

Seventeenth Avenue - from the east line in the C A & C Railroad
going east to Brentnell Avenue

ROAD RECORD NO. 12

ROW = 60'

ROAD RECORD NO. 12

PAGE NO. 41

IN THE MATTER OF THE SEVENTEENTH AVE., EXTENDED (ATCHESON ROAD) ROAD PETITIONED FOR BY H. S. ATCHESON
AND OTHERS IN CLINTON TWP. FRANKLIN 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 6th 1911, praying for the laying out and establishing of a County Road on the following line, to-wit: Beginning at the Corporation line of the City of Columbus, Ohio, on the East line of the C. A. & C. R'y. Co's right of way, in Clinton Township; thence East on the line between the lands of Samuel Israel, W. L. Schiner and Horatio S. Atcheson to the Atcheson Avenue free pike; thence continued easterly on Horatio S. Atcheson's line and Alfred K. Atcheson's line to the Township line between Clinton and Mifflin Townships; thence through Mifflin Township and through the lands of Matilda Leonard's 14 908/1000 acre tract to Woodland Avenue; thence East through the lands of Effie M. Watterson's 13 499/1000 Acre tract; thence on the line between Victor Campbell and Christian Geuser's land, on the north and Rose M. Byrne on the South, to Brentnell Avenue; thence east through the lands of Olive C. Roberts' 25 505/1000

Acre tract and through the lands of Albert B. Riker and thence through Wm. E. Schwartz's land to the center of the Columbus and Sunbury Pike. We further ask that said road be made sixty (60) feet wide, and be known as Seventeenth Avenue.

H. S. Atcheson et al. Petitioners.

PROOF OF POSTING AND PUBLISHING NOTICE.

THE STATE OF OHIO, FRANKLIN COUNTY, SS.

H. S. Atcheson being duly sworn, says that on the 1st, day of February, 1911, and at least thirty days before the 6th, day of March, 1911, he set up copies of the foregoing notice at the Auditor's office in said County, and in three public places in each of the Townships of Clinton and Mifflin through which the road is proposed to be laid out and established. Affiant further says that the substance of said notice was published for four consecutive weeks before the 6th day of March, 1911, (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 laid out and established by such petition, is situated.

H. S. Atcheson

Sworn to before me, and signed in my presence, this 6th, day of March, 1911.

D. N. Postlewaite
Notary Public in and for Franklin
County, Ohio.

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 laying out and establishing of a County Road on the line hereinafter described; and pray that your body will institute and order proper proceedings in the premises to lay out and establish such road, to-wit: Beginning at the Corporation line of the City of Columbus, Ohio, on the East line of the C. A. & C. Ry. Co.'s right of way, in Clinton Township; thence east on the line between the lands of Samuel Israel, W. L. Schimer and Horatio S. Atcheson to the Atcheson Ave., Free Pike; thence continued easterly on Horatio S. Atcheson's line & Alfred K. Atcheson's line to the Township line between Clinton and Mifflin Townships; thence through Mifflin Township and through the lands of Matilda Leonard's 14-908/1000 acre tract to Woodland Ave.; thence east through the lands of Effie M. Watterson's 13-499/1000 acre tract; thence on the line between Victor Campbell and Christian Gruser's land on the north and Rose M. Byrne on the south to Brentnell Ave.; thence east through the lands of Olive C. Roberts 25-505/1000 acre tract and through the lands of Albert B. Riker and thence through Wm. E. Schwartz's land to the center of the Columbus and Sunbury Pike. We further ask that said road be made sixty (60) feet wide and be known as Seventeenth Ave.

PETITIONERS NAMES	PETITIONERS NAMES	PETITIONERS NAMES	PETITIONERS NAMES
Horatio S. Atcheson	(Matilda Leonard Boyd	Olive C. Roberts	Alma C. Atcheson
A. Schwaderer	(by Theo. Leonard her	Mary J. Thomas	C. A. Shrum
J. Rich	(Atty. in fact.	Magdalene Lewis	(Farmers Fertilizer Co. by
Alice M. Morris	W. L. Schimer	Joseph Louis	(C. E. Young
Thomas Harrison	(Rose M. Byrne by L.	George Louis	S. H. Israel
John Peterson	(G. Byrne her Atty.	C. Grusner	
Theo. Leonard.	(Effie M. Watterson by	J. M. Ault	
	(Theo. A. Watterson her	Victor Campbell	
	(Atty. in fact.		

BOND ON COUNTY ROAD PETITION...

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KNOW ALL MEN BY THESE PRESENTS:

That we, Horatio S. Atcheson and _____, are held and firmly bound unto the State of Ohio, for the use of Franklin County, in the penal sum of Two Hundred 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 30th day of January, 1911.

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 laying out and establishing of a County Road, on the following line, to-wit: The Corporation line of the City of Columbus, Ohio, on the east line of the C. A. & C. Ry. Co.'s right of way in Clinton Township; thence east on the line between the lands of Samuel Israel, W. L. Schimer and Horatio S. Atcheson to the Atcheson Ave. Free Pike; thence continued easterly on Horatio S. Atcheson's line and Alfred K. Atcheson's line to the township line between Clinton and Mifflin Townships; thence through Mifflin Township and through the lands of Matilda Leonard's 14-908/1000 Acre tract to Woodland Ave.; thence east through the lands of Effie M. Watterson's 13-499/1000 Acre tract; thence on the line between Victor Campbell and Christian Gruser's land on the north and Rose M. Byrne's on the south to Brentnell Ave.; thence east through the lands of Olive C. Roberts' 25-505/1000 acre tract and through the lands of Albert B. Riker and thence through Wm. E. Schwartz's land to the center of the Columbus and Sunbury Pike. We further ask that said road be made sixty (60) feet wide and be known as Seventeenth Avenue.

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:)
Maude Atcheson)
Fannie Atcheson)

Horatio S. Atcheson
Alma C. Atcheson
Mana Atcheson

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

OFFICE OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO, March, 6th 1911.

IN THE MATTER OF THE
LAYING OUT AND ESTABLISHING COUNTY
ROAD. PETITIONED FOR BY H. S. ATCHESON
ET AL.)

The Petition of Horatio S. Atcheson and others for the laying out, etc., of a County Road along the following described route, to-wit: Beginning at the Corporation line of the City of Columbus, Ohio, on the east line of the C. A. & C. Ry. Co.'s right of way in Clinton Township; thence east on the line between the lands of Samuel Israel, W. L. Schimer and Horatio S. Atcheson to Atcheson Avenue Free Pike; thence continued easterly on H. S. Atcheson's line and Alfred K. Atcheson's line to the Township line between Clinton and Mifflin Townships; thence through Mifflin Township and through the lands of Matilda Leonard's 14/908-1000 Acre tract to Woddlan Ave.; thence east through the lands of Effie M. Watterson's 13 499/1000 Acre tract; thence on the line between Victor Campbell and Christian Gruser's land on the north and Rose M. Byrne's of the south to Brentnell Ave.; thence east through the lands of Olive C. Roberts, Albert B. Riker and Wm. E. Schwartz to the center of the Columbus and Sunbury Pike; 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 giving according to law; it is ordered that Chas. Salzgeber, J. P. Dill 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 issue directing said Viewers, with said County Surveyor, to meet line of said proposed road and proceed on the 20th day of April, 1911, 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 and lay out 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 laid out, 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, the land or premises from which such appropriation may be taken, will be rendered by the laying out of such road, being the damages sustained by any person through whose premises the Road is proposed to be laid out; (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 laid out.

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 laying out 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 1911 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 laying out of the Road; and file the written applications on which such assessments have been made, with the County Auditor.

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

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

TO Chas. Salzgeber, P. J. Dill 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 6" 1911, you were appointed to view, survey and lay out the County Road petitioned for by H. S. Atcheson and others, and to perform the other duties required of you by law.

You are directed to meet on line of said proposed road on the 20" day of April, 1911, at 10 o'clock A. M., for the purposes aforesaid and as set forth in said Order.

And the 20" day of April, 1911, is the day by which claims for compensation must be filed.

Dated this 6" day of March, 1911.

John Scott
 Clerk of the Board.

PROOF OF SERVICE...

THE STATE OF OHIO, FRANKLIN COUNTY, SS.

I, Horatio S. Atcheson being duly sworn, says that on the fifth day of April, 1911, (being not less than six days before the time appointed for the meeting of the Viewers and Surveyor,) he served a copy of the foregoing notice upon Chas. Salzgeber, P. J. Dill, Harry D. Kennedy.

(signed) Horatio S. Atcheson

Sworn to before me, and signed in my presence, this 8th day of April, 1911.

D. N. Postlewaite
 Notary Public.

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

TO Horatio S. Atcheson, et al.

YOU ARE HEREBY NOTIFIED, that the Viewers and Surveyor appointed by the Commissioners of Frank-

lin County, Ohio, in their Order dated March 6th, 1911, to view, survey and lay out the County Road petitioned for by Horatio S. Atcheson and others, will meet on line of said proposed road on the 20th day of April, 1911, at 10 o'clock, A. M., for the purposes set forth in said Order.

And the 20, day of April, 1911, is the day by which claims for compensation must be filed.

Dated this 6th day of March, 1911.

Horatio S. Atcheson
Principal Petitioner.

PROOF OF SERVICE...

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THE STATE OF OHIO, FRANKLIN COUNTY, SS.

I, Horatio S. Atcheson being duly sworn, says that on the fifth day of April, 1911, (being not less than six days before the time appointed for the meeting of the Viewers and Surveyor,) he served a copy of the foregoing notice upon Horatio S. Atcheson, Samuel Israel, Farmers Fertilizer Co., W. L. Schimer, Horatio S. Atcheson, Guardian of Alfred K. Atcheson, Matilda Leonard, per Theodore Leonard, her Atty., Effie M. Watterson, per Theodore A. Watterson, her Atty., Victor Campbell, Christian Geuser, Rose M. Byrne, her Atty, Luke G. Byrne, Olive C. Roberts, Albert B. Riker, William E. Schwartz.

(signed) Horatio S. Atcheson

Sworn to before me, and signed in my presence, this 8th day of April, 1911.

D. N. Postlewaite

Notary Public.

NOTICE TO LAND OWNERS, NON-RESIDENT OF THE COUNTY, OF TIME AND PLACE OF MEETING VIEWERS AND SURVEYOR.

TO Albert B. Riker and others, non-resident land owners whose lands will be affected by the location of a County Road herein described.

YOU ARE HEREBY NOTIFIED, That a petition, signed by Horatio S. Atcheson and others was presented to the County Commissioners of Franklin County, Ohio, at their meeting held on the 6th day of March, 1911, praying for the laying out of a County Road, on the following line, to-wit: Beginning at the Corporation line of the City of Columbus, Ohio, on the east line of the C. A. & C. Ry. Co.'s right of way in Clinton Township; thence east on the line between the lands of Samuel Israel, W. L. Schimer and Horatio S. Atcheson, to the Atcheson Ave., Free Pike; thence continued easterly on Horatio S. Atcheson's line to the township line between Clinton and Mifflin Townships; thence through Mifflin Township and through the lands of Matilda Leonard's 14 908/1000 Acre tract to Woodland Avenue; thence east through the lands of Effie M. Watterson's 13 499/1000 Acre tract; thence on the line between Victor Campbell and Christian Geuser's land on the north and Rose M. Byrne on the south, to Brentnell Ave.; thence east through the lands of Olive C. Roberts' 25 505/1000 Acre tract and through the lands of Albert B. Riker and thence through William E. Schwartz's land to the center of the Columbus and Sunbury Pike. We further ask that said Road be made sixty (60) feet wide and be known as Seventeenth Avenue.

That notice thereof and bond as required by law, was duly given; and said County Commissioners on the 6th day of March, 1911, by order, appointed three Viewers and the County Surveyor, to view, survey and lay out such Road.

You are further notified that said Viewers and Surveyor will meet on the line of said road on the 20th day of April, 1911, at 10 o'clock A. M., for the purposes set forth in said Order.

And the 20th day of April, 1911 is the day by which claims for compensation must be filed.

Dated this 17th day of March, 1911.

John Scott
Clerk of the Board.

SEE SURVEYOR'S PLAT BOOK NO. 3 PAGE 159 FOR PLAT OF 17th, AVE.

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REPORT OF VIEWERS---COUNTY ROAD.

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

In obedience to your Order dated March 6th, 1911, we, the undersigned, Viewers appointed under said Order, make the following report: In the matter of the road petitioned for by Horatio S. Atcheson et al.

Together with C. Baumgartner Asst. County Surveyor, we met at the W. end of the proposed improvement on the 20th day of April, 1911, at 10 o'clock, A. M., and after taking the 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 at a 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 laid out and established, as follows:

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

Beginning at the Corporation line of the City of Columbus, Ohio, on the east line of the C. A. & C. Ry. Co.'s. right of way, Clinton Township where the south line of H. S. Atcheson and North line of Samuel Israel intersects the same; thence running in an easterly direction 513.80 feet to a point 7.40

feet south of the northeast corner of W. L. Schimer's 1.88 Acre tract; thence continuing on same line easterly 1047 feet to the center of the Atcheson Ave., Free Pike; thence continuing easterly through the lands of Horatio S. Atcheson's 3300 feet to the Clinton and Mifflin Tp. line; thence easterly through the lands of Matilda Leonard's 14.908 acre tract of Woodland Ave.; thence easterly through the lands of Effie M. Watterson's 13.499 Acre tract to a point 23.20 feet south of the southwest corner of Victor Campbell's 3 Acre tract; thence continuing easterly through the lands of Rose M. Byrne to the center of Brentnell Ave., said point being 30 feet south of the southeast corner of Christian Geuser a distance of 5582 feet; thence continuing easterly through the lands of Olive C. Roberts and Albert B. Riker to the center of the Sunbury Pike. A distance of 8273 feet and there to terminate.

We further report that our opinion is that said Road ought to be established on route as described above, from a point beginning at the east right of way line of the C. A. & C. Ry. to the center of Brentnell Ave., being a distance of 5582 feet, for the following reasons: That the road would be a public convenience to people living in the vicinity thereof, and to the public in general.

We have also determined that the public convenience requires that said Road should be established and opened 60 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 6th day of May, 1911.

P. J. Dill)
Chas. Salzgaber) VIEWERS.
Harry D. Kennedy)

FEES..

P. J. Dill	Viewer,	3	day	\$ 6.00
Chas. Salzgaber	"	3	"	\$ 6.00
Harry D. Kennedy	"	3	"	\$ 6.00

ORDERS OF COUNTY COMMISSIONERS. --- Made After Returns of Viewers and Surveyors

Office of County Commissioners of Franklin County, Columbus, Ohio, June session, June 5, 1911.

IN THE MATTER OF THE)
 Location and establishment)
 Atcheson Road)
 Petitioned for by
H. S. Atcheson 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.

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

Office of County Commissioners of Franklin County, Columbus, Ohio, June session, June 6, 1911.

IN THE MATTER OF THE)
 Location and establishment)
 Atcheson Road)
 Petitioned for by
H. S. Atcheson 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.

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

Office of County Commissioners of Franklin County, Columbus, Ohio, June session, June 7, 1911

IN THE MATTER OF THE)
 Location and establishment)
 Atcheson Road)
 Petitioned for by
H. S. Atcheson 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 being in favor of the establishment of said road, or such part thereof as is fully set forth in said report, and no objections thereto having been made, nor damages claimed, all claims for compensation waived and no petition for re-view having been filed, and the Board being of the opinion that said road, as laid out and determined by the Viewers will be of public utility, it was therefore ordered, on motion by Mr. Hayes, seconded by Mr. Gibson, that the report of said Viewers, together with the survey & plat of said road be recorded and that said road be established a public Highway, sixty (60) ft. in width.

Voting Aye thereon; Sinclair, Hayes & Gibson.