

The Fitzgerald Road Improvement

Petition

(May 2nd 1894)

To the Honorable Board of Commissioners
of Madison county Ohio.

Your Petitioners residents of said county and owners of land within two miles of said proposed improvement respectfully represent to your honorable body that it is necessary for the convenience and welfare of themselves their neighbors and the general public that the Township Road the location of which is hereinafter more minutely described be made a County Road and improved by widening, draining, straightening grading and graveling the same.

Beginning at the intersection of said township road with the London and Circleville Pike on the east Bank of Opossum River thence in an easterly course as nearly with the line of said old township road as practicable and terminating at the line between Madison and Franklin counties, where said old township road now intersects the Harrisburg Horse Turnpike.

Your petitioners therefore ask that such proceedings may be had as are authorized by law for the establishment and improvement of a road along the above described route.

Petitioners.

Geo Fitzgerald

Sam'l Boyd

H. C. Cartmell

R. M. Johnston

Robt Milliland

W. H. Nickol.

G. S. Bowser

W. C. Cook

Wm Cox

Chas. Fitzgerald

Milt Lawrence

D. L. Stewart

John Davidson

Martha Noland

Margaret Price

Thos Fitzgerald

Thomas Cox

E. W. Noland

A. Cartmell

Ras. Fitzgerald

Benj. Price

The Fitzgerald Road Improvement

Bond

Know all men by these presents That we Edward Fitzgerald of Pleasant township Franklin Co. O. and Geo R. Fitzgerald and R. M. Johnston of Fairfield township Madison County O. are held and firmly bound unto the state of Ohio for the use of Madison county in the sum of two hundred dollars to the payment of which we hereby jointly and severally bind ourselves our heirs executors and administrators witness our hands and seals this the 2 day of May 1894

The condition of the foregoing obligation is such, that whereas, the said Edward E Fitzgerald and others have filed their petition with the county commissioners of Madison County Ohio, praying for the improvement of a road, by straightening widening, draining grading and graveling the same along the following described route to wit: Beginning at the intersection of the old township road with the London and Circleville Pike on the East Bank of O'Possum Run

Thence in an easterly course as nearly with the line of said old township road as practicable and terminating at the line between Madison and Franklin Counties where said old Township road now intersects the Harrisburg Turnpike.

Now if the said petitioners shall pay all costs and expenses of the view and survey of said Road then this obligation shall be void otherwise it shall remain in full force and effect.

E. E. Fitzgerald Seal
R. M. Johnson Seal
Geo Fitzgerald Seal

Executed in presence of us
Approved May 14 1894
W. D. Wilson
County Auditor

The Fitzgerald Road Improvement

Commissioners' Office Madison County
London Ohio May 11th A. D. 1894

In the matter of the
Road Improvement
Petitioned for by
George Fitzgerald et al. } Petition and Bond filed.
Viewers and surveyor appointed.

A petition by George Fitzgerald and nineteen other land holders whose lands will be assessed for the expense of the improvement mentioned below, was this day presented to the Board of Commissioners of Madison County Ohio, praying for the improvement under the Two mile assessment Pike Laws of Ohio, of a township road by widening, straightening, draining, grading, graveling and establishing as a county road, along the following described route. Beginning at the intersection of said township road with the London and Circleville Pike, on the east bank of Possum Run, thence in an easterly course, as nearly with the line of said old township road as practicable and terminating at the line between Madison and Franklin counties where the said old township road now intersects the Harrisburg Free turnpike.

A good and sufficient Bond signed by E. C. Fitzgerald R. M. Johnson and George Fitzgerald in the sum of Two hundred (200) dollars, conditioned according to law has also been filed with said Board and approved by the Auditor.

Thereupon said Board appointed Joseph M. Lewis E. A. Blaugher and Henry Bennett, three disinterested free holders of the county as viewers and H. L. McCafferty as surveyor and directed them to meet at the beginning of said proposed road on the 6th day of June 1894 at 10 o'clock A. M. and after being duly sworn, to take to their assistance two suitable persons as chain carriers and one marker and proceed to view, examine layout or straighten said road as in their opinion public utility and convenience require; to assess and determine the damages, sustained by any person through whose premises the road is proposed to be laid out straightened or improved, and to do such other things in the premises as are required of them by law, and to make report of their proceedings in writing to this Board at its next regular session on June 8th 1894.

The Auditor is directed to give notice as required by law in such case.

M. L. Rea
James Withrow } Comis.
Henry Lilly }

W. D. Wilson
County Auditor

The Fitzgerald Road Improvement

Notice to Viewers and Surveyor
Auditors Office Madison County
London Ohio May 23rd 1894

To E. A. Blaugher
Henry Bennett
and J. M. Lewis viewers
and H. L. McCafferty Surveyor

Gentlemen: A petition having been presented to the Board of County Commissioners of Madison county Ohio praying for the improvement of a township road under the provisions of the law relating to Two mile assessment pikes by widening, straightening, grading, graveling, draining and establishing as a county road along the following described route:

Beginning at the intersection of said township road with the London and Circleville Pike on the east Bank of O'Passum run, thence in an easterly course as nearly with the line of said old township road as practicable and terminating at the line between Madison and Franklin counties, where the said old township road now intersects the Harrisburg Free turn pike. A sufficient bond having also been filed with said Board conditioned as required by law.

Thereupon said Board appointed you E. A. Blaugher, J. M. Lewis and Henry Bennett three disinterested free holders of the county as viewers and H. L. McCafferty as surveyor and directed you to meet at the beginning Point of said Road on the 6th day of June A. D. 1894 at 10 o'clock A. M. and after being duly sworn to take to your assistance two suitable persons as chain carriers, and one marker, and proceed to view examine, lay out, or straighten, said road as in your opinion public utility and convenience require; to assess and determine the damages sustained by any person through whose premises the road is proposed to be laid out straightened or improved and to do such other things as are required of you by law, and to make a report of your proceedings in writing to this board at its next regular meeting or session on Friday June 8th 1894

The law governing viewers duties are found in sections 4833 & 4835 Revised Statutes of Ohio.

By order of the County Commissioners

W. D. Wilson

Auditor Madison County.

The Fitzgerald Road Improvement

Road Improvement Notice

Auditors Office Madison County
London Ohio May 15th 1894

Notice is hereby given to all parties interested that Geo. Fitzgerald filed his and others' petition with the county commissioners of Madison county Ohio on the 14th day of May 1894, asking for the improvement by widening straightening draining, grading, graveling and establishing as a county road on the following described route to wit.

Beginning with the intersection of said Township Road with the London and Circleville Pike on the east Bank of O'Possum Run, thence in an easterly course as nearly with the line of said old township road as practicable and terminating at the line between Madison and Franklin counties where said old township road intersects the Harrisburg Free turnpike. And notice is hereby given, that the commissioners have appointed viewers and a surveyor and ordered that they meet at the beginning point of said proposed road on Wednesday the 6th day of June 1894 at 10 o'clock A. M. and proceed to view and survey said route and make a written report of the same to the county commissioners at the Auditors office of Madison county on the 8th day of June 1894 at 10 o'clock A. M.

W. D. Wilson,

Auditor, Madison county Ohio.

The foregoing notice was published three times weekly for three consecutive weeks prior to the 6th day of June 1894 in the London Enterprise in its issues of May 15, 22, 29, & June 5.

Proof of Publication

The State of Ohio

Madison county ss.

M. H. Wallace being duly sworn says he is the city editor of the London Enterprise a weekly newspaper printed and in general circulation in said county and that a notice of which the annexed is a copy was published in said newspaper for at least 4 weeks prior to the 8th day of June 1894.

M. H. Wallace

Sworn to and subscribed by said M. H. Wallace this the 6th day of June 1894

W. D. Wilson

Auditor

By M. A. Robbins
Deputy

Printers fees \$ 12⁰⁰

The Fitzgerald Road Improvement

Certificate of Oath

State of Ohio }
Madison County } June 6th 1894

Before me the undersigned authority within and for said county personally came H. L. McCafferty Surveyor of a Road Improvement petitioned for by Geo. Fitzgerald and others known as the Fitzgerald Road - Commencing at the intersection of an old Township road with the London and Circleville Pike on the East Bank of Possum Run, Thence in an easterly course and terminating at the Harrisburg Free turnpike and was by me duly sworn to discharge faithfully and according to Law the duties of his appointment

H. L. McCafferty Surveyor

Sworn to and subscribed before me this the 6th day of June 1894

J. L. Hanor Probate Judge
Madison County Ohio

Before me personally came E. A. Blaugher, Jas. Lewis and Henry Bennett as viewers and Wm. M. Wood and James Lilly as chaimmen and Samuel Boyd and D. L. Stewart as markers who were duly sworn to faithfully and impartially discharge the duties of their respective appointments

E. A. Blaugher }
J. M. Lewis } Viewers
Henry Bennett }
Wm. Wood }
James Lilly } Chain Carriers
Sam'l ^{his} Boyd }
D. L. Stewart } Markers

Sworn to and subscribed before me the undersigned Authority this 6th day of June 1894

H. L. McCafferty
Surveyor Madison Co. Ohio

The Fitzgerald Road Improvement

Report of Viewers and Surveyor
To The Board of Commissioners
of Madison County Ohio.

In compliance with your order hereto attached we the undersigned Viewers and surveyor appointed in said order met at the point described in said order, on the London and Circleville Pike in Fairfield township and near the place of beginning on Wednesday the 6th day of June 1894 and after being duly sworn as will further appear from the certificate of said oath hereto attached we chose W^m. Wood and James Lilly to act as chain carriers and Samuel Boyd and J. L. Stewart to act as markers, who were also sworn to faithfully and impartially discharge their duties as will also appear from said certificate.

We then proceeded carefully to examine, survey, lay out and straighten the road described in said order as follows:

Beginning at a point in the center of said Pike and 376 feet S. 73° E. from the south east end of the O'Possum Run Bridge, Thence N. 54 1/2° East 1215 feet to a hub. and 1250 feet to the Franklin Co. Line and terminating thereat.

Said terminus being at the end of the Harrisburg and O'Possum Run Turnpike.

Total length as surveyed 1250 feet or 75.75 rods

We submit herewith a plat of the line of said proposed improvement showing the abutting lands and neighboring roads, we hereto attach a list of all the lots and lands lying within two miles of said road as surveyed showing the number of acres in each tract and the names of the owners thereof. We find that in our opinion said road improvement would be of great convenience to the general public as well as the residents in the vicinity and further that it is a public necessity. We recommend the improvement of said road as shown by said plat, descriptions and explanation all of which are made a part hereof.

No damages were claimed or allowed.

We estimate the whole expense of said improvement at \$496 40 classified as follows.

Grading and ditching at \$75 00	\$75 00
Graveling and Material 421 40	421 40
602 yards @ 70 cents per yard	
Total excluding bridges and culverts	\$496 40

These estimates are based upon the following general specifications. The road bed to be graded 24 feet wide and crowned 6 inches to center line thereof. The gravel to be placed upon the center of the grade 13 feet wide and 12 inches deep at the sides. The road way to be opened 20 feet on each side of the center line.

The Fitzgerald Road Improvement

Owners Names Fairfield Township	Surocy	Aces	Assessed by Committee		As approved By Commissioners	
Alkire Edward	8800	10		1 00		
" Harriet E.	5191	42	5	2 10		
" " "	13816 ^m	42	5	2 10		
Anderson W. P.	"	43	5	2 15		
Byers Louisa M.	5190	84	10	8 40		
Boyd Nancy	5766	2 75		1 00		
" Samuel	"	1		30		
" " "	"	27 75	60	16 65		
" Macura Co.	"	17	30	5 10		
" " "	"	14 50	60	18 70		
Bowers Geo. S.	5766	41 61	10	4 16		
Clark John	6285	30 73	5	1 54		
Cook Wm	5766	53 87	10	5 39		
Cartmell J. Co.	"	196 78	20	39 35		
" H. Co.	"	3 22		1 00		
Chamberlain John	5433	80	5	4 00		
Cox Thomas	"	53	5	2 65		
" William	"	73 50	5	3 68		
Cartmell Alfred	"	172 50	5	8 63		
" " "	6226	212	10	21 20		
" " "	"	87 56	10	8 76		
" " "	5766	25	10	2 60		
" " "	6260	17 65	10	1 76		
" " "	"	20 50	10	2 05		
Davidson John	5766	153 61	10	15 36		
Downing D. D.	5433	92	5	4 60		
Fitzgerald E. Co.	5766	15 25	60	9 15		
" " " wife	"	63 34	60	38 00		
" E. D. & Co.	6285	56 25	10	5 63		
" Geo. R.	8870	84	15	12 60		
" " "	5190	84	15	12 60		
" " "	8870	46 50	30	13 95		
" Thomas	6285	25	5	1 25		
Gilliland Robt.	5433	8		1 00		
Hotchkiss Perly A.	"	12	10	1 20		

The Fitzgerald Road Improvement

				Assessed by Completed	
Johnson R.M.	5766	54		8 10	
" " "	6260	20		5	1 00
" " "	"	90	36	10	9 04
" " "	"	393		10	37 30
" " "	5760	183		10	18 34
Lawrence Milton	5676	66		10	6 60
Morgan Mary	13186	84		10	8 40
Morin Albert G.	6285 ⁰⁰	15			1 00
McHenry Margaret	"	25		5	1 25
Mitchell Rose	6260	4		10	40
Noland W. B.	6570	80		5	4 00
" " "	6285	160		5	8 00
" Martha	6260	115		5	5 75
Nickols W. H.	5766	91	38	5	4 57
Poie John	5766	43		10	4 30
" " "	6285	75		5	3 75
" " "	5433	66		5	3 30
" Benj.	5766	106	58	40	42 63
Pringle W. D.	5190 ⁰⁰	84		10	8 40
Robison & Bales	8877	84		10	8 40
Spangler Alexander	5766	34			10 00
Pleasant Township					
Bower Joseph	6782	35			2 00
Higgins C. W.	"	83		5	4 15
Long Peter	8870	73	04	5	3 65
Mitchell Rose	13817	53	24	10	5 33
" " "	8870	89	00	10	8 90
" " "	5461	20	00	10	2 00
Mantle John F.	13817	10	88		1 00
Oglesbee John & Mary	6782	33	82	5	1 69
Stone Wm	8800	50		5	2 50
Taylor Elizabeth	6782	115		5	5 75
" Warner	"	19	60		1 00
Warren J. & M.	"	10			1 00

All of which is respectfully submitted

C. A. Blaugher }
 J. M. Lewis } Viewers
 Henry Bennett }
 H. L. McCafferty, Surveyor

Filed June 8th 1894

W. D. Wilson

County Auditor

The Fitzgerald Road Improvement

Report of Viewers to Commissioners

Commissioner's Office Madison County

London Ohio June 8th 1897

Commissioners of Madison County convened today
in regular session after a recess of one day.

Members present M. L. Rea, James Withrow and Henry Lilly.

In the matter of Fitzgerald } Report of viewers
Road Improvement } Improvement ordered etc

The report of the viewers heretofore appointed having been made as required by law, and said report being in favor of said improvement, and showing that there is public necessity therefor and the Board being satisfied by a comparison and count of the petitioners for said improvement and land holders taxable therefor, as reported by the viewers that a majority of land owners whose lands would be assessed for the expense of the same have signed the petition asking for said improvement, that public utility requires it, and that the proceedings heretofore had were in conformity to law.

The Board therefore order the reports and Plat in said matter to be duly recorded and filed, and said improvement to be made in the following manner to wit: The road bed to be graded 24 ft. wide and crowned 6 inches to the center line thereof.

The gravel to be placed upon the center of the grade 13 feet wide and 12 inches deep, in the center and 12 inches deep at the sides. The road way to be opened 20 feet on each side of the center line.

Payments for said work will be made in cash and for the purpose of raising money necessary to pay for said improvement it is ordered that Bonds of the county be issued of as nearly equal amounts as practicable.

The Board find that the following lands will be benefitted and should be assessed to pay the same - see two preceding pages.

The Board appoint G. M. Hearvey L. D. Smith and Henry Bennett three disinterested free holders of the county a committee to apportion the expense of said improvement estimated by the viewers therefor appointed to be \$496.40 on the lots and lands benefitted by said improvement, taking into consideration any benefit that would accrue to any person by reason of drainage or of former expense from other improvements heretofore made. Said committee are directed to make their report to the Board at their earliest convenience.

On the question of the passage of the foregoing orders all the commissioners voted "aye"

W. D. Wilson
Auditor

M. L. Rea
James Withrow } Comrs.
Henry Lilly }

The Fitzgerald Road Improvement

Auditors Office Madison County

London Ohio Oct. 10th 1894Specifications for improving the Fitzgerald Road
in Fairfield Township Madison County Ohio.

- 1 Width - The road must be opened to a width of 20 feet on each side of its center line.
- 2 Removing obstructions - The contractor must clear the road of all obstructions to the width of 40 feet; All trees and stumps within this area must be grubbed and removed except in fills where they may be cut off even with the natural surface and filled over. And all earth rubbish or other material liable to obstruct any ditch or water way or out let to any sewer or bridge must be removed to the satisfaction of the engineer.
- 3 Grading - The grade must in every respect be made to conform to the profile and cross section of said road. The road bed to be smoothly and evenly graded to the width of 12 feet on each side of the center line thereof and to crown 6 inches there to. Sides of all slopes cuts fills and ditches to be 45° or 1 to 1. Before any of said road can be gravelled, there must be graded according to these specifications the whole of it, and accepted by the engineer, together with its ditches and sewers as lacking nothing under these specifications.
If the contractor fail to do this then his contract will thereby be forfeited. And before any gravel is placed upon said grade the contractor must make smooth all uneven places made so by travel.
All excavated earth to be transported to low places and used in making fills.
- 4 Ditches - On each side of said road there must be constructed not less than two feet wide in the bottom and in no place less than 1½ feet below center line of grade. Earth therefrom to be used in making fills, must have a regular and even grade leaving no pools or ponds in which water would stand, and it shall be the duty of the contractor to cut outlets for all sewers if so asked of him.
- 5 Gravel - To be of good quality, free from top dirt, loam, clay or sediment and to be uniformly spread upon the center of grade 13 feet wide and 12 inches deep. Each cubic yard containing large stones to be thoroughly raked, as no stone exceeding 4 inches in diameter will be considered gravel, and cannot be used within the limit of the road.

There being in all 602 yards with an extra 12 yards to be used in making turns at Circleville Pike. If upon measurement it be found not of quality and does not contain the required quantity then no estimate shall issue until the contractor shall complete the same.

The Fitzgerald Road Improvement

- 6 Labor - Materials - Tools &c. All to be furnished by contractor.
- 7 All sewers to be constructed of good sewer pipe as per profile, and to be carefully laid in trenches excavated to a solid foundation rounded in bottom so that pipe will fit nicely. To be done and materials furnished by Road contractor
- 8 Changing Specifications - Engineers and Commissioners reserve this right and at any time during progress of the work.
- 9 Completion - To be fully completed on or before September 1st 1894
- 10 No estimate shall issue until the whole 75.75 rds is graded, graveled, ditched and sewers in, according to these specifications

London Ohio

July 1st 1894H. L. McCafferty
Engineer

London Ohio

July 1st 1894

To whom it may concern:-

I hereby estimate the improvement of the Fitzgerald Road according to the accompanying plans and specifications, excluding masonry as follows

Grading and sewers	100. ⁰⁰
Graveling 615 yards	575. ⁰⁰
Total	\$ 675. ⁰⁰

H. L. McCafferty
Engineer,

The Fitzgerald Road Improvement

Specifications for the erection of sewer heads
on the Fitzgerald Road Improvement.

Two sewer heads to be erected at each of the
following stations: - 0+20 = 30' 18" sewer

To be built of best Greenfield hand stone or its
equivalent and mortar two parts clean sharp sand and one
part best Louisville or Portland cement mixed with clean water.

Mortar to be used before setting and enough to be used to
fully embed the stone.

To be thoroughly pointed.

To extend 1 foot below bottom of pipe and to level
of dirt grade. To be not less than 2 feet thick and 3 feet long.

Each head to be capped with one stone 6 inches longer
than the head $2\frac{1}{2}$ feet wide and 6 inches thick and
these caps must be cut to these dimensions.

H. L. McCafferty
Engineer.

London Ohio

July 1st 1894

For profile and cross section see Profile Book - Page
For Plat see Plat Book - Page

The Fitzgerald Road Improvement

Road Improvement Letting.

Fitzgerald Road Improvement

I will receive bids orally,
on Saturday, July 21, 1894
for the improving according to specifications, the road
petitioned for by Geo. R. Fitzgerald and others, and
designated in the minutes of the commissioners as
The Fitzgerald Road Improvement.

Beginning at a point in the center of the London
and Careleville Pike. 376 feet south of The O'Possum Run
Bridge, thence north-easterly to the Madison and
Franklin County line, a distance of 75.75 rods in Fairfield
Township Madison County Ohio.

Synopsis of specifications.

Width of Road (40) feet
Width of grade twenty-four (24) feet
Width between ditches twenty-four (24) feet
Width of Gravel thirteen (13) feet and 12 inches
deep and placed upon center of grade.

Crown of grade 6 inches to center line thereof.
Grade, ditches, cuts and fills according to profile
specifications and cross sections.

The work in the above road to be offered in one section.
Bidders will meet at the beginning of said road
at 9 o'clock of said day.

Profile and specifications may be seen at the Auditor's
office, London Ohio on or after July 1st 1894

All bidders must be prepared to give names of
Bondsmen by their written consent to become such
or \$25⁰⁰ as cash security, that they will enter into
Bond should their bid be accepted.

Right reserved to reject any or all bids.
By order of Commissioners

Geo. L. McCafferty
Engineer

London Ohio June 19th 1894

The Fitzgerald Road Improvement

Road Improvement Contract

Articles of agreement entered into this 21st day of July 1894, by and between John Geer, party of the first part and H. L. McCafferty as engineer of the Fitzgerald Road Improvement petitioned for by Geo. R. Fitzgerald and others and ordered to be made by the Commissioners of Madison County, Ohio at their June session 1894 of the second part witnesseth:

That the party of the first part hereby promises and agrees to execute and finish in a most substantial and workmanlike manner, and to the satisfaction and acceptance of said Engineer and the commissioners of Madison county Ohio, all the work upon said road, and in manner described in specifications, plat, profile and cross section of said road as made out by said engineer and on file in the office of the Auditor of Madison County Ohio, said specifications, profile etc. are made a part of this contract.

Said John Geer is to do said work for the sum of three hundred (300) dollars, to be paid in cash, and the payments thereof to be made according to the estimate as set forth in the specifications. Said John Geer agrees to have said work fully completed by the 1st day of October 1894.

In witness whereof the said John Geer and the said H. L. McCafferty, in his capacity as engineer only, have hereunto set their hands, the day and year above mentioned.

H. L. McCafferty,
Engineer.

John Geer
Contractor.

Approved by us this 6th day of August 1894
M. L. Reed
James Withrow }
Henry Lilly } Commissioners

The Fitzgerald Road Improvement

Contractors' Bond

Know all men by these presents, That we, John Geer
 W. L. Clingan and C. G. Wilson of the county of Madison and
 State of Ohio, are held and firmly bound unto the Board
 of county commissioners of Madison County, Ohio, for the
 use of said county in the sum of Six hundred (600) dollars,
 for the payment of which sum, we bind ourselves, jointly and
 severally, our heirs and executors and administrators,

Done at London Ohio, this 21st day of July 1894

The condition of the above obligation is such that
 if the said John Geer shall well and truly perform the
 stipulations upon his part, to be performed of a certain
 agreement of even date herewith for the construction of
 section 1 of the improvement of the Fitzgerald Road in
 Madison County Ohio, entered into by said H. L. McCafferty
 as engineer and Superintendent of said improvement and
 John Geer as parties to said agreement then this obligation
 shall be void; otherwise it will remain in full force.

John Geer
 W. L. Clingan
 C. G. Wilson.

The Fitzgerald Road Improvement

Notice to Apportioning Committee
 Auditor's Office Madison County
 London Ohio Oct. 10th 1894

To L. D. Smith

G. M. Harvey and Henry Bennett,

Gentlemen:

Whereas the commissioners of Madison County have ordered the improvement of a certain road known as The Fitzgerald road along the following route - Beginning at the intersection of said road with the Logan & Circleville Pike, on the East bank of Opossum run. Thence in an Easterly course as nearly with the line of the township road as practicable and terminating at the line between Madison and Franklin Counties, where the said old township road now intersects the Harristburg free turnpike,

said Commissioners have appointed you as a Committee to apportion the expense of said improvement estimated Four Hundred and Ninety Six Dollars and Forty Cents (\$496⁴⁰), upon the real property within said order. You will therefore on Thursday the 18th day of October 1894, at 10 o'clock A. M. meet at the office of W. D. Wilson J. P. of Fairfield township, and after being duly sworn proceed forthwith from day to day thereafter until the discharge of your duties, may require, and upon actual view of the lots and lands specified in the list hereto annexed, to make the said apportionment according to the benefits, each piece of land will derive from said improvement, and report the same to the County Auditor, as soon as possible.

In making said apportionment, you will take into consideration previous assessments made upon such real property for the improvement of any other roads under the provisions of the "Two Mile Assessment Pike Laws" of Ohio, and also any benefit accruing to any land or lands by reason of drainage resulting from the making of said improvement.

By Order of the County Commissioners.

W. D. Wilson
 County Auditor.

Fitzgerald Road Improvement.

Report of Apportioning Committee
of London Ohio Oct. 19th 1894

To the Board of Commissioners
of Madison County Ohio,

Owe the undersigned Committee appointed by you to apportion the estimated expenses of the improvement of the Fitzgerald Road Improvement, as described in said order met at Big Plain Madison County Ohio and after being duly sworn as will further appear from the certificate of said oath hereto attached, assessed upon actual view of the premises required the estimated expenses of said improvement, on said lands and lots as shown in the attached list all of which is respectfully submitted

L. D. Smith } Apportioning
Henry Bennett } Committee
J. M. Harvey }

For list of lots and lands see Viewers Report Page 359 this Book

Oath of Apportioning Committee.
London Ohio Oct. 18th 1894

In the matter of Road Improvement
petitioned for by G. R. Fitzgerald and others

Before me the undersigned authority in and for the State of Ohio and Madison County, personally came L. D. Smith, Henry Bennett and Marion Harvey, who were by me sworn to faithfully and impartially and according to law, discharge the duties of assessing the cost of the above named Road improvement.

L. D. Smith
Henry Bennett
Marion Harvey

Sworn to and subscribed before me on the day and date aforesaid

N. L. McCafferty
Surveyor of Madison County O.

Fitzgerald Road Improvement.

Assessment Notice

Notice is hereby given that the Committee appointed to apportion the estimated cost of the Fitzgerald Road Improvement have filed their report of assessment of said improvement in the office of the Auditor of Madison County Ohio, and the Board of Commissioners have appointed Wednesday November 7th 1894 at 9-30 o'clock A.M. (standard time) as the time to hear exceptions to said assessments, at the Commissioners Office of said County in London Ohio,

All exceptions to said report and assessments must be filed in writing at the Auditor's Office of said County, in London Ohio on or before the day and hour of hearing.

If no exceptions be made the Board will proceed to confirm said report.

Signed

W. D. Wilson

County Auditor

London Ohio Oct. 23rd 1894.

The foregoing Notice was published in the London Enterprise a newspaper published in Madison County for the length of time required by law.

Not
 W. D. Wilson
 County Auditor

Fitzgerald Road Improvement

Hearing on Report of Apportioning Committee

Commissioners' Office Madison County
London O. November 7th 1894.

Board met today pursuant to adjournment,
all members present

In the matter of the } Hearing on Report of apportioning
Fitzgerald Road Improvement } Committee.

S. D. Smith, Henry Bennett and
T. M. Harvey, heretofore appointed by the Commissioners of
Madison County Ohio, to apportion the expense of said
improvement upon the real property reported by the viewers
as benefited, having filed their Report in the Auditor's Office
of said County, and this being the day fixed for the hearing
of said report and exceptions to the same, and the
Commissioners having met to consider the matter
and proof being made satisfactory to the Board
that lawful notice had been given of the time and
place set for said hearing thereupon the cause came
on to be heard and all persons interested were
granted a hearing before the Board.

The Board find that no exceptions to said report
were filed, and after a careful examination of the same
the Board ordered that said report be confirmed
and that the Auditor place the same on a special
duplicate for collection, and that said assessments
be collected in one year and no County Bonds
be issued for said Improvement.

Upon motion for the adoption of each of the foregoing orders ^{and}
findings the roll being called each of the Board Rea,
Withrow & Lilly, voted "aye"

Motion carried unanimously.

M. L. Rea }
James Withrow } Commissioners of
H. Lilly } Madison County

W. D. Wilson
Auditor

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minutes
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