

ROAD RECORD NO.11

ROAD RECORD NO.11

PAGE NO.449

IN THE MATTER OF THE ALTERATION OF THE PONTIUS COUNTY ROAD PETITIONED FOR BY F. G. PONTIUS AND OTHERS IN MADISON TOWNSHIP;FRANKLIN COUNTY,OHIO.

Pontius Road - right-of-way reduced from 60' to 40' from the County line north to Rohr Road

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ROW = 40'

ROAD NOTICE..

NOTICE IS HEREBY GIVEN, That a petition will be presented to the Commissioners of Franklin County, at the next session September 26, A.D.1905,praying for the changing of the width of a County Road on the following line,to-wit: Beginning the intersection of the center line of the Walnut Creek and Groveport Free Pike and the line between Franklin and Pickaway Counties; thence Northward with the line of said Pike to its terminus,at the Canal Bridge near the Brick and Tile Works at Groveport,being all in Madison Township,Franklin County,Ohio...

August 11" A.D.1905....

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

THE STATE OF OHIO,) Franklin G.Pontius having been first duly sworn states that on the 21st day of August,1905, and at least thirty days before September 26" 1905,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 Madison Township in which said road is proposed to be laid out and established..

(signed) Franklin G.Pontius

Sworn to and subscribed before me,this 25" day of September, A.D.1905

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

AFFIDAVIT OF PRINTER..

THE STATE OF OHIO,) I, Paul Eisele being duly sworn,depose and say,that the foregoing notice was published one time a week for four consecutive weeks from and after Sept. 28,A.D.1905,in The 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 Sept. 28, A.D.1905,

W.H.Reble

Sworn to before me,and signed in my presence,this 19" day of October, A.D.1905

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ROAD PETITION..

FOR AN ALTERATION OF THE PONTIUS ROAD IN MADISON 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 alteration 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 alter such road,to-wit: Beginning at the intersection of the center line of the Walnut Creek and Groveport Free Pike and the line between Franklin and Pickaway Counties; thence Northward with the line of said Pike to its terminus at the Canal Bridge near the Brick and Tile Works in Groveport,being all in Madison Township..

Dated this Eleventh day of August,A.D.1905.....

Table with 4 columns: PETITIONERS' NAMES.) PETITIONERS' NAMES. * PETITIONERS' NAMES. * PETITIONERS' NAMES. *
Franklin G. Pontius,) (J.N.Bradford,Pres) * Anna A.Pontius, * W.V.Rarey,
Layman P.Moody) * Samuel Bowen (his X mark) * H. Zitzke, * H.G.Rarey,
W.I.Miller, * * Edward E.Rarey, * George H.Miller,
H.W.Lincoln, * N.H.Bunn, * J.H.Saylor, * C. Black,Jr.
Bennett Myers, * Samuel Vangundy * W.C.Rarey, * W.H.Hanstein,
The Central Ohio Roofing) * (his X mark) * * C.F.Klamfatz,
& Tile and Brick Co.,) * per Caroline Braun * John Matheny, * G.W.Bigelow,
H.E.Murphey, * Wm. Salzgeber, * Margaret E.Rarey.... *
* * * *

COLUMBUS,OHIO,September 21,1905

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

Now comes F.G.Pontius 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 F. G. Pontius, L. P. Moody, and H. E. Rainier, are held and firmly bound unto the State of Ohio, for the use of Franklin County, in the penal sum of Two 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 21st, day of September, 1905.

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 changing the width by narrowing to 40 feet, the Walnut Creek and Groveport Pike on the following line, to-wit:

Beginning at the intersection of the Walnut Creek and Groveport free pike and the line between Franklin and Pickaway Counties; thence Northward with the line of said pike to its terminus at the Canal Bridge near the Brick and Tile Works in Groveport; being all in Madison Township...

Now, if the said applicant shall pay into the treasury of the said county the amonut of all costs and expenses accruing thereon, in case the prayer of said petitioners shall nor 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..

F. G. Pontius, (SEAL)
L. P. Moody, (SEAL)
H. E. Rainier, (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 Chas. Smiley, P. J. Dill and Thomas M. Clark three disinterested freeholders of Franklin County, Ohio, be and they are hereby appointed Viewers, and Walter Braun Surveyor of said County Road and that they meet at Groveport on the 9" day of November at ten o'clock A.M., 1905, 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. 26, 1905

Chas. Smiley,)
Thos' M. Clark,) VIEWERS.
P. J. Dill.) Walter Braun SURVEYOR.

Gentlemen: You were appointed by the County Commissioners of Franklin County, Ohio, to Alter the width of a proposed County Road on the following route, as petitioned for by F. G. Pontius et al...

Beginning at the intersection of the Walnut Creek and Groveport Free Pike and the line between Franklin and Pickaway Counties; thence Northward with the line of said Pike to its terminus at the Canal Bridge near the Brick and Tile Works in Groveport; being all in Madison Township...

You will therefore meet on the 9" day of November, 1905 at 10 o'clock A. M., 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 in convenience 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 March 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,
L. E. Jones, County Auditor.



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

TO W. V. Rarey, James Fagan, Lyman P. Moody, W. I. Miller, W. M. Miller, Bennett Myers, The Central Ohio Roofing Tile & Brick Co., N. H. Bunn, Anna A. Pontius, J. H. Saylor, Marg't. E. Rarey, C. W. Rohr, Thos. S. Rohr, Peter Doersam, Theodore Rugh, and Ed. A. Doersam.....

You are hereby notified that the Viewers and Surveyor appointed by the Commissioners of Franklin County, Ohio, in their order of September 26" 1905, to alter the width petitioned for by the undersigned and others, will meet at Groveport on the line of said road on the 9" day of November 1905, for the purpose set forth in said order..

Dated this 26th, day of S. A. D. 18 _____ Principal Petitioner.



PROOF OF SERVICE..

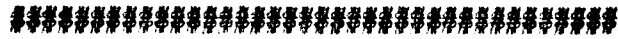
THE STATE OF OHIO,) F. G. Pontius having been first duly sworn, states, that on the _____ days Franklin County, ss.) specified below, (being not less than six days before the time appointed for the meeting of said Viewers and Surveyor,) he served a copy of the foregoing notice upon W. V. Rarey, Set. 27,'05, James Fagan 9/28, Lyman P. Moody 9/27, W. J. Miller 9/27, W. M. Miller 9/27, Bennett Myers 9/28, J. N. Bradford, Pres., 9/29, N. H. Bunn 9/27, Anna A. Pontius 9/27, J. H. Saylor, 9/28, Marg't. E. Rarey 9/27, C. W.

Rohr 9/28, Thos. S. Rohr 9/28, Peter Doersam advertised, Theodore Rugh advertised, Ed. A. Doersam 9/29/05...

(signed) F. G. Pontius

Sworn to and subscribed before me, this 10th day of October, A. D. 1905

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



CERTIFICATE OF MAKING OATH...

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 9th day of November A.D. 1905, personally appeared Franklin County, ss.) before me, T. F. Hane a Notary Public in and for said County, Walter Braun County Surveyor of a County road petitioned for by F. G. Pontius and others, and were by me duly sworn to the faithful and impartial performance of their respective duties..

T. F. Hane, Notary Public,
Franklin County, O....

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 9th day of November A.D. 1905, personally appeared Franklin County, ss.) before me, Walter Braun a County Surveyor in and for said County, Charles Smiley, Thomas Clark, Phil J. Dill Viewers, and T. B. Meneley Chainman of a County road petitioned for by F. G. Pontius and others, and were by me duly sworn to the faithful and impartial performance of their respective duties...

Walter Braun, County Surveyor,
Franklin Co., O.....



SURVEYOR'S REPORT..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, Ohio:

The undersigned, in obedience to your order dated September 26, 1905, proceeded, on the 9th, day of November to survey and mark the line of the road as described in said order, under the direction of the Viewers therein named, and respectfully submits the following return of said survey:

Beginning at the intersection of the center line of the Walnut Creek and Groveport Free Pike and the line between Franklin and Pickaway Counties; thence Northward with the line of said Pike to its terminus at the Canal Bridge near the Brick and Tile Works in Groveport, being all in Madison Township intersects the same



REPORT OF VIEWERS...

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

In obedience to your order, issued at your September 26, session, A. D. 1905, we, the undersigned, Viewers, appointed under said order, met with Walter Braun Surveyor, at the Canal Bridge at Groveport, being the beginning of said road on November 9th 1905 and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order...

F. B. Meneley was selected by us as chain-carrier, who were also duly sworn..

We then proceeded to view said proposed 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 alteration of said road, to a width of 40 ft. as follows:

Beginning at the line between Franklin and Pickaway Counties where the old State Road on the line between Sections 8 and 9, Madison Township intersects the same, thence

We would respectfully report that the said road ought to be narrowed for the following reasons: For many years the greater portion of the part of the road has been fenced in to an average width of 40 ft., quite a large part of the road follows along and close to the bank of Little Walnut Creek and the full width of the original road would extend along the slopes of said bank and be useless and impracticable to fence and also unsafe..

We have also determined that the public convenience requires that such road shall be established and narrowed to a width of 40 feet...

All of which is respectfully submitted,)
January 6th 1906) P. J. Dill,)
C. W. Smiley,) VIEWERS.
Thomas M. Clark.)



FEEES..

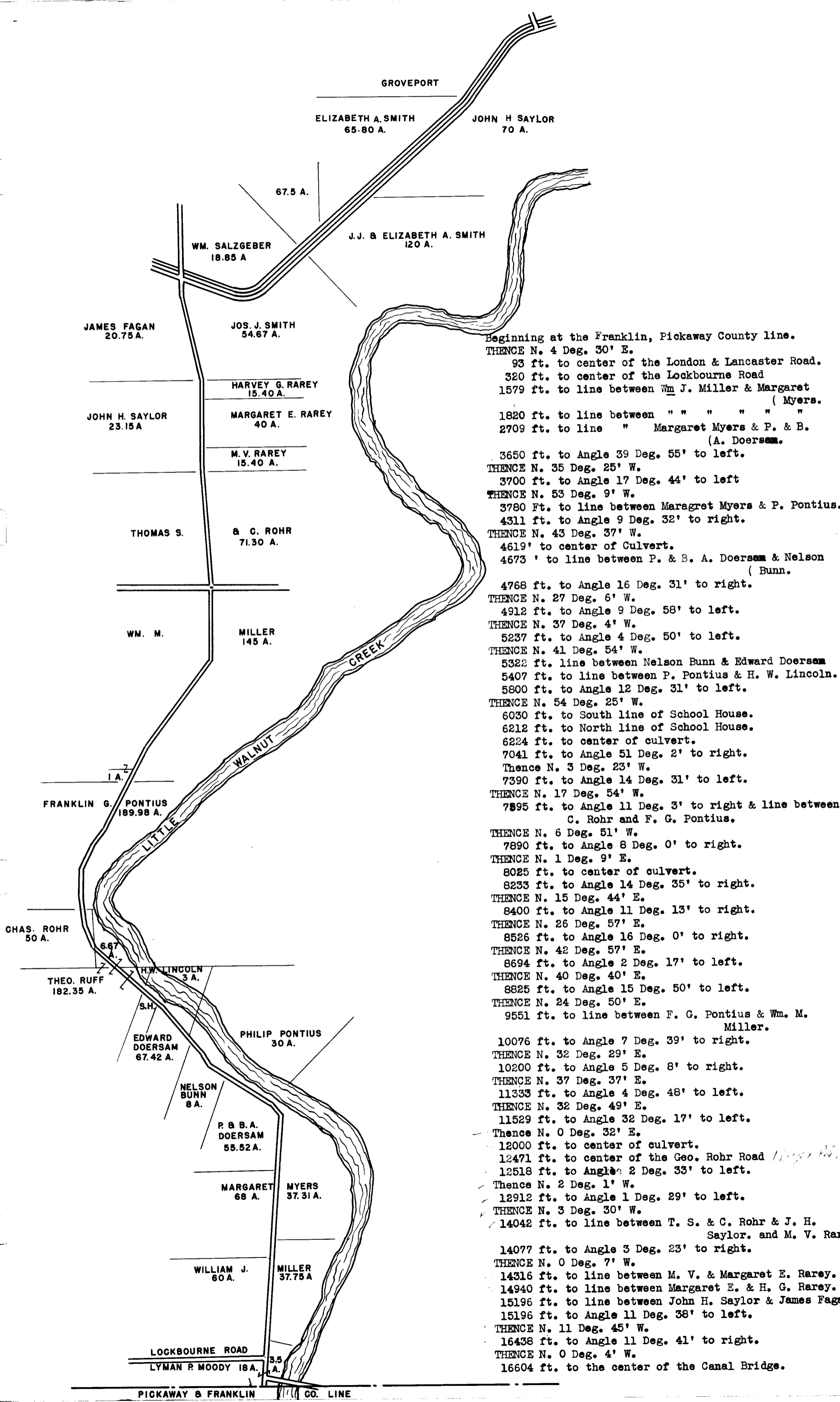
P. J. Dill, Viewer, 3 days, \$ 4.50
Chas. Smiley, " 3 " \$ 4.50
Thos. Clark. " 2 " \$ 3.00
Walter Braun, Surveyor, 11 days, \$ 55.00



COLUMBUS, OHIO, March 5, 1906

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;
John Scott,) Clerk of the Board. Peter Swickard,)
Wm. S. Carlisle,) Commissioners.
Morton Hayes.)



Beginning at the Franklin, Pickaway County line.
 THENCE N. 4 Deg. 30' E.
 93 ft. to center of the London & Lancaster Road.
 320 ft. to center of the Lockbourne Road
 1579 ft. to line between Wm J. Miller & Margaret
 (Myers.
 1820 ft. to line between " " " " " "
 2709 ft. to line " Margaret Myers & P. & B.
 (A. Doersam.
 3650 ft. to Angle 39 Deg. 55' to left.
 THENCE N. 35 Deg. 25' W.
 3700 ft. to Angle 17 Deg. 44' to left
 THENCE N. 53 Deg. 9' W.
 3780 Ft. to line between Maragret Myers & P. Pontius.
 4311 ft. to Angle 9 Deg. 32' to right.
 THENCE N. 43 Deg. 37' W.
 4619' to center of Culvert.
 4673 ' to line between P. & B. A. Doersam & Nelson
 (Bunn.
 4768 ft. to Angle 16 Deg. 31' to right.
 THENCE N. 27 Deg. 6' W.
 4912 ft. to Angle 9 Deg. 58' to left.
 THENCE N. 37 Deg. 4' W.
 5237 ft. to Angle 4 Deg. 50' to left.
 THENCE N. 41 Deg. 54' W.
 5322 ft. line between Nelson Bunn & Edward Doersam
 5407 ft. to line between P. Pontius & H. W. Lincoln.
 5800 ft. to Angle 12 Deg. 31' to left.
 THENCE N. 54 Deg. 25' W.
 6030 ft. to South line of School House.
 6212 ft. to North line of School House.
 6224 ft. to center of culvert.
 7041 ft. to Angle 51 Deg. 2' to right.
 Thence N. 3 Deg. 23' W.
 7390 ft. to Angle 14 Deg. 31' to left.
 THENCE N. 17 Deg. 54' W.
 7895 ft. to Angle 11 Deg. 3' to right & line between
 C. Rohr and F. G. Pontius.
 THENCE N. 6 Deg. 51' W.
 7890 ft. to Angle 8 Deg. 0' to right.
 THENCE N. 1 Deg. 9' E.
 8025 ft. to center of culvert.
 8233 ft. to Angle 14 Deg. 35' to right.
 THENCE N. 15 Deg. 44' E.
 8400 ft. to Angle 11 Deg. 13' to right.
 THENCE N. 26 Deg. 57' E.
 8526 ft. to Angle 16 Deg. 0' to right.
 THENCE N. 42 Deg. 57' E.
 8694 ft. to Angle 2 Deg. 17' to left.
 THENCE N. 40 Deg. 40' E.
 8825 ft. to Angle 15 Deg. 50' to left.
 THENCE N. 24 Deg. 50' E.
 9551 ft. to line between F. G. Pontius & Wm. M.
 Miller.
 10076 ft. to Angle 7 Deg. 39' to right.
 THENCE N. 32 Deg. 29' E.
 10200 ft. to Angle 5 Deg. 8' to right.
 THENCE N. 37 Deg. 37' E.
 11333 ft. to Angle 4 Deg. 48' to left.
 THENCE N. 32 Deg. 49' E.
 11529 ft. to Angle 32 Deg. 17' to left.
 Thence N. 0 Deg. 32' E.
 12000 ft. to center of culvert.
 12471 ft. to center of the Geo. Rohr Road
 12518 ft. to Angle 2 Deg. 33' to left.
 Thence N. 2 Deg. 1' W.
 12912 ft. to Angle 1 Deg. 29' to left.
 THENCE N. 3 Deg. 30' W.
 14042 ft. to line between T. S. & C. Rohr & J. H.
 Saylor. and M. V. Rarey
 14077 ft. to Angle 3 Deg. 23' to right.
 THENCE N. 0 Deg. 7' W.
 14316 ft. to line between M. V. & Margaret E. Rarey.
 14940 ft. to line between Margaret E. & H. G. Rarey.
 15196 ft. to line between John H. Saylor & James Fagan.
 15196 ft. to Angle 11 Deg. 38' to left.
 THENCE N. 11 Deg. 45' W.
 16438 ft. to Angle 11 Deg. 41' to right.
 THENCE N. 0 Deg. 4' W.
 16604 ft. to the center of the Canal Bridge.

I CERTIFY that the above plat is correct and an accurate return of the road petitioned for by F. G. Pontius et al.....

Walter Braun,
County Surveyor....

COLUMBUS, OHIO, March 6, 1906

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:

John Scott,)
Clerk of the Board.

Peter Swickard,)
Wm. S. Carlisle,) Commissioners.
Morton Hayes.)

COLUMBUS, OHIO, March, 7" 1906

The Commissioners met in regular session, and the report of the Viewers and Surveyor appointed to survey and view the road, as described in the petition, was this day publicly read for the third time and being in favor of the narrowing of said road and no objection being made thereto, nor damages claimed nor assessed nor petition for review filed, and the Board being of the opinion that said road as layed out and surveyed, will be of public utility, it is ordered that the reports of said Viewers, with the survey and Plat of said road be recorded, and that said road be established a public highway forty feet in width as set forth in said report and Plat, and that a notice in accordance therewith be served at once upon the Trustees of the Township or Township through which the same passes...

ATTEST;-

John Scott,
Cl'k of the Board..

Peter Swickard,) County
Wm. S. Carlisle,)
Morton Hayes.) Commissioners...
