

ROAD RECORD NO.II

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PAGE NO.I77

IN THE MATTER OF THE OPENING OF THE HOOVER COUNTY
ROAD PETITIONED FOR BY WILLIS HART AND OTHERS IN
JACHSON TWP.FRANKLIN COUNTY,OHIO.

McComb Road - from Home Road north 2200' to the Old Hoover Road ***** ROW = 40'

ROAD NOTICE.

NOTICE IS HEREBY GIVEN, That a petition will be presented to the Commissioners of Franklin County, at the next session Monday,September,4" A.D. 1893,praying for the Opening of a County Road on the following line,to-wit: Beginning at the intersection of the "Old Hoover Road" so called with the Road known as the "Gantz Road" in Jackson Township,Franklin County,Ohio. Running thence north on the line of that part of the Old Hoover Road heretofore vacated and closed,and along the lands of A.L.Gantz and Willis Hart on the east and of Jane Bailey on the west,about _____ rods,more or less,to a point in said Hoover Road,opposite the gate of said Willis Hart that opens into his premises and there to terminate.

The Road asked to be established and opened being that part,of the said Old Hoover Road heretofore vacated and closed up.

Dated, August, 1" 1893. Willis Hart et al Petitioners.

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

THE STATE OF OHIO,) I, Willis Hart having been first duly sworn states that on the 2d day of August, Franklin County,ss.) A.D.1893,and at least thirty days before September,11,1893,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 Jackson,Franklin County,in which said road is proposed to be laid out and established.

(signed) Willis Hart

Sworn to and subscribed before me,this 2d day of September,A.D.1893

Edmond B.Dillon Notary Public.

AFFIDAVIT OF PRINTER.

THE STATE OF OHIO,) I, James Finley Brown being duly sworn,depose and say,that the foregoing notice Franklin County,ss.) was published one time a week for four consecutive weeks prior to September,11,A.D. 1893,in Columbus Record a newspaper printed in said County of Franklin,State of Ohio,and of general circulation therein,and that the first publication was made August,3-10-17-24,A.D.1893

James Finley Brown

Sworn to before me,and signed in my presence,this 25" day of August,A.D.1893

W.F.Germann Notary Public.

ROAD PETITION.

FOR THE ESTABLISHING AND OPENING ROAD IN JACKSON 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 establishing and opening 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 establish and open such road,to-wit: Beginning at the intersection of the "Old Hoover Road" so called with the

road known as the "Gantz Road" in Jackson Township, Franklin County, Ohio. Running thence north on the line of that part of the Old Hoover road heretofore vacated and closed, and along the lands of A.L. Gantz and Willis Hart on the East and of Jane Bailey on the West about _____ Rods, more or less to a point in said Hoover Road opposite the Gate of said Willis Hart that opens into his premises and there to terminate.

The Road herein prayed to be established and opened being that part of the said Old "Hoover" Road heretofore vacated and closed up.

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
Willis Hart	A.L. Gantz	Catharine Marsh	Ann Marsh
John R. Brown	John Brown	Carl Schuly	Hannah Milloway
Wm. House, Sr.	Harvey Peters	Wm. Watts	A.H. Shade

COLUMBUS, OHIO, August, 30th 1893

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

Now comes Willis Hart 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 Willis Hart and A.L. Gantz 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 Briggsdale, O., this 30th day of August, 1893

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 opening of a County road on the following line, to-wit:

Beginning at the intersection of the Old Hoover Road in Jackson Township, Franklin County, Ohio, with the road known as the Gantz road. Running thence north on the line of that part of the old Hoover road heretofore vacated and closed and along the lands of A.L. Gantz and Willis Hart on the East and Jane Bailey on the West, about _____ rods, more or less to a point in said Hoover road opposite the Gate of said Willis Hart that opens into his premises and there to terminate.

Being that part of the said Old Hoover road heretofore vacated and closed up.

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.

Willis Hart (SEAL)
A.L. Gantz (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 Josiah Lunn, John W. Slyh and William Earl three disinterested freeholders of Franklin County, Ohio, be and they are hereby appointed Viewers, and John J. Dun Surveyor of said County Road, and that they meet at County Surveyor's on the 26th day of September at ten o'clock A.M., and after being duly sworn, proceed to the discharge 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., September, 11th 1893

Josiah Lunn)
John W. Slyh) VIEWERS.
William Earl)

John J. Dun SURVEYOR.

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 Willis Hart.

Beginning at the intersection of the Old Hoover Road in Jackson township, Franklin County, Ohio with the road known as the Gantz Road. Running thence north on the line of that part of the old Hoover road heretofore vacated and closed and along the lands of A.L. Gantz and Willis Hart on the East and Jane Bailey on the West, about _____ rods, more or less to a point in said Hoover road opposite the Gate of said Willis Hart that opens into his premises and there to terminate.

Being that part of the said old Hoover road heretofore vacated and closed up.

You will therefore meet on the 26th day of September 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 _____ next. Said Viewers 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,

Henry J. Caren County Auditor.

CERTIFICATE OF MAKING OATH.

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 26th day of September, A.D. 1893, personally appear-
Franklin County, ss.) ed before me, John J. Dun a County Surveyor in and for said County, Josiah Lunn,
and William Earl, and William Towns Viewers, of a County Road, petitioned for by Willis Hart and others, and
were by me duly sworn to the faithful and impartial performance of their respective duties.

John J. Dun,
per C.B.

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 26th day of September, A.D. 1893, personally appear-
Franklin County, ss.) ed before me, John J. Dun a County Surveyor in and for said County, of a County Road
petitioned for by Willis Hart and others, and were by me duly sworn to the faithful and impartial perform-
ance of their respective duties.

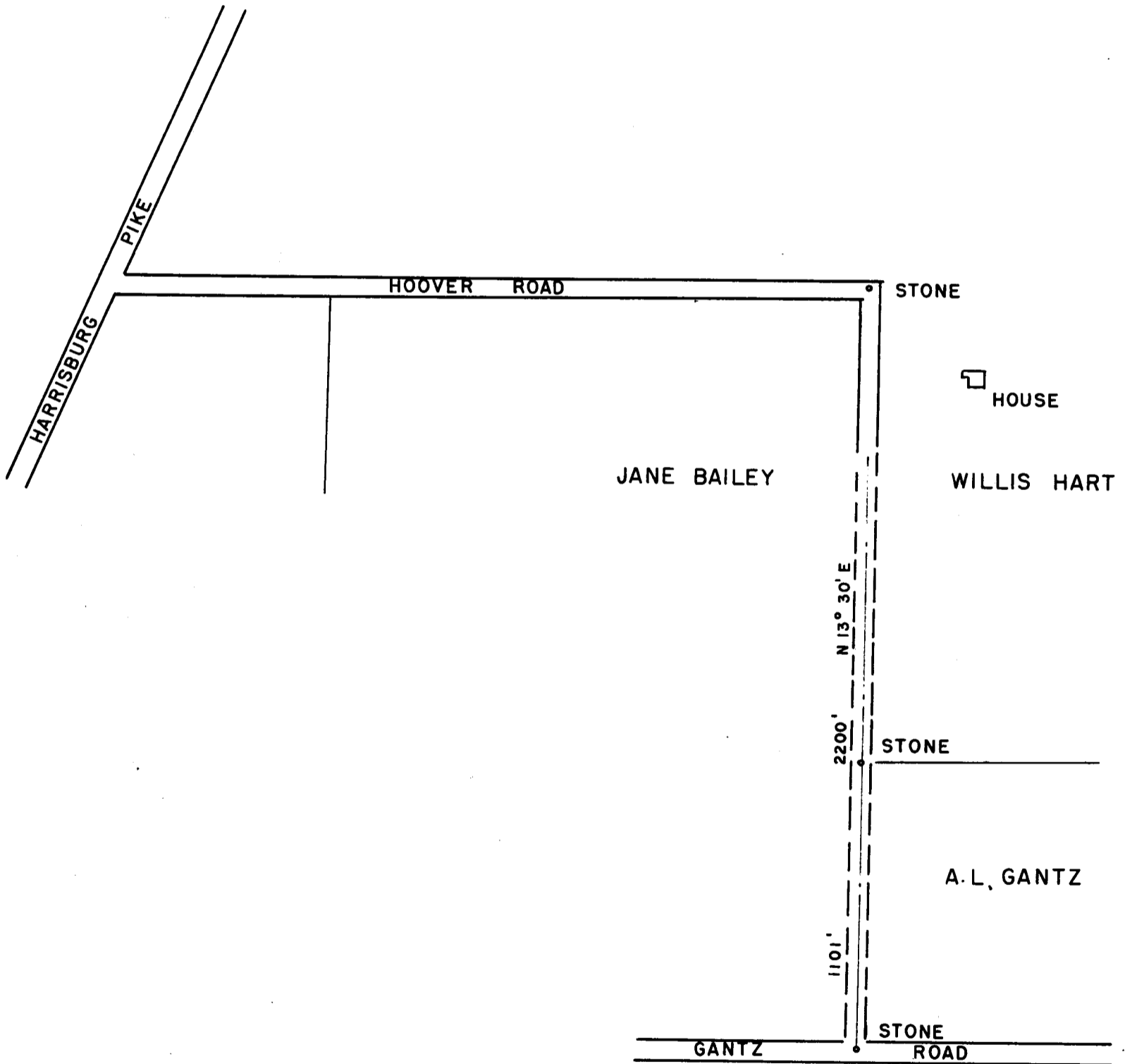
John J. Dun
Engineer.

SURVEYOR'S REPORT.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned, in obedience to your order dated September, 11, 1893, proceeded, on the 26th day of
September to survey and mark the County 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 stone in the center of the Gantz Road. Thence N 13° 30' E 110' ft to a stone cor-
ner to A.L. Gantz and Willis Hart's farm. Thence in the same direction on the line between Willis Hart and
Jane Bailey's to a stake where the old road is closed. A total distance of 2200 ft and there end.
PLAT OF HART ROAD



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

John J. Dun Surveyor of said Hoover Road Extension.
per C.B.

REPORT OF VIEWERS.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

In obedience to your order, issued September IInd session, A.D. 1893, we, the undersigned, Viewers, appointed under said order, met with John J. Dun per asst. Surveyor, at the residence of A.L. Gantz on 26th day of September and were severally sworn, to discharge, faithfully and impartially, the duties required of us in said order.

J.W. Slyh failed to appear, and we appointed Wm. Towns to fill vacancy.

William Miller were selected by us as chain-carriers, 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 Establishing of said road, as follows:

Beginning at a stone in the center of the Gantz Road (so called) Thence N 13° 30' E 1101 ft on the line between A.L. Gantz and Jane Bailey to a stone. Thence in the same direction on the line between Willis Hart and Jane Bailey 2200 ft. to a stake in front of Willis Hart's gate in the centre of the "Old Hoover Road" and there to terminate. Being a total length of 2200 ft.

We would respectfully report that the said Hoover Road ought to be reopened for the following reasons: Benefits the traveling public opens up the road between the Harrisburg Pike and Gantz Road.

We have also determined that the public convenience requires that such County Road shall be established (40) Forty feet in width.

All of which is respectfully submitted,)

J.C. Lunn)
William Earl) VIEWERS.
William Towns)

FEEES.

Josiah Lunn	Viewer, 2 days,	\$ 3.00	Wm. Miller	Chainman, 1 days,	\$ 1.00
William Earl	" 2 "	\$ 3.00			
William Towns	" " "	\$ 3.00			
			John J. Dun Surveyor,	2 days,	\$ 10.00

SEPARATE REPORT OF VIEWERS.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned Viewers of the Hoover Road petitioned for by Willis Hart 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 Jane Bailey, \$60.00 for Land Taken)
59.85 " Fencing) Total \$ 119.85 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."

J.C. Lunn) VIEWERS AND
William Earl) JURORS TO
William Towns) AWARD DAMAGES.

COLUMBUS, OHIO, December, 4, 1893

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:

H.J. Caren)
County Auditor.

J.B. McDonald)
T.D. Cassady) COMMISSIONERS.
S.B. Biggert)

COLUMBUS, OHIO, December, 5, 1893

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:

H.J. Caren)
County Auditor.

J.B. McDonald)
T.D. Cassady) COMMISSIONERS.
S.B. Biggert)

COLUMBUS, OHIO, December, 6, 1893

The Commissioners met in regular session, and in the matter of the opening of the Hoover County road petitioned for by Willis Hart et al.

The report of the Viewers in favor of the opening 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 which they have assued to land owners by reason of the opening of said road, which report was also publicly read. And the Board being of opinion that the compensation awarded by said Viewers to the several claimants, to-wit: Jane Bailey's Compensation for Land and Fencing \$119.85 is 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 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 Claimant for the amount so awarded that the several reports of the Viewers with the 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 Jackson Twp., directing them to cause said road to be opened, according to law.

ATTEST: H.J. Caren,
Co. Aud'r.
Harmon Dpty.

Yeas; McDonald and Biggert.