

St. Clairsville, O., Dec 5 1892

The Commissioners met in regular session, and the applicants, sixty five in number,

freeholders and electors of the county, residing in that portion of the county in which said road is sought to be vacated, leading from the Hendrysburg and Moorfield road to the Flushing and Hendrysburg road, established on petition of Moses Perkins, by the Commissioners of said County, March 9, 1892, viz: Beginning for the same at the intersection of said road of the Sec. line between Secs. 11 & 17 in Tp 9 Range 6 in said county thence in an easterly direction to and across the Stillwater creek, and thence in a north-easterly direction to a point where it intersects the Flushing and Hendrysburg road, is located, having filed their petition for the vacation of said road, it is ordered that before further proceedings be had upon said application, one or more of the petitioners execute to the State of Ohio, for the use of the County, a bond in the sum of One Hundred dollars, conditioned according to law, with sureties to be approved by this board.

W. J. Veachem }
Silas Bailey } Commissioners
Miles R. Hart. }

Auditor

In the matter of the petition of } St. Clairsville Dec 5, 1892,
L. F. Murphy et al to vacate }
a County road } The said L. F. Murphy having filed his bond in the sum of one Hundred dollars payable to the State of Ohio, for the use of the County, conditioned for the payment of the costs of said application, in case the prayer of the petitioners be not granted, with J. W. Shannon, surety thereon, which bond is accepted and approved. And it appearing that notice of the filing of said petition has been given according to law, said petition was publicly read, for the first time, and continued to the next regular session of the board for further proceedings.

W. J. Veachem }
Silas Bailey } Commissioners
Miles R. Hart. }

Auditor

St. Clairsville O, March 6 1893.

Said petition was this day publicly read the second time and thereupon came Moses Perkins and 23 other freeholders of Belmont County and filed their written objection to the vacation of said road, It is therefore ordered that one or more of said objectors enter into a bond, payable to the State of

SURVEYOR'S REPORT.

To the Board of Commissioners of Belmont County, Ohio:

The undersigned, in obedience to your order, dated _____ 189____, 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:

Ohio for the use of the County in the sum of One Hundred dollars, conditioned for the payment of the costs of a view of said road, in case the same be finally vacated, with sureties to be approved by this board, before further proceedings be had upon said objections.

W. D. McChesney
 Silas Bailey
 Miles R. Hart } Commissioners

At Clairsville O. Dec 8, 1893,

Moses Perkins, one of the objectors to the vacation of said road having filed his bond in accordance with the former order of the board, with C. A. Murphy surety thereon, which is accepted and approved, it is ordered that J. W. Laughlin, W. A. Merritt and Geo. A. Price, three disinterested persons, be, and they hereby are, appointed to view said road, and report their opinions as to the vacation of the same, according to law; and that they meet at residence of Samuel Perkins on the 27th day of April 1893, at 10 o'clock A. M. and after having performed the duties of their appointment that they make report to this board, at its next regular session.

W. D. McChesney
 Silas Bailey
 Miles R. Hart } Commissioners

At Clairsville O. June 5, 1893

Board met this day in regular session, and by agreement of parties further consideration of said report was deferred till June 19, 1893, at 11 o'clock, A. M.

W. D. McChesney
 Silas Bailey
 Miles R. Hart } Commissioners

At Clairsville O. June 19, 1893

Board met this day in adjourned session, after hearing evidence of petitioners and remonstrators, the board find that irregularities exist in the report of viewers, and therefore dismiss the proceedings at the cost of petitioners,

Attest:

W. D. McChesney
 Silas Bailey
 Miles R. Hart } Commissioners

Auditor

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

Surveyor of said _____

ROAD PETITION, ^{Sec 36} (Warren?)

For an Alteration of Co. Road in Kirkwood Tp

To the Board of Commissioners of Belmont County, Ohio:

In the matter of the alteration of the county road leading from Fairview to Barnesville by way of Catharine Beardmoore:

The undersigned petitioners resident freeholders of said county of Belmont, respectfully represent that the public convenience requires that the county road leading from Fairview to Barnesville, by way of Catharine Beardmoore, in said County, should be altered between the following points, to wit: At a point on said road at the foot of the James Cowgill hill on the north side thereof, at a stake marked "D" near a walnut log, and where said road joins with the road leading from Fairview to Barnesville, by way of Benjamin Giffie, at the joining of said two roads, at a stake marked "A"; Said change beginning on the first mentioned road at the foot of the said James Cowgill hill on the north side thereof, at a stake on said road marked "B"; thence running in a south-westerly direction through the lands of Job Johnson, deceased about 45+ rods to a stake marked "C"; thence in a south-westerly direction through said lands of Job Johnson, deceased about 8 rods to the road leading from Fairview to Barnesville by way of Benjamin Giffie at a stake marked "D" on said road near a hay stack on the Johnson lands; thence with said last mentioned road to said stake marked "A". Said petitioners therefore ask that the necessary proceedings may be had to establish such alteration according to law. Said petitioners ask that that part between said points on the old and present road, to wit, the road first mentioned in this petition, be also vacated.

Dated this Oct. 22 A. D. 1897

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
John W. Hunt	John Henderson	Chas E Buchanan	
J. W. Shepherd	R. A. Warfield	C. E. Miller	
Geo W Boyd	Jas W Cowgill	Mrs Forbes	
Catharine Beardmoore	S. H. Prier	R. C. Cowgill	
Robt Guffin	Mrs F. Cowgill		
H. M. Guffin	Henry Gibson		
Jacob Bratton	J. R. Gibson		

Know all Men by these Presents:

That we, John W. Hunt and Israel Dallas McKeown are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of One Hundred (\$100⁰⁰) 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 Barnesville this 13 day of March 1893

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 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.

John W. Hunt Seal
Israel Dallas McKeown Seal

St. Clairsville, O., March 8 1893

The Commissioners met in Regular session at their 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 had been given according to law, bond filed, approved and accepted, thereupon the Board appointed Daniel Stanton Henry Neptune, and Jos. C. Israel three disinterested freeholders of the county, viewers, and J. A. Bond surveyor of said proposed road, to meet at J. W. Congill's May 11, 1893 at 11 A.M. 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 landowners by publication, as required by law.

ATTEST:

County Auditor.

W. S. Meckem
Silas Bailey
Miles R. Hart } Commissioners.

REPORT OF VIEWERS.

To the Board of Commissioners of Belmont County, Ohio:

In obedience to your order, issued at your March 8 session, A. D. 1893, we the undersigned, Viewers appointed under said order, met with John A. Bond Surveyor, at J. W. Cowgill's on May 11th and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order.

Geo. C. Israel
J. H. Neplum
D. C. Stanton

J. L. Murphy and Homer H. Neplum were selected by us as chain carriers, and Geo. W. Hunt 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:

We recommend that so much of the old road as lies between Stations A & B be vacated. Respectfully Submitted
Geo. C. Israel
J. H. Neplum
D. C. Stanton

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

that it places the road on a much better grade, reduces the grade - from 12 degrees to not over three degrees and also places the road on drier ground

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

All of which is respectfully submitted,
May 11 1893

Geo. C. Israel
J. H. Neplum
D. C. Stanton } Viewers.

FEEES.

Geo. C. Israel Pd Viewer, 2 days, \$3.00
J. H. Neplum Pd " 2 " \$3.00
D. C. Stanton Pd " 2 " \$3.00
John A. Bond Surveyor, 1 days, \$5.00
J. L. Murphy Chainman, 1 days, \$1.00
Homer H. Neplum " 1 " \$1.00
Geo. W. Hunt Marker, 1 " \$1.00
mileage & plat } Pd \$4.25
10.00

St. Clairsville, O., Sept 6 1893

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 location of said road through their several premises, ^{the hearing arguments for and against the adoption of said report by the abrogation} 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 the Estate of Job Johnson, dec'd, for land \$50⁰⁰ Pd No 182
 " " " " " " " " " " fencing \$75⁰⁰ Pd No 182
 " " " " " " " " " " damages \$100⁰⁰ Pd No 182
 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 being filed, it is ordered that the County Auditor draw his order upon 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 forty feet in width, as prayed for in the petition, ^{and reported by viewers} and that so much of the old road as lies between Stations A and B be and the same is hereby vacated.

Attest:

Auditor

Silas Bailey }
 W. D. Richman } Commissioners
 Miles R. Hart }

In the matter of the Alteration of }
 County Road petitioned for by } Filing appeal bond.
 Jno. W. Hunt, et al, }
 J. E. Johnson appeals from an order of the County Commissioners of Belmont County, O. made at the Sept. session on account of compensation and damages allowed him by the viewers on 1893, and also on account of establishing said ^{appeal} ~~appeal~~ ^{in the sum of \$200⁰⁰ cash} ~~appeal~~ ^{on the 23rd day} of Sept 1893, filed his appeal bond, with W. D. Rodemaker and Geo W. Jarvis, as sureties thereon, which bond is approved.

J. A. Henderson, Auditor,

See page 32