

**Separate Report of Viewers.**

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, Viewers of the Allendale petitioned for by E. J. Arick 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 <u>J H Deudor</u>	<u>\$55.00</u>	<u>Alford Ridgway</u>	<u>\$75.00</u>	dollars;
To <u>Pat Campbell</u>	<u>\$10.00</u>	<u>John Dubois</u>	<u>\$225.00</u>	dollars;
To <u>John Hardesty</u>	<u>\$40.00</u>	<u>Pinewood Cemetery Association</u>	<u>\$37.50</u>	dollars;
To <u>Sam between Sta 17 &amp; 76</u>	<u>\$100.00</u>			dollars;
To <u>PA Mitchell</u>	<u>" " "</u>		<u>1 M</u>	dollars;
To <u>Rachel Kinsey</u>	<u>\$50.00</u>			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 <u>Pinewood Cemetery Association</u>	<u>\$25.00</u>	<u>John Hardesty</u>	<u>\$225.00</u>	dollars;
To <u>Pat Campbell</u>	<u>6.00</u>	<u>Sam between Sta 17 &amp; 76</u>	<u>\$50.00</u>	dollars;
To <u>Rachel Kinsey</u>	<u>8.17.50</u>			dollars;
To <u>Alford Ridgway</u>	<u>8.25.00</u>			dollars;
To <u>John Dubois</u>	<u>\$187.50</u>			dollars;

R. Pollock  
Executive  
W. A. Allen
} Viewers and Jurors to award Damages.

May 25 1889

St. Clairsville, O., June 3. 1889

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.

J. A. Henderson }  
County Auditor.  
Dep't Auditor

Morris Cope  
H. J. Berry  
Prob. Israel
} Commissioners.

St. Clairsville, O., June 4. 1889

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.

J. A. Henderson }  
County Auditor.  
Dep't Auditor

Morris Cope  
H. J. Berry  
Prob. Israel
} Commissioners.

St. Clairsville, O., June 5. 1889

The Commissioners met in regular session, and the report of the viewers in favor of the establishment of said road from Station No 1 to Station No 17 added 12 rods, and from Station No 76 to Station No 122 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 landowners by reason of the location of said road through their several premises, which report was also publicly read. And now comes John

Dubois, by J C Heublein, his attorney and files a motion in words and figures following lowit:

To the Commissioners of Belmont Co. Ohio,

In the matter of the alteration of the County road }  
petitioned for by E S Arnick and others. } Motion

Now comes pro Dubois and moves  
the Commissioners herein to dismiss the proceedings  
in the above matter because the records do not  
show that Chalkley Dawson was sworn according to  
law.

J C Heublein

Atty for Jno Dubois

which motion was, by the Board overruled.

And now comes J C Heublein and files the following motion:

To the Board of Commissioners of Belmont Co. O  
In the matter of the alteration of the County Road }  
petitioned for by E S Arnick et al } Motion

Now comes pro Dubois, Alfred Ridgeway  
and The Leewood Cemetery Association and moves that  
the proceedings be dismissed because the Surveyor  
was not sworn as required by law.

June 5 1889,

J C Heublein,

Atty for Jno Dubois A. Ridgeway  
The Leewood Cemetery Association

which motion was overruled.

And now comes John Dubois and moves that the proceedings  
of the viewers, Surveyor, Chancery & marker be set  
aside because the Surveyor was not sworn as re-  
quired by law.

June 5 1889

J C Heublein

Atty for John Dubois.

Which motion was, by the Board, sustained.  
And it appearing from said motion that said proceedings  
were irregular in that the surveyor had failed to qualify  
according to law, therefore said viewers, Robert  
Pollock Wm Allen and Jno Kuehler, and Chalkley Dawson  
Surveyor, are hereby re-appointed for the purpose of  
viewing and surveying said alteration as provided  
by Section 4651a, O.L. Vol 86, p. 59, to meet at Barton Sta  
Aug 6, 1889. See page 223

Attest:

J A Hudson  
Dep Auditor

Morris Coope } Commissioners  
W H Berry } of  
Jno. Israel } Belmont Co

## **ROAD PETITION,**

FOR AN ALTERATION OF A COUNTY ROAD IN MEAD. SMITH & YORK. 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 ..... 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, for it. Beginning at the undersigned petitioners petition  
your Honorable Board of Commissioners, of Belmont County, Ohio, at their next meeting  
in April 1889, praying for alteration of County road leading from Martin Caldwell's  
to David Ramsay, through lands of Martin Caldwell, John Bouts, M. S. Scales, M. E. S. Faddus  
& A. Graham, J. H. Ramsay, Samuel Mc Masters and David Ramsay. Beginning  
for same in Captain road, near school house on lands of Martin Caldwell, in section  
28, York Rd., running in a northwesterly direction, through lands of Martin Caldwell  
and Jeff. John Bouts & M. S. Scales, to the line between M. S. Scales, M. E. S. Faddus &  
William Ramsey, thence along the line between William Ramsay and M. E. S. Faddus &  
Mc Masters, to or beyond a certain thence, through land of William Ramsay, to or  
near a spring run, believe said William Ramsay, and A. Graham, thence in a north  
west direction, at said run, through land of B. A. Graham, to or near a holler, then in a  
westerly direction, to or near waterings, through, thence in a northwesterly direction, to coal  
house of B. A. Graham, on said premises, along road, thence on or near said road to lands  
of J. H. Ramsay, in mead Rd., thence in an easterly direction, through lands of J. H. Ramsay  
to or near mount of low leading to William Ramsay's house, - in County road leading  
from Jacobsburg to Pleasant Hill, thence in a northwesterly direction, along or near, said road,  
to or near, back yard of J. H. Ramsay, thence along or near, said road, through said  
lands, to lands of Samuel Mc Masters, thence running west along line of Samuel  
Mc Masters, and J. H. Ramsay, to or near an oak tree, on said line, thence in a northwesterly  
direction, through lands of said Mc Masters, to lands of David Ramsay, in South York,  
thence through lands of David Ramsay, south of said Ramsay's stable, intersect-  
ing County road leading from Captain to St. Clairsville, in section one, South  
Worsham, Belmont County, Ohio. A. D. 18

A. D. 18

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
B. A. Graham	Martin Caldwell	Conrad Neff	O. M. Neff
J. H. Ramsay	Isaac Ramsey	Saul McFadden	John Ramsay
W. H. Ramsay	Theodore Neff	W. D. Millott	W. B. Darle
Henry Scales	R. H. Warren	W. H. Neff	Saul Ramsay and five others

**Know all Men by these Presents.**

That we, B. A. Graham and O. M. Neff 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 Clarendon Hills this 2<sup>nd</sup> day of April 1869.

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:

Beginning in the Captiva road, near school house on land  
of Martin Caldwell in Sec. 28 York township, running in a  
southerly direction through the lands of Martin Caldwell, Ellen  
Jeff Jhu Foaty and M. S. Scales, to the line between M. S. Scales  
and William Rausay. thence along the line between William  
Rausay and M. E. McFadden, thence through the lands of  
William Rausay and W. B. Graham, thence in a south west  
direction through the lands of B. A. Graham, thence in a wester-  
ly direction. thence in a northerly direction to the coal house  
of B. A. Graham &c. intersecting County road leading from  
Captiva to St. Clairsburg in Sec. 1. Smith township Belmont Co. O.

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.

B. A. Graham  
O'Malley

Seal

Seit

26

St. Clairsville, O.,

April 3<sup>rd</sup>

1889

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 W W Wallace, J. G. Welsh and Lewis Ows three disinterested freeholders of the county viewers, and Chalkley Dawson surveyor of said proposed road, to meet at school house on lands of Martin Caldwell on Tuesday May 7, 1889 for the purpose of discharging their official duties relative to the object prayed for in the foregoing petition.

ATTEST.

R R Barnett  
County Auditor.

Morris LopezAbel IsraelW H Berry

Commissioners.

## SURVEYOR'S REPORT.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated April 5 1889, proceeded, on the 7th day of May to survey and mark the alteration of County road described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

Bearings & distan-	Sta.	Bearings	Sta.	Bearings	Sta.	Bearings	Sta.	Bearings	Sta.
No.	ces.	ces.	ces.	ces.	ces.	ces.	ces.	ces.	ces.
1	N 49 1/2 W	25 64 31	N 6 1/2 E	18	61 23 52 E	13	91 N 83 71 W	500	
2	N 33 W	28 44 32	N 17 1/2 E	20 32 62 N 3 1/2 E	732 92 N 34 W	11			
3	N 9 1/2 E	16 64 33	N 12 E	16 24 63 N 9 W	908 93 N 44 2/3 W	836			
4	N 21 1/2 W	548 34	N 9 W	14	64 N 5 1/2 W	984 94 N 49 W	1276		
5	N 31 W	920 35	N 7 1/2 W	19 81 65 N 20 E	66 1 95 N 25 W	1424			
6	N 39 W	29	N 18 1/2 E	3 44 66 N 30 E	17 08 96 N 29 W	1752			
7	N 42 W	528 37	N 10 1/2 E	22 24 67 N 43 1/2 E	17 28 97 N 52 W	628			
8	N 19 1/2 W	732 38	N 14 E	16 52 68 N 21 1/2 W	19 52 98 N 61 1/2 W	1040			
9	N 18	18 80 39	N 4 1/2 E	11 36 69 N 23 W	19 99 N 63 W	1320			
10	N 19 W	21 68 40	N 5 W	16 70 N 1 W	14 28 100 N 85 W	14			
11	N 33 W	16 64 41	N 34 W	66 71 N 2 1/2 E	13 44 101 S 87 1/2 W	1576			
12	N 5 E	13 44 42	N 41 W	3 124 72 N 24 W	11 48 102 S 68 1/2 W	1464			
13	N 12 1/2 W	11 88 43	N 48 1/2 W	10 52 73 N 40 W	19 19 103 N 75 W	856			
14	N 62 W	32	N 48 1/2 W	12 74 N 5 1/2 E	12 104 S 81 W	9			
15	N 18 W	12	N 39 W	10 75 N 14 W	19 40 to Sta. 105 in th				
16	N 12 W	14	N 39 W	936 76 N 13 1/2 W	21 20 County road in the				
17	N 5 1/2 E	10 60 47	N 69 W	2 040 77 N 12 1/2 E	14 60 N 8 1/4 of sec 12 p 6 R 4				
18	N 49 W	17 28 48	S 82 1/2 W	7 48 78 N 55 W	12 52 Smith 2p from which				
19	N 21 W	29 40 49	S 72 W	4 16 79 N 58 W	17 48 at SW corner of David				
20	N 16 1/2 W	7	S 65 1/2 W	1 068 80 West 22 Ramsey's house bears					
21	N 10 1/2 E	14 72 51	S 79 1/2 W	7 16 81 N 71 1/2 W	8 36 N 28 1/2 W 16.52 rods				
22	N 19 E	19 24 52	N 75 W	3 80 82 N 26 1/2 W	27 24 distant. Total length				
23	N 45 E	12 24 53	N 15 W	4 83 N 37 W	8 44 of road 4 miles 278.80				
24	N 38 E	10 24 54	N 30 W	15 84 N 27 1/2 W	7 24 rods, all of which is				
25	N 41 E	8	N 2 1/2 E	23 20 85 N 20 1/2 E	624 shown on above				
26	N 31 E	8 48 56	N 14 1/2 W	3 040 86 N 27 1/2 E	35 plat.				
27	N 22 1/2 E	7 72 57	N 22 W	11 87 N 3 1/2 W	12				
28	N 15 E	9 88 58	N 14 1/2 E	17 88 N 36 W	30				
29	N 16 E	9 40 59	N 4 1/2 W	17 60 89 N 37 W	20				
30	N 28 E	7 32 60	N 35 E	9 16 90 West	23 28				

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

Chalkley Dawson

Surveyor of said Alteration

See pp 5580 559 for plat

## REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your Apl 5 session, A. D. 1889, we the undersigned, Viewers appointed under said order, met with Chalkley Dawson Surveyor, at Caldwell's School house on 9th of May 1889 and were severally sworn to discharge, faithfully and impartially the duties required of us in said order. I. A. Welsh one of the viewers named in said order being unable to attend to the duties of said appointment we in conjunction with the Surveyor appointed J. F. Caldwell to act in his stead.

Chris Daily and John Graham were selected by us as chain carriers, and A. H. Thoburn 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 at a point in Caplera road upon the lands of Martin Caldwell and running thence through the various lands and upon the roads as called for in said petition, to a point in the County road near David Ramsey's dwelling. For a more minute description of road, see Surveyors report accompanying this and mail a part of this report.

We would respectfully report that the said so much of said ought to be alteration as is located for the following reasons: believe it Ma. No 1 and Ma. No 100 should be allowed for the following reasons: 1st. By said alteration the road bed will be placed upon much better ground. 2nd. The grades will be much easier portions of the present road being very steep, while the alteration was not to exceed a 7 degree grade. We believe the alteration to be of great public benefit.

We have also determined that the public convenience requires that such Alteration shall be established 33 feet in width.

All of which is respectfully submitted.)

May 18 1889

U. V. Wallace  
J. F. Caldwell  
Lewis Owens

Viewers.

			F E E S .	
<u>U. V. Wallace</u>	Pd <u>3810</u>	Viewer,	3 days, \$4.50	<u>Cha. Daily</u> Chainman, Pd 2 days, \$2.00
<u>J. F. Caldwell</u>	Pd <u>3826</u>		" \$4.50	<u>John Graham</u> " Pd 2 " \$2.00
<u>Lewis Owens</u>	Pd <u>3725</u>		" \$4.50	<u>A. H. Thoburn</u> Marker Pd 2 " \$2.00
<u>Chalkley Dawson</u>	Pd <u>3725</u>	Surveyor,	3 days, \$2.50	<u>McChols rodman</u> Pd 1 " 1.00
				Pd 3787

**Separate Report of Viewers.**

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, Viewers of the Road petitioned for by B A Galau et al 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 <u>John Fouty</u>	<u>Dec Pd No 3987</u>	dollars;
To <u>Samuel McMaster</u>	<u>Thirty Pd No 4614</u>	dollars;
To <u>David Ramsey (don't pay)</u>	<u>Twenty six (this part of alteration included in part reported against)</u>	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 <u>John Fouty</u>	<u>Fifteen Pd No 3987</u>	dollars;
To <u>Samuel McMaster</u>	<u>Forty five Pd " 4614</u>	dollars;
To <u>David Ramsey (don't pay)</u>	<u>Fifteen (In the part of alteration not allowed)</u>	dollars;
To		dollars;
To		dollars;

W V Wallace  
for R Caldwell  
Lewis Owen }  
 Viewers and Jurors to award Damages.

May 18

1889

St. Clairsville, O., June 3 1889

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.

J A Henderson }  
County Auditor.

Morris Pope  
H P Berry  
Prof. Indal }  
 Commissioners.

St. Clairsville, O., June 4 1889

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.

J A Henderson }  
County Auditor.

Morris Pope  
H P Berry  
Prof. Indal }  
 Commissioners.

St. Clairsville, O., June 5 1889

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 landowners by reason of the location of said road through their several premises, which report was also publicly read; and the board being of opinion that the compensation and damages awarded by said viewers to the several claimants, to wit:

To John Foaly, \$10<sup>00</sup> compensation and \$15<sup>00</sup> damages; To Samuel McMas-  
ter thirty dollars compensation and twenty five dollars damages  
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, damages, and costs of  
survey out of the county treasury; and no petition for re-  
view being filed it is ordered that the county auditor draw  
his order upon the county treasurer in favor of said  
Foaly and McMaster for the amount of compensation and  
damages to be 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 as a  
public highway from Station No 1 to Station No 100. It  
is further ordered that the county auditor issue in the  
name of the Board an order to the trustees of said town-  
ships directing them to cause said road to be opened  
according to law.

Attest:

P. Henderson  
Sept 1st A.D.

Morris Coop  
W H Berry  
Prov. Road

Commissioners  
of  
Delaware Co

Orders issued Aug 14<sup>th</sup> 1889.

R R Barrett

Auditor

Corrected orders issued Oct 2<sup>nd</sup> 1889

R R Barrett

Auditor

# ROAD PETITION,

FOR A Washout of County ROAD IN Richland 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 \_\_\_\_\_

We the undersigned petitioners give notice to the Trustees of Richland Tp., Belmont Co., O., that there is a washout on the Jug Run road about 25 or 30 rods below where the said road leaves the St. Clairsville and Cadiz pick; and we petitioners ask that said road be put out of reach of the run and avoid the two fordings or two bridges and we ask that said change continue a few rods above or west of a shed on the lands known as the Ayers land and gradually get north of the present road and keep north of the run until it intersects the St. Clairsville and Cadiz Pick.

Dated this \_\_\_\_\_ A. D. 18\_\_\_\_\_

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
Mo S Hutchison	James Hutchison		
Moses Hutchison	D H Robson		
Mo Jackson	Nallav Astcraft		
Clark Nichol	Jm Relius		

## 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.