

ROAD PETITION.

For Establishing Road in Flushing Tp.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned petitioners, resident freeholders of said County of Belmont, respectfully represent that the public convenience requires the location of a county road along the following described route, to-wit:

Beginning at the north end of Jewell Street or Avenue as recorded by the Holloway Real Estate Company, thence in a north easterly direction through the lands of the Holloway Real Estate Company, in Flushing Township, Belmont County, Ohio, and in the North East quarter of Section 9, Township 10, and Range 4, along line of proposed extension of Jewell Avenue to north side of proposed Moore Street, thence still through said lands more easterly through woodland and to right of swamp to swamp oak on county line between Harrison and Belmont County and about 18 rods west of the northeast corner of tract belonging to the said Holloway Real Estate Company said proposed road being a total length through said land of the Holloway Real Estate Company of about one half mile, more or less.

Said petitioners therefore ask that such proceedings may be had to establish such road as required by law.

Dated this 23rd day of May A. D. 1894.

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
M. C. Dunne	D. J. Patrick	H. S. Hunter	
W. Kennedy	O. A. Van Fossen	J. C. Finney	
A. H. Malleinee	Wm. Messmer	Wm. L. Finney	
L. L. Arter	W. E. Murphy	John T. Cropp	
E. D. Kring	Peter Shatzler		
W. E. Hervey	E. N. Vanfossen		
R. E. Van Fossen	J. J. Arnett		

Know all Men by these Presents:

That we, M L Dunn and J A Bethel are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of Three hundred Dollars, for the true and faithful payment of which well and truly to be made, we bind ourselves, jointly and severally, our heirs, executors and administrators, by these presents.

Sealed with our seals and dated at Halloway, Ohio this 23 day of May 1894

The Conditions of the above obligations are such, That whereas application has been made to the Board of Commissioners of said Belmont County for the location of a county road on the following line, to-wit:

See page 203 for description.

Now if the said applicants shall pay into the Treasury of the said County the amount of all costs and expenses accruing thereon, in case the prayer of said petitioners shall not be granted, or when the proceedings had in pursuance thereof shall not be finally confirmed and established, then this obligation to be void; otherwise to be in full force in law.

ATTEST:

P H Vanfossen
J E Davis

M L Dunn SEAL
J A Bethel SEAL
J W Bethel SEAL

St. Clairsville, O., June 6th 1894

The Commissioners met in regular session at their office, and the Board being satisfied that the foregoing petition was signed by at least twelve freeholders of the County, residing in the vicinity of the establishment of said county road, and that the proper notices had been given according to law, bond filed, approved and accepted, thereupon the Board appointed J K Murphy, H W Kirk and Ferd Bethel three disinterested freeholders of the County, viewers, and John A Bond surveyor of said proposed road, to meet at Halloway, Ohio on the 28th day of June at 10 A M. for the purpose of discharging their official duties relative to the object prayed for in the foregoing petition. And the Auditor is authorized to notify all non-resident land owners by publication, as required by law.

ATTEST:

M Grady
County Auditor.

E. J. 8. 7. 268
J B Smith
Robt McMillen
J W Martin Commissioners.

Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your June 6th session, A. D. 1894, we the undersigned, Viewers appointed under said order, met with John A Pond Surveyor, at Halloway on 28th day of June and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order.

If any Viewer is unable to attend here state by whom the vacancy was filled.

Allen Pond and Joseph A Bethel were selected by us as chain carriers, and L L Arters as a marker, who were also duly sworn.

We then proceeded to view said proposed County road on the line described in your order, and caused the same to be surveyed, "as prayed for in the petition, or as near the same as in our opinion a good road can be made at a reasonable expense, taking into consideration the utility, convenience, and inconvenience and expense which will result to individuals as well as the public," by the establishment of said road as follows:

We would respectfully report that the said road ought to be granted for the following reasons:

We have also determined that the public convenience requires that such county road shall be established 30 feet in width.

All of which is respectfully submitted, }
July 13th 1894 }

H W Kirk
J K Murphy
Ferd Bethel } Viewers.

J K Murphy Pd 8-15-04 Viewer, 3 days, \$4.50
Ferd Bethel Pd 8-15-04 " 2 days, \$3.00
H W Kirk Pd 8-15-04 " 2 days, \$3.00

FEES.

Jos A Bethel Pd 8-15-04 Chainman, 1 days, \$1.00
Allen Pond Pd 8-15-04 " 1 days, \$1.00
L L Arters Pd 8-15-04 Marker, 1 days, \$1.00

Surveyor, _____ days, \$ _____

Separate Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, Viewers of the County road petitioned for by M. C. Dunbar and others, make the following separate report of the compensation and damages assessed and awarded by them to persons entitled thereto. The parties named below have filed their written applications for the said allowances, according to law, and the same are hereto appended and returned with this report.

Compensation for land taken for said road has been awarded in the following sums:

To		Dollars;
To	<u>Nothing</u>	Dollars;
To		Dollars;
To		Dollars;
To		Dollars;
To		Dollars;
To		Dollars;
To		Dollars;
To		Dollars;

Each of the above sums has been assessed without deduction for benefits to any property of the owner, which would accrue by the opening of said road.

The following sums are allowed as damages to be paid to claimants whose premises will be rendered less valuable by the opening and construction of said road through the same:

To		Dollars;
To	<u>Nothing</u>	Dollars;
To		Dollars;
To		Dollars;
To		Dollars;
To		Dollars;
To		Dollars;
To		Dollars;
To		Dollars;

<u>J. K. Murphy</u>	} Viewers and Jurors to award damages.
<u>J. H. Rike</u>	
<u>Ferd Bethel</u>	

July 13th 1894

St. Clairsville, O., Sept. 5th 1894

The Commissioners met in regular session, and the report of the Surveyor and Viewers appointed to survey and view the road, as described in the above petition, was read the first time.

<u>Al Bratty</u>	} C. J. 8. p. 314.	<u>J. B. Smith</u>	} Commissioners.
County Auditor.		<u>Robt McMillen</u>	
		<u>J. W. Martin</u>	

St. Clairsville, O., Sept 6th 1894

The Commissioners met in regular session, and the report of the Surveyor and Viewers appointed to survey and view the road, as described in the above petition, was read the second time.

<u>Al Bratty</u>	} C. J. 8. p. 318.	<u>J. B. Smith</u>	} Commissioners.
		<u>Robt McMillen</u>	
		<u>J. W. Martin</u>	

Order made by the Board of Commissioners to the effect of Sept 26, 1904.

St. Clairsville, O., Sept 7th 1894.

Order sent to Trustees to open Sept 26, 1904.

The Commissioners met in regular session, and: the viewers having reported in favor of the establishment of said road the report was this day publicly read for the third time, and no petition for review having been filed and no compensation or damages having been claimed or demanded of either the viewers or the commissioners and the County Commissioners being satisfied that said road will be of public utility, the County Commissioners hereby direct that said road, as shown by the viewers report and the surveyor's plat, be and the same is hereby established a public highway thirty feet (30) in width and that the several reports of the viewers with the survey and plat, be recorded in the Road Records of Belmont County; that the County Auditor notify the trustees of Flushing Township to open said road according to the survey and plat, as provided by law.

Attest. C. J. 8. p. 330. J. P. Smith
 W. Prattey }
 County Auditor. } Robt McMullen } Commissioners.
 J. W. Martin }

Surveyor's Report.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated June 6th 1894, proceeded on the 28th day of June 1904, to survey and mark the establishment described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

Beginning at the center of the North end of Jewell Ave. as recorded by the Holloway Real Estate Co. in Tp 10 R 6 Belmont Co. O; thence N $29^{\circ} 07'$ E 1391.65' to Sta 2; on lands of The Holloway Real Estate Co. along the N. end of proposed extension of Jewell Ave. to the North side of proposed Moore St.; thence N $49^{\circ} 25'$ E 218' to Sta. 3; thence N $57^{\circ} 41'$ E 301.45' to Sta. 4; thence N $65^{\circ} 26'$ E 80.90' to Sta. 5; thence N $20^{\circ} 15'$ E 192' to Sta. 6 on Co. line between Belmont and Harrison counties from which said Sta. 6 is witnessed by a swamp oak 36" in diameter bears N $67^{\circ} 10'$ W 16' and a swamp oak 36" in diameter bears S $73^{\circ} 14'$ W 27.4' making length of proposed road from Sta 1 to 6 at Co. line 2184' = .4136 miles.

Description of road in Harrison County.

Beginning for the same at a stake on or near the County line between the counties of Belmont and Harrison on the S. line of lands of I C Douglas in Sec 10 of Moorefield Tp, Harrison Co. where a swamp oak 30" in diameter bears N $67^{\circ} 50'$ W 16' and a swamp oak 36" in diameter bears S $73^{\circ} 12'$ W 27.4'; thence N $19^{\circ} 10'$ E 339.80'; thence N $8^{\circ} 50'$ E 845.40'; thence N $12^{\circ} 15'$ E 533.30' to a stake at S. edge of Flushing and Moorefield road where a marked stone bears N $83^{\circ} 20'$ W 20.4'.

I Certify, That the above is a correct plat and return of the survey of the proposed county road named above.

John A Pond

Surveyor of said

road

Plat of County Road. M. C. Dunn.

S	D	Min	Feet	Scale	Remarks
1	N 29	07 E	1391.65	6.326	
2	N 49	25 E	218.00	.990	
3	N 57	41 E	301.45	1.370	
4	N 65	26 E	80.90	.368	
5	N 20	15 E	192.00	.872	
			2184.00		

June 28, 1904

Length of Road in Belmont County from Sta 1 to Sta. 6 = 2184.00 ft = .4136 miles

Scale 220 ft to 1 inch

Below find above platon a reduced scale with a continuation of said Road extending into Harrison Co.



Iron Pin

Harrison and Belmont County Line

W.F. Lemmon
Dept. Co. Surveyor.

John A Bond
Surveyor of
Belmont Co.

Scale 400 ft to 1 inch

S	DeG	Min	Feet	Scale
1	N 29	07 E	1391.65	3.479
2	N 49	25 E	218.00	.546
3	N 57	41 E	301.45	.753
4	N 65	26 E	80.90	.202
5	N 20	15 E	192.00	.480
1	N 19	10 E	339.80	.849
2	N 8	50 E	846.40	.214
3	N 17	15 E	533.30	1.333
Total length			3902.50	.7391 miles

Sta. 1

