

ROAD RECORD NO.II

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IN THE MATTER OF THE COUNTY ROAD PETITIONED FOR BY
SAMUEL ORR ET AL IN NORWICH TOWNSHIP, FRANKLIN COU-
NTY, OHIO..

Leap Road - alteration establishing a new section on the north
side of the railroad from Scioto & Darby Creek Road
northwesterly to the original centerline

ROW = 50'

ROAD NOTICE..

NOTICE IS HEREBY GIVEN, That a petition will be presented to the Commissioners of Franklin County, at the next session June, A.D.1899, praying for the location of a County Road on the following line, to-wit:

Beginning at a point 50 feet, measured at right angles from the centre line of the P.C.C. & St.L.Ry. tracks and in the centre of the Hart Road; thence in a southeasterly direction through the land of George Fisher and parallel to the main track of the P.C.C. & St.L.Ry. to the intersection of the Hart Free Pike and there to terminate, being a distance of about 800 ft. The same being in Norwich Township..

April, 29, A.D.1899

Samuel Orr.

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

THE STATE OF OHIO,) H.J.Romick having been first duly sworn states that on the 29th day of April, 1899, Franklin County, ss.) and at least thirty days before June, 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 Norwich, Franklin Co., Ohio in which said road is proposed to be laid out and established.

(signed) H.J.Romick

Sworn to and subscribed before me, this 5th day of June, A.D.1899T.F.Hane, Notary Public,
Franklin Co., Ohio..AFFIDAVIT OF PRINTER..

THE STATE OF OHIO,) L. D. Edward Davies 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 May, 2nd, 9th 16th 23^d. A.D. 1899, in Ohio State Journal a newspaper printed in said County of Franklin, State of Ohio, and of general circulation therein, and that the first publication was made May 2, A.D.1899

D. Edward Davies

Sworn to before me, and signed in my presence, this 23rd day of May, A.D.1899W.H.Rible, Notary Public,
Franklin Co., Ohio.

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 establishing 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 50 ft. measured at right angles, from the centre line of the P.C.C. and St.L. Railroad tracks in the centre of the Hart Road; thence in a southeasterly direction through the land of George Fisher and parallel to the main track of the P.C.C. and St.L.Ry. to the intersection of the Hart Free Pike and there to terminate, being a distance of about 800 feet. Same being in Norwich Township.

Dated this 29th day of April, A.D.1899

<u>PETITIONERS' NAMES.</u>	<u>PETITIONERS' NAMES.</u>	<u>PETITIONERS' NAMES.</u>	<u>PETITIONERS' NAMES</u>
Samuel Orr, A.S. Hager, C.A. Traferger, M.V. Hart,	Davis Brown, J.W. Howard, Jas.T. Brown, Louis Sherman,	William Hart, Margaret Hecks, C.J. Leap, Joseph Connor.	Herman Kuhn, H.J. Romick,

COLUMBUS, OHIO, June, 3rd 1899

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

Now comes H.J. Romick 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.G. Winterringer, John W. Winterringer and H.J. Romick 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 Hilliard this 3rd day of June 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 50 feet, measured at right angles from the centre line of the P.C.C. and St.L. Railroad tracks in the centre of Hart Road; thence in a Southeasterly direction through the land of George Fisher and parallel to the Main track of the P.C.C. and St.L. Ry. to the intersection of the Hart Free Pike and there to terminate, being a distance of about 800 feet. The same being in Norwich Township.

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:
Elsie C. Romick)

H.J. Romick (SEAL)
J.G. Winterringer (SEAL)
John W. Winterringer (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 _____ and three disinterested freeholders of Franklin County, Ohio, be and they are hereby appointed Viewers, and _____ Surveyor of said _____ and that they meet at _____ on the _____ day of _____ 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, June, 5th 1899

James G. Thompson)
E.W. Tuller) VIEWERS.
H.C. Gease)

Henry Maetzel SURVEYOR.

Gentlemen: You were appointed by the County Commissioners of Franklin County, Ohio, to establish a proposed County Road on the following route, as petitioned for by Samuel Orr et al..

Beginning at a point 50 feet, measured at right angles from the centre line of the P.C.C. and St.L. Ry. tracks and in the centre of the Hart Road; thence in a Southeasterly direction through the lands of George Fisher, and parallel to the main track of the P.C.C. and St.L. Ry. to the intersection of the Hart Free Pike and there to terminate, being a distance of about 800 feet. The same being in Norwich Township.

You will therefore meet on the 16th day of June, 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 September 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,
W.H. Halliday, County Auditor..



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

TO William J. Shriver, Trustee for George Fisher's Widow., James T. Brown, William Hart, Augustus Wright, Chas. Leap, John Howard, Jeremiah Donohue..

You are hereby notified that the Viewers and Surveyor appointed by the Commissioners of Franklin County, Ohio, in their order of June 5th 1899, to lay out and survey the County road petitioned for by the

undersigned and others, will meet at Samuel Orr's residence on the 16th day of June 1899, for the purpose set forth in said order.

Dated this 9th day of June, A.D. 1899

Samuel Orr Principal Petitioner..

PROOF OF SERVICE..

THE STATE OF OHIO,) H.J. Romick having been first duly sworn, states, that on the 9th day of June 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 William J. Shriver Trustee for Geo. Fisher's Widow, James T. Brown, William Hart, Augustus Wright, Chas. Leap, John Howard & Jeremiah Donohue..

(signed) H.J. Romick

Sworn to and subscribed before me, this 10th day of June, A.D. 1899

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

CERTIFICATE OF MAKING OATH..

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 16th day of June, A.D. 1899, personally appeared before me, a County Surveyor in and for said County, James G. Thompson, E.W. Tuller, and H.C. Gease, Viewers, A.A. Beck, Chain Carrier of a County Road petitioned for by Samuel Orr and others, and were by me duly sworn to the faithful and impartial performance of their respective duties..

Henry Maetzel, County Surveyor.

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 16th day of June, A.D. 1899, personally appeared before me, a Notary Public in and for said County, Henry Maetzel, Co. Surveyor of a County Road petitioned for by Samuel Orr et al, and were by me duly sworn to the faithful and impartial performance of their respective duties..

Thos. F. Hane, Notary Public..

SURVEYOR'S REPORT..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned, in obedience to your order dated June 5th 1899, proceeded, on the 16th day of June to survey and mark the line of said proposed 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 June 5th session, A.D. 1899, we, the undersigned, Viewers, appointed under said order, met with the County Surveyor, at Samuel Orr's residence on The Hart Free Pike and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order.

We took to our assistance A.A. Beck as chain-carrier, 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 Hart Road and 25 feet, measured at right angles, from the North line of the P.C.C. and St. L. right of way; thence S. 58° 30' E. parallel to said railroad 734 70 feet to an iron pin in the center of the Hart Free Pike and there to terminate. The same being in Norwich Township.

We would respectfully report that the said Road ought to be established for the following reasons: Because it will benefit the public travel..

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

All of which is respectfully submitted,)
July, 1, 1899) H.C. Gease)
J.G. Thompson) VIEWERS.
E.W. Tuller)

FEEES..

E.W. Tuller	Viewer, 3 days,	\$ 4.50	A.A. Beck,	Chainman, 1 days,	\$ 1.00
Jas. G. Thompson,	" 3 "	\$ 4.50	T.F. Hane		\$ 1.20
H.C. Gease	" 3 "	\$ 4.50			

All Paid July, 1, 1899

SEPARATE REPORT OF VIEWERS..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned Viewers of the County Road petitioned for by Samuel Orr 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 Sarah Fisher and her heirs, Hattie Kellar & Geo. Fisher 84/100 Acres land		
@ \$ 75.00 per Acre-----	\$ 63.00-----	DOLLARS;
44 rods fence @ 75¢ per rod-----	33.00-----	DOLLARS;
	Total-----	\$ 96.00----- 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."

No damages allowed.

H.C. Gease)	VIEWERS AND
J.G. Thompson)	JURORS TO
E.W. Tuller)	AWARD DAMAGES.

July, 1, 1899

COLUMBUS, OHIO, Sept. 5, 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.

ATTEST:
W.H. Halliday,)
County Auditor.

John R. Brown)	
William Pinney)	Commissioners.
J. Nick Ackerman)	

COLUMBUS, OHIO, Sept. 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 second time.

ATTEST:
W.H. Halliday,)
County Auditor.

John R. Brown)	
William Pinney)	Commissioners.
J. Nick Ackerman)	

COLUMBUS, OHIO, Sept. 7, 1899

The Commissioners met in regular session; Present. Brown, Pinney, Ackerman.

In the matter of establishing a County Road, Norwich Township, petitioned for by Samuel Orr and others.

Said matter came up for third reading. Parties interested both for and against said improvement being present. After arguments on both sides and the proposition of the P.C.C. and St.L.R.R. being submitted showing that the County would be at no expense in case that a portion of the Hart road is abandoned, and said railroad Company agreeing to pay for all land taken in the establishment of said proposed road, provided said land does not cost to exceed \$65.00 Said Company agrees to build a good substantial fence along the north side of said proposed road.

Said Company agrees to put in on the Hart Road one 36" cast-iron culvert 18 feet long with the necessary end walls.

Said Company will grade the proposed road and make the side ditches necessary to carry off the water. Said Company will put 1/2 carload of crushed stone on said road to make a good approach to the East end of the proposed road.

Said Company agrees to complete all of its work in ninety days from the time said road is granted. All work to be done to the satisfaction of the County Surveyor.

On Motion said road was granted and proposition of railroad Company accepted.

Yeas; Brown, Pinney, Ackerman.

The proposition of the said Railroad Company having been accepted to build a fence, therefore the 44 rods of fence reported by the Viewers to be built, is stricken from the amount of damages by order of the County Commissioners..

COLUMBUS, OHIO, July 18, 1899

Mr W.H. Halliday;
Auditor, Franklin County:-

Dear Sir- I enclose herewith agreement properly signed, relative to the work which this Company will do in making the proposed change to the Hart Road in Norwich Tp., Franklin Co.

Yours Truly,
W.C. Louer,
Acting Supt.

In Re-Vacation of part of Hart Road, Norwich Tp., petitioned for by Samuel Orr, et al.

In Re-Establishment of a new road in Norwich Township petitioned for by Samuel Orr et al.

To Eli W. Tuller, H.C. Gease and J.G. Thompson, Viewers of said proposed road.

Gentlemen: In case that said portion of the Hart Road, Norwich Township, Franklin County, is abandoned, and the said new road is established as petitioned for by Samuel Orr, et al. The Pittsburgh, Cincinnati, Chicago & St. Louis Railway Company agrees and binds itself to perform the following:

1st; Said Railroad Company agrees to pay for all land taken in the establishment of said proposed road, provided said land does not cost to exceed \$65.00

2nd; Said Company agrees to build a good substantial fence along the North side of said proposed road.

3rd; Said Company agrees to put in on the Hart Road one 36' cast-iron culvert 18 feet long with the necessary end walls.

4th; Said Company will grade the proposed road and make the said ditches necessary to carry off the water.

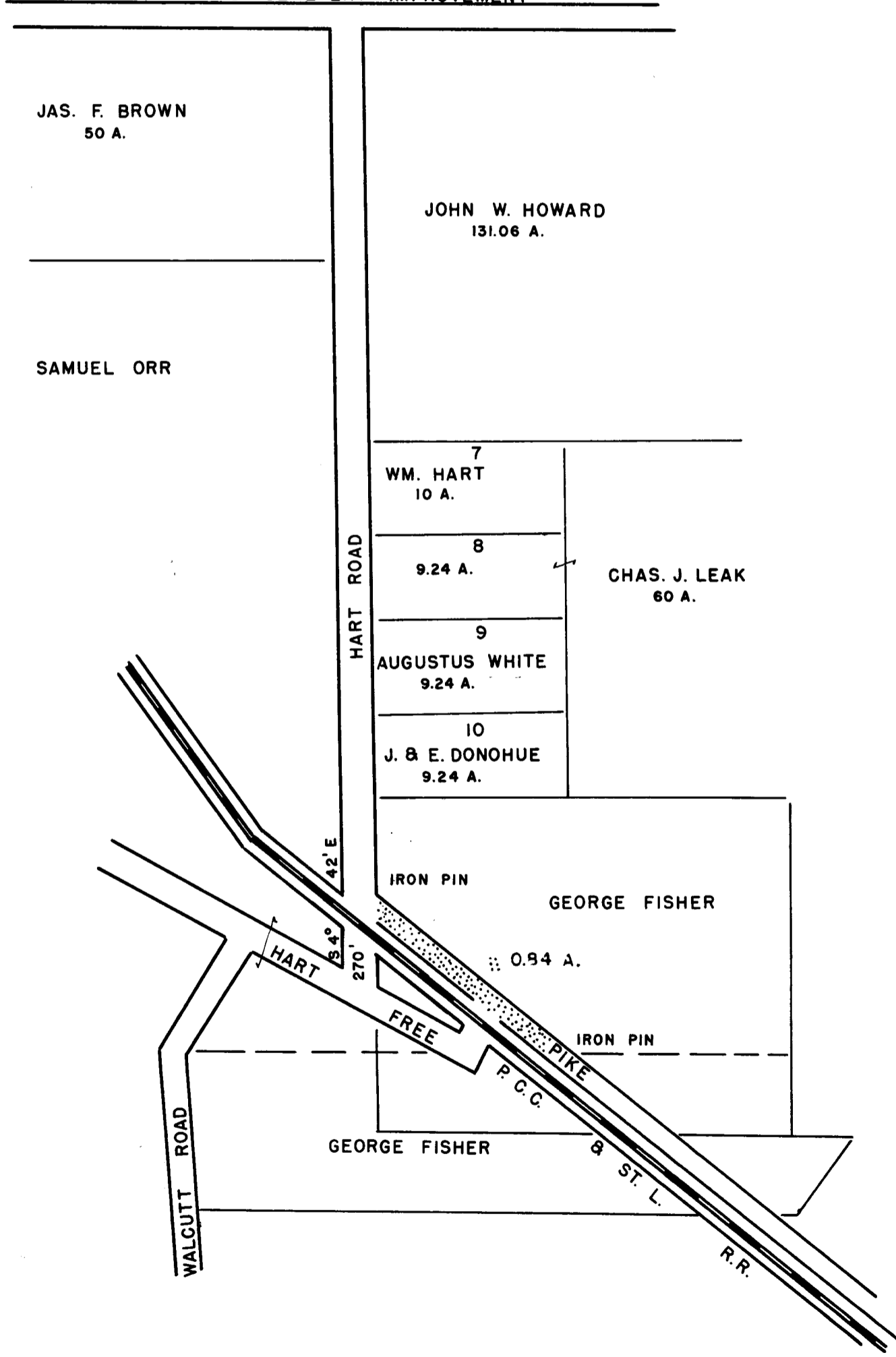
5th; Said Company will put $\frac{1}{2}$ carload of crushed stone on said road to make a good approach to the east end of the proposed road.

6th; Said Company agrees to complete all of its work in ninety days from the time said road is granted; if granted. All work to be done to the satisfaction of the County Surveyor.

P.C.C. and St. L. Ry. Co.
By W.C. Louer, Acting Supt..

Jan. 16/00. This agreement has been fulfilled & accepted by the County Surveyor.
A.A. Beck, D.C.S.

PLAT OF ROAD
HILLIARD CEMETERY IMPROVEMENT



I HEREBY CERTIFY that the above is a correct plat and return of the survey of the County Road as petitioned for by Samuel Orr and others..

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