

Vacation was denied.
No County road establishment for this road;
name changed to Delong Road prior to 1950

IN THE MATTER OF THE VACATION OF THE
MILLER ROAD PETITIONED FOR BY JUSTIN
GAY AND OTHERS IN PLEASANT TWP. FRANK-
LIN COUNTY, OHIO.....

NOTICE OF PRESENTING COUNTY ROAD PETITION.

Notice is hereby given that a petition will be presented to the Commissioners of Franklin County, at their next session March 12, A. D. 1910, praying for the vacating of a County Road on the following line, to-wit: Beginning at the Harrisburg and Georgesville road, the line between lands of Justin Gay and W. D. Harvey; thence in an Easterly direction through lands of said Justin Gay to Big Darby Creek; thence crossing said Creek and continuing with the course of said road in an Easterly direction between lands owned by Jane Courtright and Joshua Hill to the first road East of said Big Darby Creek meeting said Miller Road, and there to terminate.

PROOF OF POSTING AND PUBLISHING NOTICE...

THE STATE OF OHIO, FRANKLIN COUNTY, SS.

Justin Gay being duly sworn, says that on the 27th day of January, 1910, and at least thirty days before the 12th day of March, 1910, he set up copies of the foregoing notice at the Auditor's Office in said County, and in three places in the Township of Pleasant through which the road is proposed to be vacated, Affiant further says that the substance of said Notice was published for four consecutive weeks before the 12th day of March, 1910, (the date of presentation of the petition,) in the Columbus News, a newspaper published in said Franklin County, in which said road sought to be vacated by such petition, is situated.

Sworn to before me, and signed in my presence, this 12th day of March, 1910.

(SEAL)

Justin Gay.
U. S. Brandt
Notary Public, Franklin County, O.

COUNTY ROAD PETITION..

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO.

The undersigned petitioners, resident freeholders of said County, residing in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience requires the vacating of a County Road on the line hereinafter described; and pray that your body will institute and order proper proceedings in the premises to vacate such road, to-wit: Beginning at the Harrisburg and Georgesville road, the line between lands of Justin Gay and W. D. Harvey; thence in an Easterly direction through lands of Justin Gay to Big Darby Creek; thence crossing said Creek and continuing with the course of said road in an Easterly direction between lands owned by Jane Courtright and Joshua Hill to the first road East of said Big Darby Creek meeting said Miller Road, and there to terminate. Dated this 25th day of January, A. D. 1910.

- | | | | |
|-------------------|------------------------|-------------------|---------------------------|
| PETITIONERS NAMES | PETITIONERS NAMES | PETITIONERS NAMES | PETITIONERS NAMES |
| Justin Gay | W. E. Poulson | Sarah A. Boyd | Marion M. Corey |
| W. D. Harvey | J. Bates McKinley M.D. | J. Hill Chenoweth | C. R. Smith |
| Seymour Lane | W. A. Snider | J. R. Manning | Mrs. Belle Sheeders |
| Mansfield Clemens | C. O. Smith | Bell McKinley | Eliz. Shepard |
| Mrs. McMurry | H. G. McKinley | Isaac F. Mouser | Ono Martin |
| Mary A. McKinley | E. S. McKinley | Thos Green | S. E. Leiter |
| A. G. Morain | J. O. Smith | G. N. Boucher | Will Lambert |
| M. E. Peterson | Wm. Wiefel | H. B. Chenoweth | Seymour Bush |
| W. G. Chenoweth | J. E. Snider | E. E. Cantz | Jos. Spangler |
| G. W. Melnick | L. T. Shepard | J. H. McKinley | Ed. England |
| Albert Weifel | C. H. Copeland | B. D. McKinley | Y. Shek |
| H. M. Kerschner | | C. J. McKinley | Martha England |
| | | K. Gill | James M. Snider |
| | | | W. T. England |
| | | | Robt. (his X mark)Sealock |
| | | | Clark Worthington |
| | | | Mrs. Cath. Vieman |

BOND ON COUNTY ROAD PETITION..

KNOW ALL MEN BY THESE PRESENTS:

That we, Justin Gay and W. D. Harvey, are held and firmly bound unto the State of Ohio, for the use of Franklin County, in the penal sum of Two Hundred (\$200.00) Dollars, to the payment of which, well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us and dated at Columbus, this 12th day of March, 1910.

The condition of the above obligation is such, that whereas, application has been made to the Board of Commissioners of said Franklin County, for the vacating of a County Road, on the following line, to-wit: The same being known as the Miller Road and beginning at the Harrisburg and Georgesville road, the line between Justin Gay and W. D. Harvey; thence in an Easterly direction through lands of said Justin Gay to Big Darby Creek; thence crossing said Creek and continuing with the course of said road in an Easterly direction between lands owned by Jane Courtright and Joshua Hill to the first road East of said Big Darby Creek meeting said Miller Road, and there to terminate.

Now, if the said applicants shall pay into the Treasury of said county, the amount of all costs and expenses accruing thereon, in case said application shall fail; then this obligation to be void, otherwise to be in full force in law

ATTEST: Justin Gay
U. S. Brandt) W. D. Harvey

ORDER APPROVING BOND ON COUNTY ROAD PETITION..

IN THE MATTER OF THE)
Vacation of Miller County Road.)
Petitioned for by Justin Gay et al.)

Application for vacation, a County Road made by Petition to the County Commissioners and as described therein, was duly filed in this Office, signed by at least twelve freeholders of the County residing in the vicinity where said Road is proposed to be vacated: and Justin Gay, one of the signers to such petition entered into bond, payable to the State for the use of the County in the sum of Two hundred Dollars, conditioned according to law, with W. D. Harvey as surety, which surety and said amount being sufficient, and said bond being in due form, is hereby accepted and approved, and is filed with said petition.

A. M. Gibson)
Morton Hayes) County Commissioners.
Richard Sinclair)

ORDER APPOINTING VIEWERS--COUNTY ROAD..
Issued to Viewers and County Surveyor.

IN THE MATTER OF THE)
Miller County Road. Petitioned)
for by Justin Gay et al.)

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The petition of Justin Gay and others for the vacating of a County Road along the following described route, to-wit: Beginning at the Harrisburg and Georgesville road, the line between lands of Justin Gay and W. D. Harvey; thence in an Easterly direction through lands of said Justin Gay to Big Darby Creek; thence crossing said Creek and continuing with the course of said road in an Easterly direction between lands owned by Jane Courtright and Joshua Hill to the first road East of said Big Darby Creek meeting said Miller Road, and there to terminate. Having been presented to the Commissioners; and they being satisfied from the proof before them that proper notice of the intention to present such Petition has been given according to law; it is ordered that George Williams, Chas. Merion, Jr. and Harry D. Kennedy, three disinterested freeholders of this County be and they hereby are appointed as Viewers, and the County Surveyor to survey the same.

It is further ordered that an order issue directing said Viewers, with said County Surveyor, to meet on line of said County road and proceed on the 30th day of March, 1910, or on their failing to meet on that day, within five days thereafter.

(If either of said Viewers fail to attend at the place specified, at or before ten o'clock A. M. of said day, said Surveyor and two Viewers will fill the vacancy by appointing a judicious disinterested freeholder of this County.) And after taking an oath faithfully and impartially to discharge the duties of their appointment respectively, to take to their assistance two suitable persons as chain carriers and one marker, and proceed to view, survey etc, said road as prayed for in the Petition, or as near the same as in their opinion a good road can be made at reasonable expense, taking into consideration the utility, convenience, inconvenience and expense which will result to individuals, as well as to the public, if such road or any part thereof is vacated, also, as a jury, assess and determine the compensation to be paid in money for the properties sought to be appropriated, without deduction for benefit to any property of the owner, and to assess and determine how much less valuable, is any, land or premises from which such appropriation may be taken, will be rendered by the vacation of such Road, being the damages sustained by any person through whose premises the Road is proposed to be vacated; (but said Viewers are not required to so assess or award damages or compensation to any person except minors idiots, or lunatics, unless the owner or his agent, having notice as provided by law, files with them a written application, giving a description of the premises on which damages or compensation is claimed;) and also to determine whether the public convenience requires that such Road or any part thereof shall be sixty feet in width, or whether a less width than sixty feet will as well promote the public convenience; and report the width in their opinion, the same shall be _____.

Said Surveyor will survey such Road, under the direction of the Viewers, and cause the same to be conspicuously marked throughout, noting the courses and distances, and at the end of each mile cause the number of the same, and also the commencement and termination of the Road or Survey to be marked on a tree or monument erected for that purpose. And said Surveyor will make and deliver to one of said Viewers, without delay, a correct certified return of the Survey of said Road, and a plat of the same; to be returned with the Reports of said Viewers.

It is further ordered that said Viewers make and sign a Report in writing, stating their opinion in favor of or against the Vacation of such Road, or any part thereof, and set forth the reasons of the same, and deliver such Report to the County Auditor, on or before the first day of the June session of the Commissioners next ensuing; and at the time said Viewers make such Report, they shall also make a separate Report, in writing, stating the amount of damages, if any, and to whom by them assessed, which would accrue by the vacation of the Road; and file the written applications on which such assessments have been made, with the County Auditor.

A. M. Gibson)
Morton Hayes) County Commissioners.
Richard Sinclair)

NOTICE TO VIEWERS AND SURVEYOR OF TIME AND PLACE OF MEETING --- COUNTY ROAD.....

TO George Williams, Chas. Merion, Jr. and Harry D. Kennedy Viewers and Hugh K. Lindsey Surveyor.

YOU ARE HEREBY NOTIFIED, That under the Order of the Commissioners of Franklin County, Ohio, dated March 12th 1910, you were appointed to view, survey and vacate the County Road petitioned for by Justin Gay and others, and to perform the other duties required of you by law.

You are directed to meet on line of said road on the 30th day of March, 1910, at 10 o'clock A. M., for the purpose aforesaid and as set forth in said order.

And the 30th day of March, 1910, is the day by which claims for compensation must be filed.

Dated this 14th day of March, 1910. Justin Gay
Principal Petitioner.

NOTICE TO LAND OWNERS OF TIME AND PLACE OF MEETING VIEWERS AND SURVEYOR....

TO James S. McKinley.

YOU ARE HEREBY NOTIFIED, that the Viewers and Surveyor appointed by the Commissioners of Franklin County, Ohio, in their order dated March 12th 1910, to view, survey and vacate the County Road, being known as the Miller road, petitioned for by Justin Gay and others, will meet on the 30th, of March, 1910, at 10 o'clock, A. M., for the purposes set forth in said order.

And the 30th day of March, 1910, is the day by which claims for compensation must be filed.

Dated this 17th day of March, 1910. Justin Gay
Principal Petitioner.

REPORT OF VIEWERS --- COUNTY ROAD.

TO THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

In obedience to your order dated March 12th 1910, we, the undersigned, Viewers appointed under said Order, make the following report: In the matter of the Miller Road, we find from the testimony of all persons concerned, that it would be impracticable to abandon any portion of said Miller Road at this time. We recommend, therefore, that the petition for abandonment of said Highway be not granted.

Together with Robt. Blackford, County Surveyor, we met on line of said Highway on the 30th day of March, 1910, at 10 o'clock, A. M., and after taking oath required by law, a certificate of which oath is herewith returned; took to our assistance _____ and _____ two suitable persons as chain-carriers, and _____ marker, we proceed to view, survey and _____ the Road as prayed for in the Petition, or as near the same as in our opinion a good Road can be made as reasonable expense, taking into consideration the utility, convenience, inconvenience and expense which will result to individuals, as well as to the public, if such road or any part thereof is _____, as follows:

Fixing the initial point of said Road at _____ at _____, said Surveyor under our direction, surveyed the same along the following route:

We further report that our opinion is that said Road ought not to be vacated for the following reasons: We were unable to find that said Road was useless and with proper repair could be still used for public travel.

We have also determined that the public convenience requires that said Road should be established and opened _____ feet in width.

A correct certified return of the survey of said road and a plat of the same is herewith delivered. The Notices to the Viewers and Surveyor and also to the Land Owners, of the time and place of meeting, with proof of service of the same, are also herewith returned.

All of which is respectfully submitted, this _____ day of _____ 19 _____

G. M. Williams)
H. D. Kennedy (VIEWERS.
Charles Merion, Jr.)

FEES..

Geo. M. Williams	Viewer, 3 days,	\$ 6.00
Harvey Kennedy	" 3 "	\$ 6.00
Chas. Merion, Jr.	" 3 "	\$ 6.00

ORDERS OF COUNTY COMMISSIONERS. - Made After Returns of Viewers and Surveyor. Page 8
Office of County Commissioners of Franklin County, Columbus, Ohio. June Session, June 6th 1910.

IN THE MATTER OF THE Petitioned for by
Vacation of the Miller County Road) Justin Gay et al.

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 first time.

ATTEST: A. M. Gibson)
John Scott Morton Hayes) County Commissioners.
Clerk. Richard Sinclair)

Office of County Commissioners of Franklin County, Columbus, Ohio, June Session, June 7th 1910.

IN THE MATTER OF THE Petitioned for by
Vacation of the Miller County Road.) Justin Gay et al.

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 second time.

ATTEST: A. M. Gibson)
John Scott Morton Hayes) County Commissioners.
Clerk. Richard Sinclair)

Office of County Commissioners of Franklin County, Columbus, Ohio, June Session, June 7th 1910.

IN THE MATTER OF THE Petitioned for by
Vacation of the Miller County Road.) Justin Gay et al.

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 said report being unfavorable, the vacation of the road petitioned for, said report was accepted, approved (p 9 and the petition dismissed at the cost of the petitioners.