

St. Clairsville, O.,

18

The Commissioners met in regular session at Auditor's 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 of said county road, and that the proper notices have been given according to law, bond filed, approved and accepted, thereupon the Board appointed Henry Morgan, Wm McElroy, J. A. Neff three disinterested freeholders of the county viewers, and James McMillan surveyor of said proposed road, to meet J. G. Duthieau for the purpose of discharging their official duties relative to the object prayed for in the foregoing petition.

ATTEST.

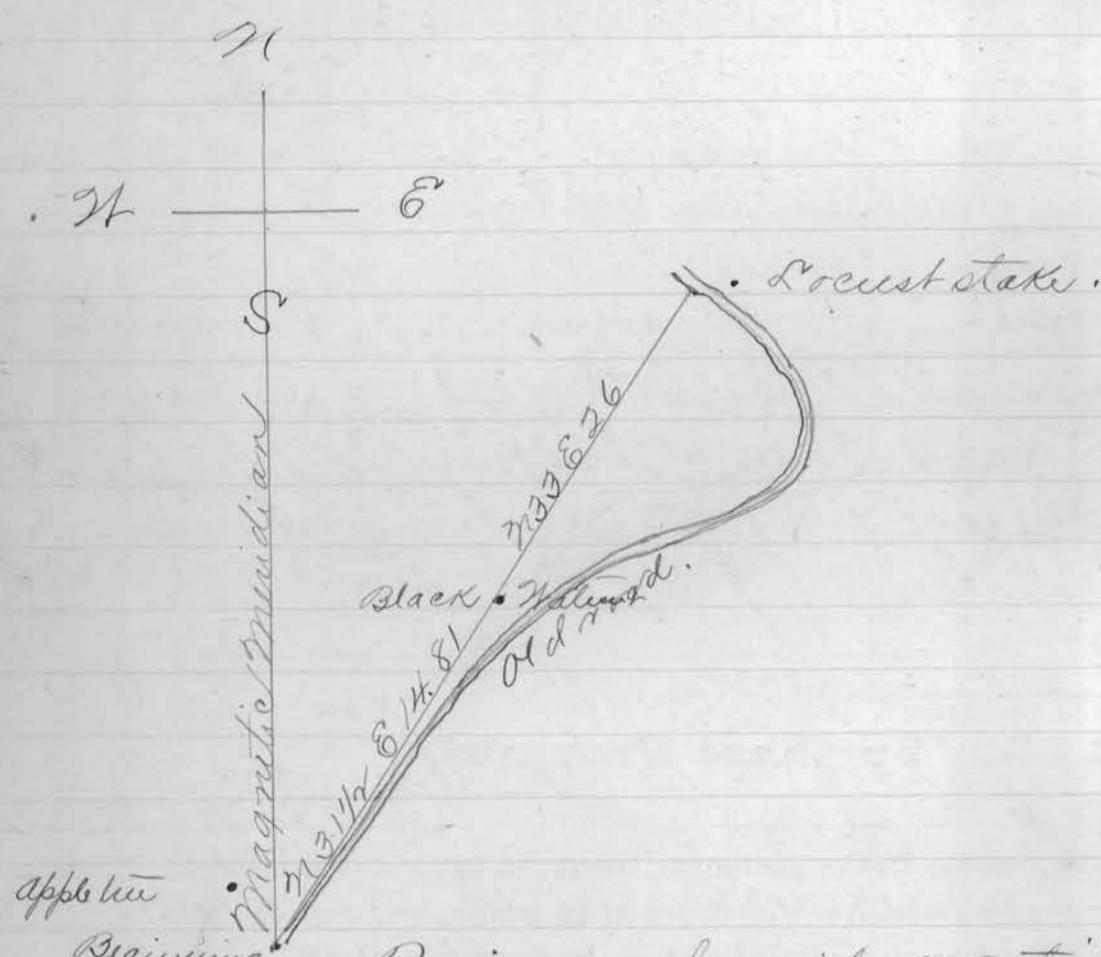
D. H. Darral }  
County Auditor.

H. J. Berry }  
Asst. Israel }  
Morris Coape } Commissioners.

### SURVEYOR'S REPORT.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated March 8 1887, proceeded, on the 20<sup>th</sup> day of April to survey and mark the alteration in County road described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:



Beginning for said alteration, at a stake in the middle of the county road, in the lands of R. G. Duncan dec'd at or near the point set forth in your order, from which stake an apple tree, ten inches in diameter bears  $N 20^{\circ} W 52$  rods running thence  $N 31\frac{1}{2}^{\circ} E 14.81$  rods to a black walnut in the edge of a wheat field; and thence  $N 33^{\circ} E 26$  rods to a stake in the middle of the road from which a locust stake bears  $S 72^{\circ} E 27$  rods distant. Whole length of alteration 40.81 rods.

I CERTIFY that the above is a correct plat and return of the survey of the alteration in the road named above.

Jas R. McMillan Surveyor of said alteration

# REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your March session, A. D. 1887, we the undersigned, Viewers appointed under said order, met with James McMillen Surveyor, at J. H. Deuhans on April 2<sup>nd</sup> 1887 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.

Richard Meek and W. H. Denham were selected by us as chain carriers, and J. H. Deuhans as a marker, who were also duly sworn.

We then proceeded to view said proposed alteration 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 alteration of said road as follows:

Beginning for said alteration at a stake in the middle of the county road on the lands of R. G. Duane and John W. Neff set forth in your order; from which said road a distance of three hundred feet N 20° 30' W 5 rods, running thence N 31 1/2° E 14.87 rods to a black iron stake in the edge of a wheat field; and thence N 33° E 26 rods to a stake in the middle of the road from which a distance of 8.72' E 27' lioks distant. Whole length of alteration 40.81 rods,

We would respectfully report that the said alteration ought to be made for the following reasons:

For general utility as it avoids a bad curve and a very steep grade.

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

All of which is respectfully submitted.)

Henry Morgan  
Wm. McKelvey  
John A. Neff }  
Viewers.

See No. 253

	FEEs	
Henry Morgan Viewer,	Pd July 28 <sup>th</sup> 1887	Richard Meek Chainman, days, \$ 1.00 P
Wm. McKelvey Pd 20 <sup>th</sup>	" \$ 1.50	Wm. Deuhans Pd 24 <sup>th</sup> / " \$ 1.00 P
Pd J. A. Neff Pd 25 <sup>th</sup>	" \$ 1.50	J. H. Denham Pd 25 <sup>th</sup> / " \$ 1.00 P
Jas McMillen Surveyor,	" \$ 1.00 Pd July 11 <sup>th</sup> 1887	

## Separate Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, Viewers of the Allotment, petitioned for by J. H. Dechaine 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:

Pd To H. H. McBride Ex of estate of R. G. Duncan \$25.00 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:

Pd To H. H. McBride Ex of the estate of R. G. Duncan \$50.00 dollars;  
 To \_\_\_\_\_ dollars;  
 To \_\_\_\_\_ dollars;  
 To \_\_\_\_\_ dollars;  
 To \_\_\_\_\_ dollars;

Henry Morgan  
Wm McColley  
J. A. Neff

Viewers and Jurors to award Damages.

April 20 1887

St. Clairsville, O., June 6 1887

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.  
D. H. Darrow }  
 County Auditor.

H. J. Berry  
A. C. Israel  
Morris Coop

Commissioners.

St. Clairsville, O., June 7 1887

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.  
D. H. Darrow }

H. J. Berry  
A. C. Israel  
Morris Coop

Commissioners.

St. Clairsville, O., June 8 1887

The Commissioners met in regular session, and the report of viewers having

been publicly read the third time (See Commissioners' initial page 337) it is ordered that said road be established a public highway.

H. J. Berry } Commissioners  
A. C. Israel  
Morris Coop

of Belmont County,

Attest  
D. H. Darrow  
 Auditor,

{ See page no 24 for final order in full

The report of viewers was this day publicly read the third time. William Oliver appeared before the Board in opposition to the establishment of said road and the Morgan Heirs and O O Kelly by their attorney J. A. Gallagher. Mr Kelly opposed the establishment of said road upon the ground that the compensation and damages allowed by the viewers was insufficient and Oliver and Morgans Heirs upon the same ground and also upon the ground that the Commissioners have no authority of law to establish County roads inside the limits of a Municipal Corporation.

Final decision in this case reserved until Tuesday June 14<sup>th</sup> 1887

Tuesday June 14<sup>th</sup> 1887

The report of the viewers in favor of the establishment of said road having been 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 location 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 said viewers of the several claimants to wit-

To Wm Oliver	\$70.00	Compensation and	\$130.00	Damages
" O. O. Kelly	\$50.00	"	\$75.00	"
" W H Caster	\$10.00	"	"	"
" Heirs of E. G. Morgan	\$200.00	"	\$150.00	"

are reasonable and just and finding that this board has the legal right to establish a County road within a municipal Corporation that said road will be of public utility and sufficient importance to the public to justify the payment of said compensation and damages out of the County Treasury and no petition for review being filed it is ordered that the County Auditor draw his order upon the County Treasurer in favor of said claimants for the amounts of compensation and damages as awarded them respectively that the several reports of the viewers with the survey and plot of said road be recorded and that said road be established a public highway (thirty feet in width) It is further ordered that the County Auditor issue in the name of the board an order to the trustees of Tuttling Township directing them to cause said road to be opened according to law.

Morgan Heirs & O O Kelly give notice of appeal for the location of said road claiming that the compensation and damages allowed are insufficient and the Morgan Heirs on the additional ground that the Commissioners have no right to establish a County road inside the Corporation of Bellmore

Albion Hill Aug 8. 1887

**ROAD PETITION,**  
**FOR AN alteration ROAD IN Pleasant 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 alteration of a slate road on the line hereinafter described; and pray that your body will institute and order the proper proceedings in the premises to lay out and establish such road, to-wit: Beginning at a point in said slate road on the West side of the O&P.R.R. south of Rauey's creek on said R.R. thence north on the West side of said R.R. through the lands of Wm. Rauey, Harry West, J. H. Gray and John Hughes to the N.W. corner of August Kickucks orchard, thence N through his land and the lands of Thoburn & Gray, and the lands belonging to the estate of David Atkins or dec'd to the Deep Run road thence E with the line of said deep run road to a point in said slate road at or near the S. end of the bridge over deep run.

Said petition therefore ask that the necessary proceedings may be had to make and establish such alteration according to law.

Dated this

A. D. 18

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
August Kickuck	G. M. Striger	James Craig	Henry Kelley
J. H. Moore	R. A. Ring	A. R. Ong	B. Ezley Jr.
J. R. Jordan	S. T. Dean	David Park	J. T. Haines
J. K. Williams	J. J. Smith	James Kerr,	Geo. H. Smith

Know all Men by these Presents,

That we, August Kickuck and R. A. Ring are held and firmly bound unto the State of Ohio, or the use of Belmont County, in the penal sum of One 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 St. Charlesville this 9 day of March 1887

The Conditions of the above Obligations are as follows. That whereas application has been made to the Board of Commissioners of said Belmont County for the alteration of a slate road on the following line, to-wit:

on the Steubenville and Marietta road between the following points, to-wit: a point in said slate road on the West side of the O&P.R.R. south of Rauey's creek on said railroad and a point at or near the south end of the bridge over Deep Run, by locating and establishing the same on the following line to-wit, commencing at a point in said slate road on the West side of the O&P.R.R. south of Rauey's creek on said R.R. thence north on the West side of said railroad through the lands of Wm. Rauey, Harry West, J. H. Gray and John Hughes to the N.W. corner of August Kickucks orchard; thence northerly through his land, and the lands of Thoburn & Gray, and David Atkins or dec'd to the Deep Run road, thence E with the line of Deep Run road to a point in said slate road at or near the South end of the bridge over Deep Run.

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.

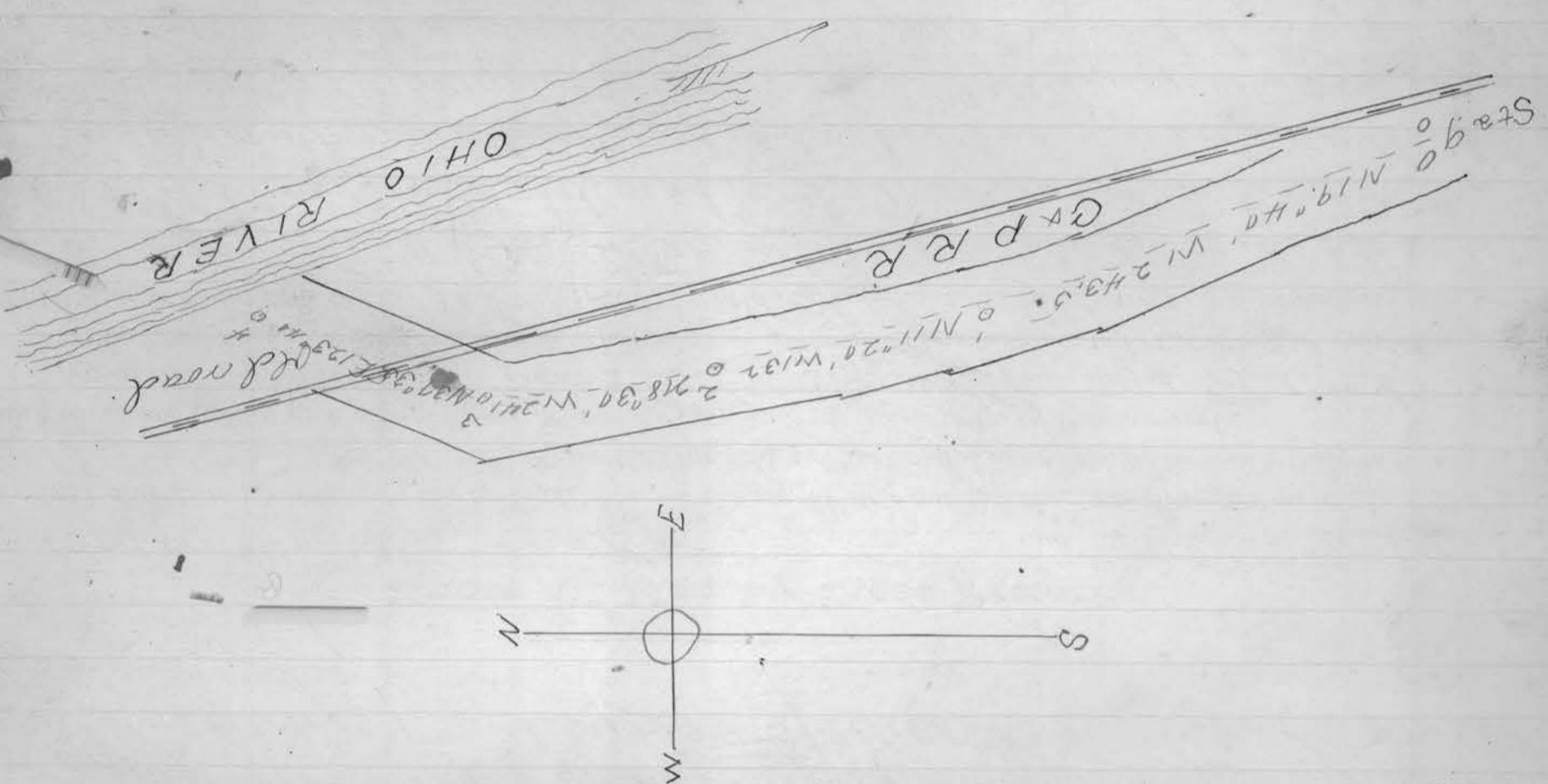


R. A. Ring Seal  
August Kickuck Seal  
C. Seabright Seal

Chambers

named above

I CERTIFY that the above is a correct plat and return of the survey of the road



To the Board of Commissioners of Belmont County Ohio:

- The undersigned, in obedience to your order, dated March 11, 1887, proceeded, on the 20<sup>th</sup> day of April, 1887, to survey and mark the water front of the Ohio River for the construction of a new bridge at Chambers.
- Under the direction of the Writers herein named, and respectfully submits the following return of said survey:

order under the direction of the Writers herein named, and respectfully submits the following return of said survey:

Quare Rock and Clay Ridge and Clay Bank

Water front of Ohio River at Chambers on the 20<sup>th</sup> day of April, 1887.

Surveyed and Plotted in accordance with the instructions given me by the Writers for the construction of a new bridge at Chambers.

True copy of the Survey made on the 20<sup>th</sup> day of April, 1887, by John W. Hill.

### SURVEYOR'S REPORT.

Commissioners  
John W. Hill  
John L. Miller  
John H. Barnes

County Auditor.  
Attest.  
*John W. Hill*

The Commissioners met in regular session at Auditor's 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 said county road, and that the proper notices have been given according to law, bound field, approved and accepted, hereupon the Board appointed three distinete freeholders of the county viewers, and of said proposed road, to meet Chambers on the 20<sup>th</sup> day of April, 1887, surveyor for the purpose of discharging their official duties relative to the object proposed for in the foregoing petition.

St. Clairsville, O., March 7, 1887

## REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your March session, A. D. 1887, we the undersigned, Viewers appointed under said order, met with Elkanah Lash Surveyor, at Rainsville on April 20 and were severally sworn to discharge, faithfully and impartially the duties required of us in said order. At such meeting adjourned until 2nd day of May 1887 and again adjourned until May 24th 1887, and again adjourned until May 28th 1887 and then again adjourned until June 6th 1887.

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

John Malar and David Belieir were selected by us as chain carriers, and Thos Nenix as a marker, who were also duly sworn.

We then proceeded to view said proposed alteration 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 alteration of said road as follows:

commencing at the point named in the order and described in the report of surveyor heretofore attached as follows; beginning at station of a road surveyed in 1880 and recorded in road record page 146, 30 ft west of C&P.R.R. track; thence  $N 19^{\circ} 40' W 243.5$  ft thence  $N 11^{\circ} 21' W 133$  ft from which road bearing 8 inches in diameter bears  $S 37^{\circ} 35' E 27$  ft distant; thence  $N 18^{\circ} 30' W 241$  ft; thence  $N 27^{\circ} 15' E 76$  ft easterly of said C&P.R.R. track and  $N 12^{\circ} 4$  ft. station in old stone road 30 ft E of the easterly of said C&P.R.R. track,

No damages, or compensation claimed for the alteration recommended and now allowed by us.

We would respectfully report that the said alteration ought to be made for the following reasons:

The present road being on the river bank being parallel thereto and close to the C&P.R.R. track is dangerous for public use and upon removal charge to avoid it at day time, as to the remainder of the alteration we set foot against it for the reason that such alteration would be a great expense in damages to land owners, and cost of construction of road to make it as good as the present location.

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

All of which is respectfully submitted,

June 6th 1887

J. B. McMahans  
John Malar  
Elkanah Lash  
O. S. Negus

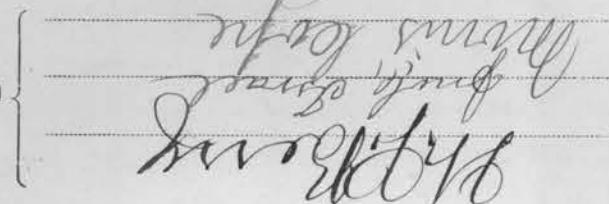
Viewers.

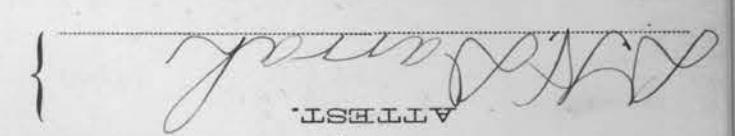
### FEES.

<u>J. B. McMahans</u> Viewer, 5 days, \$750	<u>John Malar</u> Chainman, 1 days, \$1.00
<u>Elkanah Lash</u> " 6 " \$900	<u>D. Belieir</u> " 1 Ord \$1.00
<u>O. S. Negus</u> " 5 " \$750	<u>Thos Malar</u> Marker, 2 Ord \$2.00
<u>Elkanah Lash</u> Surveyor, 4 days, \$20.00	

The Commissioners met in regular session, and Resolved that the same of  
the road, as described in the above petition, was read the second time.

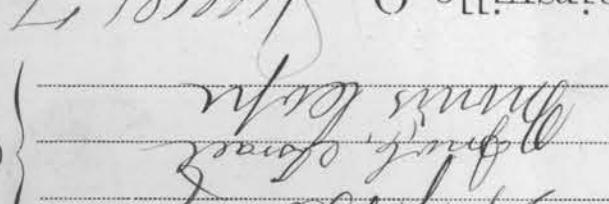
St. Clairsville, O., June 8 1887

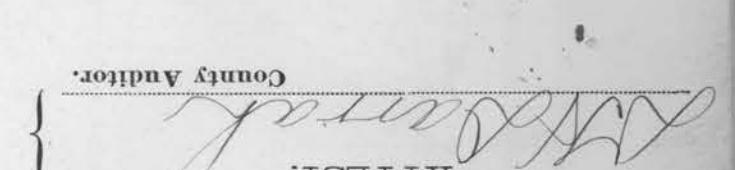
  
Commissioners.

  
Attest.

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.

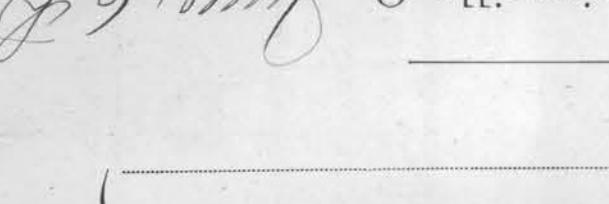
St. Clairsville, O., June 7 1887

  
Commissioners.

  
Attest.

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.

St. Clairsville, O., June 6 1887

  
Commissioners.  
Viewers and Jurors to award Damages.

18

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 claimants whose premises will be rendered less valuable  
by the opening and construction of said road through the same:

To dollars:  
To dollars:  
To dollars:  
To dollars:  
To dollars:  
To dollars:  
Compensation for land taken for said road has been awarded in the following sums:  
to law, and the same are hereunto appended and returned with this report.

The undersigned, Viewers of the Allegheny and Ohio Canal, make the following separate report of the compensation and damages assessed and awarded by them to  
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  
and others, make the following separate report of the compensation and damages assessed and awarded by them to  
to law, and the same are hereunto appended and returned with this report.

To the Board of Commissioners of Belmont County, Ohio:

Separate Report of Viewers.

taurit:

No damages or compensation claimed and  
none allowed by parties.  
It is ordered that the County Auditor issue in the  
name of the Board an order to the trustees of Pleasantown-  
ship directing them to cause said road to be opened  
according to law.

J. P. Berry

Prob. Grade

Morris Cope

Commissioners  
of Belmont Co.

Attest:

D. H. Darrah  
Auditor,

Order to open foregoing  
road sent to J. H. Terrell  
J. P. C. K. Pleasant  
Decr. 2. 1890.

W. A. Fletcher  
Dep. Auditor