

Judge to the County Commissioners, it is therefore ordered that further consideration of said matter be postponed until August 21, 1891.

Attest: *John B. Israel* } Commissioners
John Henderson } of
 Auditor *Miles R. Hart* } Belmont Co
Winfield S. Mechem

St. Clairsville O. Aug 21- 1891

Board met this day, as per adjournment, all members being present. On motion further consideration of said report was postponed until Sep 11- 1891.

Attest: *John B. Israel* } Commissioners
John Henderson } of
 Auditor *Miles R. Hart* } Belmont Co
Winfield S. Mechem

St. Clairsville O Sep 11- 1891.

Board met as per adjournment, all members being present. The transcript of the proceedings had in the Probate Court in the foregoing case was again read and it appeared ^{by said transcript} that *Plummer Sidwell* had obtained ^{a verdict for} an increased compensation and damages, viz: - Compensation ^{#134⁰⁰} damages ^{#333.50}, and it further appearing to the board that said road will be of public utility and of sufficient importance to the public to justify the payment of said increased compensation and damages out of the County Treasury. It is therefore ordered that the Auditor draw his order upon the County Treasurer in favor of said *Sidwell* for the amt. of \$467.50, and that the petitioners pay the costs, except jury fees, accruing in said Probate Court; that the survey and plat of said road be recorded and that said road be established a public highway forty feet in width. It is further ordered that the County Auditor issue, in the name of the board, an order to the trustees of Smith & Richland Townships, directing them to cause said road to be opened according to law. It is further ordered that before issuing any orders on treasurer for compensation and damages, the County Auditor shall receive a certificate from the Supervisors of the road districts through which said road passes in each township, countersigned by the trustees that work has been commenced to open said road.

Attest: *John B. Israel* } Commis-
Auditor *Miles R. Hart* } sioners
Winfield S. Mechem

See page 576 for plat

Compensation & Damages paid Plummer Sidwell \$467.50 May 24, 1892 Order No 486

ROAD PETITION,

FOR A Alteration of Co ROAD IN Washington Tp

To the Board of Commissioners of Belmont County, Ohio:

The undersigned petitioners, residents of Belmont 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

as follows — such road, to-wit: Beginning at in the Co. road at Armstrongs Mills on the lands of Armstrong in Sec. 10, thence running westward through said lands on the N. side of Captina creek to the lands of L. W. Armstrong thence running through the lands of and near the residence of L. W. Armstrong to the lands of Jas P. Sencion; thence through the lands of Jas P. Sencion to the lands of Jasen Read; thence through the lands of Jasen Read ending in the Co. road or through the lands of Jas Sanford and thence ending in the Co. road. Your petitioners respectfully represent that the alteration prayed for will avoid the necessity of bridging their farms on Captina creek and further pray that said alteration be made at the expense of said Belmont Co, and ask that such proceedings may be had as are authorized and required by law for the proposed alteration

Dated this Febry 7 3^d A. D. 1891

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
A. B. Giffen	Amos Morris	J. A. Korell	Jonas Groves
Nathl Piper	Jos Dornon	J. B. Irwin	Grant Groves
L. W. Armstrong	L. W. Armstrong	J. W. Groves	James Willison
Chas W Wright	Wm Baker	C. Stonebraker	and 27 others

Know all Men by these Presents,

That we, L. W. Armstrong and Julius Armstrong 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 Armstrong Mills this 8th day of April 1891

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 paid; otherwise to be in full force in law.

ATTEST.

L. W. Armstrong Seal
Julius Armstrong Seal
Seal

St. Clairsville, O., May 5 1891

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, and filed, approved and accepted, thereupon the Board appointed Lee Evans, J. C. Lewis M. C. Moore three disinterested freeholders of the county viewers, and James O. Perkins surveyor of said proposed road, to meet at Armstrong's Mills, O. May 21, 1891 at 10 a.m. for the purpose of discharging their official duties relative to the object prayed for in the foregoing petition.

ATTEST.

County Auditor.

Commissioners.

SURVEYOR'S REPORT.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated March 1891, proceeded, on the 20 day of May to survey and mark the Road as described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

Sta.	Courses	Distances	Sta.	Courses	Distances
1	N 8° W	832	31	N 59° W	2060
2	N 18½° W	840	32	N 43° W	2836
3	N 7½° W	852	33	N 45° W	3068
4	N 57° W	432	34	N 31½° W	6
5	N 34° W	660	35	N 11½° W	436
6	N 35° W	344	36	N 7° W	1252
7	N 43° W	652	37	N 10° W	6
8	N 45° W	628	38	N 23° W	6
9	N 53° W	468	39	N 29° W	528
10	N 60° W	604	40	N 40° W	460
11	N 68½° W	568	41	N 43½° W	756
12	N 88½° W	548	42	N 61° W	4
13	N 85° W	1580	43	N 89° W	1644
14	S 85° W	1544	44	N 80° W	868
15	S 88½° W	904	45	N 76° W	436
16	N 81° W	1252	46	N 62½° W	852
17	S 61½° W	18	47	N 72° W	10
18	N 59½° W	4	48	N 70° W	552
19	N 53½° W	1660	49	N 76° W	660
20	N 56° W	468	50	N 87° W	1260
21	S 70° W	1356	51	S 74° W	1472
22	S 66° W	28	52	S 88° W	2428
23	N 30° W	1148	53	S 83° W	1340
24	N 52° W	640	54	N 87° W	16
25	N 32° W	460	55	S 85° W	930
26	N 39° W	1108	56	S 71½° W	860
27	N 41° W	8	57	S 60° W	620
28	N 36½° W	868	58	S 55° W	1720
29	N 33° W	1084	59	S 65° W	656
30	N 37° W	580	60	S 70° W	30

For plat see page 578

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 May 5 session, A. D. 1891, we the undersigned, Viewers appointed under said order, met with Jennings Perkins Surveyor, at Armstrongs Mill on 20th May and were severally sworn to discharge, faithfully and impartially the duties required of us in said order.

Lee Evans did not appear. We got report he was called out to Court. Lewis Owens was appointed in his place.

T. P. Landon and Asa Vandyne were selected by us as chain carriers, and Joseph Vandyne 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 establishment of said road as follows:

Commencing at the County road near Armstrongs Store House, thence up the Centerville road as shown by the Surveyors plot, thence along the hillside north of Captins Creek near the residence of L. W. Armstrong and on through his land and on to T. P. Linds, south of the residence, thence on the land of Jason Reed to Jno Sanford north of the old road, and on to Galbotts mill as shown by the Surveyors return. We kept north of the Creek and along the old road or rather N. of it from Jason Reeds bottom. The heaviest grade is in the Centerville road from the Store. We did not try it but we think no place over 7°. The grade is good and that is the reason we did not take the degrees.

We would respectfully report that the said Road ought to be opened for the following reasons: As it would be more convenient for the Citizens of Bend Fork and vicinity to reach Armstrongs Mills and Railroad without crossing Captins Creek and also avoids the narrows near the School House which we think is dangerous to travel and also saves building bridge.

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.
May 21st 1891

M. E. Moon
T. E. Lewis
Lewis Owens } Viewers.

FEES.

<u>M. E. Moon</u> Viewer, 2 days, \$ <u>2.00</u>	<u>T. P. Linds</u> Chainman, 2 days, \$ <u>2.00</u>
<u>T. E. Lewis</u> " 2 " \$ <u>2.00</u>	<u>Asa Vandyne</u> " 2 " \$ <u>2.00</u>
<u>Lewis Owens</u> " 2 " \$ <u>2.00</u>	<u>Joseph Vandyne</u> Marker, 2 " \$ <u>2.00</u>
<u>Jennings Perkins</u> Surveyor, 3 days, \$ <u>15.00</u>	

Separate Report of Viewers.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, Viewers of the County Road petitioned for by L. Wamslering 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. S. Talbott</u>	<u>\$25</u>	dollars;
To	<u>J. W. Sanford</u>	<u>\$25</u>	dollars;
To	<u>Jason Read</u>	<u>\$57</u>	dollars;
To	<u>J. P. Leudon</u>	<u>\$35</u>	dollars;
To	<u>L. Wamslering</u>	<u>\$200</u>	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;

<u>J. E. Lewis</u>	} Viewers and Jurors to award Damages.
<u>M. E. Morris</u>	
<u>Lewis Owens</u>	

May 21 1891

St. Clairsville, O., June 1 1891

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.

<u>Bro. Israel</u>	} Commissioners.
<u>Miles R. Hart</u>	
<u>Winfield S. Mechem</u>	

St. Clairsville, O., June 2 1891

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 }

<u>Bro. Israel</u>	} Commissioners.
<u>Miles R. Hart</u>	
<u>Winfield S. Mechem</u>	

St. Clairsville, O., June 3 1891

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, being the third reading of same, it is ordered that further consideration of same be postponed until July 6-91.

Attest:

<u>Andr</u>	<u>Bro. Israel</u>	} Commissioners of Belmont Co
	<u>Miles R. Hart</u>	
	<u>Winfield S. Mechem</u>	

St Clairsville, O., July 6 1891.

Board met this day as per adjournment, and further consideration of said road report was postponed until Aug 3, 1891.

Attest;

Geo. C. Israel
Miles R. Hart.
Winfield S. Mechem

} Commissioners
of
Belmont Co

St Clairsville, O., Aug 3, 1891.

The Board met today as per adjournment, and the report of the viewers of said road in favor of its establishment having been publicly read today and the report of said viewers in relation to the assessment of compensation and damages having also been publicly read, and L. W. Armstrong and others, Citizens of Belmont Co., Ohio, having filed their petition for a review of said road, it is therefore ordered that one or more of said applicants for a review enter into a bond to the State of Ohio for the use of said County, in the sum of One Hundred dollars, conditioned for the payment of the costs of such review in case said road be finally established, with sureties to be approved by this board.

L. W. Armstrong having filed his bond with E. B. Armstrong, surety, executed in accordance with the former ^{order} of the board, said bond is accepted and approved. And it appearing to the board, that the petitioners for a review are free-holders of said County, residing in the vicinity where said road is to be reviewed, and that the prayer of said petitioners is just and reasonable, further proceedings under the original petition are suspended, and it is ordered that Wm Day, W. W. Watt, Joshua Morley, James Powell and A. S. Frost, five disinterested freeholders of said County be, and they hereby are, appointed a committee to review said road, and report thereon to this board at its next session in September. It is further ordered that said reviewers meet at Armstrong's Mills, on the 27th day of August, 1891, at 10 o'clock A. M., and that the County Auditor issue, in the name of the board, an order to said reviewers, according to law.

Attest;

J. A. Henderson
Auditor

Geo. C. Israel
Miles R. Hart.
Winfield S. Mechem

} Commissioners
of
Belmont Co

Report of Viewers

To the Board of Commissioners of Belmont County, Ohio:
 In obedience to your order, dated August 6 AD 1891, we, the undersigned reviewers, appointed under said order met at Armstrong's Mills on August 27, 1891, and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order. After being duly sworn we proceeded to review both routes and we recommended that the route petitioned for by L. W. Armstrong, et al. be established for the following reasons, viz.: It will make a direct road, avoids all crossings of the creek, and is of more public utility.

Wm Day
 W W Matt
 Joshua Worley
 A. S. Frost
 Jas. M. Powell } Reviewers

Fees

Joshua Worley, reviewer	2 days	\$3.00	pd No 923
W W Matt	" 2 "	\$3.00	pd No 280
Wm Day	" 2 "	\$3.00	pd No 29
A. S. Frost	" 2 "	\$3.00	" " 536
J M Powell	" 2 "	\$3.00	pd 344.

St. Clairsville, O. Sep. 9, 1891.

The report of the reviewers being in favor of the establishment of the road petitioned for by L. W. Armstrong, et al. (see p. 361) and said report having been read on three different days, as required by law, and the board being of opinion that the compensation and damages awarded by said viewers to the several claimants, to wit:

To S. S. Talbott \$25 Compensation: to Jno Sanford \$25. Compensation:
 " Jason Read \$50 " " J. P. Lendon \$35 "

" L. W. Armstrong \$200 " 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 out of the County treasury, it is ordered that the County Auditor draw his order upon the County Treasurer in favor of said claimants for the amount of compensation 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 ^{thirty feet in width} and it is further ordered that the County pay no part of the costs of opening said road, but that the Auditor issue, in the name of the board an order to the trustees of Washington Twp. directing them to cause said road to be opened according to law. It is ordered that no compensation be paid to any claimant until work has been commenced ^{on the premises of each claimant} to open said road, which fact must be certified to by the Supervisor or Supervisors, countersigned by the township trustees.

Jno B. Grogan } Commissioners
 Miles B. Hart
 Wm. Fred S. Michener

For plat Sep 578

Order No 314-93

ROAD PETITION,

FOR A To find line of ROAD IN Wayne Sp.

To the Board of Commissioners of Belmont County, Ohio:

We The undersigned ~~petitioners~~, resident freeholders of ^{Belmont} ~~said~~ county, respectfully represent ^{to you} ~~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 that the place of beginning and true Course of the County road leading up Long Run in Wayne Sp is uncertain by reason of removal or destruction of monuments or marked trees by which such road was originally designated, said road commencing on the lands of D R Benson near the mouth of Long Run thence up said run through the land of D R Benson, Mary Moon and Heland Bolons, terminating at or near the residence of Samuel Tillet. The public necessity requires that said road be maintained, *We* therefore request you to take such legal measures in the premises as will be necessary to find the true Course of said road.

Dated this _____ A. D. 18____

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
<i>Young, Stidd</i>	<i>Jno Emerson</i>	<i>J W Okey</i>	<i>G W Day</i>
<i>Philip B Hunt</i>	<i>Ammon Hunt</i>	<i>Isaac Brown</i>	<i>Jno Kothley</i>
<i>J W Maris</i>	<i>Mahlon Wood</i>	<i>Mary M Eddy</i>	<i>Henry Palmer</i>
<i>R. V. Turner</i>	<i>Jno W Russell</i>	<i>J A Hutchinson</i>	<i>and 7 others</i>

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.,

May 11

1891

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 line of said county road, and that the proper notices have been given according to law, bond filed, approved and accepted, thereupon the Board appointed Matthew Gordon, Alex Porterfield & M. Adair three disinterested freeholders of the county viewers, and J. R. McMullane surveyor of said proposed road, to meet at D. R. Beeson's house May 26 1891 at 10 a.m. for the purpose of discharging their official duties relative to the object prayed for in the foregoing petition.

ATTEST.

County Auditor.

John C. Israel
Miles R. Hart
Winfield S. Israel

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 May 9th session, A. D. 1891, we the undersigned, Viewers appointed under said order, met with JR McMillen Surveyor, at DR Benson's on May 26th and were severally sworn to discharge, faithfully and impartially the duties required of us in said order. The Auditor failing to find records of survey of said road designated in our order, we adjourned to meet June 7th 1891. JR McMillen and Matthew Gordon were appointed to examine records and obtain the proper notes of survey.

Nehemiah Mudd and Jules Poyt were selected by us as chain carriers, and A J Moore 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 establishment of said road as follows:

The initial point having been destroyed by the washing away of Creek Bank, we took the testimony of persons who had often seen the reference line while standing. Began at a point in the Somerton and Morris town road at or near the point in the Thomas Survey and proceeded through the lands of DR Benson, Mary Moore, the heirs of William Bolton and Jacob Edwards. For particulars refer to the Surveyor's report.

We found it necessary to vary from the Thomas Survey in some places on account of the swamps and wash-outs, making the distance no greater and improving the line of said road.

We would respectfully report that the said Road ought to be thirty feet in width.

All of which is respectfully submitted.)

June 3 1891

Matthew Gordon
Alex Porterfield
Wm Adair Viewers.

Pd 441 FEES.

<u>Matthew Gordon</u> Viewer,	5 days, \$	<u>7.50</u>	<u>Nehemiah Mudd</u> Chainman,	3 days, \$	<u>3.00</u>
<u>Alex Porterfield</u> "	3 days, \$	<u>4.50</u>	<u>Jules Poyt</u> "	3 " \$	<u>3.00</u>
<u>Wm Adair</u> "	3 days, \$	<u>4.50</u>	<u>A. J. Moore</u> Marker.	3 " \$	<u>3.00</u>
<u>James R. McMillen</u> Surveyor, 5 days, \$			<u>25.00</u> Pd 515-		