

ROAD RECORD NO.10

PAGE NO.481

J.J.WALCUTT,COUNTY ROAD,NORWICH TP.

IN THE MATTER OF THE COUNTY ROAD PETITIONED FOR BY J.J.WALCUTT AND OTHERS IN NORWICH,FRANKLIN COUNTY, OHIO.

Walcutt Road - from Scioto & Darby Creek Road to Roberts Road

ROW = 50'

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. 1889,praying for the location of a County Road on the following line,to-wit:

Beginning at the intersection of the Fuller Mill Road. Thence running south on the line of the lands of Moses V.Hart,George Fisher,J.J.Walcutt,Clara L.Pope,C.W.Trafzger,Renner and Koerner and Jacob Hart to the intersection of the Scioto and Mudsock Free Turnpike Road. And there to terminate,being a distance of about one mile.

J.J.Walcutt,et al. Petitioners.

(II-2. W.4-t) A.D. 1889

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

THE STATE OF OHIO,) J.J.Walcutt having been first duly sworn states that on the 1st day of November Franklin County,ss.) 1889,and at least thirty days before the first Monday of December 1889,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 Perry in which said road is proposed to be laid out and established.

(signed) J.J.Walcutt

Sworn to and subscribed before me,this 3d day of Dec. A.D. 1889

Henry J.Caren Notary Public.Franklin County,O.

AFFIDAVIT OF PRINTER.

THE STATE OF OHIO,) I, Chas.W.Harper 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 1 Monday,Dec. A.D.1889, in Weekly Press,a newspaper printed in said County of Franklin,State of Ohio,and of general circulation therein,and that the first publication was made November 20, A.D. 1889

Chas.W.Harper

Sworn to before me,and signed in my presence,this 2d day of Dec. A.D.1889

Thos E.Steele Notary Public Franklin Co.O.

ROAD PETITION.

FOR A COUNTY ROAD IN NORWICH 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 location(opening)of a County(free)road on the line hereinafter described; and pray that your body will institute and order the proper proceedings in the premises to locate such road,to-wit: Beginning at the intersection of the Fuller Mill Road. Thence running south on the line of the lands of Moses V.Hart,Geo.Fisher and J.J.Walcutt,Clara L.Pope,C.W.Trafzger,Renner and Koerner and Jacob Hart to the intersection of the Scioto and Mudsock Free Turnpike Road and there to terminate,being a distance of about one mile.

PETITIONERS' NAMES. J.J.Walcutt Clara L.Pope by W.A.Pope M.V.Hart W.A.Crum

PETITIONERS' NAMES. John W. Koehler Owen A.Roberts S.T.Britton A.Huffman A.W.Conaway

PETITIONERS' NAMES. A.R.Walcutt John W.Slyh Sevinger

COLUMBUS,OHIO, December, 2d.1889

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

Now comes J.J.Walcutt 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 J.J.Walcutt and William A.Pope 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 2d day of December 1889

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

Beginning at the intersection of the Fuller Mill Road. Thence running south on the line of lands of Moses V.Hart, Geo.Fisher, J.J.Walcutt, Clara L.Pope, C.W.Trafzger, Renner and Korner and Jacob Hart to the intersection of the Scioto and Mudsock Free Turnpike and there to terminate, being a distance of about one mile.

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:) J.J.Walcutt (SEAL)
B.H.Harmon) William A.Pope (SEAL)

Which bond is accepted and approved. And it appearing that the foregoing petitioners have complied with the law in regard to said petition, it is ordered that George W. Matthews, Michael Karrer and A.C. Parks three disinterested freeholders of Franklin County, Ohio, be and they are hereby appointed Viewers, and Jno. J. Dun Surveyor of said County and that they meet at County Surveyor's Office on the 20th day of February 1890 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, O. Feb'y. 8th. 1890

George W. Matthews)
Michael Karrer) VIEWERS. Jno. J. Dun Surveyor.
A.C. Parks)

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

You will therefore meet on the 20th day of February 1890 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 the 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 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,
Frank J. Reinhard County Auditor.
Harmon Dpy.

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

TO Moses V.Hart, Geo.Fisher, J.J.Walcutt, Clara L.Pope,
C.W.Trafzger, Renner and Korner and Jacob Hart.

You are hereby notified that the Viewers and Surveyor appointed by the Commissioners of Franklin County, Ohio, in their order of Dec. 3d. 1889, to lay out and survey the County Road petitioned for by the undersigned and others, will meet at Co. Surveyor's Ofcs. on the 2nd day of Feb'y. 1890, for the purpose set forth in said order.

Dated this 8 day of Feb'y. A.D. 1890
J.J.Walcutt Principal Petitioner.

PROOF OF SERVICE.

THE STATE OF OHIO,) J.J.Walcutt having been first duly sworn, states, that on the 11th day of Feb-
Franklin County, ss.) ruary, 1890, (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 Moses V.Hart, Geo Fisher, J.J.
Walcutt, Clara L.Pope, C.W.Trafzger, Renner and Korner and Jacob Reab.

(Signed) J.J.Walcutt

Sworn to and subscribed before me, this 11 day of Feb'y. A.D. 1890
F.J.Reinhard County Auditor.

CERTIFICATE OF MAKING OATH.

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 21st day of February A.D.1890, personally appeared Franklin County, ss.) before me AND petitioned for by J.J.Walcutt and others, and were by me duly sworn to the faithful and impartial performance of their respective duties.

John J.Dun Co.Surveyor.

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 21st day of February A.D.1890, personally appeared Franklin County, ss.) before me. Jno.J.Dun Co.Surveyor in and for said County, George Matthews, A.C.Park, W.G.Hess Viewers of Walcutt Road and W.G.Hess and A.C.Park as Chainman and W.Braun as marker of a County Road in Norwich Tp. petitioned by J.J.Walcutt and others, and were by me duly sworn to the faithful and impartial performance of their respective duties.

Jno.J.Dun per E.E.Legg Deputy Co.Eng'r.

SURVEYOR'S REPORT.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned in obedience to your order dated December, 3d. 1889, proceeded, on the 20th day of February 1890 to survey and mark the Free road described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

(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 December session, A.D. 1889, we, the undersigned, Viewers appointed under said order, met with John J.Dun by (E.E.Legg Assist.Surveyor, at C.F.Trafzger's residence on line of said road, Feb'y. 20/90 and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order.

Michael Karrer an appointed viewer being absent we took W.G.Hess to fill said vacancy after being duly sworn.

The viewers were selected by us as Chain-carriers and Walter Braun as marker, who were also duly sworn.

We then proceeded to view said proposed County 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 a stone in the center of the Fuller Mill Road and being the N.E. Corner to Moses V. Hart and N.W. Corner to Wm.H.Fisher; thence S 20 $\frac{1}{2}$ ° W. 637 ft to a stone between said Hart and Fisher; thence with another of their lines S 6 $\frac{3}{4}$ ° E 1086 ft to the S.E. Corner of M.V.Hart and N.E. Corner to J.J.Walcutt; thence same course produced passing W.H.Fisher's S.W. Corner at 1904 ft., it being also the N.W. Corner to Clara L. Pope at 2949 ft. S.E. Corner to J.J.Walcutt and N.E. Corner to Clara L. Pope of a tract of land lying south of the line of the proposed road, at 3288 ft. S.W. Corner to Clara Pope of lands north of proposed road and N.W. Corner to J. Andrew Renner and John G. Koerner land at 3583 ft. S.E. Corner to Clara L. Pope's land and N.E. Corner to Charles Trafzger's land at 4625 ft. to Koerners and Renners S.W. Corner; thence same course produced 50 ft. further to Charles Trafzger's S.E. Corner and Jacob Hart's N.E. Corner intersecting the Scioto and Mudsock pike at 6000 ft.

We would respectfully report that the said Free road ought to be established for the following reasons: For the better accommodation of the public convenience.

We have also determined that the public convenience requires that such road shall be established fifty (50) feet in width.

All of which is respectfully submitted,)	G.W.Matthews)
Feby. 24 th 1890)	A.C.Park)VIEWERS.
	Wm.G.Hess)

FEEES.

G.W.Matthews 44 days	Viewer, 4 Pd. days,	\$ 6.00	Walter Braun	
Wm.G.Hess	" " Pd. "	\$ 6.00		
A.C.Park	" Pd. "	\$ 6.00	Do. Pd. Marker,	4 days, \$ 4.00
			Jno.J.Dun Per E.E.Legg Deputy Surveyor,	4 days, \$ 20.00

SEPARATE REPORT OF VIEWERS.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned Viewers of the County petitioned for by J.J.Walcutt 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 Wm.H.Fisher	for building and keeping in repair a fence along the line of said road.	\$ 35.00 DOLLARS;
TO J. Andrew Renner and John.G.Koerner	For same.	40.00 DOLLARS;
TO Charles Trafzger	" " Pd. Augt. 4/90	\$40.00 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."

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:

TO Wm.H.Fisher	for land appropriated	\$ 7.50	DOLLARS;
TO J.A.Renner and John G.Koerner		\$ 20.00	DOLLARS;
TO Charles Trafzger	Pd augt.4/90	\$ 8.00	DOLLARS;

G.W.Matthews)	Viewers and
A.C.Park)	Jurors to
Wm.G.Hess)	Award Damages.

Feb'y. 24th. 1890.

COLUMBUS, OHIO, March, 3d. 1890

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:
F.J.Reinhard)
County Auditor.
Harmon Dpy.

COLUMBUS, OHIO, March, 4th. 1890

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.

ATTEST:
F.J.Reinhard)
County Auditor.
Harmon Dpy.

COLUMBUS, OHIO, March, 5th. 1890

The Commissioners met in regular session, Present: Dawson, Cassady and Morehead.

In the matter of the petition of J.J.Walcutt, et, al, for a County Road.

The report of the viewers in favor of the establishment of said road was this day publicly read for the third time 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 location of said road through their several premises which report was also publicly read and the Board being of the opinion that the compensation and damages awarded by said viewers to the several claimants, to-wit: Wm.H.Fisher damages \$35 and \$7.50 compensation to J.A.Renner and J.G.Koerner damages \$40.00 and \$20.00 compensation, to Chas.Trafzger \$40.00 damages and \$8.00 compensation are reasonable and just that said road will be of public utility and of sufficient importance to justify the payment of said compensation and damages out of the County Treasury, and no petition for review being filed, it is ordered that the County Auditor draw his warrant upon the County Treasurer in favor of said Claimants for the amount of compensation and damages so awarded to them respectively, that the several reports of the viewers with a survey and plat of said road be recorded, and that said road be established a public highway. It is further ordered that the County Auditor issue in the name of the Board an order to the Trustees of Norwich Tp. directing them to cause said road to be opened, according to law.

ATTEST:
Frank J.Reinhard Co.Aud't.) Co.
Harmon Dpy.) Comm'rs.

Monday, March, 17th. 1890

In the matter of the County Road petitioned for by J.J.Walcutt et al. in Norwich Tp.

Jno.G.Koerner, J.Andrew Renner and Wm.H.Fisher appeal from the order of the County Commissioners made March 5" 1890, establishing said road, and have this day filed their appeal bond, approved by the Auditor.

ATTEST:
Frank J.Reinhard Co.Aud 't.) County
Harmon Dpy.) Commissioners.

Monday, July, 7th. 1890

The Board Met:

Present: Dawson, Cassady and Morehead.

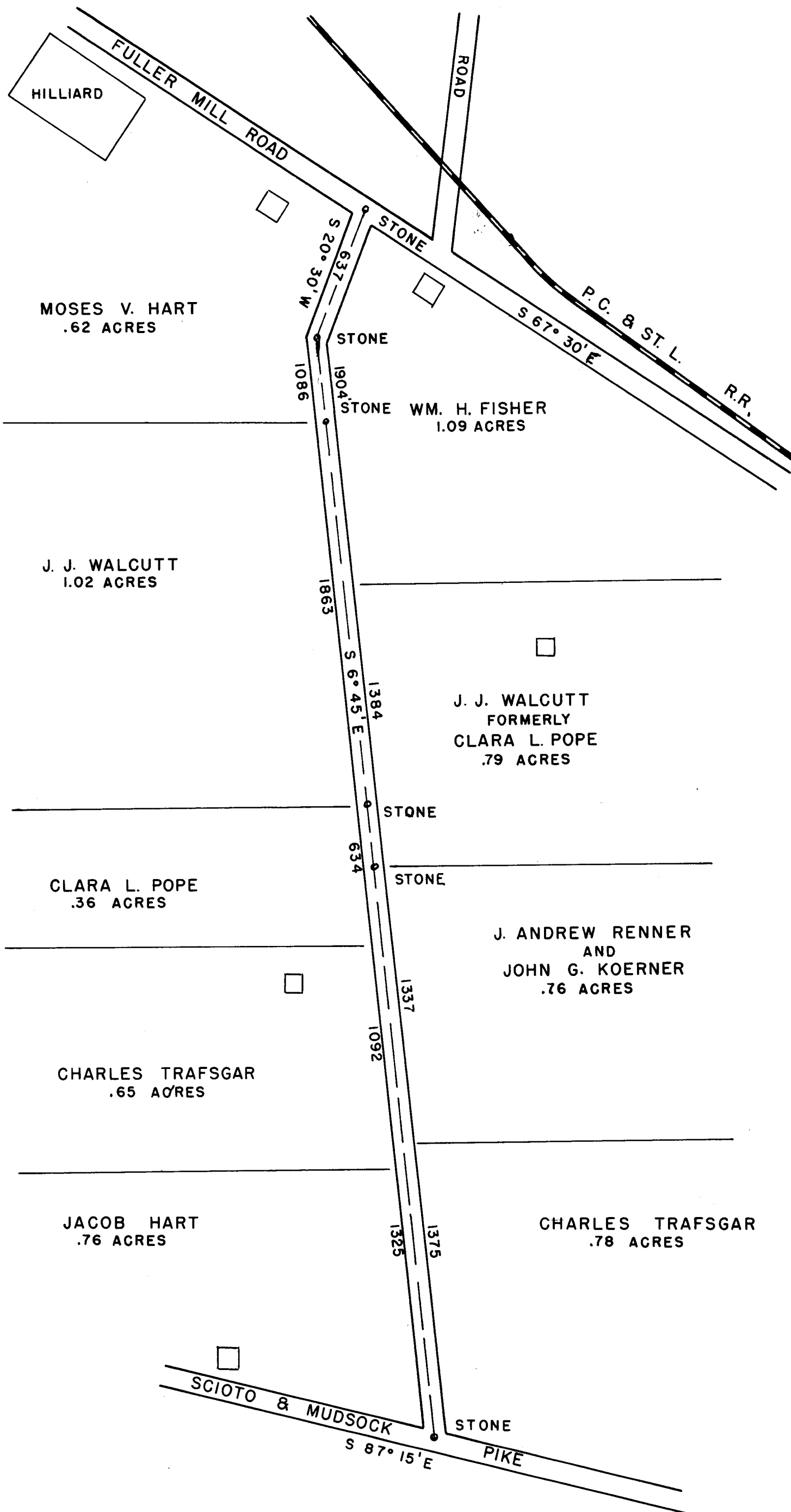
In the matter of the County Road petitioned for by J.J.Walcutt et al, in Norwich Township.

Said matter having been appealed from the decision of the County Commissioners as to compensation and damages, and after having been heard by the Probate Judge, he having decided that said Jno.G.Koerner and J.Andrew Renner are entitled to be paid \$65.00 compensation and \$60.00 damages. Wm.H.Fisher \$80.00 compensation and \$70.00 damages, said matter came on to be heard by this Board for final action, and the Board being of the opinion that said compensation and damages so awarded by said Probate Judge are reasonable and just that said road will be of public utility and of sufficient importance to the public to justify the payment of said compensation and damages out of the County Treasury and no petition for review being filed it is ordered that the County Auditor draw his order upon the County Treasurer in favor of said claimants for the amount of compensation and damages so awarded to them by said Probate Judge and Viewers, and that the proceedings as heretofore had by this Board in said matter March 5" 1890, be and the same are hereby ordered final with the exceptions of compensation and damages awarded.

ATTEST:
Frank J.Reinhard County Auditor) CO.Comm'rs
by B.H.Harmon Dpy.) of
) Franklin
) Co.O.

(SEE PLAT ON REVERSE SIDE)

PLAT OF J.J.WALCUTT COUNTY ROAD NORWICH TP.FRANKLIN COUNTY,OHIO.



I CERTIFY that the above is a correct plat and return of the survey of the J.J.Walcutt County Road.
 E.E.Legg Deputy County Surveyor of said road.
 and of Franklin County, Ohio.