

ROAD PETITION

For the establishment of a Road in Pultney Township,
 Improvement No. 391 Petitioned for by Melvin E. Rutter 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 establishment 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 end of the Whiskey Run Road, Pultney Township and continuing in a northerly direction joining with County Road #41. The proposed road to be a continuation of the Whiskey Run Road (on record as the Burriss Road) through to County Road #41 at the Kilgore farm.
 The undersigned do hereby agree to waive all compensations and damages.

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

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
Melvin E. Rutter Mary E. Rutter Wm. T. Redman Susan C. Redman W. B. Newlon Virgil Newlon Chas. Castor Miss E. Wilson Mr. B. G. Jaquay Mrs. Kohl W. E. Weir Mrs. L. Wunderlich Mrs. Wunderlich Mrs. J. E. Porter Mr. Porter Will Stone Geo. Snyder Chas. Ochsenbein Mrs. Mabel Ochsenbein	Lawrence W. Snider Fred Bruny Ed. McGavin C. E. Dietrich Reuben Terry Geo. K. McVay A. W. Allison The Belmont Savings & Loan Co. C. E. Cummins, Ass't. Secy. W. F. Keefer, Trustee E. J. Kilgore Mrs. Frances Snider Mrs. Genevieve Jaquay	

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 admin-
istrators.

Signed by us and dated at _____ Ohio, this _____ day 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, September 20, 1937

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Fulton, Hochevar, and Phillips Commissioners, and _____, Auditor and Secretary of the Board, and it appearing that Melvin E. Rutter and others, have filed a petition in the office of the Commissioners of the County, on the 20th day of September 1937 for the establishment 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 Melvin E. Rutter has filed herein a bond as required by law. It is ordered that the 5th day of October 1937, 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 11th day of October 1937, at 2.00 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 Bellaire Leader a newspaper published and having a general circulation in the County of Belmont.

Attest:

County Auditor.

Fulton

Hochevar

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

Plat of the _____ of a public road in _____ Township.
Range _____ Township _____ Section _____

St. Clairsville, Ohio, October 25, 1937

The Board of Commissioners of Belmont County, Ohio, met this day in Special session,
present Fulton, Phillips, and Hochevar Commissioners
and _____, Auditor and Secretary of the Board, and it appearing that
in the matter of the _____ of the public road petitioned for by Melvin E. Rutter
_____ and others, the same came on to be heard for final hearing in the matter of granting
said improvement, on this 25th day of October 1937, 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 25th day of April Con't from March 28, 1938. 1938, 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.

Phillips

Fulton

Hochevar

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 19, 1937

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Fulton, Hochevar, and Phillips Commissioners and _____, Auditor and Secretary of the Board, and it appearing that in the matter of the establishment of the public road, petitioned for by Melvin E. Rutter 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 Melvin E. Rutter and others, in the Bellaire Leader, 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 October 1937, 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 25th day of October 1937, 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:

County Auditor.

Fulton

Hochevar

Commissioners.

SURVEYOR'S REPORT ON ROAD

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio:

St. Clairsville, Ohio, February 25, 1938

Pursuant to your order dated October 19, 1937, I make my report to you as follows, in the matter of the establishment of the public road petitioned for by Melvin E. Rutter 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)
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This survey shows very poor grades and poor alignment, at the same time it gives a high water road out of Whiskey Run Road which will justify the granting of the road.

My plat and survey is also attached hereto.

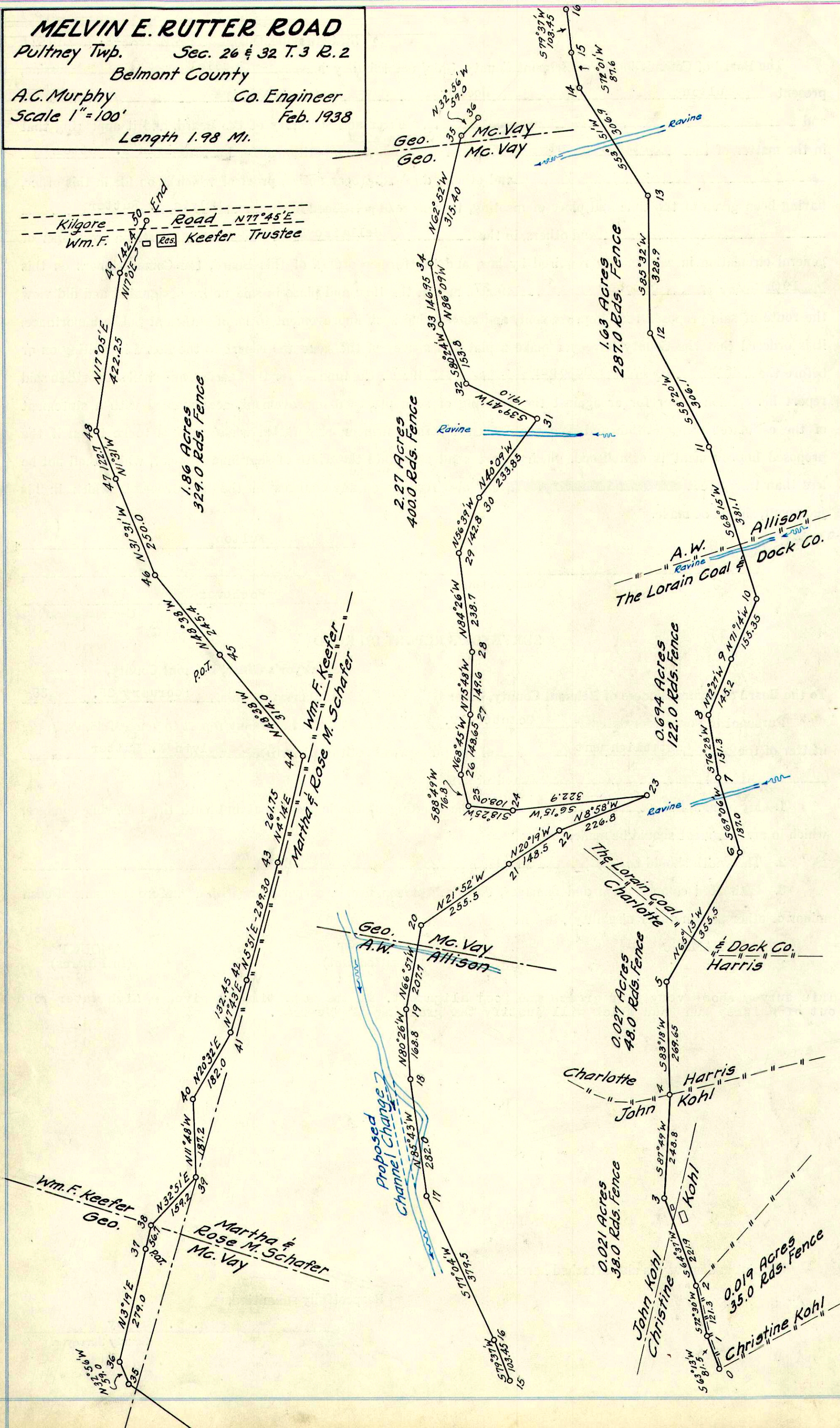
Respectfully submitted,

A. C. Murphy

County Surveyor.

MELVIN E. RUTTER ROAD

Pultney Twp. Sec. 26 & 32 T. 3 R. 2
 Belmont County
 A.C. Murphy Co. Engineer
 Scale 1"=100'
 Feb. 1938
 Length 1.98 Mi.



St. Clairsville, Ohio, April 25, 1938

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Phillips, Hochevar, and Commissioners and Auditor and Secretary of the Board, and it appearing that in the matter of the establishment of the public road, Improvement No. 391 petitioned for by Melvin E. Rutter 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.

No awards made	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.

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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.

Phillips
Hochevar
Commissioners.

