

Watkins Road - alteration west of the old road along
the section lines in the area of Spangler Road

ROAD RECORD NO. 12

ROW = 60'

Old section of road vacated

ROAD RECORD NO. 12

PAGE NO. 231

IN THE MATTER OF THE PETTY ROAD PETITIONED FOR BY NOAH PETTY AND OTHERS IN MADISON TOWNSHIP,
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 July 7th 1915, praying for the alteration of a County Road on the following line, to-wit: Beginning at the $\frac{1}{2}$ Section line in Sec. 6, being the line between the lands of Geo. W. Moore and Noah Petty in Madison Township; thence with the said $\frac{1}{2}$ section line south to the section line between sections 6 and 7; thence east with the line between Secs. 6 and 7, being the line between said Petty and F. W. Blackwell to the intersection of the A. Watkins County Road, and there to terminate and for the vacation of that portion of the said A. Watkins County Road lying between the beginning and terminus of the above alteration, and also the vacation of that portion of the D. Taylor County Road cut off by said alteration.

Noah Petty and others,
Petitioner.

PROOF OF PUBLICATION

NOTICE OF PRESENTING COUNTY ROAD PETITION.

STATE OF OHIO,
Franklin County, ss.

C. F. Gayman

Publisher of The Times, a newspaper published at Canal Winchester, Franklin County, Ohio, personally appeared and made oath that the attached printed advertisement was published for 4 consecutive weeks in said newspaper commencing with June 3, 1915, and ending with June 24, 1915, and prior to July 7, 1915, and that said newspaper is of general circulation in said County of Franklin State of Ohio.

C. F. Gayman

Sworn to before me and subscribed in my presence, this 9th, day of July, 1915.

H. H. Dibble,

Notary Public for Franklin County, Ohio.
(SEAL)

Notice is hereby given that a petition will be presented to the Commissioners of Franklin County, at their next session July 7th, 1915, praying for the alteration of a County Road on the following line, to-wit: Beginning at the $\frac{1}{2}$ section line in Sec. 6, being the line between the lands of George W. Moore and Noah Petty, in Madison Township; thence with the said $\frac{1}{2}$ section line south to the section line between Sections 6 and 7; thence east with the line between Secs. 6 and 7, being the line between said Petty and F. W. Blackwell, to the intersection of the A. Watkins County Road, and there to terminate; and for the vacation of that portion of the said A. Watkins County Road lying between the beginning and terminus of the above alteration, and also the vacation of that portion of the D. Taylor County Road cut off by said alteration.

Noah Petty and Others,
Petitioner.

PROOF OF POSTING AND PUBLISHING NOTICE.

THE STATE OF OHIO, FRANKLIN COUNTY, SS.:

Dan Schleppe being duly sworn, says that on the 3rd day of June, 1915, and at least thirty days before the 3rd day of July, 1915, he set up copies of the foregoing notice at the Auditor's Office in said County, and in three public places in the Township of Madison through which the road is proposed to be vacated and straightened. Affiant further says that the substance of said notice was published for four consecutive weeks before the 7th day of July, 1915, (the date of presentation of the petition,) in the Winchester Times a newspaper published in said Franklin County, in which said road sought to be vacated and straightened by such petition, is situated.

(Signed) Dan Schleppe,

Sworn to before me, and signed in my presence, this 3rd day of July, 1915.

C. A. DeLay,
Notary Public.

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 alteration of a County Road on the line hereinafter described; and pray that your body will institute and order proper proceedings in the premises to alter such Road, to-wit: Beginning at the $\frac{1}{2}$ section line in Sec. 6, being the line between the lands of George W. Moore and Noah Petty in Madison Township; thence with the said $\frac{1}{2}$ section line south to the section line between sections 6 and 7; thence east with the line between Secs. 6 & 7, being the line between said Petty and F. W. Blackwell, to the intersection of the A. Watkins County Road, and there to terminate; and for the vacation of that part of the said A. Watkins County Road lying between the beginning and terminus of the above alteration, and also the vacation of that portion of the D. Taylor County Road cut off by said alteration.

PETITIONERS' NAMES	PETITIONERS' NAMES	PETITIONERS' NAMES
Noah Petty	E. Kahrenkop (?)	Geo. C. Miller
F. J. Blackwell	John Ohde	J. J. Zimmer
W. E. Hessel	F. C. Hessel	
Dan Schleppe	Wm. Ruidiger	
C. H. Dellenbaugh	Mrs. S. Hessel	
Ulrick Baurle (?)	M. E. Swinchart	
L. H. Schwartz	C. H. Farnaw	

VOID ON COUNTY ROAD PETITION.

KNOW ALL MEN BY THESE PRESENTS:

That we, Noah Petty and Dan Schleppe, 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 22nd day of May, 1915.

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 alteration of a County Road, on the following line, to-wit: Beginning at the $\frac{1}{2}$ Section line in Sec. 6, being the line between the lands of George W. Moore and Noah Petty in Madison Township; thence with the said $\frac{1}{2}$ Section line south to the Section line between Sections 6 and 7; thence east with the line between Secs. 6 and 7, being the line between said Petty and F. W. Blackwell, to the intersection of the A. Watkins County Road, and there to terminate; and for the vacation of that portion of the said A. Watkins County Road, lying between the beginning and terminus of the above alteration and also the vacation of that portion of the D. Taylor County Road cut off by said alteration.

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.

Approved:-

Lewis Davis
Richard Sinclair
Thos. E. Humphreys

Noah Petty
Dan Schleppe

IN THE MATTER OF THE)
 Alteration of A. Watkins)
 County Road.)
 Petitioned for by Noah)
 Petty and others.)

Alteration

The Petition of Noah Petty and others for the Alteration of a County Road along the following route, to-wit: Beginning at the $\frac{1}{2}$ section line in Sec. 6, being the line between the lands of George W. Moore and Noah Petty in Madison Township; thence with the said $\frac{1}{2}$ Section line south to the section line between Sections 6 and 7; thence east with the line between sections 6 and 7, being the line between said Petty and F. W. Blackwell, to the intersection of the A. Watkins County Road and there to terminate; and for the vacation of that portion of the said A. Watkins County Road lying between the beginning and terminus of the above alteration, and also the vacation of that portion of the D. Taylor County Road (Page 233) cut off by said alteration; 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 Charles Salzgeber, Frank Finney and L. D. Davies 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 proposed road and proceed on the 5th day of August, 1915, 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 alter 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 altered 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 Alteration of such Road, being the damages sustained by any person through whose premises the Road is proposed to be altered; (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 altered.

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

Richard Sinclair)
 Lewis Davis) County Commissioners.
 Thos. E. Mumshreys)

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

TO Charles Salzgeber, Frank Finney, L. D. Davies Viewers and John Peake, Surveyor.

YOU ARE HEREBY NOTIFIED, that under the Order of the Commissioners of Franklin County, Ohio, dated July 7, 1915, you were appointed to view, survey and alter the County Road petitioned for by Noah Petty 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 5th day of August, 1915, at 10 o'clock A. M., for the purposes aforesaid and as set forth in said Order.

And the 4th day of August, 1915, is the day by which claims for compensation must be filed.

Dated this 7th day of July, 1915,

John Scott
 Clerk of Board County Commissioners.

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

TO F. W. Blackwell, Noah Petty and Geo. W. Moore.

YOU ARE HEREBY NOTIFIED, that the Viewers and Surveyor appointed by the Commissioners of Franklin County, Ohio, in their order dated July 7th 1915, to view, survey and alter the County Road petitioned for by Noah Petty and others, will meet on line of said proposed road on the 5th day of August, 1915, at 10 o'clock, A. M., for the purposes set forth in said order.

And the 4th day of August, 1915, is the day by which claims for compensation must be filed.

Dated this 7th day of July, 1915.

John Scott
 Clerk Board County Commissioners.

PROOF OF SERVICE

THE STATE OF OHIO, Franklin County, ss.

Noah Petty being duly sworn, says that on the _____ day of _____ 19____, (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 F. W. Blackwell, Noah Petty and Geo. W. Moore.

(Signed) Noah Petty

Sworn to before me, and signed in my presence, this 28th day of July, 1915.

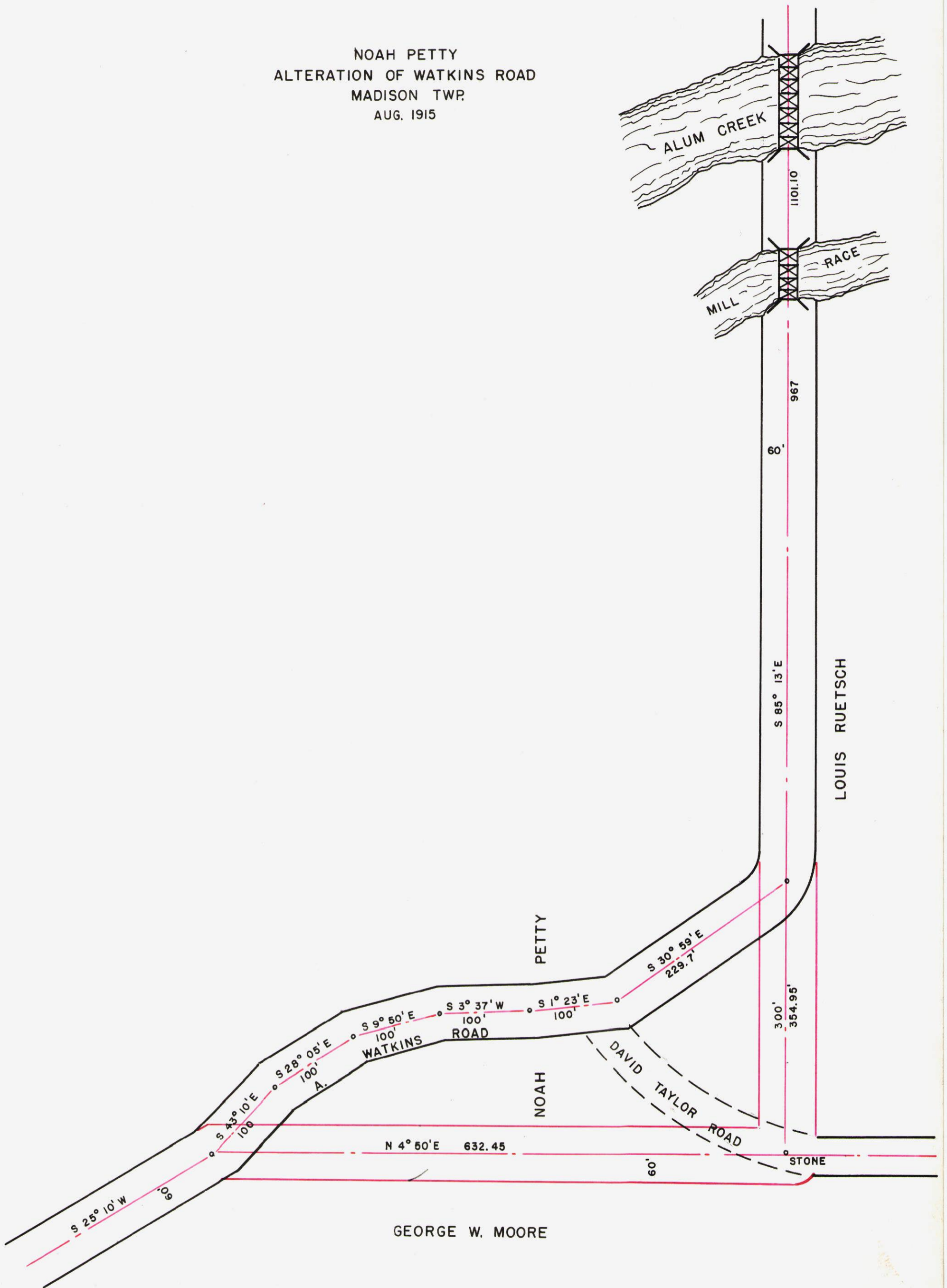
C. A. DeLay
 Notary Public, Franklin Co.

REPORT OF SURVEYOR.

TO THE BOARD OF COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned, in obedience to your order, dated July 7th 1915, proceeded on the 5th day of August, 1915, to survey and mark the County Road described in said order, under the direction of the Viewers

NOAH PETTY
ALTERATION OF WATKINS ROAD
MADISON TWP.
AUG. 1915



therein named, and respectfully submits the following return of said survey:

Beginning at a stake in the center of the A. Watkins County Road at the intersection of the $\frac{1}{2}$ Section Line in Sec. 6, Twp. 11, R. 22; thence south 4 Deg. 50' W. with said $\frac{1}{2}$ Section Line, it being the line between the lands of George W. Moore and Noah Petty, to a stone at the intersection of the Section Line between Sections 6 and 7; thence with said Section Line between Sections 6 and 7, S. 85 Deg. 13' E. 300 feet to the intersection of the said A. Watkins County Road and there to terminate and being in Madison Township.

*NOTE- SEE PLAT ON PRECEDING PAGE NO. 99.

I CERTIFY, that the foregoing is a correct plat and return of the survey of the Noah Petty Alteration of Watkins County Road petitioned for by Noah Petty and others.

R. S. Blackford
Deputy Surveyor of Franklin County.

REPORT OF VIEWERS.

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

In obedience to your order dated July 7th 1915, we, the undersigned, Viewers appointed under said Order, make the following report: L. D. Davies one of the persons appointed as Viewer failing to attend at the place specified in the order, at or before 10 o'clock A. M. of the day in the order specified, the Deputy County Surveyor and the two other Viewers filled the vacancy by appointing R. S. Ogle, a judicious disinterested freeholder of the County.

Together with R. S. Blackford Deputy County Surveyor, we met on line of said proposed road on the 5th day of August, 1915, at 10 o'clock, A. M., and after taking the oath required by law, a certificate of which oath is herewith returned; we proceed to view, survey and alter 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 altered, as follows: said Surveyor under our direction, surveyed the same along the following route:

Beginning at the $\frac{1}{2}$ section line in Sec. 6, being the line between the lands of Geo. W. Moore, and Noah Petty in Madison Twp; thence with the said $\frac{1}{2}$ section line south to the section line between sections 6 & 7; thence east with the line between sections 6 & 7 being the line between said Petty and F. W. Blackwell, to the intersection of the A. Watkins County Road, and there to terminate; and for the vacation of that portion of the said A. Watkins County Road lying between the beginning and terminus of the above alteration, and also the vacation of that portion of the D. Taylor County Road cut off by said alteration.

We further report that our opinion is that said Road ought to be altered for the following reasons: that it is a convenience and benefit to the general public.

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 5th day of August, 1915.

Frank D. Finney)
H. S. Ogle) Viewers.
Chas. Salzgaber)

FEES.

Frank Finney	Viewer, 1 day	\$ 2.00
H. S. Ogle	" 1 day	\$ 2.00
Chas. Salzgaber	" 1 day	\$ 2.00

Order to open Road Issued Jan. 7, 1916.

SEPARATE REPORT OF VIEWERS

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

The undersigned Viewers of the County Road petitioned for by Noah Petty and others, make the following Separate Report.

There were no claims for damages or compensation filed with the Viewers.
None.

Respectfully submitted this 5th day of August, 1915.

Frank D. Finney) Viewers and Jurors to Assess
H. S. Ogle) and Determine Compensation
Chas. Salzgaber) and Damages.

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

Office of County Commissioners of Franklin County, Columbus, Ohio, Sept. session, Sept. 6, 1915.

IN THE MATTER OF WILL)
Noah Petty Road)

Altering

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:

John Scott
Clerk of the Board

Richard Sinclair)
Lewis Davis) County Commissioners.
Thos. E. Humphreys)

Office of County Commissioners of Franklin County, Columbus, Ohio, Sept. session, Sept. 7, 1915.

IN THE MATTER OF THE)
Noah Petty Road)

Altering

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:

John Scott
 Clerk of the Board.

Richard Sinclair)
 Lewis Davis) County Commissioners.
 Thos. E. Humphreys)

Office of County Commissioners of Franklin County, Columbus, Ohio, Sept. session, Sept. 8, 1915.

IN THE MATTER OF THE)
Noah Petty Road)

Altering

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 favorable to the alteration of said road filed petition for and as set forth in the Surveyor's report and no claims for compensation or damages having been asked for, said report was accepted, approved, ordered recorded and said road altered as set forth in said petition and said report.

Richard Sinclair)
 Lewis Davis) County Commissioners.
 Thos. E. Humphreys)

ATTEST:

John Scott
 Clerk of the Board.