

Separate Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, Viewers of the County Road petitioned for by Mr. J. S. Giffin 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 John Williams \$20
- To Mr. G. Williams \$12
- To new owners of the land taken, having presented legal claims, no assessment is made
- 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 \$1000.00 as value of the land through which the road passes will be rendered less valuable by reason of the establishment of the same
- To dollars;
- To dollars;
- To dollars;
- To dollars;
- To dollars;

Viewers and Jurors to award Damages.

To Joseph J. Daggart

To James Daggart

To dollars;

1882

St. Clairsville, O., June 5<sup>th</sup> 1882

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:

M. N. Coffland

County Auditor.

Commissioners.

C. M. Mearns

St. J. Taylor

St. Clairsville, O., June 6<sup>th</sup> 1882

1882

St. Clairsville, O., June 7<sup>th</sup> 1882

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:

M. N. Coffland

Commissioners.

C. M. Mearns

St. J. Taylor

The Commissioners met in regular session, and the report of the Surveyor and Viewers in favor of the establishment 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 in 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 Commission and damages awarded by said Viewers to the several claimants is just and reasonable, the same was ordered to be paid to the said claimants.

(Order No. 84)  
Sept 14 1882

To Mr. P. Williams Twelve (\$12.00) dollars Compensation is reasonable and just, that said road will be of public utility and of sufficient importance to the public to justify the payment of said Compensation and damages out of the County Treasury, and no petition for review being filed it is ordered that the County Auditor draw his order upon the County Treasurer in favor of said Claimants for the amount of Compensation so awarded to them respectively, 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. 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

A. H. Coffland  
Auditor

O. Mehan } Commissioners  
Morris Cope }  
H. Taylor } Belmont County

Order issued Aug 1<sup>st</sup> 82

Franklin Sept. 11<sup>th</sup> / 1882

Belmont, Co.

To W. P. Williams Dr  
Compensation  
allowed by viewers on W. J. Giffine  
Road. twelve Dollars

Please pay the above  
amount to Owen McKean

W. P. Williams



ROAD PETITION.

For a Vacation of Road in Whiting Union Twp.

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... of a... road on the line hereinafter described; and pray that your body will institute and order the proper proceedings in the premises to...

such road, to-wit: Beginning at your petitioners freeholders of said county residence... that part of the County through which the County Road leading from the Short Creek Road at a point near the former residence of Alex Hannah and north... the section line until it intersects the road leading from... to... as recorded in that record No. 1, and road record No. 1 in the office of the Auditor of said County, pages 714 & 715 respectfully, established on the petition of Joseph... and others... represent that so much of said road as lies between said point on the Short Creek or... road, and the point where the land... leading from the residence of James B. Ritchey intersects said road, said intersection being on the line between the lands of James B. Ritchey and D. J. Hays, has become useless for the reason that the New County Road recently established upon a petition for the alteration of said old County Road, is a much better road, and for the further reason that on account of the establishment of said road, and the rugged hills on said old County road, the same is no more traveled between the points aforesaid. Wherefore your petitioners pray that said road or so much thereof as lies between the points aforesaid may be vacated.

Dated this... A. D. 18...

Table with 4 columns: PETITIONERS' NAMES. Lists names such as D. J. Hays, Calvin Pollock, Abner Fordgo, Amos L. Grooms, Samuel Carter, Math. Grooms, Daniel A. J. Trausley, John Cumard, J. L. Grooms, Am. N. Watson, Clark Boyd, M. P. Warner, Joseph Temple, John Caldwell, Geo. Bell, J. N. Ferguson, Marion Deuer, John Gillham, John Patterson, and others.

Know all Men by these Presents,

That we, Calvin Pollock and James F. Tallyan are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of... 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... day of March, 18...

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 vacation of a... road on the following line, to-wit; For description of road sought to be vacated. See Copy of original petition as above.

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. H. H. Coffland Auditor Seal Calvin Pollock Seal James F. Tallyan Seal





# REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your \_\_\_\_\_ session, A. D. 18\_\_\_\_, we the undersigned, Viewers appointed under said order, met with \_\_\_\_\_ Surveyor, at \_\_\_\_\_ on \_\_\_\_\_ 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.

\_\_\_\_\_ and \_\_\_\_\_ were selected by us as chain carriers, and \_\_\_\_\_ as a marker, who were also duly sworn.

We then proceeded to view said proposed \_\_\_\_\_ 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 \_\_\_\_\_ of said road as follows:-

To the Hon. Board of Commissioners of Belmont Co., O.  
Your board of viewers appointed at the June term to view the objections made to vacation of Road petitioned for by S Hays and others after being duly qualified made an examination of the same, and do hereby make the following report, that said road should not be vacated for the following reasons.

That petition calls for only a part of the line of road leading from Laffertys Station to the gate of James Ritchey leading to his house, there being no County road connecting at this point. we believe the balance of the road from said gate would also be vacated by law, leaving Mr James Ritchey and S. Lafferty to purchase an outlet to a public highway.

August 10<sup>th</sup> 1883

Wm. M. Armstrong }  
James M. Comas } Viewers  
J. H. Laughlin }

Wm. M. Armstrong 3 days \$4.50 }  
James M. Comas 3 " 4.50 } Paid into County Treasury Apl. 24<sup>th</sup> 83  
J. H. Laughlin 3 " 4.50 }

We would respectfully report that the said \_\_\_\_\_ ought \_\_\_\_\_ to be \_\_\_\_\_ for the following reasons:

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

All of which is respectfully submitted { \_\_\_\_\_ } Viewers.  
\_\_\_\_\_ 18\_\_\_\_ { \_\_\_\_\_ }

### F E E S.

Viewer, _____ days, \$ _____	Chainman, _____ days, \$ _____
" _____ " \$ _____	" _____ " \$ _____
" _____ " \$ _____	Marker, _____ " \$ _____
Surveyor, _____ days, \$ _____	



# 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., \_\_\_\_\_ 18\_\_\_\_\_

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:

\_\_\_\_\_  
 County Auditor. } \_\_\_\_\_ } Commissioners.

St. Clairsville, O., \_\_\_\_\_ 18\_\_\_\_\_

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:

\_\_\_\_\_  
 \_\_\_\_\_ } \_\_\_\_\_ } Commissioners.

St. Clairsville, O., June 7<sup>th</sup> 1882

The Commissioners met in regular session, and said petition was this day publicly read the second time, and thereupon came Mary M. Lafferty, J. L. Lafferty and James B. Pitchey other freeholders of Belmont County and filed their written objections to the vacation of said road. It is therefore, ordered that one or more of said objectors enter into a bond, payable to the State of Ohio, for the use of said County in the sum of One hundred dollars, conditioned for the payment of the costs of a view of said road, in case the same be finally vacated, with sureties to be approved by this Board, before further



proceedings be had upon said objections.  
 Now comes Jas. B. Ritchey one of the objectors, to the vacation of said road, and files his bond in accordance with the former <sup>order</sup> of the Board with Jos. Lofferty as surety thereon, which is accepted and approved, and it is ordered that William Armstrong, James M. Conas, and Jas. N. Laughlin, three disinterested persons, be and they are hereby appointed a committee to view said road, and report their opinion, as to the vacation of the same, according to law, and that they meet at Lofferty Station on the I. V. & N. Railway on Thursday August 10<sup>th</sup> 1882 at 10 o'clock A.M. and after having performed the duties of their appointment, that they make report to this Board at its next regular session.

Attest:  
 W. H. Coffland  
 Auditor

O. Mehan  
 Thomas Cope  
 & Taylor

} Commissioners

Commissioners Office Belmont County  
 St. Clairsville O. Sept 6<sup>th</sup> 1882

In the matter of the petition of D. D. Hays Calvin Pollock et al to vacate so much of the County road leading from the Short Creek road at a point near the residence of Alex. Karrak du north with the section line until it intersects the road leading from St. Clairsville to Flushing now known as the Flushing Pike, and being so much of said road as lies between said point on the Short Creek or Morrisstown road, and the point where the lane leading from the residence of James B. Ritchey intersects said road, said intersection being on the line between the lands of James B. Ritchey and D. D. Hays

The Commissioners met in regular session and the viewers having filed their report, said report was publicly read, and now comes D. D. Hays and Calvin Pollock by their attorneys and filed the following motion.  
 In the matter of vacation of part of County Road petitioned for by David D. Hays, Calvin Pollock and others.

And now comes the said petitioners, and moved the Commissioners to set aside the report of viewers appointed by said Commissioners in said matter, and here for reason of said motion. Shows the Court First. That said viewers did not discharge the duties assigned them. Second. That said report is not responsive to the order of Commissioners. Third. The report of said viewers does not show that the maintenance of the part of said road sought to be vacated is a public necessity or of public convenience.

Peter Tallman  
 Jas. Pollock  
 Ch. E. Chambers  
 Attys. for Petitioners

After hearing arguments for and against said motion, Board overrule the same to which ruling D. D. Hays and Calvin Pollock







