

NO. 470 H. S. Guffey

1/7/10

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1/8/68

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## ROAD RECORD NO. 8

ROAD RECORD NO. 8

PAGE NO. 470

Hamilton Road- from Bixby Road to Winchester Pike JOHN M. GUFFEY ROAD MADISON TOWNSHIP

Hendron Road - vacation of the section of the road from  
Winchester Pike southerly to the half section line of Section 9

NOTICE OF PETITION

ROW = 33'

Notice is hereby given that a petition will be presented to the County Commissioners of Franklin County, Ohio at their next session for the location of a County Road. Commencing at the South line in the Center of School Sec. Sixteen (16) Madison Township; Thence North said Section to the Columbus and Winchester Turnpike; and the vacation of so much of a County Road being one half mile west of the above named line as lays between the south west corner of the north west quarter of Section nine (9) and the above named Columbus and Winchester Turnpike, January 22- 1868

## PETITION

To the Honorable Commissioners of Franklin County,

The undersigned freeholders Petitioners believe that the public will be benefited by the location a County road commencing at the Center in the South line of Section (16) in Madison Township thence through the Center of Said Section north to the Winchester & Columbus pike, and the vacation of so much of the County road lying west one half mile as lies between the south west corner of the northwest quarter of Section 9 and the aforesaid Columbus and Winchester Turnpike and we desire you to take measures to carry out the same- John M. Guffey, Wm. Baird, Galatine Timmons, Samuel Jobes, John Heil, J. L. Stevenson, Thos. Patterson, Oliver Codner, Kalita Sallee, Jacob Rohr, Sarah A. Needels, L. A. Taylor, Rebecca J. Needels, G. S. McGuffey.

## BOND.

Know all men by these presents;

That we John M. Guffey & William Baird of Madison Township Franklin County Ohio, are held and firmly bound unto the State of Ohio, for the use of Franklin County in the just and full sum of One hundred dollars, the payment of which, well and truly to be made, we bind ourselves, our heirs ect. ect; jointly and severally, firmly by these presents, Witness our hands and seals, this Second day of January A. D. 1868.

Continued from preceding page.

The condition of this obligation is such, That, Whereas, the above bound John M. Guffey and others has this day petitioned the County Commissioners of Franklin County, for the location of a County road Commencing at the south line on the center of School Section (16) Madison Township, Thence North through said Section to the Columbus & Winchester Turnpike, and vacation of so much of a County road laying one half mile, west of the above named line as lays between the south west corner of the north west quarter of Section Nine (9) and the above named Columbus & Winchester Turnpike.

Now if the said John M. Guffey and others shall succeed in their petition, then this obligation to be void and of no effect; otherwise to remain in full force in law.

John M. Guffey (Seal)  
William Baird (Seal)

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- 25 cent -  
- Stamp -  
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VIEWERS AND SURVEYORS APPOINTMENT  
March 4th 1868

Be it known that on this fourth day of March A. D. 1868, The Commissioners of Franklin County Ohio appointed Isaac Spindler, John Townsend, and O. P. Hines, and W. P. Brown Surveyor to view and survey said road in accordance with the petition, and that said viewers and surveyor meet at William Baird on the Columbus and Winchester Turnpike in Madison Township on Saturday the 14th day of March A. D. 1868 at 10 O'Clock A. M. and make their report in writing in accordance with the law in such case made and provided.

To the Commissioners of Franklin County State of Ohio, Greeting,

We the undersigned petitioners do hereby most vehemently object to the vacating of any part of the County Road established in the petition of Jacob Miller and others, which has been a public highway for many years, which said Road Commences at the northwest corner of Section No. 16 Township 11 In Range 21 and Running Thence north on the Section between Section 8&9 to the Columbus and Winchester Turnpike, a part of which said County road John M. Guffey and others have filed a petition before you to vacate, said vacation to Commence at the N. W. Corner of the S. W. quarter of Section 9 and thence North to said Turnpike, for the following reasons, It is good Road much needed for Public Travail either north of South, to shut it up would cause the passenger either going North or South to Travel two miles to get one mile ahead, to reach the road running South, and it also cuts off all ingress to and the land of the undersigned E. G. Behm and George Brown either North or South or any outlet to either lands; your petitioner would therefore pray your Honorable body to use all legal means to prevent the vacating of any part of said County Road and your petitioners in duty bound will ever ect. April 9th 1868. E. G. Behm, J. E. Whitmore, Jennie L. Needels, H. L. Chaney, Jacob Swisher, Val Zimmer, Kalita Sallee, F. Rarey, Valentine Heil, David Whitsel, G. W. Brown, Jacob Schleppi, Henry Whitsel, H. C. Swisher, L. Schleppi, Jacob Rohr, G. L. Smith, W. H. Pyle, Phillip Schwartz, J. H. Saylor, John W. Kile,

To the viewers appointed to view and assess damages on the road petitioned for by John M. Guffey Wm. Baird and others in Madison Tp, The undersigned claims as damage on account of the location of said road along the west line of his land in the sum of One thousand Dollars, March 14th 1868

John W. Kile

To the viewers appointed to view and assess damages on the road petitioned for by John M. Guffey, Wm. Baird and others in Madison Township. The undersigned claims as damages on account of a life lease, the sum of One thousand dollars March 14th 1868

Sarah A. Kile

Report of viewers of the John M. Guffey Road To the Hon. the Board of Commissioners of Franklin County, Ohio Gentlemen

The undersigned, viewers of a County Road petitioned for by John M. Guffey and others, Submit the following report, that in pursuance of the order issued to them, they with W. P. Brown the Surveyor of said, road, Met at the time and place specified in said order, to wit; at Wm. Bairds, on the 14th day of March A. D. 1868, at 10 O'Clock A. M. and being duly first sworn by W. P. Brown the Surveyor proceeded to the discharge of the duties of their appointment, that they fixed, as the initial point of said road, a stone at the South West Corner of the South east quarter of Section 16 Tp. 11 R. 21 Congress Lands, starting thence laid out said road and caused the same to be surveyed along the following described route. North 330.40 Poles passing Stone in North line of the School Section- at 494.40 Poles passing stone N. W. corner of South East quarter of Section 9 Continued Same Course 617.06 Poles to a Stake in the Center of the Columbus & Winchester Turnpike- whole distance equals 1-92/100 Miles being as near the route proposed by the petitioners as in the opinion of the undersigned as a good road can be made at a reasonable expense, taking into consideration the utility, convenience and expense which will result to individuals, as well as the public- if said road, or any part thereof, should be established, That they are of opinion that said road ought to be established because the public convenience requires it, and a good road can be made along the line surveyed at a trifling expenditure of money and labor, They are further of the opinion that the public convenience will be fully subserved if said road is established thirty three (33) feet in width, Given under our hands this 14th day of March A. D. 1868

Fees	
Viewers 1 day each	41.50
Surveyor 2 days	4.00
	44.50
	48.00

Isaac Spindler)Viewers  
O. P. Hines )  
John Townsend )

REPORT ON CLAIMS FOR DAMAGES.

The viewers on the County Road petitioned for by John M. Guffey and others further report, that the following named persons presented their written application- for damages by reason of the location of said road over their premises, to wit; John W. Kile and Sarah A. Kile, and that they have awarded them each the sum of Forty one (41) dollars for the injury or damage which their several tracts will sustain by reason of the location of the said road through their lands,

Given under our hands, this 14th day of March A. D. 1868

Isaac Spindler)  
O. P. Hines )Viewers  
John Townsend )

(Continued on next Page)

Continued from preceding page.

## REPORT ON VACATION OF ROAD.

The undersigned viewers of a County Road established upon petition of a and others from the south west corner of the north west quarter of Section 9 to the Columbus and Winchester Turnpike, and which it is proposed to vacate, Respectfully report; That after being duly sworn- and after having carefully examined said road- they are of opinion that the same ought to be vacated; for the reasons following, that the crossing at Walnut Creek is so difficult and dangerous- the banks on either side being so steep that the said road is seldom traveled, Given under our hands, this 14th day of March A. D. 1868

Isaac Spindler)  
O. P. Hines ) Viewers  
John Townsend )

## REPORT OF SURVEYOR.

Plat and Survey of a County road petitioned for by John M. Guffey and others, made under the direction of the viewers of said road I certify that the foregoing is a correct plat, and return of the survey of said road.

W. P. Brown Surveyor  
Franklin Co. Ohio.

C. P. Hines  
John Townsend  
Isaac Spindler  
John Kleindeinst) Marker  
Lewis Walters ) C. C.  
Columbus O. March 14th A. D. 1868  
sworn by me.

To the Hon. Board of Commissioners of Franklin County Ohio, Your petitioner a citizen of said County respectfully represents that he is informed that the viewers of a County road petitioned for by John M. Guffey and others have reported in favor of its establishment and your petitioner being of opinion that said road is wholly unnecessary and that the amount allowed John W. Kile and Sarah A. Kile for land to be used for said proposed road and for damages to the same is inadequate and unjust, asks that a review of said road may be granted according to law. June 1st 1868

John W. Kile

## BOND.

Know all men by these presents, That; We John W. Kile and J. H. Fearn all of the County of Franklin Ohio, are held and firmly bound unto the State of Ohio, for the use of the County of Franklin in the penal sum of One hundred dollars to the payment of which we do hereby Jointly & severally bind ourselves, our heirs executors and administrators if default be made in the condition following, Whereas, The said John W. Kile has filed his petition with the Commissioners of said County of Franklin praying for a review of a County road petitioned for by John M. Guffey and others along the following described route from a Stone at the S. W. Corner of the S. E. quarter of Section 16 Tp. 11 R. 21 Congress Lands North 330.40 poles to a stone N. W. cor. of S. E. quarter of Section 9, Thence North 617.06 Poles to stake in Center of Columbus & Winchester Turnpike, Distance 1-92/100 Miles the viewers of which have reported in favor of its establishment, Now if the said applicants for review shall pay all costs and expenses of such review in case said road be finally established, then this obligation to be void; otherwise to be and remain in full force and effect signed and sealed by us at Columbus, Ohio this third day of June A. D. 1868 Executed in presence of

John W. Kile (Seal)  
J. H. Fearn (Seal)

Columbus O. June 3 A. D. 1868

to vacate, Respectfully report: That after being duly sworn- and after having carefully examined said road they are of the opinion that same ought to be vacated; for the reasons following, That the crossing at Walnut Creek is so difficult and dangerous- the banks on either side being so steep, that the said road is seldom traveled. Given under our hands, this 14th day of March A. D. 1868

Isaac Spindler)  
O. P. Hines ) Viewers  
John Townsend )

## REPORT OF SURVEYOR.

Plat and Survey of a County road petitioned for by John M. Guffey and others, made under the direction of the viewers of said road.

I certify that the foregoing is a correct plat, and return of the survey of said road.

O. P. Hines  
John Townsend  
Isaac Spindler  
John Kleindeinst) marker  
Lewis Walter ) C. C.

W. P. Brown Surveyor  
Franklin Co. O.

Columbus O. March 14 A. D. 1868  
sworn by me.

Continued from preceeding page.

And afterwards to wit; at the June Session A. D. 1868 of the County Commissioners of Franklin County Ohio said reports was taken up on the first day of the session and read the first time.

And afterwards to wit; on the second day of said Session said reports was taken up and read the second time.

And afterwards to wit; on the third day of said session, said reports was taken up and read the third time and John W. Kile a citizen owing land on said road presented a petition for a review on said road, and the Board of County Commissioners required the said John W. Kile to enter into bond for the use of said Franklin County in the name of the State of Ohio in the penalty of One hundred dollars, and the bond being presented on the day of said session was received and accepted by the said Board of County Commissioners, and said Notice of review and bond ordered to be filed with the other papers in this case, Whereupon the said Board of County Commissioners appointed Michael McAllister, Wm. H. Bishop, J. M. Montgomery, J. N. Peters and Archibald Woods reviewers on said road to review said road, to meet at the house of John. M. Guffey in Madison Township, in said County and State on Tuesday the 16th day of June A. D. 1868 at 10 O'clock A. M. and made their report in writing on or before the first Monday of September next which petition and bond is in the following words to wit;

**PETITION.**

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

Your petitioner a citizen of said County respectfully represents that he is informed that the viewers of the County road petitioned for by John M. Guffey and others have reported in favor of its establishment and your petitioner being of opinion that said road is wholly unnecessary and that the amount allowed John W. Kile & Sarah A. Kile for land to be used for said proposed road & damages to the same is inadequate and unjust, asks that a review of said road be granted according to law.

June 1st 1868

John W. Kile

**BOND.**

Know all men by these presents,

That, We John W. Kile and J. H. Fearn all of the County of Franklin Chio, are held and firmly bound unto the State of Ohio, for the use of Franklin County in the penal sum of One hundred dollars to the payment of which we do hereby Jointly & severally bind ourselves our heirs executors and administrators if default be made in the condition following.

Whereas, The said John W. Kile has filed his petition with the Commissioners of said County of Franklin praying for a review of a County road petitioned for by John M. Guffey and others along the following described route from a stone at the S. W. Cor. of the S. E. quarter of Section 16 Tp. 11 R. 21 Congress Lands North 330.40 Poles to a Stone N. W. corner of S. E. qur. of Sec. 9. Thence North 617.06 Poles to stake in Center of Columbus and Winchester Turnpike, Distance 1-92/100 miles the viewers of which have reported in favor of its establishment, Now if the said applicants for a review shall pay all the costs and expences of such review, in case said road be finally established, then this obligation to be void, otherwise to be and remain in full force and effect- Signed and Sealed by us at Columbus, Ohio this third day of June A. D. 1868

John W. Kile (Seal)  
J. H. Fearn (Seal)

Executed in presence

Geo. K. Nash Columbus O. June 3 A. D. 1868.

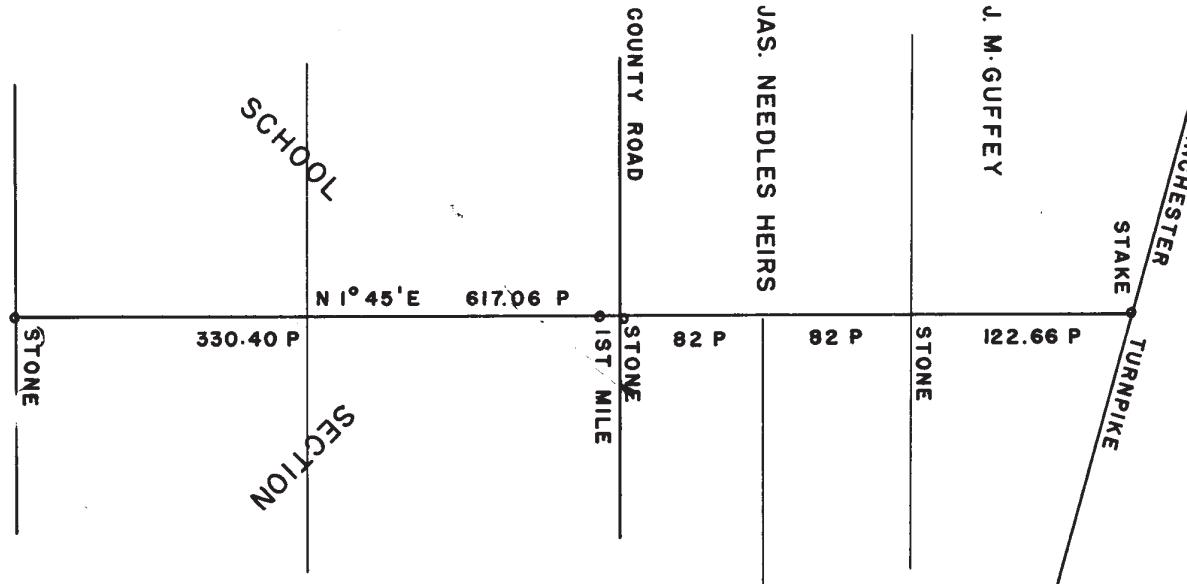
Columbus O. August 22 1868.

To the Hon. Commissioners Franklin County Ohio. Gentlemen,

The undersigned reviewers of a County road petitioned for by John M. Guffey and others submit the following reports. That in pursuance of the order to them, met at the time and place specified in said order and after being duly sworn proceeded to the discharge of the duties of their appointments. That we have examined the said road as located by the former viewers and are of the opinion that the same should be located in accordance with the report of the former viewers with the exception. That we do hereby award to John W. Kile the sum of Seventy three 33/100 dollars and to Sarah A. Kile the sum of Thirty six 67/100 dollars for damages for ground ect. in locating said road.

J. N. Peters )  
W. H. Bishop ) Viewers  
J. W. Montgomery )

**PLAT.**



Continued from preceding page.

The undersigned reviewers of said road as above mentioned respectfully submit a minority report on said road in regard to damages to John W. Kile and Sarah A. Kile that we are in favor of establishing said road in accordance with report of the former viewers, and that we are in favor of allowing to John W. Kile the sum of one hundred and sixteen dollars and to Sarah A. Kile the sum of fifty eight dollars as damages for ground ect. in the location of said road.

Fees.			M. McAlister) Viewers A. Wood )
J. N. Peters	3 days	\$4.50	
W. H. Bishop	" "	4.50	
J. M. Montgomery	" "	4.50	
M. McAllister	" "	4.50	
A. Wood	" "	4.50	

And afterwards to wit; at the September Session A. D. 1868 of the County Commissioners of Franklin County Ohio said reviewers report were taken up, on the first day of the Session and read the first time.

And afterwards to wit; on the second day of said session said reviewers report were taken up and read the second time.

And afterwards to wit; on the third day of said session said reviewers report were taken up and read the third time, and the said John M. Guffey is hereby ordered to pay one half the damages and Compensation within thirty days from this date and the County to pay the other half of the damages and compensation and upon the payment of said damages and compensation by said John M. Guffey said road is hereby established in accordance with the law in such cases made and provided.

And afterwards to wit; on the ninth day of September A. D. 1868 came the said John M. Guffey by Wm. Baird and paid into the County Treasury the sum of fifty five dollars the amount of damages and compensation assessed against them in obedience to the order establishing said road.

S. E. Kile Auditor & Clk.  
to Board Commissioners.

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