

ROAD PETITION

For the relocating of a part of a Road in Kirkwood Township,
 Improvement No. 404 Petitioned for by D. O. Sheppard 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 relocating of a part 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 a gate which is the entrance to a private lane leading from what is usually known as the "North Road" out of Hendrysburg, in Kirkwood township, and running thence with said private lane to the dwelling house of the said Clarence Keiser; thence continuing in a northerly direction to the lands of J. A. Sheppard, and thence continuing on the lands of said J. A. Shepherd, to the dwelling house on said lands; thence continuing in a westerly direction across the said Sheppard lands to intersect the east and west county road near said Sheppard's dwelling house. The undersigned petitioners waive compensation and damages that might or could arise out of such relocation.
 Said proposed relocation is about 1/2 mile in length.

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

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
D. O. Sheppard, Agt. J. A. Sheppard Est. C. E. Kaiser W. C. Boyd Mrs. Lulu Piersol J. A. Groves O. S. Starkey R. P. Major, Prop. James Kaiser W. B. Stine Elmer Workman Trustees of Kirkwood Twp. E. J. Willis W. W. Hinds W. V. Bond C. L. Craig		

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, July 18, 1938

The Board of Commissioners of Belmont County, Ohio, met this day in session, present Phillips, Fulton, and Hochevar Commissioners, and E. E. Taylor Auditor and Secretary of the Board, and it appearing that D. O. Sheppard, Agt. and others, have filed a petition in the office of the Commissioners of the County, on the 18 day of July 1938 for the relocation of a part 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 D. O. Sheppard, Agt. has filed herein a bond as required by law. It is ordered that the 11 day of August 1938, 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 22 day of August 1938, 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.

Phillips
Fulton
Hochevar
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, August 18, 1938

The Board of Commissioners of Belmont County, Ohio, met this day in _____ session, present Fulton, Phillips, and Hochevar Commissioners and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that in the matter of the relocation of a part of the public road, petitioned for by D. O. Sheppard, Agt. 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 D. O. Sheppard, Agt. 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 18 day of August 1938, 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 22 day of August 1938, 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.

Fulton
Phillips
Hochevar
Commissioners.

SURVEYOR'S REPORT ON ROAD

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio:

St. Clairsville, Ohio, August 18, 1938

Pursuant to your order dated August 18, 1938, I make my report to you as follows, in the matter of the relocation of a part of the public road petitioned for by D. O. Sheppard, Agt. and others.

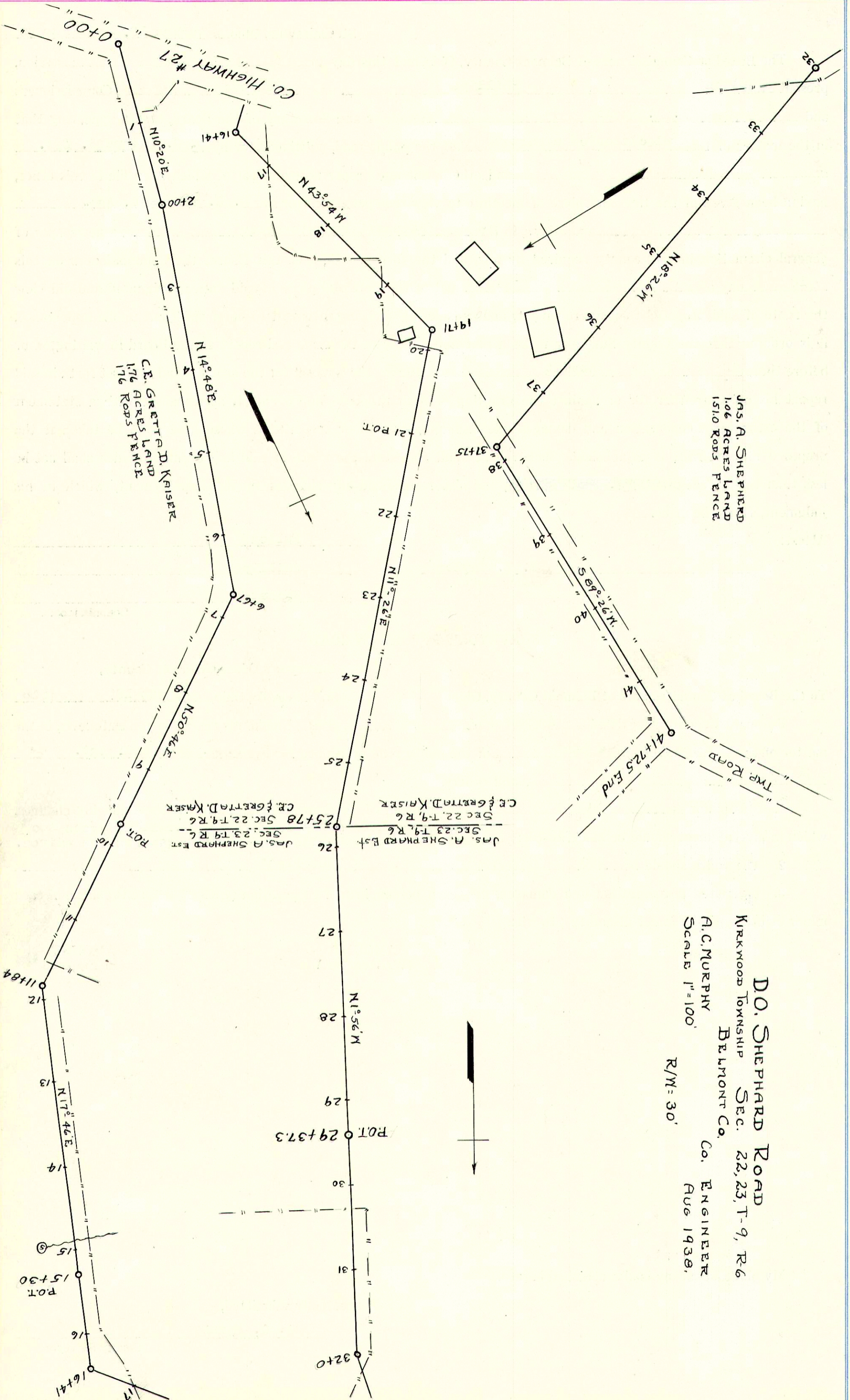
1. My opinion is _____ the granting of the improvement but with the following changes, which in my judgment should be made, to-wit: Should be granted as it improves the grade and gets two more farms on the Public Road and the damages are waived.
2. The width should be 30 feet "See Plat"
3. Estimated 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,

A. C. Murphy
County Surveyor.



DO. SHEPHERD ROAD
 KIRKWOOD TOWNSHIP SEC. 22, 23, T-9, R6
 BELMONT CO.
 A.C. MURPHY
 Co. ENGINEER
 AUG 1938.
 SCALE 1"=100'
 R/W=30'

C.E. GRETTON D. KAISER
 176 ACRES LAND
 176 RODS FENCE

JAS. A. SHEPHERD
 106 ACRES LAND
 1510 RODS FENCE

JAS. A. SHEPHERD Est.
 SEC. 23 T-9, R6
 C.E. GRETTON D. KAISER
 SEC. 22 T-9, R6
 C.E. GRETTON D. KAISER
 SEC. 23 T-9, R6
 JAS. A. SHEPHERD Est.
 SEC. 22 T-9, R6
 C.E. GRETTON D. KAISER
 SEC. 23 T-9, R6

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

St. Clairsville, Ohio, August 22, 1938

The Board of Commissioners of Belmont County, Ohio, met this day in _____ session,
present Phillips, Fulton, and Hochevar Commissioners
and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that
in the matter of the relocation of a part of the public road petitioned for by D. O. Sheppard, Agt.
_____ and others, the same came on to be heard for final hearing in the matter of granting
said improvement, on this 22 day of August 1938, 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 19 day of September 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:

E. E. Taylor
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, September 19, 1938

The Board of Commissioners of Belmont County, Ohio, met this day in session, present Phillips, Fulton, and Hochevar Commissioners and E. E. Taylor Auditor and Secretary of the Board, and it appearing that in the matter of the relocation of a part of the public road, Improvement No. 404 petitioned for by D. O. Sheppard, Agt. 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 compensation and	Compensation	\$.....	Damages	\$.....
damages asked.	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:

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Attest: Phillips
E. E. Taylor County Auditor
Fulton
Hochevar Commissioners.

