

FRANKLIN CO. O., ROAD RECORD No. 16 Widening of Hamilton Road

Hamilton Road - widening from Mound Street to E Main Street

June 10, 1939

ROW = 60' and 45'
see plat

Mr. Schneider offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Vigor.

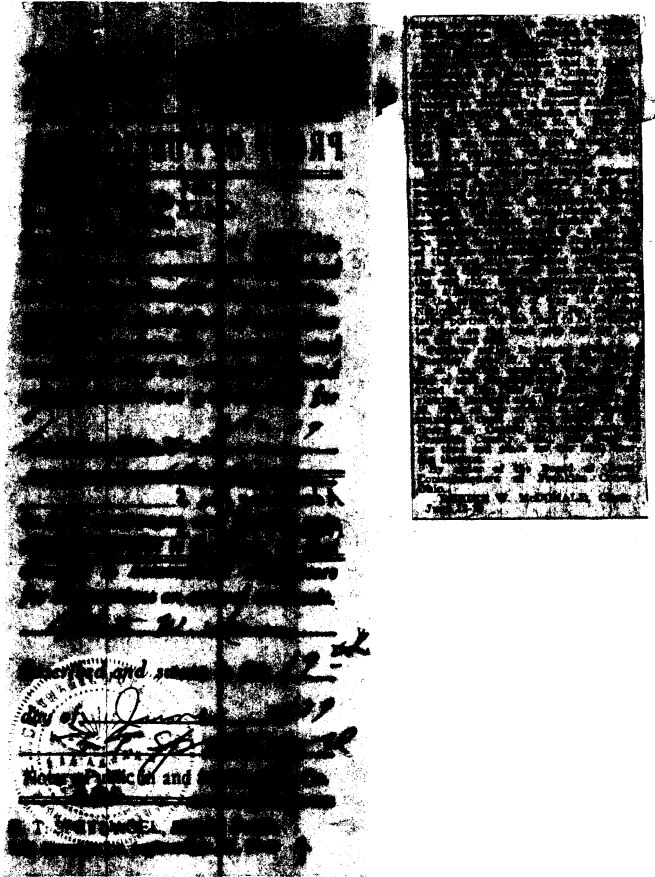
WHEREAS, Section 6862 General Code of Ohio provides that when the board of county commissioners is of the opinion that it will be for the public convenience and welfare to locate, establish, alter, widen, straighten, vacate or change the direction of a public road they shall so declare by resolution; therefore

BE IT RESOLVED, By the board of county commissioners of Franklin County, Ohio, all of said board being present and voting thereon and in favor thereof, that they do hereby declare that it is necessary for the public convenience and welfare that proceedings be had and taken to widen a portion of Hamilton Road situated in Bernhard's Second addition, Truro Township, as shown of record in Plat book No. 18, page No 5, Recorder's Office, Franklin County, Ohio, six feet on the east side and 25 feet and ten feet respectively on the west side, described as follows:--

Beginning at the south line of Mound Street as shown of record in Plat of Bernhards Second Addition, Plat Book No. 18, page No. 5, Recorder's Office, Franklin County, Ohio; thence in a northerly direction a distance of approximately 1056.12 feet to a point in the south line inreuded of Lot No. 417 of the aforesaid Addition; this portion of the road to be widened 25 feet on the west side and six feet on the east side; thence continuing northerly a distance of 176.81 feet to a point in the south right of way line of the National Road, U S R No. 40; this latter portion of the road to be widened ten feet on the west side and six feet on the east side; and

BE IT FURTHER RESOLVED, that Tuesday, June 27, 1939, at ten o'clock A M. eastern standard time, on the line of said proposed improvement be and the same is hereby fixed as the time and place for viewing same; and that Wednesday, June 28, 1939, at ten o'clock A M eastern standard time, at the office of the board of county commissi oners of Franklin County, Ohio, be and hereby is fixed as the time and place for final hearing thereon, and that the clerk of the Board be and hereby is directed to cause legal publication thereof to be made in the Ohio State Journal.

Voting Aye thereon: George G Trabue, Chas W Schneider and Harry T Vigor.



June 27, 1939

In the matter of the resolution of June 10, 1939, adopted by the board of county commissioners for the widening of a portion of Hamilton Road, situated in Bernhard's Second Addition, Truro Township, Franklin County, Ohio, Mr. Schneider offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Vigor.

WHEREAS, on the 10th day of June, 1939, the board of county commissioners of Franklin County, Ohio, adopted a resolution declaring it necessary to widen a portion of Hamilton Road, Truro Township, Franklin County Ohio; and

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WHEREAS, on the 10th day of June, 1939, said board of county commissioners did fix the 27th day of June 1939, at ten o'clock A.M. eastern standard time, on the line of said proposed road widening as the time and place for the viewing thereof, and did further fix the 28th day of June, 1939, at ten 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 widening; and

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 location and of the final hearing thereon; and

WHEREAS, the board of county commissioners of Franklin County, Ohio, did, on the 27th day of June, 1939, the day fixed for the viewing of the proposed road widening, meet on the line thereof, as described in the petition, and heard all the 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 road, and by actual view of same, and the premises along and adjacent thereto, which are to be affected thereby, does find that the widening of a portion of Hamilton Road is of sufficient importance to require that the engineer 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 engineer of Franklin County, Ohio, be and he hereby is instructed and directed to make a plat and survey of the proposed road widening, an accurate and detailed description of each tract of land which will be necessary to be taken, together with the names of each owner; shall set stakes at the termini of each right of way line and at all angles between such termini, and at sufficient other points on the right of way lines so that the bounds of the proposed road widening may be discernible to property owners and others interested and make report to the board of county commissioners on or before the 28th day of June, 1939, at ten o'clock A.M. eastern standard time. Said report shall set forth the opinion of the county engineer either for or against the granting of said improvement, which report, together with the plat and survey of the proposed improvement shall be deposited with the county commissioners.

Voting Aye thereon: George G. Rabue, Chas W. Schneider and Harry T. Vigor.

SUBJECT: PROPOSED WIDENING OF A PORTION OF HAMILTON ROAD, BERNHARD'S SECOND ADDITION TRURO TOWNSHIP, FRANKLIN COUNTY OHIO. LANDS SOUGHT TO BE APPROPRIATED

June 28 1939

Hon Board of County Commissioners, Franklin County, Ohio.

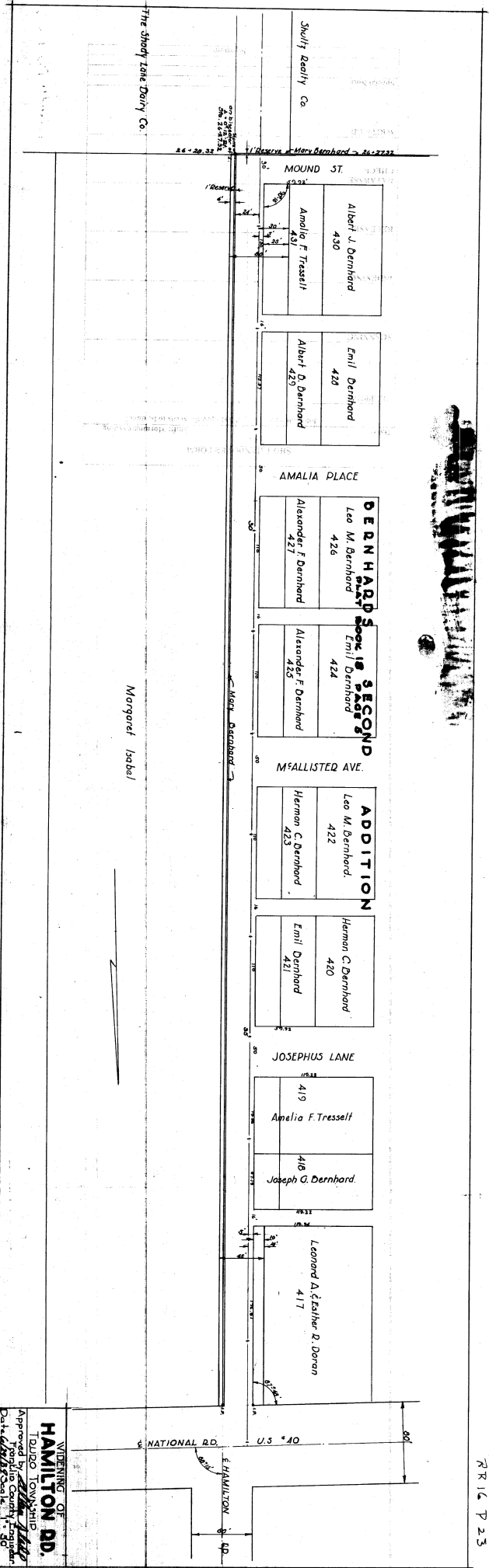
Gentlemen: pursuant to your order of June 10, 1939, I have made a survey and plat, which I hereby submit of a portion of Hamilton Road, in and adjacent to, Bernhard's Second Addition in Truro Township, showing the proposed widening of such portions from a right of way width of 29 feet to right of way widths of 45 feet and 60 feet. Said widening to be along the following described center line:

Beginning at the point of intersection of the proposed center line of Hamilton Road, said proposed center line being located 5 feet east of and parallel to the existing west right of way line of Hamilton Road which is 29 feet wide, and the north line of a 1 foot reserve on the south side of Round Street owned by Mary Bernhard; thence along the center line of Hamilton Road in a northerly direction 1059.12 feet to a point, this portion of the road to be widened to a right of way width of 60 feet; thirty feet on the east side of the center line and 30 feet on the west side of the center line; thence continuing along the proposed said center line in a northerly direction 176.81 feet to the point of intersection of the said proposed center line of Hamilton Road with the south 80 feet right of way line of the National Road (U.S.R. #40), this portion of the road to be widened to a right of way width of 45 feet; 15 feet on the west side of the center line and 30 feet on the east side of the center line.

I am also submitting a list of the property owners affected, and the amount of lands to be appropriated from each. I am of the opinion that the proposed widening of said portions of Hamilton Road to right of way widths of 60 feet and 45 feet will be of general public welfare and convenience, and I therefore recommend the proposed widening as shown on the accompanying plat. Respectfully submitted, Allan Slade, County Engineer.

HAMILTON ROAD
TRURO TOWNSHIP LOTS.

Owner's Name	Parcel No.	Lot	Land Sought	Mortgagee
Albert B Bernhard	4671	429-Bernhard's 2nd Add.	25' off east side of lot.)	clear
Alexander F Bernhard	4669	427	do	clear
Alexander F Bernhard	4667	425	do	clear
Emil Bernhard	4668	421	do	The Scioto Bldg & Loan Co
Herman C Bernhard	4665	423	do	clear
Joseph C Bernhard	4660	418	do	clear
Mary Bernhard	4675	1'x1236.95' Reserve Add'n--1'x1236.95' strip--	clear	
Leonard A & Esther R Doran	4659	417 Bernhard's 2nd Add	10' off east side of lot.)	clear
Amalia F Tresselt	4673	431	do 25' off east side of lot	clear
Amalia F Tresselt	4661	419	do	clear



MOUNT ST
 Albert J. Dernhard
 430
 Amelia F. Tressell
 429

Emil Dernhard
 428
 Albert O. Dernhard
 425

AMALIA PLACE
DERNHARD PART 18 SECOND
 Leo M. Dernhard
 426
 Alexander F. Dernhard
 427

Alexander F. Dernhard
 424
 Emil Dernhard
 424
 Alexander F. Dernhard
 425

MALLISTER AVE.
ADDITION
 Leo M. Dernhard
 422
 Herman C. Dernhard
 423

Herman C. Dernhard
 420
 Emil Dernhard
 421

JOSEPHUS LANE
 419
 Amelia F. Tressell
 418
 Joseph O. Dernhard

Leonard A. Fisher R. Dorman
 417

The Shady Lane Dairy Co.

Margaret Isabal

WIDENING OF
HAMILTON RD.
 TOLUPO, TOWNSHIP
 Approved by _____
 Twp. Eng. J. C. _____
 Date: 6/19/35

FRANKLIN CO. O., ROAD RECORD No. 16 Widening of Hamilton Road

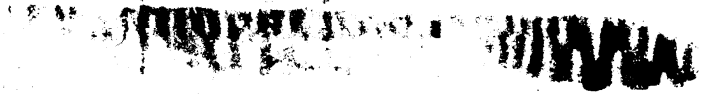
THE COL. R. S. MAP. CO. 76473

TRURO TOWNSHIP LANDS

Owners Name	Range	Twp.	Sec.	1/4 Sec.	Parc. No.	Acres Owned	Aud. Acres Dup.	Acres Sought	Rods of fence to be moved	Rods of fence to be constructed	Mortgagee
Margaret Isabel	21	12	16	25	166	5.0	5.048	0.142	75		clear



Note: Address of Amalia F Tresselt is Village of Westwood, Bergen County N J.



FRANKLIN CO. O., ROAD RECORD No. 16 Widening of Hamilton Road

THE COL. B. B. MFG. CO. 76423

June 28, 1939

In the matter of the proceedings for the widening of a portion of Hamilton Road, Bernhard's Second Addition, Truro Township, Franklin County, Ohio, Mr. Schneider offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Vigor.

WHEREAS, On the 10th day of June, 1939, the board of county commissioners of Franklin County, Ohio, did, by resolution duly adopted authorize and direct the engineer of Franklin County, Ohio, to make report in writing relative to the widening of a portion of Hamilton Road, to said Board on or before ten o'clock A M eastern standard time, of Wednesday, June 28, 1939, said report to be in manner and form prescribed in section 6865 of the General Code; and

WHEREAS, This 28th day of June, 1939, was fixed as the final hearing in said matter, and the county engineer having filed his report thereon; and

WHEREAS, the board of county commissioners of Franklin County, Ohio, finds that the public welfare and convenience require the widening of a portion of Hamilton Road, as shown in the report and on the plat submitted by the county engineer to a width of forty five feet and sixty feet; therefore

BE IT RESOLVED, by the board of county commissioners of Franklin County, Ohio, that said Hamilton Road referred to, is hereby found and determined to be of sufficient importance to the public convenience and welfare to cause the widening of such portions from a right of way width of 29 feet to right of way widths of 45 feet and 60 feet, and as shown on plat submitted by the county engineer; and

BE IT FURTHER RESOLVED, that Saturday, July 22, 1939, at ten o'clock A M eastern standard time, be and the same is hereby fixed as the time and the office of this Board the place for hearing and considering claims for compensation and damages in said matter, and all claims shall be filed in writing with the Board on or before the time of said hearing; and

BE IT FURTHER RESOLVED, that notice of the time and place for 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 the clerk of the board shall cause such notice to be given and make due report, thereon as provided in section 6870 of the General Code of Ohio.

Voting Aye thereon: George G Trabue, Chas W Schneider and Harry T Vigor.

PROOF OF SERVICE

STATE OF OHIO
COUNTY OF FRANKLIN

On the 21st day of July, 1939, personally appeared before me James S Johnson, assistant county engineer, who being first duly sworn deposes and says that he served a copy of the attached notice upon each lot and land owner therein mentioned in the manner and at the time stated after their respective names.

These are the land owners, a part of whose lands is sought to be appropriated on account of the widening of a portion of Hamilton Road, Truro Township, Franklin County, Ohio.

NAME OF PERSON SERVED	HOW SERVED	WHEN SERVED
Albert B Bernhard	By handing Albert M Bernhard personally a copy of said notice	7-10-39
Alexander F Bernhard	By handing Alexander F Bernhard personally a copy of said notice	7-10-39
Emil Bernhard	By leaving a copy of said notice at his usual place of residence	7-10-39
Herman C Bernhard	By leaving a copy of said notice at his usual place of residence	7-10-39
The Scioto Bldg and Loan Co. mortgagee for Emil Bernhard	By leaving a copy of said notice at its usual place of business	7-10-39
Jos C Bernhard	By handing Jos C Bernhard personally a copy of said notice	7-10-39
Mary Bernhard	By leaving a copy of said notice at her usual place of residence	7-10-39
Leonard A & Esther R Doran	By handing Esther R Doran personally a copy of said notice	7-13-39
Amalia F. Tresselt	Non Resident	
Margaret Isabel	By leaving a copy of said notice at her usual place of residence	7-10-39

and further deponent saith not.

James S Johnson
Asst. County Engineer

Sworn to before me and signed in my presence this 21st day of July 1939.

Wm F Boland. Notary Public, Franklin
County Ohio

FRANKLIN CO. O., ROAD RECORD No. 16 Widening of Hamilton Road

THE COL. R. P. MFR. CO. 75473

June 28, 1939

NOTICE IN THE MATTER OF THE WIDENING OF A PORTION OF HAMILTON ROAD, TRURO TOWNSHIP, FRANKLIN COUNTY, OHIO.

Notice is hereby given that the survey made and plat filed with the Board of County Commissioners by the County Engineer, in the matter of the widening of a portion of Hamilton Road, situated in Bernhard's Second Addition, Truro Township, Franklin County, Ohio, on June 28, 1939, shows the appropriation of a portion of your lands to be necessary for the proposed improvement of said road, which road is more particularly described as follows:

Beginning at the point of intersection of the proposed center line of Hamilton Road, said proposed center line being located 5 feet east of and parallel to the existing west right of way line of Hamilton Road which is 29 feet wide, and the north line of a 1 foot reserve on the south side of Mound Street, owned by Mary Bernhard; thence along the center line of Hamilton Road in a northerly direction 1059.12 feet to a point, this portion of the road to be widened to a right of way width of 60 feet; 30 feet on the east side of the center line and 30 feet on the west side of the center line; thence continuing along the proposed said center line in a northerly direction 176.81 feet to the point of intersection of the said proposed center line of Hamilton Road with the south 80 foot right of way line of the National Road (U S R. No. 40), this portion of the road to be widened to a right of way width of 45 feet, 15 feet on the west side of the center line and 30 feet on the east side of the center line.

You are further notified that Saturday, July 22, 1939, at ten o'clock A.M. eastern standard time, at the office of the Board of County Commissioners of Franklin County, has been fixed as the time and place for hearing and considering claims that may be filed for lands to be taken for said widening and for damages on account thereof. Application for compensation and damages shall be made in writing 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.

Bertha A Young, Assistant Clerk.

PROOF OF PUBLICATION

Notary Public
Franklin County, Ohio

Robert W. Irwin
Secretary-Treasurer 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

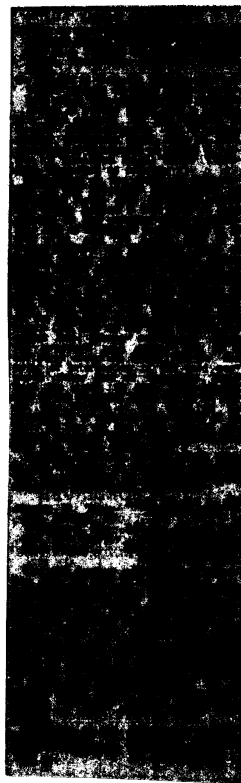
Two weeks 7/9-14
1939

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

Robert W. Irwin

Subscribed and sworn to this 14 day of July 1939

E. T. Spetnagel
Notary Public in and for Franklin Co.



E. T. SPETNAGEL, Notary Public
My commission expires Oct. 17, 1940

July 7, 1939

The undersigned hereby certifies that a marked copy of the Ohio State Journal, dated July 7, 1939, has this day been mailed to Amalia F. Tresselt, Village of Westwood, Bergen County, New Jersey, in the matter of the proceedings for the widening of a portion of Hamilton Road, Truro Township.

Bertha A Young, Asst. Clerk.

FRANKLIN CO. O., ROAD RECORD No. 16 Widening of Hamilton Road

July 22, 1939

HEARING COMPENSATION AND DAMAGES
WIDENING HAMILTON ROAD POSTPONED
TO JULY 29 1939

This being the day and hour fixed for considering claims that may be filed in the matter of the proceedings for the widening of Hamilton Road, Truro Township, same came on, and on motion of Mr. Schneider, seconded by Mr. Vigor, consideration of said claims and action thereon be and hereby is postponed to ten o'clock A M of Saturday, July 29 1939.

Voting Aye thereon: George G Trabue, Chas W Schneider and Harry T. Vigor.

COMPENSATION AND DAMAGES WIDENING
HAMILTON ROAD FIXED. ORDERED PAID
AND ROAD STAKES OUT

July 29 1939

Pursuant to postponement, this being the day and hour fixed for the purpose of considering claims for compensation and damages that may be filed in the matter of the proceedings for the widening of Hamilton Road, Truro Township, same came on, and the Board of County Commissioners finds the following claims for compensation and damages have been filed in accordance with the provisions of law, to wit:--

Emil Bernhard	Compensation for Land	\$150.00	\$150.00
Amalia F. Tresselt by Jos G Bernhard, agt	" " "	275.00	275.00
Jos G. Bernhard	" " "	200.00	200.00
Albert B Bernhard	" " "	75 00	75 00
Herman C. Bernhard	" " "	150 00	150.00
Alexander F Bernhard	" " "	200.00	200.00
Mary Bernhard, by Jos G. Bernhard, agt	" " "	100.00	100.00
Leonard A & Esther R Doran	Compensation for land, shade trees, shrubbery and well	1000.00	
	Damage to remainder	<u>1000.00</u>	<u>2000.00</u>
			<u>\$ 3150.00</u>

After due consideration of said claims for compensation and damages and the hearing of evidence thereon, Mr. Schneider offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Vigor.

WHEREAS, the claim of Mary Bernhard, by Jos G Bernhard, her agent, was withdrawn; and

WHEREAS, No objection to the improvement was filed in writing; therefore

BE IT RESOLVED, by the board of county commissioners of Franklin County, Ohio, that after due consideration of the claims filed for compensation and damages in the matter of the proceedings to widen said Hamilton Road, Truro Township, the board deems the following sums to be just and equitable as compensation for land taken and damages sustained by reason of said widening, and hereby makes the following awards, to wit:--

Emil Bernhard	Compensation for land	\$150.00	\$150.00
Amalia F Tresselt	do	275 00	275.00
Jos G Bernhard	do	200 00	200 00
Albert B Bernhard	do	75 00	75 00
Herman C Bernhard	do	150 00	150 00
Alexander F Bernhard	do	200.00	200.00
Leonard A & Esther R Doran	Compensation for land	300.00	
	trees	150.00	
	Well	250.00	
	Damages	<u>300.00</u>	<u>1000.00</u>
			<u>\$2050.00</u>

and

BE IT FURTHER RESOLVED, that in the opinion of the Board of County Commissioners of Franklin County, Ohio, the widening of said Hamilton Road is of sufficient importance to the public to cause all of the compensation and damages awarded on account thereof to be paid out of the County Treasury, to wit: the total sum of \$2050.00, and it is hereby so ordered; and

BE IT FURTHER RESOLVED, that the finding of the board of county commissioners is in favor of the widening of said Hamilton Road to the width of 45 feet and 60 feet, respectively, and in accordance with the report and plat submitted by the county engineer June 28, 1939 and provided further that the county engineer be and he hereby is directed to stake out said road to the above mentioned widths on the line shown on the plat submitted by said county engineer.

Voting Aye thereon: George G Trabue, Chas W Schneider and Harry T Vigor.