

209d
Rec'd
Page 249-253
1857
0010
010

Agler Road - from Westerville Road to Sunbury Road ROAD RECORD NO.8 ROW = 30'

ROAD RECORD NO.8

PAGE NO.249

LEWIS AGLER'S ROAD IN CLINTON & MIFFLIN

Be it remembered, that heretofore, to wit: At the September session A.D. 1857, of County Commissioners of Franklin County, Ohio, among other proceedings then and there had, were the following, to wit:

September 7th, 1857. Lewis Agler this day presented a Petition for a new County road in the Township of Mifflin, in words the following, to wit:

To The Honorable The Commissioners of Franklin County, Ohio; GENTLEMEN:

The undersigned, resident - freeholders of said County, respectfully request your honorable body to take the necessary legal steps for the location of a new County road, on the following described route, to wit: Commencing on the Columbus and Sunbury Turnpike Road on the line between Samuel Agler and Peter Horlocker; thence west on their line to Alum Creek; thence across said Creek; thence up the east bank of said creek about twenty rods to Lewis Aglers lane; thence west along side lane to the line between George and William Kessinger; thence west along their line until it strikes the land of A.B. Denune; thence across said Denune land to the line between John D. Coe and Robert Innis; thence west along their line to the Clinton & Blendon Plank Road, there to terminate. Ans as in duty bound will pray. Said road to be forty feet wide. July 28th, 1857.

J.H. WILSON	JOHN McCOLLEY	LEWIS AGLER	A.R. INNIS
D. BEERS	H. ZINN	GEORGE KISSINGER	JOHN C. DECKER
JAMES PARK	P. AGLER	WILLIAM KISSINGER	A. BURWELL
D. RUGG	T. McCOLLEY	JBS WRIGHT	

Accompanying said petition was a copy of the following Notice, to wit: Notice is hereby given that their will be a petition presented to the Commissioners of Franklin County, at their September session, A.D. 1857, praying for the location of a new County road in Township of Mifflin and Clinton, as follows: Commencing on the Columbus and Sunbury Turnpike, on the line between Samuel Agler and Peter Horlocker; thence west on their line to Alum Creek; thence across said creek; thence up the west bank of said creek about twenty rods to Lewis Aglers lane; thence west along said lane to the line between George & William Kissinger; thence along their line until it strikes the land of A.B. Denunes; thence across said Denunes land to the line between John D. Coe and Robert Innis; thence along their line to the Clinton and Blendon Plank Road, there to terminate. Said road to be forty feet wide. July 28, 1857.

Many Petitioners.

PAGE 250

And at the same time personally appeared Geo. Kissinger and made oath in words following, to wit:

STATE OF OHIO, FRANKLIN COUNTY, SS.-

Personally appeared George Kissinger, who being duly sworn deposed and saith that he stuck up one Notice in the County Auditor's office, and also three Notices in Mifflin and Three in Clinton Townships, for the Road petitions for by Lewis Agler and others, and that said Notices were stuck up four consecutive weeks before the first Monday in September, 1857.

GEORGE KISSINGER.

Sworn to before me, this 7th day of September A.D. 1857.

EDWARD LIVINGSTON, County Commissioner.

And at the same time said Lewis Agler produced the affidavit of S. Bradford in words the to wit:

(Continued- next page)

(Lewis Agler's Road - Continued)

STATE OF OHIO, FRANKLIN COUNTY, SS.-

Samuel Bradford being duly sworn deposeseth and saith that the notice in true copy of which is hereunto annexed, was published in the OHIO STATESMAN, a newspaper in general circulation in the County of Franklin, four consecutive weeks, from and after the 20th day of July, 1857.

SAMUEL BRADFORD.

Sworn to and subscribed before me this 7th day of September A.D. 1857.

JOHN G. MILLER, J.P.

And at the same time Lewis Agler and George Kissinger gave bond in the words following, to wit: KNOW ALL MEN BY THESE PRESENTS, That we, Lewis Agler and George Kissinger, are held and firmly bound unto the State of Ohio for the use of Franklin County in the just and full sum of One Hundred Dollars, the payment of which, well and truly (to) be made, we bind ourselves, our heirs, &c, Jointly and severally firmly by these presents. Witness our hands seals, the seventh day of September in the year 1857.

The condition of the above obligation is such, That whereas the above bound Lewis Agler has this day petitioned the County Commissioners for the location of a new County road in Mifflin Township. Now if the said Agler shall succeed in his said petition, then this obligation to be void and of no effect, otherwise to remain in full force in law.

LEWIS AGLER (SEAL)
GEORGE KISSINGER (SEAL)

And afterwards, to wit: On the third day of said Session, the Commissioners appointed John Starrett Jesse Baughman, Henry Richour, Viewers, and Warren W. Pollard, Surveyor, on said proposed road.

and thereupon there was issued from the office of the County Auditor the following order, in words the following, to wit:

AUDITORS OFFICE, FRANKLIN COUNTY, COLUMBUS, SEPTEMBER 10th, 1857.

JOHN STARRETT)
JESSE BAUGHMAN) Viewers.
HENRY RIDENHOUR)
WARREN W. POLLARD, Surveyor.

GENTLEMEN:

You have been appointed by the County Commissioners of this County (Franklin) to view and survey a route for a new County Road; Commencing on the Columbus & Sunbury Turnpike Road, on the line between Samuel Agler and Peter Horlocker; thence west-on-their-line to Alum Creek; thence across creek; thence up the west bank of said creek about twenty rods to Lewis Aglers line; thence west along said line to the line between George & William Kissinger; thence west along their line until it strikes the land of A.B. Denune; thence across said Denunes land to the line between John D. Coe and Robert Innis; thence west along their line to the Clinton and Blendon Plank road, there to terminate.

(Page 257)

You will please meet at Peter Horlocker's at 9 o'clock A.M. on the first day of October A.D. 1857, or within five days thereafter and proceed to view and survey said route, making accurate note thereof, and make due report to this Office on or before the first Monday in December A.D. 1857.

With respect, JOHN M. FUGH, County Auditor.

PAGE 251

And afterwards, to wit: In due time said order was duly returned to said Auditor's Office, with the following endorsements made thereon: MIFFLIN TOWNSHIP, FRANKLIN COUNTY, STATE OF OHIO, SS.-

Before me, Surveyor within and for said County, personally came the within named John Starrett, Jesse Baughman, and Henry Ridenhour, and made solemn oath that they would faithfully and impartially perform the duties assigned them by virtue of the within order. The 1st day of October, A.D. 1857.

W.W. POLLARD, Surveyor F.C.O.

Accompanying the same was a Report of the Viewers, Surveyor, in words the following, to wit:

SURVEYORS REPORT

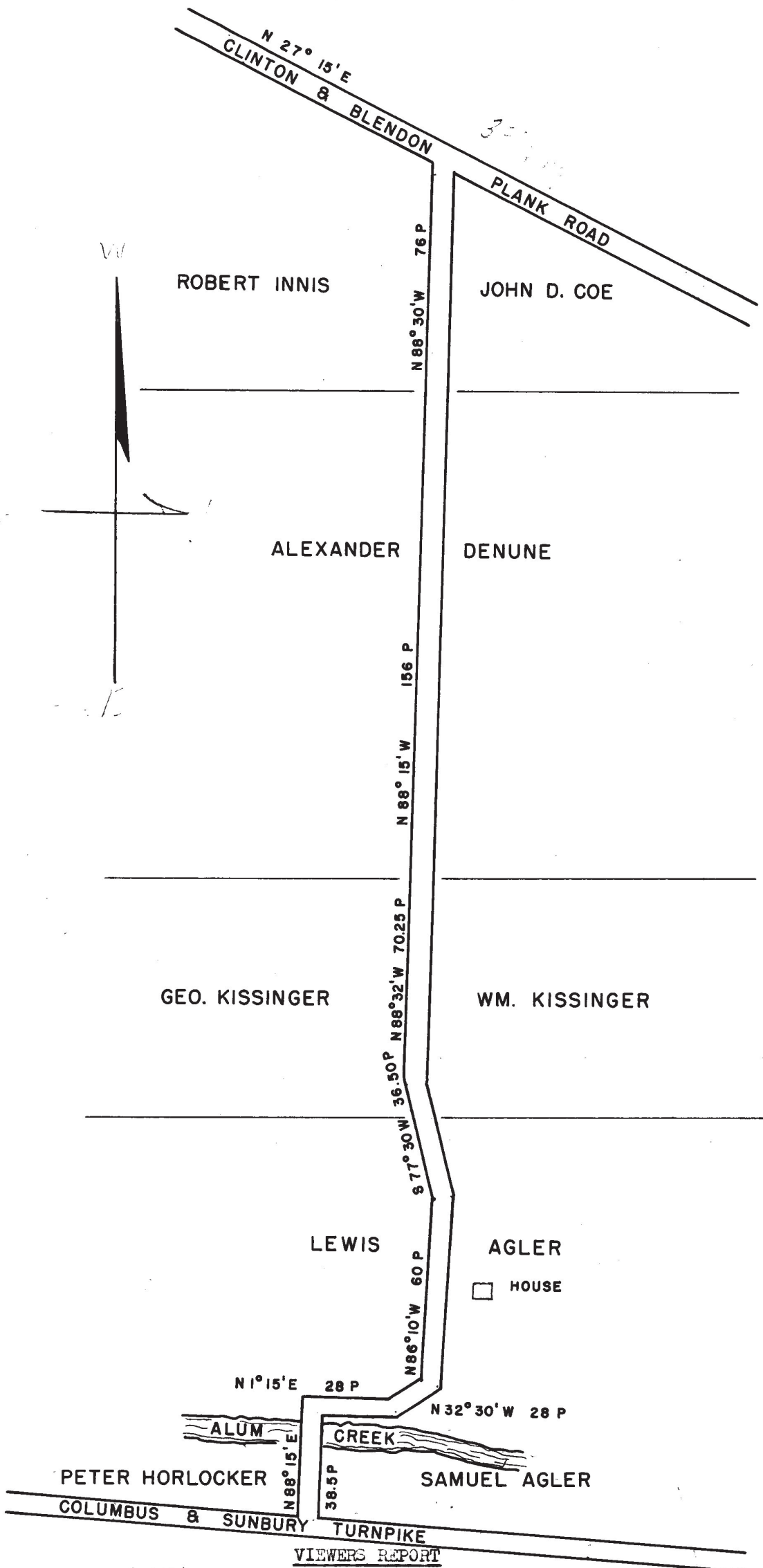
Pursuant to the annexed Order, I met with John Starrett, Jesse Baughman and Henry Ridenhour, Viewers, named in said Order at the house of Peter Horlocker, on the 1st day of October A.D. 1857, and after taking to our assistance William Burwell and Frederick Agler as chain carriers, and Lewis Agler as Marker, proceeded to view and survey said route for road as prayed for the petitioners; Beginning at a stone in the centre of the Columbus and Sunbury Turnpike Road, in the line between said Peter Horlocker and Samuel Agler; and running from thence along their said line N. 88°-45' W. meeting the east banks of Alum Creek, at 28 poles, 38-50/100 poles to a stake on the west bank of said creek; thence N. 1°-15', 28 poles to a stake; thence N. 32°-30' W. 12 poles to a stake in the centre of a lane; thence along said lane N. 86°-10' W. 60 poles to a stake; thence S. 77°-30' W. 36-50/100 poles to a stake in the line between George & William Kissinger; thence along their line N. 88°-32' W. 70-25/100 poles to a stake and stone in Alexander Denunes east line corner to said George & William Kissinger; thence across said Denunes land N. 88°-15' W. 156 poles to a stake corner to Robert Innis and John D. Coe; thence along their line N. 88°-30' W. 72 poles to a stake in the centre of the Clinton and Blendon Plank Road, and there ending. Making the whole distance One Mile, Three Furlongs and thirty-seven and twenty-five hundredths poles (1 M. 3 F. 37-25/100 P.)

W.W. POLLARD, Surveyor.

(Continued-over)

0020300 Road Record Rec'd 8 Page 249-253 1857 0020 010

(P L A T)



VIEWERS REPORT

(with)

To the Commissioners, in and for the County of Franklin, State of Ohio: In pursuance of the annexed Order, we, the undersigned, Viewers named in said order, met with the surveyor W.W. Pollard, at the time and place above stated; and after having been duly qualified proceeded to view and survey said route, of which the above description and diagram is a true and faithful representation; and we are unanimously of the opinion that the public convenience requires that a road should be opened on said line. We therefore report in favor of opening said road as surveyed and would also recommend Thirty feet (30) as a suitable width for said road. Samuel Agler and John D. Coe having filed with us their written claims for damages for using their lands for said road. We do hereby award to said Samuel Agler the sum of Eight (8) Dollars, and to the said John D. Coe, the sum of Twenty-five (25) dollars, as full compensation for said damages. Given (under) our hands this Twenty-fifth day of November A.D. 1857.

(Page 252)

JOHN STARRETT)
 JESSE BAUGHMAN) Viewers.
 HENRY HIBENHOUR)

0020
 300
 Road Record
 8
 Page 249-253
 1857
 0030
 010

ROAD RECORD NO.8

ROAD RECORD NO.8

PAGE NO.252

(Lewis Agler Road- Continued)-----

This certifies that William Burwell and Frederick Agler, Chain Carriers, and Frederick Agler, Marker in the above Survey, was duly qualified before me.

W.W.POLLARD, Surveyor.

And afterwards, to wit: At the December Session A.D. 1857, the County Commissioners, said Report was taken up the first day and read the first time.

And afterwards, to wit: On the second day of said session said Report was taken up and read the second time.

And afterwards, to wit: On the third day of said Session said Report was taken up and read the third time, and no objection being made to the establishment of said road, and the Commissioners being of opinion that said road would be of public utility, the same was established in accordance with the Report of the Viewers and Surveyor; the Commissioners agreeing to pay the damages.

01

3001 Road Record 8 Page 253-256 1857 0010 010