

ROAD PETITION,

FOR A review of County ROAD IN *Pultney Tp*

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~~ of a ~~road on the line hereinafter described; and pray that your body will institute and order the proper proceedings in the premises to~~ such road, to-wit: Beginning at

You are hereby notified that the place of beginning of the County road leading from Big Mc Mahons Creek near Quincy in Pultney Tp up Little Mc Mahons creek in a northwesterly direction to the west line of Sarah Feeley on said Little Mc Mahons creek has become uncertain. We therefore ask a review of said road as provided for in Sec 4654 R.S.

John Davis } Trustees
Maurice Davis } of
George Kern } Pultney Tp

Dated this _____ A. D. 18____

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.

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, 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 _____ day of _____ 18____

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 _____ of a _____ road on the following line, to-wit:

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.

_____ }

_____ Seal. Seal. Seal.

St. Clairsville, O.,

Sept 5 1888

The Commissioners met in regular session at Auditor's Office, and the Board being satisfied that the ~~foregoing~~ ^{true} ~~course of said road had become uncertain along the route described in said~~ ^{petition} ~~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 ~~Alexander Neff, Robt Clark & Samuel McGregor~~ ^{a committee of} three disinterested freeholders of the county viewers, and ~~Chalkley Dawson~~ ^{surveyor} to review said ~~of said proposed road, to meet~~ ^{at Alexander Neffs Sept. 20 '88 at 9 A.M.} for the purpose of discharging their official duties relative to the object prayed for in the foregoing petition.

ATTEST.

R. D. Barnett
County Auditor.

Israel Israel
Thomas Leape
W. P. Berly
Commissioners.

SURVEYOR'S REPORT.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated _____ 18____, proceeded, on the _____ day of _____ to survey and mark the _____ described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

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

Surveyor of said _____

REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your Sept 5 session, A. D. 1888, we the undersigned, Viewers appointed under said order, met with Chalkley Dawson Surveyor, at the place designated on in said order on Sept 18 88 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.

Allison Sells and W J Daily were selected by us as chain carriers, and Mrs Hume as a marker, who were also duly sworn.

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

Beginning at Sta 67 in a survey made by order of County Commissioners in 1844 on the north side of Mc Mahons Creek on the lands of Alex. Neff and running thence by the various bearings and distances to Station 82 on said on said survey on the line designated in said order. We failed after making several trials to locate the line of said road satisfactorily, and we are of the opinion that the road and monuments are lost and that it cannot be certainly and correctly located.

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

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

All of which is respectfully submitted.)

Sept 21 1888

J N McGregor
Robt Clark
Alexander Neff

Viewers.

FEEES.							
<u>Robt Clark</u> Pd 2505	Viewer,	2	days, \$3.00	<u>A Sells</u> Pd 2565	Chainman,	2	days, \$2.00 Pd
<u>J N McGregor</u> Pd 2511	"	2	" \$3.00	<u>W J Daily</u> Pd 2579	"	2	" \$2.00 Pd
<u>Alex Neff</u> Pd 2569	"	2	" \$3.00	<u>Mrs Hume</u> Pd 2570	Marker,	2	" \$2.00 Pd
<u>Chalkley Dawson</u> Surveyor, 3 days, \$15.00 Pd 2436							

Separate Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, Viewers of the _____ petitioned for by _____ 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 _____	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 _____	dollars;
To _____	dollars;
To _____	dollars;
To _____	dollars;

<div style="display: flex; justify-content: space-between;"> _____ _____ </div>	} Viewers and Jurors to award Damages.
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18____

St. Clairsville, O., Dec 3 1888

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.

<div style="display: flex; justify-content: space-between;"> _____ _____ </div>	}	<div style="display: flex; justify-content: space-between;"> _____ _____ </div>	} Commissioners.
County Auditor.			

St. Clairsville, O., Dec 4 1888

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.

<div style="display: flex; justify-content: space-between;"> _____ _____ </div>	}	<div style="display: flex; justify-content: space-between;"> _____ _____ </div>	} Commissioners.
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St. Clairsville, O., Dec 5 1888

The Commissioners met in regular session, and the viewers appointed to view and survey the County road leading from big McMahons creek near Quincy in Oulting Township up little McMahons creek in a northwesterly direction to the west line of Sarah Freleys land on said little McMahons creek. the place of beginning and true course of which has become uncertain. Having filed their report which shows that said viewers failed to locate said road upon the original survey. and reported further that they were of the opinion that the monuments

designating said original survey were lost. and that said road could not be located upon the original survey. it is therefore ordered that no further proceedings be had in the premises.

Attest

R. P. Barnett
Auditor

Monis Kope } Commissioner
John Israel } of
Belmonte.

ROAD PETITION,

FOR An Alteration of Co ROAD IN Richland Twp

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 County road on the line hereinafter described; and pray that your body will institute and order the proper proceedings in the premises to such road, to-wit: Beginning at and between the following points, to-wit: 1st. Alteration of the first named road beginning at a point 13 rods east of the New Grover School house; thence N. to a point intersecting old road near a budding white oak tree. 2nd. Alteration of said first named road beginning at a point where the present road bends in a northwesterly direction opposite and west of the farm house on the farm of J C Kintner and thence in a northerly direction to or near a sugar tree at the line between the lands of said Kintner and Robt. Hammond; thence in a northeasterly direction following the meanderings of a run and on the northwest side thereof to and near a culvert in the Barnesville road about 20 rods west of the corner of the lands of said Hammond and Joshua Worley. 3rd. And for the alteration of said Barnesville road beginning at a point where the proposed alteration of the said Peyton Harrison road intersects the said Barnesville road; thence with said proposed alteration to where the same intersects the said line dividing the farms of said Kintner & Hammond; thence west with said dividing line to the section line; and thence in a westerly course through the farm of J B Magee to a point on said Barnesville road where there is a gate on said Magee farm a short distance N.E. of the M E Church. Said petitioners also ask for the vacation of so much of the said Peyton Harrison road as will be rendered unnecessary by the said proposed alterations of the same. And for the vacation of so much of the said Barnesville road as lies between the culvert mentioned in said 2nd proposed alteration, and the point where the road leading in a northerly direction from said Barnesville road and intersects the National road at Vineyard School house

Dated this A. D. 18

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
J C Kintner	Thos M Miller	John A Neff	J N Womack
Joshua Worley	David McGrew	W W Piper	Saul McKee
Francis McCann	E D Crawford	W C Hutchinson	A J Myers
Mr White	Jas Smith	Jos H Hutchinson	Chas A Strahl

Know all Men by these Presents,

That we, John C Kintner and Joshua Worley are held and firmly bound unto the State of Ohio, for 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 Mansfield this 4th day of Dec 1888

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 Alteration of a County road on the following line, to-wit:

See petition above for description of route

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.

J H Henderson }
Dep Secy

J C Kintner Seal
Joshua Worley Seal
Seal

St. Clairsville, O., Dec. 6th 1888

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 alteration of said county road, and that the proper notices have been given according to law, bond filed, approved and accepted, thereupon the Board appointed Laban Dodge, W. A. Brown and J. Morris three disinterested freeholders of the county viewers, and James McMillan surveyor of said proposed road, to meet at St. Clairsville on Tuesday Feb'y 12th 1889 at 10 o'clock A.M. for the purpose of discharging their official duties relative to the object prayed for in the foregoing petition.

ATTEST.

R. R. Barrett
County Auditor.

James Morris
J. Morris
Commissioners.

SURVEYOR'S REPORT.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated December 6 1888, proceeded, on the 12th day of Feb'y 1889 to survey and mark the alterations proposed in the roads described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey: Beginning at a stake in the middle of the road leading from the Harrison road to the St. Clairsville and Harrock pike, said stake being 13 rods east of the Pine Grove School House; and fifteen (15) ft south of the line between sections 13 and 14 from which stake a white oak 12 inches in diameter bears S 30° E 25 1/2 links, another W. O. 18 inches in diameter bears S 39 1/2° W 44 links. Running thence through the lands of J. C. Kintner N 10 1/4° E 32 rods to a stake thence N 31 1/2° E 3.68 rods to a point in the middle of the old road, thence N 43 3/4° E 12 rods, thence N 26° E 12 rods, thence N 13 1/2° E 8 rods, thence N 1° W 14 rods thence N 7 1/2° E 46 rods, thence N 5° E 34 rods, thence leaving the old road N 4° W 79.48 rods to a large sugar locust, on or near the line between the lands of the said J. C. Kintner and Mrs. Hammond, thence on through the land of the said Mrs. Hammond, on the west side of a brook N 45 1/2° E 20 rods, thence N 33 3/4° E 20 rods, thence N 62° E 17 rods, thence N 37 1/2° E 22 rods, thence N 34° E 9.72 rods, thence N 55° E 4.20 rods and thence N 46° E 24.30 rods to the middle of the Barnesville and St. Clairsville road, from said point, a black elm 24 inches in diameter bears N 44° E 85 links.

The proposed alteration or amendment in the Barnesville and St. Clairsville road, begins at the sugar, above described, on the Kintner and Hammond line, running thence N 87° W 12 rods, thence across the run, S 48° W 10 rods, thence N 66° W 15 rods to the aforesaid land line, thence N 87° W 36.36 rods to the section line; and J. B. Magles land; and thence through the Magles land N 70 1/2° W 127 rods to a stake in the middle of the Barnesville road opposite a gate from which a black oak bears N 73 3/4° W 38 links.

See page 555 for plat

I CERTIFY that the above is a correct plat and return of the survey of the alteration of the roads named above as surveyed by me James McMillan Surveyor of said alterations

REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your Dec 6 session, A. D. 1888, we the undersigned, Viewers appointed under said order, met with James R McMullen Surveyor, at St Clairsville, O on Feb 12 1889 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.

Saban Lodge failing to attend we with the Surveyor after waiting until after 2 o'clock P.M. appointed Wm Parkinson to fill the vacancy.

Francis McCann and Jacob Parkinson were selected by us as chain carriers, and Francis Magee 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 establishment of said road as follows:

Beginning for the same in the County road about 13 rods east of the Pine Grove School house; thence in a northerly direction through lands of J. C. Kintner to intersect the County road about 36 rods north of point of commencement Beginning for 2nd alteration in the County road on lands of Jno C Kintner & nearly west of his buildings thence in a northerly direction to lands of Mrs S. P. Hammond, thence in a westerly direction through said lands & on the west side of a brook to intersect what is known as the Barnesville road. For the 3rd alteration beginning on the line between Jno C Kintner & Mrs S. P. Hammond thence in a westerly course through lands of said Kintner & Hammond, thence through lands of Jesse B. Magee to intersect the Barnesville road near J. B. Magee's gate.

For a full & complete description we refer to the accompanying surveyors report which we make a part of ours. In our opinion the alterations hereby contemplated under unnecessary the following described part of the original road, to wit: 1st: From the point of beginning of 2nd alteration to the Barnesville road, and 2nd the Barnesville road from the point where the road leaves the Barnesville road north to the National road to the point south east of R. A. Hammonds house where the proposed road intersects said Barnesville road. We also recommend the vacation of that part of the Peyton Harrison road between the Pine Grove School house and the point where the proposed alteration enters the said Peyton Harrison road.

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

1st. The proposed roads are upon very much better grounds than are the present avoiding three very bad hills. 2nd. If the changes are granted the aggregate length of roadway is very considerably reduced. Generally we think the public will be greatly benefitted by the proposed alterations.

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

All of which is respectfully submitted.)

Feb 13th 1889

Wm Parkinson
Wm A Brown
Geo W Wise

Viewers.

Wm Parkinson Pd Feb 13⁸⁹ Viewer, 2 days, \$3.00
W A Brown Pd " 2 " \$3.00
Geo W Wise Pd " 2 " \$3.00
James R McMullen Surveyor, 2 days, \$10.00

Francis McCann Chainman, 1 day, \$1.00
Jacob Parkinson " 1 " \$1.00
Francis Magee Marker, 1 " \$1.00

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