

This road record entry is a combination of the original road record book found in the Franklin County Engineer's Tax Map Department and the WPA transcribed road record book found in the Franklin County Engineer's Records Department. The WPA information was added to the original record to aid in reading the text or plats.

The information below refers to the WPA transcribed entries and was included in the front of each of those books:

“THE HISTORICAL DATA IN THIS RECORD

WAS COMPILED BY RECORDS IN THE OFFICE OF THE FRANKLIN COUNTY ENGINEER

WORKS PROGRESS ADMINISTRATION IN OHIO OFFICIAL PROJECT 665-42-3-130

W P 17847

SPONSORED BY

ALLEN C. SLADE, COUNTY ENGINEER

FRANKLIN COUNTY, OHIO”

PUBLIC ROAD PETITION

Cosgray Road - establishment of section from
Baldwin Road north to Hayden Run Road

ROW = 60'

To the County Commissioners of Franklin County, Ohio.

The undersigned petitioners, freeholders of said County, residing in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience and welfare require the alteration of the Joseph Cosgray Road on the line hereinafter described; and make application to you to institute and order proper proceedings in the premises to alter such road; the same not being an inter-county highway or a main market road. The following is the route and termini of said road: X

Beginning at a point in the said Cosgray Road (Baldwin Free Pike) at the North east corner of John E Baldwin's 21.875 acre tract; said point being on the line between Norwich and Washington Townships, thence northwardly through the 60.75 acre tract of Jeremiah Dominy to a point at the intersection of the William Harris Road (#234) (Hayden Run Free Pike) and the Cosgray Road and there to terminate, being in Washington Township and being about 2100 feet in length.

Petitioners Names: Ray Van Schoyck, John E Baldwin, J W Walton, John Horch, Ray Patch, John A Cramer, W.M. Latham, Jos Cosgray, Walter C Sells, Walter Converse, C W Latham, Clyde McCullough, J Roberts, Herman G Kings, C W Hoffman, Frank Parker, Wm Davis, Jack Alder, Robert & Luella Reed, Arch A Alder, E J Van Schoyck, Silas and Ethel Carey and Earl Rader.

FILED SEPT . 15, 1927

PETITIONERS BOND

KNOW ALL MEN BY THESE PRESENTS:

That we, Ray Van Schoyck, J E Baldwin and C W Latham, are held and firmly bound unto the State of Ohio, for the use and benefit of Franklin County, in the penal sum of \$200.00 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 this 10th day of September, 1927.

The condition of the above obligation is such, that whereas, application by petition has been made to the county commissioners of said Franklin County, by Ray Van Schoyck, and others for the alteration of a public road, the following being the route and termini thereof;

Beginning at a point in the said Cosgray (Baldwin Free Pike) at the North east corner of John E Baldwin's 21.875 acre tract, and point being on the line between Norwich and Washington Townships, thence northwardly through the 60.75 acre tract of Jeremiah Dominy to a point at the intersection of the Wm Harris Road (#234) (Hayden Run Free Pike) and the Cosgray Road and there to terminate, being in Washington Township and being about 2100 feet in length.

Now, if the said petitioners will pay into the treasury of said county, the costs and expenses incurred in the proceedings for such improvement, in case the prayer of such petition be not granted; then this obligation, to be void, otherwise to be in full force in law.

Ray Van Schoyck, John E Baldwin and C W Latham.

FILED SEPTEMBER 15, 1928.

FRANKLIN COUNTY OHIO
Office of the Auditor.

Columbus, Sept. 12, 1927.

This is to Certify, that the principal and sureties subscribing to the appended bond appear on the tax lists of Franklin County, Ohio, with the taxable valuations shown opposite their names;

Name	Valuation
Ray Van Schoyck	\$11,950
John E & Emma E Baldwin	7,060
John E Baldwin	5,140
Clarence W Latham	800.

Signed A J Thatcher, County Auditor.

September 17, 1927

Ray Van Schoyck, et al., on the 15th day of September, 1927, filed with the Board of County Commissioners of Franklin County, Ohio, a petition praying for the alteration of the Cosgray Road, Washington Township, Franklin County, Ohio, described as follows:-

Beginning at a point in the said Cosgray Road (Baldwin Free Pike) at the north east corner of John E Baldwin's 21.875 acre tract, said point being on the line between Norwich and Washington Townships; thence northwardly through the 60.75 acre tract of Jeremiah Dominy to a point at the intersection of the Wm. Harris Road (#234) (Hayden Run Free Pike) and the Cosgray Road and there to terminate, being in Washington Township and being about 2100 feet in length.

On motion of Mr. Westlake, seconded by Mr. Barthman, Tuesday, October 11, 1927, at 10:30 o'clock A.M. eastern standard time, on the line of said proposed road was fixed as the time and place for the viewing thereof, and Wednesday, October 19, 1927, at 11:00 o'clock A.M. eastern standard time, at the office of the Board of County Commissioners of Franklin County, Ohio, was fixed as the time and place for final hearing thereon, and the Clerk of the Board was directed to cause legal publication thereof to be made in the Ohio State Journal.

Voting Aye thereon; Barthman and Westlake. Absent and not voting, Atcherson.

Columbus, Ohio. Sept. 15, 1927

To the Hon. Board of County Commissioners, Franklin County, Ohio.

Gentlemen: In the matter of the proposed alteration of a portion of the Cosgray Road in Washington Township, Franklin County, Ohio, described as follows:-

Beginning at a point in said Cosgray Road (Baldwin Free Pike) at the N. E. corner of John E Baldwin's 21.875 Acre tract, said point being on the line between Norwich and Washington Townships; thence northwardly through the 60.75 acre tract of Jeremiah Dominy to a point at the intersection of the Wm Harris road (#234) (Hayden Run Free Pike) and the Cosgray Road and there to terminate, being in Washington Township and being about 2100 feet in length.

I find that said proposed alteration is located within less than three miles of the incorporated Village of Hilliard.

The following persons, with their mailing addresses, are directly affected by said proposed alteration:

- John E Baldwin Hilliard, Ohio R D
- (Carl Dominy) Hilliard, Ohio. R.F.D.
- Jeremiah Dominy(Newton Dominy)
- Eleanor Dominy Hilliard, Ohio. R D

Respectfully Submitted,

R S Blackford, Deputy County Surveyor.

PROOF OF PUBLICATION

State of Ohio }
Franklin County } ss.

Paul Eisele, cashier of the Ohio State Journal, a newspaper published at Columbus, Franklin County, Ohio, with a paid circulation of more than 25,000, personally appeared and made oath that the attached printed advertisement was published for

three times, 9/19-20/27
1927

in said newspaper and that the rate charged therefor is the same as that charged to commercial advertisers for like services on annual contracts.

Paul Eisele
Subscribed and sworn to this 5th

day of Oct. 1927

Notary Public in and for Franklin County.

Notice of Filing Petition to Alter Cosgray Road.

Notice is hereby given that a petition was filed with the Board of County Commissioners of Franklin County, Ohio, on the 15th day of September, 1927, praying for the alteration of the Cosgray Road, Washington Township, described as follows: Beginning at a point in the said Cosgray Road (Baldwin Free Pike) at the northeast corner of John E. Baldwin's 21.875-acre tract, said point being on the line between Norwich and Washington Townships; thence northwardly through the 60.75-acre tract of Jeremiah Dominy to a point at the intersection of the William Harris Road (No. 234) (Hayden Run Free Pike) and the Cosgray Road, and there to terminate, being in Washington Township, and being about 2100 feet in length.

Notice is hereby given that Tuesday, Oct. 11, 1927, at 10:30 o'clock a. m. Eastern Standard time on the line of said proposed road was fixed as the time and place for the viewing thereof, and Wednesday, Oct. 19, 1927, at 11 o'clock a. m. Eastern Standard time, at the office of the Board of County Commissioners of Franklin County, Ohio, was fixed as the time and place for final hearing thereon, and the clerk of the board was directed to cause legal publication thereof to be made in The Ohio State Journal.

By order of the Board of County Commissioners of Franklin County, Ohio. FRED L. DONNALLY, Clerk of the Board.

FRANKLIN CO. O., ROAD RECORD No. 13¹⁴ ALTERATION COSGRAY ROAD

Columbus Ohio. Sept. 20, 1927

The attached notice mailed you by order of the Board of County Commissioners of Franklin Count , Ohio, is to advise you of the time and place of view and hearing in the matter of the petition filed with the said Board for the alteration of Cosgray Road.

Fred L Donnally,
Clerk of the Board.

I hereby certify that the attached notice with the foregoing explanation was mailed to the following persons on September 20, 1927. X

Earl Kader, Silas and Ethel Carey, E J Van Schoyck, Arch A Alder, Jack Alder, Wm Davis, Frank Parker, C W Hoffman, Herman G Rings, Robert Porter, C W Latham, Walter and Zella B Converse, Walter C Sells, Joe Cosgray, J W Walton, John F Baldwin, Ray Van Schoyck, Carl Dominy, Eleanor Dominy, Newton Dominy.

Fred L Donnally
Clerk of the Board of County
Commissioners, Franklin County, O.

Notice of Filing Petition to Alter
Cosgray Road.
Notice is hereby given that a petition was filed with the Board of County Commissioners of Franklin County, Ohio, on the 15th day of September, 1927, praying for the alteration of Cosgray Road, Washington Township, as described as follows:
Beginning at a point in the said Cosgray Road (Baldwin Free Pike) at the northeast corner of John E. Baldwin's 21.875-acre tract, said point being on the line between Norwich and Washington Townships; thence northwardly through the 49.75-acre tract of Jeremiah Dominy to a point at the intersection of the William Harris Road (No. 234) (Hayden Run Free Pike) and the Cosgray Road; and there to terminate, being in Washington Township, and being about 2100 feet in length.
Notice is hereby given that Tuesday, Oct. 11, 1927, at 10 o'clock a. m., Eastern Standard time, the line of said proposed road was fixed as the time and place for the viewing thereof, and Wednesday, Oct. 19, 1927, at 11 o'clock a. m., Eastern Standard time, at the office of the Board of County Commissioners of Franklin County, Ohio, was fixed as the time and place for final hearing thereon, and the clerk of the board was directed to cause legal publication thereof to be made in The Ohio State Journal.
By order of the Board of County Commissioners of Franklin County,
FRED L. DONNALLY,
Clerk of the Board.

PROOF OF SERVICE

On this 22nd day of September, 1927, personally appeared before me, W A Burt, Asst. County Surveyor, who being first duly sworn, deposes and says that he served a copy of the attached notice upon the clerk of the corporation of Hilliard, Ohio, in accordance with section 6864 General Code of Ohio, in the matter and at the time stated below; said notice rerefering to the filing of a petition for the alteration of Cosgray Road (Baldwin Free Pike).

Name of Person Served	How served.	When served	We acknowledge Service.
C H O'Brien	Personally	9-22-27	C H O'Brien

and further deponent saith not.

W A Burt, Asst County Surveyor.

Sworn to before me and signed in my presents this 22nd day of September, 1927.

Ralph Bulkley
Notary Public, Franklin County, O.

October 11, 1927.

In the matter of the petition of Ray Van Schoyck, et al., praying for the alteration of Cosgray Road, in Washington Township, Franklin County, Ohio, Mr. Westlake offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Barthman.

WHEREAS, On the 15th day of September, 1927, Ray Van Schoyck, et al., filed with the Board of County Commissioners of Franklin County, Ohio, a petition praying for the alteration of Cosgray Road, in Washington Township, Franklin County, Ohio, described in said petition; and

WHEREAS, On the 17th day of September, 1927, said board of county commissioners did fix the 11th day of October, 1927, at 10:30 o'clock A. M., eastern standard time, on the line of said proposed alteration, as the time and place for the viewing thereof, and did further fix the 19th day of October, 1927, at 11 o'clock A. M., eastern standard time, at the office of the board of county commissioners of Franklin County, Ohio, as the time and place for final hearing on said petition; and X

FRANKLIN CO. O., ROAD RECORD No. 13

ALTERATION OF COSGRAY ROAD

WHEREAS, Legal notice by publication in the Ohio State Journal, a newspaper published in and of general circulation in said county, was given of the time and place for the viewing of said alteration and of the final hearing thereon; and

WHEREAS, The board of county commissioners of Franklin County, Ohio, did on the 11th day of October, 1927, the day fixed for the viewing of said proposed alteration, meet on the line thereof as described in the petition, and heard all proof offered by parties interested in and affected thereby, and other persons competent to testify, and did go over and along the line of said proposed alteration, and by actual view of same, and the premises along and adjacent thereto, which are to be affected thereby, does find that said establishment is of sufficient importance to require that the surveyor of Franklin County, Ohio, be instructed and directed to make a survey and plat thereof; therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that the Surveyor of Franklin County, Ohio, be and he hereby is instructed and directed to make a plat and survey of the proposed road alteration and make report to the board of county commissioners on or before eleven o'clock A.M., of Wednesday October 19, 1927. Said report shall set forth the opinion of the county surveyor for or against the granting of said proposed alteration, which report together with the plat and survey of said improvement, shall be deposited with the county commissioners.

Voting Aye thereon; Barthman and Westlake. Absent and not voting, Atcherson.

Columbus, Ohio, October 19, 1928

To the Hon. Board of County Commissioners, Franklin County, Ohio.

Gentlemen: As directed by your Board on October 11, 1927, I have made a survey and plat of the proposed alteration of a portion of the Cosgray Road in Washington Township, which I hereby submit, together with a list of property owners along the line of said alteration as proposed and the amount of land appropriated, also the number of rods of fencing required in fencing said road.

I would recommend that the said alteration as proposed and as surveyed and shown on plat be established to a width of sixty feet, thirty feet on each side of center line as shown.

I recommend that the road be altered and established for the following reasons, viz;

It will eliminate four right-angle turns in a main thoroughfare to through travelers going north and south, and three such turns to travelers turning into said proposed alteration from the east or west at the northern extremity of said proposed alteration.

It will be of general public utility and convenience.

NORWICH TOWNSHIP SPECIAL SCHOOL DISTRICT IN WASHINGTON TOWNSHIP LANDS.

Name	Original quantity	No of Entry	Acres owned	Acres appropriated/	Number rods of fencing
Dominy, Jeremiah	1667-2/3	6366	60.75	2.793	245.82

Respectfully submitted.

R S Blackford.

Deputy County Surveyor.

October 19, 1928

In the matter of the petition filed by Ray Van Schoyck et al., for the alteration of Cosgray Road, in Washington Township, Mr. Westlake offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Atcherson.

WHEREAS, On the 11th day of October, 1927, the board of county commissioners of Franklin County, Ohio, did, by resolution duly adopted, authorize and direct the surveyor of Franklin County, Ohio, to make report in writing relative to said alteration of said Cosgray Road to the Board on or before eleven o'clock A.M., eastern standard time, of October 19, 1927; said report to be in manner and form prescribed by section 6865 of the General Code; and

WHEREAS, October 19, 1927, R S Blackford, Deputy County Surveyor made report thereon; and

WHEREAS, The board of county commissioners of Franklin County, Ohio, finds that the public utility and welfare require the alteration of said road as shown in the report and on the plat submitted by the county surveyor to a width of sixty feet, thirty feet on each side of center line as shown; therefore

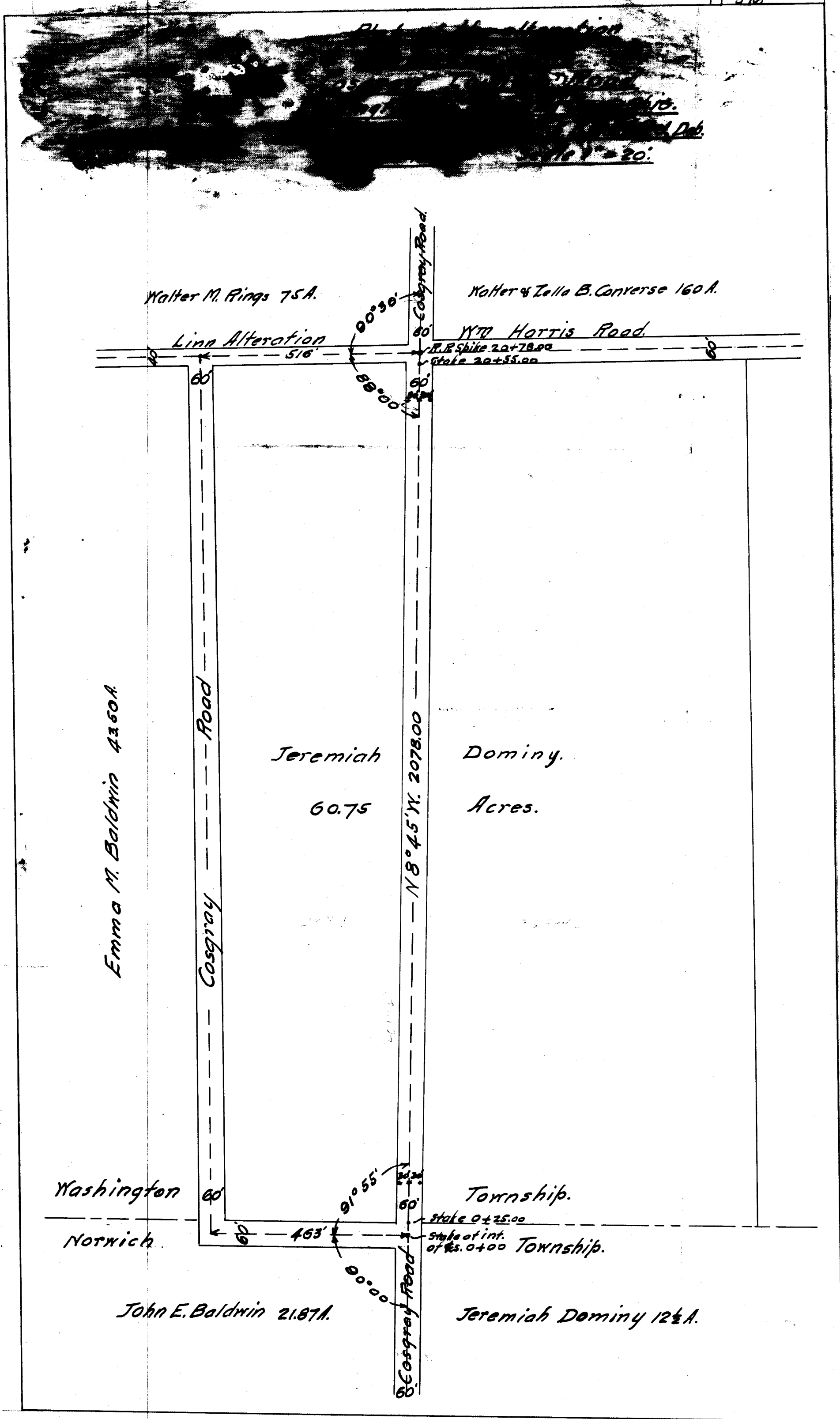
BE IT RESOLVED, By the board of county commissioners of Franklin County, Ohio, that said Cosgray Road be and the same is hereby found and declared to be of sufficient importance to cause the alteration of said road to a width of sixty feet, thirty feet on each side of center line as shown on the Plat submitted by the county surveyor; and

BE IT FURTHER RESOLVED, that Wednesday, November 9, 1927, at 10:30 A.M., eastern standard time, be and the same is hereby fixed as the time, and the office of the board of county commissioners the place for hearing claims for compensation and damages, and that all claims for

Compensation and damages shall be filed with the Board of County Commissioners on or before the time of said hearing; and

BE IT FURTHER RESOLVED, that notice of such time and place of hearing said claims shall be served on the owner or owners personally, or by leaving a copy of the same at the usual place of residence of such owner or owners at least five days before the time fixed for said hearing and that the clerk of the Board shall cause such notice to be given, and make due report thereon, as provided in section 6870 General Code of Ohio.

Voting Aye thereon; Barthman, Atcherson and Westlake.



Walter M. Rings 75A.

Walter & Zella B. Converse 160 A.

Linn Alteration

Wm Harris Road

516'

P.R. Spike 20+78.00
State 20+35.00

Emma M. Baldwin 4350A.

Casgray Road

Jeremiah

Dominy.

60.75

Acres.

N 8° 45' W. 2078.00

Washington

Township.

Norwich

stake 0+25.00
stake of int. of Rs. 0+00 Township.

John E. Baldwin 21.87A.

Jeremiah Dominy 12 1/2 A.

Casgray Road

FRANKLIN CO. O., ROAD RECORD No. ~~43~~ ALTERATION OF COSGRAY ROAD

PROOF OF SERVICE

STATE OF OHIO
COUNTY OF FRANKLIN ss

On this 22nd day of October, 1927, personally appeared before me the undersigned authority, G. L. Moore, who first being duly sworn deposes and says that he served the attached notice upon each land owner herein named, interested in the prayer of the petition to alter Cosgray Road, in the manner and at the time mentioned after their respective names, except such as have waived the service thereof by placing their signatures hereto, to wit:-

Name of Person Served.	How Served	When Served	We acknowledge Service of the attached notice.
Jeremiah Dominy dec'd to C S Dominy	Personal	10-22-27	

and further deponent saith not.

G L Moore
Deputy County Surveyor.

Sworn to before me and signed in my presence this 22nd day of October, 1927.

Ralph Bulkley
Notary Public Franklin County Ohio.

NOTICE IN THE MATTER OF THE ALTERATION OF
COSGRAY ROAD.

Notice is hereby given that a resolution was adopted by the Board of County Commissioners of Franklin County, Ohio, October 19, 1927, declaring it necessary to alter Cosgray road, in Washington Township, described as follows:-

Beginning at a point in the said Cosgray Road (Baldwin Free Pike) at the northeast corner of John A Baldwin's 21.875 acre tract, said point being on the line between Norwich and Washington Townships, thence Northwardly through the 60.75 acre tract of Jeremiah Dominy to a point at the intersection of the William Harris Road (#234) (Hayden Run Free Pike) and the Cosgray Road and there to terminate, being in Washington Township and being about 2100 feet in length.

You are further notified that Wednesday, November 9, 1927, at 10:30 A M., eastern standard time, at the office of the board of county commissioners of Franklin County, Ohio, has been fixed as the time and place for hearing and consideration of claims for compensation and damages in said matter. Application for compensation and damages shall be made in writing at any time before the time for hearing thereon. Failure to make such application shall be a waiver of all rights thereto, by every person interested therein, except minors or other persons under disability.

By order of the Board of County Commissioners of Franklin County, Ohio.

Fred L. Donnally
Clerk of the Board.

Jeremiah Dominy
Land to be appropriated 2.793 acres
No. of rods fencing 245.82.

November 9, 1927

This being the day and hour fixed for considering claims filed in the matter of the petition to alter Cosgray Road, Washington Township, same came on, and on motion of Mr. Westlake, seconded by Mr. Atcherson, consideration thereof, and action thereon was postponed to 10:30 A M., of Wednesday, November 16, 1927.

Voting Aye thereon; Barthman, Atcherson and Westlake.

November 16, 1927

In the matter of the petition of Ray Van Schoyck, et al., for the alteration of Cosgray Road in Washington Township, and this being the day fixed by postponement for hearing claims for compensation and damages, the Board of County Commissioners finds that the following claim has been filed as required by law, to wit:-

Newton J Dominy, Carl S Dominy Eleanor Dominy, by C S Dominy, Agent.	Compensation for 2.8 A land at \$300 A Cost of 325 rds fencing at \$1.75 rod Damages for re-arrangement of fields, fences tiling, etc Damage to remainder land, water supply etc.	\$840.00 572 25 200 00 1000 00	\$2612.25
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FRANKLIN CO. O., ROAD RECORD No. ¹⁴~~13~~ ALTERATION OF COSGRAY ROAD

After due consideration of said claim and hearing evidence thereon, Mr. Westlake offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Atcherson.

WHEREAS, In the opinion of the Board of County Commissioners of Franklin County, Ohio, said claim for compensation and damages is excessive; therefore

BE IT RESOLVED, By the board of county commissioners of Franklin County, Ohio, that after due consideration of said claim for compensation and damages, that the Board deems the following sum to be just and equitable as compensation for land taken and damages sustained by reason of the alteration of said Cosgray Road:-

Newton J Dominy, Carl S. Dominy,
Eleanor Dominy, by C S Dominy, Agent.

2.793 A land at \$200 acre	\$559.60
245.82 rods fence at \$2.00 rods	491 64
Gate posts, end posts and gates	50 00
Damage to water supply	250 00
Damage to 21.355 acres at \$10.00 per acre	213.55
Total.....	\$1564.79

and

BE IT FURTHER RESOLVED, That it is the opinion of the board of County Commissioners, that the alteration of said road is of sufficient importance to the public to cause the said sum, to wit:- \$1564.79 to be paid out of the public treasury and that upon the acceptance thereof by the claimant, an order shall be issued for the opening and maintenance of said road as provided by law; and

WHEREAS, Eleanor Dominy, Newton J Dominy and Carl S Dominy, by Newton J Dominy, their agent and by M. E. Thraikill, their attorney filed Notice of Appeal in said proceedings, to wit:-

"Columbus, Ohio, November 16, 1927. In re Cosgray Road Improvement. Before the Board of County Commissioners, Franklin County, Ohio.

NOTICE OF APPEAL

Now come Eleanor Dominy, Newton J Dominy and Carl S Dominy and objecting to all acts of the Board of County Commissioners herein, and still objecting to the jurisdiction of said Board, give notice of their intention to appeal this matter at once and to the Probate Court of Franklin County, Ohio, for the following reasons, viz:

No. 1. No jurisdiction and no necessity.

No. 2. Inadequate compensation for land seized and appropriated.

No. 3. Inadequate damages for fencing and improvements, and damages accruing to other lands not appropriated.

No. 4 The laws under which said Board of County Commissioners are proceeding, are unconstitutional and void, denying to these claimants and appellants due process of law in taking their lands.

Appellants ask the Commissioners to fix the amount of the appeal bond. They demand a transcript of the docket and journal entries and all acts relating to said proceedings and the papers thereof, that the same may be filed in the Probate Court.

Eleanor Dominy, Newton J Dominy and Carl S Dominy, by Newton J. Dominy their agent, and by M. E. Thraikill, their attorney.

FILED NOVEMBER 16, 1927.

therefore

BE IT RESOLVED, By the board of county commissioners of Franklin County, Ohio, that the persons filing said Notice of Appeal be, and hereby are required to file a bond in the sum of \$1000.00 with surety thereon, to the satisfaction of the County Auditor, as provided in section 6891-1 G. C. of Ohio.

Voting Aye thereon; Atcherson, Westlake and Barthman.

B O N D

Before the Board of County Commissioners, Franklin County, Ohio.

In the Matter of the Cosgray Road Improvement, Franklin County, Ohio.

APPEAL BOND.

KNOW ALL MEN BY THESE PRESENTS: That we, Eleanor Dominy, Newton J Dominy and Carl S Dominy, of Dublin, Ohio, as principals, are held and firmly bound unto the State of Ohio, for the use of Franklin County, Ohio, in the sum of \$1000.00, for the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators by these presents.

Signed at Columbus, Ohio, this 25th day of November, 1927.

The condition of the above obligation is such that whereas the said Eleanor Dominy, N. J. Dominy and Carl S Dominy, at the final hearing on November 16, 1927, before the Board of County Commissioners of Franklin County, Ohio, upon matters of compensation and damages and jurisdiction, in the matter of the Cosgray County Road Improvement, gave notice in writing of their intention to appeal from the final order and judgment of said County Commissioners made on November 16, 1927, establishing, changing and altering said road and awarding compensation and damages, and thereby have appealed to the Probate Court of

FRANKLIN CO. O., ROAD RECORD No. 13¹⁴ ALTERATION OF COSGRAY ROAD

of Franklin County, Ohio, from such final order and judgment.

Now if the said Eleanor Dominy, N. J. Dominy and Carl S Dominy shall pay all costs made on the appeal, if they fail to sustain said appeal, or the same be dismissed, then this obligation shall be void, otherwise to be and remain in full force and effect.

Eleanor Dominy, Newton J Dominy and Carl S Dominy, Principals, by M E Thraikill their attorney of record.

Maryland Casulty Company, by Harold W Linton, Surety.

The above bond filed and approved this 26th day of November, 1927.

N A Thatcher, Dep. County Auditor.

November 24, 1928

Mr. Barthman as a member of the board of county commissioners of Franklin County, Ohio, offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Westlake.

WHEREAS, The Auditor of Franklin County, Ohio, on the 20th day of November, 1928, laid the papers and transcript of the proceedings in the matter of the alteration of the Cosgray Road, Washington Township, for which petition was filed September 15, 1927, had before the probate Court of Franklin County, Ohio, before the Commissioners of Franklin County, Ohio, and it appearing that the amount allowed appellants is greater in the aggregate than the sum allowed as compensation and damages before the commissioners, to wit:-

PROBATE COURT OF FRANKLIN COUNTY, OHIO

Eleanor Dominy, Newton J. Dominy and Carl S Dominy,

Plaintiffs,

No. 55047

vs

The Board of County Commissioners of Franklin County, Ohio.

Defendant.

ENTRY

This day came the parties, and the jurors whose names are attached to the verdict below, having been heretofore duly impaneled and sworn, according to law, and having been sent to view the premises, came again into court, and having heard the evidence and arguments of counsel and charge of the court, retired for deliberation; and in due time returned into court and delivered their verdict in writing; which was received by the court, and which verdict is in the words and figures following, to wit:-

"We, the jury, duly impaneled as such in the above case, do find that the granting of the improvement as established by the order of the County Commissioners herein, will be conducive to the public convenience and welfare, and we do find in favor of the establishment of the same.

We further find that the plaintiffs, Eleanor Dominy, Newton J Dominy and Carl S. Dominy, jointly, are entitled as compensation, \$559.60, as damages to fences, gate posts and posts and water supply \$791.64, and further damages to the residue of their land (including damages to tile drain) \$535.00, total \$1886.24."

The said findings and said verdict are hereby approved and confirmed, and the court finds in favor of said improvement as established by order of the Commissioners herein; and thereupon this cause came on further to be heard upon questions arising touching the taxing of costs; the court, being advised in the premises proceeded to tax the costs herein as follows:-

The defendants, having prevailed in one matter appealed from, and the appellants having prevailed as to one matter appealed from, it is ordered that the costs herein be and the same are taxed as follows:-

one half against the plaintiffs, and one half against the defendants.

It is therefore ordered, adjudged and decreed that the plaintiffs recover from the defendant, The Board of County Commissioners of Franklin County, the sum of \$1886.24, together with one half of the costs herein taxed.

APPROVED AND FILED NOVEMBER 8, 1928.

Homer Z Bostwick, Probate Judge.

therefore

BE IT RESOLVED, By the board of county commissioners of Franklin County, Ohio, that said improvement is of sufficient importance to the public to cause all of the compensation and damages on account thereof to be paid out of the County Treasury, and it is hereby ordered that the sum of \$1886.24, which is the sum total of compensation and damages allowed by the

FRANKLIN CO. O., ROAD RECORD No. ¹⁴13c ALTERATION OF COSGRAY ROAD

County Commissioners and on appeal be paid out of the county treasury; and

BE IT FURTHER RESOLVED, that a voucher for the sum of \$1886.24 allowed as compensation and damages in the matter of altering said Cosgray Road, Washington Township, be and the same is hereby ordered executed and filed with the Auditor of Franklin County, Ohio, in favor of said appellants; and

BE IT FURTHER RESOLVED, That said Cosgray Road be, and the same is hereby declared altered and established in accordance with the prayer of the petition and on the line as shown on plat submitted by the county surveyor, and to the width of sixty feet, thirty feet on each side of center line; and

BE IT FURTHER RESOLVED, that the surveyor of Franklin County, Ohio, be and he hereby is ordered to stake out said road on the line as shown on submitted plat, and to the width of sixty feet, and it is further ordered that a copy of this resolution be transmitted to the said surveyor of Franklin County, Ohio.

Voting Aye thereon; Atcherson, Westlake and Barthman.