

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

The Undersigned petitioners do hereby remonstrate and object to the change or alteration of the public highway, as asked for in a petition signed by Nathan Kemp et al. dated April 7, 1906, and filed in your Office.

George Ewers

William F. Barnes

J. W. Okey

Henry Stidd

J. P. Barnes

H. A. Brooks

Levi Ewers

H. M. Hollingsworth

Reuben Greene

James H. Craig

W. T. Okey

John VanFossen

and 4 others.

Filed May 14th, 1906.

(See Commissioners Journal Volume 9, Page 206)

ROAD PETITION.

For ESTABLISHMENT Road in WHEELING TOWNSHIP.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned petitioners resident freeholders of said County respectfully represent that the Public Convenience requires the location of a County Road along the following described route, to-wit:- Beginning for the same at a point in Wheeling Township on the McGrew Road at the intersections of Sections 1, 2, 7, and 8 and running thence east along the section line between sections 1 and 2 over the lands of Eliza Garrett and Samuel Coleman to a point in the orchard of said Coleman; and thence in a southeasterly direction through the lands of the said Samuel Coleman so as to intersect with the Coxes' Run Road at a point near where the said Coxes' Run Road crosses the Adena Rail Road. Said petitioners therefore ask that such proceedings may be had to establish such road as is required by law.

(See Commissioners Journal, Volume 9, page 148)

Dated this March A. D. 189

| PETITIONERS' NAMES. | PETITIONERS' NAMES. | PETITIONERS' NAMES. | PETITIONERS' NAMES. |
|---------------------|--|--|---------------------|
| | John Anderton John McGrew Jesse Butler J. B. Hoge M. M. Cutshaw Josiah Butler Tom Butler William Knight | John Dolle George Harris Evan Jenkins John Jenkins and 52 others. | |

Know all Men by these Presents:

That we, John Anderton, John H. McGrew and J. B. Hoge
 are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of
Two hundred (\$200.00) 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 _____ this 5 day of Mar. 1906 189

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

(For Description see page 463) this Volume)

Now if the said applicants shall pay into the Treasury of the said County the amount of all costs and ex-
 penses 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:

John Anderton SEAL.

John H. McGrew SEAL.

SEAL.

See C. J. Vol. 9, Page 148

St. Clairsville, O., March 5th, 1906 189

The Commissioners met in Regular session at their office, and the Board being satisfied that the fore-
 going petition was signed by at least twelve freeholders of the County, residing in the vicinity of the
 of said county road, and that the proper notices had been given according to law, bond filed, approved and accepted,
 thereupon the Board appointed John Caldwell, Asa Hoge and Thomas Mercer
 three disinterested freeholders of the County, viewers, and John A. Bond surveyor
 of said proposed road, to meet Troll's Mines, in Wheeling Tp., on May 22nd, 1906
 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:

A. W. Beatty

County Auditor.

J. W. Martin

Robert McMillen

A. G. Holloway

Commissioners.

Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your March 5th, 1906 session, A. D. 189, we the undersigned, Viewers appointed under said order, met with John A. Bond Surveyor, at Troll's Mines on May 22nd, 1906 and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order.

Received Application for Damages, the Surveyor being absent, adjourned to May 29th on which date we met with John A. Bond Surveyor.

Walton Ralston and Allen Bond were selected by us as chain carriers, and Sydney Jones as a marker, who were also duly sworn.

We then proceeded to view said proposed Establishment 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 said road as follows:

(For Description see Page 468 this Volume)

We would respectfully report that the said Road ought to be Established for the following reasons:

If opened will be a great public convenience as the commencement of this road is at the corner of the town of Kinsman and will be of great convenience to the town of Midway and surrounding country. It will be of easy grade materially and shortens distance to Mines and Market and will be easy of Construction.

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

All of which is respectfully submitted,
June 2, 1906 189

John Caldwell,
Asa H. Hoge
Thomas C. Mercer Viewers.

FEES.

| | |
|---|---|
| <u>John Caldwell</u> Viewer, <u>3</u> days, \$ <u>6.00</u> | <u>Walton Ralston</u> Chainman, <u>1</u> days, \$ <u>2.00</u> |
| <u>Asa Hoge</u> " <u>3</u> days, \$ <u>6.00</u> | <u>Allen Bond</u> " <u>1</u> days, \$ <u>2.00</u> |
| <u>Thos. Mercer</u> " <u>3</u> days, \$ <u>6.00</u> | <u>Sydney Jones</u> Marker, <u>1</u> days, \$ <u>2.00</u> |
| <u>John A. Bond</u> Surveyor, <u>1</u> days, \$ <u>5.00</u> | Plat & Description \$ <u>1.15</u> |

Separate Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, Viewers of the Road petitioned for by John Anderton 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 | Eliza Garrett | Sixty and 00/100 | Dollars; |
| To | Samuel Coleman | One hundred and 00/100 | 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 | Eliza Garrett | Seventy and 00/100 | Dollars; |
| To | Samuel Coleman | One hundred and 00/100 | Dollars; |
| To | | | Dollars; |
| To | | | Dollars; |
| To | | | Dollars; |
| To | | | Dollars; |
| To | | | Dollars; |
| To | | | Dollars; |

John Caldwell

Asa H. Hoge

Thomas C. Mercer

Viewers and Jurors to award damages.

June 2nd, 1906 189

(See C. J. Vol. 9, Page 210)

St. Clairsville, O., June 4, 1906 189

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.

ATTEST:

A. W. Beatty County Auditor.

J. W. Martin

Robert McMillen

A. G. Holloway

Commissioners.

(See C. J. Vol. 9, Page 217)

St. Clairsville, O., June 5, 1906 189

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.

ATTEST:

A. W. Beatty, County Auditor.

J. W. Martin

Robert McMillen

A. G. Holloway

Commissioners.

(See C. J. Vol. 9, Page 223)

St. Clairsville, O., June 6, 1906 189

The Commissioners met in regular session, and the report of the viewers in favor of the establishment of said road was this day publicly read for the third time and said viewers having filed a separate report in writing of the amount of Compensation and damages which they have assessed to land owners by reason of the establishment of said road through their several premises which report was also publicly read and the Board being of the opinion that the Compensation and Damages awarded by the viewers to the several claimants to wit:-

| | | | | |
|----------------|--------------|---------|---------|---------|
| Eliza Garrett | Compensation | \$60.00 | Damages | \$70.00 |
| Samuel Coleman | " | 100.00 | " | 100.00 |

are reasonable and just that said road will be of public utility and of sufficient importance to the public to justify the payment of said compensation and damages out of the County Treasury and no petition for review having been filed, it is ordered that the County Auditor draw his warrant on the County Treasurer in favor of said Claimants for the amount of compensation and damages so awarded to them respectively; that the several reports of the viewers with the survey and plat of said road be recorded and that said road be established a public highway, 30 feet in width; that the County Auditor issue the necessary order to the Trustees of Wheeling Township to open said road according to law.

ATTEST:

A. W. Beatty,
County Auditor.

J. W. Martin

Robert McMillen

A. G. Holloway.

Commissioners

(Order to open Mailed June 27th, 1906)

Surveyor's Report.

To the Board of Commissioners of Belmont County, Ohio:

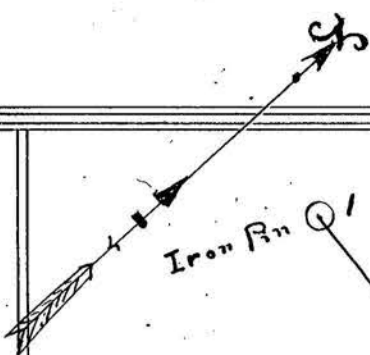
The undersigned, in obedience to your order March 5, 1906 189, proceeded on the 29 day of May, 1906 to survey and mark the Proposed County Road described in said order under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

Situate in Sections Nos. 1 and 2, Township 8, Range 4, Beginning at an iron pin N. 4° E. from as stone on the S. W. Corner of Section No. 2 Township 8 range 4, 15 feet from which Iron Pin, from which a white oak 13 feet in circumference bears S. 6° 45' E. 50.83 feet thence S. 85° 52' E. 1,665 feet on lands of Eliza Garret to station No. 2; The above center line of road is 15 feet N. of section line between sections Nos. 1 and 2 making the entire road on Eliza Garrett from station 1 to station 2 and 50 feet from station 2 to line between eliza Garrett and Samuel Coleman; thence from station 2 S. 67° 37' E. 655.25 feet to station No. 3, lands of Samuel Coleman; tence S. 27° 20' E. 102.16 feet to station No. 4 at end of a laid out street on lands of said Coleman; thence S. 15° 25' W. 543.50 feet along the center of a 40 feet street to station No. 5 at end of same street on l nds of Samuel Coleman; thence S. 36° 35' E. 26.50 feet to station No. 6, 15 feet from north side of a 20 foot alley; thence along said alley S. 66° 03' E. 156.25 feet to station No. 7 the end, from which an iron pin is driven, from which a sycamore 36" D. bears S. 67° 00' E. 19 feet and 3 inches.

I Certify, That the above is a correct plat and return of the survey of the Proposed Road named above

John A. Bond

Surveyor of said Road.



Plat of _____ COUNTY _____ Road.

John Anderton

Scale 150 Feet to One Inch.

| S | Dec | min | feet | Dec | min | Scale |
|---|------|------|---------|-----|-----|--------|
| 1 | S 85 | 52 E | 1665.00 | 00 | 00 | 11.100 |
| 2 | S 67 | 37 E | 655.25 | 18 | 15 | 4.367 |
| 3 | S 27 | 20 E | 102.16 | 40 | 17 | .681 |
| 4 | S 15 | 25 W | 543.50 | 42 | 45 | 3.623 |
| 5 | S 36 | 35 E | 25.50 | 52 | 00 | .170 |
| 6 | S 66 | 03 E | 156.25 | 29 | 28 | 1.041 |
| | | | 3147.66 | | | |

2 Stake

3 Stake

Stake 4

5 Stake
6 Stake

7 The End
Iron Pin