

FRANKLIN CO. O., ROAD RECORD No. 18

Establishing Darling Road in Jefferson Township

THE COL. B. B. MFG. CO. 86947

Darling Road - establishment from Clark State Road to Havens Road

PUBLIC ROAD PETITIONJune 16, 1955
Columbus, Ohio

To the Honorable Board of 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 establishing of Darling Road a Public Road on the line hereinafter described; and make application to you to institute and order proper proceedings in the premises for establishing such road; the same not being a road on the State Highway System.

The following is the general route and termini of said road:

Beginning at a point in the North right-of-way line of Havens Road, thence in a northerly direction a distance of approximately 2,956 feet to a point; thence in a westerly direction a distance of approximately 2,500 feet to a point in the east right-of-way line of Clark State Road and there to terminate. The total length of road to be established being approximately 5,456 feet or 1.03 miles. The road to be established to a width of not less than 30 feet.

The following persons signed said petition: L. D. Patton; Millicent Patton; R. C. Reynolds; Rovilla Ayers; Lucille Kitsmiller; Weldon Kitsmiller; Ora Wold; Edith E. Thorpe; Eugene Thorpe; Mary Jane Wood; William E. Manion Jr.; Margaret L. Manion; C. R. Stillings; Cora Louise Stillings; David M. Patton and J. W. Patton.

* * * * *

July 26, 1955

PETITION TO ESTABLISH DARLING ROAD, IN JEFFERSON TOWNSHIP, REFERRED TO THE ENGINEER FOR CHECKING.

On motion of Mr. Lauderbaugh, seconded by Mr. Vigor, the petition of L.D. Patton, et al., filed July 25th, 1955, for the establishing of Carling Road:

Beginning at a point in the North right-of-way line of Havens Road, thence in a northerly direction a distance of approximately 2,956 feet to a point; thence in a westerly direction a distance of approximately 2,500 feet to a point in the east right-of-way line of Clark State Road and there to terminate. The total length of road to be established being approximately 5,456 feet or 1.03 miles. The road to be established to a width of not less than 30 feet.

be and it hereby is, referred to the County Engineer for checking as to number of signatures and accuracy of description.

Voting Aye thereon: Henry A. Koontz, C. P. Lauderbaugh and Harry T. Vigor.

* * * * *

August 11, 1955

Board of County Commissioners
Franklin County, Ohio.

Re: Establishment of Darling Road in Jefferson Township.

Gentlemen:

I have checked the attached petition filed by L. D. Patton, et al, for the establishment of Darling Road, Jefferson Township, and find that the petition contains a sufficient number of signatures. Also, I find the description to be accurate.

Respectfully submitted,

Guy Elbin,
County Engineer

By Frank R. McIllyar (Signed)
Land Agent

GE:FRM:cd

* * * * *

August 23, 1955

PETITION TO ESTABLISH DARLING ROAD IN JEFFERSON TOWNSHIP - FILED: VIEW: THURSDAY, SEPTEMBER 15, 1955; HEARING FRIDAY, OCTOBER 21, 1955.

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

WHEREAS, L. D. Patton, et al., on the 25th day of July, 1955, presented a Petition to the Board of County Commissioners of Franklin County, Ohio, signed by at least twelve freeholders of Franklin County, Ohio, residing in the vicinity of the proposed establishing, requesting said Board to Establish Darling Road in Jefferson Township, the general route and termini thereof to be as follows:

Beginning at a point in the North right-of-way line of Havens Road; thence in a northerly direction a distance of approximately 2,956 feet to a point; thence in a westerly direction a distance of approximately 2,500 feet to a point in the east right-of-way line of Clark State Road and thereto terminate. The total length of road to be established being approximately 5,456 feet or 1.03 miles. The road to be established to a width of not less than 30 feet.

therefore,

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Contd. - Establishing Darling Road in Jefferson Township

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that Thursday, September 15, 1955, at 10 o'clock a.m., eastern standard time, is hereby fixed as the date and hour when the Board of County Commissioners will view the proposed establishing along the general route thereof; and that Friday, October 21, 1955, at 10 o'clock a.m., eastern standard time, is hereby fixed as the time and date for the final hearing on said Petition and proposed widening, at the office of the Board of County Commissioners in the Court House, of Franklin County, Ohio; and

BE IT FURTHER RESOLVED, that notice of the time and place for both such view and hearing be given by publication once a week for two consecutive weeks in the Ohio State Journal, a newspaper published in and having a general circulation in Franklin County, Ohio, where the proposed establishing is located; and that said notice, in addition to the date and place of such view and place and time of the final hearing, shall state briefly the character of the proposed widening.

Voting Aye thereon: Henry A. Koontz, C. P. Lauderbaugh, and Harry T. Vigor.

* * * * *

September 16, 1955

ESTABLISHING OF DARLING ROAD IN JEFFERSON TOWNSHIP
VIEWED: ENGINEER TO FILE PLANS BY OCTOBER 21, 1955.

In the matter of the resolution adopted August 23, 1955, by the Board of County Commissioners of Franklin County, Ohio, relative to the establishing of Darling Road, Jefferson Township, Mr. Lauderbaugh offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Vigor:

WHEREAS, on the 23rd day of August, 1955, the Board of County Commissioners of Franklin County, Ohio, adopted a resolution declaring it necessary to Establish Darling Road in Jefferson Township; and

WHEREAS, on the 23rd day of August, 1955, said Board of County Commissioners did fix the 12th day of September, 1955, at ten o'clock a.m., as the time and place for the viewing thereof, and did further fix the 21st day of October, 1955, at ten o'clock a.m., at the office of the Board of County Commissioners of Franklin County, Ohio, as the time and place for the final hearing on said improvement; 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 establishing, and of the final hearing thereon; and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, did, on the 15th day of September, 1955, the day fixed for the viewing of the said proposed establishing, meet on the line thereof, as described in the said resolution, 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 establishing and the premises along and adjacent thereto, which are to be affected thereby, and does find that the establishing, of Darling Road, in Jefferson Township, 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 establishing, of Darling Road in Jefferson Township; 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 in the right-of-way lines, so that the bounds of the proposed establishing, may be discernible to property owners and others interested, and make report to the Board of County Commissioners on or before ten o'clock a.m., October 21, 1955; said report shall set forth the opinion of the County Engineer either for or against the granting of said establishment shall be deposited with the County Commissioners.

Voting Aye thereon: Henry A. Koontz, C. P. Lauderbaugh, and Harry T. Vigor.

* * * * *

PROOF OF PUBLICATION

State of Ohio }
Franklin County } ss.

Robert W. Irwin 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

2 times, August 25, 1955,

Sept. 2, 1955

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

Alfred J. Irwin
Subscribed and sworn to this 1st.

day of September 1955

E. H. McCarley
Notary Public, Franklin County

E. H. McCARLEY, Notary Public
My Commission Expires Oct. 1, 1955

RECEIVED

SEP 2 1955

BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, OHIO

NOTICE OF FILING OF PETITION TO ESTABLISH DARLING ROAD IN JEFFERSON TOWNSHIP, FRANKLIN COUNTY, OHIO.

Notice is hereby given that it is the intention of the Board of County Commissioners of Franklin County, Ohio, to establish Darling Road in Jefferson Township, Franklin County, Ohio, to a width of not less than 80 feet on the following-described center line:

Beginning at a point in the North right-of-way line of Havens Road; thence in a northerly direction a distance of approximately 2,958 feet to a point; thence in a westerly direction a distance of approximately 2,500 feet to a point in the east right-of-way line of Clark State Road and there to terminate. The total length of road to be established being approximately 5,458 feet or 1.03 miles. The road to be established to a width of not less than 80 feet.

Notice is hereby given that Thursday, September 15, 1955, at 10 o'clock a. m. on the line of the said proposed road establishment, was fixed as the time and place for viewing thereof, and Friday, October 21, 1955, at 10 o'clock a. m. at the office of the Board of County Commissioners in the Court House, was fixed as the time and place for the final hearing thereon.

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

ELLA A. McCARLEY,
Assistant Clerk.

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Conts. - Establishing Darling Road in Jefferson Township

October 20, 1955

Board of County Commissioners
Franklin County, Ohio

Re: Establishing Darling Road, Jefferson Twp. Franklin County, Ohio

Gentlemen:-

Pursuant to your order of September 16, 1955, I have made a survey and plat for the establishing of Darling Road, County Road No. 200, in Jefferson Township, along the following described centerline:

Beginning at a point in the north right-of-way line of Havens Road, said point being located N. 0° 08' W. a distance of 15 feet from the intersection of the centerlines of Haven Road and Darling. Thence N. 0° 08' W. a distance of 2,956.10 feet (passing a stone at 1,700.8 feet) to a point. Thence N. 89° 52' W. a distance of 1,808.90 feet (passing two iron pins at 914.95 feet and 1,373.90 feet respectively) to a point. Thence N. 39° 26' W. 693.95 feet to a point in the east right-of-way of Clark State Road and there to terminate.

The entire length of the road to be established for a width of 15 feet left and right of the above described centerline. The total length of the road to be established being approximately 5,458.95 feet or 1.034 miles.

The amounts of land to be appropriated and the properties through which the establishment passes are as follows:

Auditors Parcel No.	Engineers Parcel No.	Owners Name	Acres Owned	Acres to be Appropriated
229	1	Alice L. Sager	73.70	0.5857
767	2	E. Weldon Kitsmiller	25.699	0.4374
726	3	Homer D. & Katherine Wolf	2.00	0.0620
166	4	Carl R. & Cora L. Stillings	19.00	0.0310
884	5	William E. Jr. & Margaret Manion	1.00	0.0310
849	6	Mary J. Wood	6.00	0.1860
839	7	Mary J. Wood	2.00	0.0620
166	8	Carl R. & Cora L. Stillings	19.00	0.0961
830	9	Edith E. Thorpe	2.00	0.0620
732	10	Edith E. Thorpe	3.00	0.0930
281	11	Hanley L. Collins	37.889	0.2376
186	12	Lawrence F. Kibler, Trustee	30.766	0.0995
188	13	Lewis D. & Millicent J. Patton	30.00	0.2738
10	14	Orville & Rovilla Ayers	49.39	0.9490
11	15	Weldon & Lucille Kitsmiller	49.39	0.4665
270	16	Harley S. & Alta Frazier	65.21	0.0871

As per your request right-of-way stakes have been set at appropriate places.

It is my recommendation that Darling Road, County Road No. 200, Jefferson Township, Franklin County, Ohio, be established to the length and width as described above and shown on said plat.

Respectfully submitted,

Guy Elbin (Signed)
Franklin County Engineer

GE:LC:yb

October 21, 1955

PLANS FOR ESTABLISHING DARLING ROAD IN JEFFERSON TOWNSHIP,
APPROVED AND HEARING ON COMPENSATION AND DAMAGES SET FOR
NOVEMBER 4, 1955, at 10 A.M.

In the matter of the proceedings for the establishing of Darling Road in Jefferson Township, Franklin County, Ohio, Mr. Lauderbaugh offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Vigor:

WHEREAS, on the 16th day of September, 1955, 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 establishing of Darling Road in Jefferson Township, to said Board on or before ten o'clock a.m. of Friday, October 21, 1955; said report to be in manner and form prescribed in Section 5553.06 Ohio Revised Code; and

WHEREAS, this 21st day of October, 1955, was fixed as the Final Hearing in said matter and the County Engineer having filed his report thereon and plat thereof and recommending that Darling Road in Jefferson Township be established, to the width of 30 feet as described in said report and shown on said plat; and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, finds that the public welfare and convenience require the establishing of Darling Road, as shown in the report, and on the plat submitted by the County Engineer; now, therefore,

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that said Darling Road, is hereby found and determined to be of sufficient importance to the public convenience and welfare to cause the establishing, as recommended by the County Engineer, and as shown on the plat submitted by said Engineer; and

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Contd. - Establishing Darling Road in Jefferson Township

BE IT FURTHER RESOLVED, that Friday, November 4, 1955, 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 (5) 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 5553.11 of the Ohio Revised Code.

Voting Aye thereon: Henry A. Koontz, C. P. Lauderbaugh and Harry T. Vigor.

* * * * *

November 3, 1955

Board of County Commissioners
Franklin County, Ohio

Re: Establishing Darling Rd. Jefferson Twp., Franklin County, Ohio

Gentlemen:-

On October 21, 1955, the day of above Darling Road Hearing, your Honorable Board was presented a letter describing the centerline survey of the above road together with a Table of Land Appropriation.

In this table we have made the following corrections to bring the information to date:

Auditors Parcel No.	Engineers Parcel No.	Owners Name	Acres Owned	Acres to be Appropriated
726	3	<u>Homer D. & Katherine Wolf</u>	2.00	0.0620
<u>884</u>	5	William E. Jr. & Margaret Manion	1.00	0.0310
10	14	Orville & Rovilla Ayers	<u>49.39</u>	0.9490

Note: Underscoring indicates changes

Respectfully submitted,

Guy Elbin (Signed)
Franklin County Engineer

GE:LC:yb

* * * * *

PROOF OF SERVICE

STATE OF OHIO)
 : SS
COUNTY OF FRANKLIN)

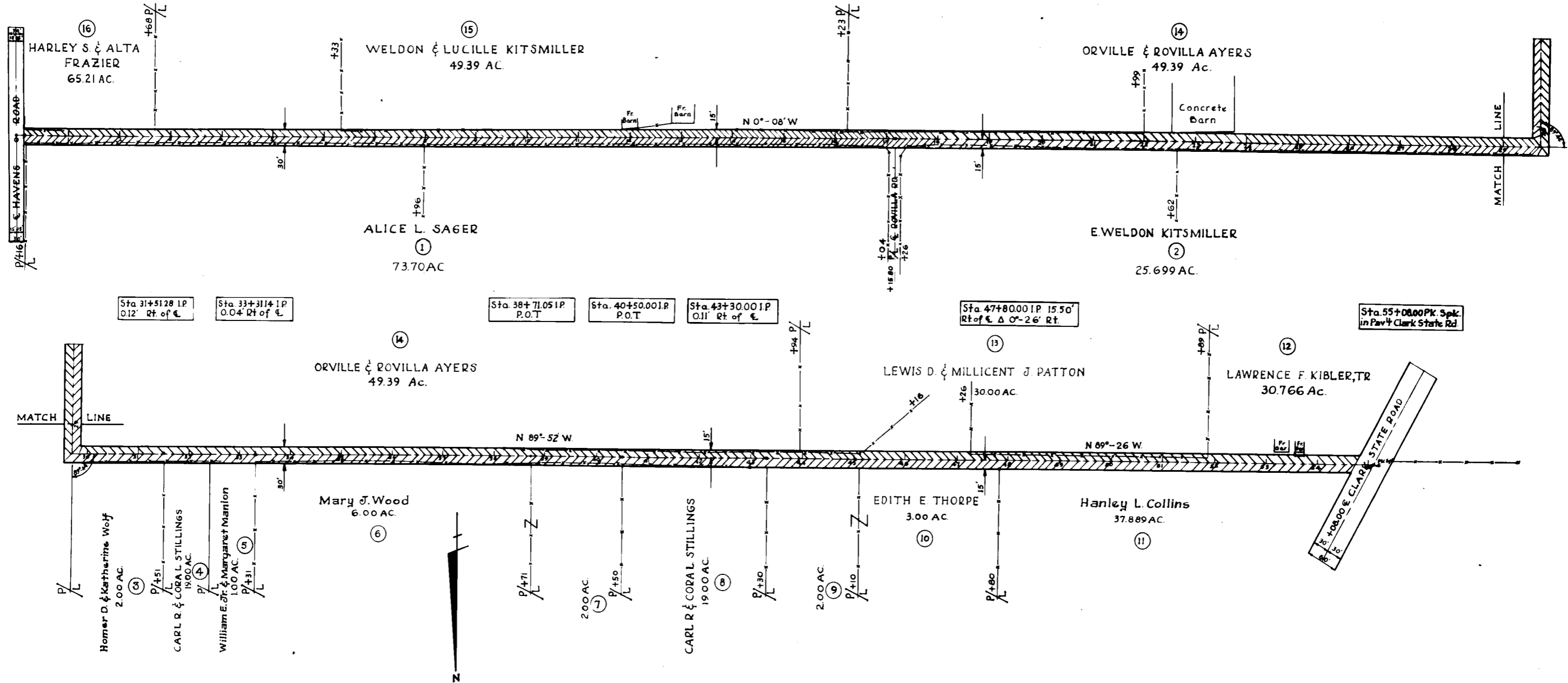
On the 4th day of November, 1955, personally appeared before me Frank R. McIllyar, Deputy County Engineer, who being first duly sworn deposes and says that he served a copy of the attached notice upon each lot and land owner therein mentioned in the manner and at the time stated after their respective names.

<u>NAME OF PERSON SERVED</u>	<u>HOW SERVED</u>	<u>WHEN SERVED</u>
Harley S. & Alta Frazier Havens Road	Personal Service	10-27-55
Weldon & Lucile Kitsmiller Darling Road	Personal Service	10-27-55
Orville & Rovilla Ayers Darling Road	Personal Service	10-27-55
E. Weldon Kitsmiller Darling Road	Personal Service	10-27-55
Homer D. & Katherine Wolf Darling Road	Residence Service	10-27-55
William E. Jr. & Margaret Manion Darling Road	Personal Service	10-27-55
Mary J. Wood Darling Road	Personal Service	10-27-55
Edith E. Thorpe Darling Road	Personal Service	10-27-55
Lewis D. & Millicent J. Patton Darling Road	Personal Service	10-27-55

Sta. 17+15.80 Stone P.O.T

Sta. 29+71.10 Stone
Δ = 89° 44' Lt

Scale 1" = 100'



LAND APPROPRIATION TABLE

AUDITORS PARCEL N#	ENGRS PARCEL N#	OWNERS NAME	MORTGAGEE	ACRES OWNED	AUDITORS DUPLICATE	ACRES TO BE APPROPRIATED
229	1	Alice L. Sager		73.70	73.70	0.5857
767	2	E. Weldon Kitsmiller		25.699	25.699	0.4374
726	3	Homer D. & Katherine Wolf		2.00	2.00	0.0620
166	4	Carl R. & Coral Stillings		19.00	19.00	0.310
884	5	William E. Jr. & Margaret Manion		1.00	1.00	0.310
849	6	Mary J. Wood		6.00	6.00	0.1860
839	7	Mary J. Wood		2.00	2.00	0.0620
166	8	Carl R. & Coral Stillings		19.00	19.00	0.0961
830	9	Edith E. Thorpe		2.00	2.00	0.0620
732	10	Edith E. Thorpe		3.00	3.00	0.0930
281	11	Hanley L. Collins		37.889	37.889	0.2376
186	12	Lawrence F. Kibler TR		30.766	30.766	0.0995
188	13	Lewis D. & Millicent J. Patton		30.00	30.00	0.2738
10	14	Orville & Rovilla Ayers		49.39	49.39	0.490
11	15	Weldon & Lucille Kitsmiller		49.39	49.39	0.4665
270	16	Harley S. & Alta Frazier		65.21	65.21	0.0871

Denotes Engineers Parcel Number (1)
Denotes Portion To Be Appropriated (hatched pattern)

ESTABLISHMENT
DARLING ROAD
JEFFERSON TOWNSHIP
Approved By Guy Elbin
Franklin County Engineer
Date 7-8-53 Scale 1" = 100'

R/W PLAT

Revised 7-17-53
Revised 10-20-55

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Contd. - Establishing Darling Road in Jefferson Township

<u>NAME OF PERSON SERVED</u>	<u>HOW SERVED</u>	<u>WHEN SERVED</u>
Lawrence Kibler Clark State & Darling Road	Personal Service	10-27-55
Carl R. & Cora L. Stillings Darling Road	Personal Service	10-29-55
Alice L. Sager Gahanna Ohio	Personal Service	10-28-55
Hanley L. Collins Johnstown Pike	Personal Service	10-28-55

And further deponent saith not

Frank R. McIlyar (Signed)
Deputy County Engineer

Sworn before me and signed in my presence this 4th day of November, 1955.

Ella A. McCarley (Signed)
Notary Public, Ohio

* * * * *

November 4, 1955

FINAL HEARING - REPORT OF ENGINEER AND CLAIMS FOR
COMPENSATION AND DAMAGES ON ESTABLISHING DARLING
ROAD, JEFFERSON TOWNSHIP.

In the matter of the proceedings of the establishing of Darling Road Jefferson Township, Franklin County, Ohio, Mr. Lauderbaugh offered the following preamble and resolution and moved the adoption of the same, which motion was duly seconded by Mr. Vigor:

WHEREAS, on October 21, 1955, a final hearing on establishing Darling Road, Jefferson Township, was held before the Board of County Commissioners and there were no objections, and the 4th day of November, 1955, was fixed as the time for hearing of claims for compensation and damages for said improvement; and

WHEREAS, the Board of County Commissioners finds that notices of the time and place for hearing claims for compensation and damages was 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 this hearing; and

WHEREAS, the Board of County Commissioners finds the following claims for compensation and damages have been filed in accordance with law, to-wit:

Alica L. Carter (Sager)	For land taken, including trees \$750.00, and replacing farm fence, \$500.00 - Total	\$1,250.00
E. Weldon Kitsmiller	For land, fence and trees---	2,500.00
Homer D. & Katherine Wolf	For land and trees-----	750.00
Carl R. & Cora L. Stillings	For 360 feet frontage-----	600.00
William E. Jr., & Margaret Manion	For compensation and damages----	600.00
Mary Jane & Eber L. Wood	For land, trees and damages-----	1,200.00
Edith Thorpe	For land and shade tree, \$1.00 per foot (450 feet) plus two shade trees at \$250.00 ea.---	950.00
Hanley L. Collins	For property taken for establishment-----	600.00
Lawrence F. Kibler, Trustee and Fred S. & Elizaveth A. Kibler	(450 feet) For land \$10.00 per front Foot-----	4,500.00
Lewis D. & Millicent J. Patton	For loss of land, shrubbery, trees & Fence-----	2,800.00
Rovilla Ayers	For land appropriated, and trees -----	3,750.00
Weldon & Lucille Kitsmiller	For land and trees-----	2,000.00
Harley S. & Alta Frazier	For land taken and damages to property-----	600.00

WHEREAS, it was agreed by all those present at this hearing on the 4th day of November, 1955, that if no appeal was taken by any of the property owners from an allowance by the Board of County Commissioners of the nominal sum of \$1.00 to each and every property owner as compensation and damages, that those persons present would be satisfied with said nominal allowance and would not press or appeal their claims which were this day filed, and there being no notice of appeal filed prior to the closing of this hearing; now, therefore,

BE IT RESOLVED, that after due consideration of claims for compensation and damages and the hearing of evidence thereon, for the establishing of Darling Road, Jefferson Township, Franklin County, Ohio, the Board of County Commissioners deems the following sums to be just and equitable as compensation for lands taken and damages sustained by reason of said road improvement, and hereby makes the following awards, to-wit:

<u>Aud. Par. No.</u>	<u>Engr. Par. No.</u>	<u>Owner's Name</u>	<u>Acres to be Appropriated</u>	<u>Allowed</u>
299	1	Alice L. Sager	0.5857	\$1.00
767	2	E. Weldon Kitsmiller	0.4374)	1.00
11	15	Weldon & Lucille Kitsmiller	0.4665)	1.00
726	3	Homer D. & Katherine Wolf	0.0620	1.00
166	4	Carl R. & Cora L. Stillings	0.0310)	1.00
166	8	Carl R. & Cora L. Stillings	0.0961)	1.00
884	5	William E. Jr. & Margaret Manion	0.0310	1.00
849	6	Mary J. Wood	0.1860)	1.00
839	7	Mary J. Wood	0.0620)	1.00

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Contd. - Establishing Darling Road in Jefferson Township

<u>Aud. Par.</u> <u>No.</u>	<u>Engr. Par.</u> <u>No.</u>	<u>Owner's Name</u>	<u>Acres to be</u> <u>Appropriated</u>	<u>Allowed</u>
830	9	Edith E. Thorpe	0.0620)	\$1.00
732	10	Edith E. Thorpe	0.0930)	
281	11	Hanley L. Collins	0.2376	1.00
186	12	Lawrence F. Kibler, Trustee	0.0995	1.00
188	13	Lewis D. & Millicent J. Patton	0.2738	1.00
10	14	Orville & Rovilla Ayers	0.9490	1.00
270	16	Harley S. & Alta Frazier	0.0871	<u>1.00</u>

Total. \$13.00

and

BE IT FURTHER RESOLVED, that in the opinion of the Board of County Commissioners, the Establishing of Darling Road in Jefferson Township, is of sufficient importance to the public to cause all of the compensation and damages awarded on account thereof to be paid for by assessments against property owners, and

BE IT FURTHER RESOLVED, that the finding of the Board of County Commissioners is in favor of the Establishing of Darling Road in Jefferson Township, to the right-of-way widths set forth in the report and plat submitted by the County Engineer, and it is the opinion of the Board that the public convenience and welfare require said improvement, and the County Engineer be, and he hereby is, directed to stake out said road on the line shown on the plat submitted.

The roll being called, the vote on the above resolution was as follows:

Henry A. Koontz, Aye; C. P. Lauderbaugh, Aye; Harry T. Vigor, Aye.

COPY OF PLAT INCLUDED IN FRONT COVER SLEEVE