 ~~as damages to Eli Stone as owner thereof, subject however~~
21 ~~to any rights that Lucien Warner may have as encumbrance,~~
22 ~~for land necessary and required to be taken for the use~~
23 ~~and track of said Railway Company.~~
24
25

15
26 To Lot one in Section Twenty one in Township one hundred
27 and sixteen Range twenty three the sum of
28 Two hundred and thirty one dollars is awarded as damages
29 to W. N. Fuller as owner thereof for land necessary and
30 required to be taken for the use and track of said Railway
31 Company.
32

1
2 ^{11/} To Lots two and three in Section Twenty one in Township
3 one hundred and sixteen Range Twenty three the sum
4 of Ninety ————— dollars is awarded as
5 damages to George M. Powers as owner thereof for land
6 necessary and required to be taken for the use and track
7 of said Railway Company.

8
9
10 ^{11/} To the North half of the South West quarter of Section Twenty-
11 one in Township one hundred and sixteen Range twenty
12 three the sum of Six hundred — — — — — dollars
13 is awarded as damages to Leonhard Kochman as owner
14 thereof, subject however to any rights that Clarence S. Syle
15 may have as incumbrancer for land necessary and
16 required to be taken for the use and track of said
17 Railway Company.

18
19
20 ^{11/} To the South East quarter of the South East quarter of Section
21 twenty in Township one hundred and sixteen Range Twenty
22 three the sum of Six hundred and ninety five
23 dollars is awarded as damages to Gertrude Montgomerie
24 as owner thereof, subject to any rights that Anton Simon
25 may have as incumbrancer, for land necessary and
26 required to be taken for the use and track of said
27 Railway Company.

28
29
30 ^{11/} To the North half of the North East quarter of Section
31 Twenty nine in Township one hundred and sixteen Range
32 Twenty three the sum of Three hundred and twenty four

19
1 dollars is awarded to John Hendrick Schoonmaker as owner
2 thereof, subject however to any rights that Carlisle Pierce
3 may have as encumbrancer, for land necessary and
4 required to be taken for the use and track of said Railway
5 Company.

20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115
116
117
118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240
241
242
243
244
245
246
247
248
249
250
251
252
253
254
255
256
257
258
259
260
261
262
263
264
265
266
267
268
269
270
271
272
273
274
275
276
277
278
279
280
281
282
283
284
285
286
287
288
289
290
291
292
293
294
295
296
297
298
299
300
301
302
303
304
305
306
307
308
309
310
311
312
313
314
315
316
317
318
319
320
321
322
323
324
325
326
327
328
329
330
331
332
333
334
335
336
337
338
339
340
341
342
343
344
345
346
347
348
349
350
351
352
353
354
355
356
357
358
359
360
361
362
363
364
365
366
367
368
369
370
371
372
373
374
375
376
377
378
379
380
381
382
383
384
385
386
387
388
389
390
391
392
393
394
395
396
397
398
399
400
401
402
403
404
405
406
407
408
409
410
411
412
413
414
415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430
431
432
433
434
435
436
437
438
439
440
441
442
443
444
445
446
447
448
449
450
451
452
453
454
455
456
457
458
459
460
461
462
463
464
465
466
467
468
469
470
471
472
473
474
475
476
477
478
479
480
481
482
483
484
485
486
487
488
489
490
491
492
493
494
495
496
497
498
499
500
501
502
503
504
505
506
507
508
509
510
511
512
513
514
515
516
517
518
519
520
521
522
523
524
525
526
527
528
529
530
531
532
533
534
535
536
537
538
539
540
541
542
543
544
545
546
547
548
549
550
551
552
553
554
555
556
557
558
559
560
561
562
563
564
565
566
567
568
569
570
571
572
573
574
575
576
577
578
579
580
581
582
583
584
585
586
587
588
589
590
591
592
593
594
595
596
597
598
599
600
601
602
603
604
605
606
607
608
609
610
611
612
613
614
615
616
617
618
619
620
621
622
623
624
625
626
627
628
629
630
631
632
633
634
635
636
637
638
639
640
641
642
643
644
645
646
647
648
649
650
651
652
653
654
655
656
657
658
659
660
661
662
663
664
665
666
667
668
669
670
671
672
673
674
675
676
677
678
679
680
681
682
683
684
685
686
687
688
689
690
691
692
693
694
695
696
697
698
699
700
701
702
703
704
705
706
707
708
709
710
711
712
713
714
715
716
717
718
719
720
721
722
723
724
725
726
727
728
729
730
731
732
733
734
735
736
737
738
739
740
741
742
743
744
745
746
747
748
749
750
751
752
753
754
755
756
757
758
759
760
761
762
763
764
765
766
767
768
769
770
771
772
773
774
775
776
777
778
779
780
781
782
783
784
785
786
787
788
789
790
791
792
793
794
795
796
797
798
799
800
801
802
803
804
805
806
807
808
809
810
811
812
813
814
815
816
817
818
819
820
821
822
823
824
825
826
827
828
829
830
831
832
833
834
835
836
837
838
839
840
841
842
843
844
845
846
847
848
849
850
851
852
853
854
855
856
857
858
859
860
861
862
863
864
865
866
867
868
869
870
871
872
873
874
875
876
877
878
879
880
881
882
883
884
885
886
887
888
889
890
891
892
893
894
895
896
897
898
899
900
901
902
903
904
905
906
907
908
909
910
911
912
913
914
915
916
917
918
919
920
921
922
923
924
925
926
927
928
929
930
931
932
933
934
935
936
937
938
939
940
941
942
943
944
945
946
947
948
949
950
951
952
953
954
955
956
957
958
959
960
961
962
963
964
965
966
967
968
969
970
971
972
973
974
975
976
977
978
979
980
981
982
983
984
985
986
987
988
989
990
991
992
993
994
995
996
997
998
999
1000
1001
1002
1003
1004
1005
1006
1007
1008
1009
1010
1011
1012
1013
1014
1015
1016
1017
1018
1019
1020
1021
1022
1023
1024
1025
1026
1027
1028
1029
1030
1031
1032
1033
1034
1035
1036
1037
1038
1039
1040
1041
1042
1043
1044
1045
1046
1047
1048
1049
1050
1051
1052
1053
1054
1055
1056
1057
1058
1059
1060
1061
1062
1063
1064
1065
1066
1067
1068
1069
1070
1071
1072
1073
1074
1075
1076
1077
1078
1079
1080
1081
1082
1083
1084
1085
1086
1087
1088
1089
1090
1091
1092
1093
1094
1095
1096
1097
1098
1099
1100
1101
1102
1103
1104
1105
1106
1107
1108
1109
1110
1111
1112
1113
1114
1115
1116
1117
1118
1119
1120
1121
1122
1123
1124
1125
1126
1127
1128
1129
1130
1131
1132
1133
1134
1135
1136
1137
1138
1139
1140
1141
1142
1143
1144
1145
1146
1147
1148
1149
1150
1151
1152
1153
1154
1155
1156
1157
1158
1159
1160
1161
1162
1163
1164
1165
1166
1167
1168
1169
1170
1171
1172
1173
1174
1175
1176
1177
1178
1179
1180
1181
1182
1183
1184
1185
1186
1187
1188
1189
1190
1191
1192
1193
1194
1195
1196
1197
1198
1199
1200
1201
1202
1203
1204
1205
1206
1207
1208
1209
1210
1211
1212
1213
1214
1215
1216
1217
1218
1219
1220
1221
1222
1223
1224
1225
1226
1227
1228
1229
1230
1231
1232
1233
1234
1235
1236
1237
1238
1239
1240
1241
1242
1243
1244
1245
1246
1247
1248
1249
1250
1251
1252
1253
1254
1255
1256
1257
1258
1259
1260
1261
1262
1263
1264
1265
1266
1267
1268
1269
1270
1271
1272
1273
1274
1275
1276
1277
1278
1279
1280
1281
1282
1283
1284
1285
1286
1287
1288
1289
1290
1291
1292
1293
1294
1295
1296
1297
1298
1299
1300
1301
1302
1303
1304
1305
1306
1307
1308
1309
1310
1311
1312
1313
1314
1315
1316
1317
1318
1319
1320
1321
1322
1323
1324
1325
1326
1327
1328
1329
1330
1331
1332
1333
1334
1335
1336
1337
1338
1339
1340
1341
1342
1343
1344
1345
1346
1347
1348
1349
1350
1351
1352
1353
1354
1355
1356
1357
1358
1359
1360
1361
1362
1363
1364
1365
1366
1367
1368
1369
1370
1371
1372
1373
1374
1375
1376
1377
1378
1379
1380
1381
1382
1383
1384
1385
1386
1387
1388
1389
1390
1391
1392
1393
1394
1395
1396
1397
1398
1399
1400
1401
1402
1403
1404
1405
1406
1407
1408
1409
1410
1411
1412
1413
1414
1415
1416
1417
1418
1419
1420
1421
1422
1423
1424
1425
1426
1427
1428
1429
1430
1431
1432
1433
1434
1435
1436
1437
1438
1439
1440
1441
1442
1443
1444
1445
1446
1447
1448
1449
1450
1451
1452
1453
1454
1455
1456
1457
1458
1459
1460
1461
1462
1463
1464
1465
1466
1467
1468
1469
1470
1471
1472
1473
1474
1475
1476
1477
1478
1479
1480
1481
1482
1483
1484
1485
1486
1487
1488
1489
1490
1491
1492
1493
1494
1495
1496
1497
1498
1499
1500
1501
1502
1503
1504
1505
1506
1507
1508
1509
1510
1511
1512
1513
1514
1515
1516
1517
1518
1519
1520
1521
1522
1523
1524
1525
1526
1527
1528
1529
1530
1531
1532
1533
1534
1535
1536
1537
1538
1539
1540
1541
1542
1543
1544
1545
1546
1547
1548
1549
1550
1551
1552
1553
1554
1555
1556
1557
1558
1559
1560
1561
1562
1563
1564
1565
1566
1567
1568
1569
1570
1571
1572
1573
1574
1575
1576
1577
1578
1579
1580
1581
1582
1583
1584
1585
1586
1587
1588
1589
1590
1591
1592
1593
1594
1595
1596
1597
1598
1599
1600
1601
1602
1603
1604
1605
1606
1607
1608
1609
1610
1611
1612
1613
1614
1615
1616
1617
1618
1619
1620
1621
1622
1623
1624
1625
1626
1627
1628
1629
1630
1631
1632
1633
1634
1635
1636
1637
1638
1639
1640
1641
1642
1643
1644
1645
1646
1647
1648
1649
1650
1651
1652
1653
1654
1655
1656
1657
1658
1659
1660
1661
1662
1663
1664
1665
1666
1667
1668
1669
1670
1671
1672
1673
1674
1675
1676
1677
1678
1679
1680
1681
1682
1683
1684
1685
1686
1687
1688
1689
1690
1691
1692
1693
1694
1695
1696
1697
1698
1699
1700
1701
1702
1703
1704
1705
1706
1707
1708
1709
1710
1711
1712
1713
1714
1715
1716
1717
1718
1719
1720
1721
1722
1723
1724
1725
1726
1727
1728
1729
1730
1731
1732
1733
1734
1735
1736
1737
1738
1739
1740
1741
1742
1743
1744
1745
1746
1747
1748
1749
1750
1751
1752
1753
1754
1755
1756
1757
1758
1759
1760
1761
1762
1763
1764
1765
1766
1767
1768
1769
1770
1771
1772
1773
1774
1775
1776
1777
1778
1779
1780
1781
1782
1783
1784
1785
1786
1787
1788
1789
1790
1791
1792
1793
1794
1795
1796
1797
1798
1799
1800
1801
1802
1803
1804
1805
1806
1807
1808
1809
1810
1811
1812
1813
1814
1815
1816
1817
1818
1819
1820
1821
1822
1823
1824
1825
1826
1827
1828
1829
1830
1831
1832
1833
1834
1835
1836
1837
1838
1839
1840
1841
1842
1843
1844
1845
1846
1847
1848
1849
1850
1851
1852
1853
1854
1855
1856
1857
1858
1859
1860
1861
1862
1863
1864
1865
1866
1867
1868
1869
1870
1871
1872
1873
1874
1875
1876
1877
1878
1879
1880
1881
1882
1883
1884
1885
1886
1887
1888
1889
1890
1891
1892
1893
1894
1895
1896
1897
1898
1899
1900
1901
1902
1903
1904
1905
1906
1907
1908
1909
1910
1911
1912
1913
1914
1915
1916
1917
1918
1919
1920
1921
1922
1923
1924
1925
1926
1927
1928
1929
1930
1931
1932
1933
1934
1935
1936
1937
1938
1939
1940
1941
1942
1943
1944
1945
1946
1947
1948
1949
1950
1951
1952
1953
1954
1955
1956
1957
1958
1959
1960
1961
1962
1963
1964
1965
1966
1967
1968
1969
1970
1971
1972
1973
1974
1975
1976
1977
1978
1979
1980
1981
1982
1983
1984
1985
1986
1987
1988
1989
1990
1991
1992
1993
1994
1995
1996
1997
1998
1999
2000
2001
2002
2003
2004
2005
2006
2007
2008
2009
2010
2011
2012
2013
2014
2015
2016
2017
2018
2019
2020
2021
2022
2023
2024
2025
2026
2027
2028
2029
2030
2031
2032
2033
2034
2035
2036
2037
2038
2039
2040
2041
2042
2043
2044
2045
2046
2047
2048
2049
2050
2051
2052
2053
2054
2055
2056
2057
2058
2059
2060
2061
2062
2063
2064
2065
2066
2067
2068
2069
2070
2071
2072
2073
2074
2075
2076
2077
2078
2079
2080
2081
2082
2083
2084
2085
2086
2087
2088
2089
2090
2091
2092
2093
2094
2095
2096
2097
2098
2099
2100
2101
2102
2103
2104
2105
2106
2107
2108
2109
2110
2111
2112
2113
2114
2115
2116
2117
2118
2119
2120
2121
2122
2123
2124
2125
2126
2127
2128
2129
2130
2131
2132
2133
2134
2135
2136
2137
2138
2139
2140
2141
2142
2143
2144
2145
2146
2147
2148
2149
2150
2151
2152
2153
2154
2155
2156
2157
2158
2159
2160
2161
2162
2163
2164
2165
2166
2167
2168
2169
2170
2171
2172
2173
2174
2175
2176
2177
2178
2179
2180
2181
2182
2183
2184
2185
2186
2187
2188
2189
2190
2191
2192
2193
2194
2195
2196
2197
2198
2199
2200
2201
2202
2203
2204
2205
2206
2207
2208
2209
2210
2211
2212
2213
2214
2215
2216
2217
2218
2219
2220
2221
2222
2223
2224
2225
2226
2227
2228
2229
2230
2231
2232
2233
2234
2235
2236
2237
2238
2239

1
2 To the South East quarter of the North East quarter of Section
3 Thirty in Township one hundred and sixteen Range twenty three
4 the sum of, Fifteen ————— Dollars is awarded
5 as damages to Joseph Millman as owner thereof, subject
6 however to any rights that Linenfelder and Taber and Grace
7 may have as incumbrancers, for land necessary
8 and required to be taken for the use and track of said Railway
9 Company.

10
11
12 To the North West quarter of the South East quarter of Section Thirty
13 in Township one hundred and sixteen Range twenty three the
14 sum of Three hundred and twenty three Dollars is awarded as
15 damages to Albert Littel as owner thereof for land necessary and
16 required to be taken for the use and track of said Railway Company.

17
18
19 To the North East quarter of the South West quarter and the
20 South half of the South West quarter of Section Thirty in
21 Township one hundred and sixteen Range Twenty three
22 the sum of one thousand and Seventy six Dollars is
23 awarded as damages to F. Linenfelder and George Taber
24 as owners thereof. Subject however to any rights that John
25 George Littel may have as incumbrancers, for land
26 necessary and required to be taken for the use and
27 track of said Railway Company.

28
29
30 To the South East quarter of the South East quarter of Section
31 Twenty five in Township one hundred and sixteen Range
32 Twenty four the sum of Seventy six —————

88 X 1 Dollars is awarded as damages to Wendelin Gorman as
2 owner thereof for land necessary and required to be taken
3 for the use and track of said Railway Company.

4 X

5
6 X To the North East quarter of the North East quarter
7 and the North West quarter of the North East quarter of
8 Section thirty six in Township one hundred and sixteen
9 Range Twenty four the sum of Eleven hundred and seventeen
10 dollars is awarded as damages to Joseph Lee as owner
11 thereof for land necessary and required to be taken
12 for the use and track of said Railway Company.

13
14
15 X To the South West quarter of the North East quarter of Section
16 thirty six in Township one hundred and sixteen
17 Range Twenty four the sum of Eighty one ———
18 ——— dollars is awarded as damages to
19 Joseph Schindler Jr. as owner thereof, subject however
20 to any rights that Jason Dawson and Lucien Warner
21 may have as incumbrancers, for land necessary and
22 required to be taken for the use and track of said
23 Railway Company.

24
25
26 X To the South half of the North West quarter of Section
27 thirty six in Township one hundred and sixteen Range
28 Twenty four the sum of Twelve hundred ———
29 dollars is awarded as damages to Louis Wolff as owner
30 thereof, subject however to any rights that Peter Warner
31 may have as incumbrancers, for land necessary and
32 required to be taken for the use and track of said

1 Railway Company.

2
3
4 To the West half of the South East quarter of the North East
5 quarter of Section Thirty five in Township one hundred
6 and sixteen Range Twenty four the sum of Forty six
7 _____ dollars is awarded as damages
X 8 to George Miner as owner thereof for land necessary and
9 required to be taken for the use and track of said Railway
10 Company.

11
12
13 To the North East quarter of the South East quarter of Section
14 Thirty five in Township one hundred and sixteen Range
15 Twenty four the sum of one hundred and eleven
X 16 dollars is awarded as damages to Andrew Manuel as
17 owner thereof, subject however to any rights that
18 Lucanna Gager may have as incumbrancer, for land
19 necessary and required to be taken for the use and track
20 of said Railway Company.

21
22
23 To the North West quarter of the South East quarter of Section thirty five in
24 Township one hundred and sixteen Range Twenty four the sum of
25 Four hundred and eighty seven dollars is awarded as damages to
26 Ferdinand Brandenburg as owner thereof for land necessary
27 and required to be taken for the use and track of said Railway
28 Company.

29
30
31 To the North East quarter of the South West quarter of Section
32 Thirty five in Township one hundred and sixteen Range Twenty four

1 the sum of Two hundred and sixty
2 dollars is awarded as damages to Susanna Janger for
3 land necessary and required to be taken for the use
4 and track of said Railway Company.

5
6
7 To the North West quarter of the South West quarter of section
8 thirty five in Township one hundred and sixteen Range Twenty four
9 the sum of Two hundred and five dollars is
10 awarded as damages to Mathias Kuntz as owner thereof
11 subject however to any rights that Peter Braun may have
12 as encumbrancer for land necessary and required to be
13 taken for the use and track of said Railway Company.

14
15
16 To the West half of the South West quarter of the South West quarter
17 of section thirty five in Township one hundred and sixteen Range
18 twenty four the sum of One hundred and thirty one
19 dollars is awarded as damages to Simon Kaufman as owner
20 thereof for land necessary and required to be taken for the
21 use and track of said Railway Company.

22
23
24 To the South East quarter of the South East quarter of
25 section thirty four in Township one hundred and sixteen Range
26 Twenty four the sum of Four hundred and sixty two
27 dollars is awarded as damages to Ernst Poppitz as owner
28 thereof for land necessary and required to be taken for
29 the use and track of said Railway Company.

30
31
32

37
1 To the North East quarter of Section three in Township one
2 hundred and fifteen Range Twenty four the sum of
3 Four hundred
4 dollars is awarded as
5 damages to Lorenz Eichmiller as owner for land necessary
6 and required to be taken for the use and track of said Railway
7 Company.

38
8
9
10 To the East half of the North West quarter of Section three in
11 Township one hundred and fifteen Range Twenty four the
12 sum of seven hundred and seventy one dollars is awarded
13 as damages to Julius W. Wolff as owner thereof for land necessary
14 and required to be taken for the use and track of said Railway Company

39
15
16
17 ~~To the South West quarter of Section three in Township one hundred and~~
18 ~~fifteen Range Twenty four the sum of nine hundred~~
19 ~~and sixty two dollars is awarded as damages to~~
20 ~~Nicholas Liden as owner thereof, subject however to any~~
21 ~~rights that Linenfeiler and Faber and Vincenz Gies may have~~
22 ~~as incumbrancers, for land necessary and required to be~~
23 ~~taken for the use and track of said Railway Company.~~

40
24
25
26 To the South East quarter of the South East quarter of Section Four
27 in Township one hundred and fifteen Range twenty four the sum
28 of one hundred and twenty dollars is awarded as
29 damages to Carl Aue Sr. as owner thereof, subject to any rights
30 that Carl Aue Jr. may have as incumbrancer, for land necessary
31 and required to be taken for the use and track of said
32 Railway Company.

1
2 ~~To~~ The South West quarter of the North East quarter of Section nine
3 in Township one hundred and fifteen Range twenty four
4 the sum of one hundred and twenty dollars is
5 awarded as damages to Diedrich Lensen as owner thereof
6 for land necessary and required to be taken for the use
7 and track of said Railway Company.

8
9
10 ~~To~~ The South East quarter of the North West quarter and the
11 North East quarter of the South West quarter (except seven
12 rods on the West side) of Section nine in Township one
13 hundred and fifteen Range Twenty four the sum of
14 Two hundred and eighty five dollars is awarded as
15 damages to Heinrich Lensen as owner thereof for land
16 necessary and required to be taken for the use and
17 track of said Railway Company.

18
19
20 ~~To~~ The North West quarter of the South West quarter and seven
21 rods on the West side of the North East quarter of the South
22 West quarter of Section nine in Township one hundred and
23 fifteen Range Twenty four the sum of Four hundred
24 and eighty - dollars is awarded as damages
25 to Fritz Trant as owner thereof subject however to any
26 rights that J. L. Mann and F. L. Day may have as encumbrances
27 for land necessary and required to be taken for the
28 use and track of said Railway Company

29
30
31 ~~To~~ The North East quarter of the South East quarter and the
32 South half of the South East quarter and the South East

46
1 quarter of the South West quarter of Section eight in
2 township one hundred and fifteen Range twenty four
3 the sum of twelve hundred and sixty three - dollars is
4 awarded as damages to John Pflieger as owner thereof,
5 subject to any rights that Cameron County may have as
6 incumbrancer, for land necessary and required to be
7 taken for the use and track of said Railway Company.

8
9
10 & the West half of the South East quarter of Section twenty
11 in Township one hundred and sixteen of Range twenty three
12 the sum of Twenty five - - - - - dollars is awarded
13 as damages to Johan Abraham as owner thereof for land
14 necessary and required to be taken for the use and
15 track of said Railway Company.

16
17
18 All of which is respectfully submitted on
19 this 17th day of June A.D. 1880

20 A. W. Tiffany
21 Henry Gerdson
22 Frank Wieseler
23
24
25
26
27
28
29
30
31
32

State of Minnesota
County of Carver
District Court

In the matter of
the condemnation
of lands for the
Hastings & Dakota
Ry Co & c

Report of Commissioners

Filed, June 24th A.D. 1884,
Otho Engstrom
Clerk.

253

State of Minnesota
County of Carver ss District Court
Eighth Judicial District

In the matter of the petition
and application of the Hastings
and Dakota Railway Company
for the appointment of three compe-
-tent disinterested persons as com-
-missioners to ascertain and determine
the compensation to be made by said
Company to the owners of lands respect-
-ively and to all tenants, incumbrancers
and others interested therein for the
taking or injuriously affecting the
same by reason of the laying out
constructing operating and maintain-
-ing the said road of said Company
under the petition filed in said Court
on the 24th day of May A.D. 1880

State of Minnesota
County of Hennepin ss J. B. Gilliam being
duly sworn says he is one of the attorneys of
and for the Hastings and Dakota Railway
Company the petitioner named in the above
entitled matter; that the petition in said mat-
-ter was filed in said Court on the 24th day
of May 1880 and thereafter such proceedings
were had in said matter that A. W. Tiffany,

Henry Gerdson and Frank Missler were
by the above named Court duly appointed
Commissioners in said matter to ascertain
determine and report to the said Court the
compensation and damages to be paid by
said petitioner to the owners of lands respect-
-ively and to all tenants incumbrancers and
others interested therein for the taking or in-
-juringly affecting the said lands by reason
of the location construction maintaining
and operating the said road of said petition
upon the line described in said petition
and over and across the lands therein de-
-scribed; that said Commissioners on or
about the 8th day of June 1880 duly
qualified and entered upon their du-
-ties as such and thereafter and on or
about the 17th day of June AD 1880 duly
made and rendered their award and report
^{in writing} of their doings in the premises and of the
damages and compensation to be paid
by said Company to such owners in-
-cumbrancers and other persons respect-
-ively —

That in and by said award and report
the said Commissioners did find award and
report to William Bougard as owner the sum
of Seven Hundred and Seventy one dollars

as damages and compensation to and
against the South East quarter of
the South East quarter of Section Twelve
in Township One Hundred & Sixteen of
Range Twenty Nine

To John Peter Rossbach as owner thereof,
as damages and compensation to and
against the North East quarter of the
North West quarter of Section Thirteen
in said Township and Range the sum
of Three Hundred and Twenty Eight
Dollars -

\$338-

To Henry Pauly as owner thereof, as damages
and compensation to and against the North
West quarter of the North East quarter (except
five acres) of Section Thirteen in said Township
and Range the sum of Two Hundred and
Sixty Two Dollars

\$262

To Nicholas Rossbach as owner thereof, as
damages and compensation to and against
the North East quarter of the North West
quarter (except ten acres in the North East
corner) of Section Thirteen in said Township
and Range the sum of Three Hundred and
Eighteen Dollars

\$318-

To Peter Rosser as owner thereof, as damages and
compensation to and against the North
West quarter of the North West quarter of
Section Thirteen in said Township and

\$598.

Range the sum of Five Hundred and Ninety Eight Dollars

To Frank Picha and Franciska Picha as owners and to Luningfeler and Faber and Joseph Schueller as incumbrancers, as compensation and damages to and against the North East quarter of the North East ~~4~~ quarter of Section Fourteen in said Township and Range the sum of Five Hundred and Thirteen Dollars; —

\$513.

To John Grier as owner and Horace W. Gilman as incumbrancer, as damages and compensation to and against the North West quarter of the North East quarter of Section Fourteen in said Township and Range, the sum of Five Hundred Dollars; —

\$500.

To Fredrick Kulow as owner, as damages and compensation to and against the North West quarter except the South Half of the South West quarter of the North West quarter of Section Fourteen in said Township and Range the sum of One Thousand and Fifty Seven Dollars; —

\$1057.

To Louis Summers as owner thereof, as damages to and against the South East quarter of the North East quarter of Section Fifteen the sum of Two Hundred and Eighty Six Dollars; —

\$286-

\$447-

To Martin Rosser as owner thereof, as damages and compensation to and against the North Half of the South East quarter of Section Fifteen in said Township and Range the sum of Four Hundred and Forty Seven Dollars; —

\$201-

To Peter Rosser as owner thereof, and to Fred Moluan and Gustav Moluan as incumbrancers as damages and compensation to and against the South West quarter of the South East quarter of Section Fifteen in said Township and Range, the sum of Two Hundred and one Dollars; —

\$338-

To Henry Asplund as owner thereof and to Carolina Langdon as ~~incumbrancer~~ ^{incumbrancer}, as damages and compensation to and against the South East quarter of the South West quarter of Section Fifteen in said Township and Range the sum of Three Hundred and Thirty Eight Dollars; —

\$471-

To John Emmons as owner thereof, as damages and compensation to and against the North East quarter of the North West quarter and the East Half of the North West quarter of the North West quarter of Section Twenty Two in said Township and Range, the sum of Four Hundred and Seventy one Dollars; —

263
\$263-

To Eli Stone as owner thereof, and Lemuel Warner as incumbrancer, as damages and compensation to and against the West Half of the North West quarter of the North West quarter of Section Twenty Two in said Township and Range the sum of Two Hundred and Sixty Three Dollars;—

\$231-

To W. W. Fuller as owner thereof, as damages and compensation to and against Lot One in Section Thirty ^{Twenty} One in said Township and Range, the sum of Two Hundred and Thirty One Dollars;—

\$90-

To George M. Powers as owner thereof, as damages and compensation to and against Lots Two and Three in Section Twenty One in said Township and Range, the sum of Ninety Dollars;—

\$600-

To Leonhard Korkum as owner and to Clarissa S. Sykes as incumbrancer, as damages ^{and compensation} to and against the North Half of the South West quarter of Section Twenty One in said Township and Range the sum of Six Hundred Dollars;—

\$695-

To Gertrude Muntgens as owner and to Anton Simmons as incumbrancer as damages and compensation to and against the South East quarter of the South East quarter of Section Twenty in said Township and Range the sum of Six Hundred and Ninety Five Dollars;—

- To John Hendrick Schoolmaster as owner and to Carlisle Pierce as incumbrancer, as damages and compensation to and against the North Half of the North East quarter of Section Twenty Nine in said Township and Range the sum of Three
- \$324- Hundred and Twenty Four Dollars; —
- To E. W. Pierce as owner, as damages and compensation to and against the South West quarter of the North East quarter of Section Twenty Nine in said Township and Range the sum of Twenty One Dollars; —
- \$21- To C. Linnefelter and George Faber as owners, as damages and compensation to and against the South East quarter of the North West quarter of Section Twenty Nine (29) in said Township and Range, the sum of Five Hundred and
- \$561- Sixty one Dollars; —
- To Michael Kessler as owner, as damages and compensation to and against the South West quarter of the North West quarter of Section Twenty Nine and the North East quarter of the South East quarter of Section Thirty in said Township and Range, the sum of Twelve
- \$1231- Hundred and Thirty one Dollars; —
- To Joseph Willman as owner and to Linnefelter and Faber and Vincens Giles as incumbrancers, as damages and compensation to and against the South East quarter of the North East quarter of Section Thirty in said Township and Range the sum of
- \$16- Sixteen dollars; —

\$323- To Albert Eitel as owner, as damages and compensation to and against the North West quarter of the South East quarter of Section Thirty in said Township and Range, the sum of Three Hundred and Twenty Three Dollars;—

\$1076 To H Lmiefelser and George Haber as owners and George Eitel as incumbrancer, as damages and compensation to and against the North East quarter of the South West quarter and the South Half of the South West quarter of Section Thirty in said Township and Range the sum of One Thousand and Seventy Six Dollars;—

\$76- To Wendelin Grimm as owner, as compensation and damages to and against the South East quarter of the South East quarter of section Forty five in Township one hundred and Sixteen of Range Twenty Four the sum of Seventy Six Dollars;—

\$1112 To Joseph Ess as owner, as damages and compensation to and against the North East quarter of the North East quarter and the North West quarter of the North East quarter of Section Thirty Six in said last named Township and Range, the sum of Eleven Hundred and Seventeen Dollars;—

To Joseph Schuidler Jr, as owner and to

\$ 86 Jason Denver and Lucien Warner as incumbrancers as damages and compensation to and against the South West quarter of the North East quarter of Section Thirty Six in said last named Township and Range the sum of Eighty One Dollars;—

\$1200- To Louis Wolff as owner and to Peter Writter as incumbrancer, as damages and compensation to and against the South Half of the North West quarter of Section Thirty Six in said Township and Range the sum of Twelve Hundred Dollars;—

\$46- To George Ulmer as owner, as damages and compensation to and against the East Half of the South East quarter of the North East quarter of Section Thirty Five in said Township and Range, the sum of Forty Six Dollars;—

\$111- To Andrew Manuel as owner, and Susanna Ganger as incumbrancer ~~may be~~ as damages and compensation to and against the North East quarter of the South East quarter of Section Thirty Five in said Township and Range, the sum of One Hundred and Eleven Dollars;—

To Ferdinand Brandenburg as owner, as damages and compensation to and against the North West quarter of the South East quarter of Section Thirty Five in said Township

- and Range, the sum of Four Hundred and Eighty Seven Dollars; —
- \$487- To Susanna Gauger as owner, as damages and compensation to and against the North East quarter of the South West quarter of Section Thirty Five in said Township and Range, the sum of Two Hundred and Sixty Dollars; —
- \$260- To Matthias Kuntz as owner and to Peter Braun as vicumbrancer, as damages and compensation to and against the North West quarter of the South West quarter of Section Thirty Five in said Township and Range the sum of Two Hundred and Five Dollars; —
- \$205- To Simon Kaufman as owner, as damages and compensation to and against the West Half of the South West quarter of the South West quarter of Section Thirty Five in said Township and Range, the sum of One Hundred and Thirty one Dollars; —
- \$131- To Ernst Poppitz as owner, as damages and compensation to the South East quarter of the South East quarter of Section Thirty Four in said Township and Range the sum of Four Hundred and Sixty Two Dollars; —
- \$462-

\$400-

To Lorenz Eichmiller as owner, as damages and compensation to and against the North East quarter of Section Three in Township One Hundred and Fifteen of Range Twenty Four, the sum of Four Hundred Dollars;—

\$771-

To Julius W. Wolff as owner, as damages and compensation to and against, the East Half of the North West Quarter of Section Three (3) in said last named Township, the sum of Seven Hundred and Seventy one Dollars;—

\$120-

To Carl Aug Senior as owner and Carl Aug Jr as incumbrancer, as damages and compensation to and against the South East quarter of the South East quarter of Section Four (4) in said last named Township and Range, the sum of one Hundred and Twenty Dollars;—

\$120

To Diedrich Lauren as owner, as damages and compensation to and against, the South West quarter of the North East quarter of Section Nine in said last named Township and Range, the sum of one Hundred and Twenty Dollars;—

To Heinrich Lauren as owner, as damages and compensation to and against the South East quarter of the North West Quarter and the North East quarter

\$285-

of the South West Quarter (except seven rods on the East side) of Section Nin in said last named Township and Range the sum of Two Hundred and Eighty Five Dollars; —

To Fritz Frank as owner and to J. L. Mann and H. J. Day as incumbrancers, as damages and compensation to and against the North West Quarter of the South West Quarter and Seven rods on the West side of the North East Quarter of the South West Quarter of Section Nin in said last named Township and Range, the sum of Four Hundred and Eighty Dollars; —

\$480-

To John Pflieger as owner and to Carver County as incumbrancer, as damages and compensation to and against the North East Quarter of the South East Quarter and the South Half of the South East Quarter, and the South East Quarter of the South West Quarter of Section Eight in said last named Township and Range, the sum of Twelve Hundred and Fifty Nine Dollars

\$1263-

To John Abraham as owner, as damages and compensation to and against the West Half of the South East Quarter of Section Twenty in said ^{one hundred and sixteen} ~~last named~~ Township and Range, the sum of Twenty Six Dollars —

\$26-

That said awards have not been paid by said
Railway Company nor any nor either
of the same nor any part ^{thereof} and that said
Railway Company, the said petitioner,
desires to appeal and is about to appeal
from the said several awards and each and
every part of said report to the District
Court in and for said County of Carver;
that said Railway Company has not ob-
tained the right of way over the lands
or any part thereof mentioned in said
report and on account of which said dam-
ages and compensation were awarded ex-
cept in and by the proceedings in the above
entitled matter but desires to obtain such
right of way, and desires to obtain possession
of such lands and to proceed with the work
of construction pending such several appeals
and to that end as well as to exonerate itself from
liability to the claimants for the ^{several} amounts
that have been and shall finally be awarded
herein the said company desires to pay into
the said Court the amount of the several sums
so awarded and reported as damages and
compensation to and against the several
tracts mentioned in said report, to abide
the result of such several appeals and the
further order of the Court in the premises
Wherefore in behalf of said petitioner this

affair as such Attorney prays the order of the
Court herein authorizing allowing and order-
ing the payment into the said Court of the
said several ^{sums so awarded} and that upon such deposit or
payment and the filing of the usual appeal
bond to be approved by this Court, with notice
of appeal all further proceedings on the part
of the several respondents and land owners,
except to appeal from said award and report
be stayed until the further order of the
Court

Subscribed & sworn to before } J. B. Gilliam
me Jun 23^d 1880

Francis B Bailey

Notary Public

Hemp Co

Wm

State of Minnesota

County of Carver - District Court

Eighth Judicial District

In the Matter of the petition and
application of the Hastings and
Dakota Railway Company
for the appointment of three ~~disinterested~~
~~competent~~ disinterested persons
as commissioners to ascertain and
determine the compensation to be made
by said Company to the owners of lands
respectively and to all tenants and
incumbrancers and other interestees
therein for the taking or injuriously
affecting the same by reason of the
laying out constructing operating
and maintaining the railroad of
said Company under the petition filed
in said court on the 24th day
of May A.D. 1880

I Gustav Krayenbuhl clerk of the
above named court do hereby certify that
the Hastings and Dakota Railway Company
mentioned in the title hereof and in the
affidavit of J.B. Gelfellan hereto annexed
has deposited and paid into this court for
the purpose mentioned in said affidavit
and the several orders made and issued
upon the said affidavit and filed herewith
and made and issued in each and all
the cases appeared in the above entitled

by the said Hastings and Dakota Railway
Company petitioners in said matter ^{to the}
the said District Court from the award
of the Commissioners heretofore appointed
in said matter and filed in said Court
on the 24th day of June A.D. 1880. by depositing
in said Court and with the undersigned
the clerk thereof the sum of nineteen thousand
and one hundred and sixty two dollars
(\$19,662.00) said sum being the full amount
awarded by the said Commissioners to
each and all the said persons mentioned
in said award and in said affidavit
hereto annexed, and in each and all
the orders issued thereon and named
as respondents in each and all the cases
appealed by the said Hastings and
Dakota Railway Company in the above
entitled matter - to wit - the sum of
seven hundred and seventy one dollars,
\$771.00, being the amount awarded to the
respondent William Bongard -
The sum of three hundred and twenty eight
dollars, thereof being the sum awarded to
the respondent John Peter Rosbach
\$328 The sum of two hundred and sixty two dollars,
thereof being the amount awarded to the
respondent Henry Paul
\$262 The sum of three hundred and eighteen dollars
thereof being the amount awarded to
the respondent Nicholas Rosbach
318 The sum of five hundred and ninety

598 1 eight dollars thereof being the amount awarded
2 to the respondent Peter Roeser

3 The sum of Five hundred and thirteen dollars
4 thereof being the amount awarded to the respondents
5 Frank Picher, Frank Picher and to Limmefeld
\$613 6 and Fales - and [redacted] Schenck

7 The sum of five hundred dollars thereof
8 being the amount awarded to the respondent
500 9 John Guier and Horace W Gilman

10 The sum of Ten hundred and fifty seven
11 dollars thereof being the amount awarded to
\$1057 12 the respondents Frederick Kelpm

13 The sum of Two hundred and eighty six dollars
14 thereof being the amount awarded to the respondent
286 15 Lewis Timmons

16 The sum of Four hundred and forty seven
17 dollars thereof being the amount awarded to
447 18 the respondent Martin Roeser

19 The sum of two hundred and one dollars thereof
20 being the amount awarded to Peter Roeser.
201 21 Gustav Wolman & Fred Wolman

22 The sum of three hundred and thirty
23 eight dollars thereof being the amount awarded
24 to the respondents Henry Aspdon and Caroline
\$338 25 Langdon

26 The sum of Four hundred and seventy one
27 dollars thereof being the amount awarded to
\$471 28 the respondent John Simons

29 The sum of two hundred and sixty three
30 dollars thereof being the amount awarded to
263 31 the respondent Eli Stone

32 The sum of two hundred and thirty one

#231. 1 dollar thereof being the amount awarded
 2 to the respondent W W Fuller
 3 The sum of ninety dollars thereof being
 4 the amount awarded to the respondent
 90 5 George M Powers
 6 The sum of six hundred dollars thereof
 7 being the amount awarded to the respondents
 600 8 Leonard Kochum and Clarissa S Sykes
 9 Six hundred and ninety five dollars thereof
 10 being the sum awarded to the respondent
 685 11 Gustav Neustger & Anta Simons.
 12 Three hundred and twenty four dollars thereof
 13 being the amount awarded to the respondent
 324 14 John Hendricks Schoolmaster
 15 Twenty one dollars thereof being the amount
 21 16 awarded to the respondent E W Pierce -
 17 Five hundred and sixty one dollars thereof
 561 18 being the amount awarded to the respondents
 19 F Linenfelser and George Taber
 20 One thousand two hundred and thirty one
 21 dollars thereof being the amount awarded to the
 1231 22 respondents Mucha Kessler
 23 Six ten dollars thereof being the amount awarded
 24 to the respondent Joseph Millman and
 16 25 Linenfelser, Taber & Vincenz Gies
 26 Three hundred and twenty three dollars
 27 thereof being the amount awarded to
 323 28 the respondent Albert Eitel
 29 Ten hundred and seventy six dollars
 30 thereof being the amount awarded to
 31 the respondents F Linenfelser - George Taber
 1076 32 and George Eitel

- 76 1 Seventy six dollars thereof being the amount
2 awarded to the respondent Wendelin Grimm
3 One thousand one hundred and seventeen
4 dollars thereof being the amount awarded
1117 5 to the respondent Joseph Ess
6 Eighty one dollars thereof being the amount
7 awarded to the respondents Joseph Schindler
81 8 Jacob Danner Lucien Warner
9 One thousand two hundred dollars thereof
10 being the amount awarded to the respondents
1200 11 Louis Wolff and Peter Winter
12 Forty six dollars thereof being the amount
76 13 awarded to the respondent George Ullmer
14 One hundred and eleven dollars thereof being
15 the sum awarded to the respondent Andrew
111 16 Monare and Susanna Zanger
17 Four hundred and Eighty Seven dollars thereof
18 being the amount awarded to the respondent
487 19 Ferdinand Brandenburg
20 Two hundred and sixty dollars thereof being
21 the amount awarded to the respondent
260 22 Susanna Zanger
23 Two hundred and five dollars thereof being
24 the amount awarded to the respondent
205 25 Mathias Kientz & Peter Braun
26 One hundred and thirty one dollars thereof
27 being the amount awarded to the respondent
131 28 Simon Kaufman
29 Four hundred and sixty two dollars thereof
30 being the amount awarded to the respondent
462 31 Earnst Poppitz
32 Four hundred dollars thereof being the

1 amount awarded to the respondent Lorenz
400. 2 Eichmiller

3 Seven hundred and seventy one dollars
4 thereof being the amount awarded to

771 5 the respondent Julius W Wolff

6 One hundred twenty dollars thereof
7 being the amount awarded to the respondents

120 8 Carl Ambr. and Carl Ambr.

9 One hundred and twenty dollars thereof being
10 the amount awarded to the respondent

120 11 Diedrich Lonzen

12 Two hundred and eighty five dollars thereof
13 being the amount awarded to the respondent

285 14 Heinrich Lonzen

15 Four hundred and eighty dollars thereof being the
16 amount awarded to the respondents Fritz Franz

480 17 J. E. Mann, and F T Day.

18 Twelve hundred and sixty three dollars thereof
19 being the amount awarded to the respondents

1263 20 John Pflieger and The County of Carver

21 Twenty six dollars thereof being the amount
22 awarded to the respondents Johan Abraham

26 23 In testimony whereof I have hereunto
24 set my hand and ~~affixed~~ the seal
25 of said Court at the Village of Chaska
26 this 24th day of June A.D. 1880

27 W. Wraymull

28 Clerk

State of Minnesota
District Court
County of Carver.

In the Matter of the
Condemnation of lands for the
Hastings and Dakota Railway
Company.

Affidavit on Appeal
and Certificate of the Clerk of
the court for the amount for
damages.

Filed June 24th A.D. 1889
G. A. Grayson
Clerk.

= 253 =

1 State of Minnesota District Court
2 County of Carver Eighth Judicial District
3
4

5 In the matter of the Application
6 of the Hastings and Dakota Railway
7 Company for the Appointment of
8 three competent disinterested persons
9 as commission to ascertain and
10 determine the compensation to be
11 made by said company to the
12 owners of land respecting and to
13 all tenants incumbrances and
14 others interested therein for the taking
15 or injuriously affecting the same
16 by reason of the laying out and
17 constructing, operating and maintain-
18 ing the rail road of said company
19 upon and across such land.

20 State of Minnesota
21 County of Carver. S. S. Bayte being
22 duly sworn on oath says that he is Attorney
23 for the above named railway Company
24 in the above entitled matter, that the
25 report of commissioners appointed in
26 the above entitled matter for the purpose
27 specified in the petition filed therein, was
28 filed in said above named court on the
29 24th day of June A.D. 1880. That by said
30 report the sum was awarded the sum of two
31 hundred and sixty three dollars, as damages
32 to him for land taken by said railway company

for its use and benefit which said land
is particularly described in said petition and
in said report; subject, however, to any right
Lucien Warner may have or in connection
of said land. And by said report the sum
of Twenty One dollars was awarded to E W
Purce as damage to him for same taken by
said Company for its use and benefit
which last named land is also particularly
described in said petition and report.

That subsequent to said report and
the filing thereof in said Court as afore-
said and on or about the said 24th day
of June A.D. 1880 the said railway Company
paid into said Court and deposited with
the clerk thereof the said sums of money
to wit the sum of two hundred and sixty
three dollars and the sum of twenty
one dollars. That said sum of money
were such and both so paid into said
Court and deposited under the belief that
said Eli Stone Lucien Warner and E W Purce
had each and all been duly served with
notice of the proceedings here in said
matter as provided by law, but that no
notice of any kind of said proceedings
or any part thereof was ever served
upon said parties or any or either of them
and that said proceedings so far as the
same relate to the said Eli Stone Lucien
Warner E W Purce or either of them were without

1
2 authority and void, and the money so
3 as aforesaid deposited and said owner
4 does thus deposit and paid over through
5 error and mistake by the agents and
6 Attorney of said Company.

7 And this affiant further says that in
8 like proceedings, to those heretofore re-
9 ferred to, had subsequent to the said 24th
10 day of June A.D. 1880. an award was
11 made on the 5th day of August A.D. 1880 duly
12 made and filed whereby the said El Estor
13 was awarded the sum of one hundred and
14 sixty ~~one~~ dollars subject to the incumbrance
15 of said award, aforesaid and the sum
16 of ~~twenty~~ ^{ten} dollars was awarded to
17 said E. W. Pira for said sum so as
18 aforesaid taken by said said road
19 Company for its use and benefit. as
20 aforesaid, and the said last named sum
21 and amounts duly deposited and paid
22 over to said Court as provided by law.
23 And that such and all of said sums
24 heretofore named now remain in
25 said Court on deposit with its Clerk
26 thereof. And further that said parties
27 such and all had due notice of all
28 proceedings had and taken in the
29 last matter herein before referred to and
30 that all of such proceedings were legal
31 and regular. L. L. Baxter

32 Subscribed and sworn
to before me this 27th day of
August A.D. 1880

E. Southworth
Notary Public Minn.

On reading and filing the within Affidavit
 Ordered on Motion of L L Dexter Attorney for
 the within named Hastings and Dakota Railway
 Company that the Clerk of the within named Court
 pay over to the said Hastings and Dakota Rail-
 way Company, or its Attorney or authorized agent
 upon receiving a proper receipt for the sum
 the sum of two hundred and eighty four ^{dollars} the
 same being the amount of the awards made
 to the within named Eli Stone Lucien Warm and
 E W Purce by the Commission ^{by their report filed in said court June 24th 1880} therein named; and
 it is further ordered that that portion of the re-
 port within referred to as filed on the 24th day
 of June 1880 in said Court which awards to
 the said Eli Stone and Lucien Warm the sum of
 two hundred and eighty three dollars and the said
 E W Purce the sum of twenty one dollars be
 set aside as erroneous, the Court having ^{expressed}
 no jurisdiction as to them in said matter
 August 27th 1880.

J. L. MacDonald
 Judge 8th Dist.

District Court
 Cass County

In the matter of the
 Award of Commission
 Hastings & Dakota Ry
 Co

Affidavit and Order
 for return of money
 &c

Filed September 6th 1880
 J. L. MacDonald
 Clerk

253

State of Minnesota District Court
County of Carver Eighth Judicial District

In the matter of the Application of the
Hastings and Dakota Railway Company for
the appointment of three competent disinterested
persons as commissioners to ascertain and de-
termine the compensation to be made by said
Company to the owners of land intersected and
to all tenants incumbrances and other
interests therein for the taking or improving
affecting the same by reason of the laying
out, constructing, operating and main-
taining the rail road of said Company
upon and across such lands.

A petition having been
duly presented to the above entitled Court
and filed with the Clerk thereof on the
part of the Hastings and Dakota Railway
Company on the 4th day of May A.D. 1880
setting forth the names of the owners of
lands and of the incumbrances thereon
with a description of the lands required
by the said Hastings and Dakota Railway
Company for the use and track of its
Stellaten branch railroad, in Carver County
in the State of Minnesota. And it appearing
that said branch road has been located
in said Carver County and that said
railway Company is authorized to locate

Construct and maintain the same as used
located in said county. And it also
appearing that the said Hastings and
Dakota Railway Company have caused
notice to be prepared and signed by its
Attorney, and directed to the persons
named in said petition as owners
less holders or otherwise, and to all
whom it may concern therein stating
that a petition has been filed by
the said railway company for the
purpose of condemning certain real
estate therein particularly described
for the use of said corporation, and
specifying the time and place at which
the application under said petition
will be made for the appointment
of commissioners, and said notice
having been duly served on the
parties and persons named therein
as appears from the Affidavit of
F. E. DuRoi on file with the Clerk
of said above entitled Court.

Now therefore on motion of L. L. Dwyer
Attorney for the Hastings and Dakota
Railway Company, it is ordered
and considered by this court that
A. W. Tiffany, Henry Jorden & Frank Meisler
be and they hereby are appointed commis-
sioners to ascertain and determine
the damages and compensation to

1
2 be much to the owner or other interested
3 in said lands, and that said commis-
4 sions shall meet to organize and hold
5 their first meeting on Tuesday the 8th
6 day of June 1880, ^{at 9 o'clock in the forenoon of that day} at the Office
7 of the Clerk of said Court in the
8 Court House in Chuska Village in said
9 Curran County. And it is further
10 Ordered that this order be forthwith
11 entered in the minutes of said Court in
12 the Office of said Clerk of said Court
13 at Chuska aforesaid.
14 Dated June 7th 1880

15 J. L. Macdonald
16 Judge 8th Dist.
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

District Court
Carson County

In the matter of the
Application of the
Hartings and De Kato
Railway Company
for the Affirmance
of Commencement
Order

Filed June 15th 1884
and duly entered in the
Minutes of this Court, on
pages 243 and 244.

A. J. Wenzel
Clerk.

= 553 =

NOTICE OF REPORT AND AWARD OF COMMISSIONERS
IN MATTER OF THE APPLICATION OF THE HASTINGS & DAKOTA RAILWAY COMPANY FOR THE APPOINTMENT OF
THREE COMPETENT DISINTERESTED PERSONS AS COMMISSIONERS TO ASCERTAIN AND DETERMINE THE COMPENSATION TO BE MADE BY SAID COMPANY TO THE OWNERS OF LANDS RESPECTIVELY, AND TO ALL TENANTS, INCUMBRANCERS AND OTHERS INTERESTED THEREIN, FOR THE TAKING OR INJURIOUSLY AFFECTING THE SAME BY REASON OF THE LAYING OUT, CONSTRUCTING, OPERATING AND MAINTAINING THE RAILROAD OF SAID COMPANY UPON AND ACROSS SUCH LANDS.

To William Bougart, John Peter Rosbach, Henry Pauly, Linenfeiser & Faber, Nicholas Rosbach, Peter Roemer, Frank Picha, Franziska Picha, Joseph Schneider, John Geiser, Horace W. Gilman, Frederick Kohn, Louis Tummers, Martin Roemer, Fred Molnau, Gustave Molnau, Henry Asperden, Carolina Landron, John Simons, Eli Stone, Lucien Warner, W. N. Fuller, George M. Powers, Leonard Kochner, Clarissa S. Sykes, Gertrude Neutens, Anton Simons, John Heinrich Schoolmeester, Carlisle Pierce, E. W. Pierce, J. Linenfeiser, George Faber, Michael Kessler, Joseph Willman, Vincenz Gies, Albert Eitel, John George Eitel, Wendelin Grimm, Joseph Ess, Joseph Schindler, Jr., Jason Downor, Louis Wolff, Peter Winter, George Uimer, Andrew Manuel, Susanna Zanger, Ferdinand Brandenburg, Mathias Kuntz, Peter Braun, Simon Kaufman, Ernest Poppitz, Lorenz Eichmiller, Julius W. Wolff, Carl Aue, Sr., Carl Aue, Jr., Dietrich Lenzen, Heinrich Lenzen, Fritz Frank, J. E. Mann, F. T. Day, John Pfeizer, County of Carver, Johan Abraham, and to all whom it may concern:

You and each of you are hereby notified that the report and award of the commissioners, A. W. Tiffany, Henry Gerlesen and Frank Mieseler, heretofore duly appointed in the above entitled matter by the above named court to ascertain and determine the compensation to be made to the owners, tenants, incumbrancers and others interested, for the taking or injuriously affecting land and real estate in the County of Carver, in the State of Minnesota, required by the said Hastings & Dakota Railway Company for its use in laying out, constructing, operating and maintaining the railroad of said company, for right of way, was on the 24th day of June, A. D. 1880, duly filed in the office of the clerk of the above named court, in Chaska, in said County of Carver, State of Minnesota, and remains on file therein.

HASTINGS & DAKOTA RAILWAY COMPANY,
 By L. L. BAXTER,
 Att'y for said Company.

State of Minnesota }
 County of Ramsey } ss

Fredrick Driscoll

being duly sworn doth depose and say that during all the time hereinafter mentioned he was ~~Freeman and Printer~~ ~~in the office of~~ "The Pioneer Press," a daily newspaper printed and published at the City of St Paul in the County of Ramsey and State of Minnesota and knows of his own personal knowledge that the Notice of the filing of the Report and Award of Commissioners in the

matter of the petition and application of the Hastings and Dakota Railway Company, filed in the District Court in and for the County of Carver, Eighth Judicial District, on the 24th day of May A.D. 1880, a printed copy of which notice, cut from the said newspaper is hereto annexed, was printed and published in said newspaper every day for ten consecutive days, the first publication thereof being made on Wednesday the 30th day of June A.D. 1880 and the last publication thereof being made on Friday the 9th day of July A.D. 1880.

Fredrick Driscoll

Subscribed and sworn to before me this 21st day of July A.D. 1880.

Erville Fales
 Notary Public
 Ramsey Co. Minn.

District Court
Carver County

In the matter of the petition
and application of the
Hastings and Dakota
Railway Company filed
in said Court May 24th 1880

Affidavit of publication
of notice of filing of Award

Filed July 26th 1880
G. Graymuhl
Clerk

253.

= I =

State of Minnesota District Court
County of Carver Eighth Judicial District

In the matter of the Application of the
Hastings and Dakota Railway Company
for the Appointment of three competent
disinterested persons as Commissioners
to ascertain and determine the com-
pensation to be made by said Company
to the owners of land respectively and
to all tenants, incumbrancers and
others interested therein for the taking
or imperiously affecting the same by
reason of the laying out, constructing,
operating and maintaining the railroad
of said Company upon and across such
lands.

To William Bongard, Thomas L Grace, John
Peter Rasbach, Peter Roeber, Frank Picha,
Jamezka Picha, Simeon Wilson & Hecker, Joseph
Schneidinger, John Weiser, Horace W
Gilman, Frederick Melin, Louis Summers
Martin Roeser, Frederick Melnan, Gustav
Melnan, Henry Asplen, Carolina Langdon,
John Simons, Eli Stone, Lucien Warner,
W N Facker, George M Power, Leonard
Kachner, Philip Kunk, Lucius How, O L
How, Roger N How, Gertrude Ventgens,
Anton Simons, John Hendrick Schaal-
Masters, Carlisle Pica, Elkanah Pierce
Michael Kessler, Joseph Willman, Albert

1 Eitel, Wendelin Ginn, Joseph Ess, Joseph
2 Schindler, Jason Brown, Louis Walff
3 Peter Winter, George Ulmer, Andrew
4 Manuel, Susanna Zenger, Ferdinand
5 Brandenburg, Mathias Muntz, Peter Braun
6 Simon Meufmann, Ernst Pappitz,
7 Lorenz Eichmann, Julius W Walff,
8 Nicholas Eden, Carl Que sa, Carl Que sa
9 Gerhard Sengen, Titman Sengen, Diet-
10 rich Sengen, Heinrich Sengen, Fritz
11 Frank, John Pfluger, Florian Simpfeld
12 and George Fahn, John Abraham
13 J. G. Eitel, Nicholas Bessbach
14 Clarissa S. Sykes, J. E. Man, L. T. Day
15 and Henry Pauly, Leornor County,
16 Vincenz Fier, and to all whom it may
17 concern,
18

19 You and each of you are hereby
20 notified, that a petition has been filed
21 in the Office of the Clerk of the District
22 Court in and for the County of Leornor
23 in the State of Minnesota, at the Court
24 House in the Village of Chaska in
25 said Leornor County, by the Hastings
26 and Dakota Railway Company
27 for the purpose of condemning cer-
28 tain lands and real estate in said
29 Leornor County, in said petition par-
30 ticularly described, for the use of said
31 railway company and corporation
32 and that the application for the

Appointment of three competent disinterested persons as Commissioners for the purposes in said petition named will be made to the above entitled Court at the Court room in the City of Shakopee in the County of Scott in the State aforesaid, at ten o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard.

L L Bayne
Attorney for the Trustees
& Dakota Railway Company
Chas H. Miner

State of Minnesota

County of Carver. L E DuToit being duly sworn on oath says that in the County of Carver in the State of Minnesota he said Affiant, personally served the within notice of Application for the Appointment of Commissioners, upon each and all of the following named persons whose names appear in said notice and are well known to this Affiant as the persons therein named, And that said notice of Application was so as aforesaid served upon said persons by delivering to each and all of them ^{in person} a true and correct copy of said notice on the days

1
2 and at the time hereinafter stated to wit
3 said notice was so as aforesaid served upon
4 Andrew Mennel, Ferdinand Rosenburg,
5 Mathias Kuntz, Simon Kaufmann,
6 Ernst Pappitz, Lorenz Echemm, Julius
7 W. Walff, Karl Anson, Karl Anson,
8 Dietrich Sengen, Heinrich Sengen, Fritz
9 Frank, John Pflieger, John Ecken, John
10 Ecken and Henry Ecken men of Nicholas Ecken
11 deceased on the 25th day of May A.D. 1880
12 said notice was served in the same aforesaid
13 upon, William Bangard, John Peter Rosbach
14 Peter Roser, Frank Picha, Franz Peter Picha
15 John Gier, Frederick Helmer, Louis Lunn,
16 Martin Roser, Henry Pauley, Frederick
17 Melman, Gustav Malman, John Simon,
18 W. N. Fuchs, Geo. M. Powers, Leonard
19 Koehner, Arthur Wetzgen, John Kunkel
20 Schoolmaster, Nicholas Rosbach on
21 the 26th day of May A.D. 1880, and so
22 as aforesaid served upon Lunn, Lunn
23 and John Philip Kunkel, Arthur Simon,
24 Michael Kessler, Joseph Wulman, Albert
25 Eitel, John G. Eitel, Joseph Ess, Michael
26 Schindler, Louis Walff, Susanne
27 Zangier, Peter Braun, Vincenz Lier
28 Florian Lunn, George Kunkel, John
29 Abraham, Nicholas Rosbach before
30 Clerks County by copy delivered to Leonard
31 Strubler, Auditor of said County, on
32 the 27th day of May A.D. 1880

1 And this Affiant further says that on
2 the 26th day of May A.D. 1880 he served
3 said notice of Application upon Henry As-
4 sen, in said notice named for leaving
5 at his last usual place of Abode in
6 said Curran County, and in the hands of
7 his wife, a person of suitable age and discretion
8 to whom he explained its contents, a true
9 and correct copy of said notice.
10 And that on the 27th day of May A.D. 1880
11 this Affiant served said notice of Application
12 upon Mendelin Linn, in said notice named
13 by leaving at his last usual place of
14 abode in said Curran County, and in
15 the hands of his wife a person of
16 suitable age and discretion to whom
17 he explained its contents a true and
18 correct copy of said notice and
19 that as to the other persons named
20 in said notice this Affiant was
21 unable to find any of them in said
22 county of Curran.

23 Subscribed and sworn to } F. E. DuToit,
24 before me this 7th day }
25 of June A.D. 1880 }

26 J. P. Harriss
27 Clerk District Court
28 of Curran County
29
30
31
32

District Court
Crown County

In the matter of the
Application of the
Hurlings and Oukata
Railway Company
for the Appointment of
Commissioners

Notice of Application

Filed June 1st A.D. 1880.
C. H. Hurlings
Clerk.

753

L. L. Buxton,
Atty for Petitioners

State of Minnesota, District Court
County of Carver Eighth Judicial District

In the matter of the Application of the
Hastings and Dakota Railway Com-
pany for the Appointment of three com-
petent disinterested persons as commis-
sioners to ascertain and determine the
compensation to be made by said
company to the owners of lands
respectively and to all tenants in-
cumberancers and others interested
therein for the taking or injuriously
affecting the same by reason of the
laying out, constructing, operating
and maintaining the rail road
of said company upon and
across such lands.

State of Minnesota
County of Carver ss.

Alf Liffamy, Henry Gordon and
Frank Messer.

having been appointed commissioners
by the above named court, Hon John S
McDonnell presiding, to ascertain and
determine the compensation to be made
to the owners of lands, and others inter-
ested therein, required to be taken by
the said Hastings and Dakota Railway

District Court
Carmar County

In the matter of the ap-
plication of the Carmar
and Water Rail way Co
for the Abolition of
Commissioners &c

Order of Commissioners

Filed, June 1st 1880.
H. H. Tiffany
H. H. Tiffany

1880

Company for the use and benefit of its
railway being such service, duly sworn
on oath do say, and each for himself
says that he will faithfully and im-
partially discharge his duties as
Commissioners to ascertain and determine
the compensation to be paid by the cor-
poration hereinbefore named to the
respective claimants for lands or
interests in lands, to be taken for the
use of said Company. So help me God.
Subscribed and sworn
to before me this 8th day of June 1880
T. H. Tiffany
H. H. Tiffany
H. H. Tiffany
H. H. Tiffany

Robert H. Tiffany
Warner Tiffany

Chas. H. Bentler
Attorney of the Hastings and
Walla Walla Railway Company

\$405⁰⁰ receipt.

John E. Eiden,

Filed October 15th 1880
E. Wraymuhl
Clerk

Charra, October 18th A.D. 1880,
Chiriqui.

\$125.00

Received of G. Vrayenbuhl, Agent for the
the sum of Eleven hundred and twenty five dollars,
being the amount paid John Eiden for
the award made by the Commissioners by their
Report filed August 1880, appealed from
by said Eiden.

L L Oyster
Atty for Hastings
and Okata Railway
Company

State of Minnesota

District Court
Eighth Judicial District

County of Carver

John Eeden as Administrator
of the Estate of Nicholas Eeden Decd.
Lucius F. Fater & Virginia Fies

Appellants

No
The Hastings & Dakota Railway Company

Respondents

It is hereby stipulated by and between
the parties to the above entitled action
that the appeals entered and filed
therein be and the same are hereby
dismissed and that said Respondent
withdraw from the Clerk of the
above named Court, the sum awarded
to said Appellants in the above
entitled matter.

Dated Oct 18th 1880.

W. C. Odell,

Atty for appellts.

L L Bayler

Atty Hastings & Dakota

Railway Company

Respondent

District Court
Sub Judicial District
County of Lancaster,

John Eider,

vs

The H & D Ry Co

Stipulation
for Judgment

Filed, between 1884 & 1886
Guthrie & Co
Clerk.

~~\$114.00~~

Chaska, September 7th AD 1881,
Not Count, Clerk's office.

Received of Gustave Thraenbuhl Clerk Dist
Court the sum of One hundred and seventeen
dollars, being the amount of the award in full
for right of way across the South half of the
South East Quarter of Section nine (9) Township
one hundred and fifteen (115) Range twenty four
(24) Totten by the Hastings and Dakota Railway
Company for its road and in consideration of
said sum. Thereby Grant and convey to said
Railway Company the strip of land therein before
described and all my right, title and interest in
and to the same.

Dated at Chaska, September 7th AD 1881.

Witness

Gerhard. Lenz

Gerhard Lentzen
Kauf § 117 119

Julius September 1881
Gehrengsbühl
Selbst

State of Minnesota

County of Carver

Office of the Clerk of the District Court

Chaska June 8th 1880

The persons appointed by the District Court in and for said Carver County as Commissioners to ascertain and determine the compensation to be paid to claimants for lands and interest in lands taken for the use and track of the Stillwater Branch of The Hastings and Dakota Railway Company, viz: A. W. Tiffany Henry Gerdson and Frank Missler

At 9 o'clock A.M. on this ~~day~~ 8th day of June appeared at the office of the Clerk of The District Court in the Village of Chaska in the County of Carver Minnesota and qualified by taking and subscribing the oath required by law and immediately thereafter organized by electing the said A. W. Tiffany Chairman of the Commission -

Said Commission ~~then~~ adjourned to meet at the junction of said Stillwater branch line with the main line, on the farm of John Pfleger in the Town of Dahlgren in said Carver County at 11.30 o'clock A.M. on the day and year aforesaid. At which time and place Commission met and proceeded to examine the lands

along the line of said Branch Railroad
in the manner following.

1st The said Commissioners viewed and
examined the land of John Pfleger described
in the petition under which said Commissioners
were appointed. He said John Pfleger appearing
and making claim for damage in person.

2nd The Commissioners viewed and examined
the land of Fritz Frank described in said
petition he appearing and making his
claim for damage in person.

3 The Commission viewed and examined the
land of Henry Lenzén described in said petition.

4 The Commission viewed and examined
the land of Diedrich Lenzén described in
said petition he appearing and making his
claim for damage in person.

5 The Commission viewed and examined
the land of Carl Aue Sr. described in said
petition he appearing and making his claim
for damage in person.

6 The Commission viewed and examined
the land described in said petition as the land
of Nicholas Eiden, and the said Nicholas Eiden
being dead his sons and heirs at law appeared in
person and made their claim for damage.

7 The Commission viewed and examined
the land of Julius W. Wolff described in said petition.

8. The Commission viewed and examined the land of Lorenz Eichmiller described in said petition he appearing and making his claim for damage in person.

The Commission then adjourned to June 9th 1880 at 9 o'clock A.M. to meet on the farm of Ernst Poppitz.

June 9th 1880

At time and place of adjournment Commissioners Messer and Gerdeen were present. A. V. Tiffany absent - Commission present then adjourned to 2 o'clock P.M. of said day - At time of last adjournment all Commissioners present.

The Commission then proceeded

1st To view and examine the land of Ernst Poppitz described in said petition.

2 To view and examine the land of Simon Kaufman described in said petition.

3 To view and examine the land of Mathias Kuntz described in said petition.

4 To view and examine the land of Isaac and Zenger described in said petition.

5 To view and examine the land of F. Brandenburg described in said petition he appearing and making claim for damage in person.

6 To view and examine the land of Andrew Manuel described in said petition.

7 To view and examine the land of George Ulmer described in said petition.

8. To view and examine the land of Louis Wolff described in said petition who appeared and made his claim for damage in person.

9. To view and examine the land of Joseph Schindler described in said petition

10 To view and examine the land of Joseph Lee described in said petition who appeared and made claim for damage in person

11 To view and examine the land of Wendelin Grimm described in said petition who appeared and made claim for damage in person

12 To view and examine the land of ~~John~~ ~~Dr. Littel~~ ~~deceen~~ Linenfelter and Faber described in said petition who appeared and made claim for damage in person

The Commission then adjourned to meet at J. G. Littel's farm on June 10th 1880 at 9 a.m.

June 10th 1880 9 a.m.

Commission met members all present

The Commission then proceeded.

1 To conclude the view of the land Linenfelter and Faber aforesaid.

2 To view and examine the land of Albert Littel described in said petition who was present and made his claim for damage in person

3 To view and examine the land of Michael Kessler described in said petition who appeared and made his claim for damage in person -

4 To ~~Joseph~~ view and examine the land of Joseph Willman described in said petition.

5 To view and examine the land of Linenfelter and Faber described in said petition who appeared and made claim for damage in person.

6 To view and examine the land of J. H. Schoolmester described in said petition

7 To view and examine the land of L. W. Pierce described in said petition

8 To view and examine the land of John Abraham described in said petition

9 To view and examine the land of Gertrude Deutgens described in said petition who appeared and made claim for damage in person -

10 To view and examine the land of Philip Henk described in said petition

11 To view and examine the land of Leonhard Koehnen described in said petition who appeared and made claim for damage in person

The Commission then adjourned

to meet on the farm of George M. Powers
on the morning of 11th June A.D. 1880

June 11th 1880 6.30 A.M.

Commission met pursuant to adjournment
Members all present.

Commission then proceeded to

- 1st To view and examine the land of George M. Powers described in said petition
- 2 To view and examine the land of W. N. Fuller described in said petition
- 3 To view and examine the land of Eli Stone described in said petition
- 4 To view and examine the land of John Simons described in said petition who appeared and made claim for damage
- 5 To view and examine the land of Henry Asplen described in said petition
- 6 To view and examine the land of Fred and Gustave Molnan described in said petition
- 7 To view and examine the land of Martin Roeser described in said petition ~~who~~ who appeared and made his claim for damage
- 8 To view and examine the land of Louis Summers described in said petition
- 9 To view and examine the land of Frederick Kelm described in said petition who appeared and made his claim for damage

10 To view and examine the land of John Geiser described in said petition who appeared in person and claimed damage.

11 To view and examine the land of Frank and Franziska Pecha described in said petition.

12 To view and examine the land of Peter Roemer described in said petition who appeared in person and claimed damage.

13 To view and examine the land of Nicholas Rosbach described in said petition who appeared and made claim for damage.

14 To view and examine the land of J. F. Rosbach described in said petition.

15 To view and examine the land of Henry Fauly described in said petition.

16 To view and examine the land of William Bongard described in said petition who appeared in person and claimed damage.

The Commission then adjourned to meet at the office of L. L. Bantier in Chaska at 4 P. M. of said day.

Chaska June 11th 1880

Commission met at 4 P.M. and elected L. Fisher as Clerk
and after deliberations adjourned ^{at 6 P.M.} to June 12th at 9 A.M.

June 12th 1880. 9 A.M.

Commission met and was called to order by Comm^r
Tiffany Chairman. All members present. The Commission
then proceeded to award damages done to the land of William
Bangard (owner) described as follows S.E. 1/4 of S.E. 1/4 Sec 12
Town 116 Range twenty two. Amount awarded.

And then proceeded to award damages done to the land
of John Peter Rosbach described as follows N.E. 1/4 of N.E. 1/4
Sec 13 Town 116 R 23. Amount awarded \$

Henry Gaudy N.W. 1/4 Sec 13 T 116 R 23 except 5 acres owned by J. G. Gaudy

And then proceeded to award damages done to the land of
Nicholas Rosbach described as follows N.E. 1/4 of N.E. 1/4
except 10 acres in the N.E. corner Sec 13 Town 116 R 23

And then proceeded to award damages to the land
of Peter Roser described as follows N.W. 1/4 of N.W. 1/4
Sec 13 Town 116 R 23.

And then proceeded to award damages to the land of Frank
Ticha and Lauriska Ticha as owners. L.E. 1/2 and 1/2
Schneidler incumbrances. described as follows:
N.E. 1/4 of N.E. 1/4 Sec 14 T 116 R 23.

John Geier (owner) H.W. Gilman incumbrance
N.W. 1/4 of N.E. 1/4 Sec 14 T 116 R 23.

Frederick Kolm. N.W. 1/4 (except the South half of
S.W. 1/4 of N.W. 1/4) Sec 14 T 116 R 23.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115
116
117
118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240
241
242
243
244
245
246
247
248
249
250
251
252
253
254
255
256
257
258
259
260
261
262
263
264
265
266
267
268
269
270
271
272
273
274
275
276
277
278
279
280
281
282
283
284
285
286
287
288
289
290
291
292
293
294
295
296
297
298
299
300
301
302
303
304
305
306
307
308
309
310
311
312
313
314
315
316
317
318
319
320
321
322
323
324
325
326
327
328
329
330
331
332
333
334
335
336
337
338
339
340
341
342
343
344
345
346
347
348
349
350
351
352
353
354
355
356
357
358
359
360
361
362
363
364
365
366
367
368
369
370
371
372
373
374
375
376
377
378
379
380
381
382
383
384
385
386
387
388
389
390
391
392
393
394
395
396
397
398
399
400
401
402
403
404
405
406
407
408
409
410
411
412
413
414
415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430
431
432
433
434
435
436
437
438
439
440
441
442
443
444
445
446
447
448
449
450
451
452
453
454
455
456
457
458
459
460
461
462
463
464
465
466
467
468
469
470
471
472
473
474
475
476
477
478
479
480
481
482
483
484
485
486
487
488
489
490
491
492
493
494
495
496
497
498
499
500
501
502
503
504
505
506
507
508
509
510
511
512
513
514
515
516
517
518
519
520
521
522
523
524
525
526
527
528
529
530
531
532
533
534
535
536
537
538
539
540
541
542
543
544
545
546
547
548
549
550
551
552
553
554
555
556
557
558
559
560
561
562
563
564
565
566
567
568
569
570
571
572
573
574
575
576
577
578
579
580
581
582
583
584
585
586
587
588
589
590
591
592
593
594
595
596
597
598
599
600
601
602
603
604
605
606
607
608
609
610
611
612
613
614
615
616
617
618
619
620
621
622
623
624
625
626
627
628
629
630
631
632
633
634
635
636
637
638
639
640
641
642
643
644
645
646
647
648
649
650
651
652
653
654
655
656
657
658
659
660
661
662
663
664
665
666
667
668
669
670
671
672
673
674
675
676
677
678
679
680
681
682
683
684
685
686
687
688
689
690
691
692
693
694
695
696
697
698
699
700
701
702
703
704
705
706
707
708
709
710
711
712
713
714
715
716
717
718
719
720
721
722
723
724
725
726
727
728
729
730
731
732
733
734
735
736
737
738
739
740
741
742
743
744
745
746
747
748
749
750
751
752
753
754
755
756
757
758
759
760
761
762
763
764
765
766
767
768
769
770
771
772
773
774
775
776
777
778
779
780
781
782
783
784
785
786
787
788
789
790
791
792
793
794
795
796
797
798
799
800
801
802
803
804
805
806
807
808
809
810
811
812
813
814
815
816
817
818
819
820
821
822
823
824
825
826
827
828
829
830
831
832
833
834
835
836
837
838
839
840
841
842
843
844
845
846
847
848
849
850
851
852
853
854
855
856
857
858
859
860
861
862
863
864
865
866
867
868
869
870
871
872
873
874
875
876
877
878
879
880
881
882
883
884
885
886
887
888
889
890
891
892
893
894
895
896
897
898
899
900
901
902
903
904
905
906
907
908
909
910
911
912
913
914
915
916
917
918
919
920
921
922
923
924
925
926
927
928
929
930
931
932
933
934
935
936
937
938
939
940
941
942
943
944
945
946
947
948
949
950
951
952
953
954
955
956
957
958
959
960
961
962
963
964
965
966
967
968
969
970
971
972
973
974
975
976
977
978
979
980
981
982
983
984
985
986
987
988
989
990
991
992
993
994
995
996
997
998
999
1000

Martin Koeser - S. 1/2 S.E. 1/4 Sec 15 Town 116 R 23.

Peter Koeser owner. Fred Molnar & Gustave Molnar (incumbent)
S. 1/2 S.E. 1/4 Sec 15. Town 116 R 23.

Henry Kopfen (owner) Carolina Langdon (incumbent)
S. 1/2 S.E. 1/4 Sec 15. Town 116 R 23.

And it then being 6 P.M. of said date the Commission
adjourned to Monday the 14th day of June at 9. A.M.

June 14th 9. A.M.

Commission met pursuant to adjournment all
members present. Commission then proceeded to ~~consider~~
~~damages as follows~~. Consider the awards of damages
proper to be made to the several tracts of lands described
in the Petition under which said Commission was appointed
and at 6 P.M. of this day adjourned to meet at 9 A.M. of
June 15th 1880.

June 15th 9 A.M.

Commission met pursuant to adjournment.

Members all present. Commission then proceeded to consider the awards of damages proper to be made to the several tracts of lands described in the aforesaid petition and at 6 P.M. of this day adjourned to meet at 9 A.M. of June 16th 1880

1880 June 16th 9 A.M.

Commission met pursuant to adjournment. Members all present. Commission proceeded to the further consideration of the awards of damages proper to be made to the several tracts of land described in the aforesaid petition and at 6 P.M. of this day adjourned to meet at on June 17th at 9 A.M.

1880 June 17th 9 A.M.

Commission met pursuant to adjournment.

Members all present.

Commission then proceeded to fix the awards of damages to the different tracts of land described in said petition and ~~the~~ made and signed a report of their proceedings. Report was filed with Clerk of District Court at Chaska in the County of Carver aforesaid.

and at 1.30 o'clock P.M. Commission adjourned sine die

Howar

Clerk of Commission

A. W. Tiffany ch^r

District Court
County of Cass,

In the Matter of the Application
of the Hastings & Dakota Rail-
road Company for the Appointment
of Commissioners &c.

Minutes of the Proceedings
of Commissioners.

Filed, June 14th A.D. 1884,
J. H. Hays
Clerk

= 153. =

\$230.⁰⁰

Charla, Aug^t 25th AD 1881.

Received of Gustave Wrayenbuhl, Clerk Dist Court,
The Sum of Two hundred ^{and} thirty dollars being the
Amount of Award of Commisssioners by their report filed
August 30th 1880, in the Matter of the Petition of the
Martins & Dallas Railway Company, for right of
Way over and across the

South West Quarter of the
North West Quarter Section Twenty one Township one
hundred and sixteen (116) of Range Twenty three (23,

R. Grelain

Prothonotary of the
Hunting and Wallata R.R. Co.

Receipt of
Reuben Melvin \$23.00

Amount for night of May over and
across the strip of strip for 21
Down 116. Range 23.

Filed Aug 25th 1881.
G. K. Krayenbuhl
Clerk

Commissioners' Notice.

To

Henry Kemkes & Frank Mipke

You and each of you are hereby notified, that the undersigned Commissioners duly appointed by the Honorable A. G. Chatfield as judge of the District Court in and for the County of Carver, Eighth Judicial District in the State of Minnesota to ascertain and determine the Compensation to be made by the Hastings & Dakota Railway Company to the owners of land respectively and all tenants incumbrances and all others interested therein for the taking or injurously affecting the same by reasons of the laying out, constructing, operating and maintaining the Railway of said company as now located and surveyed over and across lands in said Carver County, will meet ~~at~~ the line of said railway at

*George Bleichner's Hotel in Benton in said County
of Carver on the 15th day of November A. D. 1871
at 8,0' Clock A. M. of said day*

and proceed to examine the premises in each case separately which the said company propose to take for railway purposes, and in each case separately make an appraisal and determine the compensation to be made by said company to the persons and for the purpose above named.

The following is a description of the premises to be appraised as aforesaid which you claim to own or have an interest in to-wit :

*The North half of the North East quarter
of Section 16 in Township 115 Range 24
the same being a strip of Land fifty feet wide
on each side of the center line of said Railway
as the same is now located and surveyed
over ~~the~~ said premises*

Dated at *Carver* this *9th* day of *November* A. D. 1871.

*Edmund Bray
Edward Kuehn
J. H. Hanning*

Commissioners.

Barren County

Memorandum

In Matter of Appeal

of Damages

H & D R W Leo

Comprehens Notes.

Copy

Frank Mifflin

15

41

The map and plat heron before
is the one referred to in the Petition
hereto attached and used therein with
which same Petition was filed
May 24th 1880 - L L Boston

Atty for the Great
and Dakota Rail
Company

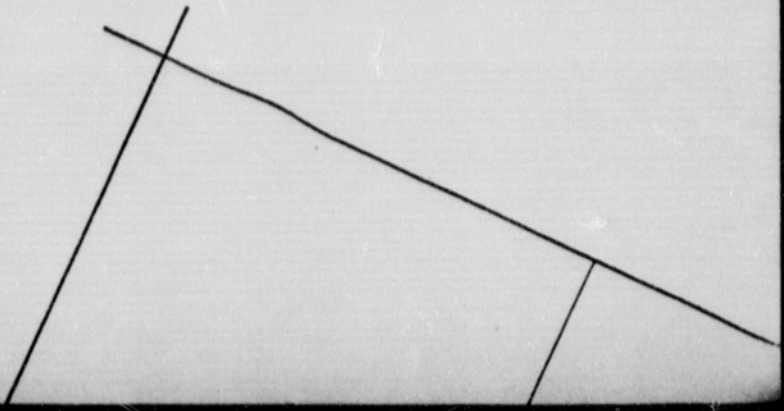
Filed June 1st 1880
L. L. Boston
Atty.

I hereby certify that this map
shows correctly the location of "The
Stillwater Branch" of "The Hastings and
Dakota Railway" through Carver County,
State of Minnesota.

A. B. Roger
Engineer

B

Minneapolis, Minn. June 5th, 1880.



#7

T.116 N. R.

34

Ernst P
56 1/2

#13

W.

26

Mathias Kuntz.
80 A.

#4

19

#5

16

Geo. M. Powers.
137 1/2 A.
Lot 3.

Eli Stone.
60 A.

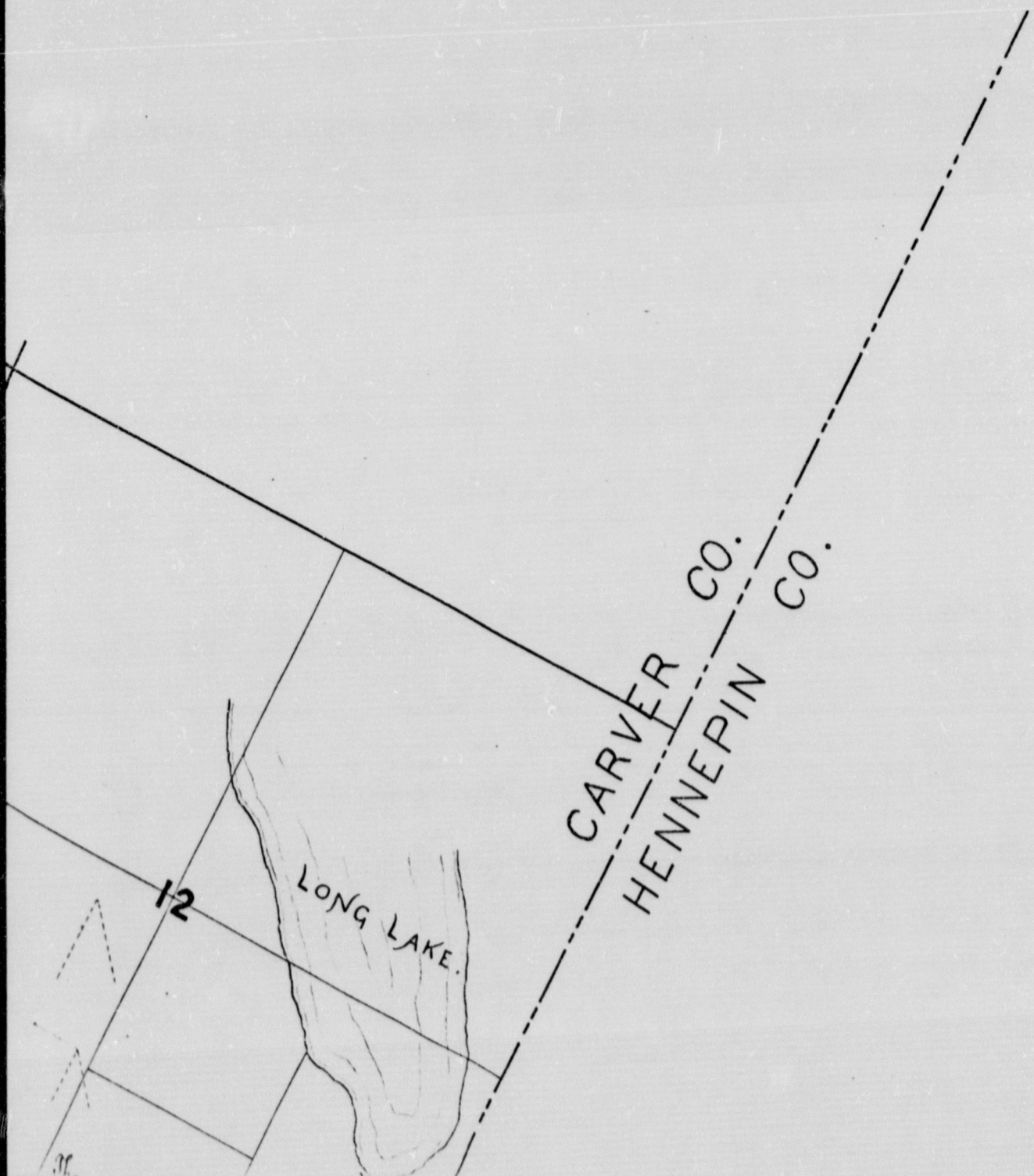
Gertrude
Nutter

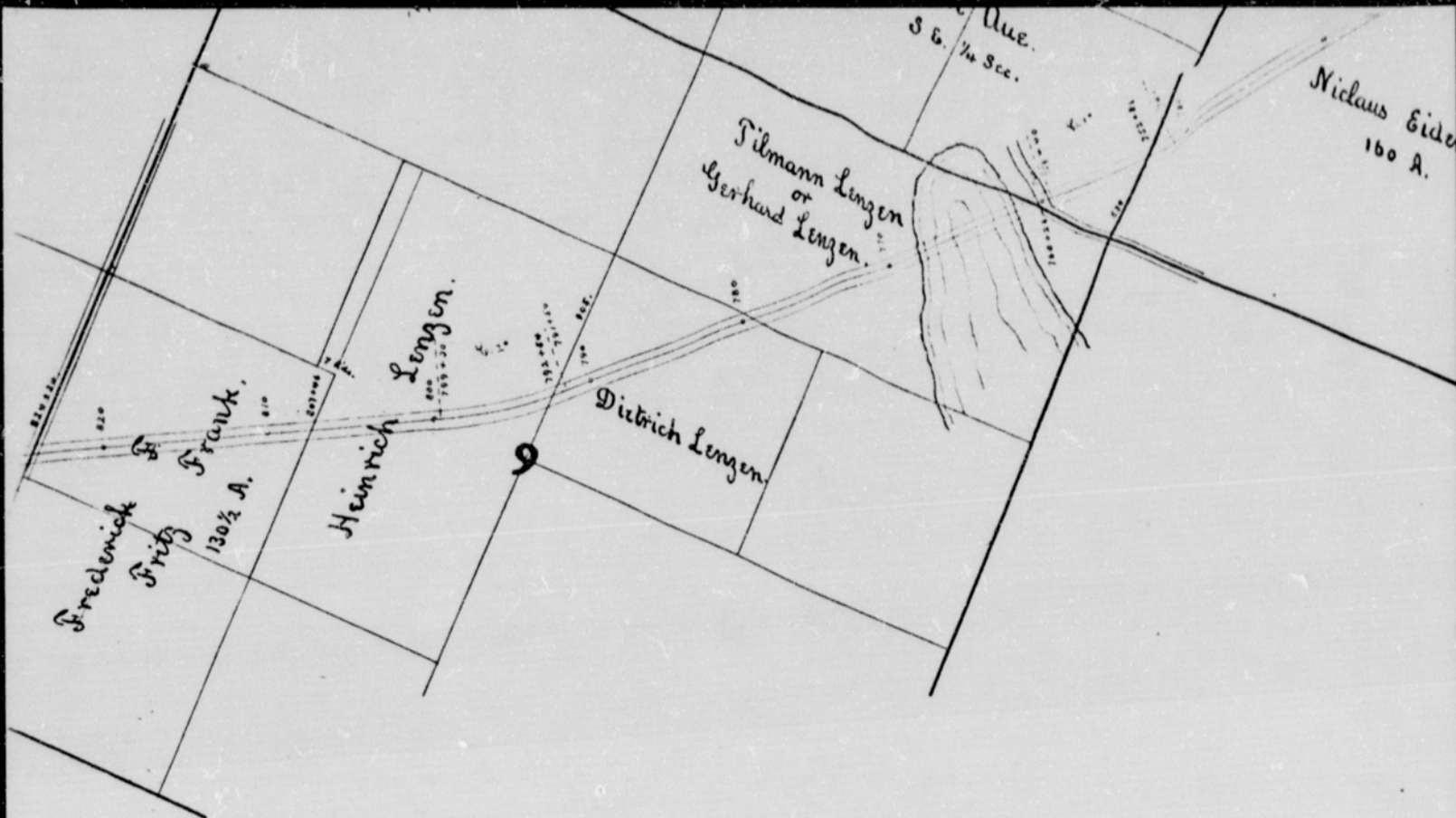
Leonard K.
7 1/2

H 6



1





Bo #om #1

Lorenz Eichmiller.
N.E. 1/4 Sec.

Ferdinand 80

3



15 N. R. 24 W.

Bottom # 2

Wolf.
80 A.

Jos. Schindler Jr.
40 A.

Jos. Ess.

J. G. Eitel.
55 82/100 A.

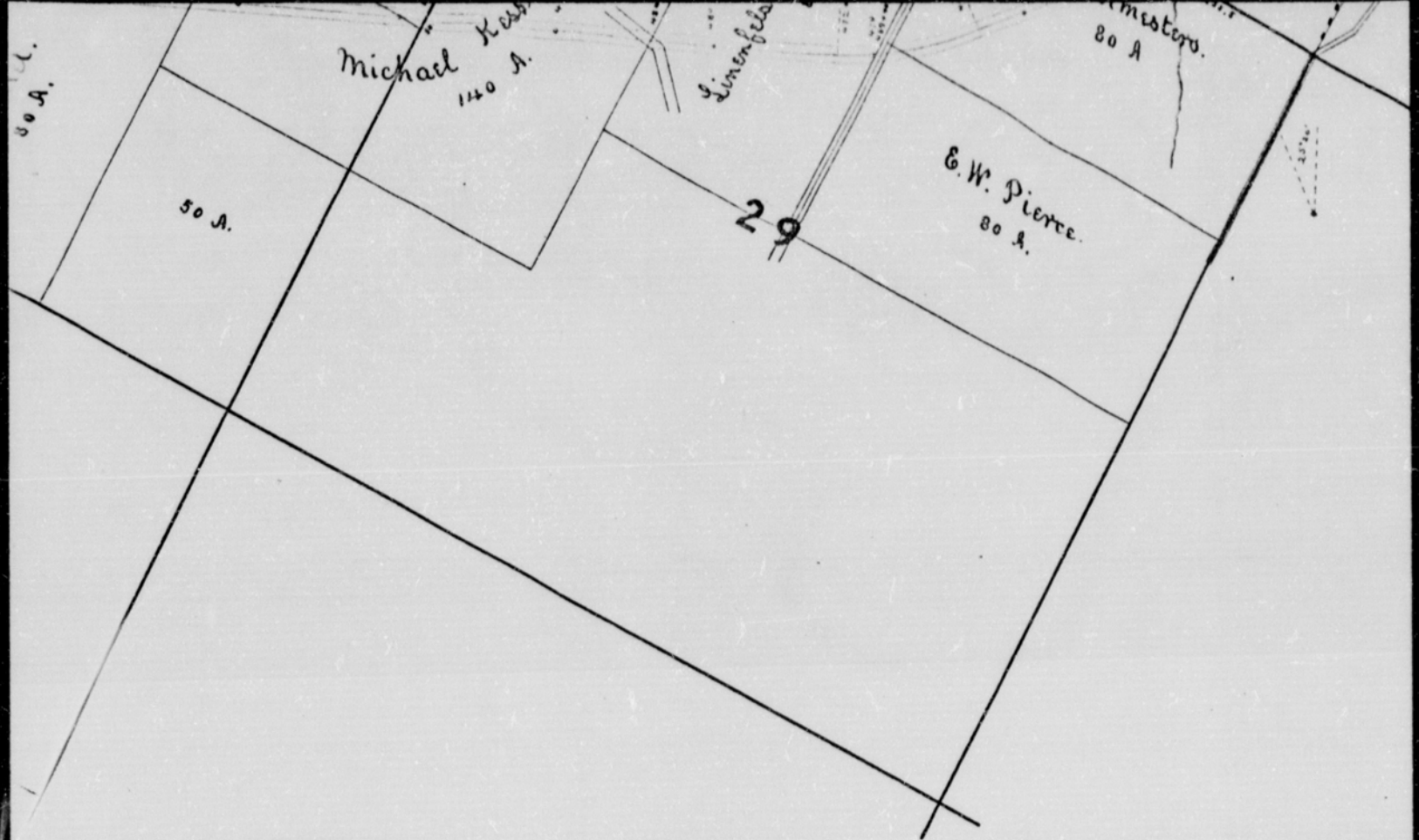
J. G. Eitel.

Albert Eitel.
80 A.

36

31

Bottom #3



T. I

Bottom #4

LAKE HAZELTINE.

22

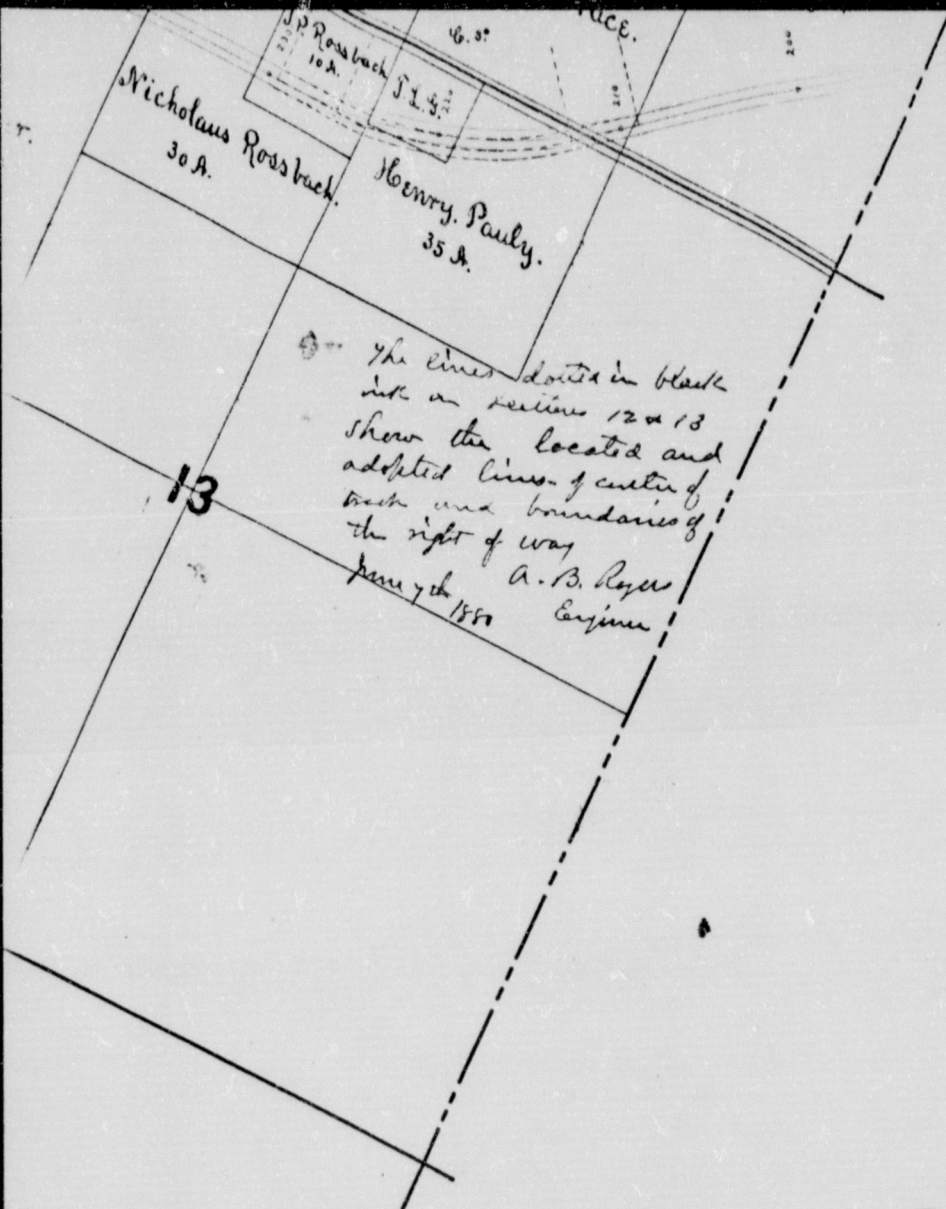
N. R. 23 W.

Bottom #5

of Rouser.
80% A.

Nick

Bottom #6



The lines dotted in black
in sections 12 & 13
show the located and
adopted lines of center of
road and boundaries of
the right of way
A.B. Royer
June 7th 1888 Engineer

Bottom #7