

ROAD RECORD NO.10

PAGE NO.II3

FREDERICK WEBER ROAD, CLINTON TOWNSHIP.

Widening of a section of Indianola Avenue from the Columbus north corp line going north 1000'

IN THE MATTER OF THE COUNTY ROAD PETITIONED FOR BY FREDERICK WEBER AND OTHERS IN CLINTON FRANKLIN COUNTY, OHIO.

NOTE: See the end of this document for the right-of-way information

ROAD NOTICE.

NOTICE IS HEREBY GIVEN, That a petition will be presented to the Commissioners of Franklin County, at the next session December A.D. 1878, praying for the Widening of a County Road on the following line, to-wit: Beginning at a point where the Corporation line of the City of Columbus intersects the Weber Road and running thence north, a distance 1000. One thousand feet on the lands of Celia Shattuck and Amelia Brevoort on the east and Bailey and Baker on the west also Hutcheson & Bliss on the west.

Frederick Weber and others. Petitioners.

Oct. 29 A.D. 1878.

AFFIDAVIT THAT COPIES OF THE ABOVE NOTICE WERE DULY POSTED UP.

THE STATE OF OHIO,) Herman Weber having been first duly sworn states that on the _____ day of _____ Franklin County, ss.) 1878, and at least thirty days before the first Monday of December 1878, he set up copies of the foregoing notice at the Auditor's Office, in said County, and at three public places in the township of Clinton in which said road is proposed to be laid out and established.

Sworn to and subscribed before me, this _____ day of Dec A.D. 1878. (signed) Herman Weber Emil Kieseewetter.

AFFIDAVIT OF PRINTER.

THE STATE OF OHIO,) I, W.A. Inskeep being duly sworn, depose and say, that the foregoing notice was published one time a week for four consecutive weeks prior to December A.D. 1878, in The O. Statesman, a newspaper printed in said County of Franklin, State of Ohio, and of general circulation therein, and that the first publication was made Oct 30" A.D. 1878.

Sworn to before me, and signed in my presence, this 23 day of November A.D. 1878. W.E. Guerue Notary Public, Franklin Co.

ROAD PETITION.

FOR A COUNTY ROAD IN CLINTON TOWNSHIP.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned petitioners, resident freeholders of said County, respectfully represent that the public convenience requires the Widening 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 Widen such road, to-wit: Beginning at a point where the corporation line of the City of Columbus intersects the Weber Road and running thence north a distance of one thousand feet on the lands of Celia Shattuck and Amelia Brevoort on the east and on the lands of Hutcheson & Bliss and Bailey & Baker on the west.

Dated this 29. of October A.D. 1878

Table with 4 columns: PETITIONERS' NAMES. Frederick Weber, Samuel Maize, C.W. Hess, Wm. Phipps; J.W. Garrett, Jno.C. Tyler, Jacob Bird, Irwin Maize; Wm. Herd, Michael Kinney, J.O. Lisle, T.R. Williams, A. Collins; E.W. Pegg, Levi Thompson, O.P. Minor, Jno. Baker, Daniel Loy.

COLUMBUS, OHIO, December 2 1878

The Commissioners met in regular session at the Auditor's Office, and the following proceedings were had, to-wit:

Now comes Frederick Weber one of the signers of the foregoing petition, and files his bond which is in the words and figures following, to-wit:

KNOW ALL MEN BY THESE PRESENTS.

That we Frederick Weber, Samuel Maize and J.O. Lisle are held and firmly bound unto the State of Ohio, for the use of Franklin County, in the penal sum of One Hundred (100) 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 Columbus this 2" day of December 1878

THE CONDITIONS OF THE ABOVE OBLIGATION ARE SUCH, That whereas application has been made to the Board of Commissioners of said Franklin County for the Widening of a County Road on the following line, to-wit:

Beginning at the point where the corporation line of the City of Columbus intersects the Weber Road and running thence north a distance of one thousand feet on the lands of Celia Shattuck and Amelia Brevoort on the east and Hutcheson and Bliss and Bailey and Baker on the west.

Now, if the said applicant 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:)
_____)
_____)

Frederick Weber (SEAL)
Samuel Maize (SEAL)
J.O. Lisle (SEAL)

Which bond is accepted and approved. And it appearing that the foregoing petitioners have fully complied with the law in regard to said petition, it is ordered that Michael Haviland, Jacob Schneider and Jacob Geigeli three disinterested freeholders of Franklin County, Ohio, be and they are hereby appointed Viewers, and B.F. Bowen Surveyor of said Widening of said Road and that they meet at North Columbus on the 17 day of January /79 at ten o'clock A.M., and after being duly sworn, proceed to the discharge of the duties of their several appointments, according to law. It is further ordered, that the County Auditor issue the necessary order to the said Viewers and Surveyor, and that said Viewers and Surveyor report their proceedings in the premises to this Board, at its next regular session.

Whereupon the County Auditor issued to said Viewers and Surveyor the following order, viz:

AUDITOR'S OFFICE, FRANKLIN COUNTY, OHIO.
Columbus, Dec. 3" 1878

M. Haviland)
Jacob Schneider)VIEWERS.
Jacob Geigeli)

B.F. Bowen Surveyor.

Gentlemen: You were appointed by the County Commissioners of Franklin County, Ohio, to view and lay out a proposed Widening of a County Road on the following route, as petitioned for by Frederick Weber.

Beginning at a point where the corporation line of the City of Columbus intersects the Weber Road running thence north a distance of one thousand feet to the land of Celia Shattuck and Amelia Brevoort on the east and Hutcheson & Bliss and Bailey & Baker on the west.

You will therefore meet on the 17. of January 1878 at the place designated as the beginning of said road, or alteration, and after taking an oath or affirmation, faithfully and impartially to discharge the duties of your appointments respectively, you shall take to your assistance two suitable persons as Chain Carriers, and one Marker, and proceed to view, survey and lay out said road, or alteration, as prayed for in the above petition, or as near the same as in your 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 to the public. And said Viewers shall, in addition to their duties as Viewers, also at the same time assess and determine the compensation to be made to the owners of the land across which the road is to be located, and the damages sustained by any person or persons through whose premises the road is proposed to be established; and the said Viewers shall make and sign a report in writing, stating their opinion in favor or against the establishment or alteration of said road, or any part thereof, and set forth the reasons of the same; which report, together with the plan and survey of said road or alteration, shall be delivered to the County Auditor by one of the Viewers on or before the first day of session in March next. Said Viewer shall also determine the width of said road, which cannot be more than 60 feet wide.

AND FURTHER, it shall be the duty of the Viewers aforesaid, at the same time at which they are required to make their report of the view, to make a separate report in writing, stating the amount of the compensation to be made to the owners of the land across which the road is to be located, and the damages, (if any,) and to whom, which by them have been assessed, and be further governed in their proceedings under this order by the provisions of the statute in such case made and provided.

By Order of the Commissioners,
Emil Kieseletter, County Auditor.

NOTICE TO LAND OWNERS OF THE TIME AND PLACE OF HOLDING VIEW.

TO Celia Shattuck, Amelia Brevoort, Hutcheson & Bliss and Bailey and Baker.

You are hereby notified that the Viewers and Surveyor appointed by the Commissioners of Franklin County, Ohio, in their order of December 3 1878, to lay out and survey the Widening of the Road petitioned for by the undersigned and others, will meet at North Columbus on the 17 day of January 1879, for the purpose set forth in said order.

Dated this 9 day of January A.D. 1879

Frederick Weber Principal Petitioner.

PROOF OF SERVICE.

THE STATE OF OHIO,) Herman Weber having been first duly sworn, states, that on the 9 day of Franklin County, ss.) January 1879, (being not less than six days before the time appointed for the meeting of said Viewers and Surveyor,) he served a copy of the foregoing notice upon Amelia Brevoort, Celia Shattuck, Hutcheson & Bliss and Bailey & Baker.

(signed) Herman Weber

Sworn to and subscribed before me, this 16 day of January A.D. 1879

Emil Kieseletter.

CERTIFICATE OF MAKING OATH.

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 17 day of January A.D. 1879, personally app- Franklin County, ss.) eared before me, B.F. Bowen a Notary Public in and for said County. Michael Haviland and Jacob Geigeli and Frederick Beck Viewers, _____ and Chain Carriers, and _____ Marker, of a for the widening of County Road petitioned for by Frederick Weber and others, and were by me duly sworn to the faithful and impartial performance of their respective duties.

B.F. Bowen. Notary Public.

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 16 day of January A.D. 1879, personally app- Franklin County, ss.) eared before me, John M. Pugh a Probate Judge in and for said County, B.F. Bowen

a Surveyor who has been appointed by the Commissioners of said County, as Surveyor of the Widening of the road, of a _____ petitioned by Frederick Weber and others, and were by me duly sworn to the faithful and impartial performance of their respective duties.

John M. Pugh, Probate Judge.

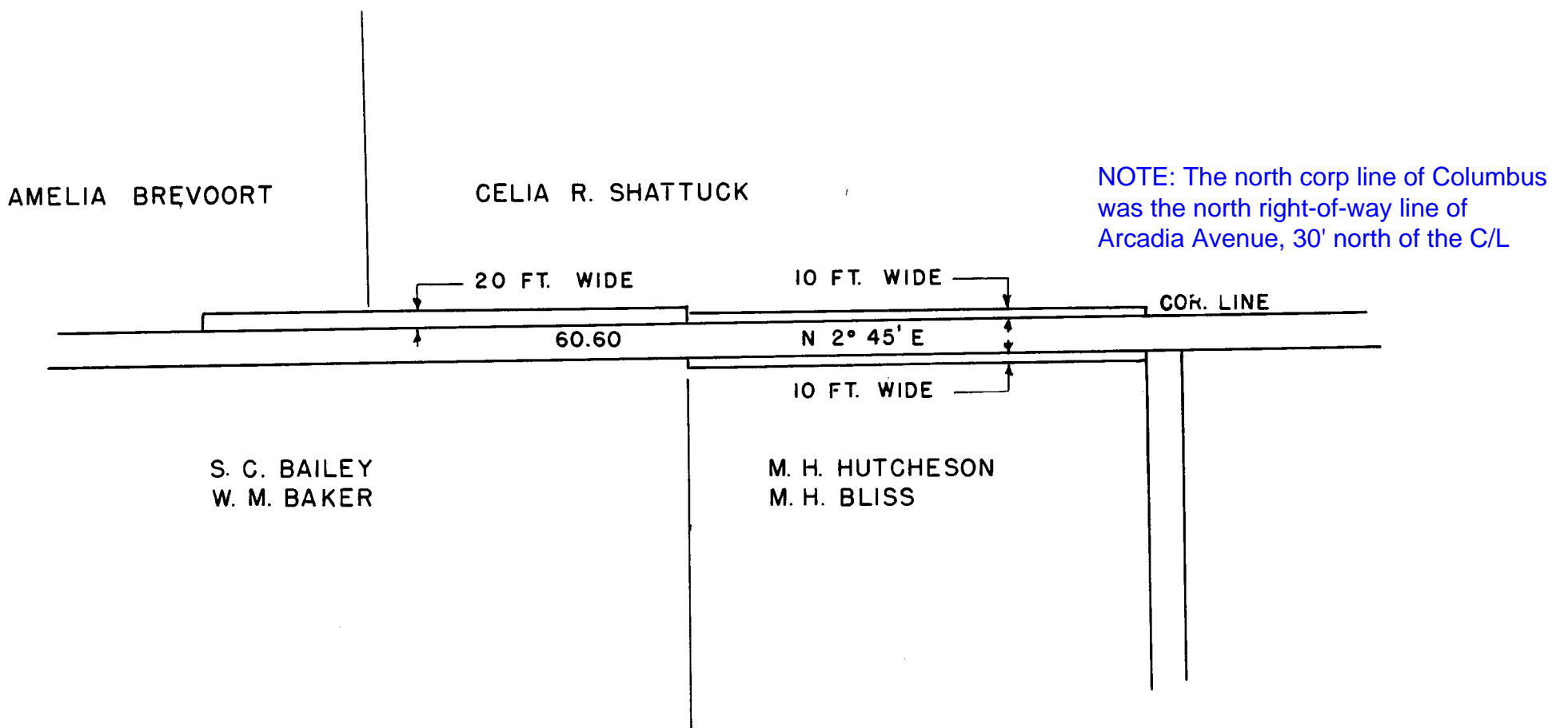
SURVEYOR'S REPORT.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned in obedience to your order dated December 3rd 1878, proceeded, on the 17 day of January to survey and mark the Road described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

Beginning at a point where the north corporation line intersects the Weber Road, thence with the center line of said Weber Road. N 2 45' E passing the N E cor of land owned by M.N. Bliss and M.H. Hutcherson at 29.38 poles. And the N.W. cor of Celia Shattuck's land at 51.36 poles to a point 60 60/100 poles from the beginning. See plat hereto attached.

PLAT OF FREDERICK WEBER ROAD. CLINTON TP.



I CERTIFY that the above is a correct plat and return of the survey of the Widening of said named above _____

B.F. Bowen Surveyor of said Road.

REPORT OF VIEWERS.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

In obedience to your order, issued at your December session, A.D. 1878, we, the undersigned, Viewers appointed under said order, met with B.F. Bowen Surveyor, at North Columbus on the day appointed and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order.

No Chain Carriers or marker were appointed as the mounments marking the distance of the recent survey of said road were still standing therefore the mechanical part of the survey was dispensed with.

We then proceeded to view Weber 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 Widening of said road, as follows:

Beginning at a point where the North Corporation line of the City of Columbus intersects the Weber Road. Thence on the line of said Weber Road Northwardly crossing the ravine, 60 60/100 poles to a red oak tree, marked.

We would respectfully report that the said Weber ought to be Widened for the following reasons: That the road in its present width is too narrow to admit of making a cuvert and embankment in the ravine, and that the road is impassable in its present condition and cannot be properly improved without a wider base to build upon.

We have also determined that the public convenience requires that said road shall be Widened 10 ft on each side from the Corp north 29.38 Rods to the north line of M.N. Bliss & M.H. Hutcheson's land and then twenty feet on the east side of said Road for a further distance of 31.22 poles.

All of which is respectfully submitted,)
January 18" 1879) F.C. Beck)
Jacob Geigele) VIEWERS.
Michael Haviland)

FEEES.

M. Haviland Viewer, 2 days, \$ _____
Jacob Geigele " 2 " \$ _____
Fred Beck " 2 " \$ _____

B.F. Bowen Surveyor, 2 days, \$ 10.00

SEPARATE REPORT OF VIEWERS.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned Viewers of the Widening of the Weber Road petitioned for by Frederick Weber 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 Celia Shattuck 33.00 DOLLARS;
TO Amelia Brevoort 12.00 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."

January 18" 1879 Michael Haviland) Viewers and
F.G. Beck) Jurors to
Jacob Geigele) Award Damages.

COLUMBUS, OHIO, Mch 3" 1879

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 foregoing petition, was read the first time.

ATTEST:)
County Auditor.) I.S. Beekey)
D.B. Strait) Commissioners.

COLUMBUS, OHIO, Mch 4" 1879

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 foregoing petition, was read the second time.

I.S. Beekey)
D.B. Strait) Commissioners.

COLUMBUS, OHIO, Mch 5" 1879

The Commissioners met in regular session, and in the matter of the petition of Frederick Weber and others for the Widening of the Weber Road.

The report of the viewers in favor of the widening of said road was this day publicly read, being the third reading of the same.

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 reasons of the location of said road through their several premises, said report was publicly read. And the Board being of the opinion the amount of compensation awarded to the several claimants, to-wit: To Amelia Brevoort 12.00 Compensation To Celia Shattuck 33.00 is reasonable and just, but that the widening of said road is not of sufficient importance to warrant the payment of said Compensation and damages out of the County Treasury, its ordered that the pay

or tender to pay the several claimants forthwith the amounts so as aforesaid assessed to them. And that no further proceeding be had in the premises until such payment or tender shall have been made.

I.S.Beekey) Co
D.B.Strait) Com'rs.

Auditor's Office, Franklin Co.O.
Mch 26" 79

Com'rs. Met Present. Strait, Beekey & Matheny.

In the matter of the petition of Frederick Weber and others for the widening of a County road. It appearing that the petitioners have paid Celia R. Shattuck \$33.00 and Amelia Brevoort \$12.00 the amounts awarded to them respectively by the viewers and the Board being of the opinion that said road will be of public utility and no petition for review being filed, it is ordered that the several reports of the viewers with the survey and plats be recorded and that said road shall be widened ten feet on each side from the corporation north to the north line of M.N. Bliss & M.H. Hutcheson's land. And then twenty feet on the east side of said road for a further distance of 31 22/ poles. It is further ordered that the Auditor issue in the name of the Board and order to the Trustees of Clinton Tp. directing them to cause said road to be opened according to law.

D.B.Strait) Co
I.S.Beekey) Com'rs.