


his hand, that the said view had been made according to the Command thereof. And thereupon came said jury and having heard the testimony of the witnesses and the allegations of the parties, retired to deliberate on their verdict and afterwards to wit: on the same day came the said jury sworn empannelled in this case to wit: William Grimes, Abner Lodge, William Morris, John Welsh, Alexander King, "Capt." Thomas Thompson Mather S. Trimble Euclid Scatterday R. M. Wilkins Andrew Porterfield, Francis Ferrrell and S. M. Howey and in open Court returned their verdict in the premises as follows to wit:

William Green } The State of Ohio Belmont County
 vs } Probate Court
 Joseph Lisle and } We the jurors in this case find the
 George Douglass } issues in favor of the plaintiff
 and assess his damages at the sum of
 Two hundred and ninety dollars, John Welsh, Foreman

The Court approved and confirmed said verdict the Court order and adjudge that the state of Ohio for the use of Belmont County recover of the defendants Joseph Lisle and George Douglass the sum of \$145.¹³/₁₀₀ being the costs taxed in this case. Robert Clancy
 Probate Judge

Costs		\$	C			\$	C
Probate Judge		15	48	Jury fees		84	00
do Transcript		3	52	John Davenport		6	00
Sheriff Lockery		22	88	Joseph Lisle		6	00
Witness fees		7	05			145	13

The State of Ohio Belmont County SS
 I Robert Clancy Judge of the Probate Court of said County do certify the foregoing to be a true copy of the record in the foregoing case as the same remain in my office

 Witness my hand and Seal of said Court at my office in Adamsville this 3rd day of August 1859.
 Robert Clancy, Probate Judge

And at the September Session of the Commissioners the aforesaid proceedings were examined and approved and said Road declared a public highway on condition that the petitioners pay the damages assessed thereon by said Jury

September Session 1859

At the June Session of the Commissioners of Belmont County held at their office in Hillsboro commencing on the first Monday of June 1859 a petition was presented by Jesse K. Livezey & 15 others as follows, to wit:

To the Commissioners of Belmont County

We the undersigned petitioners pray your honorable body to grant the location and survey of a County Road from Jesse K. Livezey in Somerset Township through part of the land of Jesse K. Livezey, Thomas Simmons Sarah Patterson John Thomason Joseph Gibbons and Eli Patterson to Wood & Crews Store in Warren Township

Commencing for said road at the County Road near the house of Jesse K. Livezey running thence nearly North to a strip of woodland, thence bearing to the left round said grove to the township line thence nearly North through part of the land of Thomas Simmons to a White Maple near the line between Thomas Simmons and Sarah Patterson's farms, thence nearly Northwest to the line between Sarah Patterson and John Thomason's farms Seven Rods North of a green Hickory tree on said line thence North on said line to a green White Oak tree, thence the nearest and best way to Wood and Crews Store.

No objections having been made and the Commissioners being satisfied that the petitioners had pursued the legal course and a bond having been given by John Starbuck and Robert H. Smith conditional for the payment of costs, Samuel Berry, Samm Thomas and Benjamin Bailey were appointed viewers and Asa Garretson Surveyor, to meet at the house of Jesse K. Livezey in Somerset Township on the 17th day of June 1859 and from thence proceed after being duly qualified according to law - to view the ground and survey said road and make return of the doings in the premises to the next regular Session of the Commissioners commencing on the first Monday of September 1859. Order issued to viewers

At the September Session of the Commissioners the following report was made by the aforesaid viewers

To the Commissioners of Belmont County

Pursuant to your order we met at the house of Jesse K. Livezey on the 17th of 6th month 1859, and after being duly qualified proceeded to view and locate a County Road, on or near the route described in the said Order, a description of the same will be found in the Surveyors plot to which we refer.

We are of the opinion that said Road will be of public convenience and would therefore recommend that the same

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be established and made a public highway and that it be opened thirty feet wide

An application for damages has been presented by John Thomason, through whose land a part of the said Road is located which is herewith returned. We think he is entitled to the sum of ten dollars all of which is respectfully submitted 6th month 17th 1859. We have spent one day each on said view

Samuel Thomas }
Samuel Berry } surveyors
Benjamin Barley }

The above report having passed the requisite number of Readings was adopted, and said Road declared a public highway on conditions that the petitioners pay the damages, when the said damages shall be paid the Supervisors through whose district the same is located shall be ordered to open and work the same according to law.

A receipt for damages filed this 19th day of Dec 1859 and an order issued to open said Road

December Session 1860

McMahans Run Road

Petition. At the September Session of the Commissioners a petition was presented signed by William Cunningham and nineteen other persons, asking for the location of a County Road, leading from the River Road, at the Mouth of McMahans Run thence up said run through the lands of Randal Austin Barbara Littleton, Charles Littleton Wolder Morley Robert Patterson, Edward Foster, Henry Keyser, John Rodafer jr. and William Cunningham to intersect the Road leading from Bellaire to Jacobburgh, near the School house in dist. no 9, Putney Township.

The Commissioners being satisfied that the Petitioners had proceeded according to Law, and Bond having been given conditionally for the payment of costs, by Wm Cunningham and Lycurgus Austin, the following persons were appointed viewers Joseph Huffman David Smith and John S. Anderson and Thomas Mitchell Surveyor to meet at the residence of Randal Austin in Putney Township on the 14th day of October next and from thence proceed to view the ground for the location of said Road, and perform the duties of their appointments, and report their proceeding in writing to the Commissioners at their next regular Session commencing on the 1st Monday of December 1859

December Session 1859

And at the present session, the following Report was made by the aforesaid viewers

The State of Ohio Belmont County Oct 14th 1859

To the Commissioners of Said County

Gentlemen, In compliance with your order we the undersigned have this day met, at the place appointed, and after taking a solemn oath as the law directs we have viewed the within described premises, and caused a survey to be made, to accompany this report, and after deliberation we are freely of the opinion, that if the Road is ordered and opened out thirty feet wide the Road would be of public utility, And we do recommend you to have the said Road adopted, and opened out, We assessed no damages, none being asked for

Joseph Buffman }
David Smith } Viewers
John Anderson }

The above Road was read on passed and said road declared a public highway, Given to Surveyor Issued
June Session 1860

Washington and Smith Township's Road

At the March session of the Commissioners 1860, the following Petition signed by Robert Lindsey and fifty five others was presented and read

To the Honorable the Commissioners of Belmont County

Your petitioners, Citizens of said County, would humbly pray your honorable body to grant them a view and location of a Road, Commencing in Washington Township near Robert Lindsey's mill dam at a road leading up the Bend fork of Captina Creek, thence up Miller's run &c, through lands of Robert Lindsey, (and outside of his inclosure) and lands of Mary Wilkinson, James Kent, Alexander Porterfield and James Dixon to intersect the County road, leading from Lamp's Mill, to Centerville on said Dixon's land, thence across said road North along the line between said Dixon's land and lands owned by William Wilkinson, (Surveyed to lands of Phillip Alledon the East side of his cleared land to intersect in Smith township, a road leading from the State road to the Bend fork of Captina Creek,

And your petitioners as in duty bound will ever pray &c

The Commissioners, being satisfied that the legal course had been pursued by the petitioners and Bond having been given by Alex Porterfield, James Kent and Wm Barrett, Conditioned for the payment of costs in case the road shall not be established, the following persons were appointed viewers John McKisson John Sult and Euclid Scatterday.

June Session 1860

And Thomas Lewis was appointed Surveyor to meet at the house of Robert Linsay in Washington Township on the 20th day of April 1860, and from thence proceed, after being duly qualified, to the discharge of the duties of their appointment, and report their proceedings herein to the next session of the Commissioners commencing on the 1st Monday of June 1860

And at the present session the following report was made by the aforesaid viewers

To the Commissioners of Belmont County

We the undersigned having been appointed by you to view the ground for the location of a road in Washington and Smith townships through the lands of Robert Linsay and others, met at the time and place designated in your order, and after being duly qualified according to law, took to our aid Wm Barrett & W Linsay as Chaimen, and Armsted Subelle as Axeman, and proceeded, with Thomas Lewis as Surveyor, to examine the ground and locate said road, as near the route set forth in the order as practicable, for a description of which you are referred to the Surveyor plat of said road returned to your office, whereupon we adjourned to meet at the house of John McKisson on the 12th day of May 1860.

And now at the time and place last mentioned we are of opinion that said road is capable of division and further we are of opinion, that so much of said road as lies & is between the place of beginning and where it intersects the County road leading from Centerville to Lamp's Mill, is almost indispensably necessary to the neighborhood, and of sufficient public utility to justify its establishment and as therefore recommend that the same be established as a public road 40 feet wide, and further, are of opinion that the ballance of said road is not of sufficient public utility to justify the establishment, and as therefore recommend that the same be not established.

The only written application presented to us for damages is herewith returned, and we have not considered it owing to its being on that part of the road we do not consider of public utility sufficient to justify its establishment

Yours &c

Time occupied
Viewers 2 days
Chaimen 1 day
Axeman 1 "

John McKisson }
John Ault } viewers
Enclit Scatterday }

June Session 1860

The foregoing report of brewer having passed the requisite number of readings the present session the Commissioners declare that part of the road therein recommended a public highway and direct the Supervisors through whose district said road is located to open and work the same according to law.

Order issued to Supervisors

At the present session of the Commissioners the following report was made by the trustees of Pease Township

The State of Ohio Belmont County Pease Township

This is to certify that we the Trustees of Pease Township do hereby allow to the estate of David Atkinson, compensation for the land taken to supply the county road washed away from the farm of the said estate, on the 10 day of April 1860, at the rate of \$109 pr acre for the amount of land so taken by us supposed to be a fourth of an Acre

Joseph Kinney }
Jonas Romick } Trustees
A Gentl. }

The above report was adopted and the amount herein rec^d paid out of the County Treasury, and the Plat of said Alteration returned by the Surveyor to be entered on the Book of Road Plats

September Session 1860

Deep run Road Pease Township

At the June session of the Commissioners 1860 the following Petition signed by Asa Raley, James Steer and 17 other persons was received and read

To the Commissioners of Belmont County

We the undersigned are of opinion that a change is necessary in the road leading from Deep run to the Plank road, through the lands of Barnie Wadegrapp and Raley, said change to commence where the present location crosses Wadegrapp's line, running as near said line as possible to the Plank road

The Commissioners being satisfied that the petitioners had pursued the legal course, and bonds having been given by Asa Raley & Israel Steer, Conditions for the payment of cost in case the alteration shall not be made, appointed Elisha Bracken, Jesse Barton and Joseph Finney viewers and W. R. Banfelt surveyor, to meet at the house of Asa Raley on the 10th day of August next and from thence proceed, after being duly qualified, to view the ground for said alteration and report their proceedings herein to the Commissioners at their next regular session commencing on the 1st Monday of September 1860

And at the present session the following report was made by the aforesaid viewers

To the Commissioners of Belmont County

We the undersigned having been appointed by you to view the ground for the alteration of a road in Pease Township through the lands of Asa Raley, met at the time and place designated in your order, and after being duly qualified according to law, took to our aid John L. Pickens and James Steer as Chaimmen and David Raley as Exeman, and with W. R. Banfelt as Surveyor, proceeded to examine the ground and locate said alteration, as near the route set forth in the order as practicable, for a description of which, you are referred to the Surveyors Plat of said road returned to your office. We are of the opinion that said alteration is of sufficient public utility to justify its establishment, and do therefore recommend that the same be established as a public road 40 feet wide

Viewers 1 day

Chaimmen 1 "

Exeman 1 "

Yours &c,

Jesse Barton

Joseph Finney } viewers

Elisha Bracken }

September Session 1860

The foregoing report having passed the legal number of readings the present session, the report was adopted and said alteration established as a public highway and the Commissioners direct that an order shall issue at the expiration of 20 days to the Supervisor in whose road said alteration is situated to open and work the same according to Law

At the present session of the Commissioners the following report was made accompanying a Survey Plat of the road designated therein

Aug 18th 1860 We the Trustees of Colerain Township met and viewed and altered a portion of the Road on Wheeling Creek on the lands of John Kinsey. The road being washed away by the freshet in April last - as shown by the accompanying Plat By W R Vanpelt Surveyor, and allow to John Kinsey thirty dollars damages, for the land we occupy the road is 30 feet wide

J A Mitchell }
John White } Trustees of Colerain
Nathan Newport } Township

The above report was read as directed by law and adopted said alteration declared a public highway. the Plat thereof to be recorded in the Book of road Plats, and the damages above allowed to be paid out of the County Treasury

June 2nd 1862

Alteration of Road in

Warren & Somerset Townships } At the Regular session of the Commissioners the following petition was presented signed by John Thomason and eleven others as follows to wit

To the Commissioners of Belvidere County 5th month 30th 1862 We the undersigned wish for a change in the county road leading from Jesse K Livesey to Woods Lewis Store. First change at the south end of said road to commence about fifteen (15) rods east of the present location thence to about 30 feet west of Jesse K Livesey house thence the best route to the road. Second alteration in the lands of John Thomason. To move the road as near the house as will not injure the road.

And at the September session the following report was made, - To the Commissioners of Belvidere County

We the undersigned having been appointed by you to view the ground for the Alteration of a road in Somerset and Warren Townships through the lands of Jesse K Livesey and others, Met at the time and place designated in your order, and after being duly qualified according to law, took to our aid John Starbuck and Henry Lewis as Chairman and Jesse K Livesey as a person and proceeded with Oscar Carverson as surveyor to examine the ground and locate said County road as near the point set fourth in the order as practicable for a description of which you are referred to the surveyors plot of said road returned to your office. We are of the opinion that said road is of sufficient public utility to justify its establishment and do therefore recommend that the same be established as a public road 30 ft wide. we are of the opinion that the alteration of the said road on the lands of Jesse K Livesey will be of sufficient public utility to justify the payment of the costs and expenses out of the County Treasury and that moving the road on the lands of John Thomason will not be any injury to the public or of property opened and made in all respects as good as the one now in use

Yours &c

William Bundeley }
George Starbuck }

- Time occupied
- Viewers one day each
- Chairman " " "
- Appraiser " " "

September 12th 1862

Alteration of Road Leading from William Ramage's Mill to Uniontown
in Wheeling Township

Petition

To the honorable Commissioners of Belmont County Ohio. We the undersigned freeholders of said County wishing to change a part of the road leading from William Ramage's Mill to Uniontown principally through the lands of Warden Armstrong commencing near the top of the hill North West of said Mill on the lands of Jacob Gossitt thence north west on the north side of said W. Armstrong house, thence along the ridge to the corner of John Meuret and Rev. Mr. Saggart's lands thence West along said line till it strikes a small bridge near the graded road. The prayer of said petitioners is to grant so much of said new road, and vacate that much of the old road when the new road leaves the old road till it strikes it again. Said petition signed by Wm. Saggart and Eighteen others

The Commissioners being satisfied that a legal course had been pursued by the petitioners and bond having been given by W. Armstrong, John Bickham conditions for the payment of costs in case the road shall not be established, the following persons were then appointed as viewers, Walker G. Brock, Thomas Nichols and Thomas Lodge and J. P. McMillen Surveyor to meet at the house of Warden Armstrong on Saturday September the 27th 1862, and after being qualified according to law proceed to the discharge of the duties of this your appointment and make report thereon in writing to said Commissioners at their next session commencing on the first Monday of December 1862

And at the present Dec. session the following report was made by the aforesaid viewers

To the Commissioners of Belmont County

We the undersigned having been appointed by you to view the ground for the location of a road in Wheeling Township through the lands of Warden Armstrong and others, met at the time and place designated in your order, and after being duly qualified according to law took to our aid Thomas Lodge & T. M. Nichols as chairman and David Armstrong as appraiser and proceeded with J. P. McMillen as surveyor to examine the ground and locate said road as near the route set forth in the order as practicable for a description of which you are referred to the surveyors plat of said road returned to your office.

We are of the opinion that said road is of sufficient public utility to justify its establishment, and do therefore recommend that the same be established as a public Road 33 feet wide, there being no application for damages, we agree that the lands of the persons herein named are rendered no less valuable by the opening of said road as follows

Time occupied	Appraisers	Thomas Nichols	} viewers
Viewers one day each		Thomas Lodge	
Chairman one day each		W. G. Brock	
Appraiser one day each			