

ROAD PETITION

For the Alteration of a Road in Wayne Township,
 Improvement No. 49 Petitioned for by S. G. Russell 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 Horeb Church in Wayne Township, Belmont County, Ohio, and running northwest through the lands of Phylisa Moore, and cross Captina Creek near the suspension Bridge; thence north through the lands of David Lucas to the hillside Thence around the hillside in a westernly direction to the lands of Elizabeth A. Sandroek; Thence through the lands of Elizabeth A. Sandroek in a northwesterly direction to the lands of J. E. Moore; thence through the lands of J. E. Moore to the wagon bridge over Captina Creek Thence through the lands Lucephis Moore to the fording at Lycurgus Moore's; thence through the lands of Lycurgus Moore in a north westerly direction to the hillside; thence a north westerly direction along said hillside through the lands of Lycurgus Moore, Ared Sutton, Martha Sutton, John Marmie, Ernest Moore and Milda Benson, and intersecting the Bethesda and Somerton Road at Benson Bridge on Captina Creek.*

Dated this 2nd *day of* September *A. D. 19* 18

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
S. G. Russell	P. A. Dickson	H. E. Shipe
Ward Shry	Jesse Turner	N. E. McFarland
E. S. Moore	H. W. Jenewein	C. W. Jarrett
M. D. Frazier	Carl Moore	G. C. Moore
		and 27 others

Filed September 2, *A. D. 19* 18

KNOW ALL MEN BY THESE PRESENTS:

That we, Glenn Russell and _____
are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of _____ 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 Hunter Ohio, this 2nd day of September A. D. 1918.

The conditions of the above obligation are such, that WHEREAS, application has been made by Glenn Russell and others to the Board of Commissioners of the said Belmont County, for the Altering of a public road, on briefly the following line, to-wit:

(For Description of Road See Page 415 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:

S. G. Russell
Elizabeth A. Sandrock
Lycurgus Moore
J. E. Moore

Filed September 2, 1918 A. D. 1918

St. Clairsville, Ohio, September 2, 1918 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

S. G. Russell and others, have filed a petition in the office of the Commissioners of the County, on the 2nd day of September 19 18 for the

Alteration of a public road, along the following route, to-wit: Beginning at Horeb Church in Wayne Township, Belmont County, Ohio, and running northwest through the lands of Phylisia Moore, and cross Captina Creek, near the Suspension Bridge; thence north through the lands of David Lucas to the Hillside thence around the hillside in a westernly direction to the land of Elizabeth A. Sandroock; thence through the land of Elizabeth A. Sandroock, in a north westerly direction to the lands of J. E. Moore; thence through the lands of J. E. Moore, to the wagon bridge over Captina Creek, thence through the lands of Lucephus Moore, to the fording at Lyourgus Moore's; thence through the lands of Lyourgus Moore in a northwesterly direction to the Hillside; thence in a northwesterly direction along said hillside through the lands of Lyourgus Moore, Ared Sutton, Martha Sutton, John Marmie, Ernest Moore and Milda Benson, and intersecting the Bethesda and Somerton Road at the Benson Bridge over Captina Creek.

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 S. G. Russell has filed herein a bond as required by law. It is ordered that the 1st day of October 1918 at 10:00 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 21st day of October 19 18 at 1:00 o'clock P.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 Barnesville Whetstone 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 1, 1918 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, petitioned for by S. G. Russell 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 S. G. Russell and others, in the Barnesville Whestone, a newspaper of general circulation in said county as required by law, and the former orders of this Board, the commissioners on this 1st day of October 1918 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 21st day of October 1918 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, ~~together with a statement of the estimated compensation and damages due each person or corporation, whose work is to be done, 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, 19

To the Board of Commissioners of Belmont County, Ohio:

Pursuant to your order dated 19, I make my report to you as follows in the matter of the of the public road petitioned for by and others.

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

2. The width should be.....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

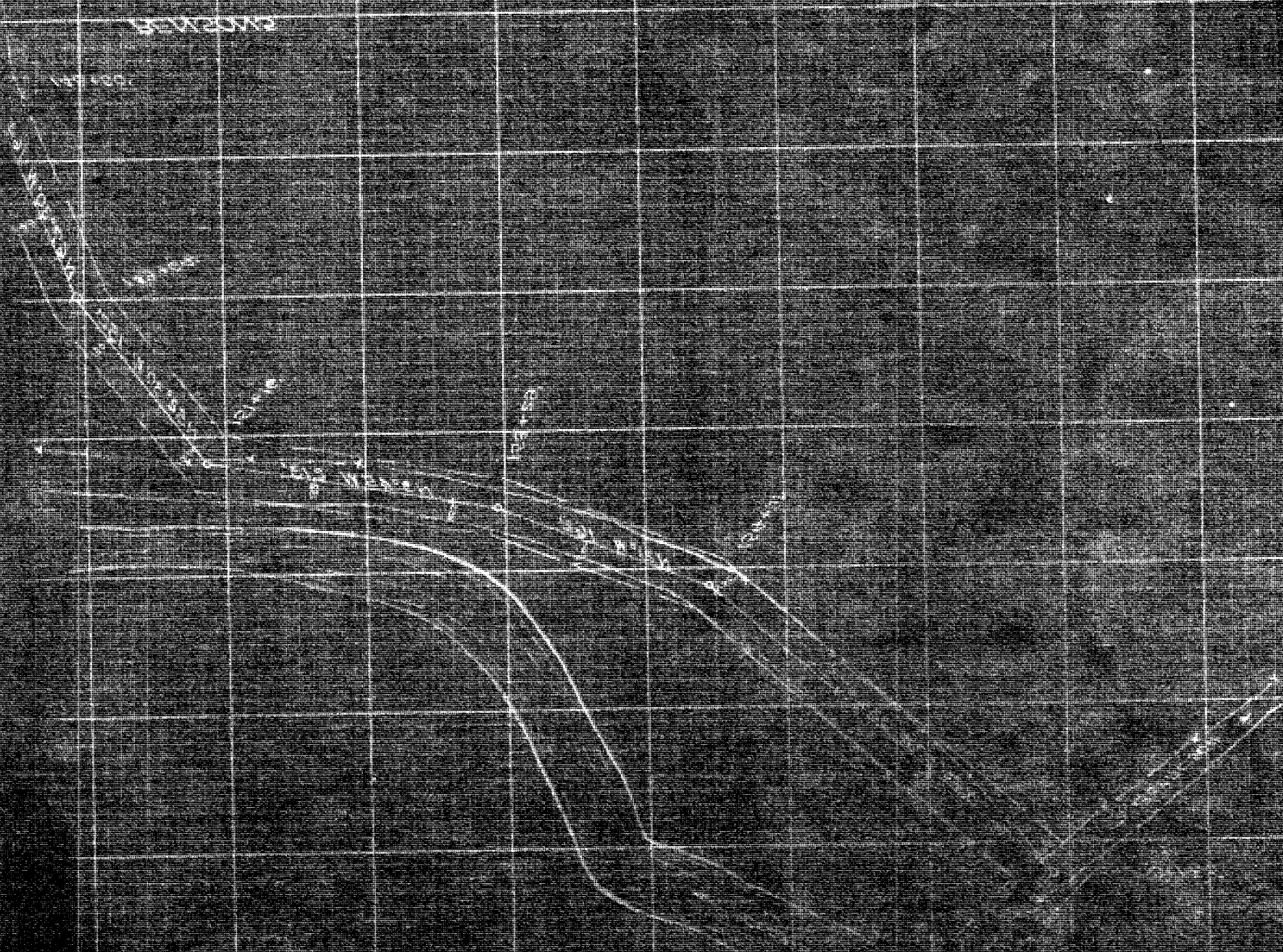
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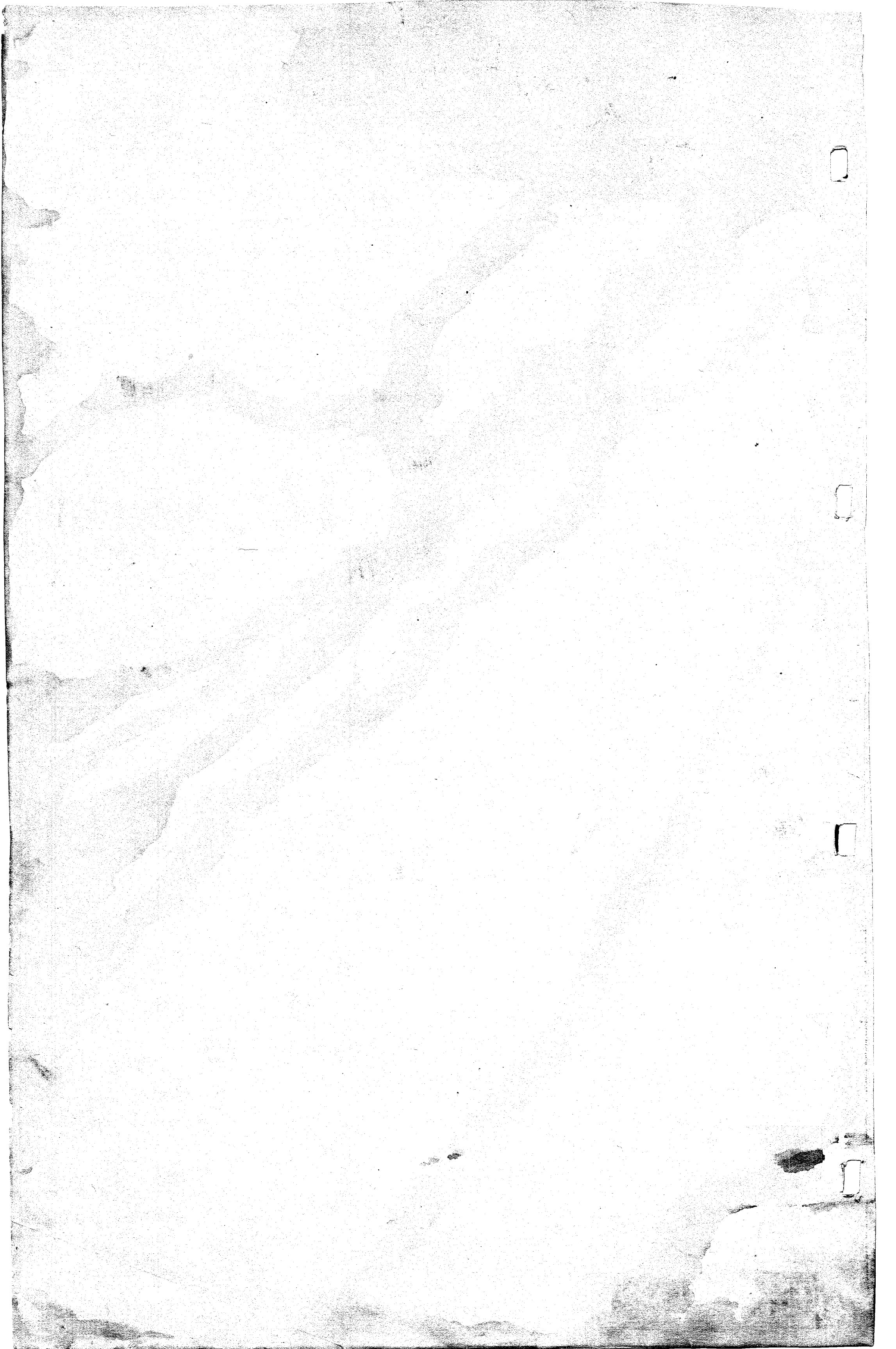
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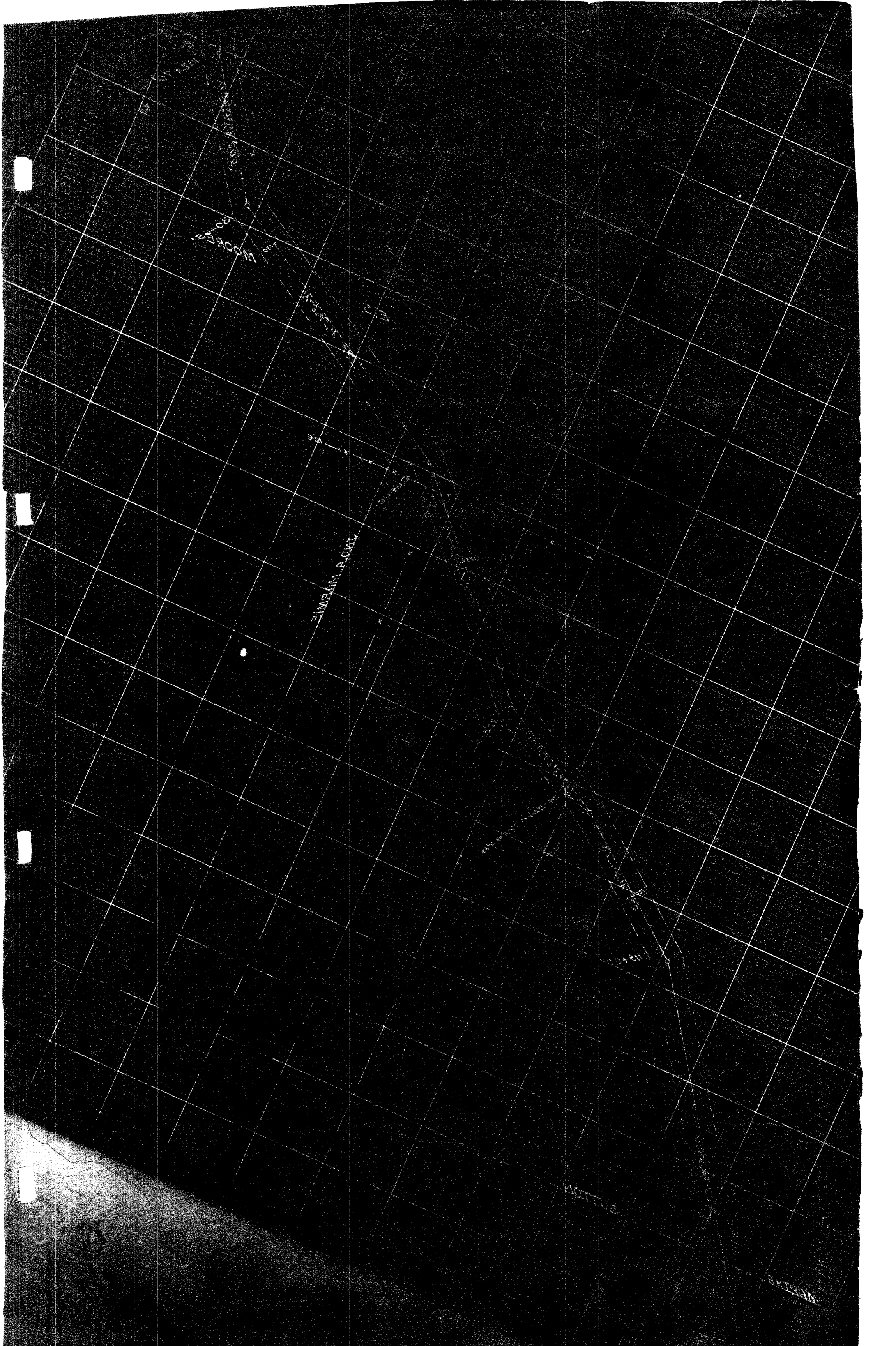
My plat and survey is also attached hereto.

Respectfully submitted,

.....
County Surveyor.



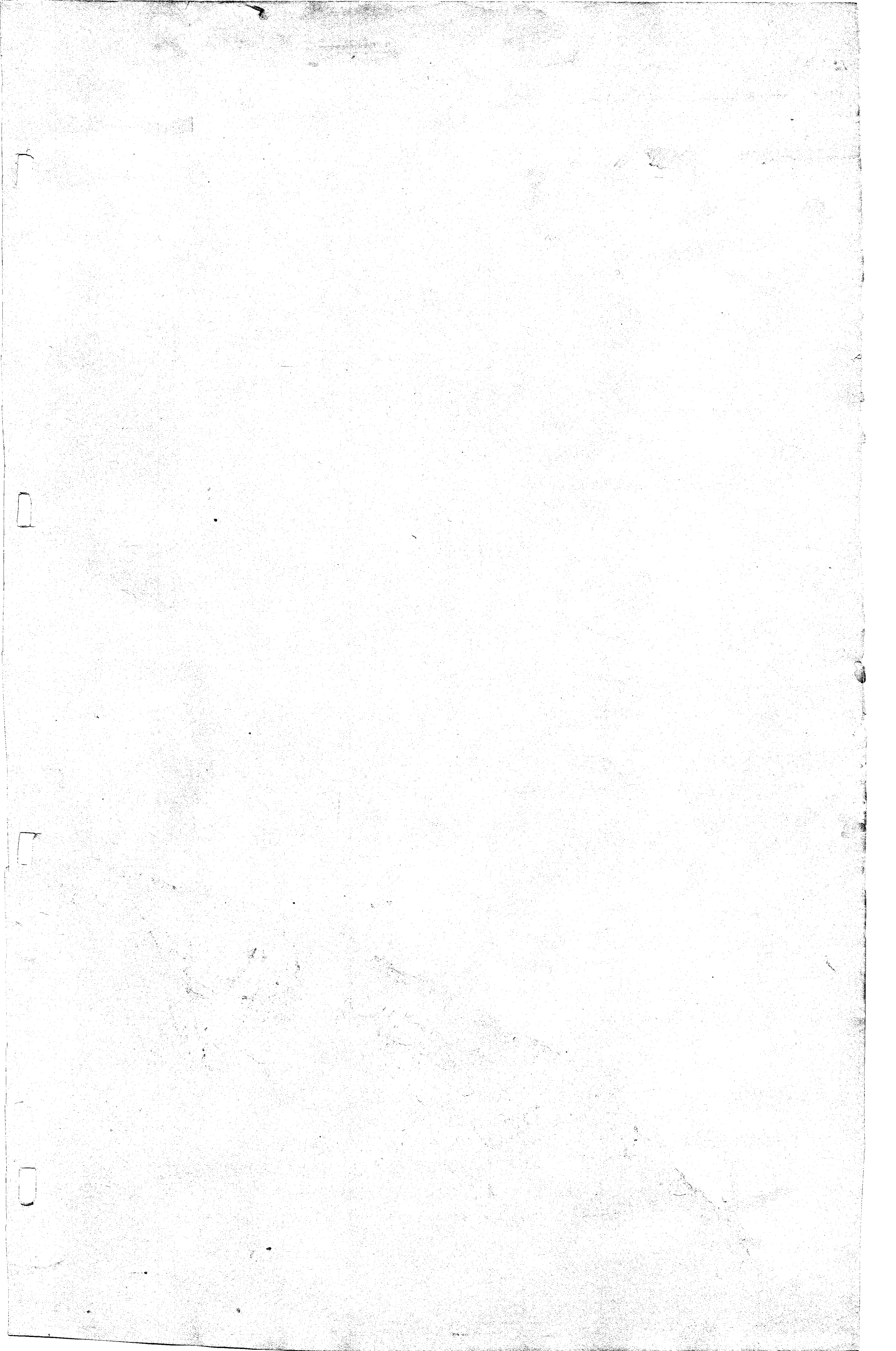


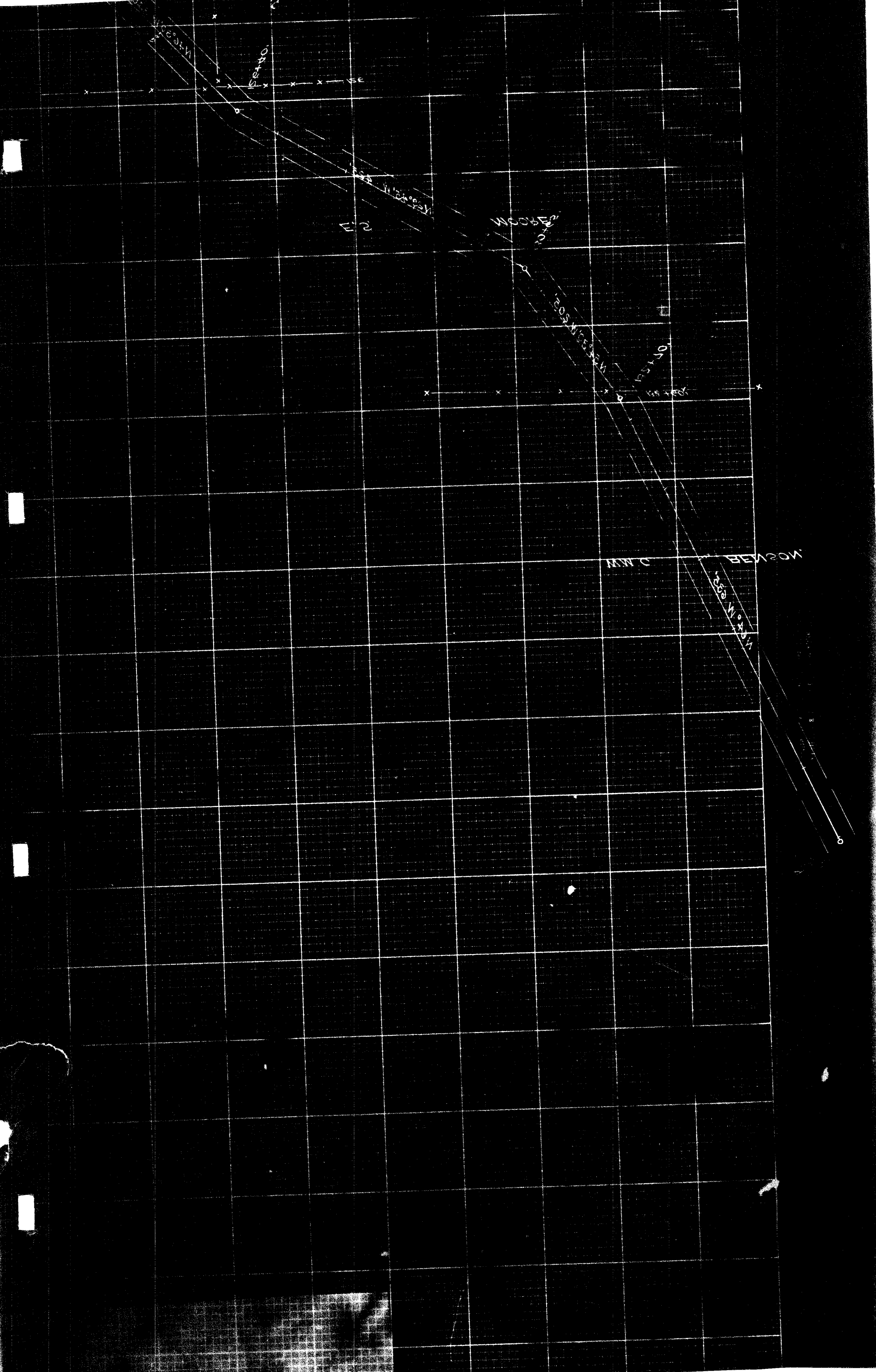


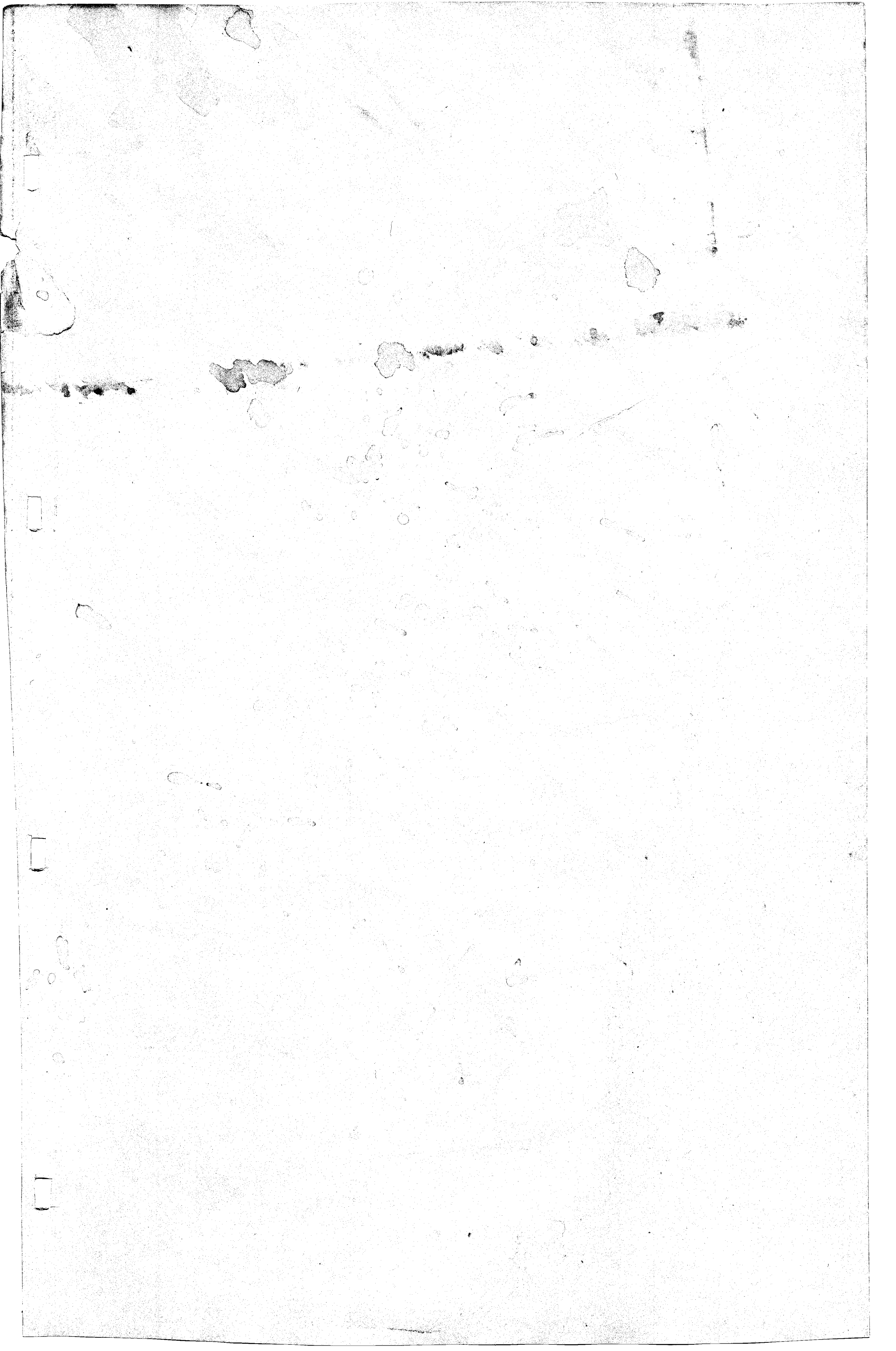
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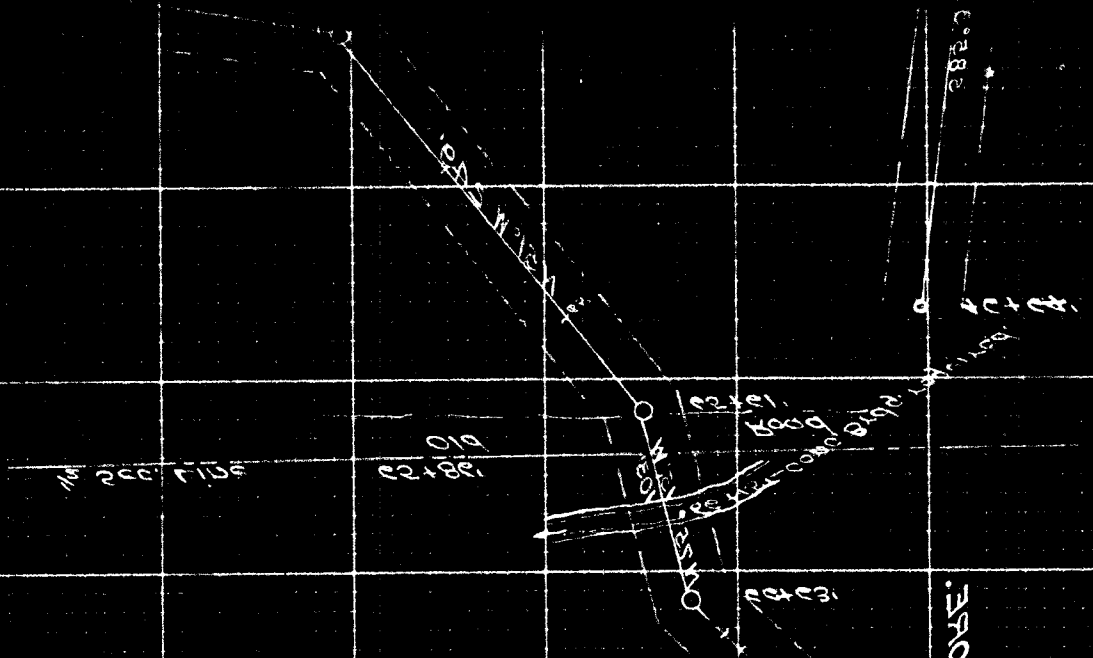
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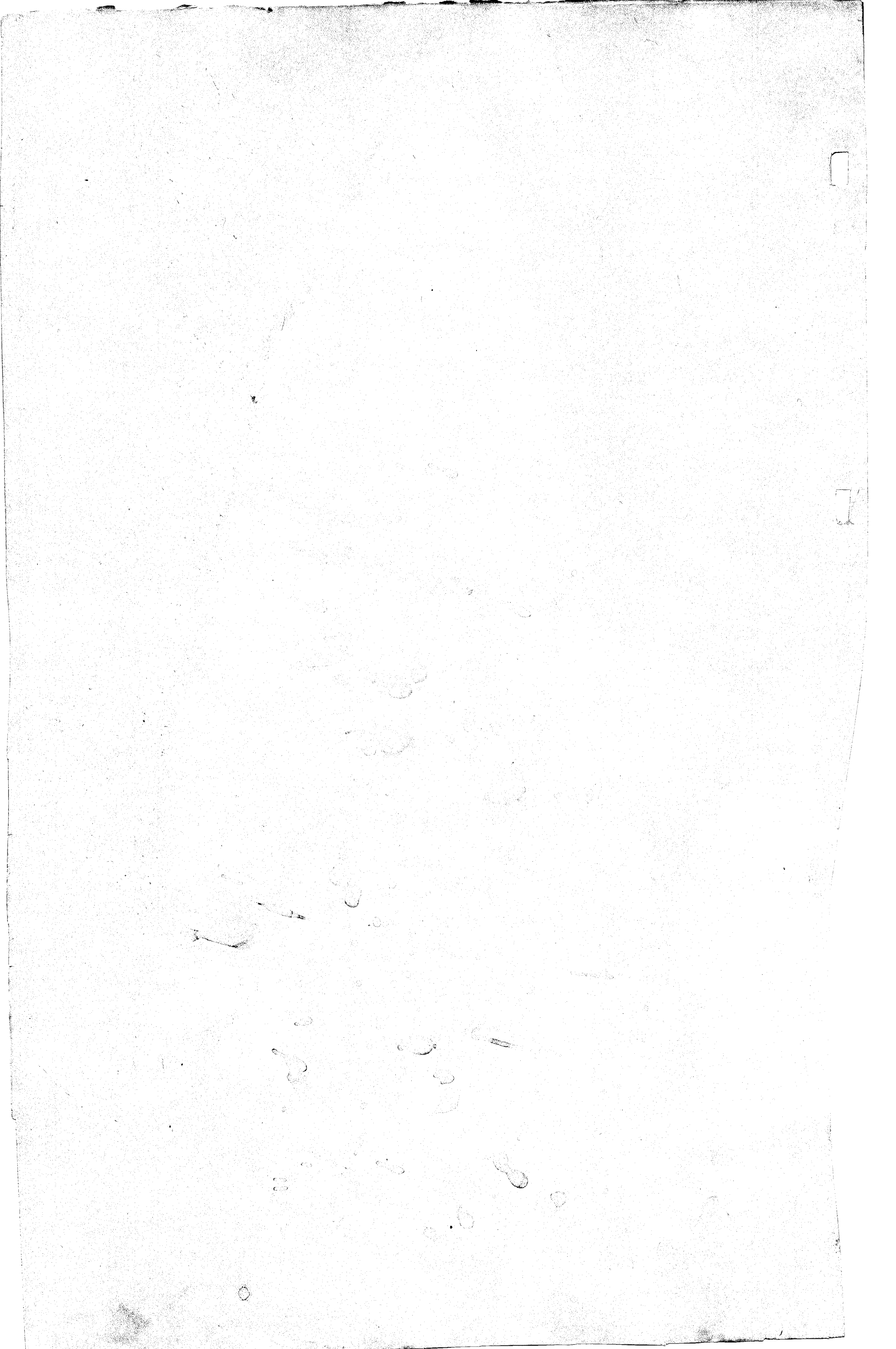


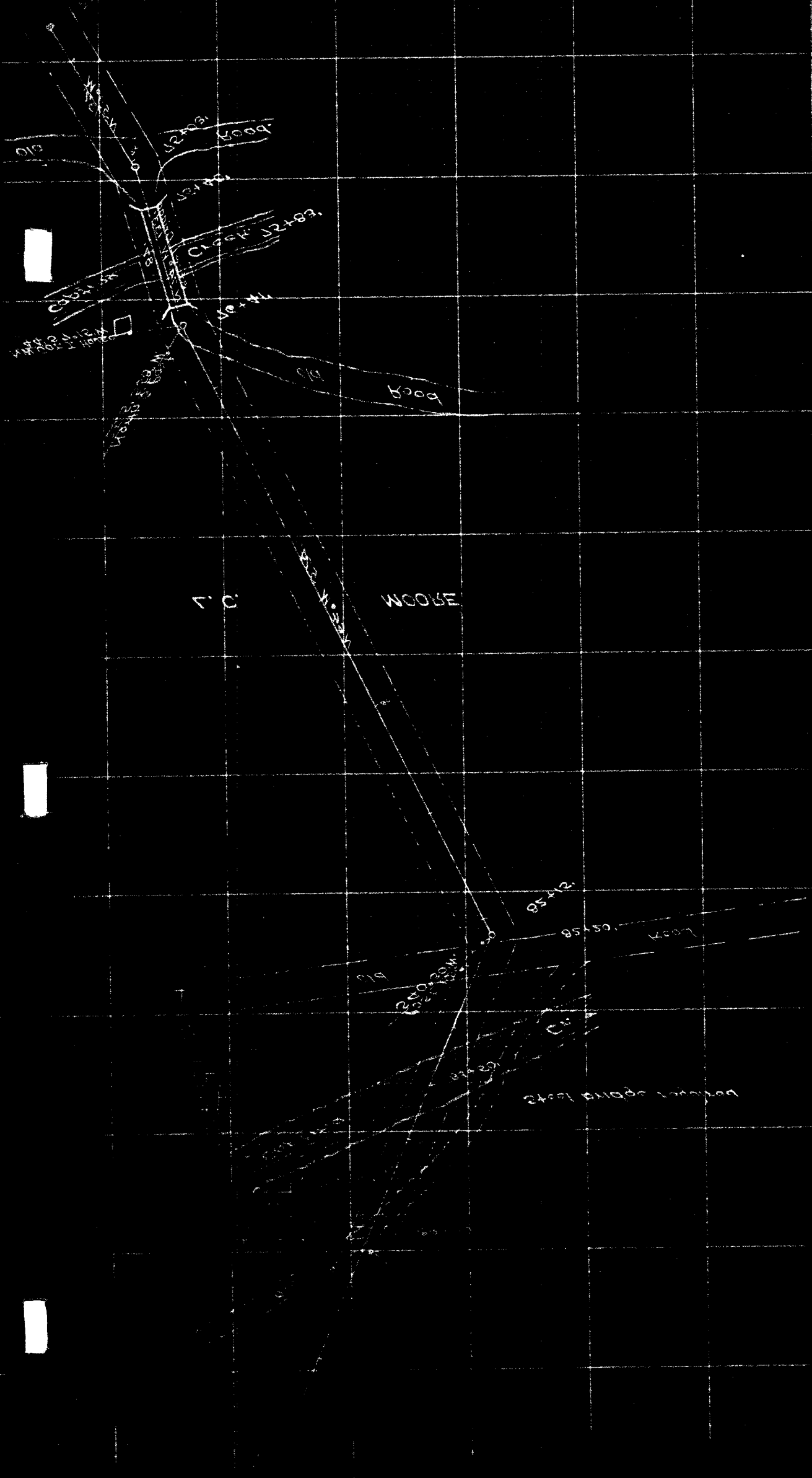
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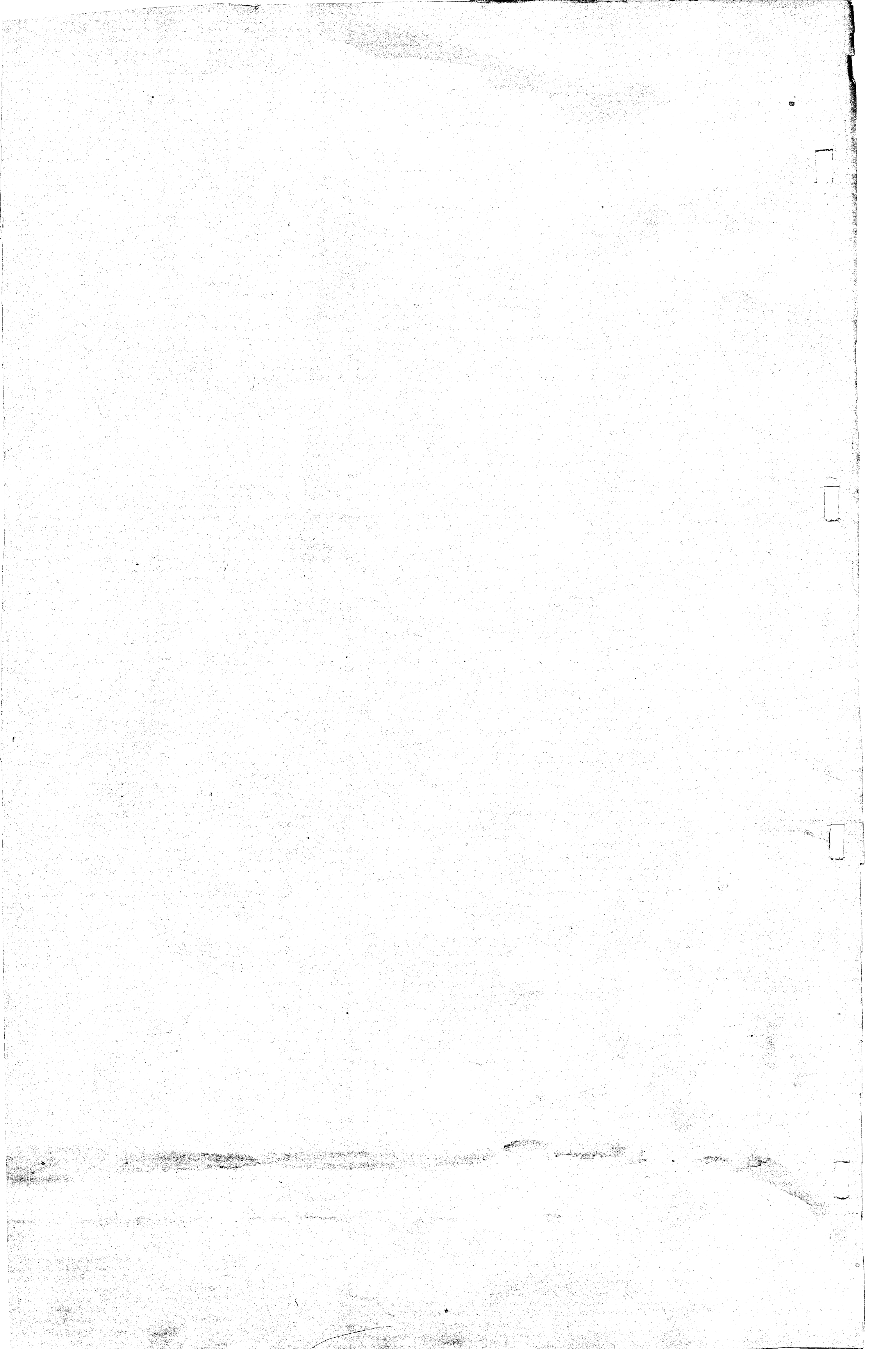
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THE NATIONAL CO. OF
 SURVEYING INSTRUMENTS
 ENGINEERING CO. OF WASHINGTON
 DISTRICT OF COLUMBIA

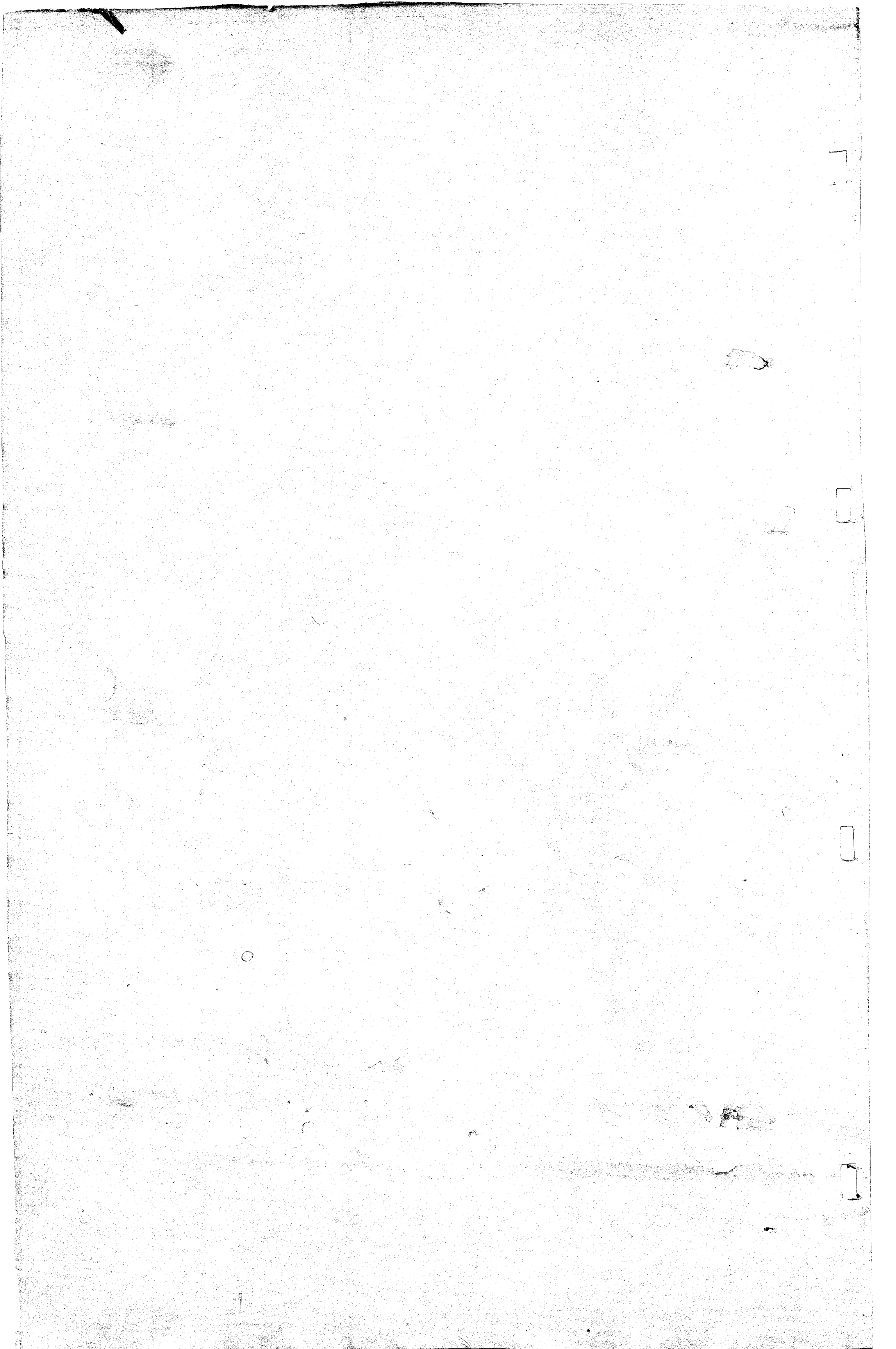


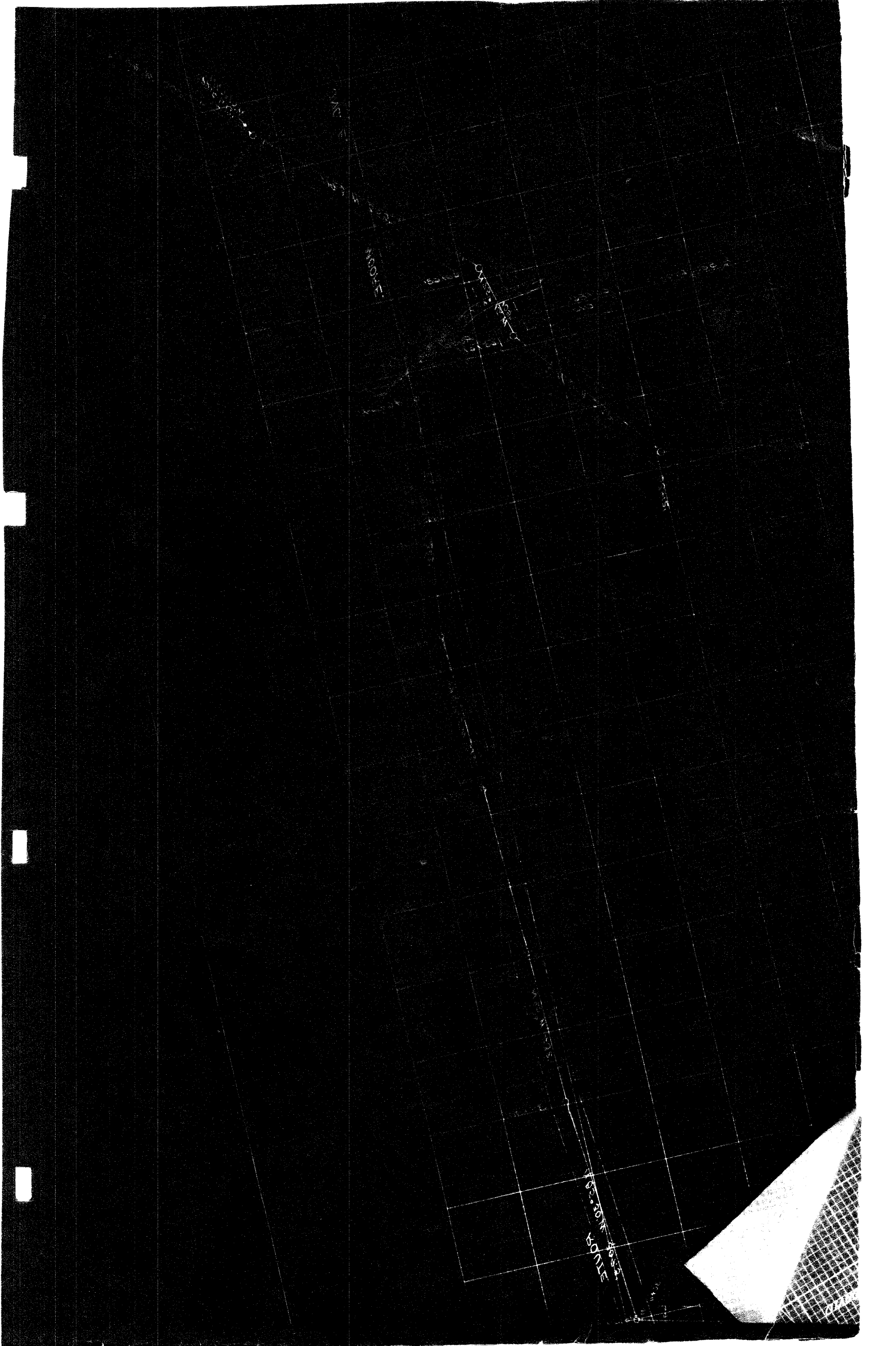
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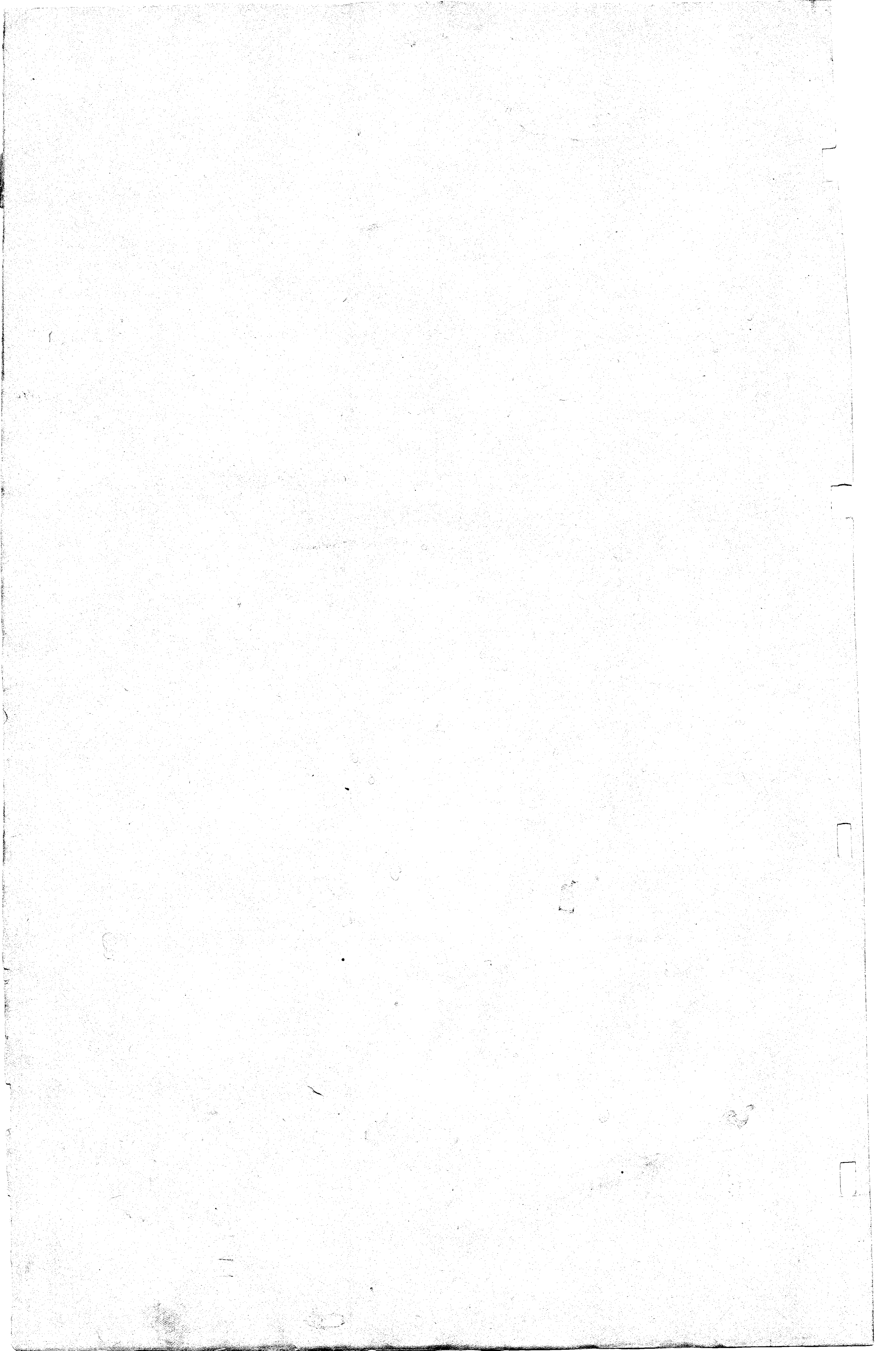


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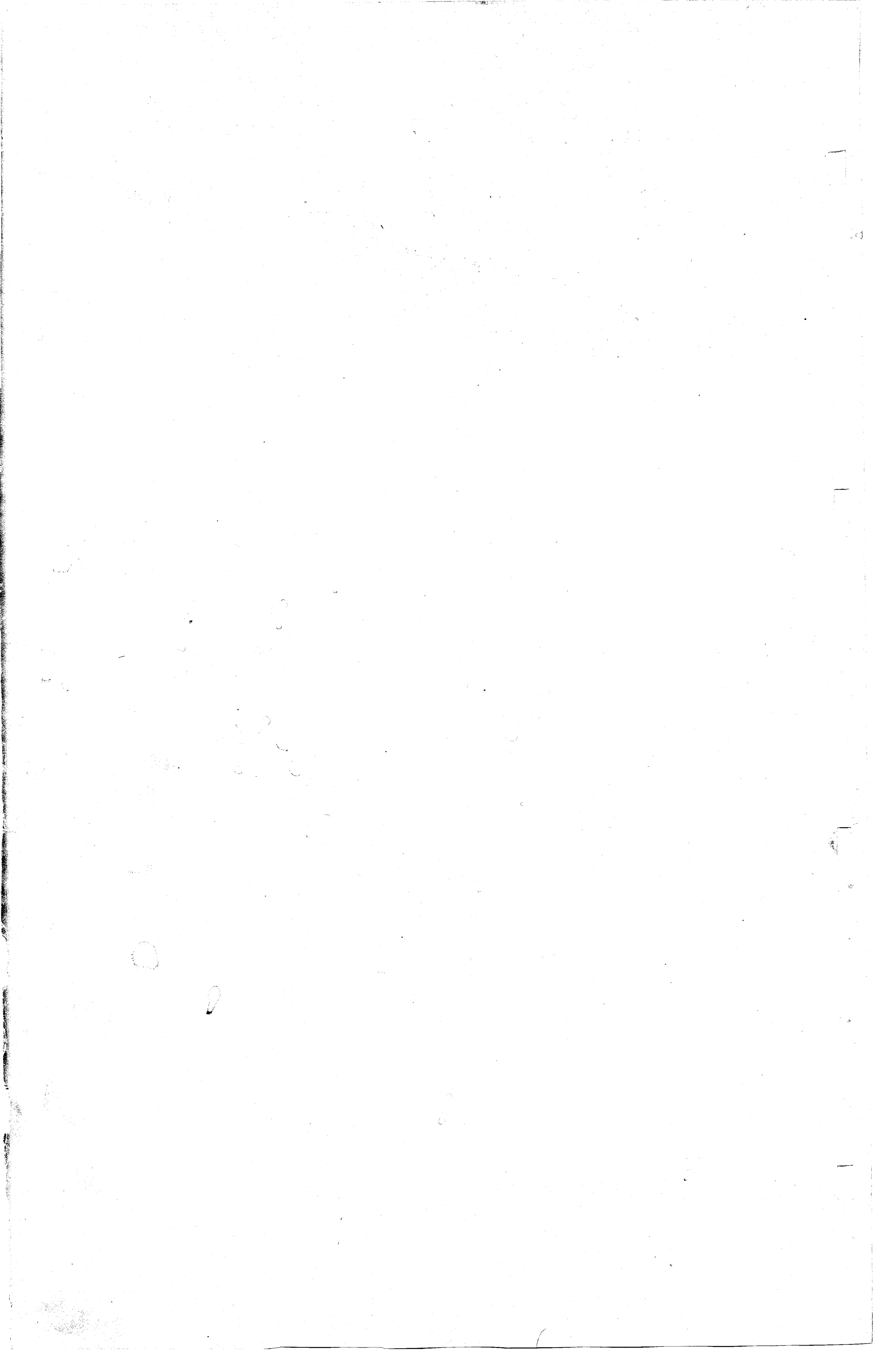
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St. Clairsville, Ohio, October 21, 1918 19

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 petitioned for by S. G. Russell and others, the same came on to be heard for final hearing on the matter of granting said improvement, on this 21st day of October 1918, 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~~ as designated as Route "1" 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 12th day of November 1918 at 10:00 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. 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.....Alteration.....of a Public Road in.....Wayne.....Township

Range.....Township.....Section.....

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St. Clairsville, Ohio, November 12, 1918

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 day this cause came on to be heard pursuant to the order of this Board, at its session October 21, 1918, on 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 not been given to all the owners of land taken for such improvement or abutting thereon as provided by law and the former orders herein, therefore it is now ordered that the Auditor cause notice in writing to be given according to law to the owner or owners through or upon whose land said improvement is established, and the matter is adjourned until that date.

Date of Hearing adjourned to November 18, A. D. 1918 at 1:00 o'clock P. M.

J. R. Greenlee,

W. R. King

A. J. Geller,

ATTEST: Bert W. Hopkins, County Auditor.

Commissioners

St. Clairsville, Ohio, November 18, 1918 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. 49 petitioned for by S. G. Russell 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.

Imelda Benson	Compensation	\$ 300.00	Damages	\$
Evans Heirs		270.00		
D. Lucas	Compensation	\$ 400.00	Damages	\$
Mrs. Elizabeth Sandrock		80.00		
J. E. Moore	Compensation	\$ 80.00	Damages	\$
L. C. Moore		100.00		200.00
Lucurgus Moore	Compensation	\$ 100.00	Damages	\$
Ared Sutton		100.00		150.00
Martha Sutton	Compensation	\$ 15.00	Damages	\$
Ernest Moore		40.00		
Mrs. J. W. Russell	Compensation	\$ 150.00	Damages	\$ 50.00

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.

and it is further ordered that the Auditor draw his warrant on the County Treasury in favor of the claimants above named for the amounts awarded to them respectively as aforesaid.

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 and designated on the plat as Route No. 1 herein

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.

"DEDICATION"

Know all men by these presents that
we, I, L. T. McPherson does hereby dedicate
to Public Use the Roadway as shown on
this plat.
To Wit.

L. T. McPherson.

STATE OF OHIO.
COUNTY OF BELMONT, S.S.

Before me, a Notary Public, in and for
said county, personally appeared the
above named L. T. McPherson, who ac-
knowledged that he did sign the above
dedication and that the same is his free
act and deed.

In testimony whereof I hereunto set my
Hand and Seal this 31st day of Aug. A.D. 1918.
Of Flushing, Ohio,

D. T. Gower,
Notary Public.