

ROAD PETITION

For the Alteration of a Road in Washington Township,
 Improvement No. 23 Petitioned for by John Bumgardner 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

Alteration 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 south east quarter of section 23, in Washington Township, Belmont County, Ohio, in the public road leading up Bend Fork Creek, on lands of D. A. Talbot, near a Buckeye Tree on north bank of said Creek 300 feet east of his residence thereon; thence passig in a north westerly direction along or near the north side of said Creek through the lands of D. A. Talbot, Adelia C. Moore, A. S. & M. A. Stukey, Charles Saffell, Jacob Lucas, John Bumgardner, and terminating at a point in the south west quarter of section Thirty in Said Washington Township, on lands of Noah Saffell, at the junction of said public road leading up said Bend Fork Creek with the public road leading in a northerly direction up what is known as "Stonebraker Ridge". Said alteration prayed for will avoid eight fordigs of said Bend Fork Creek in the line of the Road sought to be altered.

Dated this *day of* *A. D. 19*

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
John Bumgardner	William H. H. Groves	Adelia C. Moore
J. M. Wright	Alfred Schafer	George Freudiger
W. Z. Stout	C. C. Toothman	Thomas Secrest
L. E. Stonebraker	E. M. Stonebraker	Thomas Rush and 16 others

Filed *May 1,* *A. D. 19* ¹⁷

KNOW ALL MEN BY THESE PRESENTS:

That we, John Bumgardner and A. S. Stukey
 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 Alledonia Ohio, this 12th day of
April A. D. 19 17

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

(For Description of Route see Page 205 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:

W. L. Stukey

Dewey Bumgardner

John Bumgardner

A. S. Stukey

Charles Saffell

T. J. Houser

A. C. Moore

D. A. Talbott

Filed May 1, A. D. 19 17

St. Clairsville, Ohio, May 1, 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 John Bumgardner and others, have filed a petition in the office of the Commissioners of the County, on the 1st day of May 1917 for the Alteration of a public road, along the following route, to-wit: Beginning

(For Description of Route see Page 205 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 John Bumgardner has filed herein a bond as required by law. It is ordered that the 5th day of June 1917 at Ten 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 18th 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 Bellaire Daily Leader a newspaper published and having a general circulation in the County of Belmont.

Attest:

Bert W. Hopkins
County Auditor.

W. N. Miller

F. A. Hagedorn

W. R. King

Commissioners of Belmont County.

St. Clairsville, Ohio, June 5, 1917. 19

The Board of Commissioners of Belmont County, Ohio, met this day in Adjourned Regular 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 in the forenoon the hour fixed as the date on which to view the proposed improvement herein, according to notice duly published in the Bellaire Daily Leader, a newspaper printed in 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 said Board that said view be deferred, and thereupon, it is further ordered, by the Board that Tuesday June 26, 1917 at one o'clock P. 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 improvement, and go over the route of the same. They also fix the 9th 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,

Commissioners

ATTEST:

Bert W. Hopkins, County Auditor.

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St. Clairsville, Ohio, June 26, 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 Alteration of the public road, petitioned for by John Bungardner 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 John Bungardner and others, in the Bellaire Daily Leader, a newspaper of general circulation in said county as required by law, and the former orders of this Board, the commissioners on this 26 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 9th 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, August 13, 1917 19

To the Board of Commissioners of Belmont County, Ohio:

Pursuant to your order dated June 26, 1917, 19 17, I make my report to you as follows in the matter of the Alteration of the public road petitioned for by John Bungardner 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:

Thr present creek road has many fordings is continually overflowing, expensive to maintain always in poor condition for travel, dangerous in winter, and uncomfortable in summer. The proposed road does away with all fordings, on good ground to construct a road bed good grades etc.

2. The width should be forth (40) feet with right to slope.

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>
Noah Saffell	136 Rods of fence @ 75¢	\$102.00
	1.24 acres Land Taken @ \$100.00	124.00
John Bumgardner	232 Rods of Fence @ 75¢	166.50
	1.78 Acres land taken @ \$100.00	169.00
Jacob Lucas	176 Rods of Fence @ 75¢	132.00
	1.33 Acres land Taken @ \$100.00	133.00
Charles Saffell	88 Rods of Fence @ 75¢	54.75
	66/100 Acres land taken @ \$100.00	55.00
Albert Stukey	99 Rods of Fence @ 75¢	78.00
	.75 Acres of Land Taken @ \$100.00	79.00
Miss A. C. Moore	404 Rods of Fence @ 75¢	303.00
	Int. Road, 40 Rods of Fence @ 75¢	30.00
	3.40 Acres land taken @ \$100.00	340.00
Darrah Tolbert	213 Rods of Fence @ 75¢	178.50
	Int. Road 13 Rods of Fence @ 75¢	9.75
	2.14 Acres land taken @	191.00

My plat and survey is also attached hereto.

Respectfully submitted,

Harry E. Rice.

County Surveyor.

St. Clairsville, Ohio, July 9, 1917.

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present Arthur Dickson, 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 ten o'clock A. M. being the hour at which final hearing shall be had in the above entitled matter, according to the order of the Board made June 5th, 1917, and the Board not being fully advised in the premises, adjourns the time of such hearing until August 13, A. D. 1917, at ten o'clock A. M.

ATTEST:

Bert W. Hopkins, County, Auditor.

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

Commissioners

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St. Clairsville, Ohio, August 13, 1917.

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Arthur Dickson, 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 ten o'clock A. M. the hour at which final hearing shall be had in the above entitled matter, according to the order of the Board made July 9, 1917, and the Board not being fully advised in the Premises, adjourns the time of such hearing until August 27, A. D. 1917, , at Ten o'clock A. M.

ATTEST:

Bert W. Hopkins, County Auditor.

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

Commissioners

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St. Clairsville, Ohio, August 27, 1917.

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present Arthur Dickson, 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 ten o'clock A. M. being the Hour at which final hearing shall be had in the above entitled matter, according to the order of the Board made August 13th, 1917, and the Board not being fully advised in the premises, adjourns the time of such hearing until September 25, A. D. 1917 at ten o'clock A. M.

ATTEST:

Bert W. Hopkins, County Auditor.

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

Commissioners

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St. Clairsville, Ohio, September 25, 1917.

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present, J. R. Greenlee, A. J. Geller and W. R. King, Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that this being the day and one o'clock P. M. being the Hour at which final hearing shall be had in the above entitled matter, , according to the order of the Board made August 27, 1917, and the Board not being fully advised in the premises, adjourns the time of such hearing until Ocotber 2nd, 1917. at one o'clock P. M.

ATTEST:

Bert W. Hopkins, County, Auditor.

J. R. Greenlee,

F. A. Hagedorn

W.R. King,

Commissioners

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St. Clairsville, Ohio, October 2, 1917.

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present, J. R. Greenlee, A. J. Geller and W. R. King, Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that this being the day and one o'clock P. M. being the hour at which final hearing should be had in the above entitled matter, according to the order of the Board made September 25th, 1917, and the Board not being fully advised in the premises adjourns the time of such hearing until October 8, 1917 at ten thirty o'clock A. M.

ATTEST:

Bert W. Hopkins, County Auditor.

J. R. Greenlee,

F. A. Hagedorn

W. R. King.

Commsioners

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St. Clairsville, Ohio, October 8, 1917 1917

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present J. R. Greenlee, A. J. Geller, and W. R. King Commissioners and Bert W. Hopkins Auditor and Secretary of the Board, and it appearing that in the matter of the Alteration of the Public Road petitioned for by John Bumgardner and others, the same came on to be heard for final hearing on the matter of granting said improvement, on this 8th day of October 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 established as shown on the original plat, as submitted with relocations as indicated on plat by yellow lines and designated on Plat as AI, AII and AIII;

And the 29th day of October 1917 at one o'clock P.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. J. R. Greenlee A. J. Geller 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.

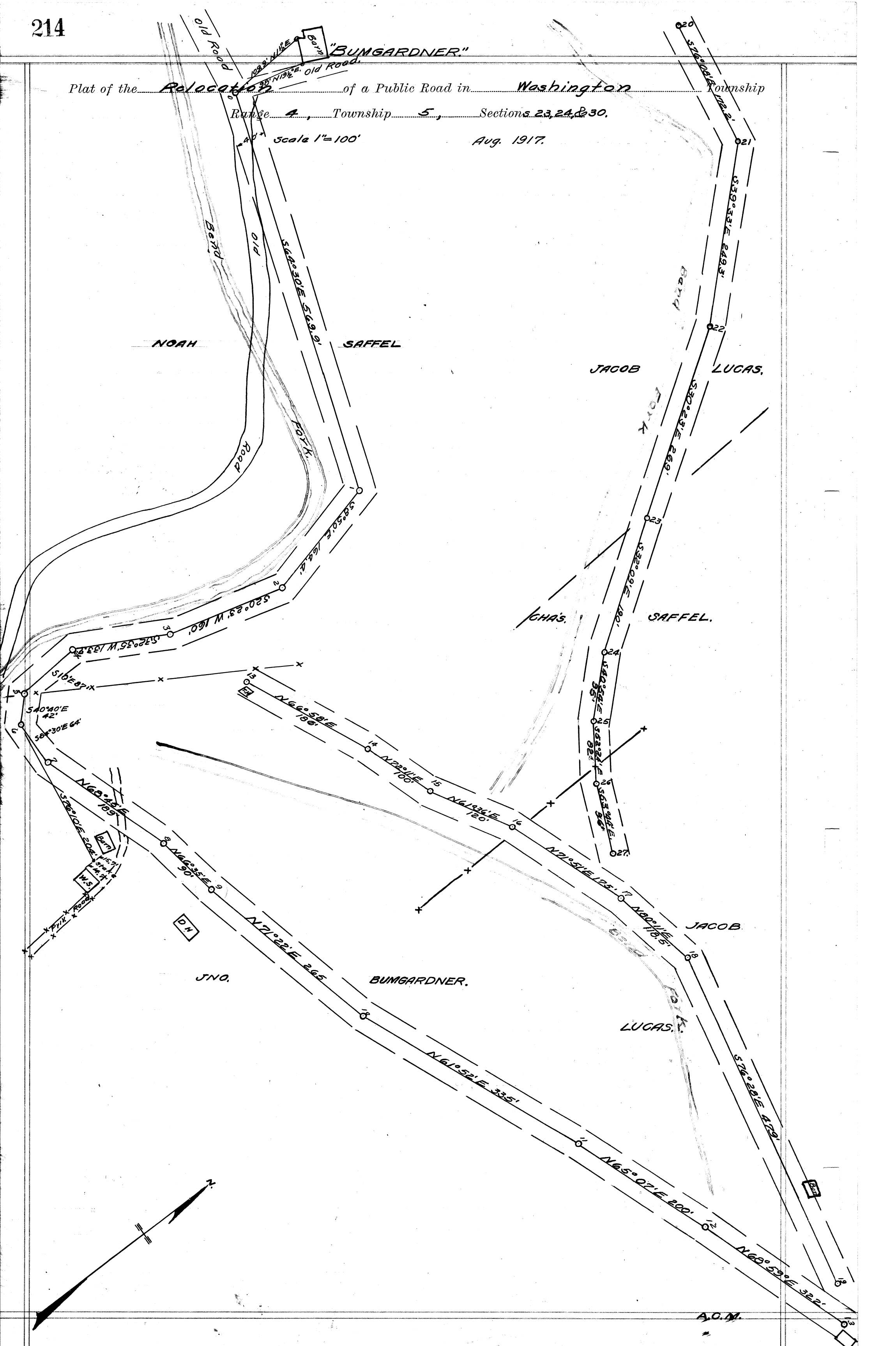
County Auditor.

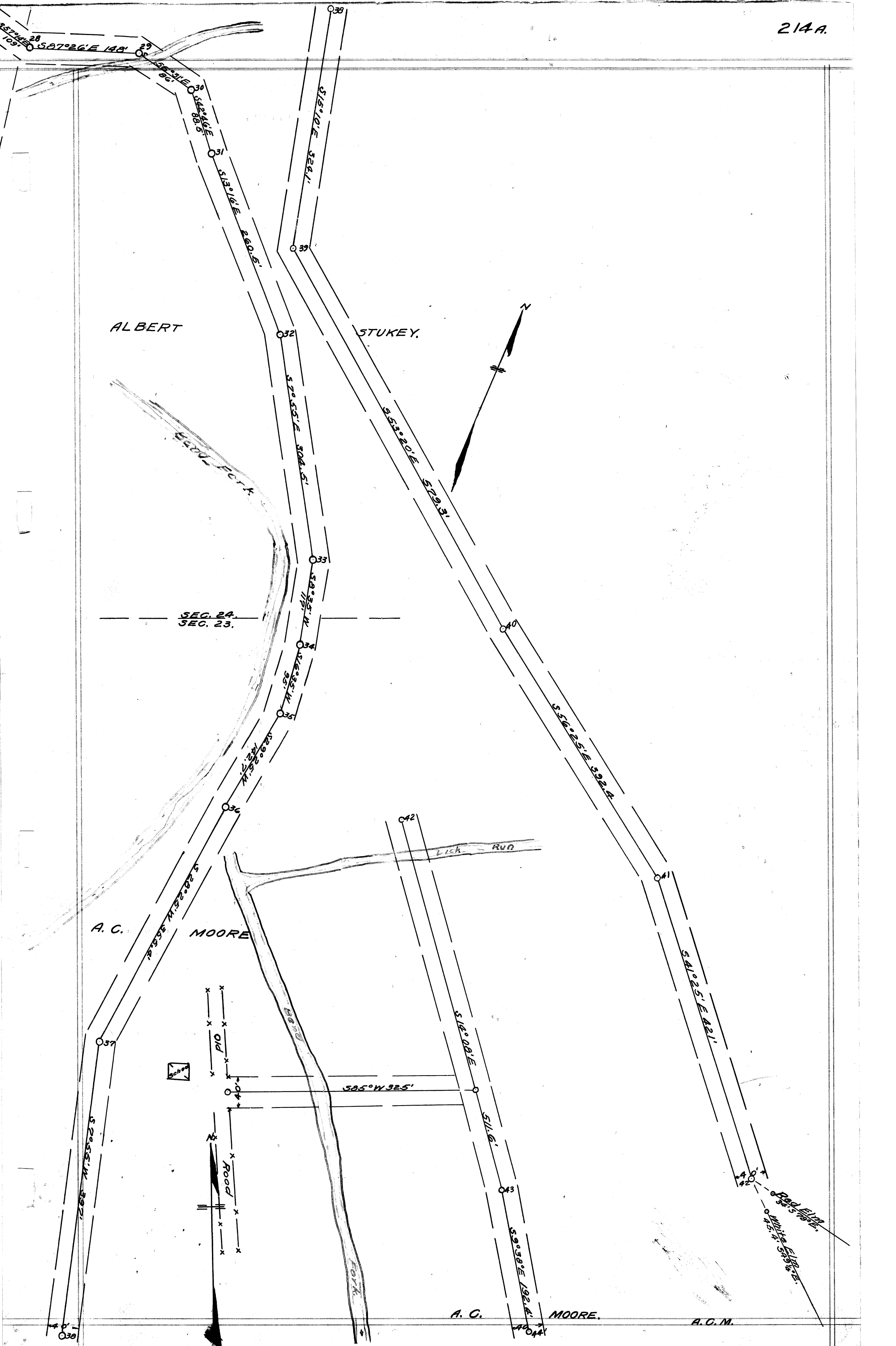
Plat of the Relocation of a Public Road in Washington Township

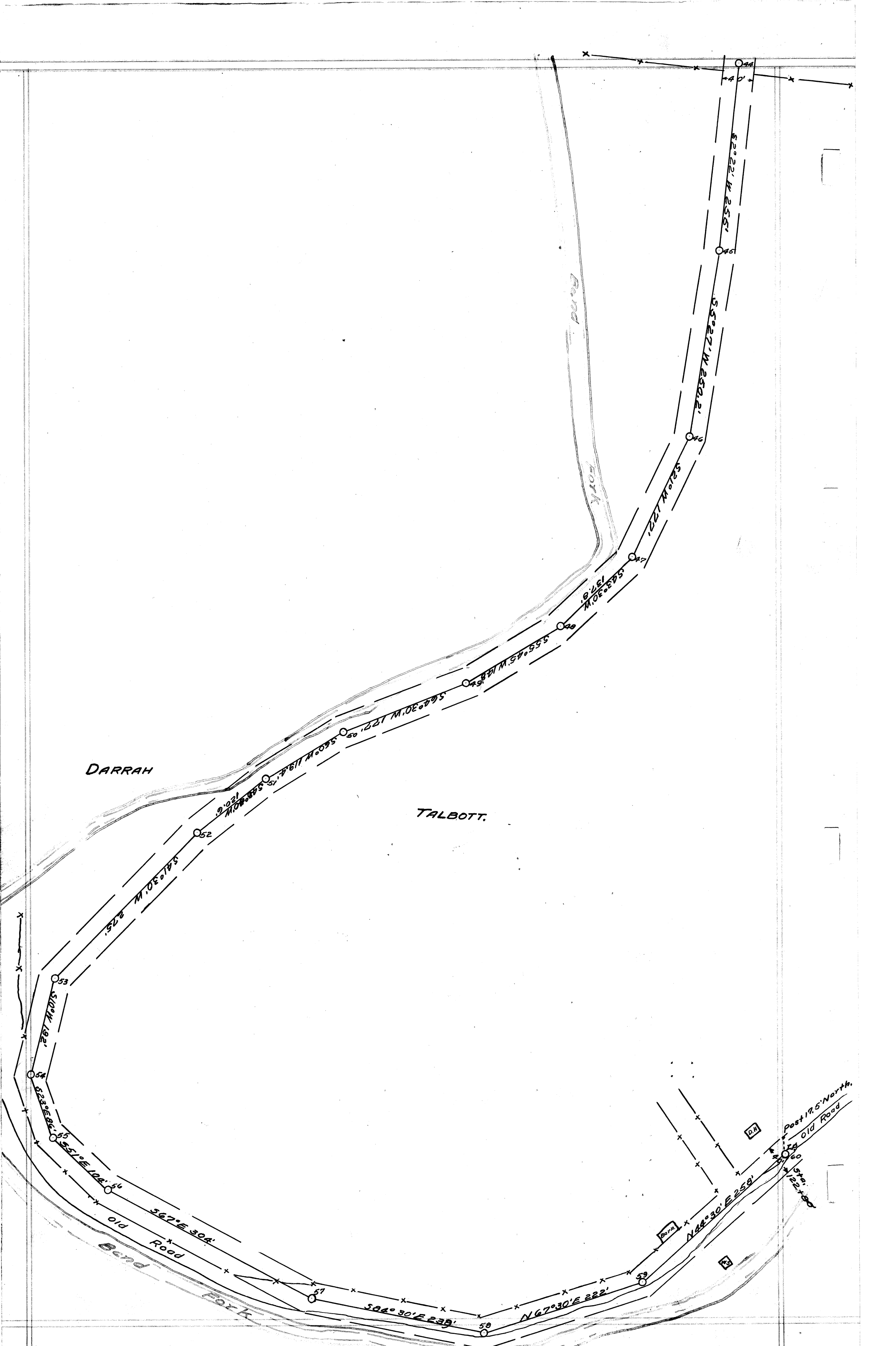
Range 4, Township 5, Sections 23, 24, & 30.

Scale 1"=100'

Aug. 1917.







51

52

53

54

55

56

57

58

DARRAH

TALBOTT.

BAND FORK

Old Road

BAND FORK

Post 17.5' North
Old Road

Sta: 122x60

D.A

B.P.

E

S 84° 30' W 275'

S 83° 30' W 325'

S 81° 00' W 192'

S 81° 00' W 192'

S 55° 45' W 112.8'

S 53° 30' W 137.9'

S 24° 00' W 122'

S 50° 30' W 250.2'

S 22° 22' W 555'

S 51° E 102'

S 67° E 304'

S 64° 30' E 239'

N 67° 30' E 222'

N 44° 30' E 259'

St. Clairsville, Ohio, October 29, 1917.

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present J. R. Greenlee, A. J. Geller and W. R. King, Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing, that this day the Board of County Commissioners being in Special Session, with all members present, and this being the time heretofore fixed by us for hearing claims for Compensation and Damages in the matter of said Road improvement, and it appear to said Board that due notice of said hearing has not been given as provided by law, and their former orders herein, it is therefore ordered that the 13th day of November, 1917 at ten o'clock A. M. is fixed as the time for hearing claims for Compensation and Damages. And it is further ordered that the Auditor cause notice in writing to be given in accordance with law to the owner or owners through or upon whose land said improvement is to be established and the matter is adjourned to that date..

J. R. Greenlee,

A. J. Geller

W. R. King.

Commissioners

ATTEST:

Bert W. Hopkins, County Auditor.

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St. Clairsville, Ohio, November 13, 1917 19

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present J. R. Greenlee, A. J. Geller, and W. R. King Commissioners and Bert W. Hopkins Auditor and Secretary of the Board, and it appearing that in the matter of the Alteration of the public road, Improvement No. 23 petitioned for by John Bungardner 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.

Noah Saffell	Compensation	\$ 108.80	Damages	\$
John Bungardner	Compensation	\$ 185.60	Damages	\$
Jacob Lucas	Compensation	\$ 140.80	Damages	\$
Charles Saffell	Compensation	\$ 70.40	Damages	\$
Albert Stukey	Compensation	\$ 79.20	Damages	\$
A. Y. Moore	Compensation	\$ 323.20	Damages	\$
D. A. Talbot	Compensation	\$ 170.40	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 surveyor's report and plat

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.

J. R. Greenlee,
A. J. Geller,
W. R. King.
Commissioners.
