

ROAD PETITION

For the establishing and altering of a Road in Somerset Township,
 Improvement No. 342 Petitioned for by L. L. Cunningham 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 improve-
 ment hereinafter described, respectfully represent that the public convenience requires the establishing and
 altering 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 the Warren Township line (South) in Section 7 into Somerset Township, Section 12, or the old
 Barnesville-Somerton Road to State Route #148; approximately 1500 feet.

The undersigned petitioners and property owners along said improvement waive all right to property
 damages and compensation.

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

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
The Buckeye Sav. & Loan Co. By L. L. Cunningham, Secy. Mary L. Barnes Chester E. Doudna Joseph H. Doudna H. Carl Lewis H. H. Lewis A. M. Doudna Chas. Meyers E. E. Turner Everett Wade John Martin Clyde H. Plumly Harold C. Plumly W. T. Martin Ollie Neptune Paul Stubbs Elma L. Gibbons Walter Hall	H. W. Newsome Edw. V. Gibbons	

Filed.....A. D. 19.....

KNOW ALL MEN BY THESE PRESENTS:

That we, 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.....Ohio, thisday of
.....A. D. 19.....

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

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:

.....
.....
.....

Filed.....A. D. 19.....

St. Clairsville, Ohio, August 28, 1933

The Board of Commissioners of Belmont County, Ohio, met this day in Special session,
 present Anton Hochevar James M. Fulton, and T. B. Phillips Commissioners,
 and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that
L. L. Cunningham and others, have filed a petition in the office of the Com-
 missioners of the County, on the 28th day of August 1933 for the establishment
and 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 L. L. Cunningham has filed herein a bond as
 required by law. It is ordered that the 19th day of September 1933, 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 2nd day of October 1933, 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 Bellaire Democrat a newspaper published and
 having a general circulation in the County of Belmont.

Attest:

E. E. Taylor
 County Auditor.

Anton Hochevar
James M. Fulton
T. B. Phillips
 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, September 19, 1933

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Anton Hochevar, James M. Fulton, and T. B. Phillips Commissioners and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that in the matter of the establishment & alteration of the public road, petitioned for by L. L. Cunningham 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 L. L. Cunningham and others, in the Bellaire Democrat, a newspaper of general circulation in said county required by law, and the former orders of this Board, the Commissioners on this 19th day of September, 1933, 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 2nd day of October, 1933, 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:

E. E. Taylor
County Auditor.

Anton Hochevar
James M. Fulton
T. B. Phillips
Commissioners.

SURVEYOR'S REPORT ON ROAD

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio:

St. Clairsville, Ohio, October 2, 1933

Pursuant to your order dated 1933, I make my report to you as follows, in the matter of the establishment & alteration of the public road petitioned for by L. L. Cunningham 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: **L. L. Cunningham establishment and alteration should be granted.**
2. The width should be 30 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:

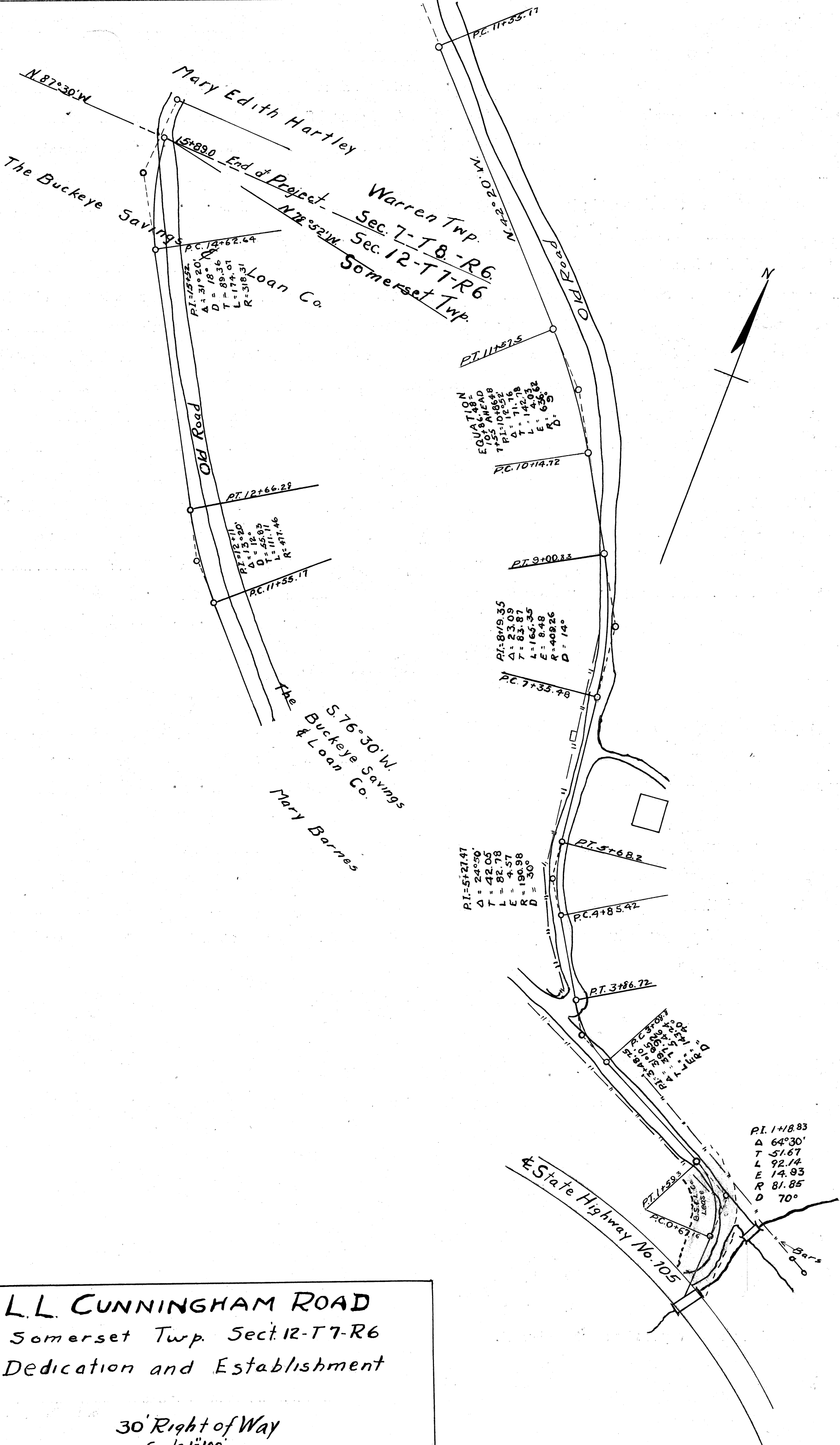
NAME	AMOUNT (Written Out)	AMOUNT (In Figures)
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- 1st. The old road is sunken leaving no way to get rid of the water, also it is down to the rock so grading is out of the question. The new road will eliminate all of this.
- 2nd. Property damages and compensation is all waived. (See Petition) Also I find no objections.

My plat and survey is also attached hereto.

Respectfully submitted,

A. C. Murphy
County Surveyor.



L.L. CUNNINGHAM ROAD
 Somerset Twp. Sect. 12-T7-R6
 Dedication and Establishment

30' Right of Way
 Scale 1"=100'

October 1933 A.C. Murphy Co. Surv.

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

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

St. Clairsville, Ohio,..... **October 2,**.....19**33**.....

The Board of Commissioners of Belmont County, Ohio, met this day in..... **Special**.....session, present **Anton Hochevar**....., **James M. Fulton**....., and **T. B. Phillips**..... Commissioners and **E. E. Taylor**....., Auditor and Secretary of the Board, and it appearing that in the matter of the **establishment & alteration**.....of the public road petitioned for by **L. I. Cunningham**..... and others, the same came on to be heard for final hearing in the matter of granting said improvement, on this **2nd**.....day of **October**.....19**33**....., 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 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 improvement is.....granted, and the same is hereby ordered.....

and the **16th**.....day of **October**.....19**33**....., 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 owners through or upon whose lands said improvement is established, and this matter is adjourned to said date.

Attest:

E. E. Taylor
County Auditor.

Anton Hochevar
James M. Fulton
T. B. Phillips
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.....session, 19.....,
of said public road, and has this day filed.....appeal bond approved by County Auditor.

.....
County Auditor.

St. Clairsville, Ohio, October 16, 19 33

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Anton Hochevar, James M. Fulton, and T. B. Phillips Commissioners and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that

in the matter of the establishment & alteration of the public road, Improvement No. 342 petitioned for by L. L. Cunningham 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.

<u>No allowances made</u>	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....
.....	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.

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: E. E. Taylor County Auditor. Anton Hochevar James M. Fulton T. B. Phillips Commissioners.

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