

EZEKIEL BROWN'S ROAD IN PERRY TOWNSHIP

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Notice is hereby given that a petition will be presented to the Commissioners of Franklin County at their next December term asking for the location of a County Road as follows: Commencing in Perry Township at a point where the Orlando Case Road intersects, the County Road leading from the Humphrey Settlement in Delaward County South to George Snouffer's in Franklin County; thence next to the South line of land belonging to Ezekiel Brown from thence next to intersect the County Road on the next line of Lynn Section at the Southwest corner of land belonging to David Shipman

Snouffer Road - from Sawmill Road to Smoky Row Road

ROW = 40'

October 4, 1851

Monday December 1, 1851

The Commissioners of Franklin County being met in regular session: Present Jacob Slyh, Eli F. Jennings and Jesse Baughman, Ezekiel Brown presented the petition of

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himself and others for a new County Road in Perry Township, and gave bond according to law in the words and figures following, to-wit:

To the Hon. the Commissioners of Franklin County, we the undersigned Citizens and freeholders of said County represent to your Honorable body, that the location of a County Road as follows would be of _____ public utility; Commencing in Perry Township at a point where the Orlando Case Road intersects the County Road leading from the Humphrey Settlement in Delaware County south to George Snouffer in Franklin County; thence West to the South line of land belonging to Ezekiel Brown, from thence West to intersect the County Road on the West line of Lynn Section at the South corner of land belonging to David Shipman, we further pray that your Honorable body would proceed as the law directs to establish said Road.

October 4, 1851

Petitioners Names Herman Andrews - John C. Andrews - Homer Fuller - Ezekiel Brown - Columbus Kent - G. H. Andrews - R.W. Andrews - Oliver Waller - Samuel Andrews - Carrel Britton - William Youiel - Ira Carpenter - Daniel Beard - Jos. Beers - Jas. Beers Jr. - John M. Momas - James Jamison - David Snouffer - Israel Neds - I.N. Case - Elenor Yinning - H. A. Armstrong - Nathan Carpenter - C.C. Armstrong - Stephen Armstrong - James B. Matthews - Jacob Billingsley - Walter Billingsley - James K. Thomas - Constant Bacon - John Friend - John Snouffer - D. W. Thoman.

Know all men by these presents that we Ezekiel Brown and Columbus Kent, are held and firmly bound unto the State of Ohio for the use of Franklin County in the just and full sum of \$100.00 Dollars the payment of which, will and truly to be made, we bind ourselves, our heirs vix jointly and severally, firmly, by these presents: Witness our hand and seal the 1st day of December in the year 1851.

The condition of the above obligation is said, that whereas the above bound Ezekiel Brown has this day petitioned the Commissioners of Franklin County for the location of a new County Road in Perry Township, now if the abound Ezekiel Brown shall succeed in his petition then this obligation to be void and of no effect, otherwise in full force- in law-

Ezekiel Brown (SEAL)
Columbus Kent

WHEREUPON the said Commissioners, appointed Samuel Kinnear, now bears and Hanson Bull viewers and F. Fuller Surveyor.

S. R. Adams C.C.
 John Miller C.C.
 George Snoffer Marker

Thereupon the commissioners aforesaid, read the reports aforesaid of the viewers and surveyor aforesaid, the 1st time in Open session

And on Wednesday, March 3, 1852 said Commissioners read said reports the 2nd time in Open session.

Ezekiel Brown Road (Cont'd.)

Afterward towit, on Wednesday, June 9, 1852, the Commissioners aforesaid, being met in regular session, present Jacob Slyh, Eliz. F. Jennings and Jesse Baughman.

Ordered that the Board petitioned for by E. Brown, and others in Perry Township, be established and recorded, and that the same be opened _____ feet wide.

Therefrom David Shipman gave notice that he should take an appeal from the decision of the Commissioners in relation to the establishment of said Road and gave bond according to law.

Know All Men by these Presents: that we David Shipman and Jacob _____, Chas. Shipman are held and firmly bound unto the State of Ohio for the use of Franklin County in the just and full sum of \$100.00 Dollars, the payment of which, will truly to be made, we bind ourselves, our heirs, vs. jointly and severally, firmly, by these presents Witness our hands and seals the 9th day of June in the year 1852.

The condition of the above obligation is such that whereas the above bound David Shipman, his this day taken an appeal from the decision of the County Commissioners, in relation to the Road petitioned for by Ezekiel Brown and others, in Perry Township, Franklin County, Ohio.

Now if the said David Shipman shall succeed in his appeal, then this obligation to be void and of no effect, otherwise to remain in full force in law.

David Shipman, Jacob Paupaw, C. Shipman (SEAL)

David Shipman)	
VC)	Case damages accrued by the laying of a Co. Road through the premises
Ezekiel Brown)	of the Plaintiff

Summons issued on the 11th day of June, 1852, at 9 O'clock A.M. of that day, parties met on the 22nd day of June 1852. A jury empanelled and an venire issued for a jury to meet on the 26th day of June, 1852 at 9 O'clock A.M. The jurors met on the 26th day of June, 1852 and being duly sworn by Squire Geo. Taylor, proceeded with myself to view said Road and we do find damages.

June 26, 1852, the undersigned jurors on the above case after viewing the line of Road through the premises of the Plaintiff do access damages to the amount of \$30.00 Dollars and cost of suit. Therefore judgment is rendered against Defendant for the sum of \$30.00 Dollars with costs of suit this 26th day of June, 1852 before me Jacob Paupaw, J.P.

State of Ohio Franklin County

I certify that this a true copy of the proceedings heard beforeme in the case of David Shipman against Ezekiel Brown.

Given under my hand this 1st day of July, 1852

Jacob Paupaw, J.P.

Samuel Kinnear - Solomon Beers - Hanson Bull - Viewers
F. Fuller, Surveyor

Auditor's Office - Franklin County
December 24, 1851

Gentlemen:-

You have been appointed by the Commissioners of Franklin County to view and survey a route for a new County Road in Perry Township, commencing in Perry Township at a point where the Orlando Case Road intersects the County Road leading from the Humphrey Settlement in Delaware County South to George Snouffer in Franklin County, thence West to the South line of land belonging to Ezekiel Brown from thence West to intersect the County Road on the West line of Lynn Section at the Southwest corner of land belonging to David Shipman. You will therefore meet at _____ on the day of _____ 185_ and proceed in the premises according to law, a copy of which is hereto annexed.

Yours respectfully
H. Cary Auditor of County

State of Ohio, Franklin County, Sharon Township SS.

December 29, 1851. This day came Samuel Kinnear, Solomon Beers, Vg. Hanson Beck viewers named in the within order and were severally sworn according to law.

George Taylor, J.P.

Afterward to-wit: on Tuesday, March 2, 1852, the Commissioners aforesaid and being met in Regular session Present: Jacob Slyh - Eliz. F. Jennings and Jesse Baughman. The viewers and Surveyor as aforesaid appointed made their reports in the words and figures following to-wit:

In pursuance of an order to use directed by the Commissioners of Franklin County, Ohio, to view and survey a route for a new County Road in Perry Township - Beginning in Perry Township at a point where the Orlando Case Road intersects the County Road leading from the Humphrey Settlement in Delaware County South to George Snoffers in Franklin County; thence West to the South line of land belonging to Ezekiel Brown from thence West to intersect the County Road on the West line of Lynn Section at the Southwest corner of land belonging to David Shipman.

On the 29th day of December, 1851 we all three met and after being duly sworn as the law directs, proceeded to view and review the above petitioned for a route for a County Road, and we are of opinion that a County Road established would be of public utility, the ground is generally good and we are also of opinion that 40 feet in width would be sufficient for public convenience and in reference to the law making it the duty of the viewers at the same time to access damages if any thereto, and

made return thereof. We are of opinion that there is no damages sustained by any individual in consequence of the establishment of said Road.

In reference to course, distance marking Road and mile trees, we cite you to the Surveyors report and plat herewith returned.

Given from under our hands this 19th day of January, 1852.

Samuel Kinnear - Solomon Beers - Hanson Bull - Viewers.

In accordance with an order from the Commissioners of Franklin County appointing Samuel Kinnear, Solomon Beers and Hanson Bull reviewers and F. Fuller surveyor to view and survey a route for a new County Road in Perry Township S. R. Adams and John Miller were chain carriers and George Snoffer Marker, after being duly sworn proceeded on the 29th day of December 1851 to surveyor said route. Commencing in Perry Township at the point, where the Orlando Case Road intersects County Road leading from the Humphrey Settlement in Delaware County South to George Snoffers in Franklin County, thence North 89 degrees west to the south line of lands belonging to Ezekiel Brown; thence West the same course to intersect the County Road on the West line of Lynn Section at the South West corner of land belonging to David Shipman the whole distance being one mile and one hundred and ninety one and a half rods.

F. Fuller, Surveyor

December 31, 1851