

ROAD RECORD NO.II

ROAD RECORD NO.II

PAGE NO.289

Proceedings for a road from Bethel Road to
Dublin-Granville Road between Sawmill Road
and Reed Road - DENIED

IN THE MATTER OF THE LANE AND OTHERS COUNTY ROAD, PERRY
TP. ROAD PETITIONED FOR BY J.F.LANE AND OTHERS IN
PERRY TP. FRANKLIN COUNTY, OHIO..

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ROAD NOTICE..

NOTICE IS HEREBY GIVEN, That a petition will be presented to the Commissioners of Franklin County, at the next session April, 5, A.D. 1899, praying for the establishment of a County Road on the following line, to-wit: Beginning at a point in the center line of the Bethel Free Turnpike, where the line between the farms of J.F. Lane, Joseph M. Snouffer, Jacob Wood, Geo. L. Converse and Sylvester Hard on the West and Rose Morgan, John Wilcox, L.F. Lane, Eugene Case, John M. Hard and Wm. A. Hard on the East, produced Southward intersects the centre line of said Bethel Pike; thence northwardly through the lands of Sylvester Hard and along the line between the lands of Sylvester Hard, Geo. L. Converse, Jacob Sylvester Hard, Geo. L. Converse, Jacob W. Wood, Joseph M. Snouffer, J.F. Lane and Frank F. Tuller on the west, and Wm. A. Hard, John M. Hard, Eugene Case, L.T. Lane, John D. Wilcox and Rose Morgan on the East; thence continue the same course through the land of said Frank F. Tuller to the Elmwood and Dublin pike and there to terminate. Being about (1 $\frac{3}{4}$) one and three fourths miles in length..

J.F. Lane, et al,
Petitioners.

February, 18, A.D. 1899

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

THE STATE OF OHIO,) J.F. Lane having been first duly sworn states that on the 21st day of February, 1899, and Franklin County, ss.) at least thirty days before April, 5, 1899, 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.F. Lane

Sworn to and subscribed before me, this 5th day of April, A.D. 1899

T.F. Hane, Notary Public, Franklin Co., Ohio.

AFFIDAVIT OF PRINTER..

THE STATE OF OHIO,) I, L.P. Stephens being duly sworn, depose and say, that the foregoing notice was published one time a week for four consecutive weeks prior to April 5, A.D. 1899, in The Tri-Weekly Press-Post a newspaper printed in said County of Franklin, State of Ohio, and of general circulation therein, and that the first publication was made February 21, A.D. 1899

L.P. Stephens

Sworn to before me, and signed in my presence, this Fifth day of April, A.D. 1899

Ed. L. Pollock..

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ROAD PETITION..

FOR A COUNTY ROAD IN PERRY 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 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 such road, to-wit: Beginning at a point in the centre line of the Bethel Free Turnpike, where the line between the lands of J.F. Lane, Joseph M. Snouffer, Jacob W. Wood, Geo. L. Converse and Sylvester Hard on the West and Rose Morgan, John D. Wilcox, L.T. Lane, Eugene Case, John M. Hard and Wm. A. Hard on the East, produced southward intersects the centre line of said Bethel Free Pike; thence running northwardly through the land of Sylvester Hard and along the line between the lands of said Sylvester Hard, Geo. L. Converse, Jacob W. Wood, Joseph M. Snouffer, J.F. Lane and Frank F. Tuller on the West and Wm. A. Hard, John M. Hard, Eugene Case, L.T. Lane, John D. Wilcox and Rose Morgan on the East; thence continue on same course through the land of said Frank F. Tuller to the Elmwood and Dublin Pike. Being about 1 $\frac{3}{4}$ miles..

Dated this 18th day of February, A.D. 1899

PETITIONERS' NAMES.	##	PETITIONERS' NAMES.	##	PETITIONERS' NAMES.	##	PETITIONERS' NAMES.
J.F. Lane,		E.R. Fogle,		H.C. Linebury,		Linda Gardner,
J.D. Wilcox,		L.P. Henderson,		Josephine Beard,		H.A. Evans,
Cyrus P. Ridenour,		J.M. Snouffer,		J.R. Henderson,		F.S. Hawley,
J.C. Dumheller,		Henry G. Colwell,		G.W. Wood,		J.O. Jewett,
W.J. Fleming,		E.G. Beard,		Hattie Harding,		F.P. Reed,
L.E. Brown,		C.E. Hard,		H.M. Henderson,		Mrs. R.L. Morgan,
A.J. Wright,		James M. Wilcox,		A.T. Snouffer,		E.K. Delashmutt,
Wm. Sherman,		Ira W. Snouffer,		Delia M. Godown,		W.D. Henderson,
R.D. Tipton,		C.G. Morris,		S.I. Case,		J.M. Wood,
J.W. McCoy,		S.M. Hutchinson,		J.W. Wood,		D. Snouffer,

C.M.McGurer,
Mrs.Wm.A.Jones,
D.W.Smiley,
H.A.Morgan,
P.J.McCoy,

W.F.Smiley,
T.G.Gibson,
H.D.Morgan,
Henry Reeb, Jr.
R.J.Shoemaker.

G. Jennings,
Wm.H.Jewett,
Geo.L.Converse,
G.W.Matthews,

Chas. Davis,
R. Jennings,
George Jennings,
S.T.Legg,

COLUMBUS, OHIO, April, 5th. 1899

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

Now comes J.F.Lane 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.F.Lane and Hiram Morgan 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 5th day of April, 1899

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

Beginning at a point in the centre line of the Bethel Free Turnpike, where the line between the farms of J.F.Lane, Joseph M. Snouffer, Jacob Wood, Geo.L.Converse and Sylvester Hard on the West and Rose Morgan, John Wilcox, L.T.Lane, Eugene Case, John M.Hard and Wm.A.Hard on the East; produced southward, intersects the center line of the said Bethel Free Turnpike; thence northwardly through the lands of said Sylvester Hard, Geo.L. Converse, Jacob W.Wood, Joseph M.Snouffer, J.F.Lane and Frank F.Tuller on the West and Wm.A.Hard, John M.Hard, Eugene Case, L.T.Lane, John D.Wilcox and Rose Morgan on the East; thence continue the same course through the land of said Frank F.Tuller to the Elmwood and Dublin Pike and there to terminate. Being about (1 $\frac{3}{4}$) one and three-fourths miles in length..

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:
L.T. Strader,)

J.F. Lane, (SEAL)
H.A.Morgan (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 Daniel Slyh, Washington T.Rees and Geo. D.Ulry three disinterested freeholders of Franklin County, Ohio, be and they are hereby appointed Viewers, and Henry Maetzel Surveyor of said Road and that they meet at the South End of said proposed road on the 27th day of April at 9 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, April, 12, 1899

Daniel Slyh)
Washington T.Rees) VIEWERS.
Geo.D.Ulry)

Henry Maetzel SURVEYOR.

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

Beginning at a point in the centre line of the Bethel Free Turnpike, where the line between the lands of J.F.Lane, Joseph M. Snouffer, Jacob W.Wood, Geo.L.Converse and Sylvester Hard on the West, and Rose Morgan, John D.Wilcox, L.T.Lane, Eugene Case, John M.Hard and Wm.A.Hard on the East, produced southward, intersects the centre line of said Bethel Free Pike; thence running northwardly through the lands of Sylvester Hard and along the line between the lands of said Sylvester Hard, Geo.L.Converse, Jacob W.Wood, Joseph M.Snouffer, J.F.Lane and Frank F.Tuller on the West and Wm.A.Hard, John M.Hard, Eugene Case, L.T.Lane, John D.Wilcox, and Rose Morgan on the East; thence continue on same course through the land of said Frank F.Tuller to the Elmwood and Dublin Pike, being about 1 $\frac{3}{4}$ miles.

You will therefore meet on the 27th day of April, A.D. 1899 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 case made and provided..

By Order of the Commissioners,

County Auditor.

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

TO Geo.L.Converse, Sylvester Hard, Wm.A.Hard, John M.Hard, Mary Wilcox,

Frank F.Tuller, John Wilcox, Eugene Case, Elizabeth Bristel,
J.W.Wood, Joseph Snouffer, L.T.Lane and Rose Morgan.

You are hereby notified that the Viewers and Surveyor appointed by the Commissioners of Franklin County, Ohio, in their order of April 12th 1899, to lay out and survey the County Road petitioned for by the undersigned and others, will meet at the South end of said road on the 27 day of April at 9 A.M. 1899, for the purpose set forth in said order..

Dated this 14th day of April, A.D. 1899

J.F. Lane Principal Petitioner..

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PROOF OF SERVICE..

THE STATE OF OHIO,) J.F.Lane having been first duly sworn, states, that on the 17th & 19th days of April 1899, 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, Geo.L.Converse, Sylvester Hard, Wm.A.Hard, John M. Hard, Mary Wilcox, Frank F.Tuller, John Wilcox, Eugene Case, Elizabeth Bristel, J.W.Wood, Joseph Snouffer, L.T.Lane and Rose Morgan by handing each of said persons a true copy thereof.

(signed) J.F.Lane

Sworn to and subscribed before me, this 24th day of April, A.D. 1899

L.Benton Tussing, Notary Public
Franklin Co., O.

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CERTIFICATE OF MAKING OATH..

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 21st day of April, A.D. 1899, personally appeared before me, A Notary Public in and for said County, W.T.Rees who was appointed as Viewer on a County road in Perry Township petitioned for by J.F.Lane and others, and were by me duly sworn to the faithful and impartial performances of their respective duties..

T.F.Hane Notary Public

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THE STATE OF OHIO,) BE IT REMEMBERED, That on this 27th day of April, A.D. 1899, personally appeared before me, Jacob Sherman a Notary Public in and for said County, Henry Maetzel as Surveyor and A.A.Beck as Chainman of a County Road petitioned for by J.F.Lane and others, and were by me duly sworn to the faithful and impartial performance of their respective duties..

Jacob Sherman, Notary Public,
Franklin Co., O..

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SURVEYOR'S REPORT..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned, in obedience to your order dated _____ 18____, proceeded, on the _____ day of _____ to survey and mark the _____ 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

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REPORT OF VIEWERS..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

In obedience to your order, issued at your April 12th session, A.D. 1899, we, the undersigned, Viewers, appointed, under said order, met with Henry Maetzel Surveyor, at the South end of said proposed road, on the 27th day of April, 1899 and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order.

Washington T.Rees, being unable to attend, the vacancy was filled by Daniel Slyh and Geo.D.Ulry, Viewers and Henry Maetzel Surveyor, by appointing Horace Chambers of Worthington, Ohio.

Henry Maetzel Co. Surveyor and A.A.Beck 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 establishment of said road, as follows:

Beginning at an iron pin in the centre of the Bethel Free Pike, where the line between Sylvester Hard on the West and Wm.A.Hard on the East; produced southward, intersects said Bethel Free Pike; thence N.4° 15' E. 3027 feet to a stone in the center of the Case Road and angle in said proposed road; thence N.4° 45' E. 1404 Ft. to a stone at the southwest corner of John D.Wilcox's farm, and being an angle in said proposed road; thence N.4° 20' E. passing a mile stake at 849 ft. 5291.70 ft. to an iron pin in the centre of the Elmwood and Dublin Toll Road and there to terminate..

We would respectfully report that the said County Road ought to be opened for the following reasons:
1st; That it will be a benefit to most of the lands adjoining the road and the public in general.
2nd; That if this road be opened one mile further North that it will make a direct line from Delaware to Columbus or nearly so.

We have also determined that the public convenience requires that such Road shall be established 50 feet in width.

All of which is respectfully submitted,
May, 6, 1899)

D.M.Slyh,)
Geo.D.Ulry) VIEWERS.
H. Chambers)

FEEs...

Geo.D.Ulry,	Viewer,	4 days,	\$ 6.00	*****	A.A.Beck, Chainman, I days, \$ 1.00
Daniel Slyh,	"	3 "	\$ 4.50		All paid May 6, 1899
Horace Chambers	"	3 "	\$ 4.50		

SEPARATE REPORT OF VIEWERS..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned Viewers of the County Road petitioned for by J.F.Lane and others, make the following 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 Sylvester Hard,	Five Hundred-----DOLLARS;
TO William A.Hard,	One Hundred and Seventy-five-----DOLLARS;
TO John M.Hard,	One Hundred and Nine 75/100-----DOLLARS;
TO Eugene Case,	Thirty-four and 25/100-----DOLLARS;
TO Jacob W.Wood,	Thirty-seven and 50/100-----DOLLARS;
TO L.T.Lane,	One Hundred and four and 75/100-----DOLLARS;
TO Geo.L.Converse,	Forty-seven-----DOLLARS;
TO T.F.Tuller,	Six Hundred and Sixty-nine and 75/100 DOLLARS;
For Itemized statement, see below..	

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 Sylvester Hard, (1/68 Acres land @ 75.00--\$126.00)	;	Jacob W.Wood, 50/100 Acres @ 75.00--\$37.50
(174 rds.fence @ 1.00--\$174.00)	;	(\$500.00
(Damages to farm 200.00)		
TO Wm.A.Hard, (68 rods fence @ 1.00--68.00)	;	(Geo.L.Converse, land 27.00)
(65/100 Acres land @ 75.00--48.75--\$175.00)		Fence 20.00) 47.00
Damages to land 58.25)		
TO John M.Hard, (64 rods fence @ 1.00--64.00)	;	(L.T.Lane, (73/100 A.land @ 75.00--54.75
(61/100 Acres land @ 75.00--45.75--\$109.75)		50 rods fence @ 1.00--50.00 (104.75
TO Eugene Case, (20 rods fence @ 1.00 20.00)	;	(F.F.Tuller, 3.73 Acres @ 75.00 279.75
(19/100 Acres land @ 75.00--14.25--\$34.25)		390 rd.fence 390.00) 669.75
Total-----\$ 1,678.00		

We further recommend that the road from Morgan's North line be run so that the centre line of the proposed road joins the Section line running north from the elmwood and Dublin Pike.

	D.M.Slyh,)	VIEWERS AND
	Geo.D.Ulry,)	JURORS TO
May 6, 1899...	H. Chambers,)	AWARD DAMAGES.

COLUMBUS, OHIO, June, 5 & 6, 1899

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 on June 5, and second time June 6.. ATTEST:

W.H.Halliday,)	John R.Brown)
County Auditor.		Wm.Pinney) Commissioners.
		J.Nick Ackerman)

COLUMBUS, OHIO, June, 7, 1899

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 third time.

ATTEST:			
W.H.Halliday,)	John R.Brown)
County Auditor.		Wm. Pinney,) Commissioners.
		J.N.Ackerman)

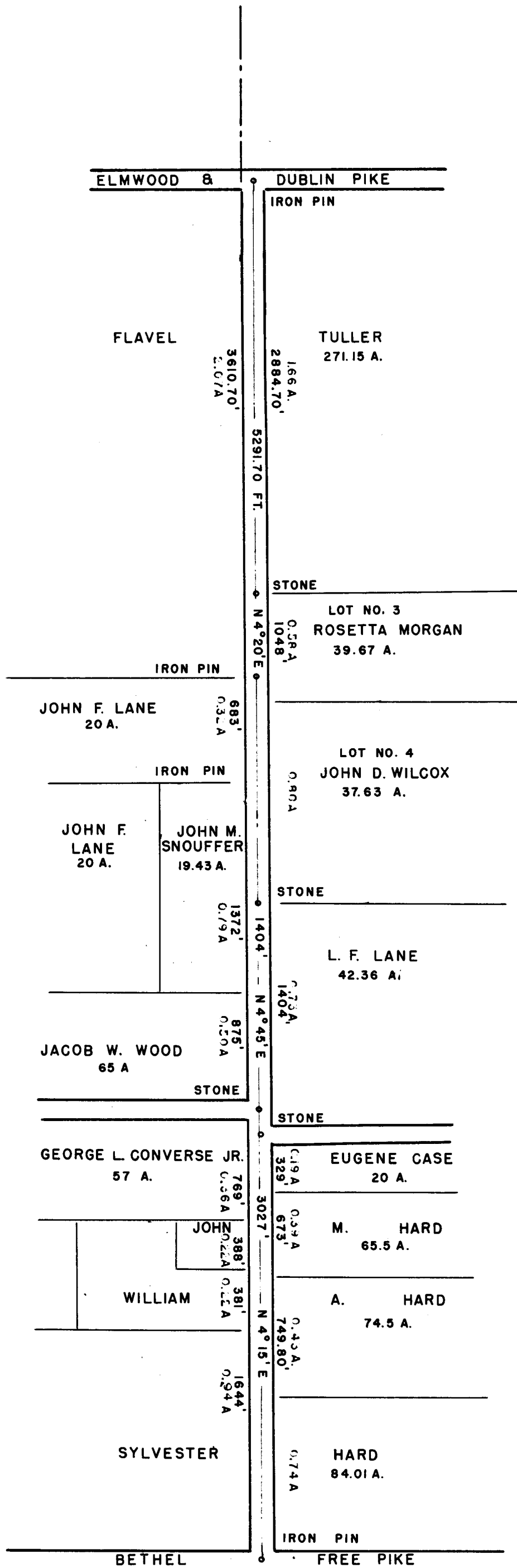
COLUMBUS, OHIO, Sept. 9, 1899

The Commissioners met in regular session; Present. Messrs. Brown, Pinney and Ackerman. In the matter of the County Road petitioned for by J.F.Lane et al. This day came on to be heard pursuant to continuance and the report of the report of the Viewers having been publicly read on two different days of the same session and said Viewers having filed a separate report in writing of the amount of a compensation and damages which they have assessed to land owners by the reason of the location of said road through their several premises, which report was also publicly read, the County Commissioners having gone over the route of the proposed road and find in their judgement that said road is not of sufficient importance to the public to warrant the payment out of the County Treasury for the compensation and damages and also in view of the certificate of the County Auditor that there are no funds in the County Treasury to pay for the same, it is therefore ordered that no further proceedings be had in said matter and that the same be dismissed....

	(John R. Brown.
	Co.Commissioners. (Wm. Pinney.
ATTEST: W.H.Halliday,	(J.Nick Ackerman.
County Auditor.	

SEE PLAT ON OTHER SIDE

PLAT OF ROAD



I CERTIFY that the above is a correct plat and return of the survey of the location of the road in Perry Township as petitioned for by J.F.Lane et al.

Henry Maetzel Co. Surveyor,
Per, A.A. Beck, D.C.S.