

ROAD PETITION

For the relocation of a Road in Warren Township,
 Improvement No. 360 Petitioned for by Thos. Malone 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 relocation 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 north end of the old road which runs north from Barnesville to the Barnesville & Hendrysburg Highway at the Frank Hunkler Barn near creek on south side; a bridge over the creek and running to the Barnesville and Hendrysburg Highway; a distance of 200 feet, more or less, located in Warren Township, Section 17, Township 8, Range 6.

Dated this 4th day of January A. D. 1935

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
Thos. Malone Henry F. Fiechter John W. Kirk Mrs. O. K. Johnson Frank Hunkler E. S. Albaugh G. W. Kennon Mary E. Daily John T. Gilliland John E. Dornbusch Selby Postlethwait Mr. & Mrs. Arthur Jones Willis Smith Gilbert H. VanScyoc W. T. Hall T. W. Taylor		

Filed January 4, A. D. 1935

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, January 21, 1935

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 Thos. Malone and others, have filed a petition in the office of the Commissioners of the County, on the 7th day of January 1935 for the relocation 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 Thos. Malone has filed herein a bond as required by law. It is ordered that the 5th day of February 1935, 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 11th day of February 1935, 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 Barnesville Enterprise 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, February 19, 1935

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 relocation of the public road, petitioned for by Thos. Malone 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 Thos. Malone and others, in the Barnesville Enterprise, 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 February 1935, 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 4th day of March 1935, 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 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, February 23, 1935

Pursuant to your order dated February 19, 1935, I make my report to you as follows, in the matter of the relocation of the public road petitioned for by Thos. Malone 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: Should be granted if reasonable damages can be arranged.
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:

Table with 3 columns: NAME, AMOUNT (Written Out), AMOUNT (In Figures)

My plat and survey is also attached hereto.

Respectfully submitted, A. C. Murphy County Surveyor.

Plat of the.....of a public road in.....Township.
Range..... Township..... Section.....
St. Clairsville, Ohio, March 18, 1935

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.....**relocation**.....of the public road petitioned for by.....**Thos. Malone**.....
.....and others, the same came on to be heard for final hearing in the matter of granting
said improvement, on this.....**18th**.....day of.....**March**.....19**35**....., 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.....**18th**.....day of.....**March**.....19**35**....., 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:
.....**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, March 18, 1935

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 relocation of the public road, Improvement No. 360 petitioned for by Thos. Malone 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.

					Total
<u>H. H. Murphy</u>	<u>.17 A. land taken (29 rds)</u>	<u>land cut off</u>	<u>Fence</u>		
.....	Compensation	\$ <u>50.00</u>	\$ <u>29.00</u>	Damages	\$ <u>50.00</u> \$ <u>129.00</u>
.....	Compensation	\$		Damages	\$
.....	Compensation	\$		Damages	\$
.....	Compensation	\$		Damages	\$
.....	Compensation	\$		Damages	\$
.....	Compensation	\$		Damages	\$

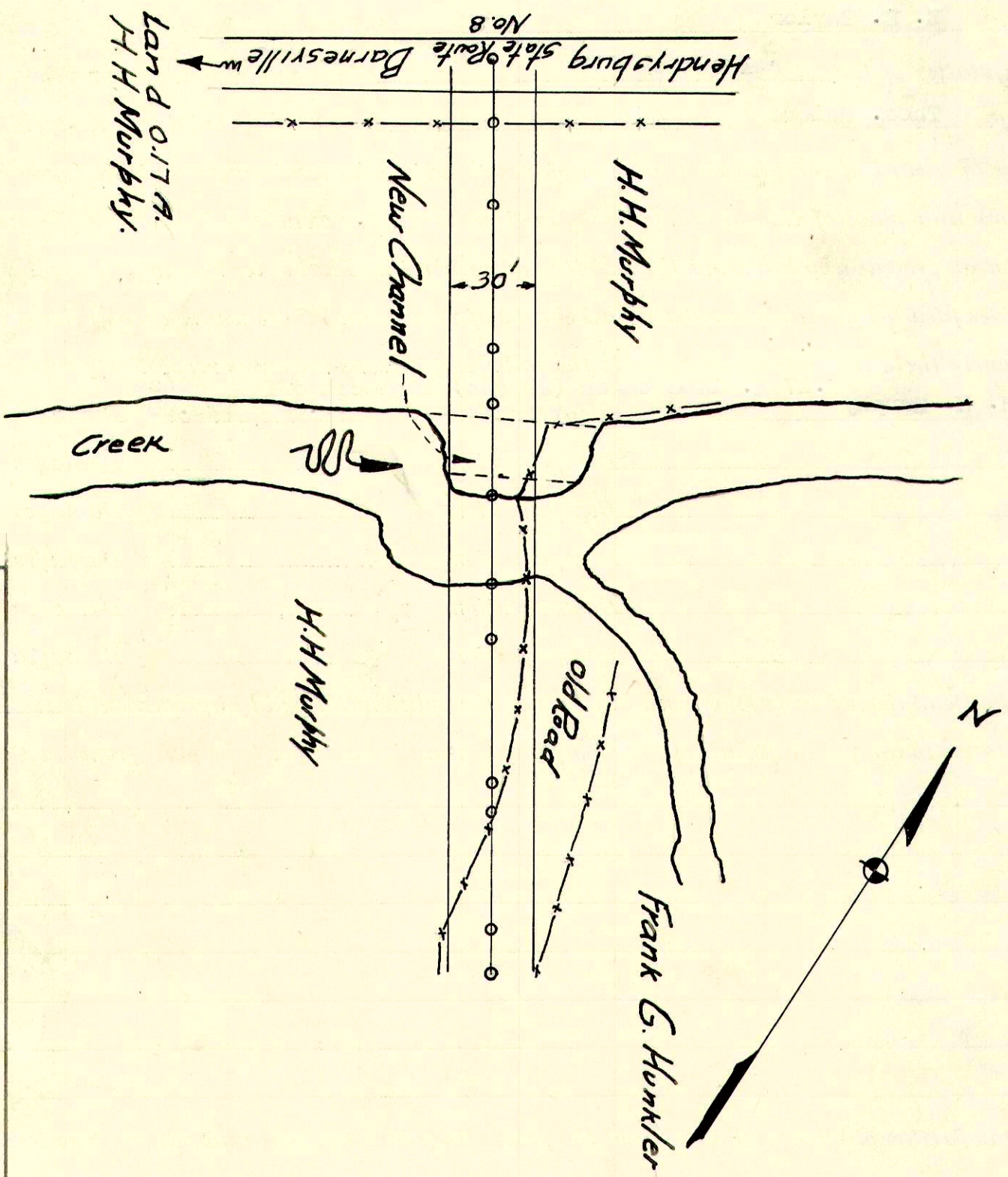
The Commissioners further find and are of the opinion that said improvement is of sufficient importance to the public for all of the Compensation and Damages to be paid from the County Treasury.

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.



MALONE	ROAD
WARREN TWP	SEC. 17-T8-R6
BELMONT	COUNTY
A.C. MURPHY	CO. SURVEYOR
SCALE	1" = 50'
DECEMBER	1934