

ROAD PETITION

For the Vacation of a Road in Kirkwood Township,  
Improvement No. \_\_\_\_\_ Petitioned for by T. A. Groves and Others.

TO THE BOARD OF COMMISSIONERS OF BELMONT COUNTY, OHIO:

*The undersigned petitioners resident freeholders of said County, residing in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience requires the Vacation of a Public Road on the line hereinafter described; and pray that you will institute and order the proper proceedings for said improvement, to-wit: Beginning about 40 rods North of Salem church in Kirkwood Township at the forks of the road and running thence in a northeasterly direction through the lands of T. A. Groves, Richard Butler and Henry Wayt, to a point near the Stillwater Bridge where the road hereby proposed to be vacated intersects the road leading from Murphy's Ridge to Hendrysburg.*

Dated this \_\_\_\_\_ day of October A. D. 1915

| PETITIONER'S NAMES | PETITIONER'S NAMES | PETITIONER'S NAMES |
|--------------------|--------------------|--------------------|
| T. A. Groves       | John D. Murphy     | T. J. Murphy       |
| E. O. Perkins      | H. N. Bethel       | Ferd Bethel        |
| W. E. Groves       | Geo. E. Smith      | I. H. Smith        |
| A. J. Murphy       | W. H. Murphy       | R. T. Murphy       |
|                    |                    | and Six Others     |

Filed November 9 A. D. 1915

KNOW ALL MEN BY THESE PRESENTS:

That we, T. A. Groves R. B. Wayt and R. Butler  
are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of  
One Hundred (\$100.00) Dollars, to the payment of  
which well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors  
and administrators.

Signed by us and dated at Barnesville Ohio, this        day of  
October A. D. 1915.

The conditions of the above obligation are such, that WHEREAS, application has been made by  
T. A. Groves and others to the Board of Commissioners of the said Bel-  
mont County, for the Vacation of a public road, on briefly the following line, to-wit:

(For Description of Road, see Page 27 this Volume)

THEREFORE if, 1st. The petition be not granted; or if 2nd. The Commissioners shall order a portion of the  
compensation and damages to be paid by the petitioners, and the petitioners fail to pay same by the time fixed by the  
Commissioners: Then in either such case the said applicants will pay into the treasury of said County the COSTS  
AND EXPENSES incurred in the proceedings for said improvement.

ATTEST:

\_\_\_\_\_  
\_\_\_\_\_

T. A. Groves  
R. B. Wayt  
R. Butler

Filed November 9 A. D. 1915

St. Clairsville, Ohio, November 15, 1915

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present W. N. Miller, W. R. King, and F. A. Hagedorn Commissioners, and Bert W. Hopkins Auditor and Secretary of the Board, and it appearing that T. A. Groves and others, have filed a petition in the office of the Commissioners of the County, on the 9th day of November 1915 for the Vacation of a public road, along the following route, to-wit: Beginning

(For Description of Road see Page 27, this Volume)

the same was this day considered by the Commissioners, and it appearing that said petition is regular and in conformity to law, and that the said T. A. Groves has filed herein a bond as required by law. It is ordered that the 28th day of December 1915 at 10:00 o'clock A.M. be fixed as a date to view the same, at which date they will meet at

The Beginning Point and go over the route of said proposed road.

They also fixed the 12th day of January 1916 at 10:00 o'clock A.M. as the date for final hearing at the office of the County Commissioners at which time it will be considered whether said improvement will be granted, and if granted, a time fixed for hearing claims for compensation and damages.

It is further ordered, that notice of the time and place of both such view and hearing be given by publication once a week for three consecutive weeks in the Belmont Chronicle a newspaper published and having a general circulation in the County of Belmont.

Attest:

Bert W. Hopkins

County Auditor.

W. N. Miller

W. R. King

F. A. Hagedorn

Commissioners of Belmont County.

St. Clairsville, Ohio, December 28, 1915

The Board of Commissioners of Belmont County, Ohio, met this day in Special Session, present W. N. Miller, W. R. King and F. A. Hagedorn Commissioners and Bert W. Hopkins Auditor and Secretary of the Board and it appearing that this is the day and 10:00 o'clock A. M. the Hour at which, under the former order of this Board, made at its November 15th session, A. D. 1915, the County Commissioners shall go upon the line of the said proposed improvement, and it appearing to the Board that the weather conditions are such that a proper view of said proposed improvement cannot be had, the Board this day deferred the time of such view until the 25th day of January, A. D. 1916, at 10:00 o'clock A. M. and the Auditor is directed to notify the owners of the land through or upon whose land the said proposed improvement is to be made of the time of holding such view as this date deferred.

ATTEST

Bert W. Hopkins,  
County Auditor.

W. N. Miller,

W. R. King

F. A. Hagedorn  
Commissioners

St. Clairsville, Ohio, January 12, 1916

The Board of Commissioners of Belmont County, Ohio, met this day in special Session, present W. N. Miller, W. R. King and F. A. Hagedorn, Commissioners, and Bert W. Hopkins, Auditor and Secretary of the Board and it appearing to this Board that in the above entitled matter the Board of Commissioners at its November 15th session, A. D. 1915, fixed Wednesday the 12th day of January, A. D. 1916, at 10:00 o'clock A. M. as the time and the office of the Board of County Commissioners, St. Clairsville, Ohio, as the place for the final hearing thereon, and the time having arrived and the Board having deferred the time of view thereon until the 25th day of January, A. D. 1916, at 10:00 o'clock A. M. the Board this day deferred the time of Final Hearing in this matter until the 25th day of January, A. D. 1916 at 1:00 o'clock P. M.

ATTEST:

Bert W. Hopkins,  
County Auditor.

W. N. Miller,

W. R. King

F. A. Hagedorn  
Commissioners

St. Clairsville, Ohio, January 25, 1916

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present W. N. Miller, W. R. King, and F. A. Hagedorn, Commissioners and Bert W. Hopkins, Auditor, and Secretary of the Board, and it appearing to the Board that the date of View in the above entitled matter, having been by this Board fixed as the 28th day of December, 1915 at 10:00 A. M. and at the same time fixed the date of hearing thereon as the 12th day of January, 1916 at 10:00 o'clock A. M. and the Board on the said 28th day of December, 1915 having deferred the time for the view of the same until this date, at 10:00 o'clock A. M. and afterwards on the 12th day of January, 1916, having deferred the final hearing thereon until this date at 1:00 o'clock P. M. the Board this day at the hours of 10:00 o'clock A. M. and 1:00 o'clock P. M. respectively deferred the time of view on said improvement until June 7, 1916 at 10:00 o'clock A. M. and deferred the time for final hearing thereon until Tuesday the 13th day of June, A. D. 1916, at 10:00 o'clock A. M.

ATTEST:

Bert W. Hopkins,  
County Auditor

W. N. Miller

W. R. King

F. A. Hagedorn  
Commissioners

St. Clairsville, Ohio, June 8, 1916.

The Board of Commissioners of Belmont County, Ohio, met this day in Regular Session, present W. N. Miller, W. R. King and F. A. Hagedorn, Commissioners, and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that this is the day and 10:00 o'clock A. M. the hour at which view of the Vacation of the public road in Kirkwood Township, petitioned for by T. A. Groves and others should be had according to action by this board deferring the time of such view, at its January 25th session, A. D. 1916, and the Board being unable to hold such view on account of the weather conditions, does hereby again defer the time of holding such view until Wednesday the 14th day of June, A. D. 1916.

ATTEST:

Bert W. Hopkins,  
County Auditor.

W. N. Miller,

W. R. King

F. A. Hagedorn,  
Commissioners

St. Clairsville, Ohio, June 13, 1916.

The Board of Commissioners of Belmont County, Ohio, met this day in Regular Session, present W. N. Miller, W. R. King and F. A. Hagedorn, Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that this is the day and 10:00 o'clock A. M. the Hour at which final hearing on the above entitled matter shall be had according to Publication of notice as provided by law, proof of which is on file in this office, and to the action of this Board had at its January 25th session, A. D. 1916, and it appearing to the Board that owing to weather conditions etc. a view of same has not been had, the Board again this day defers the final hearing on same until the 28th day of June A. D. 1916, at 1:00 o'clock P. M.

ATTEST:

Bert W. Hopkins,  
County Auditor

W. N. Miller,

W. R. King

F. A. Hagedorn  
Commissioners



St. Clairsville, Ohio, June 14 19 15

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present W. N. Miller, W. R. King, and F. A. Hagedorn Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that in the matter of the Vacation of the public road, petitioned for by T. A. Groves and others, due and proper notice, proof of which is on file in this office, having been given of the time and place of meeting, to view the road petitioned for by T. A. Groves and others, in the Belmont Chronicle, a newspaper of general circulation in said county as required by law, and the former orders of this Board, the commissioners on this day of October 19 15 met at the time and place in said notice designated, and did view the route of said proposed road improvement, and considering such improvement to be of sufficient public importance, it is ordered that the County Surveyor, make a plat and survey of the same and report to the Board in writing on or before the 28th day of June 19 15 the time set for the hearing, and shall set forth in said report his opinion either for or against the granting of such proposed improvement, accompanied with a statement of the estimated compensation and damages due each person, firm or corporation, whose land is to be taken, if the proposed improvement is established. Such report shall also state the width of said improvement, which shall not be less than 30 feet nor more than 60 feet, and also recommend any changes in the improvement, which in his judgment, should be made.

Attest:

Bert W. Hopkins  
County Auditor.

W. N. Miller

W. R. King

F. A. Hagedorn

Commissioners.

## SURVEYOR'S REPORT ON ROAD.

Surveyor's Office, Belmont County,

St. Clairsville, Ohio, June 26 19 16

To the Board of Commissioners of Belmont County, Ohio:

Pursuant to your order dated June 14 19 16, I make my report to you as follows in the matter of the vacation of the public road petitioned for by T. A. Groves and others.

1. My opinion is that the granting of the improvement; but with the following changes, which in my judgment should be made, to-wit:

That the same should be vacated as petitioned for the following reasons; non-use; bad grades; road bed washed away; brush and trees have obstructed the road; a good and practical road has been provided in close proximity; the public does not demand the use of this road

2. The width should be as opened feet.....

3. Estimated Compensation and Damages, due each person, firm or corporation, (with a \* before the name of each minor or other person under disability) to-wit:

| NAME       | AMOUNT<br>(Written out) | AMOUNT<br>(In figures) |
|------------|-------------------------|------------------------|
| (N-O-N-E ) |                         |                        |

My plat and survey is also attached hereto.

Respectfully submitted,

Harry E. Rice  
County Surveyor.

(For Surveyor's Plat see Page 36, this Volume)



St. Clairsville, Ohio, June 28 1916

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present W. N. Miller, W. R. King, and F. A. Hagedorn' Commissioners and Bert W. Hopkins Auditor and Secretary of the Board, and it appearing that in the matter of the Vacation of the Public Road petitioned for by T. A. Groves and others, the same came on to be heard for final hearing on the matter of granting said improvement, on this 28th day of June 1916, and find that notice thereof has been given as provided by law, and the former orders made herein, and after having made a view of said proposed road improvement, and having had the report of the surveyor read, and heard the protests for and against the same, find that said improvement will serve the public convenience and welfare and said improvement is granted, and the same is hereby ordered Vacated

And the 17th day of July 1916 at 10:30 o'clock A. M. is fixed as the date for hearing claims for compensation and damages.

And it is further ordered that the Auditor cause notice in writing to be given to the owner or owners through or upon whose lands said improvement is established, and this matter is adjourned to said date.

Attest: W. N. Miller  
Bert W. Hopkins W. R. King  
County Auditor. F. A. Hagedorn  
Commissioners.

St. Clairsville, Ohio, 19

The Board of Commissioners of Belmont County, Ohio, met this day in session, present, and Commissioners and, Auditor and Secretary of the Board, and it appearing that in the matter of the of the Public Road petitioned for by and others having given notice in writing of intention to appeal from it is ordered that the amount of appeal bond, the said being, be fixed at \$ (no bond is required of) and upon the filing of such bond the Auditor is directed to make a transcript of the procedure herein, and file the same in the Probate Court of this County.

Attest: County Auditor. Commissioners.

In the Matter of the of a  
Public Road, Improvement No.  
Petitioned for by  
and others.

AS TO FILING APPEAL BOND

appeals from an order of the County Commissioners of Belmont County, Ohio, made at the session, 19, of said Public Road, and has this day filed appeal bond, approved by the County Auditor.

County Auditor.

Plat of the..... Vacation..... of a Public Road in..... Kirkwood..... Township  
..... Range..... Township..... Section.....

St. Clairsville, Ohio, July 17, 1916 19

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present W. N. Miller, W. R. King, and F. A. Hagedorn Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that in the matter of the Vacation of the public road, Improvement No. petitioned for by T. A. Groves and others, this day this cause came on for hearing in the matter of award of compensation and damages to adjoining landowners and the commissioners find that notice of the time and place of this hearing has been given to all the owners of land taken for such improvement or abutting thereon, as provided by law, and the former orders herein. That after hearing all applications for compensation and damages filed herein, and considering all claims of minors and those under disabilities, in the judgment of the commissioners there is awarded and due to the following persons the sums respectively opposite their names.

|            |              |    |         |    |
|------------|--------------|----|---------|----|
|            | Compensation | \$ | Damages | \$ |
|            | Compensation | \$ | Damages | \$ |
| (N-O-N-E ) | Compensation | \$ | Damages | \$ |
|            | Compensation | \$ | Damages | \$ |
|            | Compensation | \$ | Damages | \$ |
|            | Compensation | \$ | Damages | \$ |

The Commissioners further find and are of the opinion that said improvement is of sufficient importance to the public for all of the Compensation and Damages to be paid from the County Treasury.

It is further ordered that a record of the proceedings and the plat and survey be entered upon the road records of this County.

It is further ordered that upon the compensation and award being paid to the owners as above herein ordered, that the public road described as follows:

(For Description of Road see Surveyor's Report and Plat Page 34 & 36 this Volume.

be

Attest: Bert W. Hopkins, County Auditor. W. N. Miller, W. R. King, F. A. Hagedorn Commissioners.

