
Comr's. Record P.260

COMMISSIONERS MEETING. March 1st 1875.

FIRST READING..

The Board took up the Viewers report of the road petitioned for by R.B.Demorest and others in Franklin Tp.,which was read the first time. On motion of Mr Riley the Board adjourned to meet on tomorrow, March 2nd. 1875..

Comr's. Record Page 260

COMMISSIONERS MEETING,Mar.2nd 1875

SECOND READING..

The Board took up the Viewers report of the Road petitioned for by R.B.Demorest and others in Franklin Tp.,and it was read the second time. There being no other buisness to transact the Board adjourned to meet,tomorrow March 3rd 1875..

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COMMISSIONERS MEETING Mar.3rd 1875

THIRD READING..

The Board took up the Viewers report of the road petitioned for by R.Demorest and others in Franklin Tp.,which was read the third time.

On motion of Mr Riley the road was ordered to be established and that the petitioners pay compensation and damages.
Sept.18th 1875..

Commissioners again take up the matter of the Demofest Road.. The petitioners pay into the County Treasury \$ 151. Dollars..

Commissioners order the road established from Big Run Road to the Avenue Road as shown on the plat..

Order issued to Township Trustees to open road..

ROAD RECORD NO.9

ROAD RECORD NO.9

PAGE NO.195

GREEN LAWN AVENUE ROAD....

(East of Green Lawn.S.W.Col..)

ROAD NOTICE..

TO THE BOARD OF COUNTY COMMISSIONERS
OF FRANKLIN COUNTY,OHIO:

THE UNDERSIGNED residents of Franklin County and in the vicinity of the road herein petitioned for respectfully asks your Honorable Body for the location of a County road within said Franklin County,as follows: Beginning in that which is known as the road leading from Franklinton to Chillicothe,Ohio,on the west Scioto River,and at a corner common to lands owned by Green Lawn Cemetery and Mrs Mary A.Rivers; running thence east-wardly on the line between the lands belonging to Green Lawn Cemetery and the said Mary A.Rivers, to the south east corner of said Green Lawn Cemetery; thence northwardly to the southwest corner of land owned by the heirs of William Miner,deceased; thence eastwardly through the lands of the heirs of said Wm.Miner deceased,Mary Wharton and Peter Schwartz to the Scioto River; and thence across the Scioto river to the west boundary of the City,at a point near the residence Louis Lindemann,the whole distance being about two miles in length..

A.M.Wharton and others...

STATE OF OHIO,) I,W.H.Moore being duly sworn depose and say,that the Notice,of which a true Copy is Franklin Co.ss.) hereunto annexed,was published one time a week,in The Ohio State Journal,a newspaper printed in said County of Franklin,State of Ohio,and of general circulation therein,and that the first publication was made April 30th A.D.1874.

W.H.Moore,

Sworn to before me,and signed in my presence,this 1st day of June 1874..

Printers' Fees \$ 8.00

A.H.Fritchey, Notary Public.

PETITION...

TO THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY:

The undersigned Residents of Franklin County and in the vicinity of the road herein petitioned for

respectfully ask of your Honorable Body for the location of a county road within said Franklin County as follows: Beginning in that which is known as the road leading from Franklinton to Chillicothe, Ohio, on the west side of Scioto River and at a corner common to lands owned by Green Lawn Cemetery and Mrs Mary A. Rivers; running thence eastwardly on the line between the lands belonging to Gree Lawn Cemetery and the said Mary A. Rivers to the southeast corner of said Green Lawn Cemetery; thence Northwardly to the southwest corner of lands owned by the heirs of William Miner deceased; thence eastwardly through the lands of the heirs of said Wm. Miner deceased, Mary Wharton and Peter Schwartz to the Scioto River and thence across the Scioto river to the west boundary of the City at a point near the residence of Louis Lindemann. The whole distance being about two miles in length..

NAMES....

A.M. Wharton,	Frank Staley,	W.H. Akin,
L.C. Breeman,	S.D. Miner,	George D. Breeman,
D.M. Akin,	Michael Helm,	Joel Searles,
C.P.L. Butler,	Louis Sieverts,	J. Reinhard,
J.O.B. Rennick,	L.C. Bailey,	M.W. Wharton,
Ed. Jaeger,	L.B. Bartlet,	E. Barcus,
H.B. Albeny,	John G. Deshler,	O.P. Hines,
A.G. Thurman,	Wm. A. Platt,	O. Thurman,
J. Greenleaf,	W.G. Deshler,	M.B. Campbell,
W. Cox & Co.,	Sam'l B. Stimmel,	Math. Ambrusher,

BOND..

KNOW ALL MEN BY THESE PRESENTS:

That we, A.M. Wharton and Samuel Stimmel are held and firmly bound unto the State of Ohio, for the use of Franklin County, in the full & just sum of One hundred (\$100.) Dollars, the payment of which, well and truly to be made, we bind ourselves, our heirs etc etc jointly and severally, firmly, by these presents.

Witness our hands & seals, this 1st day of June, A.D. 1874..

THE CONDITION OF THIS OBLIGATION IS SUCH, That Whereas the above bound A.M. Wharton has this day petitioned the County Commissioners of Franklin County for _____ . Beginning in that which is known as the road leading from Franklinton to Chillicothe, Ohio, on the west side of the Scioto River and at a corner common to lands owned by Green Lawn Cemetery and Mrs Mary A. Rivers; running thence easterly on the line between the lands belonging to Green Lawn Cemetery and the said Mary A. Rivers to the southeast of said Green Lawn Cemetery; thence northwardly to the southwest corner of lands owned by the heirs of William Miner, deceased; thence eastward through the lands of the heirs of the said Wm. Miner deceased, Mary Wharton & Peter Schwartz to the Scioto River and thence across the Scioto river to the west boundary of the City at a point near the residence of Louis Lindenmann. The whole distance being about two miles in length..

Now, if the said A.M. Wharton shall succeed in his said petition, then this obligation to be void and of no effect; otherwise to remain in full force in law.

A.M. Wharton,	(SEAL)
Samuel Stimmel.	(SEAL)

REMONSTRANCE..

TO THE HONORABLE COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

Gentlemen: We the undersigned, resident freeholders, taxpayers in the vicinity of the proposed new road petitioned for by A.M. Wharton et al, in Franklin Tp., hereinafter described respectfully remonstrate against the laying out, location and establishment of said described as follows:

Beginning in that which is known as the road leading from Franklinton to Chillicothe, Ohio, on the west side of the Scioto River and at a corner common to lands owned by Green Lawn Cemetery and Mrs Mary A. Rivers, running thence eastwardly on the line between the lands belonging to Green Lawn Cemetery and the said Mary A. Rivers, to the southeast corner of said Green Lawn Cemetery; thence northwardly to the southwest corner of lands owned by the heirs of William Miner deceased; thence eastwardly through the lands of the heirs of said Wm. Miner, deceased; thence, Mary Wharton and Peter Schwartz to the Scioto River and thence across the Scioto River to the west boundary of the City; at a point near the residence of Louis Lindemann, the whole distance being two miles in length, and pray that said Petition be dismissed...

NAMES...

Peter Schwartz,	John Radix,
Henry Nottemyer,	John Stimmel.

APPOINTMENT OF VIEWERS..

COMR'S. RECORD, Page I89..

The Road petition of A.M. Wharton of Franklin Tp., was presented and read; accompanied by Bond, and affidavit of Printer.

The following persons were appointed as Viewers; J. Lough, T.W. Jones, Cyrus Seeds, Sr., to meet at Green Lawn Toll Gate...

June 16" 1874...

STATE OF OHIO,) BE IT REMEMBERED, That on this 26" day of June, A.D. 1874, personally appeared Franklin Co. ss.) before me, John Courtright a Surveyor in and for said County, T.W. Jones, Cyrus Seeds and J.K. Lowe Viewers, and Charles Reavers and Frank Miller, Chain Carriers and Henry Johnson Marker and C. Schneider, Flagman of a County Road petitioned for by A.M. Wharton and others and were by me duly sworn to the faithful and impartial performance of their respective duties,

John Courtright, Surveyor...

REPORT OF VIEWERS..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

In obedience to your order, issued at your June Session, A.D. 1874, we, the undersigned, Viewers, appointed under said order, met with John Courtright Surveyor, at Harrisburgh Toll Gate on the 26th day of June and were severally sworn to discharge faithfully and impartially the duties required of us in said order.

Frank Miller and Charles Reavers were selected by us as chain carriers and Henry Johnson as a Marker, who were also duly sworn & C. Sneider as a Flagman...

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 location of said road, as follows:

Beginning at an iron pin in the center of the Brown Road, it being the N.W. corner of M.A. Reavers farm and S.W. corner of Green Lawn Cemetery. Thence on the north line of M.A. Reavers S. 79° E. 145.39 poles to a stake the S.E. corner of said Cemetery and S.W. corner of John Stimmel's farm; thence with the East line of said Cemetery N. 3 1/2° W 44.76 poles to the N.W. corner of John Stimmel's farm & the S.W. corner of Sam Stimmel's farm same course 46.32 poles to the N.W. corner of Samuel Stimmel's farm & S.W. corner of W. Miner's heirs lands & in the east line of said Cemetery; thence same course 29.40 poles to a stake in the east line of said Cemetery & in the west line of Miner's heirs land; thence N. 89° E. 17.99 poles to the N.W. corner of Jacob Galls farm; thence on the north line of said farm S. 89° E. 34.33 poles to one mile stake, same course 19 poles to the N.E. corner of Jacob Galls farm; thence through Miner's farm S. 89° E. 28.61 poles to a stake; thence S. 89° E 12.04 poles to the east line of of Miner's farm and the west line of Cox farm; thence same course through Cox farm 35.32 poles to the east line of said Cox & west line of Seiverts lot. Thence same course through Seiverts lot 19.24 poles to the east line of Seiverts lot and west line of Ambruster's lot; thence same course through Ambruster's lot, 12.92 poles to the east line of Ambruster's lot and west line of Miner's heirs farm; thence through Miner's heirs farm S. 89° E 15.04 poles to a stone the S.W. corner of D. Akin's lot, it being a corner of Miner heirs land; thence on the line between D. Akins and Miner's heirs S. 89° E 54.60 poles to the center of the Jackson Pike the S.E. corner of D. Akins, and the S.W. corner of M. Wharton's farm & in the north line of Miner's heirs land; thence on the line between Miner's heirs and M. Wharton's S. 89° E. 123.22 poles to a stake marked two miles, same course 113.12 poles to a stake on top of a level to the S.E. corner of M. Wharton's farm & N.E. corner of of Miner's heirs land & in the west line of Peter Schwartz from thence S. 89° E. 13 poles to a stake on the west bank of Scioto River; thence N 88° E. 27 poles to a stake on the east side of the C. & H.V. R.R. in Lindemann's valley. Total distance two miles 153.12 poles. All of said from the S.W. corner of John Stimmel's farm to the stake in the west line of Miner's heirs farm to be taken off of the east side of Green Lawn Cemetery...

We would respectfully report that the said road ought to be established for the following reasons: that the public convenience require a road on said line..

We have also determined that public convenience require that such a County road shall be established Sixty feet in width,

All of which is respectfully submitted,)
August, 8th 1874)

J.K. Lowe)
Cyrus Seeds) VIEWERS.
T.W. Jones)

FEEES..

J.K. Lowe,	Viewers,	2 days,	\$ 3.00
Cyrus Seeds,	"	3 "	\$ 4.50
T.W. Jones,	"	3 "	\$ 4.50
Frank Miller,	Chainman,	1 day,	\$ 1.00
Chas. Reavers,	"	" "	\$ 1.00
Henry Johnson,	Marker,	" "	\$ 1.00
Chas. Schneider,	Flagman,	" "	\$ 1.00
John Courtright,	Surveyor,	3 "	\$15.00

SEPARATE REPORT OF VIEWERS.....

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned viewers of the County road petitioned for by A.M. Wharton 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 said allowances, according to law, and the same are hereto appended and returned with this report.

Compensation made for Land taken for said land has been awarded in the following sums:

TO M.A. Reavers, \$ 285.25 DOLLARS;
TO Peter Schwartz, \$ 60.00 DOLLARS;

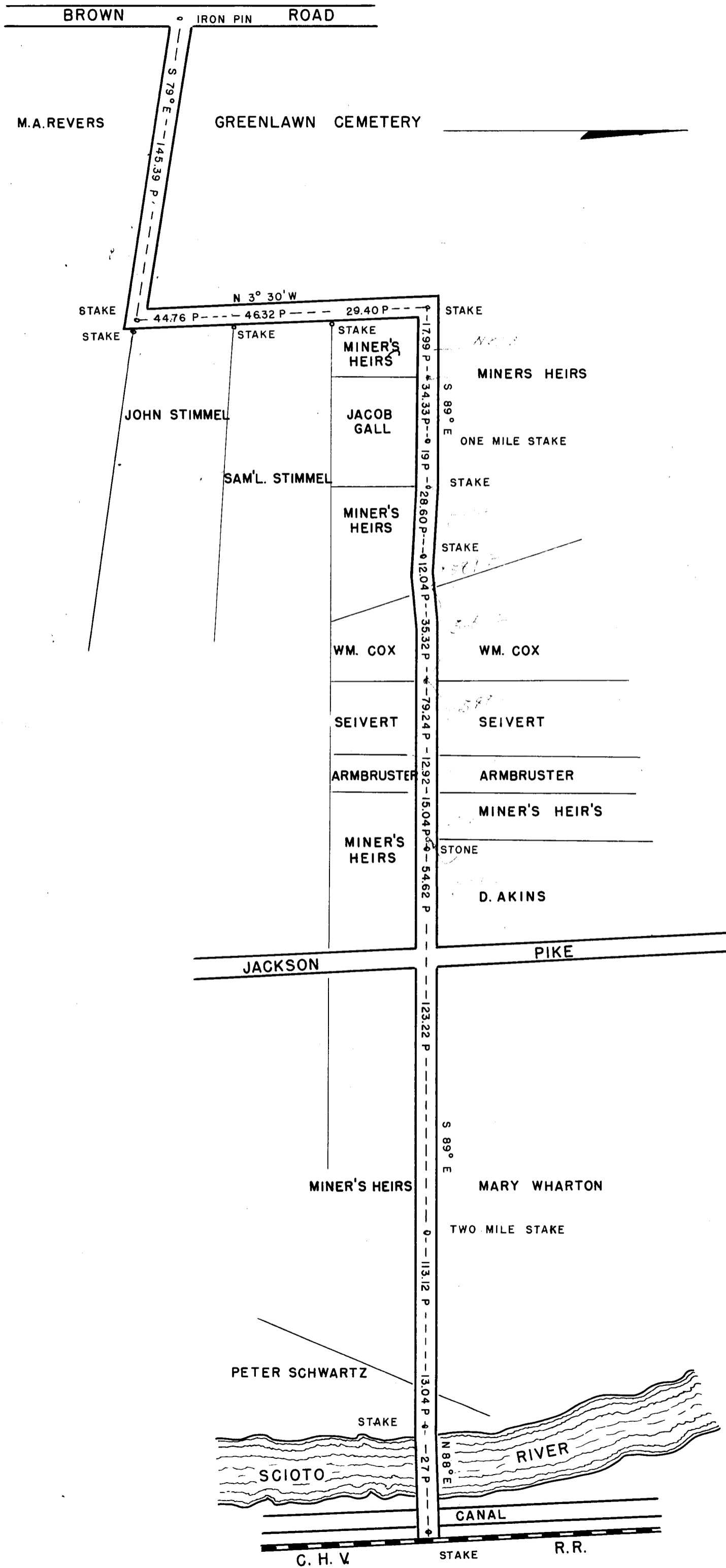
J.K. Lowe) VIEWERS AND
Cyrus Seeds) JURORS TO
T.W. Jones) AWARD DAMAGES.

SURVEYOR'S REPORT..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned in obedience to your order dated June 4th 1874" proceeded on the 26th day of June, to survey and mark the A.M. Wharton Road described in said order, under the direction of the Viewers therein named and respectfully submit the following return of said survey:

SEE PLAT ON OTHER SIDE



COMMISSIONERS MEET. Sept.7" 1874

COMR'S. RECORD Page 217;

The Viewers report for the location of a County road petitioned for by A.M.Wharton & others of Franklin Tp.,was taken up and read the first time...

COMMISSIONERS MEET. Sept.8" 1874

COMR'S. RECORD,Page 217;

The Viewers report on the road petitioned for by A.M.Wharton & others of Franklin Township,was taken up and read the second time...

COMR'S. MEETING. Sept 9" 1874

COMR'S. RECORD,Page 218;

The Viewers report on the road petitioned for by A.M.Wharton and others of Franklin Tp.,was read the third time,when Peter Schwartz presented a remonstrance signed by four individuals who ask the Board to set aside the petition without any reason.

Thereupon the Board ordered the establishment of said road by a unanimous vote on condition that the petitioners pay the damages & compensation \$ 345.25....

COMMISSIONERS MEETING,Dec.9" 1874:

COMR'S. RECORD, Page 236;

In the matter of a road petitioned for by A.M.Wharton and others in Franklin Tp.,which was established at the last regular session,and upon the appeal of of Peter Schwartz was taken to the Probate Court and their decided to give him Four hundred and Sixty Dollars,more damages than allowed him by the Viewers of said road.

This road was established at the last regular session of the Commissioners on condition that the petitioners of said road pay \$ 345.25/100 on or before Dec.I,1874:

Since that time the Court expenses were \$ 56.06 and the Amt. allowed to said Schwartz \$ 460.00 making total expense \$ 861.06 which costs as yet have not been paid into the County Treasury.

A Comunication was received from the petitioners asking for further time,which was agreed to.

COMMISSIONERS MEET. Mar.10" 1875

COMMISSIONERS RECORD,Page 263;

On Motion of Mr Riley the Petitioners of the Wharton road had the time to pay compensation and damages extended to the regular session in June next. On Motion of Mr Hibbs the Board adjourned to meet on tomorrow, March 11" 1875...

COMMISSIONERS MEET 9 April 27" 1875

COMR'S. RECORD, Page 275;

The Board of Commissioners met. The Trustees of Green Lawn Cemetery and after consultation,the Trustees agreed that they would donate a strip of land off the south line of their grounds of Thirty eight feet,the entire length of their ground for a Roadway,with the twenty two feet already dedicated for a roadway on said line,it will make a Road of Sixty feet wide and said grant will obviate the payment of damages allowed Mrs Reivers by the Viewers of the Wharton Road reducing the damages of the Wharton Road to Five hundred and twenty Dollars..

COMMISSIONERS MEETING,May 1" 1875

COMR'S. RECORD. Page 277..

The petition in the matter of the County Road petitioned for by A.M.Wharton and others having paid to the Claimant,Peter Schwartz (Mrs Reevers having been paid for the reasons the land was used) by said petitioners as damages.

The Board being of the opinion that said road would be of public utility and no petition for review being presented it is ordered that the several reports of the Viewers with the survey and plat be recorded and road established 60 feet in width and it is further ordered that the County Auditor issue in the name of the Board an order to the Trustees of Franklin Tp.,ordering the road opened and established according to law..

The Board then adjourned to meet on Wednesday next,May 5th.1875
