

St. Clairsville, O., June 3d 1878

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

*P. E. Dugan and William Hardley*

Viewers, and *Thomas Pyle* Surveyor of said proposed road

ATTEST: *M. A. Cappland* County Auditor.

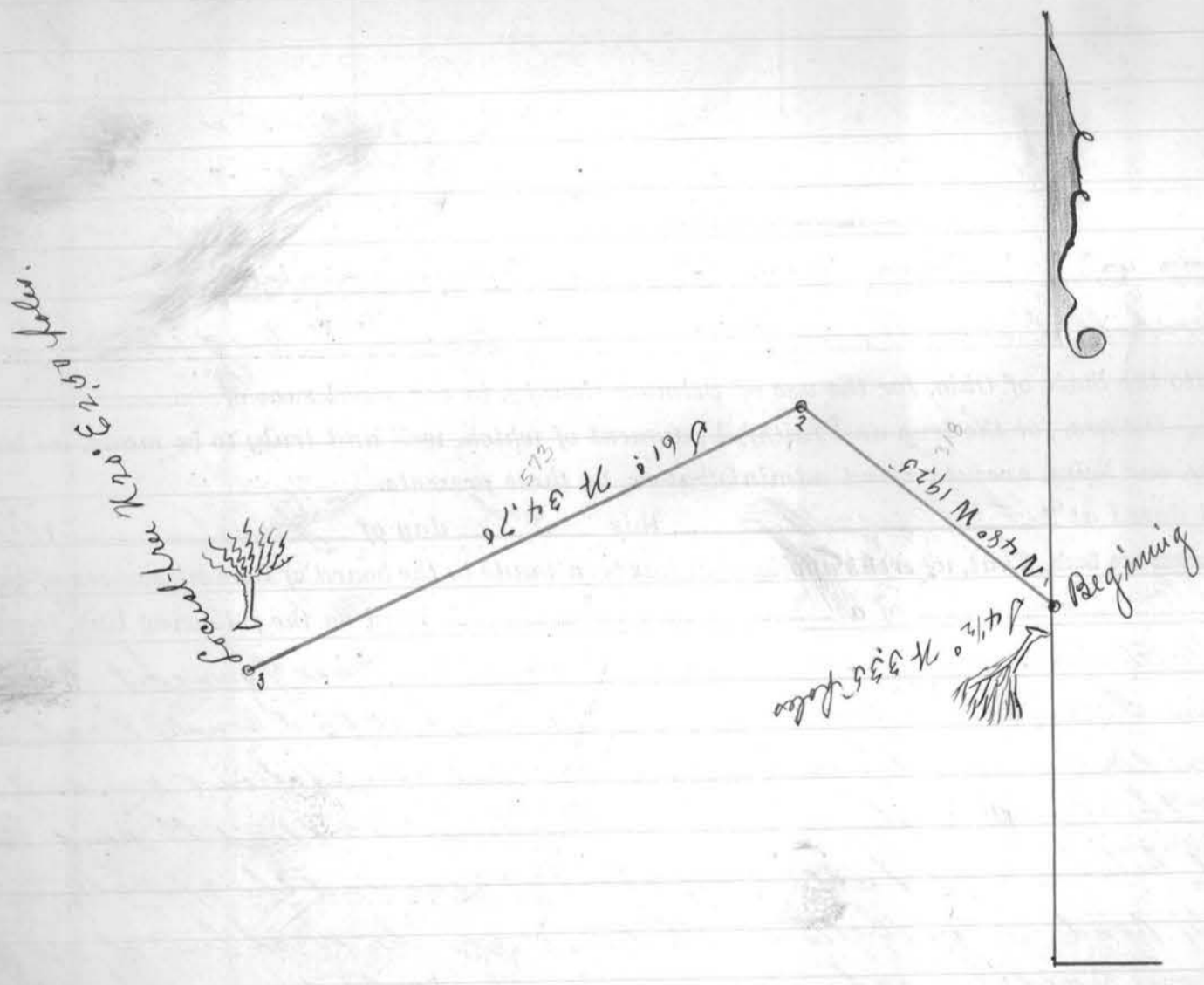
*J. J. Potts*  
*Henry Fisher*  
*A. K. Brown* Commissioners.

### Surveyor's Report.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated *the 3rd of June 1878*, proceeded, on the *18th* day of *June* 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:

Survey made the 18<sup>th</sup> of June A.D. 1878 by Thomas Pyle the Surveyor as follows. Commencing for the said Alteration at a Stake in the old road near to Station 5 as named in the petition. Locust tree 12 in. diam bearing South  $44\frac{1}{2}^{\circ}$  West 3.35 poles. Thence North  $48^{\circ}$  West 19.25 poles near to Station 6. Thence South  $61^{\circ}$  West 34.70 poles to a in the middle of the old road near to Station 7 as named in the above petition. Locust tree 15 in. diam bearing North  $20^{\circ}$  East 2.57 poles



I Certify that the above is a correct plat and return of the survey of the *Above Alteration* named above *in said petition*  
*Thomas Pyle* Surveyor of said *Alteration*

# REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your June session, A. D. 1878, we, the undersigned, Viewers appointed under said order, met with Thomas Pyle Surveyor, at D. Y. Parshalls on 18<sup>th</sup> day of June and were severally sworn to discharge, faithfully and impartially the duties required of us in said order.

B. E. Dungan one of the viewers being absent David Hawthorn was appointed by Jesse Barton and William Hardesty to fill the vacancy.

Alexander Campbell and David Campbell were selected by us as chain carriers, and Patrick Campbell 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:

Commencing for the same at or near Station 5 in your petition a Locust tree bearing South 47<sup>2</sup> West 3.35 poles. Thence North 48<sup>0</sup> West 19.25 poles. Near to Station 6. as named in the above petition thence South 61<sup>0</sup> N 34.70 poles to a stake in the middle of the old road near to Station 7. A locust fifteen inches diameter bearing North 20<sup>0</sup> E 2.50 poles. The alteration prayed for first in the petition we the undersigned viewers recommend the Establishing of the same as above described. The second change prayed for in the petition. The Viewers being unable to agree therefore it was not surveyed.

Sec. 10 T. 6, R. 3 N.W. Qt.  
Note: While indexing in 1959 I believe that Sta. 3 is intersection of Chermont Road and Lorain Ave. that the 2nd course runs along Lorain Ave and that Sta. 1 is where Maple Ave hits Twp. line. This would make this road go through a couple houses in Lorain Sub-Division. I also think that said D. Y. Parshalls might be my great-grand father.  
James J. Newlin

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

- 1<sup>st</sup> it will make a better road
- 2<sup>nd</sup> benefit to the petitioner by putting the road close to the line.

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

All of which is respectfully submitted,  
June 18<sup>th</sup> 1878

William Hardesty  
Jesse Barton  
David Hawthorn } Viewers.

### F E E S:

<u>Wm Hardesty</u>	Viewer,	1	days,	\$	1 <sup>50</sup>	<u>Alex Campbell</u>	Chainman,	1	days,	\$	1 <sup>00</sup>
<u>Jesse Barton</u>	"	1	"	\$	1 <sup>50</sup>	<u>David Campbell</u>	"	1	"	\$	1 <sup>00</sup>
<u>David Hawthorn</u>	"	1	"	\$	1 <sup>50</sup>	<u>Patrick Campbell</u>	Marker,	1	"	\$	1 <sup>00</sup>
<u>Thomas Pyle</u>	Surveyor,	2	days,	\$	6 <sup>00</sup>						

# 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.

18

St. Clairsville, O., Sept 2 1878

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:

*H. N. Coffland*  
County Auditor.

*J. J. Rotts*  
*A. W. Anderson*  
*Henry Trask*  
Commissioners.

St. Clairsville, O., Sept. 3d 1878

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:

*H. N. Coffland*

*J. J. Rotts*  
*A. W. Anderson*  
*Henry Trask*  
Commissioners.

St. Clairsville, O., Sept 5 1878

The Commissioners met in regular session, and the report of the viewers in relation to the Establishment of said road, was this day publicly read, being the third reading of the same, the viewers having reported in favor of the establishment of the first part of said alteration viz. "So much of said road as lies between a point on your petitioning South line near Station 5. on said line and Station 7 thereon, the South side of said Alteration to extend to said line, the length of said road between said points being about 50 rods."



# ROAD PETITION

For a Alteration Road in Yoshew Township

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 mouth of the Long Run of Captiva Creek to Barnesville. Beginning at the road leading from Somerset to Morristown at or near the mouth of said Long Run of Captiva, running thence through the lands of Daniel Benson, John Bartley, Wilam Bolow, Jacob Edwards, Eli Fana, Jasiah Kutchison, Hon. M. Nichols and Elwood and Oliver Phillips and ending at or near the Mills of Kelim Mahanna. Your petitioners therefore ask that so much of said road as has been washed away by said creek and otherwise injured may be altered and that the necessary proceedings may be had to establish such alteration according to law.

Dated this March A. D. 1878

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
<u>N. F. Mahanna</u>	<u>Silas Bailey</u>	<u>Jesus Bailey</u>	<u>Henry Stidd</u>
<u>John Bartley</u>	<u>Nathan F. Hurdell</u>	<u>Samuel Burns</u>	
<u>Jos. L. Bolow Jr.</u>	<u>Lloyd Heath</u>	<u>Eli Fana</u>	
<u>J. E. Bolow</u>	<u>Wm. H. Harnald</u>	<u>Benj. Stidd</u>	
<u>John Bailey</u>	<u>Robt. Warner</u>	<u>Jacob Edwards</u>	

## Know all Men by these Presents,

That we, N. F. Mahanna 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 \_\_\_\_\_ this 31st day of May 1878

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 at the road leading from Somerset to Morristown at or near the mouth of the Long Run of Captiva Creek, and running thence through the lands of Daniel Benson, John Bartley, Wilam Bolow, Jacob Edwards, Eli Fana, Jasiah Kutchison, Hon. M. Nichols, Elwood and Oliver Phillips and ending at or near the Mills of Kelim Mahanna.

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:

M. J. Coffman

N. F. Mahanna  
By N. F. Mahanna



St. Clairsville, O., June 4th 1878

The Commissioners met in regular session at Auditor's Office, and appointed William Furness Jr and John Emerson Viewers, and Jesse Thomas Surveyor, of said proposed road.  
 Attest: W. K. Coffland County Auditor. J. Potts Henry Grady A. W. Branson Commissioners.

### Surveyor's Report.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated June 4, 1878, proceeded, on the twentieth day of August to survey and mark the Change 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 for said Road at a stake in the middle of the Morris-Town & Donerlon Road from which stands a Water Beech 8 inches in diameter bears N 84° W 3.18 rods dist. Thence along the NE side of Long Run through the lands of D. R. Benson taking about 60 rods of his lands. Thence through the land of John Hartley taking about 8 or 10 rods of his land, thence through Hilan Bolons land taking a small strip of his land only taking a few rods. Thence through Farrow's land taking probably 20 or 25 rods, thence through Jos Hutchinsons land about 20 rods this comprehends the changes made. The Courses & distances of the Entire Survey are as follows viz.

Station No 1 as above described  
 Thence N 6° W 6.36 poles to Station No 2

Station 3 <u>N 22 1/2° W 8 poles</u>	<u>N 25° W 5 1/2° E 16.00 poles</u>
" 4 <u>N 28 1/2° W 8.64 "</u>	" 26 " <u>37 1/2° W 18. "</u>
" 5 " <u>40° " 13.28 "</u>	" 27 " <u>21° W 14.39 "</u>
" 6 " <u>17° " 2.80 "</u>	" 28 " <u>38° W 12. "</u>
" 7 " <u>22° E 10.92 "</u>	" 29 " <u>62° W 12. "</u>
" 8 " <u>8° W 18.68 "</u>	" 30 " <u>73 1/4° " 22.20 "</u>
" 9 " <u>6° " 16.24 "</u>	" 31 " <u>87 3/4° " 32.36 "</u>
" 10 " <u>81° " 12.00 "</u>	" 32 " <u>71 1/4° " 30.28 "</u>
" 11 " <u>61° " 18.80 "</u>	" 33 " <u>65 1/2° " 16.00 "</u>
" 12 " <u>40° " 16.62 "</u>	" 34 " <u>42° " 18. "</u>
" 13 " <u>7° " 11.28 "</u>	" 35 " <u>43 3/4° " 11. "</u>
" 14 " <u>10° W 8. "</u>	" 36 " <u>82 3/4° " 16. "</u>
" 15 " <u>7° E 13. "</u>	" 37 " <u>66 1/2° " 11.64 "</u>
" 16 " <u>25° W 7.12 "</u>	" 38 " <u>56° " 4. "</u>
" 17 " <u>6° E 14. "</u>	" 39 " <u>62 1/2° " 4. "</u>
" 18 " <u>9° E 13. "</u>	" 40 " <u>81 1/2° " 36.80 "</u>
" 19 " <u>24 1/2° W 14. "</u>	" 41 " <u>31 1/2° " 10. "</u>
" 20 " <u>21 1/2° " 16. "</u>	" 42 " <u>57 1/2° " 6.52 "</u>
" 21 " <u>3° E 24. "</u>	" 43 " <u>7° " 20. "</u>
" 22 " <u>5° W 20. "</u>	" 44 " <u>37° " 38.60 "</u> to a sugar tree
" 23 " <u>16 1/2° E 6.36 "</u>	" 45 " <u>30 1/2° " 6.64 "</u>
" 24 " <u>31 1/2° W 14.28 "</u>	" 46 " <u>4° E 6.28 "</u>

road and west of the run near Mahamas Mill,

I Certify that the above is a correct plat and return of the survey of the Change of the County Road named above as petitioned for by S. K. Mahamas Etal  
Jesse Thomas Surveyor of said County Road

# REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your June session, A. D. 1878, we, the undersigned, Viewers appointed under said order, met with Jesse Thomas Surveyor, at N. Mahanna Mill on Long Run and were severally sworn to discharge, faithfully and impartially the duties required of us in said order.

Wm Stubbs and George Larison were selected by us as chain carriers, and John Hartley as a marker, who were also duly sworn.

We then proceeded to view said proposed Alteration in Co 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 Alteration of said road as follows:

Beginning at the road leading from Somerton to Morristown at or near the mouth of said Long run of Captina Commencing in the Center of said Somerton & Morristown road at a stake planted in said road on the East side of said Long run, thence through the lands of Daniel Benson and others (as prayed for in the petition presented to you at your last regular session) according to the plat of the survey made by the said Jesse Thomas Surveyor herewith returned making changes through the lands of Daniel Benson John Hartley Hilan Bolton Eli Farrer and Josiah A Hutchison, said Alteration can be made without expense to the County

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

1<sup>st</sup> that the road where changes are made has been washed away (impassable) 2<sup>nd</sup> that the Public Convenience requires that said changes should be made

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,  
August 21<sup>st</sup> 1878

S. G. Bolon  
John Emerson  
Wm Turner Jr. Viewers.

### F E E S:

<u>S. G. Bolon</u> Viewer, 2 days, \$ <u>3 00</u>	<u>Wm Stubbs</u> Chainman, 2 days, \$ <u>2 00</u>
<u>John Emerson</u> " 3 " \$ <u>4 50</u>	<u>Geo Larison</u> " 2 " \$ <u>2 00</u>
<u>Wm Turner Jr</u> " 2 " \$ <u>3 00</u>	<u>John Hartley</u> Marker, 2 " \$ <u>2 00</u>
<u>Jesse Thomas</u> Surveyor, 3 days, \$ <u>9 00</u>	

\* One dollar for swearing viewers  
Chainman & Marker 1 00

# Separate Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned. Viewers of the Alteration petitioned for by N. J. Mahama 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>Daniel A Benson</u>	<u>Twenty</u>	<u>(20)</u>	dollars;
To	<u>John Hartley</u>	<u>Five</u>	<u>(5)</u>	dollars;
To	<u>Nolan Bolow</u>			dollars;
To	<u>Eli Tarr</u>	<u>Twenty</u>	<u>(20)</u>	dollars;
To	<u>Josiah A Ketchison</u>	<u>"</u>	<u>(20)</u>	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>Daniel A Benson</u>	<u>Five</u>	<u>(5)</u>	dollars;
To				dollars;
To				dollars;
To				dollars;
To				dollars.

J. J. Bolow  
John Emerson  
Wm Turner Jr } Viewers and Jurors to Award Damages.

August 21 st 1878

St. Clairsville, O., Sept 2 1878

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. M. Ciffland }  
 County Auditor.

J. J. Potts  
A. W. Emerson  
Henry Trasher } Commissioners.

St. Clairsville, O., Sept. 3d 1878

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. M. Ciffland }

J. J. Potts  
A. W. Emerson  
Henry Trasher } Commissioners.

St. Clairsville, O., Sept 4 1878

The Commissioners met in regular session, and <sup>in favor</sup> the report of the viewers of the Estab-  
 lishment of said road 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 to-wit-

To Daniel R Benson	\$21 <sup>00</sup>	Compensation	\$5 <sup>00</sup>	Damages
" John Hartley	5.	"	"	"
" Eli Parra	21.	"	"	"
" Josiah A Hulchison	21.	"	"	"

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 <sup>out</sup> of the County Treasury, it is ordered that the petitioners pay or tender to pay the several Claimants forthwith, the amounts so as aforesaid assessed to them and that no further proceedings be had in the premises until such payment, or tender shall have been made.

Attest  
W. N. Cuffland  
Clerk

J. J. Fatts } Commissioners  
A. K. Anderson } of  
Henry Truesdell } Belmont County