

St. Clairsville, O., Sept. 3d. 1877

The Commissioners met in regular session at Auditor's Office, and appointed Arch. Giffin Viewers, and Geo. J. Sargent and Samuel M. Thompson Surveyor, of said proposed road, 1877, at 10 o'clock a.m. met at residence of Geo. W. Woodman Oct. 17, 1877.

ATTEST:
N. H. Gaffland Dep.
County Auditor.

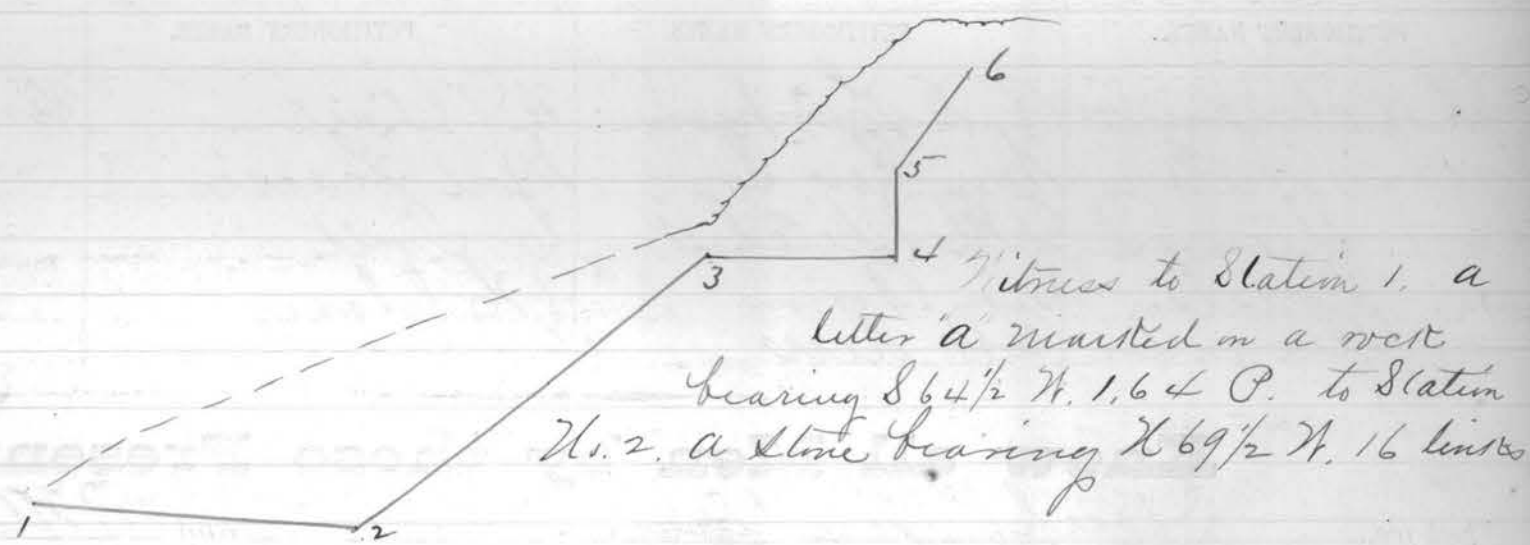
Wm. Barber
A. M. Anderson
Commissioners.

Surveyor's Report.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated Sept. 3d, 1877, proceeded, on the 17th day of October, to survey and mark the alteration described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

Beginning in the old road at a point frayed for in the petition at Station No. 1. Thence East 34 P. 23 Links, thence N. 45 E 47 P. to the middle of the old road, thence N. 83 E. 18 P. 6 Links, thence North 9 P. 23 Links, thence N. 31 1/4 E 12 P. to the center of the old road at Station No. 6. on Plat,



Beginning in the old road at a point frayed for in the petition at station No. 1, thence East 34 P 23 links, thence N 45 E 47 P. to the middle of the old road, thence N 83 E 18 P. 6 links, thence N 9 P. 23 links, thence N 31 1/4 E 12 P. to the center of the old road at Station No. 6 on the Plat,

I Certify that the above is a correct plat and return of the survey of the Alteration named above

Marshall Thompson Surveyor of said Road

REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your September session, A. D. 1877, we, the undersigned, Viewers appointed under said order, met with Marshall Thompson Surveyor, at a point on lands of J. Madman and were severally sworn to discharge, faithfully and impartially the duties required of us in said order.

Samuel Thompson being unable to attend, James A. Rinker was appointed to fill vacancy.

J. A. Rinker and J. J. Faggash were selected by us as chain carriers, and A. Giffen as a marker, who were also duly sworn.

We then proceeded to view said proposed Alteration on the line described in your order, and caused the same to be surveyed "as prayed for in the petition, or as near the same as in our opinion a good road can be made at a reasonable expense, taking into consideration the utility, convenience, and inconvenience and expense which will result to individuals as well as the public," by the Alteration of said road as follows:

East of traveling More suitable ground for making road.

We would respectfully report that the said Alteration ought to be made for the following reasons:

- 1st. It is a better grade
- 2d. better ground to make road on.
- 3d. Requiring less labor to keep in repair.

We have also determined that the public convenience requires that such Alteration shall be established thirty feet in width.

All of which is respectfully submitted, {
October 17th 1877 }
J. A. Rinker
J. J. Faggash
A. Giffen } Viewers.

F E E S:

<u>J. A. Rinker</u> Viewer, 1 days, \$ <u>1.50</u>	<u>J. A. Rinker</u> Chainman, 1 days, \$ <u>0.00</u>
<u>J. J. Faggash</u> " 1 " \$ <u>1.50</u>	<u>J. J. Faggash</u> " 1 " \$ <u>0.00</u>
<u>A. Giffen</u> " 1 " \$ <u>1.50</u>	<u>A. Giffen</u> Marker, 1 " \$ <u>0.00</u>
<u>Marshall Thompson</u> Surveyor, 12 days, \$ <u>6.00</u>	<u>Publ.</u>

Separate Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned. Viewers of the _____ petitioned for by _____ and others, make the following separate report of the compensation and damages assessed and awarded by them to persons entitled thereto. The parties named below have filed their written applications for the said allowances, according to law, and the same are hereto appended and returned with this report.

Compensation for land taken for said road has been awarded in the following sums :

- To _____ dollars;
- To _____ dollars;
- To _____ dollars;
- To _____ dollars;
- To _____ dollars;
- To _____ dollars;

Each of the above sums has been assessed "without deduction for benefits to any property of the owner, which would accrue by the opening of said road,"

The following sums are allowed as damages to be paid to claimants whose premises will be rendered less valuable by the opening and construction of said road through the same:

- To _____ dollars;
- To _____ dollars;
- To _____ dollars;
- To _____ dollars;
- To _____ dollars.

 _____ } Viewers and Jurors to Award Damages.

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St. Clairsville, O., December 3d 1877

The Commissioners met in regular session, and the report of the Surveyor and Viewers appointed to survey and view the road, as described in the above petition, was read the first time.

ATTEST:
 W. H. Coffland }
 County Auditor.

S. J. Potts }
 Henry Truitt } Commissioners.
 A. M. Anderson }

St. Clairsville, O., December 4th 1877

The Commissioners met in regular session, and the report of the Surveyor and Viewers appointed to survey and view the road, as described in the above petition, was read the second time.

ATTEST:
 W. H. Coffland }
 County Auditor.

S. J. Potts }
 Henry Truitt } Commissioners.
 A. M. Anderson }

St. Clairsville, O., Dec 5th 1877

The Commissioners met in regular session, and the report of the Surveyor and Viewers was this day publicly read. (Being the third reading of the same,) and no objections being made, nor damages claimed, nor petition for review filed, and the Board being of opinion that said road, as laid out and surveyed, will be of public utility, it is ordered that the reports of said viewers, with the survey and plat of said road, be recorded, and that said road be established a public highway, thirty feet in width. It is further ordered, that the County

Auditor issues an order in the name of the Board, directing the trustees of Richland Township to cause said road to be opened according to law.

Attest.
H. N. Coffland,
Auditor

S. J. Potts }
Henry Fushy } Commissioners
A. M. Anderson } of
Belmont County

ROAD PETITION

For a Alteration of Road in Richland Sp.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned petitioners, resident freeholders of said county, respectfully represent that the public convenience requires the Alteration of a County road on the line hereinafter described; and pray that your body will institute and order the proper proceedings in the premises to Alter

such road, to-wit: Beginning at Being the County Road leading from the Dillies Bottom Road through the lands of Alex Stitt, James Orr and James Chick to the road leading to Eckels Mill. Said alteration to be made on the following described route, beginning for the same at a point east of James Orr's house where the line dividing lands of James Orr and James Chick crosses said County Road, being in Richland Township, Sec. 31, Sp. 6, Range 3, and running thence northward on the line between said James Orr and James Chick and between lands of said Chick and Conrad Ault to a point near the south boundary of Alex Wiley's land, thence bearing westward on the line dividing lands of said Ault and Wiley or as near as practicable to the line of division between lands of said Wiley and Mrs. Margt. Fulton, thence with an old road, in said dividing line, to where it intersects the Eckels Mill road on Sec. 32, in said Sp. Your petitioners also ask that that part of said road lying east of the point where said alteration begins and running through lands of James Chick be vacated.

Dated this April 21st A. D. 1877

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
Conrad Ault	Isaac Meik	Wm. Knox	A. Russell
Robt. S. Hall	Wm. Barnett	C. E. Nelsch	Jno. Giffin
W. L. Hall	J. B. Fenell	Geo. Meik	Wm. Deuham
Alex. Stitt	J. B. Deuham	J. S. Meuff	James Orr
Thos. Ault	James Chick	J. P. Neff	

Know all Men by these Presents,

That we, James Orr and _____ are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of One hundred Dollars, for the true and faithful payment of which, well and truly to be made, we bind ourselves, jointly and severally, our heirs, executors and administrators, by these presents.

Sealed with our seals and dated at St. Clairsville this 2d day of Sept. 1877

The Conditions of the above Obligations are Such, That, whereas application has been made to the board of Commissioners of said Belmont County for the Alteration of a County road on the following line, to-wit:

Beginning for the same at a point East of James Orr's house where the line dividing lands of James Orr and James Chick crosses said County Road, being in Richland Sp. Sec. 31, Sp. 6, Range 3, and running thence northward on the line of between said James Orr and James Chick and between lands of said Chick and Conrad Ault to a point near the south boundary of Alex Wiley's lands, thence bearing westward on the line dividing lands of said Ault and Wiley or as near as practicable to the line of division between lands of said Wiley and Mrs. Margt. Fulton, thence with an old road in said dividing line to where it intersects the Eckels Mill road on Sec. 32, in said Sp. Your petitioners also ask that that part of said County Road lying east of the point where said alteration begins and running through lands of James Chick be vacated.

Now if the said applicants shall pay into the Treasury of the said county the amount of all costs and expenses accruing thereon, in case the prayer of said petitioners shall not be granted, or when the proceedings had in pursuance thereof shall not be finally confirmed and established, then this obligation to be void; otherwise to be in full force in law.

ATTEST:

W. Estamp

James Orr
Geo. Jepsou



St. Clairsville, O., Sept 2d 1877

The Commissioners met in regular session at Auditor's Office, and appointed William Chambers

Viewers, and John A. Heff and Robt. Hays Jr. Surveyors of said proposed road.

to meet Oct. 22 1877. at 10 o'clock. a.m.

ATTEST:

N. H. Coffland Dep. County Auditor.

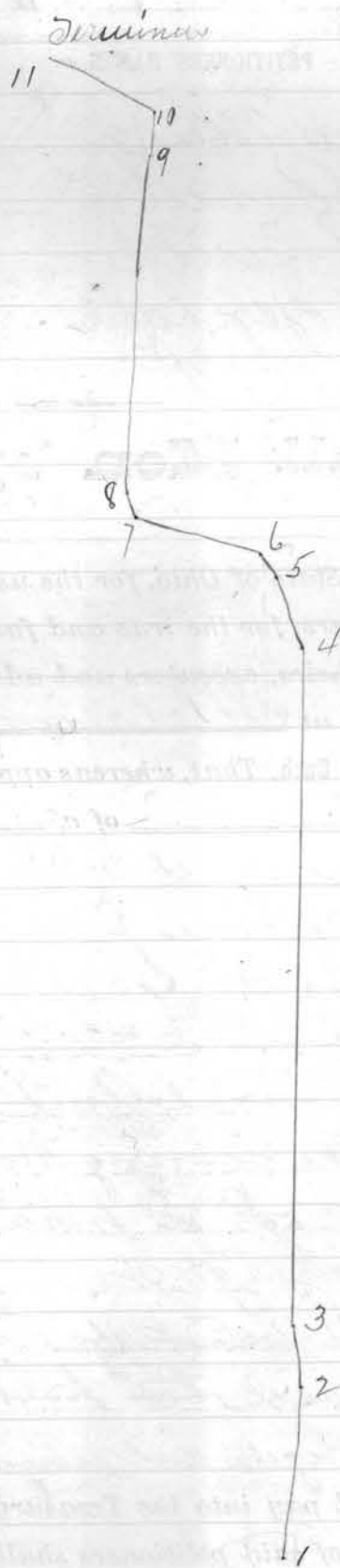
Commissioners. Wm. J. Potts, William Barber, A. M. Anderson

Surveyor's Report.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated Sept. 2d. 1877, proceeded, on the 22d. day of October to survey and mark the County Road described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

Beginning in the center of the Road on the division line between James Orr and James Chiest. Thence N. 77. 19. P. Thence N. 18 W. 7 P. Thence W. 12 W. 76 P. Thence N. 34 1/2 W. 8. 60 P. Thence N. 49 1/2 W. 3 P. Thence N. 88 W. 14. 76 P. Thence N. 39 W. 2. 84 P. Thence N. 38. 08 P. Thence N. 1 3/4 W. 5. P. Thence N. 70 3/4 W. 13. P. to the old Road leading to St. Clairsville Ohio



Beginning at Road.

I Certify that the above is a correct plat and return of the survey of the named above

Marshall Thompson Surveyor of said Road

REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your September session, A. D. 1877, we, the undersigned, Viewers appointed under said order, met with Marshall Thompson Surveyor, at the beginning on October 22d and were severally sworn to discharge, faithfully and impartially the duties required of us in said order.

If any viewer is unable to attend, here state by whom the vacancy was filled.

Mr. John A. Neff, one of the viewers appointed having failed to attend Mr. Daniel H. McBride was by us appointed to fill the vacancy.

Isaac Shephard and John W. Chambers were selected by us as chain carriers, and Geo. Orr as a marker, who were also duly sworn.

We then proceeded to view said proposed County Road on the line described in your order, and caused the same to be surveyed "as prayed for in the petition, or as near the same as in our opinion a good road can be made at a reasonable expense, taking into consideration the utility, convenience, and inconvenience and expense which will result to individuals as well as the public," by the Opening of said road as follows:

Beginning at the place named in the petition, thence with the points named in said petition as closely as in our judgment a good road can conveniently be made. For a more full description of said road see the report of Surveyor and Plat of said road hereto appended. It is also reported, that in our opinion the proposed road would be of public utility and benefit to different parties who have now no good means of access to any public road, and therefore should be established and opened for public travel.

We also recommend that the portion of the road lying East of the place of beginning and as far as named in the petition be vacated.

We would respectfully report that the said County Road ought to be Established for the following reasons:

We have also determined that the public convenience requires that such County Road shall be established Thirty feet in width.

All of which is respectfully submitted,
October 29, 1877

Am. Chambers
Robt. Hess
D. H. McBride Viewers.

		F E E S:				
<u>Robt. Hess</u>	Viewer,	<u>2</u>	days,	\$ <u>3.00</u>	} Surveyor, <u>3</u> days, \$ <u>9.00</u> Plt.	
<u>Daniel McBride</u>	"	<u>2</u>	"	\$ <u>3.00</u>		
<u>Am. Chambers</u>	"	<u>2</u>	"	\$ <u>3.00</u>		
					} Chainman, <u>1</u> days, \$ <u>1.00</u>	
						} " <u>1</u> " \$ <u>1.00</u>

Separate Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned Viewers of the County Road petitioned for by Conrad Ault and others, make the following separate report of the compensation and damages assessed and awarded by them to persons entitled thereto. The parties named below have filed their written applications for the said allowances, according to law, and the same are hereto appended and returned with this report.

Compensation for land taken for said road has been awarded in the following sums:

To <u>Conrad Ault</u>	<u>40</u>	dollars;
To <u>Alex. Wiley</u>	<u>15</u>	dollars;
To <u>Jane and Mary Sutton</u>	<u>15</u>	dollars;
To _____		dollars;
To _____		dollars;

Each of the above sums has been assessed "without deduction for benefits to any property of the owner which would accrue by the opening of said road."

The following sums are allowed as damages to be paid to claimants whose premises will be rendered less valuable by the opening and construction of said road through the same:

To <u>Conrad Ault</u>	<u>30</u>	dollars;
To <u>Alex. Wiley</u>	<u>6</u>	dollars;
To <u>Jane and Mary Sutton</u>	<u>6</u>	dollars;
To _____		dollars;
To _____		dollars.

Am. Chambers
Robt. Russ
D. H. McBride } Viewers and Jurors to Award Damages.

October 29th 1877

St. Clairsville, O., December 3^d 1877

The Commissioners met in regular session, and the report of the Surveyor and Viewers appointed to survey and view the road, as described in the above petition, was read the first time.

ATTEST:

W. H. Coffland }
County Auditor.

A. J. Potts
Henry Frasier } Commissioners.
A. M. Anderson

St. Clairsville, O., December 4th 1877

The Commissioners met in regular session, and the report of the Surveyor and Viewers appointed to survey and view the road, as described in the above petition, was read the second time.

ATTEST:

W. H. Coffland }

A. J. Potts
Henry Frasier } Commissioners.
A. M. Anderson

St. Clairsville, O., December 5 1877

The Commissioners met in regular session, and the report of the Surveyor and Viewers was this day publicly read. (being the third reading of the same,) and said Viewers having filed a separate report, in writing, of the amount of compensation and damages which they have assessed to landowners, by reason of the location of said road through their several premises, said report was also publicly read. And the Board being of opinion that the compensation and damages awarded by said Viewers to the several claimants, do wit.

Conrad Ault	\$40. ⁰⁰	Compensation and	\$30. ⁰⁰	Damages.
Alex. Wiley	\$15. ⁰⁰	Do.	\$6. ⁰⁰	Do.
Jam ^{es} & Mary Fulton	\$15. ⁰⁰	Do.	\$6. ⁰⁰	Do.

is reasonable and just, but that said road is not of sufficient importance to the public to warrant the payment of said compensation and damages out of the County Treasury, it is ordered that the petitioners pay, or tender to pay, the several claimants, forthwith, the amounts of damages viz. To Conrad Ault, \$30.00 Alex Wiley \$6.00 Jam^{es} & Mary Fulton \$6.00, as aforesaid assessed to them, and that no further proceedings be had in the premises, until such tender or payment shall have been made.

Attest
W. H. Coffland
Auditor.

Henry Truesher
A. J. Potts
A. M. Anderson } Commissioners
of
Belmont County

St Clairsville O. March 6th 1878

The Commissioners met in regular session and it appearing that the petitioners have tendered to pay Conrad Ault, Alex Wiley and Jam^{es} and Mary Fulton, the amounts of damages awarded to them respectively, by the viewers, and upon their refusal to accept have deposited in the County Treasury, subject to their demand, the amount of said damages awarded them by said viewers, and the Board being of opinion that said road will be of public utility, and no petition for review being filed, it is ordered that the several reports of the viewers, with the survey and plat of said road, be recorded, and that said road be established a public highway, thirty feet in width. It is further ordered that the County Auditor issue, in the name of the Board, an order to the Trustees of Richland Township, directing them to cause said road to be opened according to law.

Attest
W. H. Coffland
Auditor

A. M. Anderson
Henry Truesher
A. J. Potts } Commissioners
of
Belmont County

J. M. Riley Esq. Attorney for Alex Wiley Et al. gives notice of appeal from the location of the road, and the assessment of compensation and damages.

St Clairsville Ohio Nov. 20th 1878

Be it remembered that here tofore to wit; on the 27th day of March A. D. 1878, William H. Coffland County Auditor of Belmont County Ohio filed in the Probate Court of Belmont County Ohio a transcript of the proceedings of the County Commissioners in relation to the assessment of compensation and damages by reason of the establishment of a County road, together with the original papers