

# ROAD PETITION

For the View & Alteration of a Road in Smith Township,  
Improvement No. 109 Petitioned for by E. W. Irwin 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*  
View 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 intersection of public roads on the land of Alfred Fox in Smith Township Belmont County, Ohio.*

*Thence in a southerly direction and by the most practical route through the lands of Alfred Fox, thence in southeasterly direction through the lands of John Burris, terminating in the public road near the line fence of the E. W. Irwin farm.*

Dated this \_\_\_\_\_ day of \_\_\_\_\_ A. D. 19\_\_\_\_\_

PETITIONER'S NAME	PETITIONER'S NAMES	PETITIONER'S NAMES
E. W. Irwin Thomas Coen A. P. Fulton J. C. Higgins	J. W. Kettlewell James M. Fulton Wm. Ma Kelvey John R. Fulton	A. W. Fox Bob Coen Homer C. Fulton Geo. Fulton

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

KNOW ALL MEN BY THESE PRESENTS:

That we, E. W. Irwin and Others are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of Two 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 Jacobsburg Ohio, this 3rd day of Jan. A. D. 19 21

The conditions of the above obligation are such, that WHEREAS, application has been made by E. W. Irwin and others to the Board of Commissioners of the said Belmont County, for the View and Alteration of a public road, on briefly the following line, to-wit:

See Description

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 of said improvement.

ATTEST:

\_\_\_\_\_

J. W. Kettewell

E. W. Irwin

\_\_\_\_\_

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

St. Clairsville, Ohio, January 17 19 21

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present F. A. Hagedorn, J. C. Brown, and George Sandrock Commissioners, and Arch T. Fogle Auditor and Secretary of the Board, and it appearing that E. W. Irwin and others, have filed a petition in the office of the Commissioners of the County, on the 17th day of January 19 21, for the alteration of a public road, along the following route, to-wit: Beginning

See Description

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 E. W. Irwin has filed herein a bond as required by law. It is ordered that the 22nd day of February 19 21, at 9 o'clock A. M., be fixed as a date to view the same, at which date they will meet at commencing point and go over the route of said proposed road.

They also fixed the 14th day of March 19 21, at 1 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 Bellaire Daily Leader a newspaper published and having a general circulation in the County of Belmont.

Attest:

Arch T. Fogle County Auditor.

F. A. Hagedorn, J. C. Brown, George Sandrock Commissioners of Belmont County.

St. Clairsville, Ohio, February 21 19 21

The Board of Commissioners of Belmont County, Ohio, met this day in Special session,  
 present F. A. Hagedorn, J. C. Brown and George Sandroch Commissioners  
 and Arch T. Fogle Auditor and Secretary of the Board and it appearing

"View Deferred"

It appearing that in the matter of the Alteration of a Public Road in Smith Township Petitioned for by E. W. Irwin 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 E. W. Irwin and others, in the Bellaire Daily Leader, a newspaper published and of general circulation in Belmont County, as required by law, and the former orders of this Board, the Commissioners met, finding that weather conditions were such that it would not be to the interest to the public to hold such view at this time, does hereby defer the time of such view until -----

Arch T. Fogle

F. A. Hagedorn

J. C. Brown

George Sandroch

St. Clairsville, Ohio, June 21 19 21

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present F. A. Hagedorn, J. C. Brown, and George Sandrock Commissioners, and Arch T. Fogle, Auditor and Secretary of the Board, and it appearing that in the matter of the improvement of the public road, petitioned for by E. W. Irwin 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 road petitioned for by E. W. Irwin and others, in the Bellaire Daily Leader, a newspaper of general circulation in said county required by law, and the former orders of this Board, the Commissioners on this 21st day of June 1921, 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 11th day of July 1921, 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 thirty feet nor more than sixty feet, and also recommend any changes in the improvement, which in his judgment, should be made.

Attest:

Arch T. Fogle  
County Auditor.

F. A. Hagedorn

J. C. Brown

George Sandrock

Commissioners.

**SURVEYOR'S REPORT ON ROAD**

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio:

St. Clairsville, Ohio, 19.....

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

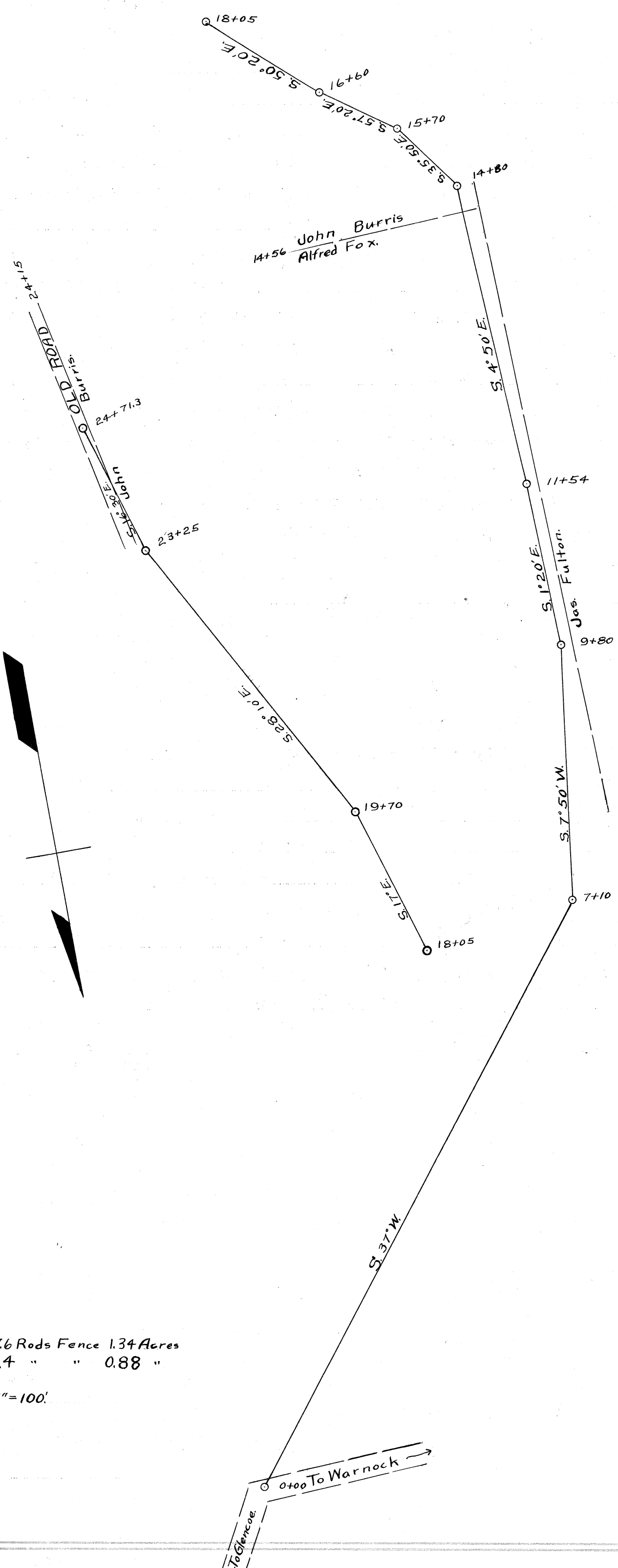
AMOUNT  
(Written Out)

AMOUNT  
(In Figures)

My plat and survey is also attached hereto.

Respectfully submitted,

County Surveyor.



Alfred Fox 147.6 Rods Fence 1.34 Acres  
 John Burris 16.4 " " 0.88 "

Scale 1"=100'

← To Glencoe  
 → To Warnock

Plat of the ..... of a public road in ..... Township.

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

St. Clairsville, Ohio, July 11th ..... 1921

The Board of Commissioners of Belmont County, Ohio, met this day in ..... Special ..... session,  
 present F. A. Hagedorn ..... J. C. Brown ..... and George Sandroek ..... Commissioners,  
 and Arch T. Fogle ..... Auditor and Secretary of the Board, and it appearing that  
 in the matter of the improvement ..... of the public road petitioned for by E. W. Irwin .....  
 ..... and others, the same came on to be heard for final hearing in the matter of granting  
 said improvement, on this 11th day of July ..... 1921, and 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 improve-  
 ment, 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 improvement is ..... granted,  
 and the same is hereby ordered that said road improvement as granted be established

and the 25th day of July ..... 1921, at 1 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 owners through or upon  
 whose lands said improvement is established, and this matter is adjourned to said date.

Attest:

Arch T. Fogle  
 County Auditor.

F. A. Hagedron  
 J. C. Brown  
 George Sandroek  
 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 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, made at the..... section, 19.....,  
of said public road, and has this day filed..... appeal bond, approved by County Auditor.

.....  
County Auditor.



St. Clairsville, Ohio, July 25 19 21

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present F. A. Hagedorn, J. C. Brown, and George Sandroek Commissioners and Arch T. Fogle, Auditor and Secretary of the Board, and it appearing that in the matter of the improvement of the public road, Improvement No. 109 petitioned for by E. W. Irwin 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 Burris	Compensation	\$	Damages	\$	166.00
Alfred Fox	Compensation	\$	Damages	\$	247.00
	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.

And it is ordered that the auditor draw his warrant on the County Treasury in favor of the claimant above named for the amounts awarded 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: as described and designated on the plat 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: Arch T. Fogle County Auditor. F. A. Hagedorn, J. C. Brown, George Sandroek Commissioners.

