

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

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No. 1321

# DISTRICT COURT, CARVER COUNTY, MINN.

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Michael	Kersley
	Plaintiff, Resp.
The Hastin	gs & Dakota
Railway /	Cauchant f
-00	app.
1-2.1	Easter !
,	Plaintiff's Attorney,

Defendant's Attorn	
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Register of Actions	Page Z
Term Tried	1
Judgment for           Amount of Judgment \$	•
Date of Judgment	
Judgment Book	
Default Judgment Book	
Date of Docketing	1

Herald Pub. Co., Chaska, Minn.

appeal

lebustly October 1251880 all Routhen, Received ap Gustave Kreynhull Clark Butrist bunt the Sum of Mine hundred and Seventy fine dullars being the amount paid to Michael Messler in falisfaction of the howard made thy the nomiproney by their to post filed June 14th 1884, 12 Bapter Otty of Heretung and

My of the Hastings and hearlater Transvery levery any & gys on neight Jetu bet to 14 sa vorte

State of Minnesota Country of Garver

District Court

The traiting and Dakola Railway Company- appellant J against
Misolance Presser - Rupordut.)

The parties to the above entitled action that The above named appellant withdraw from the blick of The above named Court the super awarded to the above named Resbondent in the above intitled matter which was filed with said blick in his Office on the 24th day of June 2.8. 1880; said matter having bun settles and compromised; and also that the above him he dismissed without costs to either facts.

Dates Oct. 11th 1880.

ath for the sustings and substitute linds company afficients Michael Sicster

District Court = The-The Hartings In Dakola Railway Company michael Kirken Stepulation for Dimpal, Jeli, beluter 115 a A 1880. G. Krong inbuth belink. = 254.

State of Minnesola, ) DISTRICT COURT,
COUNTY OF Carrier Ss. Judicial District.
In the matter of the petition and application of the . Heasting and District.
Railway Company, to condemn certain
real property in the County of and State of Minnesota, filed in said court
on the . 2 day of . May A. D. 188 0
Michael Lesser
Cament and Respondent.
versus
Railway Company Buttioner and Appellant.
Railway Company
Believer and Appellant.
STATE OF MINNESOTA,
County of Hennepin. Strainice & Du -+
being duly sworn, says that at Charles in the Country of Carre
being duly sworn, says that at
in the State of Minnesota, on the day of
he personally served a true copy of the notice of the appeal in the above entitled matter upon
Michael Lessler
the above named respondent, by then and there delivering in hand to and leaving with
said respondent such copy of the said notice of appeal, and that he then and there personally knew
therein named. F. E. Durait.
Subscribed and sworn to before me, this day of
A. D. 1880. Chanico 18 18 aile
Notary Roblic
The many: G
Mim

#### DISTRICT COURT.

Carrer

County

in the matter of the application of the

Railroad Company, filed May 24 A. D. 1880.

Michael Lesser

Affidavit of Service of Notice of Appeal.

state of Minnesota, DISTRICT COURT, COUNTY OF Carrer JUDICIAL DISTRICT. In the matter of the petition and application of the Railway Carrer Company to condemn certain real property in the County of and State of Minnesota, filed in the said court on the 24 may of May Michael Kessler -Calainant and Respondent, The Hastings and Dakola Railway termhany To Michael Kessler You and each of you are hereby notified that the above named petitioner, the Hastings and Dahola Railway Company appeals to the District Court in and for the County of...... Carrer Judicial District, State of Minnesota, from that part or portion of the award of the Commissioners, made and filed in the above entitled matter, on the A. D. 188 0, which awards to Michael Ressler as owner, subject to the liens of as incumbrancers, the sum of July Funded and thisty our Dollars, as compensation for damages and injury to the South west quarter of the north west quarter of Section menty nine and the both east purles of the South East quarter of Section thirty in Township One hundred and styleer Hange trenty thee, by reason of the taking of land necessary and required to be taken for the use and tracks of said Railway Company for the following reasons, and upon the following grounds, viz: 181. That said company deem said award to orport unjust- and excessive and the amount- of compensation to be faid to the above named claim. and more than the damage or injury to said property 2nd, That said commissioners did not allow in reduction of the damages sustained by the above named clamant the benefit activing to said claimant by the construction of said Dated this 24 day of June A. D., 1882 All any ter Attorney for Appellant.

Upon reading the award in the within entitled matter and the within notice of appeal and accompanying affidavit, ordered that the appellant deposit in this Court the sum of welve hundred and hung. Dollars, the amount awarded to the within named respondent, to abide the result of the appeal and the further order of the Court thereon; also that appellant give bond on appeal, as provided by statute, the penalty of which is hereby fixed at hundred and pollars, and that upon such deposit and the giving of such bond, all proceedings by the respondent upon the award, except to appeal therefrom, be stayed for twenty days.

Dated June 14 1880

Judge.

In the matter of the petition of the Hallway Company, filed in said Court on the 24 day of May A. D., 1884

Michael Kessler

The Castrug

HOTICE OF APPEAL.

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State of Minnesota, ss.	DISTRICT COURT,
OUNTY OF Carver 188.	8 2 Judicial District.
	11.1. 10.11
the matter of the petition and application of the	Sparling and Dahota
	Railway Company, to condemn certain
on the 19 H day of May	and State of Minnesota, filed in said court
94 . ma	
on the day of flux	A. D. 1886.
mil of o	
Michael Messler-	
Claima	Respondent.
versus	
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The Sasting and Railway Comp	1 Dullita
of the form	
reacting Comp	and the second
Jennin	er ar C Appellant.
d	20 0 -0 111 1
Enow all Men by these Presents, That we	hubum & Minill for a
in brhalf of the abo	or named appellant
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s principal and Nosegn y, no a	emon aux renances A,
Pour	unson and beharles H,
s sureties, are held and firmly bound unto	meahail housen
sureties, are neid and firmly bound unto	oneman diser
*	
be paid to the said Michael Mes	hed and fefty . Dollars
mich of	ones,
be paid to the said Thuchur Tes	ser-
r the payment whereof, well and truly to be made,	, we jointly and severally bind ourselves, our heirs, executors
d administrators firmly by these presents.	
990	L. Muse
Sealed with our seals, and dated this C	day of punc. A. D. 1880.
The condition of this bond is such that wherea	s, the said Odasting and Daluta
Jan Same Proces	
facing compan	day of June A D. 1880.  as, the said Of asting and Dalita  Carrer from that part or portion of the
peals to the District Court of said County of	Curves from that part or portion of the
react cycles	re entitled matter; made therein, and filed in said court on
e day of fun	A. D. 188 , awarding to said respondent the sum
Invelve hindeled and the	A. D. 1880, awarding to said respondent the sum  Dollars damages, as compensation
	id Respondent by the said Appellant, for railroad purposes.
the thrile of illumously directing the faile of sal	and Appendix 101 failfold burboses.

How Therefore, if the said appellant the Justing and Dahoho Truckey Campan shall prosecute its said appeal without delay, and abide the order the said court may make on such appeal, and pay the costs of said appeal if it should fail therein, then this obligation to be null and void, otherwise of force and effect. In Erstimony Whercof, we have hereto set our hands and seals, the day and year aforesaid. STATE OF MINNESOTA, ss. COUNTY OF HENNEPIN. A. D. 188 , personally appeared before me ashurbuju & Musill, Hough G. Harnon and Charles H. Pris to me well known to be the same persons who executed the foregoing bond, and they severally acknowledged the same to be their free act and deed, and that they executed the same for the uses and purposes therein expressed. Francis 1313 acty Notary Public, Hennepin County, Minn. STATE OF MINNESOTA, COUNTY OF HENNEPIN. and Charles A, Prior Hugh G. Harrison being each duly sworn, doth each for himself depose and say That he is a freeholder and a resident of the State of Minnesota, and that he is worth the snm of Owelve hundred and fifty Dollars, named in the foregoing bond, over and above his just debts and liabilities, and exclusive of property exempt from execution. Subscribed and sworn to before me this 72 d day of June A. D. 1880.

Security Blacky

Notary Public, Hennepin Co. Minn. The Kartings Hills, Terre 14th Wat Wat = 2007= Railroad Company, filed BOND ON A 3 In the matter of the Autupy, DISTRICT win A. D. 1880.

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## DISTRICT COURT, CARVER COUNTY, MINN.

Jaseph Wellmannel

Respondent

Vis.

The Hastings Dallate

R.R. Col appendant.

L.L. Busher

Plaintiff's Attorney.

Defendant's Attorney

Date of Entry Firstle & 1980

Exists A Page 237

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Term Tried 19

Judgement for 19

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Date of Docketing 19

Herald Publishing Co., Chaska, Minn.

appeal

Charka March 321881. Received up Whrayenbuth belief heistreet levent, the term of Hixteen dull an Cheining the derror the touch last quarter of Thought and quarter of herten Mirty Pourship bruhundred and Swettern Range Frenty Whow tattenthy the Hartings and healate Heatway lermpung forits vand, Cundin Consideration up fund turn Thereby great and conny to taid Partray Company Who Hrip of land hereinbefore dericher and all my right tithe and intend in lind to the Jame, Togeth Willmann Margaraffee Millmann

Joseph Mrs Kmann

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Rect for \$ 1600

Jetw. March B. 1844. Gethrayonbuke Edwit,

State of Minnesota, ) DISTRICT COURT,
COUNTY OF Carrer Ss. Sign Judicial District.
In the matter of the petition and application of the . Hosetings and District.
Railway Company, to condemn certain
real property in the County of and State of Minnesota, filed in said court
on the . A. D. 1880
Linenfelser and Fater
and Unevita Gie
Ciamiant and Respondent.
versus
The Hastings and Dakota
Cailway Emilan
Cetitioner and (Appellant.
STATE OF MINNESOTA,
County of Hennepin. \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
being duly sworn, says that at
in the State of Minnesota, on the
he personally served a true copy of the notice of the appeal in the above entitled matter upon January
Juliur and Faber, and Vincenty Eio.
the above named respondent by then and there delivering in hand to and leaving with . Each of the
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said respondent such copy of the said notice of appeal, and that he then and there personally knew
the person so served to be the respondent
therein named.
Subscribed and sworn to before me, this day of
A. D. 1880. Granes 19 18 ach Thouse
Total Bill
Themeson Co
Mum

75.

#### DISTRICT COURT.

Carr

County

in the matter of the application of the

Dapolu

Railroad Company, filed May 2720

A. D. 1880.

Lonenful + Faber dal

versus.

The Hastings & Dakota Railway Company

Affidavit of Service of Notice of Appeal.

July July 11 5 av 18 80,

Attorneys for Petitioners.

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State of Minneso		DISTRIC	T COUR	гт,
COUNTY OF Carree	SS.	E.	S Ju	licial District
In the matter of the petition and a	pplication of the	Harris	o and	La sota
				y, to condemn certain
real property in the County				
on the de			State of Minnes	ota, filed in said court
4	. 7			
truch The	lman	and	_	
Benen filer a	nd tate	r and		
Juneary Erica		. /		
<i>\(\alpha\)</i>	versus	our Resp	pondent.	
			1	
7/20/2000	122	/		
- Hasting and	de can	2 000		
- Carring 4	atistur	- and An	pellant.	
STATE OF MINNESOTA,			,	
County of Hennepin.	Treater	cer E. L	and t	
being duly sworn, says that at	Transfer.	in the	County of C	2222
in the State of Minnesota, on the .	2020	day o	r. Inne	A. D. 1880
he personally served a true copy of t	he notice of the a	ppeal in the above	entitled matter	upon . Dezenh
Mulman	1 8 4 8 6 6			. 6
the above named respondent, by then	and there deliver	ing in hand to and l	leaving with	
said respondent such copy of the said				
* 9 * E = E = E = F = + + + + + + + + + + + + + + + + +				to be the respondent
therein named.			Dul	
Subscribed and sworn to before	me, this	20	avar by	6
A. D. 1880.		nas 19	9	
	02.00	-		
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			Odm	Com Co
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#### DISTRICT COURT.

Carre

County

in the matter of the application of the Hashing and Dakola

Railroad Company, filed 2/2 2+76
A. D. 1880.

Joseph Haliman stale

versus.

The Hasting Contains

Affidavit of Service of Notice of Appeal.

Julie July 145 a D 1880,

Glass very enbushle

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State of Minnesota, DISTRICT COURT, County of Carller JUDICIAL DISTRICT. In the matter of the petition and application of the Hastings and Dakota race Company to condemn certain real property in the County of 9. (ac A. D. 1880. and State of Minnesota, filed in the said court on the day of auch William and Zuen Jessen and taker and Vincent ous. Quincuits and Respondents The Nastiness and Dak ota Hailway Vam and Appellant. To Jaseth Willewan and Linupelen You and each of you are hereby notified that the above named petitioner, the Acclings aull Na kata Railway Company appeals to the District Court in and for the County of Commissioners, made and filed in the above entitled matter, on the A. D. 1880, which award is A. D. 1880, which awards to Jaseth William of as owner, subject to the liens of Liver felser and Halar and Vincenz Lies as incumbrancers, the sum of Sixtum compensation for damages and injury to the The Routh East could ofthe One Hundred kurd silven Range Wenty Three by reason of the taking of land necessary and required to be taken for the use and tracks of said Railway Company for the following reasons, and upon the following grounds, viz: Dompany dun the Roud fill ust and Excessive and the amount of commensation to avoir mound deciment more than the dandere ir cigary to said property That said commissioners ded not allow in reduction of the dannager sustained by the about accused elcuradito, The sece sit lacorning a soul cullacely by the Construction of said road. Dated this 2 4 day of ( ) luce A. D., 188 d.

Upon reading the award in the within entitled matter and the within notice of appeal and accompanying affidavit, ordered that the appellant deposit in this Court the sum of Lixtur the amount awarded to the within named respondent, to abide the result of the appeal and the further order of the Court thereon; also that appellant give bond on appeal, as provided by statute, the penalty of which is hereby fixed at two hundred and foly Dollars, and that upon such deposit and the giving of such bond, all proceedings by the respondent upon the award, except to appeal therefrom, be stayed for twenty days. Dated June 24 1880.

L. Mastonel

James In the matter of the petition of DISTRICT Railway Company, filed in said o day of Milan

Na Fartun Super

NOTICE OF

ss.	DISTRICT COURT,
COUNTY OF Carverer	S/L Judicial District.
In the matter of the petition and application of the	Ifastings and Hakota
	Railway Company, to condemn certain
real property in the County of Cours	and State of Minnesota, filed in said court
on the Alay of Office	
Joseph Willman a	
There and Files and	Margare 1
Ci, i	
Claman	to and Respondent.
versus	
The Ofustings und Railway Comp	1 Duhuta
Hallung Comf.	any
Polition	en and million
Jennore	Appellant.
Enow all Men by these Presents, That we	herbur & Merrile
in behalf of said ap	
/ /	
as principal and Charles 141	Sur and Defuch &
Marison -	
as sureties, are held and firmly bound unto	refih Millman and Fala and Vincenz fies
Linenfelser and	Falor and Vincenz fies
above named in the sum of The Rundre	d and Fifty Dollars,
to be paid to the said Joseph Milen	an and Linenfelser and
habe and Vincens	Gies
for the payment whereof, well and truly to be made,	we jointly and severally bind ourselves, our heirs, executors
and administrators firmly by these presents.	
Sealed with our seals, and dated this	the said furting and Dulida  Turver from that part or portion of the
The condition of this bond is such that whereas,	the said of astony and Dukola
Hailway Compan	4
appeals to the District Court of said County of	from that part or portion of the
and a comment of the	entitled matter; made therein, and filed in said court on
of Sixteen	A. D. 1884, awarding to said respond the sum  Dollars damages, as compensation
	Respondent by the said Appellant, for railroad purposes.

now Therefore, if the said appellant The Marting and Dutola Hailing Pary shall prosecute its said appeal without delay, and abide the order the said court may make on such appeal, and pay the costs of said appeal if it should fail therein, then this obligation to be null and void, otherwise of force and effect. In Testimony Whereof, we have hereto set our hands and seals, the day and year aforesaid. STATE OF MINNESOTA, ss. COUNTY OF HENNEPIN. Be it known that on this 22 day of day of A. D. 188 0, personally appeared before me Sheer furn I mence Truster of Promund Hugh & Harrison to me well known to be the same persons who executed the foregoing bond, and they severally acknowledged the same to be their free act and deed, and that they executed the same for the uses and purposes therein Francis 13/Bailing expressed. Notary Public, Hennepin County, Minn. STATE OF MINNESOTA, COUNTY OF HENNEPIN. and Ofugh & Ofurrison harles Dofterion being each duly sworn, doth each for himself depose and say That he is a freeholder and a resident of the State of Minnesota, and that he is worth the snm of Our hundred and fifty the foregoing bond, over and above his just debts and liabilities, and exclusive of property exempt from execution. Subscribed and sworn to before me this ? 1 Notary Public, Hennepin Co. Minn.

DISTRICT COURT,

Country
In the matter of the application of the

Hailang Company, filed May 24

A. D. Isso.

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South Western Starter

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### DISTRICT COURT, CARVER COUNTY, MINN.

The Hastings Dakola

Respondent.

Plaintiff's Attorney.

Defendant's Attorney

Date of Entry State 259

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Term Tried 19

Judgement for 19

Date of Judgement \$ 19

Judgement Book Page

Default Judgement Book Page

Date of Docketing 19

Herald Publishing Co., Cheska, Minn.

appeal

Charla, weater 15ed 1880 8 Tho us Mucini of Strayenbull blutchent bount the Sum by Mire hundred dullen being the amount found albert Ette, un the arrand made by Commissioning by their report Julie June 14 5 1884, - LL Bapter allowy for Husting & Dullot Ruilway Company

. J. L. Bester Washuta Reitmay lempay \$ 31111 as rengs. albut Estet. Jihr, betuter 1844 a A1880, Chray inhihl leberth,

State of Mimesola. District-Court The Gastings and Dakole Railway Company - Offillant - Respondent Albert Etel It is hereby stipulated by and between, The parties to the above intitled action that the above named appellant withdraw from the black of the above named levert the sum awarded to the above named Rection don't in the above entitled matter which award was files with said black in his Office on the 24th day of lune a. D. 1880; said matter having bun cittles and compromises; and also that the appeal herin be dismissed without cost to either party. Dates Oct 18th 880 & L 1day to Cetterny Husting & Dec Kata Railway Company appealant Of Estel Respondent

Sistrict-Court. 4. The Hastings on Dakola Railwar Company. Albert Ectel Hipulation for Dismipel, file betohn 18 tansisto, Estragentul

State of Minnesota, DISTRICT COURT,
countror Carrer ss. Eugen Judicial District.
In the matter of the petition and application of the Hartman and
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real property in the County of and State of Minnesota, filed in said court
on the
alfort aitel
Elamant and Respondent.
versus Respondent.
Hashing on Calester Carlon
Parlman Ermhann
Litimus and Appellant.
STATE OF MINNESOTA,
County of Hennepin. Ses. Francisco & Laurent
being duly sworn, says that at . Eman hazen in the County of . Carren
in the State of Minnesota, on the
he personally served a true copy of the notice of the appeal in the above entitled matter upon
allert Etel
the above named respondent, by then and there delivering in hand to and leaving with
said respondent such copy of the said notice of appeal, and that he then and there personally knew
the person so served to be the respondent
Subscribed and sworn to before me, this
A. D. 1880. Tranco 1848 acting
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24.

#### DISTRICT COURT.

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Carrer	County

in the matter of the application of the

Hastmas and

Railroad Company, filed The 25

Chirt ditel

Railrey Emlany

Affidavit of Service of Notice of Appeal.

John July 14 tar 1880

Attorneys for Petitioners.

- 259-

State of Minnesota,	DISTRICT COURT,
COUNTY OF Carver	JUDICIAL DISTRICT.
.70	estings, and Dakola
n the matter of the petition and application of the	Railway
Company to condemn certain real property in the County	y of Earver
and State of Minnesota, filed in the said court on the	24th day of May A. D. 188 d.
Affert Etel	
Claimant and	Respondent,
· vs.	
- n - va	
The Hastings and A Railway Company Petitioner	akola-
Kailway Company	,
Petitioner	and Appellant.
То	•
albert Eitel	
	Management of the second of th
Commissioners, made and filed in the above entitled matter, on	the 24 day of the award of the
affect Eitel	as owner, subject
the liens of	as owner, subject
s incumbrancers, the sum of Three hundre	ed and wester throsollars, as
ompensation for damages and injury to the north wes	+ quarter of the South
fast quarter of Section the	the in Tourship
One hundred and Sixteen	Many tung The
y reason of the taking of land a second of land	
y reason of the taking of land necessary and required to company for the following reasons, and upon the following gr	
181. That the said company	.7
unich excessive and the	amount & compen.
satton to be haid to the above	claimant; more than
the damage or injury to	said property
, , ,	' (
in reduction of the damage	sioners did not allow
in reduction of the damage	es sustained by the above
named clamant the bene	fil alerung to said
clamant by the construction	tion of said wad
,	
Dated this 2 4 day of from	
Dated this	A. D., 188 \( \mu \)

Daylon

Attorneys for Appellant.

Upon reading the award in the within entitled matter and the within notice of appeal and accompanying affidavit, ordered that the appellant deposit in this Court the sum of how hundred howerly three Dollars, the amount awarded to the within named respondent, to abide the result of the appeal and the further order of the Court thereon; also that appellant give bond on appeal, as provided by statute, the penalty of which is hereby fixed at hundred and fife Dollars, and that upon such deposit and the giving of such bond, all proceedings by the respondent upon the award, except to appeal therefrom, be stayed for twenty days.

Dated June 2 4 1880

J. L. MacDonald

Railway Company, filed in said Court on the 2 day of A. D., 188 L

In the matter of the petition of 1

DISTRICT

Lann

The Faiting & Wahn

GUN THE OF APPEAL.

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State of Luinnesota,	DISTRICT COURT,
COUNTY OF Carver	ss. & Judicial District.
In the matter of the petition and application of	the gartings and a a hota
	Railway Company, to condemn certain
real property in the County of Ray	and State of Minnesota, filed in said court
on the Aday of And	C. 1 P A D -00 D
on the C day of M. F. C.	A. D. 1886.
Albert Eilel Chaiman	
(Paimai	of and Respondent.
versus	$\rightarrow$
The Odastino and.	Dulita
Reilevare Por	chant
The Sasting and . Revenuy Con	liener and Appellant.
Know all Men by these Presents, That we	Shurbunu & Mirrill for about rand appellant
and in behalf of the	about rand appellant
as arisainal and Househ G. S.	Carnson and Colordes lo
Principal and Surger of	Carnson and behares Ho,
0/100 1	
	(10) Q E.
as sureties, are held and firmly bound unto	aller will
above named in the sum of hele his	undred and fifty Dollars,
to be paid to the said Albert	itet
for the payment whereof, well and truly to be m	ade, we jointly and severally bind ourselves, our heirs, executors
and administrators firmly by these presents.	1
Sealed with our seals and dated this	77 dayof Diana ADISSI
Scaled with our scals, and dated this	01 to 0 0 to
The condition of this bond is such that wh	ereas, the said Gusting and Dulita.  Tom that part or portion of the
Reilway Compar	uf
appeals to the District Court of said County of	(Varver - from that part or portion of the
	above entitled matter; made therein, and filed in said court on
the 7 4 day of Jame	A D 1887) awarding to said respondent the sum
There been des and here	A. D. 1880, awarding to said respondent the sum  Of three Dollars damages, as compensation
of I we Farmane a and with	Dollars damages, as compensation
for the taking or injuriously affecting the land of	of said Respondent by the said Appellant, for railroad purposes.

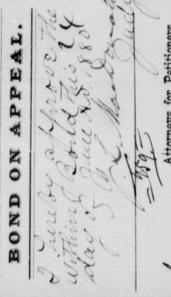
now Therefore, if the said appellant the Ofusting and Dan Au Railing Compring shall prosecute its said appeal without delay, and abide the order the said court may make on such appeal, and pay the costs of said appeal if it should fail therein, then this obligation to be null and void, otherwise of force In Testimony Whereof, we have hereto set our hands and seals, the day and year aforesaid. STATE OF MINNESOTA, COUNTY OF HENNEPIN. Be it known that on this ? 1 A. D. 188 U, personally appeared before me Shurburn S, Miriel Hough G. Harrison and Charles He, Trio to me well known to be the same persons who executed the foregoing bond, and they severally acknowledged the same to be their free act and deed, and that they executed the same for the uses and purposes therein expressed. Francis BBailey Notary Public, Hennepin County, Minn. STATE OF MINNESOTA, COUNTY OF HENNEPIN. Hough & Harrison and Charles A, Prior being each duly sworn, doth each for himself depose and say That he is a freeholder and a resident of the State of Minnesota, and that he is worth the snm of Those hundred and fifty the foregoing bond, over and above his just debts and liabilities, and exclusive of property exempt from execution. Subscribed and sworn to before me this.... Notary Public, Hennepin Co. Minn.

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In the matter of the application of Author Company, filed My 24

A. D. 1880.

Class Pito



Gird June Wet WAN 19801

No. 1324

### DISTRICT COURT, CARVER COUNTY, MINN.

Finewfelser ebal)

The Harling & Dakota Defendant.

Defendant.

Defendant.

Plaintiff's Attorney.

Defendant's Attorney

Date of Entry 24 19/880

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Judgement for 19

Date of Judgement \$

Date of Judgement Book Page

Default Judgement Book Page

Date of Docketing 19

Herald Publishing Co., Cheska, Minn.

appeal

L. A. Barter Munny Henting & Dahata Trainay Company, A Goo, as receips himmpeline Ataber Jelis belatur 18 a 20 1880, Eldreyen hall leure. -rsq.

Charle Celater 184 1880 \$Gun= Celusoroffice, Received up & throughout belief wir lount The turn of their hundred dollars being The amount perio to Linenfelor and Falur In Littlement up the award made they the Commits inner by that report files from Q4 5 1881, ( Glaverye litel Hand,) I I OTayta ttly for Hachys and Ode State Rudway compay

Stale of Mimesola bounts of bawer. Dutrict bourt Cighth Judicial District The datings on Dakote Railway Company - affallant. 7 Les Fale Lelougn Sin enfelsendent) It is rush stipulated by and between The partie to The above entitled action That The above named appellant withdraws from the blick of the above named Court The sum awarded to above named Respondent in The above entitled matter which award was filed with said blink in his office on The 24 day of June a. 2. 1880; said matter having been settled and compromises; and also That the appeal herein be dismissed without cost to either party Dates Och. 18 1880. LL 19 agter Money for the Hectings and da hote Kuil alay Company Uppellants Flavior Lumpher Respondent,

District Court. The Harting and Sakota Railway Company Lines felser and Falur Helipulation for Assimpal. Jeler beloter 18th a D18 50 Gethrengenburkleburk,

State of Minnesota,	DISTRICT COURT,
COUNTY OF Garren Ss.	Judicial District.
In the matter of the petition and application of the	Hastings and Dakita
	Railway Company, to condemn certain
A	and State of Minnesota, filed in said court
on the 27 the day of . The	
and Solin George	rec Faber
- Elamant	and Respondent
versus	
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Cally Compan	it and Appellant.
STATE OF MINNESOTA,	- Crippenani.
	rick & Durit
in the State of Minnesota, on the	7
	. A. D. 1860
he personally served a true copy of the notice of the	appear in the above effittled matter upon
the above named respondent by then and there delive	ring in hand to and leaving with . sach & the
said respondent such copy of the said notice of appea	l, and that he then and there personally knew
	the person so served to be the respondent
therein named.	J. E. Dustoit
Subscribed and sworn to before me, this	day of Durg.
A. D. 1880.	mers 18/8 oular
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	to choice
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#### DISTRICT COURT.

Carrer

County

in the matter of the application of the

Hastings and Dasola

Railroad Company, filed 12 2 2 A. D. 1880.

Famenaller et al

The Hastings & Dakoth-

Affidavit of Service of Notice of Appeal.

State of Minnesota, DISTRICT COURT,
In the matter of the petition and application of the . Togasting and District.
In the matter of the petition and application of the
Railway Company, to condemn certain
real property in the County of . Carrent and State of Minnesota, filed in said court
on the
Famenfiler, George Fahr
and John George Citel
versus
The Hostman and Delaction
The Hastings and Dahola
Tetition and Appellant.
STATE OF MINNESOTA,
County of Hennepin. Ses. Friderick & Quint
being duly sworn, says that at in the County of
in the State of Minnesota, on the day of
he personally served a true copy of the notice of the appeal in the above entitled matter upon .
Surrye Citch
the above named respondent, by then and there delivering in hand to and leaving with
said respondent such copy of the said notice of appeal, and that he then and there personally knew
Subscribed and sworn to before me, this
Subscribed and sworn to before me, this
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#### DISTRICT COURT.

Carrer

County

in the matter of the application of the

Hastings and

Dahota-

Railroad Company, filed May 248

F. Lonenfelser et als

versus.

The Hastings and Laketa-

Affidavit of Service of Notice of Appeal.

July July 14 & a A 1880,

Attorneys for Petitioners.

They

state of Minnesota, DISTRICT COURT, COUNTY OF Carver JUDICIAL DISTRICT. Hastings and Dahola In the matter of the petition and application of the Railway Company to condemn certain real property in the County of Carren and State of Minnesota, filed in the said court on the 24th day of Man A. D. 188 O. I Enimpleer, and George Faber and John Grosge Etel Clamant and Respondent, The Hastings and Dakola Pailway Company and Appellant. F. Linenfelser, and Grorge Faber You and each of you are hereby notified that the above named petitioner, the and Dakola Railway Judicial District, State of Minnesota, from that part or portion of the award of the Commissioners, made and filed in the above entitled matter, on the 2 4 day of A. D. 188 O, which awards to F Linen Felser and George Fator as owner, subject John Jeorge Estel as incumbrancers, the sum of Len hundred and seventy six compensation for damages and injury to the North east quarter of the South west quarter and the south half of the & butt west quarter 19 Section Thirty in toundalle One hundred and Sixteen Range Twenty three, by reason of the taking of land necessary and required to be taken for the use and tracks of said Railway Company for the following reasons, and upon the following grounds, viz: 151. That the said company den the said award and report unjust and excessive and the amount of com. person to be said the above clumant more than the odamage or injury to said property 2nd, That said commissioners did not allow in refuction of the damages sustanted by the above Dated this 2 4 day o flune La Bayter.

Upon reading the award in the within entitled matter and the within notice of appeal and accompanying affidavit, ordered that the appellant deposit in this Court the sum of an hundred and severity six Dollars, the amount awarded to the within named respondent, to abide the result of the appeal and the further order of the Court thereon; also that appellant give bond on appeal, as provided by statute, the penalty of which is hereby fixed at One horizand me hundred Dollars, and that upon such deposit and the giving of such bond, all proceedings by the respondent upon the award, except to appeal therefrom, be stayed for twenty days.

Dated June 7 4 1880.

Judge.

In the matter of the petition of the Mailway Company, filed in said Court on the 2 g day of May Man A.D., 188 B.

NOTICE OF

The Haaling

Yelle Tum Well as 1880,

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DISTRICT COURT

	District Court,
countr or Carver	ss. DISTRICT COURT,  Judicial District.
In the matter of the petition and application	of the Igasting and Darlota
	Railway Company, to condemn certain
real property in the County of	
on the 24 day of M	2 Class A. D. 1997
on the 24 day of M	A. D. 1880.
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John George Ceilel	
1 6 Clarina	net and Respondent.
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Railway Em	wham,
a Cuti	times and Appellant.
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Know all Men by these Presents, That w	Shurbune S. Munill
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as principal and Heuch 4.	Harrison and Charles Ho,
mor	
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as sureties, are held and firmly bound unto	Fi Limanfelser Googe Faber
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above named in the sum of One Man	wand me hundred Dollars
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above named in the sum of Me Man to be paid to the said Manual fell for the payment whereof, well and truly to be and administrators firmly by these presents.	wand one foundled Dollars, Dollars, June and Jeng Julie and John Dollars, we made, we jointly and severally bind ourselves, our heirs, executors
above named in the sum of Me Months to be paid to the said Manual fello for the payment whereof, well and truly to be and administrators firmly by these presents. Sealed with our seals, and dated this	Dollars, Dollars, June July and severally bind ourselves, our heirs, executors  25 day of June A. D. 1880.
above named in the sum of Me Man to be paid to the said Manual fell for the payment whereof, well and truly to be and administrators firmly by these presents.  Sealed with our seals, and dated this  The condition of this bond is such that	Dollars, Dollars, June Julie and Julie Bayes Julie and J
above named in the sum of Me Man to be paid to the said Manual fell for the payment whereof, well and truly to be and administrators firmly by these presents.  Sealed with our seals, and dated this  The condition of this bond is such that	Dollars, Dollars, June Julie and John Bayon June A D. 1880.  whereas, the said I fasting and Makela.
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above named in the sum of Me Manager for the payment whereof, well and truly to be and administrators firmly by these presents.  Sealed with our seals, and dated this  The condition of this bond is such that  Carling Company  appeals to the District Court of said County  and administrators for the county of the Commissioners appointed in the	Dollars, and Jeoge Lake and John Dollars, whereas, the said John A. D. 1880.  whereas, the said John and Makela and Makela and from that part or portion of the the above entitled matter; made therein, and filed in said court on

now Therefore, if the said appellant the Sauling and flath the I tacking from shall prosecute its said appeal without delay, and abide the order the said court may make on such appeal, and pay the costs of said appeal if it should fail therein, then this obligation to be null and void, otherwise of force and effect. In Erstimony Whercof, we have hereto set our hands and seals, the day and year aforesaid. IN PRESENCE OF STATE OF MINNESOTA, ss. COUNTY OF HENNEPIN. Be it known that on this ; A. D. 1880 , personally appeared before me Sheibuni & to me well known to be the same persons who executed the foregoing bond, and they severally acknowledged the same to be their free act and deed, and that they executed the same for the uses and purposes therein expressed. trancio 12/3 aila Notary Public, Hennepin County, Minn. STATE OF MINNESOTA, COUNTY OF HENNEPIN. ough J. Harrison being each duly sworn, doth each for himself depose and say That he is a freeholder and a resident of the State of Minnesota, and that he is worth the snm of One thousand one hundred - Dollars, named in the foregoing bond, over and above his just debts and liabilities, and exclusive of property exempt from execution. Subscribed and sworn to before me this Notary Public, Hennepin Co. Minn. Julia Tum 140 a 25% La Factures & Farting So Railroad Company, filed BOND ON A DISTRICT In the matter of the

A. D. 1880.

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# DISTRICT COURT, CARVER COUNTY, MINN.

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The Hastingsand	Dellale J
L. L. Baute	gingiff's Attorney.
	fendant's Attorney  24 19/880
Register of Actions A	Page Zas
Judgement for	
Judgement Book  Pefault Judgement Book	Page
Date of Docketing	19

Herald Publishing Co., Chaska, Minn.

appeal

State of Minnesota, ) DISTRICT COURT,
COUNTY OF Carrier ss. Eight Judicial District.  In the matter of the petition and application of the . Hers large care and
In the matter of the petition and application of the . Hers Chres Carel
Oakela Railway Company, to condemn certain
real property in the County of Centres and State of Minnesota filed in said court
on the . 2 4 M2 day of . Mery . A. D. 1880
Wendelin Isimm
Celainant and Respondent.
versus
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The Daslings and Dakola
The Bastings and Dakola Railway Company Petitioner and Appellant.
STATE OF MINNESOTA, 888.
County of Hennepin. \\ \frac{\{\partial}{\}}{\partial}See helowers & Que Loit-
being duty sworn, says that at
in the State of Minnesota, on the day of June A. D. 1880.
he personally served a true copy of the notice of the appeal in the above entitled matter upon
Wendelin brinn
the above named respondent, by then and there delivering in hand to and leaving with
said respondent such copy of the said notice of appeal, and that he then and there personally knew
· · · · · · · · · · · · · · · · · · ·
therein named.
Subscribed and sworn to before me, this & M. Jack.  A. D. 1880.  Subscribed and sworn to before me, this & M
A. D. 1880. Sancis 13/3 ala,
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Hennipin County
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#### DISTRICT COURT.

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County

in the matter of the application of the Hastings and

Railroad Company, filed May 22

Wendelindminn

versus.

Hastings and Dakola Railway Company

Affidavit of Service of Notice of Appeal.

filed July 111 to A 18 80 Politioners.

J. W. .

"

State of Minnesota, DISTRICT COURT, Eughth JUDICIAL DISTRICT. COUNTY OF Clarver In the matter of the petition and application of the Hastings and Nacata Company to condemn certain real property in the County of Varver and State of Minnesota, filed in the said court on the 24, day of Call A. D. 1880. Mudelin grunen. Claimant and Respondent, Tustings and Dakota Railway Daentant and Appellant. audelin Grimm You and each of you are hereby notified that the above named petitioner, the Aneliceys and Nakota-Railway Company appeals to the District Court in and for the County of Judicial District, State of Minnesota, from that part or portion of the award of the Commissioners, made and filed in the above entitled matter, on the day of A. D. 1880, which awards to Wendlin Frimme as owner, subject incumbrancers, the sum of Sweety Sin compensation for damages and injury to the Louth Part quarter of the South gast quarter of bection Tuesty five in Township and hundrik and suyteen Runge Tuent fourby reason of the taking of land necessary and required to be taken for the use and tracks of said Railway Company for the following reasons, and upon the following grounds, viz: 1st, that The said company deen the said award and unjust and excessive and the amount of compus - spation to be raid The above claimout, or fore Than the damage or injury to earl notherty and, That said Commissioners did not allow in reduction of the dunages sustained by The above usund for patent deciment the benefit account to said claimant by the Construction Dated this 24 day of June A. D., 1880 2 2/BarterAttorneys for Appellant.

Upon reading the award in the within entitled matter and the within notice of appeal and accompanying affidavit, ordered that the appellant deposit in this Court the sum of Percent Per Dollars, the amount awarded to the within named respondent, to abide the result of the appeal and the further order of the Court thereon; also that appellant give bond on appeal, as provided by statute, the penalty of which is hereby fixed at Pero Recedified and Peroper Dollars, and that upon such deposit and the giving of such bond, all proceedings by the respondent upon the award, except to appeal therefrom, be stayed for twenty days.

Dated June 24 1880.

J. S. Mac Sorrald

In the matter of the petition of the Author The Author Marketta

Railway Company, filed in said Court on the 24

day of May Author A. D., 188 J.

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The Martings and

WOTICE OF APPEAL.

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DISTRICT

State of Minnesota,	DISTRICT COURT,
COUNTY OF Coarves	Ss. Judicial District.
In the matter of the petition and application	of the Idasting and Datita
	Railway Company, to condemn certain
real property in the County of	
on the 11/3 day of M	A. D. 1880.
Olama Claima	Mule David Burney
· Claima vers	rus Respondent.
The garding	med Nahola
The Startings Co	Ition And Appellant.
	Therlane Allerice
in behalf of said	
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as principal and Chaules &	Prior and Thigh & Harrison
as sureties, are held and firmly bound unto	Mendelin Grimm
to be paid to the said Mende	Lin Grismin Dollars,
to be paid to the said	
	e made, we jointly and severally bind ourselves, our heirs, executors
and administrators firmly by these presents.	20 1
Sealed with our seals, and dated this	A D. 1880.
The condition of this bond is such that	whereas, the said fastings and halfar of Carver from that part or portion of the
appeals to the District Court of said County	of Carver from that part or portion of the
award of the Commissioners appointed in the	the above entitles matter, made therein, and med in said court on
the 14 day of June	A. D. 1880, awarding to said respondent the sum  Dollars damages, as compensation
for the taking or injuriously affecting the lan-	d of said Respondent by the said Appellant, for railroad purposes.

now Therefore, if the said appellant the questing and white Hailuy bry shall prosecute its said appeal without delay, and bide the order the said court may make on such appeal, and pay the costs of said appeal if it should fail therein, then this obligation to be null and void, otherwise of force and effect. In Testimony Whereof, we have hereto set our hands and seals, the day and year aforesaid. STATE OF MINNESOTA, ss. COUNTY OF HENNEPIN. A. D. 188 , personally appeared before me Therfune of Mersical Charles of them and South & Harrison to me well known to be the same persons who executed the foregoing bond, and they severally acknowledged the same to be their free act and deed, and that they executed the same for the uses and purposes therein Chances 13/3 aily expressed. Notary Public, Hennepin County, Minn. STATE OF MINNESOTA, COUNTY OF HENNEPIN. and Stuff & Harrison harles It thin being each duly sworn, doth each for himself depose and say That he is a freeholder and a resident of the State of Minnesota, and that he is worth the snm of no hundred and Hifly Dollars, named in the foregoing bond, over and above his just debts and liabilities, and exclusive of property exempt from execution. Subscribed and sworn to before me this ranus 13 13 ar las Notary Public, Hennepin Co. Minn.

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DISTRICT

Sum

In the matter of the application of the State of the application of the Railwood Company, filed May 14.

A. D. 1880.

The Hastings & Nakota Railung Company

BOND ON APPEAL.

July and and the Effectioners.

Attorneys for Petitioners.

Attorneys for Petitioners.

July June 1st A. A. M. St. Contitioners. Children June 1st A. A. M. St. Companyant Mark Charles.

Charla, betwhen 1845 1860 8 baus Celi Mraffia. Received of Haray would lehar with bunt The firm by butty dullan hing the amount alformity by their report piled June 14 1860, La Bayter My Hiestings & Dalkata Rudney Compay

W. W. Bayter to Morning of the Heatings and Anthon \$60. " neigh, Mendelin Brimm John behoter 18 4 a be 1880 Glarayenhabl lelish The =

State of Munsela Englith couled Camy by Care! Hailway Combay affellet Muddle The Rubide It is hereby stepulated by, and between, The parties to the above entitled action that the above named affellant withdraw from the blink of the above named bourt the sum awarded to the above named Respondent in the above entitled matter which award was filed with said black, in his Office, on the 24th day of June ad. 1880; said matter having been with and compromised; and also that the appeal herine be dismessed without costs to either party. dutisoch. 1880 Letter for Ces Cetty for Ceffect the Month Choine

Dutriet Court 1 County of Caron. The Hastings 24 Dakole Railury Company Hipmalation for Dismigral, filis betater 18th Disse Atrayenbuth Colors

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No. 1324

## DISTRICT COURT, CARVER COUNTY, MINN.

Jaseph Ess
Plaintiff.
C .
The He steings & Deakale
RK. CJ
appliant.
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- Laster
Bondin s. ittorney.
Defendant's Attorney
Date of Entry June 1 10/880
Register of Actions A Page 260
Term Tried
Judgement for
Amount of Judgement \$
Date of Judgement19
Judgement BookPagePage
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Date of Docketing19

Herald Publishing Co., Cheska, Minn.

appeal

- Say in = Charles Mounder 84 1881, Received of Sthrengenbull, Clark Quitrut bount Ahrt Jumas Thrahundred and Heventien dollars, being the balancelin Jull of the amend they bothermy journey by that report gold June ask 1880, to fareph Eld-L & Refeter hal "214. My for Hacting and Da Kate Ruly

h. h. Bayter and warlate Railway be, \$ 214 00 hereight Talana award to Tough Eft. Jilis Journburg & a wist. Mou

State of Minnesola.

District bourt Eighth Ludward Dietnet.

The Hastings In Sakota Railway Company - appellant

against

jusific Ess - Riffordent

St is how thouland by and between The sarties to the above manual appellant withdraws from the black of the above manual Court the sum awarded to the above manual Respondent in the above entitled matter, which a ward was filed with said black in his office on the 24th lay of June, a. I. 880; said matter having been without and ecompromises, and also that the appeal herein be dismissed without costs to either darty Dates bet 11th 1580.

and Oakutu Ruilings Compay affection Joseph Ess Refuellend

District Court 24 County of Carver. The factings on Dakota Failway Company Hipulation for Hismipal Jili betaber 125 and 8 80, Geberagen berke,

Jehana betutur 1251880 Who Routher, Received of Gustown Harayenbull allulations Sourt who burn of Mines total and dallary 18944. " Theing the Comment fraid to fough This latisfaction of the arrand makeby the Commissioners by their report fully gum 145 11 Bayte and Su hate Realey

Mr. In, Holly tor attorney up the Hastings Mad Hastata Railoray Company,

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COUNTY OF Earner  The matter of the petition and application of the  Company to condemn certain real property in the County of Minnesota, filed in the said court on the  Company to Comment.	Judicial District.
Company to condemn certain real property in the Cand State of Minnesota, filed in the said court on the	Pahota Railwa
Company to condemn certain real property in the Cand State of Minnesota, filed in the said court on the said court of th	Pakota Railwa
Company to condemn certain real property in the C and State of Minnesota, filed in the said court on t	
and State of Minnesota, filed in the said court on t	county of Cant
6-111 800	the 24 Hay of May A. D. 1880
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Derican Usis	
Clament.	and Respondent.
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The Hasting & Dak Railway Ermfor	da
Railwood Emplan	11
of P. H. June	Tand Appellant.
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frach &	, , , , , , , , , , , , , , , , , , , ,
7.20,10	
	10 To
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Hashings + Dak	
ompany appeals to the District Court in and for the Cou	nesota, from that part or portion of the award of the
Judicial District, State of Minn	nesota, from that part or portion of the award of the
mmissioners, made and filed in the above entitled matte	
D. 1880, which awards to	
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incumbrancers, the sum of Eleven him	adred and surnicen Dollars:
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reason of the taking of land necessary and require	ed to be taken for the use and tracks of said Railwa
reason of the taking of land necessary and require	ed to be taken for the use and tracks of said Railwa
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ensation for damages and injury to the Worth &	ast quarter of the worth East-

Attorneys for Appellant.

Upon reading the award in the within entitled matter and the within notice of appeal and accompanying affidavit, ordered that the appellant deposit in this Court the sum of Elven hundred and seventime ollars, the amount awarded to the within named respondent, to abide the result of the appeal and the further order of the Court thereon; also that appellant give bond on appeal, as provided by statute, the penalty of which is hereby fixed at Elven hundred and fifty. Dollars, and that upon such deposit and the giving of such bond, all proceedings by the respondent upon the award, except to appeal therefrom, be stayed for twenty days.

Dated June 2 4 1880.

f. L. Martonald.

DIBTRICT COURT,

Carry County.

In the patter of the petition of the

Yashray F Ahla.

Railway Company, filed in said Court on the

day of A. D., 188 6

Joseph Ess

Gild June Wydansker

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State of Minnesota, ) DISTRICT COURT,
countros Carver ss. Eight Judicial District.
In the matter of the petition and application of the Mastings and Dakola
real property in the County of and State of Minnesota, filed in said court
on the . 24 m day of . Mey . A. D. 188 0
0
March 944
Jaseph Ess
Clarinont and Respondent.
versus
The Hestines and Dakola Railwery Company Petitionerand Appellant.
Railweig Company
Pelitioner and Appellant.
STATE OF MINNESOTA,
being duly sworn, says that at . leher ker in the County of . Carver .
being duly sworn, says that at in the County of Carver
in the State of Minnesota, on the day of
he personally served a true copy of the notice of the appeal in the above entitled matter upon .
Jaseph Ess.
the above named respondent, by then and there delivering in hand to and leaving with
the above named respondent, by then and there denvering in name to and leaving with
said respondent such copy of the said notice of appeal, and that he then and there personally knew
the person so served to be the respondent
Subscribed and sworn to before me, this
Subscribed and sworn to before me, this day of
A. D. 1880.
A. D. 1880.  Francis 13/Bailer  Volary Public  Limpin County  United
Honnepin County
Unind

24.

#### DISTRICT COURT.

learner

County

in the matter of the application of the Hastings and

Dakolat

Railroad Company, filed May 24.

Joseph Esp

versus.

Hasting and Dakola Roilway Company

Affidavit of Service of Notice of Appeal.

Jihi July 1115 a # 1880.

Attorneye for Petitioners.

361

State of Minnesota,	DISTRICT COURT,
State of Minnesota,	Ss. DISTRICT COURT,  Judicial District.
	n of the Southings and Dahota
	Pallon Company
real property in the County of County of day of	A. D. 1880.
***************************************	
0, , 6	
Joseph Ess Class	rsus Respondent.
The Masting and.	Datido Pachery
The Masting and .	tiene an Appellant.
Know all Men by these Presents, That w	e Sherburn & Merrice
en behulf of 5 cm	
as principal and Charles &	Frim and Stugh & Harrison
as sureties, are held and firmly bound unto	Joseph Ess
above named in the sum of Eleven h	undred and fifty Dollars,
above named in the sum of Eleven he to be paid to the said funche &	
- V	be made, we jointly and severally bind ourselves, our heirs, executors
	thade, we jointly and severally bind ourselves, our neirs, executors
and administrators firmly by these presents.	22d day of lune A. D. 1880.
The condition of this bond is such that	whereas, the said Mashing and  lump Company  of Conver from that part or portion of the
Lakota Mal	lung Company
aces report	he above entitled matter; made therein, and filed in said court on
/\	A. D. 188, awarding to said respondent the sum
of Eleven hundred an	Dollars damages, as compensation
	and of said Respondent by the said Appellant, for railroad purposes.

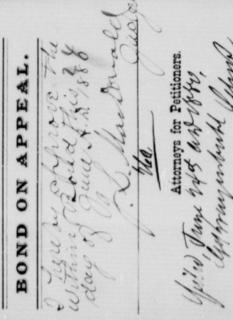
How Therefore, if the said appellant the Gustings and Dakola Rael wy Company shall prosecute its said appeal without delay, and abide the order the said court may make on such a peal, and pay the costs of said appeal if it should fail therein, then this obligation to be null and void, otherwise of force In Testimony Whereof, we have hereto set our hands and seals, the day and year aforesaid. STATE OF MINNESOTA, ss. COUNTY OF HENNEPIN. Be it known that on this 22 day of Lun A. D. 1882 , personally appeared before me Shubure Merrill Charles of trier and Hugh & Harrison to me well known to be the same persons who executed the foregoing bond, and they severally acknowledged the same to be their free act and deed, and that they executed the same for the uses and purposes therein Francis 12/3 aily expressed. Notary Public, Hennepin County, Minn. STATE OF MINNESOTA, COUNTY OF HENNEPIN. Charles Athin being each duly sworn, doth each for himself depose and say That he is a freeholder and a resident of the State of Minnesota, and that he is worth the snm of Eleven hundred and seventer Dollars, named in the foregoing bond, over and above his just debts and liabilities, and exclusive of property exempt from execution. Subscribed and sworn to before me this Notary Public, Hennepin Co. Minn.

DISTRICT COU

sam.

In the matter of the application of the state of the stat

Laylh Ess Fatures Makota Railway Dompany



No. 1327

### DISTRICT COURT,

Defendant's Attorney Date of Entry. Register of Actions ..... Page 260 Term Tried .. Judgement for .... Amount of Judgement \$..... Date of Judgement ..... Judgement Book Page Default Judgement Book ......Page... Date of Docketing ...

Herald Publishing Co., Chaska, Minn.

appeal

> \$ NS 100 3 Charla, Veloter 11 51880 Chillroffin . He cine of Gustave Throughouth, the tum of Seventy Jul dullars, theing The Community paid to Joseph tehindler for on the arrand Unade by the learnings wings as for report file June Left I I Bayta and suthethe Ruit way Company

Ch. 4. Buyter alty The the Houtings headlate Ruitmay leampany \$ 75.00 receipt Gethreyenbuhl
delist

- 260

District Court. Eighth Judicial District. State of Minnesola. The Hastings on Dakota Railway Company - appellant. Joseph Schindler . Respondent.) It is hereby stibulated by and between The sarties to the above intitled action that the above named asbellant withdraw from The blick of the about named bourt . The sum awarded to the about named Respondent in For above intitled matter which award was filed with said believe in his Office on The 24th day of June a. D. 1870; said matter having been sittles and com kromised; and also that the appeal havin be dismissed without costs to uther party L & Dayte Dates Och. 1/th 1888. USh, for Hustings and Dullate Buil way Company withful ant Aree stax chindles ). Storler Milness ha Diproduce of Jos Schindles fr. Respondent

District Court. The Hastings and akota Railway Company Auch Schindler. Stipulation for sumipul Julia, Wetation 11 5 a 2018 80

State of Minnesota, DISTRICT COURT,
In the matter of the petition and application of the Hastings and
In the matter of the petition and application of the Mastings and
Dakolei
real property in the County of . leaver and State of Minnesota, filed in said court
on the . It day of . Merry A. D. 1880
Jaseph Schindler III
Source warner
Claimant and Respondent.
versus
The Hastings and Dakola
The Hastings and Dakola. Railway Kompany Telilioner and Appellant.
STATE OF MINNESOTA, SSS.
County of Hennepin. ) Frederich & Du Fail
being duly sworn, says that at . S. C. T
in the State of Minnesota, on the day of
he personally served a true copy of the notice of the appeal in the above entitled matter upon
Loucien Warner
the above named respondent, by then and there delivering in hand to and leaving with
said respondent such copy of the said notice of appeal, and that he then and there personally knew
the serious
therein named.
therein named.  Subscribed and sworn to before me, this day of
A. D. 1880.
100-000
Nolary Public
Lemepin County
1
///////

9/8.

## DISTRICT COURT.

Clarver

County

in the matter of the application of the Harlings and

Dakola

Railroad Company, filed May 24 A. D. 1880.

Joseph Schridler at als.

versus.

Dakota Railway

Affidavit of Service of Notice of Appeal.

July July 14 to 2 1880

Attorneys for Petitioners.

\_160=

State of Minnesota, ) DISTRICT COURT,
In the matter of the petition and application of the . Hastings and
In the matter of the petition and application of the Hastings and
Dake Co Railway Company, to condemn certain
real property in the County of . Leaver and State of Minnesota, filed in said court
on the . 24th day of . May . A. D. 1880
Drichh Schindler Dr
Joseph Schindler In. Jason Downer duel Lencien Warner Chainout and Respondent.
Loucien Warner Chainout and Respondent.
versus
The Hastings and Dakola
The Hastings and Dakola Railway Company Pelilionerand Appellant.
STATE OF MINNESOTA, 888.
County of Hennepin. \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
being duly sworn, says that at Charles Sau. in the County of learner.  in the State of Minnesota, on the
in the State of Minnesota, on the day of
he personally served a true copy of the notice of the appeal in the above entitled matter upon
V
the above named respondent, by then and there delivering in hand to and leaving with
said respondent such copy of the said notice of appeal, and that he then and there personally knew
therein named.
Subscribed and sworn to before me, this day of
Subscribed and sworn to before me, this
N. P P 10.
Hermefin County
Minn

DISTRICT COURT.

in the matter of the application of the

Dakoth

Railroad Company. filed May 24

Jaseph Schindler

versus

Hastingsand Sakola Railway Company

Affidavit of Service of Notice of Appeal.

file July 145 and 1880

Attorneys for Petitioners.

Tho

State of Minnesota, DISTRICT COURT, JUDICIAL DISTRICT. In the matter of the petition and application of the Hastings & Lareta Railway Company to condemn certain real property in the County of and State of Minnesota, filed in the said court on the day of Maz A. D. 188 J. ruch Schmoler, Jason Downer Claimanto and Respondents d Lucien The Hashings & Lakerta Railnes Ermhum To Jucin Jame You and each of you are hereby notified that the above named petitioner, the Custing Valabela Railway Company appeals to the District Court in and for the County of Carver Judicial District, State of Minnesota, from that part or portion of the award of the argh Commissioners, made and filed in the above entitled matter, on the day of A. D. 188 0, which awards to sich Chridler to the liens of farm Lower of Encie Thank as incumbranters, the sum of brants one compensation for damages and injury to the Shith will quarter of The forthe east quarters detin thirt six in Township are unared and sixteet and Cange wenty for by reason of the taking of land necessary and required to be taken for the use and tracks of said Railway Company for the following reasons, and upon the following grounds, viz: 151. That said company deem the said award and a trumst and excessive and the amount of compensation to be paid the above named claimeand more then the damage or inputy to said broterto and, That said commissiones did not allow in eduction if the damage sustained by the above named claimant the benefit accorning to said clamiant by the construction of Kaid Dated this 29 day of fun A. D., 188 Ø C & Bareton Attorneys for Appellant.

Upon reading the award in the within entitled matter and the within notice of appeal and accompanying affidavit, ordered that the appellant deposit in this Court the sum of Eight Dollars, the amount awarded to the within named respondent, to abide the result of the appeal and the further order of the Court thereon; also that appellant give bond on appeal, as provided by statute, the penalty of which is hereby fixed at Internal Little and fifty Dollars, and that upon such deposit and the giving of such bond, all proceedings by the respondent upon the award, except to appeal therefrom, be stayed for twenty days.

Dated June 2 4 1880.

Judge. Judge.

DISTRICT COURT

Carre

In the matter of the petition of the

Railway Company, filed in said Court on the day of ULAM A. D., 1

Granth Tehniollizatial

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The Hustings & Dahren-Raining Emboury

NOTICE OF APPEAL

John Term Wet at 1884

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State of Minnesota,	DISTRICT COURT,
COUNTY OF Garrer 88.	8 Judicial District.
In the matter of the petition and application of the	Jackneys V Makole
	Railway Company, to condemn certain
real property in the County of Carner	and State of Minnesota, filed in said court
on the 24 the day of May	A. D. 188 ∂.
Jaseph Schlondler on Wounes on	
Claiment	and Respondent.
The Washings & Wak	sta Rail
may company	
Pelitiones	and Appellant.
Know all Men by these Presents, That we the	han Mund
behalf of Said affect	Clark
as principal and Charles & Price.	- and Sylugh & Harrison
	, , ,
as sureties, are held and firmly bound unto	ph Johinden Jacon
as sureties, are held and firmly bound unto Jose Dancier	Warner o
above named in the sum of Two hunds to be paid to the said Jaseph Jehm and Lucien Warnes	red and Jufly Dollars,
to be paid to the said a seph Jehm	dler fason hlauner
for the payment whereof, well and truly to be made, we jo	ointly and severally bind ourselves, our heirs, executors
and administrators firmly by these presents.	1,
Sealed with our seals, and dated this 224	
The condition of this bond is such that whereas, the	said Mastings and Daktte
Railway Omfan	<i>j</i>
appeals to the District Court of said County of	from that part or portion of the
award of the Commissioners appointed in the above enti	
of Eighty one	A. D. 188 A. awarding to said respondent the sum
of Eighty one	Dollars damages as compensation
for the taking or injuriously affecting the land of said Res	spondent by the said Appellant, for railroad purposes.

Bow Therefore, if the said appellant he Hasting Dellota Carthuy Confine shall prosecute its said appeal without delay, and abide the order the said court may make on such appeal, and pay the costs of said appeal if it should fail therein, then this obligation to be null and void, otherwise of force and effect. In Testimony Whereof, we have hereto set our hands and seals, the day and year aforesaid. Thefillan 9 Baila STATE OF MINNESOTA, ss. A. D. 188 personally appeared before me Liesteine Liperice Charles & Buen and Augh & Harrison to me well known to be the same persons who executed the foregoing bond, and they severally acknowledged the same to be their free act and deed, and that they executed the same for the uses and purposes therein Frances 13/3 will STATE OF MINNESOTA, COUNTY OF HENNEPIN. Hennepin County, Minn. Charles Of Rien and Speech I Sturion That he is a freeholder and a resident of the State of Minnesota, and that he is worth the snm of being each duly sworn, doth each for himself depose and say The hundred and Fifty the foregoing bond, over and above his just debts and liabilities, and exclusive of property exempt from Subscribed and sworn to before me this 22 day of A. D. 188

Notary Public, Hennepin Co. Minn.

Notary Public, Hennepin Co. Minn. John Jon 24 Millioners to Petitio Lactica Bru A tusting Cann DISTRIC BOND ON APP In the matter of the Railroad Company, filed A. D. 1880.

No. 1328

## DISTRICT COURT, CARVER COUNTY, MINN.

Janes Holf	ferale.
The Hartings	9 Dikota
AR CO.	aff.
	Plaintiff's Attorney.  Plaintiff's Attorney.  Defendant's Attorney
Pate of Entry	A Page 260
Register of Actions	19
Judgement for  Amount of Judgement  Date of Judgement	at \$
Judgement Book  Default Judgement	Page
Date of Docketing	10

Herald Publishing Co., Chaska, Minu.

appeal

dehana, betuber 15th ans 1880, 8/11/1/20 Celimonthin, Turing of Louis Derost by Cothragenbull When Heltrick levert, who furning bru Thomsand dollar, being the Comment point to havis malf un tulifaction of the lumans made they the Merministering they their report filed June 24 18480. I & Bayton Dukata Builway Compay

h. Ch. Mayter Alterny for the Hertings Inf Masterta Ruitway Company \$1446, 00 mings Jihi, betaber 18 tan 1840.

State of Minnesota Bounty of Javon Eighth Judicial District The Husting and Dakota Railway Company - appellant Louis morfs . Rupmbut. It is turing supulation by and between The parties to the above entitled action that the above named appellant withtraw from Pur leure of the above named court the kum awarded to above name Respondent in The above intitles matter, which award was feled with said learly in his offer on The 242 day of June a. D. 1850; said matter having ben settled and compromine and also That The assist howen be dimense without cone to either party. Dates Oct. 15th 1880. L. L. Bayter actly for Husting and Datata Prail way Couly

Louis Half

Respondent,

District Court. The Hastings and Dakola Railway Company Louis holf. Stopulation perdinipal. Jelu, betater 15th a 81880 Get hrayenbuhl belink,

State of Minnesota, DISTRICT COURT,
In the matter of the petition and application of the Hastings and
In the matter of the petition and application of the . Has lings and
Dako Ca
on the . 24 M day of . Mery A. D. 1880
Peter Willer Claimants and Respondent.
versus
The Hashings and Dakola Reilway Company Celitioner and Appellant.
Delilioner and Appellant.
STATE OF MINNESOTA,
being duly sworn, says that at
being duly sworn, says that at
in the State of Minnesota, on the day of
he personally served a true copy of the notice of the appeal in the above entitled matter upon
the above named respondent, by then and there delivering in hand to and leaving with
said respondent such copy of the said notice of appeal, and that he then and there personally knew
the person so served to be the respondent
Subscribed and sworn to before me, this
A. D. 1880.
Notary Publice Hennepin leonal: Minn!
Hernepin Counti
Min.

24.

## DISTRICT COURT.

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lea	111	re	1

County

in the matter of the application of the .

Hastings and

Railroad Company, filed May 24 A. D. 1880.

Louis Wolff el al.

versus.

Hastings & Dakola Railwag leomhany

Affidavit of Service of Notice of Appeal.

filed, July 14t a D 1880,

Attorneys for Petitioners.

Shu

State of Minnesota, DISTRICT COURT,
countros-Cauver ss. Eighth Judicial District.
In the matter of the petition and application of the . Hashing and
Dakola Railway Company, to condemn certain
real property in the County of . Leave and State of Minnesota, filed in said court
on the . 2 4 th day of . May . A. D. 1880
Low Wolff and Peter Winlie Clarmant and Respondent.
Peter winter
Colonnant and Respondent.
versus
The Rashings and Deckola Reilway Company Pelilionerand Appellant.
Rentway Company
( ) Telilionerand Appellant.
STATE OF MINNESOTA,
County of Hennepin. \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
being duly sworn says that at 100 Relation in the control (01100)
in the State of Minnesota, on the
he personally served a true copy of the notice of the appear in the above antitled matter.
Leouis Wolf
the above named respondent, by then and there delivering in hand to and leaving with
···· · · · · · · · · · · · · · · · · ·
said respondent such copy of the said notice of appeal, and that he then and there personally knew
Subscribed and sworn to before me, this
A. D. 1880. Francis 18 18 Selec
Nolary Public
Hermpin bounty

ng

DISTRICT COURT.

Carver

County

in the matter of the application of the Laslings and

Dakota

Railroad Company, filed May 24

Forethe Leonis Wolff et al

Hastings & Dakola Railway Company

Affidavit of Service of Notice of Appeal.

July 14 tan 1880

Attorneye for Petitioners.

New,

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state of Minnesota, } ss DISTRICT COURT, COUNTY OF Larvey JUDICIAL DISTRICT. In the matter of the petition and application of the deachings & Railway Company to condemn certain real property in the County of and State of Minnesota, filed in the said court on the day of May A. D. 1880. Louis Molf 9 Beter Manter Clarinants and Respondents The Hashings and Dakola To Lonis Wolff and Ceter Minter You and each of you are hereby notified that the above named petitioner, the Hashings & Dakota Railway Carrer Company appeals to the District Court in and for the County of..... Judicial District, State of Minnesota, from that part or portion of the award of the Commissioners, made and filed in the above entitled matter, on the day of A. D. 188 d, which awards to as owner, subject as incumbrancers, the sum of Twelve hundred compensation for damages and injury to the South half of the north west quarter of section thirty six in Township lene Kundred and righten Pange wenty four by reason of the taking of land necessary and required to be taken for the use and tracks of said Railway Company for the following reasons, and upon the following grounds, viz: 1st. That the said company deem the said around and report turguest and excessive and the amount of compensation to the hard to the above named clamiant more than the damage or many to said property 2nd, That said commissioners did not allow in reduction of the damage sustained by the above named claimant the fenefit accorning to said clamant by the construction of said Dated this 2 4 day of June A. D., 1880 LL Buylow Attorneys for Appellant.

Upon reading the award in the within entitled matter and the within notice of appeal and accompanying affidavit, ordered that the appellant deposit in this Court the sum of welve the amount awarded to the within named respondent, to abide the result of the appeal and the further order of the Court thereon; also that appellant give bond on appeal, as provided by statute, the penalty of which is hereby fixed at. Dollars, and that upon such deposit and the giving of such bond, all proceedings by the respondent upon the award, except to appeal therefrom, be stayed for twenty days.

Dated June 24

L. Mastoriald

Judge.

DISTRICT COURT

Cann

In the matter of the petition of the

Railway Company, filed in said Co

Low Wed

In Hastings

NOTICE OF

July Tem 140

State of Artiumesola,	ss. DISTRICT COURT,
COUNTY OF Carren	Ss. Judicial District.
In the matter of the petition and application	of the Saltery, and Dahila
	Railway Company, to condemn certain
on the end day of	and State of Minnesota, filed in said court
on the day of	A. D. 188 c.
Low Holf and	Peter Minte
	atte and Respondent.
versi	us
The flation	20-14
12 c	and a winter
January wer	/ aug
The Hastings	Teres arees Appellant.
Know all Men by these Presents, That we	Shulun Shower
in behalf of Said	
//	
as principal and Charles &	Prim and Stugh G.
Marison	
as suration are hold and firmly bound unto	Louis Welffanuteter
as sureties, are need and many bound unto	Comes en ella anticipation
2000 in	
· · · · · · · · · · · · · · · · · · ·	1 1 C
above named in the sum of Zuttive	Off and Peter Minter
to be paid to the said	My and feller traveler
	made, we jointly and severally bind ourselves, our heirs, executors
Contain a control of the control of	
and administrators firmly by these presents.	and d
Sealed with our seals, and dated this	day of feere A D. 188 .
The condition of this bond is such that w	whereas, the said of certification
Dakola Mail	иму Стерения
appeals to the District Court of said County	whereas, the said of certification of the
and copies	e above entitled matter; made therein, and filed in said court on
A	
Street Commence	A. D. 188 , awarding to said respondent the sum  Dollars damages, as compensation
for the taking or injuriously affecting the land	doof said Respondent by the said Appellant, for railroad purposes.

now Therefore, if the said appellant the facting and che to fathery language shall prosecute its said appeal without delay, and abide the order the said court may make on such appeal, and pay the costs of said appeal if it should fail therein, then this obligation to be null and void, otherwise of force and effect. In Testimony Whereof, we have hereto set our hands and seals, the day and year aforesaid. STATE OF MINNESOTA, ss. A. D. 188 , personally appeared before me therefore to the state of th Charles Athun and Stuff & Harrison to me well known to be the same persons who executed the foregoing bond, and they severally acknowledged the same to be their free act and deed, and that they executed the same for the uses and purposes therein Corners 1313 ai expressed. Notary Public, Hennepin County, Minn. STATE OF MINNESOTA, COUNTY OF HENNEPIN. wy & Prem and Stupe of Momision being each duly sworn, doth each for himself depose and say That he is a freeholder and a resident of the State of Minnesota, and that he is worth the snm of freele hundred Dollars, named in the foregoing bond, over and above his just debts and liabilities, and exclusive of property exempt from Subscribed and sworn to before me this day of Lee 2. A. D. 1880. Notary Public, Hennepin Co. Minn. Jilly Tyne 145 405 ? The Conting & S o him afron day & June on DISTRICT CO In the matter of the app Andeny & Railend Company, filed BOND ON AP

A. D. 1880.