

Thomas Cochran  
Probate Judge

And afterwards on the 7th day of May 1881 the following proceedings were had in this Court and entered on the journal thereof in the words and figures following to wit:

Thos. W. Ramsay et al vs William Ramsay et al  
 3 May 7th, 1881. — Judgment on verdict.  
 The jury in this action having on a former day rendered a verdict for \$80. compensation, and assessed damages at \$370. in this case, and the Court having heard the arguments of counsel in this case, on the subject of taxation of costs on the 4th day of May, 1881, it is now considered and adjudged by the Court, that the said William W. Warren recover from the said William Ramsay, and Peter W. Hulbringer the defendants in this action, said sum of \$80. compensation, and \$370. damages, and that the State of Ohio recover against the said William Ramsay and Peter W. Hulbringer, the sum of \$138.49. costs, and that the State of Ohio recover against the said William W. Warren, the sum of \$156.66 costs, as an equitable share of the same taxed herein to which ruling and judgment as to costs counsel for the plaintiff William W. Warren, and counsel for the defendant William Ramsay, and Peter W. Hulbringer except, the order to view, and their report, thereon being lost, leave is given to supply them.

Thomas Cochran  
Probate Judge

The State of Ohio, Belmont County S. S.

I Thomas Cochran Probate Judge in and for said County do hereby certify that the foregoing is a full true and complete transcript of the record of the proceedings had in this Court in the foregoing case.

Thomas Cochran  
Probate Judge

Commissioners Office, Belmont County,

St. Clairsville, O. Sept 9th 1881

Board this day publicly read the foregoing transcript of the proceedings in the Probate and Common Pleas Courts and approve the same, and it appearing that the proceedings before the Board, were set aside by said Probate Court, and that said Court, appointed viewers, to view and assess compensation and damages, on said road, and that said viewers awarded, compensation and damages to the several claimants as follows:

W. W. Taylor	Compensation	\$40.	Damages	\$140.
Abraham Ramsay	"	40	"	140
W. W. Warren	"	64	"	441.

to which award of compensation and damages, to W. W. Warren exceptions were filed, and a jury appointed to view said road, and assess compensation and damages to said W. W. Warren, by reason of the location of said road through

his premises, and it further appearing by said transcript that the jury awarded compensation and damages to said W. H. Warren as follows  
 Compensation \$80, damages \$370, and it appearing further that William Ramsay in pursuance of a former order of the Board in this case paid into County Treasury the amounts of compensation and damages allowed by former proceedings of the Board as follows  
 To Thos. H. Ramsay Comp. \$80, damages \$250  
 " William Taylor " 35 " 136  
 " Abram Ramsay " 39 " 100  
 " W. H. Warren " 72 " 300

And it appearing further that Thos. H. Ramsay accepts the award made by the overseers appointed by the Board, it appearing further that the aggregate amount of compensation and damages allowed by proceedings in said Court is \$860, exclusion of amounts allowed Thos. H. Ramsay viz \$330, the same being \$28, in excess of amount awarded by overseers appointed by the Board.  
 And it further appearing by said transcript that said road is of public utility and that the compensation and damages awarded to the several claimants to wit -  
 To Thos. H. Ramsay, Compensation 80, damages 250 Total \$330, Paid Sept 12<sup>th</sup> 1881  
 " William Taylor " 40 " 140 " 180 " Oct 19<sup>th</sup> 1881  
 " Abram Ramsay " 40 " 140 " 180 " Pd no 192  
 " W. H. Warren " 80 " 370 " 450 Paid Sept 9<sup>th</sup> 1881

is reasonable and just, but that said road is not of sufficient importance to the public to warrant the payment of all of said compensation and damages, and of the County Treasury it is ordered that the County Auditor issue orders on the County Treasury to the several claimants out of the money deposited by the said William Ramsay viz \$1012, the sum of \$735, and to William Ramsay the sum of \$277, the balance of said amount of deposit; and out of the County Treasury the sum of \$405, it is further ordered that an order issue on favor of the County Auditor for amount of fees for transcript, record &c. viz \$20.00 Pd no 60

It is further ordered that the several reports of the overseers 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 Justices of Mead Township directing them to cause said road to be opened according to law.

Attest  
 W. S. Coffland  
 Dep Auditor

J. J. Potts }  
 Thomas Cape } Commissioners  
 of Belmont County

order issued Sept 29<sup>th</sup> 1881

upon the County Treasurer in favor of said claimants for the amount of compensation and damages 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 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 Colerain Township directing them to cause said road to be opened according to law.

Attest:

M. J. Coffland

Morris Cope }  
M. Taylor } Commissioners.  
O. Meehan } of Belmont County,

Isabel Adams give notice of appeal from the amount of compensation and damages assessed.

The State of Ohio, }  
Belmont County, }

I, W. N. Coffland, Auditor and Clerk ex-officio of the Board of County Commissioners within and for said County do hereby certify the foregoing to be a true and correct transcript of all orders, proceedings and decisions in the foregoing case as the same appears of record in my office.

In witness whereof, I have hereunto set my hand and the seal of said County Auditor this 24th day of September, A. D. 1883.

*W. N. Coffland*

W. N. Coffland,  
County Auditor.

And afterward, on the same day of October, 1883, the following Bond was filed herein, in words and figures following to wit:

Know all men by these Presents, that we, Isabel Adams and Robert Robson of Belmont County Ohio, are held and firmly bound unto the State of Ohio, in the sum of Three hundred dollars, for the payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators if default be made in the condition following: Whereas, The said Isabel Adams has appealed to the Probate Court of Belmont County, Ohio, from the final decision of the Commissioners of Belmont County, Ohio, at their September Session, A. D. 1883, relative to the assessment of compensation and damages to the said Isabel Adams in the matter of the County Road petitioned for by W. N. Stilwell and others, which road passes through and over the lands of said appellants being described in the report of the viewers and surveyor as along the following route:

Beginning for the same on the lands of Abner Stilwell in Colerain Township at a stone planted in the road at the Rail Road crossing near the mouth of Naylors Run in Sec 25 Tp 7 and R. 3 thence according to the courses and distances and monuments mentioned in the surveyors report, through the lands of J. W. Stidd, Thos Major, Am. + Edward Harper Isabel Adams, Jacob McMullen, Jesse Pyle, Mr. Balderson and Archibald Major intersecting the Budgeport and Colerain Free Turn Pike near the Mt. Pleasant road where a stone planted bears S 75 1/4 W 32 links distant. Now, if the said Isabel Adams shall pay all costs that may be adjudged against her in said Probate Court, or in any other Court to which the proceeding may be removed by petition in error,

then this obligation to be void: otherwise to be and remain in full force and effect.

Signed and sealed by us this 24th day of Sep-

tember, A. D. 1883.

Approved.  
W. K. Coffland,  
Auditor.

Isabel Adams *Seal*  
Robert Robson *Seal*

And afterward on the 26th day of October, 1883, the following proceeding were had in this Court, and entered on the Journal thereof, in words and figures following to-wit:

Isabel Adams Plaintiff }  
vs. } October 26, 1883.  
William A. Stillwell and }  
R. R. Barrett Defendants } Cause  
Continued.

This day came the Attorney for the plaintiff and moved the Court to continue this cause to a day hereafter to be agreed to by the parties herein which is accordingly done, and the selection of a Jury Venior and summons to issue on a day hereafter to be agreed upon by counsel.

Thomas Cochran,  
Probate Judge.

And afterward, on the 22d day of January 1884 the following Petition was filed herein, in words and figures following to-wit:

The State of Ohio }  
Belmont County } Probate Court.  
Isabel Adams, Plaintiff, }  
vs. }  
William A. Stillwell and }  
R. R. Barrett Defendants. }

To Probate Judge.

Please cause a jury to be selected and returned as provided by law, and issue a venior commanding them to appear on Tuesday January 29th 1884, to try the question of compensation + damages in this case.

S. Danford,  
Atty for Plaintiff.

A. H. + W. Mitchell Attys,  
for Defendants

And afterward on the 22d day of January 1884 the following proceedings were had in this Court and entered on the Journal thereof in words and figures following to-wit:

Isabel A. Adams, Plaintiff }  
vs. } January 22 1884.  
William Stillwell and R. R. }  
Barrett Defendants. } Road Case Appealed.

The Auditor of Belmont County, Ohio, having heretofore produced the original papers in the proceedings upon the petition of William A. Stillwell, et al to establish a County road, before the Commissioners of said County, together with a certified transcript from their record of all proceedings said orders had or made before them

therein, and the appeal to this Court from the confirmation by said Commissioners of the assessment and allowance of compensation and damages to said plaintiff by reason of the establishment of said road, by agreement of counsel, it is ordered by the Court that the said appeal be perfected and docketed and that a Jury of twelve men be selected, and returned to this Court by the Sheriff and Clerk of this County, on or before the 23d day of January 1884 and that a venire issue upon the return of the same commanding said Jurors to appear before this Court on the 29th day of January 1884, at 10 o'clock A.M. to issue as Jurors upon the trial of the claim of the plaintiff herein. It is further ordered that a summons issue to said plaintiff, and to the obligators in the bond of said petitioners to appear before this Court on the said 29th day of January 1884, at 10 o'clock A.M.

Thomas Cochran  
Probate Judge.

And afterward, on the same day of January 1884, the following order was filed herein in words and figures following to wit:

The State of Ohio }  
Belmont County } Probate Court.  
Isabel Adams, Plaintiff }  
vs. }  
William Stillwell and R }  
R Barreth Defendants }  
To Clerk of Courts of Common Pleas of Belmont County, Greeting:

It is hereby ordered that, within two days from the receipt hereof you with the Sheriff of said County, proceed to draw the names of twelve persons, to serve as jurors in the above entitled case, and make return of this writ with the names drawn hereon indorsed forthwith upon its execution.

Witness my hand and the seal of said Probate Court, this 22d day of January, 1884

Thomas Cochran  
Probate Judge.

And afterward on the same day of January 1884 the following certificate was filed herein in words and figures following to wit:

To the Hon. Probate Judge of said County, Greeting:  
Pursuant to your notice of January 22, 1884, I have with the Sheriff of said County on this 22d day of January 1884 drawn according to law the following named persons to serve as jurors in said Probate Court:

- |                                |                               |
|--------------------------------|-------------------------------|
| 1. John Farrell, Wheeling Tp.  | 7. Valentine Ault, Warren Tp. |
| 2. D. B. Simpson, Mead "       | 8. H. H. Gregg, Goshe "       |
| 3. G. Robt Stewart, Richland " | 9. T. C. Bundy, Warren "      |
| 4. R. C. Cowgill, Kirkwood "   | 10. Aquil. Abragg Jr., York " |
| 5. Benjamin Wilson, Flushing " | 11. Jas C Mitchell, Cultray " |
| 6. R. B. Mitchell, Pease "     | 12. Harrison Brady, Warren "  |

Witness my signature and the seal of the Court of Common Pleas of said County, at St. Clairsville, Ohio, this 22d day of January A.D. 1884.

A. C. Darrah, Clerk.  
A. Thompson Deputy Clerk.

And afterward on the same day of January, 1884, the following proceedings were had in this Court, and entered on the journal

thereof, in words and figures following to-wit:

Isabel Adams Plaintiff

vs.

William Melwill et al

January 22 1884

Venire Ordered

This day came the Clerk and filed herein a list of Jurors drawn as ordered in this case, whereupon it is ordered that a venire issue to the Sheriff of this County directing him to summon said Jurors to be and appear in this Court on January 29, 1884 at 10 o'clock A M to serve as Jurors in this case.

Thomas Cochran, Probate Judge.

And afterward on the 29th day of January, 1884 the following Venire with the return thereon indorsed was filed herein in words and figures following to-wit:

The State of Ohio } Belmont County }

To the Sheriff of said county, Greeting:

We command you that, without delay, you summon John Farrell, Wheeling Tp Q. B. Simpson, Inead " G. Robts Stewart Richland " R. C. Crowgill Kirkwood " R. B. Mitchell Pease " Benjamin Wilson Flushing " Valentine Aull Warren " H. H. Gregg Goshen " J. C. Bundy Warren " Jas. Abragg Jr York " there to serve as Jurors and how you shall execute this writ make appear to our said Court on the 29th day of January and have you then and there this writ:

John C Mitchell Pultney Tp Harrison Brady Warren " To be and appear before the Court of Probate within and for said County of Belmont at the Court House in St. Clairsville in said County on Tuesday the 29th day of January A. D. 1884 at 10 o'clock in the forenoon, and so from day to day until discharged, then and there to serve as Jurors and how you shall execute this writ make appear to our said Court on the 29th day of January and have you then and there this writ:

Witness my signature as Judge and ex-officio Clerk of our said Probate Court at St. Clairsville this 22d day of January A. D. 1884

T. S. B.

Thomas Cochran, Probate Judge, and Ex-officio Clerk.

The State of Ohio, Belmont County, ss:

Sheriff's Office Jan. 29. 1884.

On the 22d day of January 1884 I received this venire and served the same on the several persons therein named at the times and in the manner placed opposite their names endorsed thereon:

Names	When served	How served	No of miles
John Farrell	Left	Jan. 25	6
D. B. Simpson	Personal	" 26	25
G. R. Stewart	"	" 25	3
R. C. Crowgill	Left	" 26	
R. B. Mitchell	"	" 26	12
Beng. Wilson	Personal	" 25	21
V. Aull	"	" 25	30

Names	When served	How served	No of miles
A. H. Gregg	Personal	Jan. 25	26
T. C. Bundy	"	" 25	26
Saml. Abspogg Jr	"	" 26	30
J. C. Mitchell	Left.	" 26	12
H. Brady	Personal	" 25	31

Leroy C Sedwick  
Sheriff

Sheriff's Fee \$4.50

And afterward on the same day of January 1884 the following summons with the return thereon indorsed was filed herein in words and figures following to wit:

To Leroy C Sedwick, Sheriff of Belmont County Greeting:  
We command that you summon William Stillwell and R R Barrett to appear before the Judge of the Probate Court at the Court House in St. Clairsville in said County on the 29th day of January at 10 o'clock A M 1884 to defend the decision of the Board of Commissioners of this county in confirming the assessment of compensation and damages made to Isabel A Adams by the viewers of a road petitioned for by William Stillwell et al.

You are hereby required to make return of service of this summons to this Court on the 28th day of January 1884.

And have them and there this writ

In witness whereof, I Thomas Cochran, Judge of said Court have hereunto set my hand and affixed the seal of said Court at St. Clairsville this 22d day of January A.D. 1884. Thomas Cochran  
Probate Judge.

Return.

Recd this writ Jan. 22d. 1884 and on the 26th day of Jan 1884 I made service by delivering to William Stillwell and R R Barrett each a true copy of this writ  
L. C. Sedwick,  
Sheriff

And afterward on the same day of January 1884 the following summons with the return thereon indorsed was filed herein in words and figures following to wit:

To Leroy C Sedwick Sheriff of Belmont County, Greeting:  
We command that you summon Isabel A Adams to appear before the Judge of the Probate Court, at the Court House in St. Clairsville in said County on the 29th day of January at 10 o'clock A M 1884 to prosecute her appeal taken from the decision of the Board of Commissioners of this county in confirming the assessment of compensation and damages made to her by the viewers of a road petitioned for by William Stillwell et al.

You are hereby required to make return of service of this summons to this Court on the 28th day of January 1884. And have them and there this writ.

In witness whereof, I Thomas Cochran Judge of said Court, have hereunto set my hand and affixed the seal of said Court at St. Clairsville. this 22d day of January A.D. 1884. Thomas Cochran  
Probate Judge

Return.

Rec'd this writ Jan 22 1884 and on Jan 26 1884 I made service by leaving at usual place of residence Isabel Adams a true copy of this writ.

L. C. Sedwick

Sheriffs fees \$1.50

Sheriff.

And afterward on the 29th day of January 1884 the following proceedings were had in this court and entered on the journal thereof, in words and figures following to wit:

Isabel Adams

January 29 1884

vs  
William Stillwell et al

Jury empaneled and sworn.

This day came the parties herein by their attorneys; also came the following named persons as Jurors to wit; John Farrell D. B. Simpson & Robert Stewart, R B Mitchell Benjamin Wilson Valentine Aull, St St Gregg T C Bundy Jno C Mitchell and Harrison Brady, Samuel Abragg Jr having appeared in Court and being absent at the time the Jury was called and this case came on for hearing the parties agreed to try this case to the Jurors above named, who were duly empaneled and sworn according to law; thereupon the case came on for hearing and counsel in the case having waived a view of the premises by the Jury and after the hearing of the evidence, argument and charge of the Court, the Jury retired to their room, in charge of the Sheriff for deliberation and then after deliberation the said jury came into open Court with their verdict in writing, signed by each of them and say.

The State of Ohio } ss:  
Belmont County }

Probate Court.

Isabel A Adams Plaintiff

vs  
W. N. Stillwell et al Defendants

We the jurors in this case having heard the testimony offered by the parties and the arguments of counsel, do award and determine: That said Isabel A. Adams be paid the sum of Two hundred \$200 Dollars as compensation for the land belonging to her which is appropriated to said road petitioned for by W. N. Stillwell et al, and others without deduction for benefits to any property of the said Plaintiff derived, or to be derived by the location of said road. And we do also find and determine that the premises of the said plaintiff from which said appropriation is taken will be rendered less valuable by the location of said road, the sum of \_\_\_\_\_ Dollars.

- |                    |                   |                |
|--------------------|-------------------|----------------|
| 1. Harrison Brady, | 7 D. B. Simpson   | 9 Benj. Wilson |
| 2. R B Mitchell.   | 8 Geo. R Stewart  | 10 T. C. Bundy |
| 3. Jno C Mitchell. | 4 Valentine Aull. |                |
| 6 St St Gregg.     | 5 John Farrell    |                |

Thomas Cochran,  
Probate Judge.

And afterward on the 2d day of February 1884 the following proceedings were had in this Court and entered on the journal thereof in words and figures following to wit:



Isabel A. Adams, Plaintiff  
 vs.  
 William N. Stillwell and  
 R. R. Barrett, Defendants.

February 2 1884  
 Judgment  
 on  
 Verdict.

The jury in this action having on a former day of this Court upon an inquiry of compensation and damages assessed the amount of compensation in this case to be paid to Isabel A. Adams the owner of the premises described in the petition as her property, it is now ordered and adjudged that said verdict be confirmed and that said William Stillwell and R. R. Barrett pay said Isabel A. Adams \$200. the amount of said verdict, and it is further ordered and adjudged by the Court that the State of Ohio recover from the said William Stillwell and R. R. Barrett the sum of \$98.68 costs of this proceeding herein taxed and adjudged against them and execution is awarded therefor.

Thomas Cochran,  
 Probate Judge.

The State of Ohio } ss:  
 Belmont County }

I Thomas Cochran, Probate Judge in and for said county, do hereby certify, that the foregoing is a full true and complete record of the proceedings had in this Court in the foregoing case.

Thomas Cochran,  
 Probate Judge.

The State of Ohio } ss:  
 Belmont County }

I Thomas Cochran Probate Judge in and for said county, do hereby certify, that the foregoing is a full true and complete transcript of the record of the proceedings had in this Court in the foregoing case.

Thomas Cochran,  
 Probate Judge.

Commissioners' Office Belmont County,  
 St. Charlesville, O. March 7 1884

Board this day publicly read the foregoing transcript of the proceedings had in the Probate Court, and it appearing from said transcript that a jury had been appointed in said Court for the purpose of assessing compensation and damages to Isabel A. Adams, appellant in the foregoing case by reason of the location of said road through her premises, and it further appearing from said transcript that the jury had awarded compensation and damages to the said Isabel A. Adams in the sum of \$200, which amount bring an increase of \$35. above the amount of compensation and damages awarded by the viewers appointed by the Commissioners which amount was approved by them; and it further appearing from the transcript, the costs accruing in said Court in the foregoing case, amount to \$98.68. And Board bring of the opinion that said road is of public utility, but not of sufficient in-

portance to the public to justify the payment of said increased assessment of Court, and damages, viz: \$35, and costs viz: 98<sup>68</sup> out of the County Treasury, it is ordered that no further proceedings be had in the premises until said increased assessment of compensation and damages and costs shall have been paid. Ordered that <sup>the order No 9</sup> be paid Auditor fees for transcript of record in foregoing case.

Attest: J. A. Anderson,  
Dep. Audr.

W. Taylor }  
O. Meehan } Commissioners  
Mavis Hope }

Commissioners Office, Belmont County  
St. Clairsville Ohio, June 7 1874.

The commissioners met in regular session and it being made to appear to their satisfaction that the former order of the Board made March 7 1874, viz: that the increased amount of compensation + damages, and costs, \$98<sup>68</sup> accruing in Probate Court by virtue of an appeal of Isabella Adams et al, had been paid or secured to be paid, it is therefore 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 <sup>thirty feet in width</sup> public highway. It is further ordered that the County Auditor issue, in the name of the Board an order to the trustees of Colerain Township directing them to cause said road to be opened according to law.

Attest:  
Attest  
A. R. Barrett  
Auditor

W. Taylor }  
O. Meehan } Commissioners  
Mavis Hope } Belmont County.

Order issued to the Trustees of Colerain Tp to open said road, this 10th day of June 1874.