

St. Clairsville, O., March 6, 1895

The Commissioners met in regular session, and the applicants, 23 in number freeholders of Belmont County residing in that portion of the county in which a County road established on a petition of Jacob Rufer and others, is located, having filed their petition for the vacation of said road, and Frank Bryant having entered into bond in the sum of two hundred dollars conditioned according to law for the payment of the costs of said application in case the prayer of the petitioners be not granted, with Geo. S. Leutz as surety thereon, which bond is accepted and approved, and it appearing that notice of the filing of said petition has been given according to law, said petition was publicly read for the first time, and continued to the next regular session of the board for further proceedings.

Attest:

Miles R. Start,
 W. J. Pughner } Commissioners
 Silas Bailey }

Auditor

St. Clairsville O., June 5, 1895

The Board met in regular session, and said petition was this day publicly read for the second time, and thereupon came Wm Parkinson, et al, freeholders of Belmont Co and filed their written objections to the vacation of said road. It is therefore ordered, since a bond has heretofore been given by the applicants, that one or more of said objectors enter into bond, payable to the State of Ohio for the use of the County in the sum of two hundred dollars, conditioned for the payment of the costs of the 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. Wm Parkinson, one of the objectors to the vacation of said road, having filed his bond in accordance with this order, with J. W. Shannon as surety, which is accepted and approved, It is ordered that J. C. Israel, L. W. Kemp, & E. A. Mobley, three disinterested persons be and they hereby are, appointed to view said road, and report their opinion as to the vacation of the same, according to law; and that they meet at White Oak Grove School House, near the road sought to be vacated on the lands of Wm Parkinson on the 18th day of June, 1895 at 10 a. m. and after having performed the duties of their appointment, make report to this board at its next regular session.

} Commissioners

SURVEYOR'S REPORT.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated _____ 189____, proceeded, on the _____ day of _____ to survey and mark the _____ described in said order, under the direction of the viewers therein named, and respectfully submits the following return of said survey:

At Clarksville O Sept 4, 1895

The board of Commissioners met in regular session and the viewers having reported in favor of the vacation of said road, and the board being of the opinion that the same is just and reasonable, it is ordered that the same, as reported by said viewers, be hereby vacated

} Commissioners

I Certify, That the above is a correct plat and return of the survey of the _____ named above _____

Surveyor of said _____

ROAD PETITION,

For Alteration of a State Road in Smith Tp Sec. 15

To the Board of Commissioners of Belmont County, Ohio:

We the undersigned petitioners pray for the alteration of that part of the State road leading from Jacobsburg to Centerville Ohio and situate on the lands of Elizabeth A. Gladden and Asbury Lucas and known as the McGaughey Hill; Commencing for the same in the center of said road opposite the residence of Elizabeth A. Gladden; thence in a westerly course bearing to the right of old road to the line fence between the lands of above named parties at a point four rods from the center of old road; thence bearing to the left in a curved line, terminating in the center of old road opposite the barn of Asbury Lucas, making a distance of about sixty rods of proposed change. Said change has long been desired by the travelling public owing to the fact that said Hill has always been a very heavy grade near 10' and is yearly becoming steeper owing to a ledge of rocks appearing near the top of the hill and washing rains moving the earth below them. The proposed change would give an easy grade less than half of that of old road. Believing our request will receive your favorable consideration, we respectfully submit the same to your honorable board,

Dated this _____ A. D. 189_____

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
C. C. Scatterday	Abner Melkison	C. C. Scatterday	J. J. Jarrett
Asa Gladdey	Jos. A. Bryson	S. M. Scatterday	
Thos. McGaughey	W. H. Clifford	Wm. Stonebraker	
W. H. Mobley	R. A. McGaughey	Jonas Perkins	
J. W. Mayhugh	Daniel Myers	W. J. Kelsey	
C. H. Memaster	W. Nelson	J. T. Watt	
Milson McCloud	L. M. Gladden	E. A. Mobley	

Know all Men by these Presents:

That we, *E S Scatterday Daniel Myers* and *L M Gladden* 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 *Kelsey* this *5th* day of *June* 189*5*

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 *State* road on the following line, to-wit:

See petition for description of route.

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.

E S Scatterday Seal
L M Gladden Seal
Daniel Myers Seal

St. Clairsville, O., *June 5* 189*5*

The Commissioners met in *Regular* session at their office, and the Board being satisfied that the foregoing petition was signed by at least twelve freeholders of the county, residing in the vicinity of the *location* of said county road, and that the proper notices had been given according to law, bond filed, approved and accepted, thereupon the Board appointed *Wm Trigg, Walter Simpson, H. A. Neff* three disinterested freeholders of the county, viewers, and *Geo A. Bond* surveyor of said proposed road, to meet *at Mrs. James Gladden residence June 20 1895 at 9.00* for the purpose of discharging their official duties relative to the object prayed for in the foregoing petition. And the Auditor is authorized to notify all non-resident landowners by publication, as required by law.

ATTEST:

County Auditor.

Commissioners.

REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your June 5 session, A. D. 1895, we the undersigned, Viewers appointed under said order, met with Jno A Bond Surveyor, at Mrs Elizabeth Gladden on June 20, 1895 and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order.

E M Moore and E A Scatterday were selected by us as chain carriers, and E E Scatterday as a marker, who were also duly sworn.

We then proceeded to view said proposed Alteration of State 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 establishment of said road as follows:

Beginning at a stone planted in front of the residence of Elizabeth H. Gladden at Sta. 1 from which the southwest corner of sd dwelling bears N 63° E 81 links and the southwest corner of same bears N 13° 55' E 80 3/4 links thence N 46° 10' W 19.96 poles to Sta. 2 in orchard 74 1/4 links from the center of State road: thence N 73° 19' W 9.73 poles to Sta 3 at line between Elizabeth H. Gladden and Asbury Lucas 103 links from center of State road: thence S 84° 15' W 7.36 poles to Sta 4 in orchard on lands of Asbury Lucas 86 1/4 links from center of State road: thence S 78° 5' W 6.20 p. to Sta. 5 in orchard on lands of Asbury Lucas 60 1/2 links from center of State road: thence S 71° 46' W 8.59 p to a stone in center of State road near Asbury Lucas barn from which the S.W. Cor. bears N 17° 35' E 73 links and the S.E. Cor. of same bears N 42° 48' E 99 links

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

On account of the bettering of the grade, better road-bed etc

We have also determined that the public convenience requires that such Alteration of State road shall be established 33 feet in width.

All of which is respectfully submitted, June 20 1895

Wm Trigg, W B Simpson, H. A. Neff Viewers.

Table with columns for names, roles (Viewer, Chainman, Marker, Surveyor), days, and fees. Total fee listed as 6.00 plus 753.

SEPARATE REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, Viewers of the Alteration of Mul road petitioned for by E S Scatterday 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 Elizabeth H. Gadden - Fees \$3.00 Thirty dollars;

To Asbury Lucas (Land #15 Fees \$22.00 Thirty seven dollars;

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 Asbury Lucas (Apple trees \$20.00 1/8 acre cutoff \$9 = \$29.00 dollars;

To _____ dollars;

To _____ dollars;

To _____ dollars;

To _____ dollars;

To _____ dollars;

To _____ dollars;

To _____ dollars;

Wm Gregg
W B Simpson
H A Neff } Viewers and Jurors to award damages.

June 20 1895

St. Clairsville, O., Sept 2 1895

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., Sept 3 1895

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., Sep 4 - 1895

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 for the third time, and said viewers having filed a separate report, in writing, of the amount of compensation and damages which they have assessed to land-owners, by reason of the location of said road through their several premises, which 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:

Elizabeth H Gladden	Thirty dollars compensation	
" Asbury Lucas	Thirty seven " "	\$29 ⁰⁰ damages

are reasonable and just; that said road will be of public utility, and it appearing to this board that the trustees of South Tp had paid the aforesaid compensation and damages, it is ordered that the several reports of the viewers, with the survey and plat of said road be recorded and that the said road be established a public highway 33 feet in width, the said road having heretofore been opened for public travel by the trustees aforesaid. It is ordered that the costs of view and survey be paid out of the county treasury.

} Commissioners