

June Session 1823

would be beneficial to the Community at large. as will appear on the surveys that if it be correct.

September 3rd 1823

Samuel Mead
James White
Oltho French

Said return was read in open meeting and ordered to lie until tomorrow (Also the following entry dated December 2nd 1823 appears of record vol. 3 page 67 - Auditor)

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The return made by Samuel Mead yesterday on the alteration of the Captina road. was read this day the second time. and no objections were made thereto. the Commissioners ordered said alteration recorded a public highway of thirty feet in width and the different bounds in the old vacated.

Vol. A. Archibald Mc Elroy presented the following petition.

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To the Commissioners of Belmont County.

The petition of the undersigned humbly represents that they conceive that it would be no inconvenience to the public to alter the State road leading from St. Clairsville to Codrington, so far as it runs through the field of Archibald Mc Elroy as there is a good road round without increasing the distance much.

Your petitioners therefore pray that your Honors would appoint suitable characters to view the ground, as above and make report to you according to law.

and your petitioners will pray. May 16th 1823.

Mordecai Scroggs. John Ayers. Samuel Patton. Henry Gittinger. Michael Carroll. Andrew McFarland. William Cook. George Love. Francis Shepherd. John Clark. Joseph Butler. George Trust. Henry Trust. Larius Fulton.

It then upon the Commissioners. caused said petition read in open meeting. and being satisfied that the notice was given. required by law. and he the said Archibald Mc Elroy. entered into bond with Peter Tallman security in the sum of forty dollars. conditioned as the law directs and thereupon appointed. John Campbell. Benjamin Meredith and Thomas Humard as viewers and Robert Blockledge as surveyor to meet at the place 13th instant and proceed to view and make return to the Commissioners the first Monday of December next. Order given

(The following entry dated June 3rd 1823 appears of record. vol 3 page 55 - auditor)

Archibald Mc Elroy presented a petition praying for the alteration of the State road from St. Clairsville to Codrington. where it passes through his farm. the Commissioners ordered said petition audibly read. and being satisfied the notice was given that the law requires. and the said Archibald entered into a bond. with Peter Tallman security. in the sum

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of twenty doll ars. they appointed John Campbell, Benjamin ^{Thomas Leonard} Meredith, and Robert Blackledge, surveyor. to meet on the 13th instant. and make return on the first monday of december next. Order given.

John Campbell made the following return to wit:
 We the undersigned being appointed by the Commissioners to alter the road from Cadiz to Sandersville, where it passes through the land of Archibald M^o Elroy, met agreeable to the appointment, and do agree that the alteration, may be made without injury to the public (after being duly qualified).

Thomas Leonard
 Benjamin Meredith

The Commissioners caused said report read on two different days of the same meeting, and no objections were made thereto. the Commissioners ordered said alteration recorded a public highway, and the old part that lies between the different points of intersection vacated.

The courses and distances of said alteration are as follows to wit. Beginning where the line of the said, M^o Elroy and the state road crosses, thence N 84^o west 28 fuches, thence N 42^o west 22 poles, thence north 24 poles to the same road.

Surveyed June 23rd 1823, by Robert Blackledge Surveyor
 Old route 62 poles. New route 74 poles.

(The following entry dated December 1st 1823 appears of record vol. 3, page 59- Auditor)

John Campbell made the following return to wit:
 We the undersigned being appointed, by the Commissioners to alter the road from Cadiz to Sandersville, where it passes through the lands of Archibald M^o Elroy, met agreeable to the appointment and do agree that the alteration, may be made without injury, to the public (after being duly qualified).

Thomas Leonard
 Benjamin Meredith

The Commissioners ordered said return read in open meeting and lie on the table until tomorrow

(Also the following entry dated December 3rd 1823, appears of record vol. 3, page 67- Auditor)

The return made by John Campbell yesterday on the alteration of the road from Cadiz to Sandersville, where it passes through the land of Archibald M^o Elroy, was this day read a second time, and no objections made thereto. the Commissioners ordered said alteration recorded, the public highway, and the old part betwixt the different points of intersection vacated.

Vol A Michael Lewis presented the following petition to wit.
 To the Commissioners of Belmont County Ohio, at their June session for road business for 1823.
 Your petitioners beg leave to represent that to you, the difficulty and disadvantage they labor under for want.

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of a public highway through our neighborhood to commence on the road passing from Henry Longs to Flushing and Morris town. road near the forks of said road near the farm of Robert Holloway. thence the nearest and best way through the land of Samuel Russel. thence past John and David Horsemans. saw mill. thence past Ebenezer Horsemans. and Michael Lewis thence past on through the land of Robert Hoge. to James McWilliams. grist ^{saw} mills &c.

Your petitioners therefore pray you to appoint a view on said road. as the law directs. and will be in duty bound &c.

Michael Lewis. John Horseman. Ebenezer Horseman. David Horseman. Jeremiah Harris. Jonathan Carpenter. James McFadden. Able Howell. Samuel Kirk. John Howell. Nathan Perkins. Samuel Russel. George Chandler. Andrew Milburn. William Horseman. James Wright. Robert Holloway. Hezekiah Howell. James McWilliams

Whereupon the Commissioners caused the said ~~to~~ petition audibly read in open meeting. and being satisfied the notice was given. and the said Michael Lewis entered into bond with John Horseman security in the sum of sixty dollars. conditioned as the law directs. they thereupon appointed Thomas Gilham. Stacy Rowan and Coan Jenkins. as viewers and John Stewart surveyor. to meet the first Monday of Sept. and proceed to view and make return the first Monday of Dec. (The following entry. dated June 3rd 1823 appears of record Vol 3 page 55 - Auditor)

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Michael Lewis presented a petition. praying to have a road established from the flushing road. near the farm of Robert Holloway. past John and David Horsemans. saw mill. thence through the land of Ebenezer Horseman and Michael Lewis Robert Hoge. to James. McWilliams mill.

Said petition was audibly read. and thereupon (after being satisfied that the notice was given. as required by law) appointed Coan Jenkins. Thos. Gilham and Stacy Rowan as viewers and John Stewart as surveyor. to meet on the first Monday of September next and proceed to the duties of their appointment.

The said Michael with John Horseman. entered into bond in the sum of sixty dollars. conditioned as the law directs Order given to P. Tallman.

Dec. 1st 1823. Coan Jenkins made the following report to wit. To the Commissioners of Belmont County.

The subscribers being by you appointed as viewers of a road petitioned for beginning near the farm of Robert Holloway. on the road leading from Flushing to Henry Longs blacksmith shop. thence to John and David Horsemans. saw mill. thence to Ebenezer Horsemans and Michael Lewis. thence through the farm of Robert Hoge. thence to James. McWilliams grist and saw mills.

We do certify that we did meet. and at the time and place appointed in said order. and after we proceeded host on the way. was duly qualified. to discharge the duties of

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of viewers, and after carefully examining the whole route, and all things considered, affirming thereto, per of the opinion that the same will be of public utility, to the citizens of that part of the County.

Given under our hands, this 28th day of Nov. A. D. 1823.

Coan Jenkins }
Thomas Gilham } Viewers

The Commissioners ordered said return read on two different days of the same meeting, and no objections having been made thereto, the Commissioners ordered said road to be recorded a public highway of thirty feet in width. The courses and distances are as follows to wit,

Beginning on the Flushing road, near the forks of the road that goes to Flushing and Morristown, thence S 3^o West 56 perches, S 10^o E 33 perches, S 27^o E 10 1/2, S 17^o N 76 perches, S 1 West 33 perches, S 40^o N 64 poles, S 19^o N 34 perches, S 1 West 14 poles, one mile, same course 20 perches, S 3 1/2^o E 32 poles, S 3 West 57 poles, S 80^o East 64 poles, N 82 1/2^o East 25 perches, S 63^o E 72 perches, S 82^o East 36 perches, East 20 perches two miles, N 73^o East 20 perches, S 67^o East 25 perches, S 55 1/2 East 15 perches, S 46 East 10 1/2 perches, S 51 East 36 perches, S 19 East 10 perches, S 30 East 27 perches, S 27 1/2 East 34 perches, S 34 1/2 E 16 perches, S 10 1/2 N 12 perches, S 6 N 8 poles, South 3 N 12 poles, S 3 East 34 perches, S 49 West 52 poles, thru mile last course continued 17 perches, S 47 N 20, S 32 N 15 perches, S 24 N 16 perches, S 12 West 52 poles, S 9 E 21 1/2 poles, S 14 1/2 West 30 1/2 poles, S 27 West 22 1/2 poles, S 19 N 27 poles, S 11 N 14 perches, S 1 West 10 perches, S 15 E 10 poles, S 10 East 26 1/2 perches, S 4 East 16 perches, S 9 East 16 perches, S 13 East 8 poles, 4 miles, last course continued 20 perches, S 2 E 60 perches, S 19 E 14, S 4 1/2 N 16 poles South 13 perches, S 7 1/2 West 36 poles, S 13 1/2 W 18 perches, S 2 East 19 poles, East 20 perches containing 4 1/2 miles and 56 perches.

Oct 9th 1823. Surveyed by John Steward surveyor

The following entry dated Dec. 1st 1823, appears of record Vol. 3 page 60 - Auditor

Coan Jenkins presented the following return to wit,

To the Commissioners of Belmont County,

The subscribers being by you appointed viewers of a road, petitioned for beginning near the farm of Robert Holloway on the road leading from Flushing to Henry Lougs blacksmith shop thence to John and David Horsemans sawmill thence to Ebenezer Horsemans and Michael Lewis, thence through the farm of Robert Hergo, thence to James McWilliams grist and saw mill.

We do certify that we did meet at the time and place appointed in said order, and after we proceeded post on the way, was duly qualified to discharge the duties of viewers, and after carefully examining the whole route and all things considered, affirming

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whereunto are of the opinion that the same will be of public utility to the citizens of that part of the County.

Read and lie over until tomorrow.

Evau Jenkins
Thomas Gilham

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(Also the following order dated December 2nd 1823. appears of record volume 3. page 68. - Auditor)

The return made yesterday by Evau Jenkins on the establishment of the road from the farm of Robert Holloway to James McWilliams mill was this day again read. and no objections made thereto the Commissioners ordered said road recorded a public highway not to exceed thirty feet.

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page 411

Artemus Baker presented the following petition to the Commissioners of the County of Belmont. now in session in St. Clausville. respectfully represent that the state road laid out from Cadiz in Harrison County. to the mouth of Indian Whaling Creek in this County is not laid out on the nearest and best ground. in that part of the same which runs through Cross Township.

Wherefore they pray that viewers may be appointed. and a road laid out from the town of Ridgeport in said County of Belmont. commencing near the mouth of the run. on the south side of the lot late the property of James Bradshaw. and following up the said run. on the nearest and best way in a north western direction. to the ridge road. near the house of John Gill. thence on the ridge road. to the present leading road. that so much of the former state road as is rendered unnecessary by the present proposed road may be vacated
Dated June 2nd 1823

Samuel Fitch. John I. Clark. John Pittis Israel Harst Francis Cropper Artemus Baker. William Johnston. John Carnahan James Carnahan. William Brown. William Millhouse David Harst. John Pickering John Pickering Jr.

Whereupon the Commissioners ordered said petition and being read. and being satisfied the notice was given that the law requires and he the said Artemus Baker. entered into bond. and Sterling Johnson as his security. in the sum of sixty dollars. conditioned as the law directs. whereupon the Commissioners appointed Thomas Major. William Wiley and George Atkinson. as viewers and Artemus Baker as surveyor. to meet at the place of beginning. on the 14th inst. and proceed to the duties of their appointment as the law directs. and make return to the Commissioners of said County of Belmont. on the first Monday of December next. Order given.

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(The following entry dated June 4th 1823. appears of record volume 3. page 57 Auditor)

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Artemus Baker presented a petition for the alteration of the road lately established from Cadiz to the Ohio River or that part which runs through Cross Township.

The Commissioners ordered said petition audibly read in open meeting and being satisfied that the notice was given that the law directs, and that the petitioners were entitled to a view, they therefore appointed Thomas Major William Wiley and George Atkinson, as viewers and Artemus Baker as surveyor, to meet on the 14th instant and proceed to make return, on the first Monday of December next, the said Artemus and Sterling Johnson, entered into a bond of sixty dollars, conditioned as the law directs December 1st 1823.

Thomas Major made the following return to wit.
We the undersigned being appointed, by the Honorable Commissioners of Belmont County, by their order bearing date, the 4th of June 1823 to view a proposed alteration, in the State road from Cadiz to the Ohio River in compliance with the aforesaid, order we have proceeded to view said proposed alteration, and are of opinion that the aforesaid alteration would not be practicable.
Given under our hands, this 27th day of November 1823

Thomas Major }
George Atkinson } Viewers
William Wiley }

The Commissioners ordered said return read, and considering the same do determine, that the prayer of the petitioners, ought not to be granted, and that the petitioners pay the costs.

Thomas Major 3. days \$2.25

William Wiley 7 " 1.50

George Atkinson 2 " 1.50

The following entry dated Dec 1st 1823 appears of record vol. 3 page 59 - Auditor)

Thomas Major presented the following return to wit.
We the undersigned being appointed by the Honorable Commissioners, of Belmont County, their order bearing date the 4th day of June 1823 to view a proposed alteration, in the State road from Cadiz to the Ohio River, in compliance with the aforesaid order we have proceeded to view said alteration, and are of the opinion that the aforesaid alteration would not be practicable.

Given under our hands and seals this 27th day of Nov. 1823
Thomas Major
George Atkinson
William Wiley

Whereupon the Commissioners ordered said return read and are of the opinion that the (aforesaid alteration) prayer of the petitioners ought not to be granted, and that the petitioners pay the cost.

June Session 1873

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John Ayers presented the following petition to wit:
To the Commissioners of Belmont County.

The petition of the undersigned land holder and resident in said County most respectfully sets forth that he believes the road that leads from Saint Clairsville to McMarysville which passes through his place and is at present laid out to pass between his house and barn will if opened in that way materially injure him as the present location leaves the old road and continues about seventy rods through the most fertile part of his farm and throughing out a fraction at a corner which will be wasteful and render it very inconvenient. Your petitioner therefore believing that the to be continued where the old road now is would be equally conducive to public utility and convenience request that you appoint viewers to view the ground along which said road is altered to be run as well as the old road report pursuant to the statute in such case made and provided.

June 3rd 1873

John Ayers

Whereupon the Commissioners ordered said petition audibly read in open meeting and being satisfied that the notice was given that the law requires and he the said John Ayers entered into bond and security conditioned as the law directs they appointed John Patterson, James Wilkins and Henry Close as viewers and James C. Moore as surveyor to meet at the house of John Ayers on the 14th instant and after being duly qualified proceed to the view and make report of your proceedings to the Commissioners the first Monday of December next.

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(The following entry dated June 4th 1873 appears of record Volume 3 page 57 - Auditor)

John Ayers presented his petition praying for an alteration of the road running through his farm. The Commissioners being satisfied (after the petition was read) that notice was given as the law directs they appointed John Patterson, Henry Close and James Wilkins to view and report the same to the Commissioners at the first Monday of December next.

James C. Moore is appointed surveyor.

December 1st 1873. James Wilkins made the following return to wit: He the undersigned by the appointment of the Commissioners bearing date June 3rd 1873 met agreeable to said appointment and proceeded to view said alteration of the road that passes through the lands of John Ayers as was lately viewed and established from the town of Saint Clairsville to Codiz and after viewing the established route and contemplated alteration each being surveyed are unanimously of the opinion that the established route would materially injure the Ayers farm with little if any advantage to the public therefore are of the opinion that the alteration ought to be granted by the said Ayers moving his fence so as

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to give the necessary width for a road by said alteration given under our hands this day of June 1823.

John Patterson
James Wilkins
Henry Close

The Commissioners ordered said return read on two different days of the same meeting and no objections having been made thereto the Commissioners ordered said alteration recorded the public highway and the part of the old road as is within the points of intersection vacated so soon as satisfactory information is given that he the said Ayers has moved his fences in the courses and distances of said alteration are as follows beginning at a sugar tree near a run thence N 67.23.3 perches N. 19.7 perches N 14 1/2 N 23.7 perches N 43 1/2 N 10.9 perches N 89.2 N 11.2 perches N 71 1/4 N 12.8 perches N 68 3/4 N 12 perches N 58 1/4 N 3 poles to the intersection with the general rout with the State road total distance of the required part 116.6 poles

James C. Moore Surveyor

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(The following entry dated December 1st 1823 appears of record volume 3. Page 61 - Auditor)

James Wilkins made the following return to wit. We the undersigned by the appointment of the Commissioners under date of the 3rd of June 1823 met agreeable to said appointment and proceeded to view said alteration of the road that passes through the land of John Ayers as was lately viewed and established from the town of Saint-Clairsville to Cadiz and after viewing the established rout and the contemplated alteration (each being surveyed are unanimously of the opinion that the established route would materially injure said Ayers farm with little if any advantage to the public. therefore are of the opinion that the alteration ought to be granted by the said Ayers moving his fence so as to give the necessary width for a road by said alteration.

Given under our hands this day of June 1823.

John Patterson
James Wilkins
Henry Close Viewers

The Commissioners ordered said return read and lie until tomorrow. That returned.

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(The following entry dated December 2nd 1823 appears of record volume 3 Page 68 - Auditor)

The return made yesterday by James Wilkins on the alteration of the road from Saint-Clairsville to Cadiz where it passes through the land of John Ayers was again read this day and no objections were made thereto. the Commissioners ordered said road recorded the highway and the old part betwixt the different points of intersection vacated. That returned by J. C. Moore

we do certify that we have carefully examined the minutes taken of the proceedings of this meeting and do find them correct. Given under our hands this 5th day of June 1823 David. Neiswander & David Smith and Joseph Morrison. Commissioners of Belmont County.

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This day the Commissioners all met, say Joseph Morrison, David Newwanger, and David Smith, and Peter Tallman and proceeded to business.

Vol 9 James Barnes returned the following to wit.
 Page 415 To the Commissioners of Belmont County, Gentlemen.
 We having been appointed Commissioners by joint resolution of both houses of the assembly, at their 18th session, to locate a state road, from Barnesville to Logan, through McCounellsville &c. We hereby certify that we have established said road, agreeably to the accompanying plat, and request the same to be recorded in your County.
 Cost of said road

James Barnes }
 Alex. McCounell } Clerks

The courses and distances of said road are as follows to wit.
 Beginning at the town of Barnesville, thence S 15° west 56. S 37° west 108 poles. S 11° west 140 perches, one mile. S 78° west 100 perches. S 12° west 56 poles. S 48° west 40 perches. S 65° west 40 perches. S 47° west 80 perches. S 67° W 48 perches past the two mile tree. S 56° west 20 perches. S 18° west 76 perches. S 63° west 20 perches. S 85° west 60 perches. S 69° west 56 perches. S 39° west 56 perches. S 62° west 88 perches past the 3 mile tree. S 75° west 16 perches. S 89° west 36 perches. S 40° west 66 perches. S 27° west 54 perches. S 54° west 104 perches to the 4 mile tree, near the Guernsey County line.
 Scale 80 perches to an inch.

Vol 3 The following entry dated December first 1823, appears of
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James Barnes caused the following report made to wit.
 To the Commissioners of Belmont County, Gentlemen.
 Having been appointed Commissioners by a joint resolution of both houses of the General Assembly, at its eighteenth session, to locate a state road, leading from Barnesville to Logan through McCounellsville.
 We hereby certify that we have established said road agreeably to the accompanying plat and request the same to be recorded in your said County.

Nov. 1st 1820

James Barnes }
 Alex. McCounell } Viewers

Cost of laying said road is \$200 per mile, plat also returned or so much thereof as is within said County.

Vol 9. John Brown presented the following to wit.
 Page 416 To the Honorable Commissioners of Belmont County, Gentlemen.
 We Joseph Martin, of Monroe County, and John Brown of Belmont County, both of the State of Ohio, Commissioners appointed by the Legislature of said State, to view a route for a state road, beginning at Daniel Desque, on the Ohio River, opposite Sistersville, and running ^{from} thence

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to Woodsville, from thence to Malaga, thence to Barrenville
 and from thence to intersect the Zanesville road, at or near Mon-
 ristown. do certify that we did meet, on the 5th day of June last
 and after being duly sworn, according to law, did proceed
 with a surveyor, and chain carriers to view said route, ac-
 cording to law, and upon such view being made, we do certify
 that we do believe, that a good road, can be had, on reason-
 able good ground, and that the said road, when made will be
 of general and public utility.

Given under our hands, this 12th day of July 1823.

Joseph Martini
 John Brown } Clerks.

Courses and distances are as follows to wit. Beginning at
 two buckeye trees at Daniel Dies place, on the bank of the
 Ohio River, thence South 59 west 18 poles, S 52 west 100 poles
 N 40 west 26 perches, N 33 east 12 perches, N 13 east 10 perches, N 10
 west 8 poles, N 17 west 8 poles, N 8 poles, N 5 west 18, N 37 west 8 poles
 N 56 west 10 poles, N 66 west 12 poles, N 82 west 8 poles, N 75 west 10
 poles, N 57 west 16 poles, N 70 west 45 poles, one mile, N 70, W 56,
 poles, N 85 west 26 poles, N 76 west 12 poles, S 89 west 10 poles, S 81 west
 37 poles, N 73 west 10 poles, N 63 west 16 poles, N 12 west 16 poles, N 37
 west 26 poles, N 4 west 26 poles, N 47 west 14 poles, N 71 west 14 poles
 N 80 west 20 poles, N 88 west 14 poles, S 76 west 20 poles, N 86 west 12
 poles to 2 mile and 4 poles, N 49 west 40 poles, N 27 west 18 poles
 N 21 east 20 poles, N 35 east 18 poles, N 25 east 18 poles, N 1 west
 26 poles, N 8 east 28 poles, N 19 west 14 poles, N 61 west 20 poles, N 42
 west 18 poles, N 9 east 40 poles, N 12 west 20 poles, N 25 west 64 poles
 3 mile and 28 poles, N 50 west 30 poles, N 32 west 54 poles, N 51 west
 42 poles, N 17 east 32 poles, N 12 west 26 poles, N 53 east 56 poles
 N 21 west 12 poles, N 7 east 14 poles, N 49 west 18 poles, N 69 west
 16 poles, 4 miles and eight poles, N 74 west 28 poles, N 46 west
 74 poles, N 50 west 26 poles, N 25 west 10 poles, N 12 west 16 poles, N 15
 west 70 poles, N 24 west 34 poles, N 32 west 20 poles, N 20 west 56 poles
 5 mile and 20 poles, N 8 west 36 poles, N 7 east 24 poles, N 3, E 20 poles
 N 1, E 10 poles, N 8 W 22 poles, N 16 W 40 poles, N 7, N 16 poles, N 19 E 84 poles
 N 2 N 20 poles, N 11 N 28 poles to 6 miles, N 11, N 13 2 poles, N 10 E 20 poles
 N 70 E 34 perches, N 6 N 20 perches, N 66 N 22 perches, N 45 N 70 perches
 N 19 N 26 perches to 7 mile, N 19, N 22 poles, N 4 N 36 poles, N 21, N 57 poles
 N 40 N 80 poles, N 16 N 80 poles, N 44 N 18 poles, N 68 N 30 perches to
 8 miles, and 7 poles, N 74, N 26 perches, N 67 N 22 perches, N 32
 N 80 perches, N 1 E 50 perches, N 17 N 54 perches, N 34 N 18 perches
 N 49 N 42 perches, N 24 N 23 perches to 9 mile, N 8 N 18 pole, N
 28 poles, N 2 N 13 poles, N 33 N 40 perches, N 51, N 34 perches, N 23 N
 46 perches, N 66 N 30 poles, N 60, N 14 poles, N 40 N 34 perches, N 48
 N 36 perches, N 59 N 40 perches, to 10 mile, 15 pole, N 42 N 42 perches
 N 27, N 40 perches, N 18 N 12 perches, N 15, E 20 perches, N 44 N 16 perches
 N 59, N 44 perches, N 43, E 18 perches, N 57 N 110 perches, to 11 mile
 wanting 3 perches, N 1 N 48 perches, N 2 E 26 perches, N 12 N 24 perches
 N 38 perches, N 11 N 24 perches, N 21 N 24 poles, N 13, N 26 poles, N
 16, N 26 perches, N 29, N 40 poles, N 73 N 32 perches, N 53, N 28 perches