

ROAD RECORD NO.10

ROAD RECORD NO.10

PAGE NO.281

Widening of the Clinton & Sharon Free Turnpike from 40' to 50'

SAMUEL MAIZE ROAD.

Indianola Avenue - from 1000' north of Arcadia Avenue
going north to Oakland Park Avenue

IN THE MATTER OF THE WIDENING OF A FREE TURNPIKE
ROAD PETITIONED FOR BY SAMUEL MAIZE AND OTHERS IN
CLINTON TWP.FRANKLIN COUNTY,OHIO.

Oakland Park Avenue - from Indianola Avenue to Maize Road

Maize Road - from Oakland Park Avenue to Morse Road

ROAD NOTICE.

NOTICE IS HEREBY GIVEN, That a petition will be presented to the Commissioners of Franklin County, at the next session Sept. A.D.1882,praying for the Widening of a Free Turnpike Road on the following line,towit: Commencing at a point 1000 feet north of the Corporation line on what is known as the Weber road,running north on the line between Wm. & Jas.H.Turpie,Amelia Brevoort,Andrew Wilson,Herman P.Weber,F.Weber,Lucy Hall. T.P.Bull,Thos.Legg.

Aug.4,A.D.1882.

ROAD NOTICE. Notice is hereby given that a Petition will be presented to the Commissioners of Franklin County,Ohio,at their next session,September 4,A.D.1882,praying for the Widening of the Free Turnpike petitioned for by Samuel Maize and others. Commencing at a point one thousand feet north of the Corporation line,on what is known as the Weber Road,running north on the line between Wm. and Jas.H.Turpie,Amelie Brevoort,And'w Wilson,Herman P.Weber,Frederick Weber,Lucy Hall,Thompson Bull,Thomas Legg,Paul Smith and John Linburner to the Clintonville road,widening the same five feet on each side of the forty feet already established. Also commencing in the center of the Clintonville road running north on what is known as the Maize road,through the lands of Michael Kinney,Henry and Lewis Denig,F.H.Moon,Daniel Loy,Amason Webster,Samuel Simmons,Charles Moon,William Herd,Joseph Herd,Orvill Webster,Elizabeth Webster,Erwin Maize,Samuel Maize,E.W.Pegg,Wm.M. and Samuel F.Maize,Barnabas

Phiney and Henry Whip, to intersect the township road between Clinton and Sharon townships, making the same twenty-five feet from the center of the surveyed line.

Aug. 4, 1882-28-3I

Samuel Maize et al.
Petitioners.

STATE OF OHIO, FRANKLIN COUNTY, SS.

I, William P. Brown, being duly sworn, depose and say that the Notice of Road Improvement of which a true copy is hereunto annexed, was published for four weeks and immediately prior to the 25th day of August A.D. 1882, the last day of its publication therein mentioned, in Franklin County Legal Record, a weekly newspaper printed weekly in said County of Franklin, State of Ohio, and of general circulation therein.

William P. Brown

Sworn to before me, and signed in my presence, this 4th day of September, 1882.

B.F. Bowen County Surveyor in and for said Franklin County, O.

Printer's Fees (SEAL)
This Affidavit. Paid

ROAD NOTICE.

WILLIAM TURPIE AND JAMES H. TURPIE, who reside in the State of Indiana, but whose postoffice address is to the undersigned unknown, Amelia Brevort, who resides near, and whose postoffice address is Vincennes, in the State of Indiana, Sophia Ogilvie, who resides at Roscoe, Coshocton County, Ohio, Cornelia Skeels, who resides at Minneapolis, in the State of Minnesota, Josephine Lowe, who resides at Onarga, Iroquois County, in the State of Illinois, Laura Bell, who resides at Willow Brook, Montana Territory and Imogene Barker, who resides at Iola, Grimes County, in the State of Texas, are hereby notified that on the 4th day of September, 1882, Samuel Maize and thirteen (13) other freeholders of Franklin County, Ohio, residing in the vicinity of the county road in Clinton township, said county, known as and being the Clinton and Sharon township Free Turnpike, presented to and filed with the Board of County Commissioners of said Franklin County, their petition to widen said road as follows: Commencing at a point one thousand feet north of the Corporation line, on what is known as the Weber Road, running north on the line between Wm. and Jas. H. Turpie, Amelie Brevort, Andrew Wilson, Herman P. Weber, Frederick Weber, Lucy Hall, Thompson Bull, Thomas Legg, Paul Smith and John Linburner, to the Clintonville road, widening the same five feet on each side of the forty feet already established. Also commencing in the center of the Clintonville road, running north on what is known as the Maize road, through the lands of Michael Kinney, Henry and Lewis Denig, F.H. Moon, Daniel Loy, Amason Webster, Samuel Sommons, Charles Moon, William Herd, Joseph Herd, Orvill Webster, Erwin Maize, Samuel Maize, E.W. Pegg, Wm. M. and Samuel F. Maize, Barnabas Phiney and Henry Whip, to intersect the township road between Clinton and Sharon township, making the same twenty-five feet from the center of the surveyed line.

That subsequently, to-wit: On the 9th day of said month said Board of County Commissioners appointed three disinterested freeholders of said county as viewers to assess and determine the compensation to be paid for property sought to be appropriated, and to assess damages to lands or premises not taken, and a Surveyor to survey, said road; that by order of said County Commissioners said viewers and said surveyor will meet at the terminus of the Street Railroad at North Columbus in said county at 10 o'clock a.m. on the 23rd day of October, 1882, to enter upon the discharge of and to perform their duties in that behalf, and that claims for compensation must be filed by said 23rd day of October, 1882.

Dated Sept. 22, 1882
35-38

Samuel Maize
Principal Petitioner.

STATE OF OHIO, FRANKLIN COUNTY, SS.

I, William P. Brown, being duly sworn, depose and say that the Road Notice of which a true copy is hereunto annexed, was published for four weeks, and immediately prior to the 14th day of October, A.D. 1882, the 13th day of October A.D. 1882, being the last publication thereof, in the Franklin County Legal Record, a newspaper printed weekly in said County of Franklin, State of Ohio, and of general circulation therein.

Sworn to before me, and signed in my presence, this 21st day of October A.D. 1882.

William P. Brown.
Jas. Finley Brown.
Notary Public in and for Franklin County, Ohio.

(SEAL)

Printer's Fees, \$ 8.00/100
This Affidavit, \$ _____ Paid by Saml. Maize.

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

THE STATE OF OHIO,) Samuel Maize having been first duly sworn states that on the 4 day of Aug. 1882, Franklin County, ss.) and at least thirty days before the first Monday of Sept. 1882, 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.

(signed) Samuel Maize.

Sworn to and subscribed before me, this 4 day of Sept. A.D. 1882.

E. Kiesewetter Co. Audt.

AFFIDAVIT OF PRINTER.

THE STATE OF OHIO,) I, Wm. P. Brown being duly sworn, depose and say, that the foregoing notice was Franklin County, ss.) published one time a week for four consecutive weeks prior to Sept. 4, A.D. 1882, in Legal Record, a newspaper printed in said County of Franklin, State of Ohio, and of general circulation therein, and that the first publication was made _____ A.D. 1882

Wm. P. Brown

Sworn to before me, and signed in my presence, this 4 day of Sept. A.D. 1882.

B.F. Bowen Co. Surveyor.

ROAD PETITION.

FOR A WIDENING OF TPKE 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 Free Turnpike 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:

(SEE DISCRPTION IN ROAD NOTICE.)

DATED THIS 2d Sept. A.D. 1882.

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
Saml. Maize	Levi Thompson	T.W. Smith	H.R. Weber
Thos. R. Williams	Jos. Herd	C.W. Hess	W.T. Maize
W.M. & T.F. Maize	Daniel Loy	J.M. Hess	Jos Herd
Norman Lake	Walter Schrock	Geo. Weber	& others.

COLUMBUS, OHIO, Sept. 13, 1882

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

Now comes Samuel Maize 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 Samuel Maize and C.W. Hess are held and firmly bound unto the State of Ohio, for the use of Franklin County, in the penal sum of One Hundred 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 4 day of September 1882

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 Free Turnpike road on the following line, to-wit:

(SEE DESCRIPTION IN ROAD NOTICE.)

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:)	Samuel Maize	(SEAL)
Henry J. Caren)	C.W. Hess	(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 M. Corbett, Jno. Lisle and Daniel Matheny three disinterested freeholders of Franklin County, Ohio, be and they are hereby appointed Viewers, and B.F. Bowen Surveyor of said Improvement and that they meet at terminus of St. R.R. on the 23 day of Oct. 1882 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, Sept. 16, 1882

Michael Corbett)	
John Lisle)	VIEWERS.
D. Matheny)	
	B.F. Bowen SURVEYOR.

Gentlemen: You were appointed by the County Commissioners of Franklin County, Ohio, to view and lay out a proposed widening on the following route, as petitioned for by Samuel Maize.

(FOR DESCRIPTION SEE ROAD NOTICE.)

You will therefore meet on the 23d day of Oct. 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 of 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 our session in Dec. 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,
E. Kieseetter County Auditor.

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

TO Henry Whip, B. Phiney, Wm. W & Saml. Maize, Elleaize E. Webster, S. Maize, E. W. Pegg, C. Webster, Jos. Herd, J. Moon, F. Weber, S. Simmons, hrs., A. Webster, D. Loy, T. W. Moon, H. & L. Denig, M. Kenny, J. Linburner, P. Smith, T. Legg, N. T. Bull hrs Lucy Hall, H. P. Weber, A. Wilson, Mary Armstrong.

You are hereby notified that the Viewers and Surveyor appointed by the Commissioners of Franklin County, Ohio, in their order of Sept. 9, 1882, to lay out and survey the widening of road petitioned for by the undersigned and others, will meet at End of St. R. R. N. Col. on the 23 day of Oct. 1882, for the purpose set forth in said order.

Samuel Maize Principal Petitioner,

PROOF OF SERVICE.

THE STATE OF OHIO,) Samuel having been first duly sworn, states, that on the 14 day of Oct. 1882, Franklin County, ss.) (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 the above named persons.

(signed) Samuel Maize

Sworn to and subscribed before me, this 21 day of Oct. A.D. 1882.

E. Kiesewetter Co. Audt.

CERTIFICATE OF MAKING OATH.

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 23 day of Oct. A.D. 1882, personally appeared before me, B. F. Bowen a Co. Surveyor in and for said County, Michael Corbett and John Lisle and A. D. Wingardner Viewers, of a County road petitioned for by Samuel Maize and others, and were by me duly sworn to the faithful and impartial performance of their respective duties.

B. F. Bowen Surveyor.

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 16 day of Oct. A.D. 1882, personally appeared before me, James Caren a Notary Public in and for said County, B. F. Bowen a Co. Surveyor of a Road Improvement petitioned for by Samuel Maize and others, and were by me duly sworn to the faithful and impartial performance of their respective duties.

James Caren Notary Public.

SURVEYOR'S REPORT.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned in obedience to your order dated Sept. 16, 1882, proceeded, on the 23 day of Oct. to survey and mark the road widening described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

Commencing at a point one thousand feet north of the Corporation line, on what is known as the Weber Road. Thence with said Weber road. Thence with said Weber Road N 3 E passing the land of Jas H. Turpie, A. Wilson, Lucy Hall, L. F. Bull, Thos. Legg, Paul Smith and Jos. Linburner on the west. Amelia Brevoort, F. Weber, and Paul Smith on the east 4658 ft. to the Clintonville road, at the intersection with the Maize road so called. Thence with said Maize road N 3 E passing the land of H. & L. Genig, T. W. Moon, A. Webster, Chas. Moon, Jos. Herd, O. Webster, Eliza Webster, S. Maize, J. Maize, Elias Pegg, W. M. & S. F. Maize on the west. And W. Kinney, D. Loy, S. Simmons, Wm. Herd, O. Webster, J. Maize, S. Maize, Elias Pegg, B. Phinney and H. W. Whip on the east .10226 ft. to the road on the line between Clinton & Sharon Twp.

(SEE PLAT AT END OF RECORD)

REPORT OF VIEWERS.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

In obedience to your order, issued at your Sept. session, A.D. 1882, we, the undersigned, Viewers appointed under said order, met with B. F. Bowen Surveyor, at North Columbus on _____ and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order.

D. Matheny being unable to attend, A. D. Wingardner, a disinterested freeholder of said County was chosen as Viewer instead of D. Matheny.

M. Corbett and A. D. Winegardner were selected by us as Chain-carriers and John Lisle as marker, who were also duly sworn.

We then proceeded to view said proposed improvement 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 in the Weber road so called, and one thousand feet north from the Corporation line in Clinton Twp. Thence following the line of the said Weber road northwardly to the Clintonville road.

Also; Beginning at a point in the Clintonville road at its intersection with the Maize road so called. Thence with the line of said Maize road northwardly to the road on the line between Clinton and Sharon Twps.

We would respectfully report that the said Weber & Maize ought to be Widened for the following reasons: That a Free Turnpike has been granted and is now being constructed on said Weber and Maize roads.

And that a proper construction of said Turnpike requires that said road should be widened.

We have also determined that the public convenience requires that such said County Road shall be widened five feet in width, total width to be 50 ft.

All of which is respectfully submitted,)
Nov. 1882)

A.D. Winegardner)
John Lisle) VIEWERS.
M. Corbett)

FEEES.

M. Corbett	Viewer,	4	days,	\$ 6	M. Corbett	Chainman,	_____	days	\$ I.
Jno. Lisle	"	3	"	\$ 4.50	A.D. Winegardner	"	_____	days	\$ I.
A.D. Winegardner	"	3	"	\$ 4.50	Jno. Lisle	Marker	_____	"	\$ I
					B.F. Bowen	Surveyor,	4	days,	\$ 20.00

SEPARATE REPORT OF VIEWERS.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned Viewers of the Road Improvement petitioned for by Samuel Maize 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 Andrew Wilson	\$10.80	W.T. Moon	6.00	Elizh Webster	2.40
F. Weber	15.	A. Webster	7.80	Irwin Maize	16.20
Lucy Hall	16.	Chas. Moon	4.80	Samuel Maize	14.40
Thos Legg	3.	Jos. Hurd	6.00	E.W. Pegg	20.40
Paul Smith	10.80	Wm. Hurd	10.20	B. Phinney	3.60
Daniel Loy	3.60	O. Webster's hrs.	6.00	W.M. & T.F. Maize	16.20

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."

The following sums are allowed as damages to be paid to claimants whose premises will be rendered less valuable by the opening and construction of said road through the same. For resetting fence.

TO Andrew Wilson	15.35	A.W. Webster	5.66	Elizh Webster	9.50
T. Weber	3.71	Chas Moon	10.78	J. Maize	3.35
Paul Smith	21.80	Jos. Hurd	6.90	Samuel Maize	20.55
T.W. Moon	13.81	Wm. Hurd	8.47	Elias Pegg	15.45
Daniel Loy	8.76	O. Webster's hrs.	15.37	W.M. & S.F. Maize	23.96

A.D. Winegardner) Viewers and
John Lisle) Jurors to
M. Corbett) Award Damages.

COLUMBUS, OHIO, Dec. 4, 1882

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.

J.M. Briggs)
J.C. Lunn) Commissioners.

COLUMBUS, OHIO, Dec. 5, 1882

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.

J.M. Briggs)
J.C. Lunn) Commissioners.

COLUMBUS, OHIO, Dec. 6, 1882

The Commissioners met in regular session, and in the matter of the petition of Samuel Maize et al for the widening of a County Road in Clinton Twp.

The report of the viewers in favor of the widening of a County Road, was this day publicly read, being the 3d 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 reason of the widening of said road through their several premises said report was also publicly read.

And the Board being of the opinion that the amount of compensation and damages awarded to the several claimants, to-wit: A. Wilson \$10.80, F. Weber \$15, Lucy Hall \$6, Thos Legg \$3, Paul Smith \$10.80, D. Loy \$3.60, W.T. Moon \$6, A. Webster \$7.80, Chas. Moon \$4.80, Jos. Hurd \$6, Wm. Hurd \$10.20, O. Webster \$6, E. Webster 2.40, J. Maize 16.20, S. Maize \$14.40, E.W. Pegg \$20.40, B. Phinney \$3.60, W.M. & T.F. Maize \$16.20.

RESETTING FENCE.

A. Wilson \$13.35, Thos. Legg \$3.71, F. Weber 21.80, Paul Smith \$13.81, F.W. Moon 8.76, D. Loy \$5.66, A. Webster \$10.98, Chas. Moon \$6.90, Jos. Hurd \$15.37, O. Webster hrs. \$9.50, E. Webster \$3.35, J. Maize \$34.00, S. Maize \$20.45, E. Pegg 15.45, W.M. & T.F. Maize 23.96, is reasonable and just but that said road is not of sufficient importance to the public to warrant the payment of said compensation and damages out of the County Treasury. It is ordered that the petitioners pay or tender to pay the several claimants forthwith the amounts so as aforesaid assessed to them and that no further proceedings be had in the premises until such payment or tender shall have been made.

J.M. Briggs)
J.C. Lunn) Co. Com'rs.

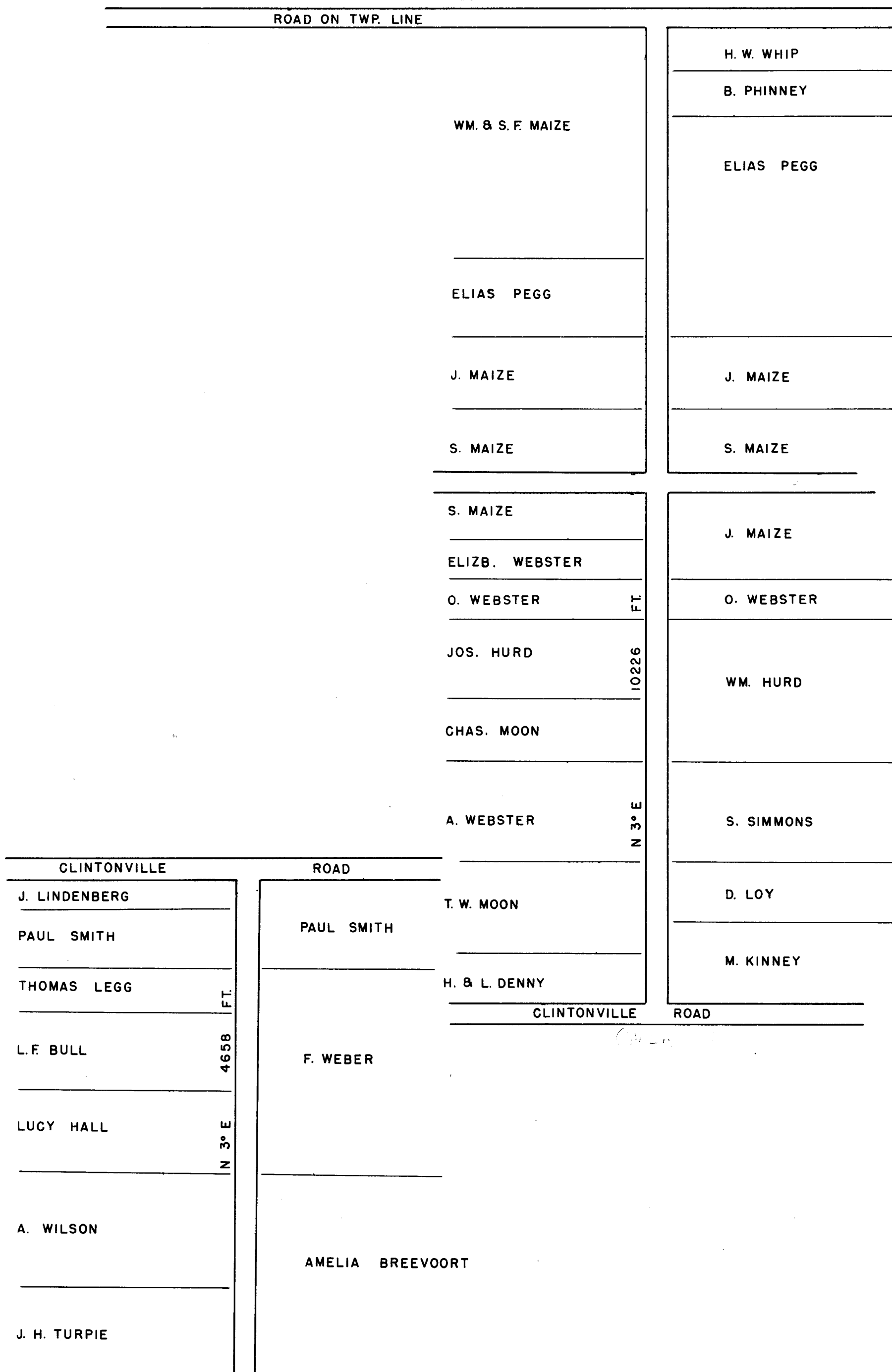
Saturday, Dec. 23/82

In the matter of the petition of Samuel Maize et al for the widening of a county road in Clinton Twp. It appearing that the petitioners pay the claimants the amounts awarded to them respectively by the viewers. And the Board being of the opinion that said road will be off public utility, and no petition for review be filed, it is ordered that the several reports of the viewers with the survey and plat of said road be established a public highway 50 feet wide.

It is further ordered that the County Auditor issue in the name of the Board an order to the Trustees of Clinton Twp., directing them to cause said road to be opened according to law.

J.M.Briggs) Co.
J.C.Lunn) Com'rs.

PLAT OF ROAD.



I CERTIFY that the above is a correct plat and return of the survey of the above named above.

B.F.Bowen Surveyor of said _____