

### ROAD PETITION

For the establishing, widening & straightening of a Road in Flushing Township,  
Improvement No. 416 Petitioned for by I. T. Arter 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 establishing, widening and straightening 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 Dunn's corner on the Six Mile run in Flushing Township, Belmont County, Ohio, thence in a northeasterly direction to intersect with the Holloway-Hendrysburg Macadamized road. The total distance is two miles. Said change is absolutely necessary because of the Piedmont dam. Said route is a United States Mail route.

Dated this 3rd day of July A. D. 1939

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
I. T. Arter J. W. Piper J. O. Groves Howard L. DeVine J. H. DeVine Glen L. Devine Geo. W. Hays W. W. Fritter A. W. Russell		

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 10, 1939

The Board of Commissioners of Belmont County, Ohio, met this day in session, present Hochevar, Fulton, and Phillips Commissioners, and \_\_\_\_\_, Auditor and Secretary of the Board, and it appearing that I. T. Arter and others, have filed a petition in the office of the Commissioners of the County, on the 5th day of July 1939 for the establishing, widening and straightening 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 I. T. Arter has filed herein a bond as required by law. It is ordered that the 1st day of August 1939, 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 of said proposed road and go over the route of said proposed road.

They also fixed the 7th day of August 1939, 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 Daily Times a newspaper published and having a general circulation in the County of Belmont.

Attest:

\_\_\_\_\_  
County Auditor.

Hochevar  
\_\_\_\_\_  
Fulton  
\_\_\_\_\_  
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, August 15, 1939

The Board of Commissioners of Belmont County, Ohio, met this day in \_\_\_\_\_ session, present Hochevar, Fulton, and Phillips Commissioners and \_\_\_\_\_, Auditor and Secretary of the Board, and it appearing that in the matter of the establishing, widening and straightening of the public road, petitioned for by I. T. Arter 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 I. T. Arter and others, in the Daily Times, a newspaper of general circulation in said county required by law, and the former orders of this Board, the Commissioners on this 15th day of August <sup>(Postponed from August 1, 1939)</sup> 1939, 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 28th day of August <sup>(Postponed from August 7, 1939)</sup> 1939, 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. Hochevar  
Fulton  
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 7, 1939

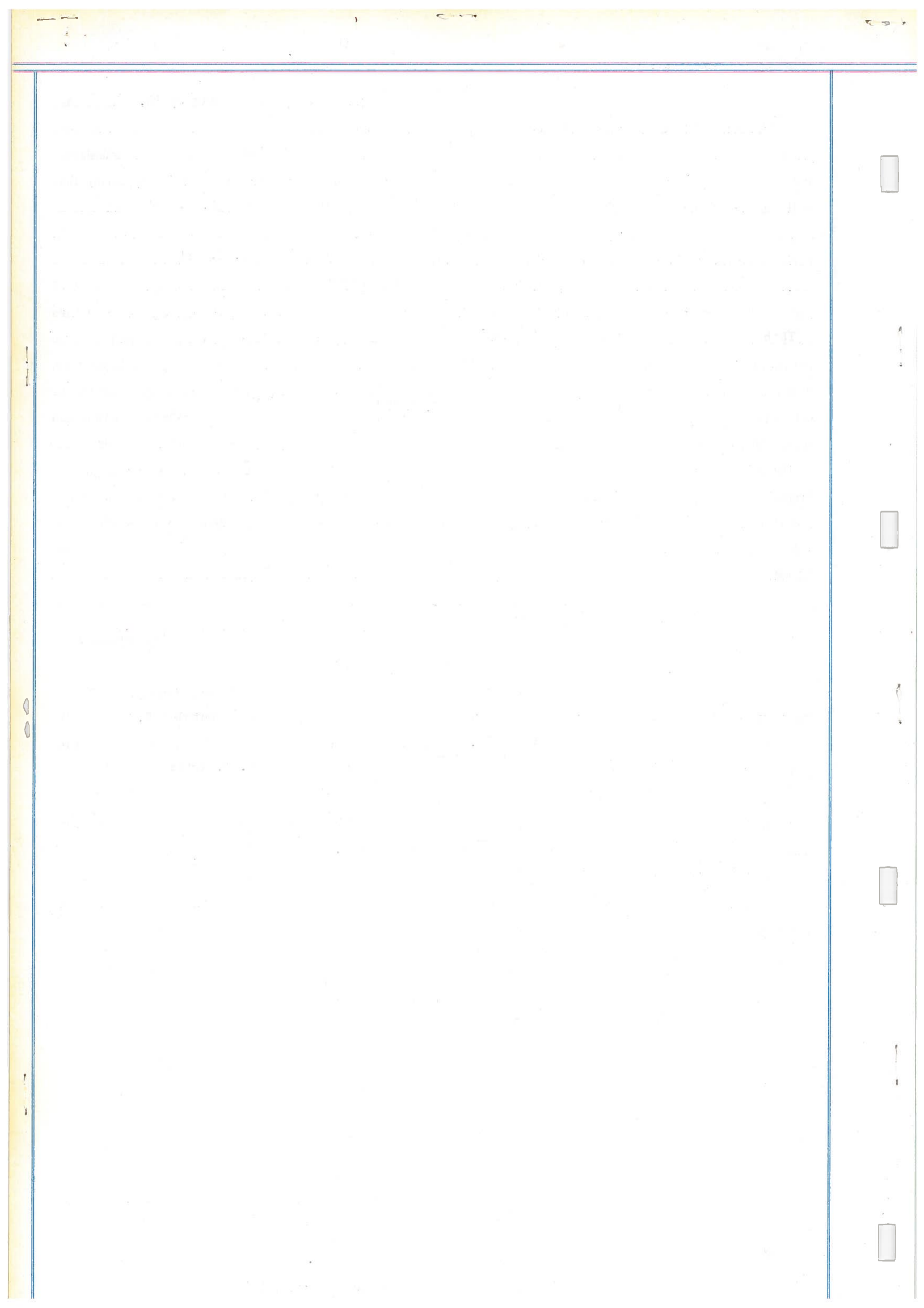
Pursuant to your order dated August 15, 1939, I make my report to you as follows, in the matter of the establishing, widening and straightening of the public road petitioned for by I. T. Arter and others.

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.**
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,



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, Improvement No.....petitioned for by .....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.

.....	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.

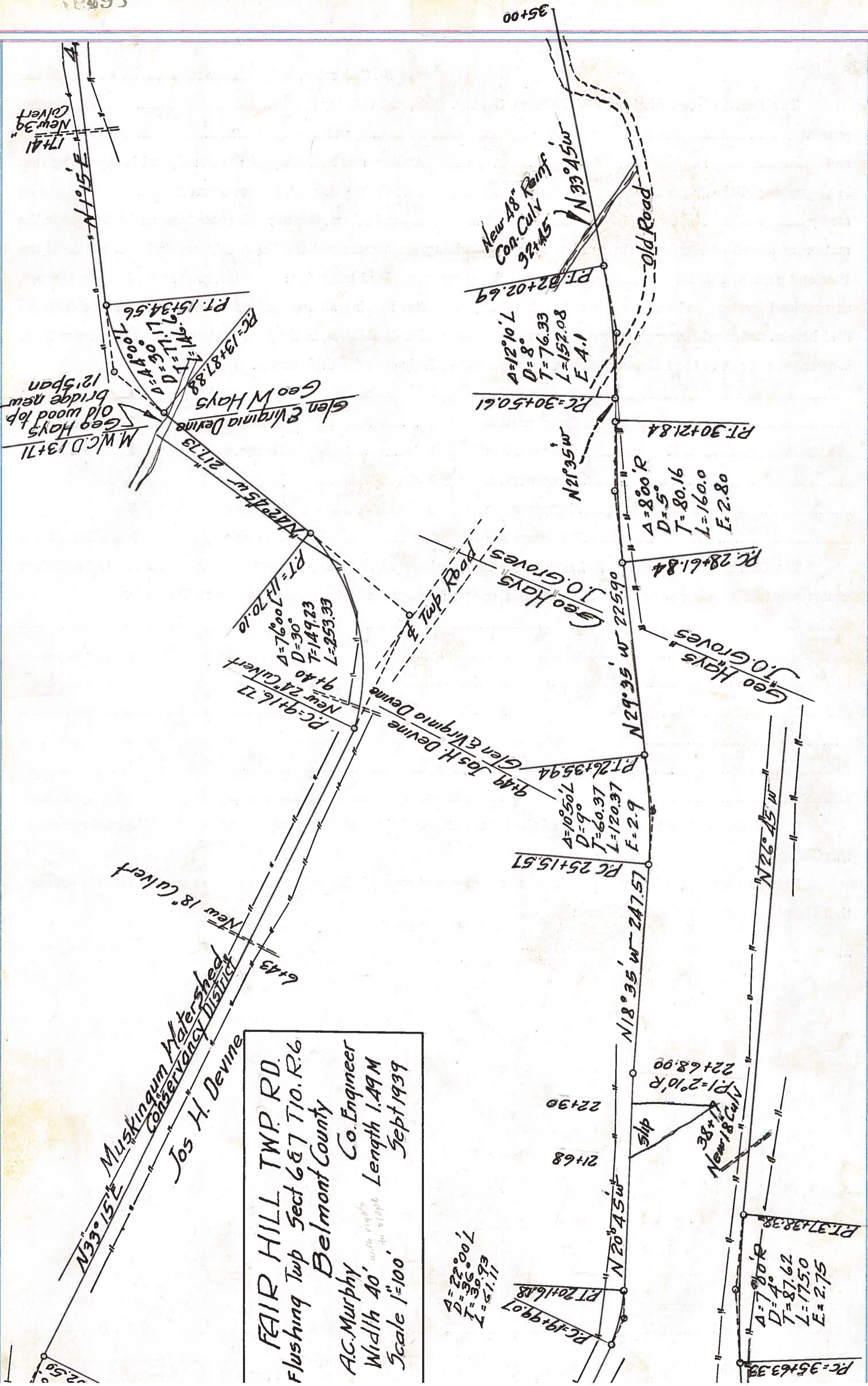
.....  
.....  
.....  
.....  
.....  
.....  
.....

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: .....



**FAIR HILL TWP. RD.**  
 Flushing Twp Sect 6 & 7 T10. R.6  
 Belmont County  
 A.C. Murphy Co. Engineer  
 Width 40' with right of way slope Length 1.49 M  
 Scale 1"=100' Sept 1939

Muskingum Watershed  
 Conservancy District  
 Jos H. Devine

Glen Virginia Devine  
 Geo W Hays  
 M.W.C.D. 13+71  
 Old wood top  
 bridge new  
 12' span

$\Delta=22^{\circ}00'$   
 $D=36.00'$   
 $T=30.93'$   
 $L=51.11'$

$\Delta=7^{\circ}00'R$   
 $D=4'$   
 $T=87.62'$   
 $L=175.0'$   
 $E=2.75'$

$\Delta=10^{\circ}50'$   
 $D=9'$   
 $T=60.37'$   
 $L=120.37'$   
 $E=2.9'$

$\Delta=8^{\circ}00'R$   
 $D=5'$   
 $T=80.16'$   
 $L=160.0'$   
 $E=2.80'$

$\Delta=12^{\circ}10'L$   
 $D=8'$   
 $T=76.33'$   
 $L=152.08'$   
 $E=4.1'$



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, 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-----  
 -----and others, in the-----, a newspaper of  
 general circulation in said county required by law, and the former orders of this Board, the Commissioners on this  
 -----day of-----19---, 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-----day of-----19---, 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:

-----  
County Auditor.

-----  
-----  
-----  
Commissioners.

**SURVEYOR'S REPORT ON ROAD**

**Surveyor's Office, Belmont County,**

**To the Board of Commissioners of Belmont County, Ohio:**

St. Clairsville, Ohio,-----19---

Pursuant to your order dated-----19---, I make my report to you as follows, in the  
 matter of the-----of the public road petitioned for by-----  
 -----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:

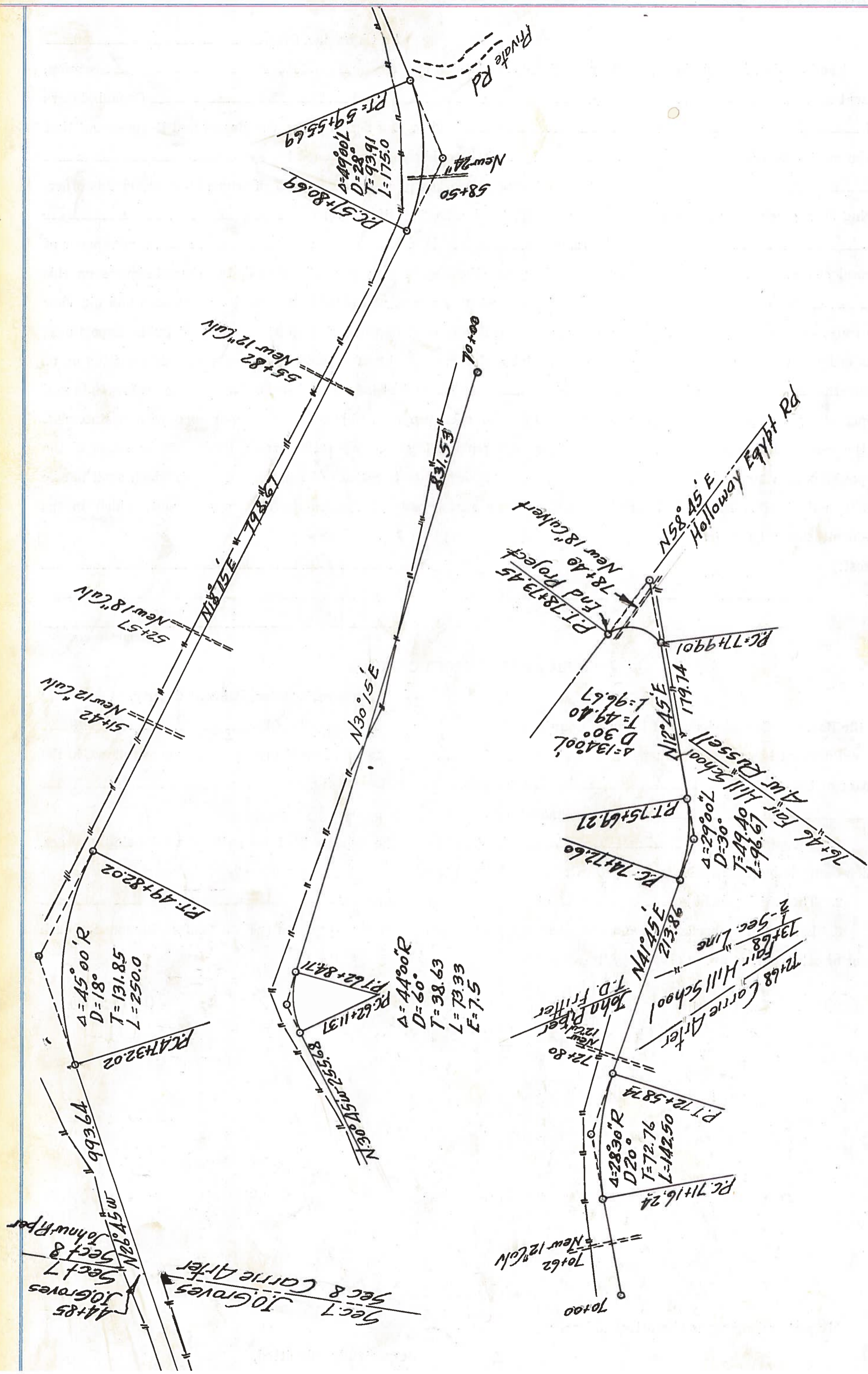
NAME

AMOUNT  
(Written Out)

AMOUNT  
(In Figures)

My plat and survey is also attached hereto.

Respectfully submitted,



Plat of the \_\_\_\_\_ of a public road in \_\_\_\_\_ Township.  
Range \_\_\_\_\_ Township \_\_\_\_\_ Section \_\_\_\_\_

St. Clairsville, Ohio, August 7, 1939

The Board of Commissioners of Belmont County, Ohio, met this day in \_\_\_\_\_ session,  
present Hochevar, Fulton, and Phillips Commissioners  
and \_\_\_\_\_, Auditor and Secretary of the Board, and it appearing that  
in the matter of the establishing, widening and straightening  
of the public road petitioned for by I. T. Arter

and others, the same came on to be heard for final hearing in the matter of granting  
said improvement, on this 7th day of August (postponed to Oct. 9, 1939) 1939, 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 \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ 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. \_\_\_\_\_  
Hochevar  
Fulton  
Phillips  
Commissioners.

DEDICATION

We the undersigned owners of land as shown on this Map do hereby dedicate to Belmont  
County for road purposes the strip of land 40 feet wide and according to the plans  
September 26, 1939.

In the presence of

<u>Charles A. Strahl</u>	<u>W. W. Fritter, Adm.</u>	<u>Mrs. Glenn L. Devine</u>
<u>A. C. Murphy</u>	<u>J. O. Groves</u>	<u>George W. Hays</u>
_____	<u>I. T. Arter</u>	<u>Mrs. Minnie Hays</u>
_____	<u>Carrie Arter</u>	<u>J. H. Devine</u>
		<u>Ethel Devine</u>
		<u>J. W. Piper</u>
		<u>Luetta Piper</u>
		<u>A. W. Russell</u>
		<u>Mrs. A. W. Russell</u>

State of Ohio,  
County of Belmont, S.S.

Before me a County Surveyor in and for said County personally appeared the above  
W.W. Fritter, Adm., J. O. Groves, Mr. A. W. Russell, Mrs. A. W. Russell, J. W. &  
Luetta Piper, J. H. & Ethel Devine, Geo. W. & Minnie Hays, Mrs. Glenn L. Devine.

Owners of the above land and acknowledged the signing of the above dedication for  
the purpose herein set forth to be their free act and deed.

In testimony whereof I hereunto subscribe my name and affix my official seal

This 26th day of September 1939.

A. C. Murphy, County Surveyor

My Commission expires the 1st day of January 1940.

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 9.....1939.....

The Board of Commissioners of Belmont County, Ohio, met this day in.....session, present.....Hochevar.....Fulton....., and.....Phillips..... Commissioners and....., Auditor and Secretary of the Board, and it appearing that in the matter of the.....dedication.....of the public road, Improvement No.....416.....petitioned for by.....I. T. Arter.....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 damages.....	Compensation	\$.....	Damages	\$.....
.....asked as this was dedicated.....	Compensation	\$.....	Damages	\$.....
.....by the property owners on.....	Compensation	\$.....	Damages	\$.....
.....said road.....	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: .....Hochevar.....  
.....Fulton.....

