

ROAD PETITION

For the Establishment of a Road in Richland ^{Wheeling & Union} Township,
 Improvement No. 22 Petitioned for by James H. McFarland 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 Laying out and
Establishing 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* at a point in the public road at or near a small elm tree on the land of John Caldwell in Township 8, Range 5, and Section 6; thence in a northwesterly direction across land of John Caldwell to a point in the Public Road at or near the end of lane leading to the residence of John Caldwell, in Township 9, Range 5, and Section 1 same being about 1300 feet.

Dated this 19th day of March A. D. 19 17

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
James H. McFarland	George Welling	C. V. Welling
C. S. Cunnard	M. L. Cunnard	J. W. Ferguson
E. A. Imhoff	R. L. Copeland	Andrew M. Crozier
W. T. Taylor	W. D. Lee	Bert Long
Ralph Randolph	W. T. Caldwell	W. R. McFarland
John Caldwell		

Filed April 10, A. D. 19 17

KNOW ALL MEN BY THESE PRESENTS:

That we, James H. McFarland and W. T. Caldwell
are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of
One Hundred 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 St. Clairsville Ohio, this 9th day of
April A. D. 19 17

The conditions of the above obligation are such, that WHEREAS, application has been made by
James H. McFarland and others to the Board of Commissioners of the said Bel-
mont County, for the Laying out & Establishing of a public road, on briefly the following line, to-wit:

(For Description of Route see Page 195 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:

James H. McFarland
W. T. Caldwell

Filed _____ A. D. 19 _____

St. Clairsville, Ohio, April 10, 1917 19

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present W. N. Miller, F. A. Hagedorn, and W. R. King Commissioners, and Bert W. Hopkins Auditor and Secretary of the Board, and it appearing that James H. McFarland and others, have filed a petition in the office of the Commissioners of the County, on the 10th day of April 1917 for the Laying out and Establishing of a public road, along the following route, to-wit: Beginning

(For Description of Route see Page 195 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 James H. McFarland has filed herein a bond as required by law. It is ordered that the 29th day of May 1917 at Ten o'clock A.M. be fixed as a date to view the same, at which date they will meet at

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

They also fixed the 11th day of June 1917 at Ten 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, May 29, 1917 19

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present W. N. Miller, F. A. Hagedorn and W. R. King Commissioners and Bert W. Hopkins Auditor and Secretary of the Board and it appearing that this being the day and 10;00 o'clock A. M. in the forenoon the hour fixed as the date on which to view the proposed improvement herein according to notice duly published in The Belmont Chronicle a newspaper printed and of general circulation in Belmont County, Ohio, and the Board being unable, on account of weather conditions, to view the proposed improvement, it is ordered by the Board that said view be deferred, and thereupon it is further ordered by the Board that Tuesday the 19th day of June, 1917, at 10;00 o'clock A. M. be fixed as the date on which to view the same, at which date the Commissioners will meet at the beginning point of said proposed road and go over the route of the same. They also fix the 2nd day of July, 1917, 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 the hearing of claims for compensation and Damages.

W. N. Miller,

F. A. Hagedorn

W. R. King,

ATTEST:

Bert W. Hopkins, County, Auditor.

Commissioners

St. Clairsville, Ohio, 19th day of June 19 17

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present F. A. Hagedorn, Arthur Dickson, and W. R. King Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that in the matter of the Laying out & Establishing of the public road, petitioned for by James H. McFarland 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 James H. McFarland 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 19th day of June 19 17 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 2nd day of July 19 17 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.

F. A. Hagedorn

Arthur Dickson

W. R. King

Commissioners.

SURVEYOR'S REPORT ON ROAD.

Surveyor's Office, Belmont County,

St. Clairsville, Ohio, July 2, 19 17

To the Board of Commissioners of Belmont County, Ohio:

Pursuant to your order dated May 29, 1917, I make my report to you as follows in the matter of the Laying out & Establishing of the public road petitioned for by James H. McFarland and others.

1. My opinion is in favor of the granting of the improvement; but with the following changes, which in my judgment should be made, to-wit: The Road at present has heavy grades, and expensive to maintain, as it is cut down to only a ditch, especially through the coal basins. The road as proposed and shown is a most excellent change, only grade enough to give good drainage, is above high water, is straight, on good roadbed, easily constructed and maintained. Would advise the vacation of old road from the north right of way line of proposed road of station "0" to the forks of road as shown on plat along township line produced, as it would be of no further use as a roadway

2. The width should be Forty (40) 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:

<i>NAME</i>	<i>AMOUNT (Written out)</i>	<i>AMOUNT (In figures)</i>
John Caldwell	Land 1.07 acres @ \$100.00	\$107.00
	Fence 135 Rods @ 75¢ Per rod	101.25
	Damage to land remaining	25.00

My plat and survey is also attached hereto.

Respectfully submitted,

Harry E. Rice

County Surveyor.

St. Clairsville, Ohio, July 2, 1917 19

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present F. A. Hagedorn, Arthur Dickson, and W. R. King Commissioners and Bert W. Hopkins Auditor and Secretary of the Board, and it appearing that in the matter of the Laying out and Establishing of the Public Road petitioned for by James H. McFarland and others, the same came on to be heard for final hearing on the matter of granting said improvement, on this 2nd day of July 1917, 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 granted as designated on the plat filed herein by the County Surveyor, and it is further ordered that said road improvement as granted above be established.

And the 16th day of July 1917 at Ten 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: Bert W. Hopkins County Auditor. F. A. Hagedorn, Arthur Dickson, W. R. King 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

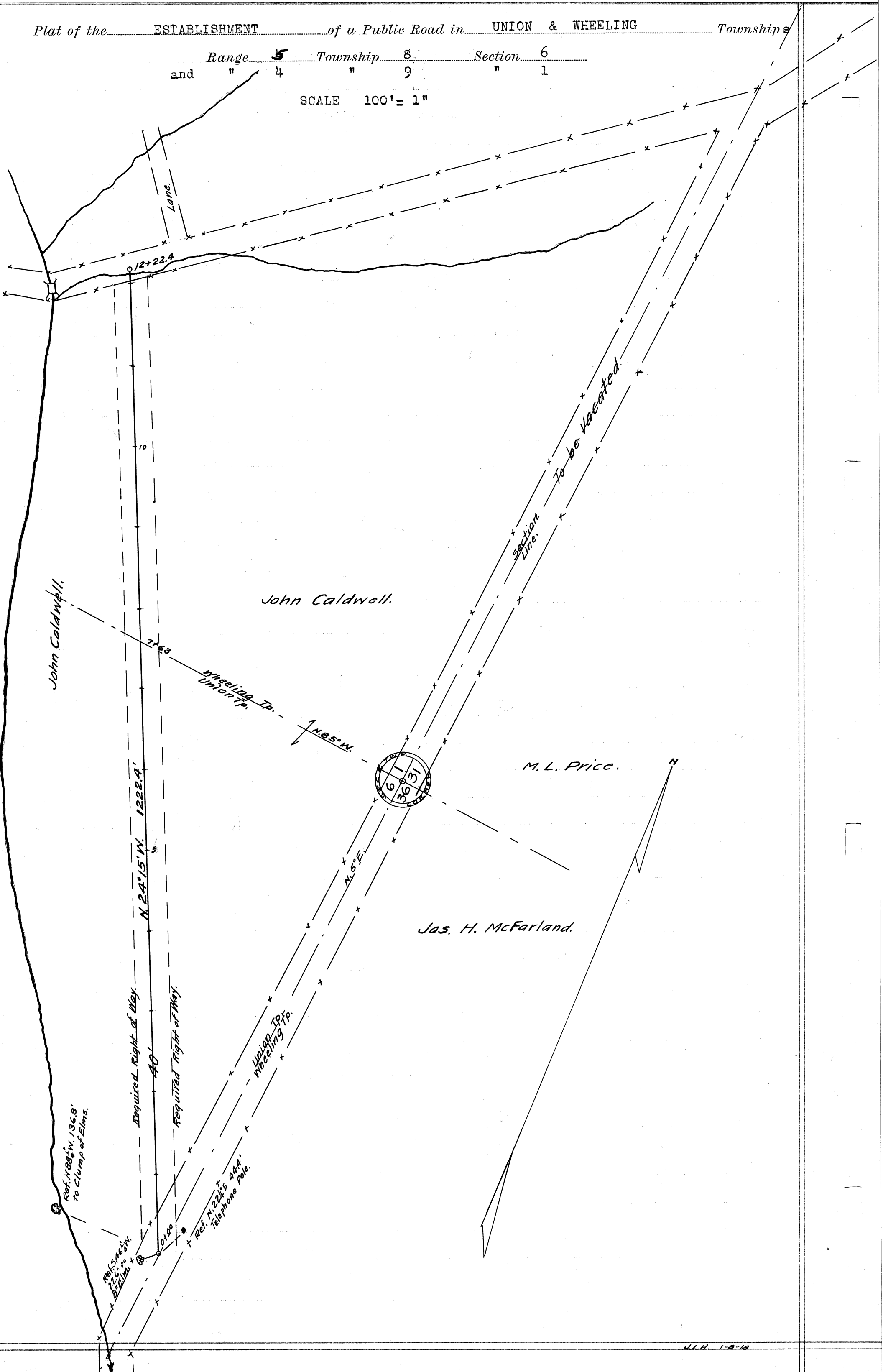
appeals from an order of the County Commissioners of Belmont County, Ohio, made at the session, 19, of said Public Road, and has this day filed appeal bond, approved by the County Auditor.

County Auditor.

Plat of the ESTABLISHMENT of a Public Road in UNION & WHEELING Townships

Range 5 Township 8 Section 6
and " 4 " 9 " 1

SCALE 100' = 1"



St. Clairsville, Ohio, July 16, 1917 19

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present F. A. Hagedorn, Arthur Dickson, and W. R. King Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that in the matter of the Laying out & Establishing of the public road, Improvement No. 21 petitioned for by James H. McFarland 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.

John Caldwell, Land Taken	\$107.00	Compensation	x Fencing	\$108.00	Damages	\$ 25.00
		Compensation			Damages	\$
		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~~ in the petition

be opened up and established, and shall thereafter be a public road to be kept and maintained and improved as provided by law.

Attest:
Bert W. Hopkins
County Auditor.

F. A. Hagedorn
Arthur Dickson
W. R. King
Commissioners.

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