

ROAD PETITION,

For finding line of ~~Road in~~ Martins Ferry & Colerain Pike

To the Board of Commissioners of Belmont County, Ohio:

Your petitioners who reside along the line of the public road running from Colerain, to the City of Martins Ferry and known as the Martins Ferry and Colerain Free Turnpike, respectfully represent that the true course, and line of the road, is uncertain by reason of the removal of the marks and monuments by which it was originally designated and laid out; and they respectfully petition your Honorable body to appoint three disinterested freeholders of the County and a competent surveyor to review and find the line of said road, and correctly mark the same throughout, and make return of the survey and plat of the road as provided by law.

Dated this 25th day of June A. D. 1900

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
J. H. Hanes			
J. R. Sedgwick			
E. E. McCombs			
C. G. Krauter			
Oliver Vanpelt			
August Miller			
Nathan Steer,			

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Dated this 25th day of June A. D. 1800

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
J. H. Hanes J. R. Sedgwick E. C. McBride C. G. Krauter Oliver Vanpelt August Miller Nathan Steer,			

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 _____ 189_____

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.

_____ } _____ Seal
_____ Seal
_____ Seal

St. Clairsville, O., June 25 1890

The Commissioners met in Weekly 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 Line of said county road, and that the proper notices had been given according to law, bond filed, approved and accepted, thereupon the Board appointed Geo W Tweedy, Joseph Williams, & Jacob Maule three disinterested freeholders of the county, viewers, and John A Bond of said proposed road, to meet at Office of Dr A P Oug Martin Ferry ^{at 9 o'clock a.m.} Thursday July 12 1890 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:

M Aldredge } _____ }
County Auditor. } _____ } Commissioners.
_____ }

REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your June 25th session, A. D. 1890, we the undersigned, Viewers appointed under said order, met with John A Bond Surveyor, at Martins Ferry 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.

Lyman Hanes and William Greer were selected by us as chain carriers, and Campbell Purcell as a marker, who were also duly sworn.

We then proceeded to view and find the base of the said 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:

and made a survey of said road and correctly marked the same throughout and we herewith make a return of such survey and, herewith and the same are made a part hereof

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, Aug 3 1890

Joseph Williams } Viewers.
G W Tweedy }
Jacob Maule }

FEEES

Table with columns for Name, Role, Days, and Amount. Includes Joseph Williams (Viewer, 4 days, \$6.82), Lyman Hanes (Chainman, 4 days, \$4.82), G W Tweedy (Viewer, 4 days, \$6.82), William Greer (Chainman, 4 days, \$4.82), Jacob Maule (Viewer, 4 days, \$6.82), Campbell Purcell (Marker, 4 days, \$4.82), John A Bond (Surveyor, 5 days, \$25.30), and Plat (5).

St. Clairsville, O., Aug 6 1880

The Commissioners met in regular session, and

In the matter of finding line of Martins Ferry and Colerain Pike, petitioned for by J H Hanes Etal,

Board this day approved the return made by Viewers and Surveyor, of plat and survey of said Pike and Auditor is instructed to record same in Plat-Record of Belmont County, and the same is hereby established the true line of said Pike

Yeas. Wise, Wilkinson & Smith.

For Plat and Survey, see Plat Record No 4.

St. Clairsville, O., February 5 1891

The Commissioners met in regular session, and

Agreement was this day entered into between Board of Commissioners and C. L. & W. R. R. in regard to change of County Road from Crescent up Naylors Run, as asked for this day by C. L. & W. R. R. Co. A plat showing said road as now traveled, the proposed change, and Naylors Run, having been submitted to Board by said R. R. Co. and Board being of the opinion, after due investigation that the changes proposed will not be detrimental to said County Road, it is therefore agreed on part of Board that said changes be made and Auditor is directed to record said agreement & Plat in Road Records.

Attest

M. Aldredge
Auditor

} Commissioners.

AGREEMENT

It is hereby agreed by and between the Board of Commissioners of Belmont County, Ohio, party of the first part; and the Cleveland Lorain and Wheeling Railway Company party of the second part; that certain parts of the County Road leading from Crescent up Naylors Run to Pleasant Grove, Belmont County, Ohio, shall be changed upon the terms and conditions hereinafter provided:

A plat showing said road as now traveled, the proposed changes of said road, and said Naylors Run, is hereto attached, marked "Exhibit A", and hereby made a part hereof. Said road as changed and relocated is described and marked in red upon said plat; and designated therein "Proposed change of road"; said road, as it now is, is designated on said plat by black dotted lines and marked "Present road"; said Naylors Run as now located is designated by blue lines and marked "Naylors Run", and the proposed changes in said run are indicated on said plat by blue dotted lines and marked "Proposed change of Creek."

The said The Cleveland, Lorain & Wheeling Railway Company, party of the second part; does hereby agree to provide a right of way forty feet wide where said changes of said road are made, and to construct a traveled way twenty feet wide in said road as changed.

Said road as changed and constructed by said party of the second part shall be at least as good highway as the old road as now traveled, and said second party shall keep and maintain in good condition, for the period of one year, the parts of the road which are changed and constructed by it.

Said Naylors Run is to be changed and straightened where needed and as indicated on said plat hereto attached, and the parts of said road changed and constructed by said second party shall be protected from the run where necessary by timber or rough stones, and in case the two places where said road as changed crosses Naylors Run prove bad, stones are to be bedded in

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.~~

The new at such crossings, so as to make said crossings safe and good, and all bad places in the parts of said road laid out and constructed by said second party shall be covered with slag, and the travelled way of said road at such places shall be constructed of slag or other material suitable for such a road.

It is agreed that the portions of said present road which are changed as herein provided and which are located between the two ends of the several changes of said road, as shown on said plat, be and the same are hereby abandoned and vacated: namely, those portions of the present road between points 1 and 2, 3 and 4, and 5 and 6, designated on said plat; the vacation to become operative as fast as the new road is constructed.

The road must be kept in fit condition for travel during the progress of the changes herein provided for.

In Witness Whereof, said parties herewith set their hands and seals, This 25th day of January A.D. 1901.

Geo M Wise }
J B Smith } Commissioners
J W Wilkerson } Belmont County, Ohio

The Cleveland Lorain and
Wheeling Railway Co
By N K Kenyon
Its Atty.

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

Surveyor of said _____

O. P. No 97727
0+02.3 RC 2+30 R

Old No 1 Track

2+876 RT

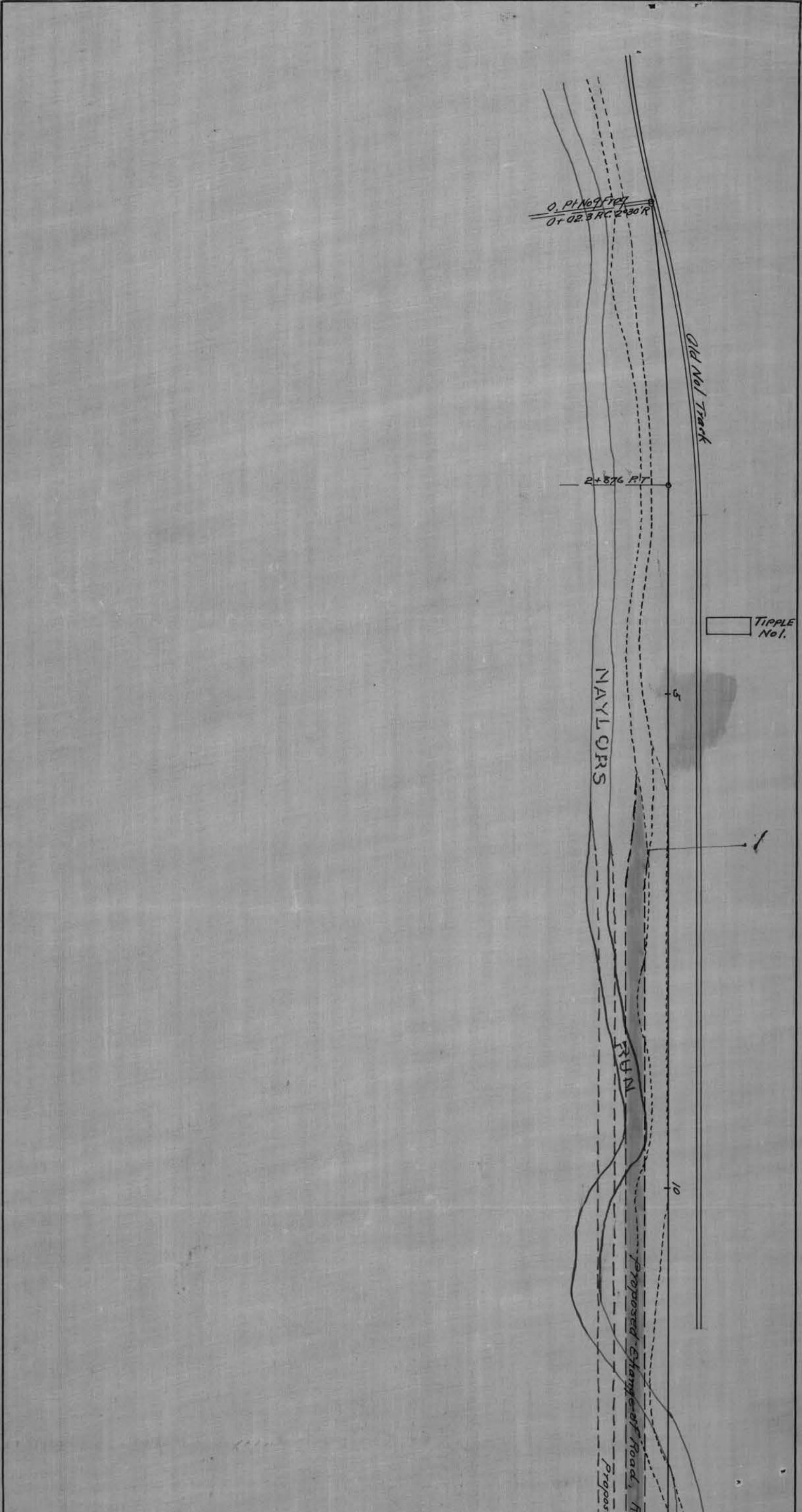
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No. 1.

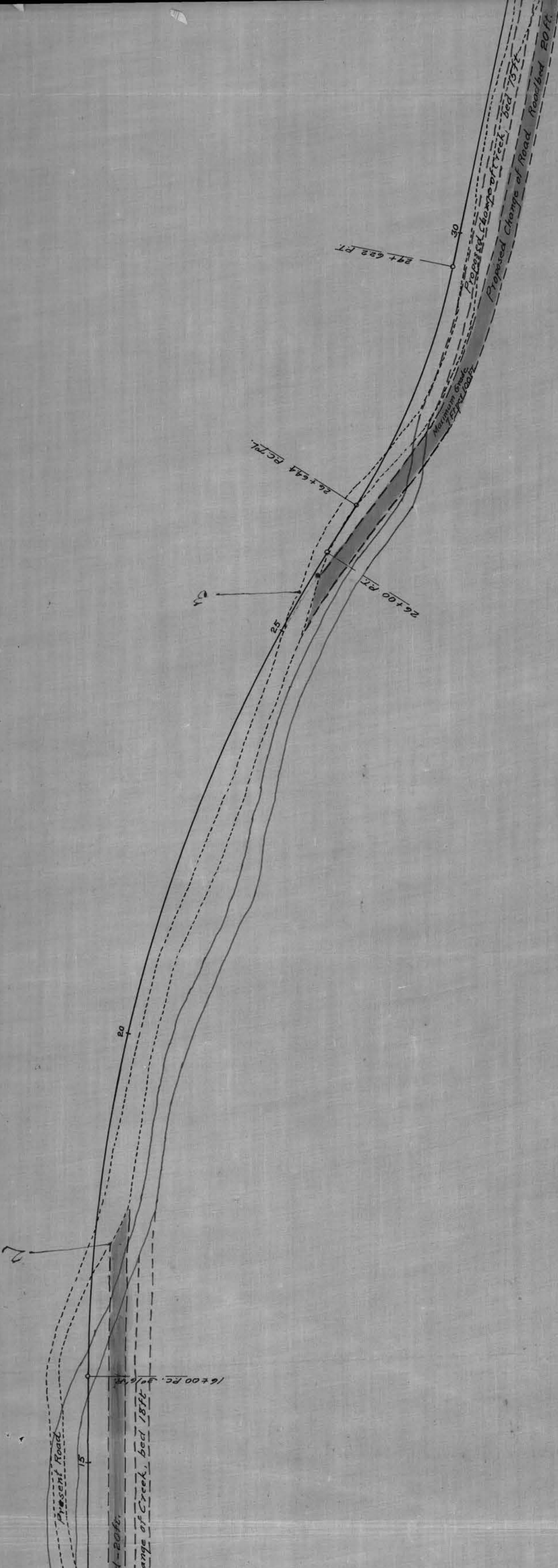
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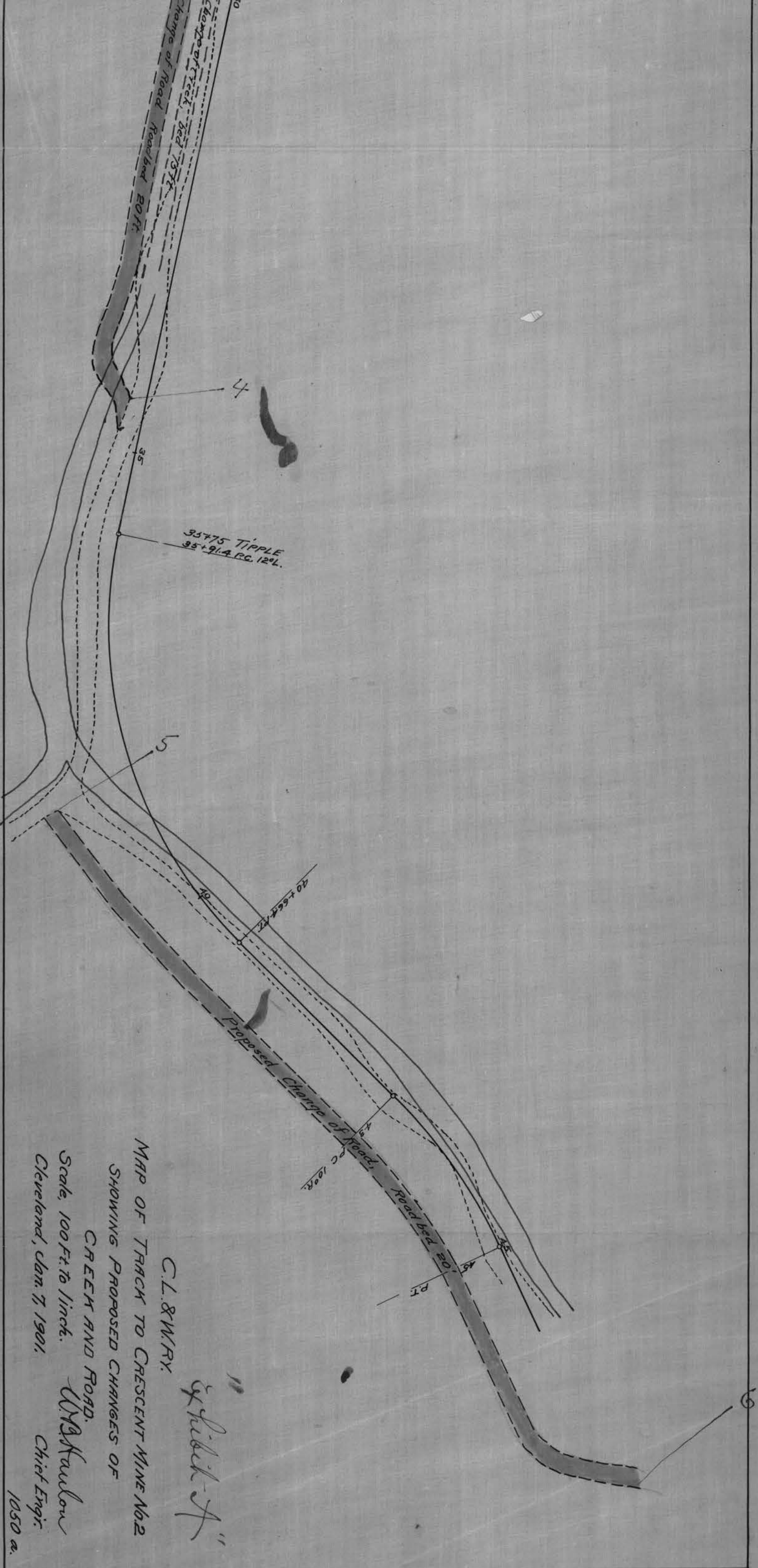
RAN

Proposed Change of Road, Roadbed

Proposed Cha







MAP OF TRACK TO CRESCENT MINE No 2
 SHOWING PROPOSED CHANGES OF
 CREEK AND ROAD.
 Scale, 100 Ft. to 1 inch.
 W. A. Kaulon
 Chief Engr.
 Cleveland, Jan. 7, 1901.

C.L. & W.R.Y.
 "Scribble-A"

1050 a.

FRED F. BENNETT, P.E.
Belmont County Engineer



COURT HOUSE
ST. CLAIRSVILLE, OHIO 43950
DIAL 614 - 695-2121

October 2, 1978

Mr. John H. Cheffy, Clerk
Warren Township Trustees
616 Park Street
Barnesville, Ohio 43713

Gentlemen:

This is to advise you that on September 7, 1898, the Belmont County Commissioners vacated a portion of a public road in Section 26 of Warren Township.

This vacation took place because of the construction of the Leatherwood free turnpike.

According to the Road Petition presented to the Commissioners at that time, a portion of this road was not vacated.

Mr. James Fisher requested that this office determine if this road is still public, and the limits of this roadway.

According to a search through old road records of Belmont County and a field survey, the following has been determined:

(1.) This road intersects Warren Township Road No. 157, at a point approximately 160 feet northerly from the intersection of Township Road 157 and State Route 147.

(2.) The road then runs westerly a distance of approximately 210 feet.

John H. Cheffy, Clerk
Warren Township Trustees

As we can find no records showing this portion closed, it is my opinion that the above mentioned 210 feet is still a public road, and therefore the responsibility of the Warren Township Trustees.

If you have any questions, please let me know.

Very truly yours,



Fred F. Bennett, P. E.
Belmont County Engineer

FFB/mmb

cc: Mr. James Fisher
Belmont County Commissioners