

ROAD PETITION

For the alteration of a Road in Somerset Township,
 Improvement No. 407 Petitioned for by C. R. Grear 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
 At the bridge South of the Guy Ward Residence, thence S. W. to the C. R. Grear milk house, thence westward to the Boston Road near a maple tree. For this proposed change, C. R. Grear waives all damages to his land.

Dated this 21 day of March A. D. 1938

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
Paul B. Poulton Patrick McCort Trustees of Somerset Twp. Taylor Stephen C. R. Grear Glen Mayberry Forest Bohmer H. O. Mayberry Clyde Mayberry Wm. Mayberry Lon Mayberry Sarah L. Shuman Samuel McEndree Edith Bohmer Arthur McGee Daisy McEndree Emma Ward Guy C. Ward G. W. McCort		

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, August 15, 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
C. R. Grear and others, have filed a petition in the office of the Com-
 missioners of the County, on the 1 day of August 1938 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 C. R. Grear has filed herein a bond as
 required by law. It is ordered that the 7 day of September 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 19 day of September 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:

<u>E. E. Taylor</u> County Auditor.	<u>Fulton</u> <u>Phillips</u> <u>Hochevar</u> 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 26, 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 alteration of the public road, petitioned for by C. R. Grear 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 C. R. Grear 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 20 day of September 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 17 day of October 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,

St. Clairsville, Ohio, September 27, 1938

To the Board of Commissioners of Belmont County, Ohio:

Pursuant to your order dated September 26, 1938, I make my report to you as follows, in the matter of the alteration of the public road petitioned for by C. R. Grear 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 damages are reasonable.
"See Plat"
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:

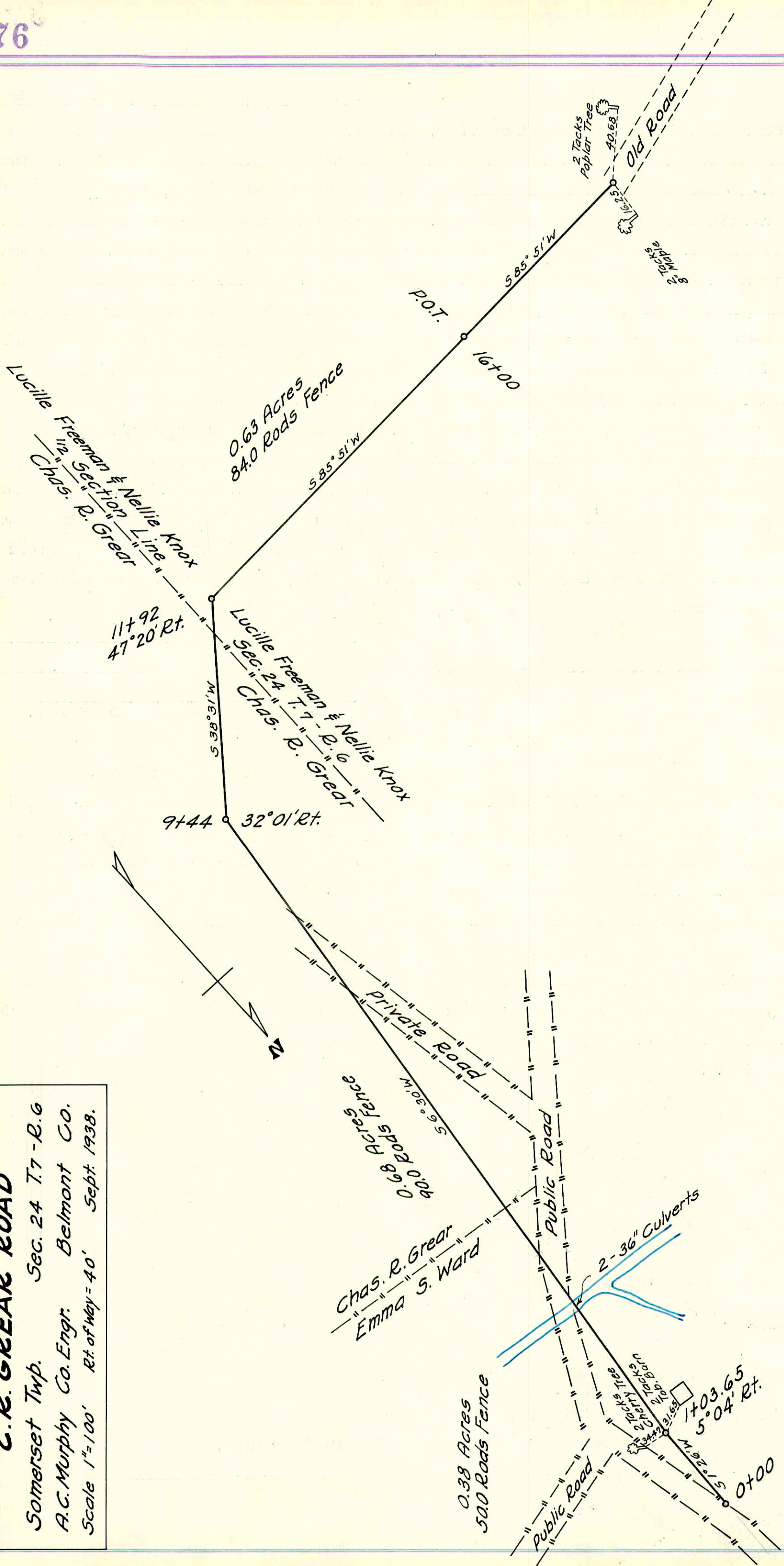
NAME	AMOUNT (Written Out)	AMOUNT (In Figures)
------	-------------------------	------------------------

My plat and survey is also attached hereto.

Respectfully submitted,

A. C. Murphy
County Surveyor.

C.R. GREAR ROAD
 Somerset Twp. Sec. 24 T.7-R.6
 A.C. Murphy Co. Engr. Belmont Co.
 Scale 1"=100' Rt. of Way = 40' Sept. 1938.



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

St. Clairsville, Ohio, September 26, 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 alteration _____ of the public road petitioned for by C. R. Grear
_____ and others, the same came on to be heard for final hearing in the matter of granting
said improvement, on this 26 day of September 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 17 day of October 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, October 17, 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 alteration of the public road, Improvement No. 407 petitioned for by C. R. Grear 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
Emma Ward	Compensation	\$100.00	Damages	\$100.00
		(.63 acre)		
Lucile Freeman & Nellie Knox	Compensation	\$50.00	Damages 300.00	\$434.00
	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, Phillips, Fulton, Hochevar Commissioners.

