

ROAD RECORD NO. 11

ROAD RECORD NO. 11

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IN THE MATTER OF THE LAYING OUT AND ESTABLISHING COUNTY
ROAD PETITIONED FOR BY S. D. DONEY AND OTHERS IN TRURO
TOWNSHIP, FRANKLIN COUNTY, OHIO.....

Maplewood Avenue - from the north line of E Main Street to the north line
of the Columbus Buckeye Lake & Newark Traction Company tract

ROW = 60'

ROAD NOTICE..

NOTICE IS HEREBY GIVEN, That a petition will be presented to the Commissioners of Franklin County, at the next session September 12th A. D. 1908, praying for the laying out & establishing of a County Road on the following line, to-wit: Beginning at a point in the North line of the National Road 32.79 ft. West of the intersection of the North line of a tract of land conveyed by S. D. Doney to the Columbus, Buckeye Lake and Newark Traction Co.; thence along said North line of the National Road 60.02 ft. to a point; thence crossing the land of said Columbus, Buckeye Lake and Newark Traction Co., 46.4 ft. to the North line thereof; thence Easterly with said North line to a point 36.61 ft. West of the intersection thereof; thence Southerly 16.4 ft. to the place of beginning, being a strip of land 60 ft. wide crossing a corner of said Columbus, Buckeye Lake and Newark Traction Co's. tract at a point 32.79 West of the Easterly corner on the North line of said National Road..

September 12th 1908 A. D.

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

THE STATE OF OHIO,) S. D. Doney having been first duly sworn states that on the 12th day of August 1908, Franklin County, ss.) and at least thirty days before September 12, 1908, 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 Truro in which said road is proposed to be laid out and established.

(SEAL)

(signed) S. D. Doney

Sworn to and subscribed before me, this 12th day of September, 1908, A. D.

John E. Crooks, Notary Public,
Franklin Co., O....

AFFIDAVIT OF PETITIONER..

THE STATE OF OHIO,) I, S. D. Doney 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 September 12th A. D. 1908, 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 _____ A. D. 18_____

S. D. Doney

Sworn to before me, and signed in my presence, this 12th day of September, 1908 A. D.

John E. Crooks, Notary Public,
Franklin Co., O.....

ROAD PETITION..

FOR A COUNTY ROAD IN TRURO 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 laying out & 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 lay out and establish such road, to-wit: Beginning at a point in the North line of the National Road 32.79 ft. West of the intersection of the North line of a tract of land conveyed by S. D. Doney to the Columbus, Buckeye Lake and Newark Traction Co; thence along said North line of the National Road 60.02 ft. to a point; thence crossing the land of said Columbus, Buckeye Lake and Newark Traction Co., 46.4 ft. to the North line thereof; thence Easterly with said North line to a point 36.61 ft. West of the intersection thereof; thence Southerly 16.4 ft. to the place of beginning, being a strip of land 60 ft. wide crossing a corner of said Columbus, Buckeye Lake and Newark Traction Co's. tract at a point 32.79 ft. West of the Easterly corner on the North line of said National Road...

Dated this 6th, day August, A. D. 1908.....

PETITIONERS' NAMES.	PETITIONERS' NAMES.	PETITIONERS' NAMES.
S. D. Doney, S. J. Mason, Jacob Lamby, Isaac Spindler, J. G. Nafsgar,	H. E. Dusenbury, Michael Tornes, J. E. Koontz, H. N. Smith, N. E. Shaw.....	E. S. Farmer, Tunis McNaghten,

COLUMBUS, OHIO, _____ 18_____

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

Now comes _____ 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 S. D. Doney, L. W. Tussing and S. J. Mason are held and firmly bound unto the State of Ohio, for the use of Franklin County, in the penal sum of Two Hundred (200) 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, O., this 11th, day of August, 1908

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

Beginning at a point in the North line of the National Road 32.79 ft. West of the intersection of the North line of a tract of land conveyed by S. D. Doney to the Columbus, Buckeye Lake and Newark Traction Co.; thence along said North line of the National Road 60.02 ft. to a point; thence crossing the land of said Columbus, Buckeye Lake and Newark Traction Co., 46.4 ft. to the North line thereof; thence Easterly with said North line to a point 36.61 ft. West of the intersection thereof; thence Southerly 16.4 ft. to the place of beginning, being a strip of land 60 ft. wide, crossing a corner of said Columbus, Buckeye Lake and Newark Traction Co's. tract, at a point 32.79 ft. West of the Easterly corner on the North line of said National Road.

N, 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:
John Scott,)

S. D. Doney, (SEAL)
L. W. Tussing, (SEAL)
S. J. Mason, (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, Sept. 12, 1908

Chas. Merion, Jr.)
J. A. Mathias) VIEWERS.
L. C. Smith)

Walter Braun SURVEYOR.

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

Beginning at a point in the North line of the National Road 32.79 ft. West of the intersection of a tract of land conveyed by S. D. Doney to the Columbus, Buckeye Lake and Newark Traction Co.; thence along said North line of the National Road 60.02 feet to a point; thence crossing the land of said Columbus, Buckeye Lake & Newark Traction Co., 46.4 ft. to the North line thereof; thence Easterly with said North line to a point 36.61 ft. West of the intersection thereof; thence Southerly 16.4 ft. to the place of beginning, being a strip of land 60 ft. wide, crossing a corner of said Columbus, Buckeye Lake and Newark Traction Co's. tract at a point 32.79 ft. West of the Easterly corner on the North line of said National Road..

You will therefore meet on the line of said proposed road 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 December 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,

County Auditor...



CERTIFICATE OF MAKING OATH..

THE STATE OF OHIO,) BE IT REMEMBERED, That on this 21st day of October, 1908, A. D., personally appeared Franklin County, ss.) before me, Walter Braun a County Surveyor in and for said County, Charles Merion, Jr., J. A. Mathias and L. C. Smith Viewers, petitioned for by S. D. Doney and others, and were by me duly sworn to the faithful and impartial performance of their respective duties.

Walter Braun, County Surveyor....



SURVEYOR'S REPORT..

Revised Statutes,
Sec. 4649.

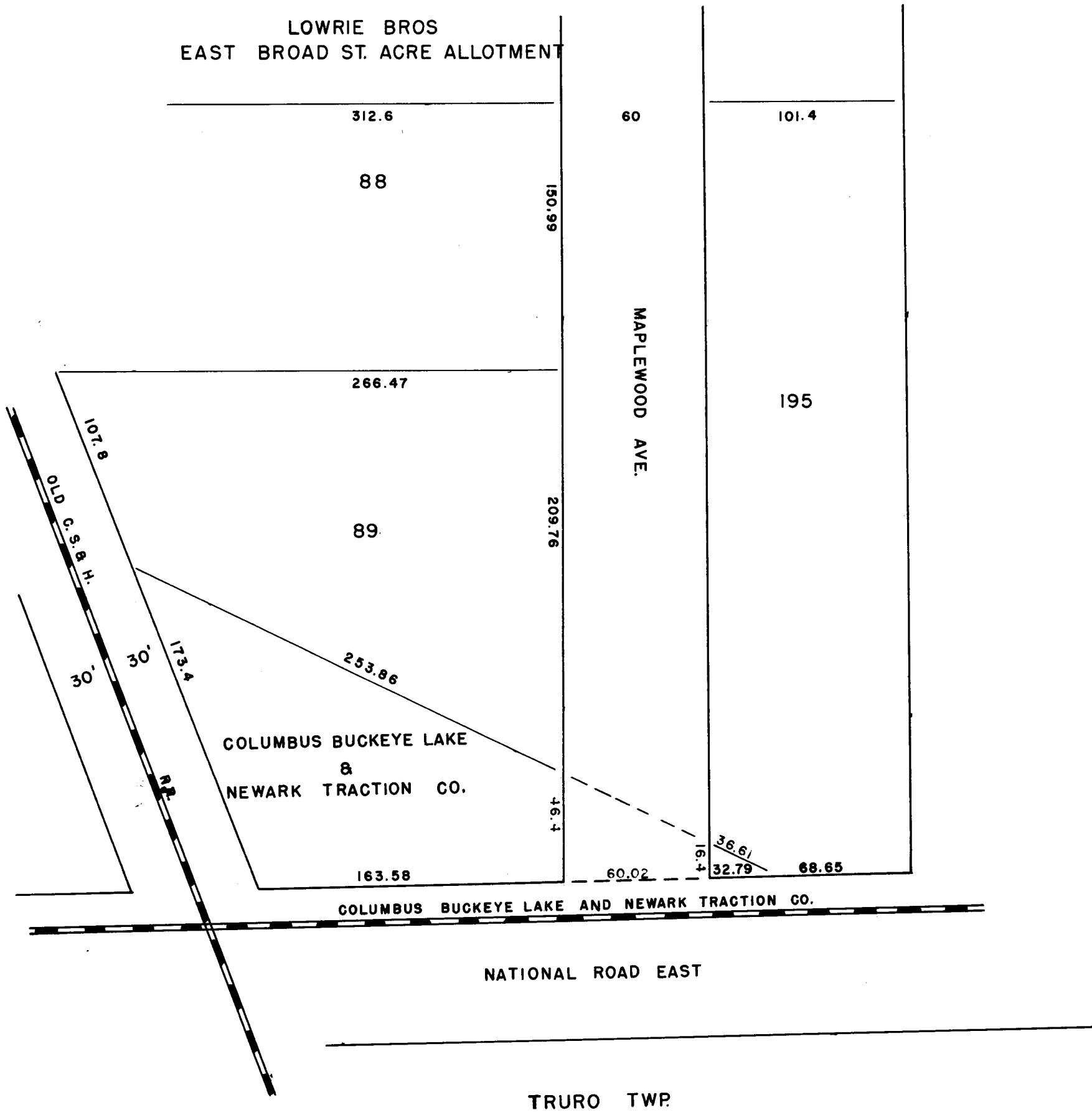
TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned, in obedience to your order, dated September 12, 1908 proceeded on the 21st, day of October, 1908, 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:

Being in the Northwest Quarter of Section 17, Truro Twp., and lying just East of the crossing of the National Road by the old C. S. and H. Railway track.. Beginning at a point in the North line of the National Road 32.79 feet West of the intersection of the North line of a tract of land conveyed by S. D. Doney to the Columbus, Buckeye Lake and Newark Traction Co; thence along said North line of the National Road West 60.02 feet to a point; thence crossing the land of said Columbus, Buckeye Lake and Newark Traction Co., 46.40 feet to the North line thereof; thence Easterly with said North line to a point 36.61 feet West of the intersection thereof; thence Southerly 16.40 feet to the beginning. Being a strip of land 60 feet in width across a corner of said Columbus, Buckeye Lake and Newark Traction Co's., tract at a point 32.79 feet West of the Easterly corner on the North line of said National Road.

*See Plat on other side.

PLAT OF S.D. DONEY ROAD.
Truro Twp...



I CERTIFY that the foregoing is a correct plat and return of the survey of the _____
County Road petitioned for by S. D. Doney and others.

Wlater Braun,
Surveyor of Franklin County....

REPORT OF VIEWERS..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

In obedience to your order, issued at your September session, A. D. 1908, we, the undersigned, Viewers, appointed under said order, met with Walter Braun Surveyor, on line of said proposed road on Oct. 21" 1908 at 10 o'clock A. M., and were severally sworn to discharge, faithfully and impartially, the duties required of us in said order.

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 laying out & establishing of said road, as follows:

Being in the Northwest Quarter of Section 17, Truro Tp., and lying just East of crossing of the National Road by the old C. S. & H. Railway track, beginning at a point in the North line of the National Road 32.79 ft. West of the intersection of the North line of a tract of land conveyed by S. D. Doney to the Columbus, Buckeye Lake and Newark Traction Co; thence along said North line of the National Road 60.02 ft. to a point; thence crossing the land of the said Columbus, Buckeye Lake and Newark Traction Co., 46.4 to the North line thereof; thence Eastwardly with said North line to a point 36.61 ft. West of the intersection thereof; thence Southerly 16.4 ft. to the beginning, being a strip of land 60 ft. in width across a corner of said Columbus, Buckeye Lake and Newark Traction Co's. tract at a point 32.79 ft. West of the Easterly corner on the North line of said National Road.

We would respectfully report that the said County road ought to be laid out and established for the following reasons: It will be for the benefit and welfare of the public and will make a perfectly straight piece of road, where otherwise a large angle in the same would be the result near its terminus.

We have also determined that the public convenience requires that such County road shall be established 60 ft. in width.

All of which is respectfully submitted,) Charles Merion, Jr.)
Oct. 24" 1908) L. C. Smith) VIEWERS.
J. A. Mathias)

FEEES..

Chas. Merion, Jr. Viewer, 2 days, \$ 4.00
J. A. Mathias " 2 " \$ 4.00
L. C. Smith " 2 " \$ 4.00
Walter Braun Surveyor, _____ days, \$ _____

SEPARATE REPORT OF VIEWERS..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned Viewers of the County Road petitioned for by S. D. Doney and others.

No Compensation for Land taken.

No Damages allowed..

Charles Merion, Jr.) VIEWERS AND
L. C. Smith) JURORS TO
J. A. Mathias) AWARD DAMAGES.

October 24" 1908.....

COLUMBUS, OHIO, Dec. 7" 1908

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,) Henry A. Mason)
Clerk of the Board.) Albert M. Gibson) Commissioners.
Morton Hayes)

COLUMBUS, OHIO, Dec. 8" 1908

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,) Henry A. Mason)
Clerk of the Board.) Albert M. Gibson) Commissioners.
Morton Hayes)

COLUMBUS, OHIO, Dec. 9" 1908

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 there being no application for review or change of route; on Motion by Mr. Gibson, seconded by Mr. Hayes, the report of the Viewers and Surveyor thereon, was accepted, approved and a County road established as therein described, as follows; to-wit:Being in the North West Quarter of Section 17, Truro Twp., and lying just East of the crossing of the National Road by the old C. S. & H. Railway track, beginning at a point in the North line of the National Road 32.79 feet just West of the intersection of the North line of a tract of land conveyed by S. D. Doney to the Columbus, Buckeye Lake & Newark Traction Co; thence along said North line of the National Road West 60.02 feet to a point; thence crossing the land of said Columbus, Buckeye Lake and Newark Traction Co., 46.40 feet to the North line thereof; thence Easterly with said North line to a point 36.61 feet West to the beginning, being a strip of land 60 feet in width across a corner of said Columbus, Buckeye Lake and Newark Traction Co's. tract at a point 32.79 feet West of the Easterly corner on the North line of said National Road....
