

ROAD PETITION.

(V)

For an Establishment of a ^{County} Road in 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 _____

Whereas in the lapse of time, by the clearing out and fencing of land, enclosing of woodlands, the school house in sub. district No 1 of said Twp has been entirely enclosed. The Township Board of Education owns half an acre of land, on which is the present school house and they desire to erect a new one on the same lot, said lot is about half way between what is known as the Hog road and rail road about 1/3 of a mile from each road, & is a central point in above dist. & therefore freeholders in above township district pray your Hon. Body to cause to be opened a public highway from what is known as the Hog road to rail road, commencing at the crook in the Hog road on the line between Theodore Hogg and the heirs of W. Hogg, decd; thence east along said line to school, to and past school lot east through lands of Taylor, rail to the rail road near the residence of W. Hogg on the shortest and most practicable route and thence doing the least damage to owners of lands. This road would be convenient for the neighborhood and of some public utility. We the undersigned ask, for these reasons, your Hon. Body to grant the prayer of this petition

Dated, this _____ A. D. 18__

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
R. S. Hogue	E. Nichols	W. Broomhall	J. A. Ford
E. E. Paucoast	M. A. Nichols	A. H. Orrison	N. B. Nichols
O. P. Dillon	Allen Bond	J. Carpenter	Calvin Fallock
Alvret Hoge	M. H. Palmer	Jno Shriver	and six others

Know all Men by these Presents,

That we, R. S. Hogue, E. E. Paucoast and Eli Nichols 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 Belmont this 19th day of September 1885

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 Establishment of a County road on the following line, to-wit:

For full and complete description of the foregoing described establishment of a County road, reference is made herein to copy of petition on record 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.

M. B. Nichols }
Mary L. Hogue }
E. E. Nichols }

R. S. Hogue (SEAL)
E. E. Paucoast (SEAL)
Eli Nichols (SEAL)

The Board being satisfied that the foregoing petition was signed by at least twelve freeholders of the county and of the precinct of the St Clairsville, O. Sep 11 1885
 The Commissioners met in regular session at Auditor's Office, and appointed James I Dentley W Alex C Dauford three disinterested freeholders of the County Viewers, and Chalkley Dawson Surveyor, of said proposed road, to meet at 7 1/2 miles Oct 28 at 10 o'clock P.M. to discharge their official duties as prayed for in the foregoing petition

ATTEST: Owen Muehler
Yours Wolfe
W. J. Berry Commissioners.

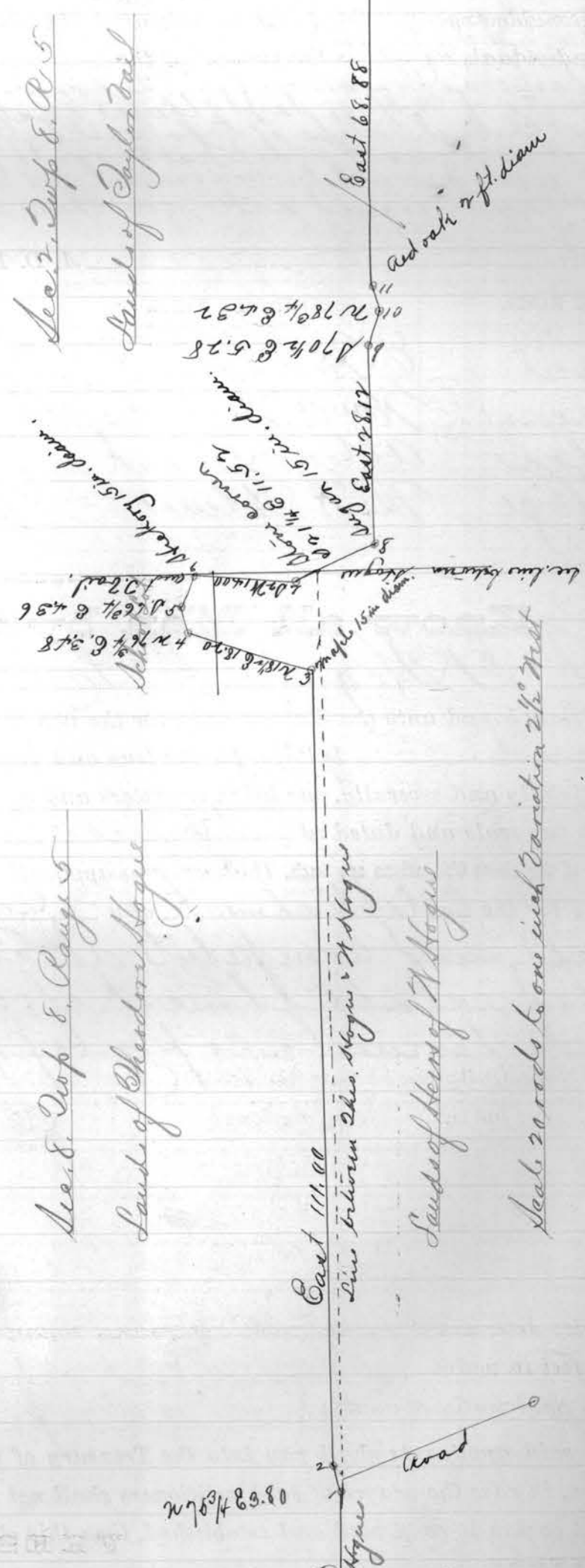
County Auditor.

Surveyor's Report.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated Sep 11 1885, proceeded, on the 28th 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 at Station No 1 in the center of County road on the line between the lands of Theo. Hogue and the lands of the heirs of N. Hogue, a little west of the corner in said road from which point an apple tree in the NE corner of N. Hogue's orchard bears S 33 1/4 E 33 links, running thence N 75 3/4 W 3.80 rods to station 2, 15 feet north of the line between the above mentioned lands; thence east parallel with said line and 15 feet north of it 111.00 rods to station 3, a maple 15 in. in diameter; thence N 18 1/2 E 18.20 rods to station 4 on school lot; thence N 76 3/4 E 3.48 rods to station 5; thence S 66 3/4 E 4.36 rods to station 6; a hickory 15 in. in diameter, standing 8 links west of line between Theo Hogue and Taylor's rail; thence S 2 N 14.00 to station 7; thence S 21 1/4 E 11.52 rods (at 2.16 rods cross section line at a stone planted, for corner between the lands of Theo Hogue and N. Hogue) to a sugar tree 15 in. in diameter, on the lands of Taylor's rail; thence through said lands east 28.12 rods to station 9; thence S 70 1/2 E 5.28 rods to station 10 a red oak 2 feet in diameter; thence N 78 3/4 E 4.32 rods to station 11; thence east 68.88 rods to station 12 in center of County road known as the rail road, from which station an apple tree in the NE corner of the above mentioned T. Vails orchard bears S 69 1/2 N 35 feet distant. Total length 272.96 rods, through lands of Theo. Hogue 142 rods, through lands of Taylor's rail 116 rods, as shown upon the annexed plat.



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

Chalkley Dawson Surveyor of said Co Road

REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your Sept session, A. D. 1885, we the undersigned, Viewers appointed under said order, met with Chalkly Dawson Surveyor, at W B Nichols on Oct 28 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.

J A Hogue and L D Robinson were selected by us as chain carriers, and Eli Nichols 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 _____ of said road as follows:

Beginning for the same at a point in the county road near the bend in said road and on the line between a tract of land owned by Theodore Hogue and a tract owned by the heirs of W Hogue; thence east along the line between said tracts and on the north side of said line to a point near the school-house lot; thence through the south part of said lot to the lands of Daylor Vail thence east through the lands of of the above mentioned Daylor Vail to a point in the Vail road as called for in petition. For further information we refer you to the surveyors report accompanying this.

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

- 1st There is a Public School located about the center of said proposed road and no road to or from said school.
- 2nd We believe that the construction of said road is of Public utility.

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, }
Oct 29 1885

Nathaniel Daylor
A. C. Dauford
James S. Bentley } Viewers.

FEES.

<u>Nathaniel Daylor</u> Viewer, <u>3</u> days, \$ <u>3.00</u>	<u>J. A. Hogue</u> Chainman, <u>1</u> days, \$ <u>1.00</u>
<u>James S. Bentley</u> " <u>2</u> " \$ <u>3.00</u>	<u>L. D. Robinson</u> " <u>1</u> " \$ <u>1.00</u>
<u>Alex Dauford</u> " <u>2</u> " \$ <u>3.00</u>	<u>Eli Nichols</u> Marker, <u>1</u> " \$ <u>1.00</u>
<u>Chalkly Dawson</u> Surveyor, <u>3</u> days, \$ <u>15.00</u>	<u>Pd order 313</u>

pd no 63

Separate Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, Viewers of the County Road petitioned for by R. G. Hogue 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>Taylor bail</u>	<u>One Hundred & thirty five</u>	dollars;
To <u>Meredore Hogue</u>	<u>One Hundred & thirty five</u>	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 <u>Taylor bail</u>	<u>Two hundred sixty seven (\$267)</u>	dollars;
To <u>Meredore Hogue</u>	<u>One Hundred</u>	dollars;
To <u>Heirs of W. Hogue</u>	<u>Fifty five (\$55)</u>	dollars;
To _____		dollars;
To _____		dollars;

Nathaniel Taylor
A. C. Daughd
Jas. T. Bentley } Viewers and Jurors to award Damages.

18

St. Clairsville, O., Dec 7 1885

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:

J. A. Henderson
 County Auditor.

Morris Kope
W. P. Berry
John Israel } Commissioners.

St. Clairsville, O., Dec 8th 1885

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:

R. R. Barnett
 Auditor

Morris Kope
W. P. Berry
John Israel } Commissioners.

St. Clairsville, O., Dec 9 1885

The Commissioners met in regular session, and the report of the 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 to landowners, by reason of the location of said road through their several premises, said report was also publicly read. And now comes Owens bail et al by J. N. Shannon their attorney and remonstrates against the establishment of said road, and except in

words and figures following to wit:

- 1st Because no proper petition (in form) has been presented to the Commissioners;
- 2nd Said petition, or what purports to be a petition, is indefinite and uncertain as to the township in which the road is to be located
- 3rd Said petition is bad for indefiniteness in describing the road.
- 4th The description of what is intended to be a County road is uncertain and indefinite
- 5th The petition on its face shows that said road sought to be established is not of general public utility
- 6th Because said petition is not signed by twelve freeholders of the County residing in the vicinity where the road is to be laid out.
- 7th Because the description contained in the report of the viewers and surveyor is not such a description as the law requires, and is bad. Because no Township County, or State is named in which said road is located.
- 8th Because no sufficient notice has been given as the law requires
- 9th Because no legal notice has been given other heirs of Jm Hoge deceased.
- 10th The report of the viewers is indefinite and uncertain in this to wit: place of beginning nor termination (of said road) is given.
- 11th Because Eli Nichols marker chosen by the Surveyor is a relation of Nathau Nichols, one of the Principal petitioners
- 14th Because said road as proposed is not of public utility
- 14 1/2 James Bently one of the viewers is a brother in law of Elijah Paucost one of the petitioners
- 15 and other reasons

Taylor Vail and others
By J. H. Shannon their Atty

Which motion was overruled, and the Board being of opinion that the compensation and damages awarded by said viewers to the several claimants, to wit:

Taylor Vail	Compensation \$135 ⁰⁰	and damages \$267 ⁰⁰
Theodore Hoge	" \$135 ⁰⁰	" " \$100 ⁰⁰

Heirs of Jm Hoge damages \$55⁰⁰ 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 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
 J. A. Henderson Dep. Clerk
 Morris Cope } Commissioners
 W. J. Berry }
 Jacob Israel } Belmont County

ROAD PETITION.



For *Re-location of Washburn Road in Mead*

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 _____

Dated this _____ A. D. 18_____

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.

Know all Men by these Presents,

That we, _____ and _____ 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 _____ 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 _____ of a _____ road on the following line, to-wit:

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.



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

Viewers, and Surveyor, of said proposed road.

ATTEST:

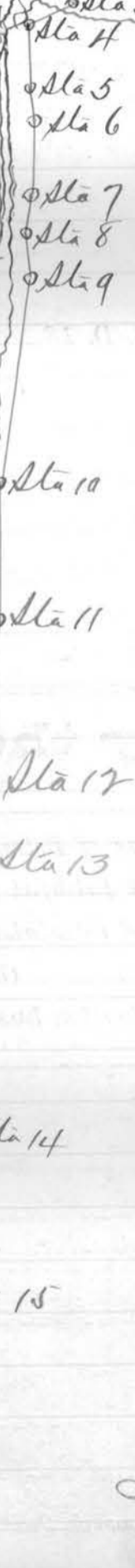
County Auditor.

Commissioners.

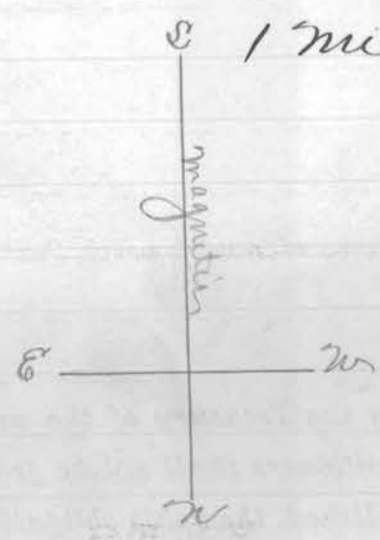
Surveyor's Report.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated 18, proceeded, on the 21st day of May 1885 to survey and mark the ^{relocate the Negroes Belles Bottom Road} ~~the~~ ^{Trusters of Mead Sp} ~~order~~, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:



Beginning for same on the lands of Paul P. Workman in Mead Sp at a stake on the Ohio River bank which a sugar tree bears N 83° 20' W 25 feet; thence N 9° 20' W 384.5 ft to Sta. 1. " " 18° 20' W 81.5 " " " 2 " " 57° 10' W 176.5 " " " 3 to corner run from which station a sycamore tree bears N 69 1/2° W 50.5 ft thence N 62° 25' E 111.5 ft to Sta 4 thence N 3° 15' W 149. ft to Sta 5, thence N 18° 25' W 68 ft to Sta 6, thence N 7° 10' W 173 ft to Sta 7 N 30° W 98.5 ft to Sta 8, thence N 14° W 102. ft to Sta 9 thence N 1° 30' W 516.5 " " Sta 10 " N 7° 45' W 341. ft to Sta 11 thence N 5° 50' W 410. " " Sta 12, thence N 6° 25' W 183 ft to Sta 13 thence N 4° 5' W 688 " " " 14 " N 35' W 406 " " " 15 " N 14° 40' E 674 " " " 16 " N 16° E 904 " " " 17 from which station a willow tree bears N 13° 30' E 12 ft. Total distance 1 mile 126.5 ft



I Certify that the above is a correct plat and return of the survey of the Road named above under Sta 17 the direction of the Trusters of Mead Sp A J Workman Surveyor of said Road

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.

_____ and _____ were selected by us as chain carriers, and _____ as a marker, who were also duty 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:

The undersigned Trustees of Mead township certify that A. J. Norton was employed by them to survey the road along the Ohio river destroyed by washout; Beginning for the saw on the lands of Samuel P. Norton in Mead township at a stake on the Ohio river bank from which a sugar tree bears N 83° 20' W 25 ft thence N 9° 20' W 384.5 feet to Station 1. N 18° 11' W 81.5 ft to Station 2; thence N 57° 10' W 176.5 ft to Station 3 to corner run from which Station a sycamore tree bears N 69° 30' W 50.5 ft; thence N 62° 21' E 115.5 ft to Station 4, N 3° 15' W 149 ft. Sta 5. N 18° 25' W 68 ft Sta 6 N 7° 10' W 173 ft Sta 7 N 30° W 98.5 ft Sta 8. N 14° W 102 ft Sta 9 N 1° 30' W 516.5 Sta 10 N 7° 45' W 340 ft Sta 11 N 5° 50' W 410 ft Sta 12, N 6° 20' W 183 ft Sta 13 N 4° 5' W 688 ft Sta 14 N 35° W 406 ft Sta 15 N 14° 40' E 674 ft Sta 16 N 46° E 904 ft Sta 17 from which Station a Willow tree bears N 13° 30' E 12 ft. Total distance 1 mile 126.5 ft.

We would respectfully report that our opinion is that the said bill ought to be paid for the following reasons: That A. J. Norton was legally employed by the Trustees of Mead township to survey and locate the road needing such repair

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 Road _____ shall be established _____ feet in width.

All of which is respectfully submitted, January 21 1862

N. P. Johnson
Wm King
Wm Gallahan
Trustees of Mead Tp

FEES.

Viewer, _____ days, \$ _____	Chainman, _____ days, \$ _____
" " " \$ _____	" " " \$ _____
" " " \$ _____	Marker, " " \$ _____
A. J. Norton	Surveyor, 2 1/2 days, \$ 12.50