

### ROAD PETITION

For the alteration of a Road in Pultney Township,  
 Improvement No. 218 Petitioned for by Frank J. Nelson, Sr. 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  
 Near the residence of J. A. Patterson and extending in a Southwesterly direction thru the lands of J. A. Patterson and others to a point on the Bellaire and Neff Pike near the Village of Merritt.

Dated this 4th day of February A. D. 19 28

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
Frank J. Nelson, Sr. Frank O. Wise Geo. T. Robinson D. T. Cowen L. L. DuBois Chas. A. Nelson Frank J. Lawn Roscoe C. Klee Wm. Johnson Alva Klee Geo. Schafer G. O. Steele Cook Nelan J. H. Robinson E. W. Nichol		

Filed February 4, A. D. 19 28

KNOW ALL MEN BY THESE PRESENTS:

That we, Frank J. Nelson, Sr. and J. A. Patterson  
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 6th day of  
February A. D. 19 28

The conditions of the above obligation are such, that WHEREAS, application has been made by  
Frank J. Nelson, Sr. and others to the Board of Commissioners of the said  
Belmont County, for the alteration of a public road, on briefly the following line, to-wit:

See Petition

THEREFORE if first, The petition be not granted; or if, second, 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 such improvement.

ATTEST:

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Frank J. Nelson, Sr.

J. A. Patterson

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

St. Clairsville, Ohio, February 6, 1928

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present C. W. Wise, J. W. Dillon, and J. F. Shry Commissioners, and \_\_\_\_\_, Auditor and Secretary of the Board, and it appearing that Frank J. Nelson, Sr. and others, have filed a petition in the office of the Commissioners of the County, on the 6th day of February 1928 for the alteration of a public road, along the following route, to wit: Beginning

See Petition

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 Frank J. Nelson, Sr. has filed herein a bond as required by law. It is ordered that the 6th day of March 1928, at 2.00 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 19th day of March 1928, at 11.00 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 Bellaire Daily Leader a newspaper published and having a general circulation in the County of Belmont.

Attest:

\_\_\_\_\_  
County Auditor.

C. W. Wise  
\_\_\_\_\_  
J. W. Dillon  
\_\_\_\_\_  
J. F. Shry  
\_\_\_\_\_  
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, March 6, 1928

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present C. W. Wise, J. W. Dillon, and J. F. Shry Commissioners and \_\_\_\_\_, Auditor and Secretary of the Board, and it appearing that in the matter of the alteration of the public road, petitioned for by Frank J. Nelson, Sr. 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 Frank J. Nelson, Sr. 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 6th day of March 1928, 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 19th day of March 1928, Con't till April 16, 1928. 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:

\_\_\_\_\_  
County Auditor.

C. W. Wise  
J. W. Dillon  
J. F. Shry  
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 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:

NAME	AMOUNT (Written Out)	AMOUNT (In Figures)
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My plat and survey is also attached hereto.

Respectfully submitted,

\_\_\_\_\_  
County Surveyor.

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Plat of the \_\_\_\_\_ of a public road in \_\_\_\_\_ Township.  
Range \_\_\_\_\_ Township \_\_\_\_\_ Section \_\_\_\_\_

St. Clairsville, Ohio, April 16, 1928

The Board of Commissioners of Belmont County, Ohio, met this day in Special session,  
present C. W. Wise, J. W. Dillon, and J. F. Shry Commissioners  
and \_\_\_\_\_, Auditor and Secretary of the Board, and it appearing that  
in the matter of the alteration of the public road petitioned for by Frank J. Nelson, Sr.  
\_\_\_\_\_ and others, the same came on to be heard for final hearing in the matter of granting  
said improvement, on this 16th day of April 1928, 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 \_\_\_\_\_

and the 16th day of April 1928, at 2.00 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 owners through or upon whose  
lands said improvement is established, and this matter is adjourned to said date.

Attest:

\_\_\_\_\_  
County Auditor.

C. W. Wise  
J. W. Dillon  
J. F. Shry  
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:

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County Auditor.

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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-----session, 19-----, ----- of said public road, and has this day filed-----appeal bond approved by County Auditor.

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County Auditor.



St. Clairsville, Ohio, April 16, 1928

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present C. W. Wise, J. W. Dillon, and J. F. Shry Commissioners, and Auditor and Secretary of the Board, and it appearing that in the matter of the alteration of the public road, Improvement No. 218 petitioned for by Frank J. Nelson, Sr. 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.

		Fence		Total
J. A. Patterson	Compensation	\$212.00	Damages	\$212.00
Rosser Heirs	Compensation	\$640.00	Damages	800.00
Cook Nelan	Compensation	\$ None	Damages	\$ None
Rail & River Coal Co. By Walter S. Kelley, Vice President & Manager.	Compensation	\$ None	Damages	\$ None
	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:

be

Attest: County Auditor. C. W. Wise, J. W. Dillon, J. F. Shry Commissioners.

