

### ROAD PETITION

For the Change in Location & Alteration of a Road in Flushing Township,  
Improvement No. 35 Petitioned for by J. O. 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 Change in Location and 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 or near an elm bush on the land of W. C. Clevenger on the south side of the ridge road running from Rock Hill to Piedmont running in a southerly direction to the top of the hill crossing on to the land of Angeline Brown and continuing south near the line between the land of W. C. Clevenger and Angeline Brown to the land of Sherman Shepherd; thence west on the land of Shepherd to or near a chestnut tree on the line between Shepherd and Brown; thence southwest to the land of J. O. Groves; thence west to a point in the center of the old road in front of the house; thence leaving the old road at the west end of the orchard and following the direction of the old road to a cabin on the land of J. O. Groves or to the line between Groves and Todd.*

Dated this 11th day of September A. D. 1917

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
J. O. Groves John W. Price F. M. VanFossen A. M. Dean	Forest Bethel W. J. Leisure S. E. Fry J. W. Haines	W. B. Murphy C. C. Williams Sherman Shepherd A. W. Russell

Filed \_\_\_\_\_ A. D. 19\_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS:

That we, J. O. Groves, Sherman Shepherd and A. W. Russell 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 Flushing Ohio, this 11th day of September A. D. 1917

The conditions of the above obligation are such, that WHEREAS, application has been made by J. O. Groves and others to the Board of Commissioners of the said Belmont County, for the Change in Location and Alteration of a public road, on briefly the following line, to-wit:

(For Description of Road see Page 326 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:

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J. O. Groves
Sherman Shepherd
A. W. Russell

Filed September 17, A. D. 1917

St. Clairsville, Ohio, September 17, 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 J. O. Groves and others, have filed a petition in the office of the Commissioners of the County, on the 17th day of September 1917 for the Change in Location and Alteration of a

public road, along the following route, to-wit: Beginning at or near an elm bush on the land of W. C. Clevenger on the South side of the Ridge Road running from Rock Hill to Piedmont, running in a southernly direction to the top of the hill crossing onto the land of Angeline Brown and continuing south near the line between the land of W. C. Clevenger and Angeline Brown to the land of Sherman Shepherd; thence west on the land of Shepherd to or near a chestnut tree on the line between Shepherd and Brown; thence southwest to the land of J. O. Groves to a point in the center of the old road in front of the house; thence leaving the old road at the west end of the orchard following the direction of the old road to a cabin on the land of J. O. Groves, or to the line between Groves and Todd

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 J. O. Groves has filed herein a bond as required by law. It is ordered that the 16th day of October A. D. 1917 at 1:00 o'clock P.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 5th day of November 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 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 Flushing News-Advertiser a newspaper published and having a general circulation in the County of Belmont.

Attest:

Bert W. Hopkins  
County Auditor.

J. R. Greenlee,  
A. J. Geller  
W. R. King  
Commissioners of Belmont County.

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.....

St. Clairsville, Ohio, October 16, 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 Change in Location and Alteration of the public road, petitioned for by J. O. 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

J. O. Groves and others, in the Flushing News Advertiser a newspaper of general circulation in said county as required by law, and the former orders of this Board, the commissioners on this 16th day of October 1917 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 5th day of November 1917 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.

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

**SURVEYOR'S REPORT ON ROAD.**

Surveyor's Office, Belmont County,

St. Clairsville, Ohio, November 5th 1917

To the Board of Commissioners of Belmont County, Ohio:

Pursuant to your order dated October 16 1917, I make my report to you as follows in the matter of the Change in Location and Alteration of the public road petitioned for by J. O. 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: for the reason being on good grade and easy made and eliminates a heavy grade on the old road

2. The width should be 33 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*  
*(Written out)*

*AMOUNT*  
*(In figures)*

*My plat and survey is also attached hereto.*

*Respectfully submitted,*

D. C. Kennon

*County Surveyor.*

St. Clairsville, Ohio, November 5, 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. The minutes of the preceding meeting read, approved and signed, and it appearing that this being the day for final hearing in the above entitled matter as fixed by the Board at its session on September 17, 1917, this matter came on for such hearing and it appearing to the Board that proper survey's have not been made and the Board not being fully advised in the premises, hereby defers such hearing until the 19th day of November, A. D. 1917 at 10;00 o'clock A. M. and this Matter is adjourned until that date.

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

ATTEST: Bert W. Hopkins, County Auditor

Commissioners

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St. Clairsville, Ohio, November 19, 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 Change in Location & Alteration of the Public Road petitioned for by

J. O. Groves and others, the same came on to be heard for final hearing

on the matter of granting said improvement, on this 19th day of November 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 a public highway 33 feet

in width, providing that Sherman Shepherd deed a roadway for an outlet onto the foregoing road

to Mrs. Ann Brown as shown by the Surveyor's Report and Plat

And the 3rd day of December 1917 at 1:00 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 Change in Location & Alteration of a Public Road in Flushing Township

Range 6 Township 10 Section 14 & 15

Scale 1" = 100' Nov. 1917

St. Clairsville, Ohio, December 3, 1917.

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present J. R. Greenlee, A. J. Geller, and W. R. King, Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board. The minutes of the preceding meeting read, approved and signed, and it appearing that in the matter of the Alteration location and change of the public road improvement No. 35, petitioned for by J. O. 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, J. O. Groves, and Angeline Brown being non residents, having waived service of notice, proof of which is on file in this office, 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, and the Board not being fully advised in the premises, does hereby adjourn the foregoing entitled matter until Monday, December 10th, A. D. 1917 at 10:00 o'clock A. M.

J. R. Greenlee,

A. J. Geller

W. R. King

ATTEST: Bert W. Hopkins, County Auditor.

Commissioners

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St. Clairsville, Ohio, December 10, 1917 19

The Board of Commissioners of Belmont County, Ohio, met this day in Regular 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 Change in Location & Alteration of the public road, Improvement No. 35 petitioned for by J. O. 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.

J. O. Groves	Compensation	\$ 77.60	Damages	\$
Sherman Shepherd	Compensation	\$ 87.20	Damages	\$
W. N. Clavenger	Compensation	\$ 43.10	Damages	\$
Angeline Brown	Compensation	\$ 101.70	Damages	\$
Anna E. Brown	Compensation	\$ 00.00	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 Surveyors Report and Plat)

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

Attest:

Bert W. Hopkins,	J. R. Greenlee,
County Auditor.	A. J. Geller
	W. R. King
	Commissioners.
