

ROAD PETITION

For the establishment of a Road in Pultney Township, Improvement No. 346 Petitioned for by Steve Olexa and Others TO THE BOARD OF COMMISSIONERS OF BELMONT COUNTY, OHIO:

The undersigned petitioners resident freeholders of said County, residing in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience requires the establishment of a Public Road on the line hereinafter described and pray that you will institute and order the proper proceedings for said improvement, to-wit: Beginning The portion of Neff-Willow Grove Road in Pultney Township, Belmont County, Ohio, from Zarhary Smutilo property to and including part of Stephen Olexa property on the Neff-Willow Grove Road, Pultney Township, be repaired by re-locating and re-conditioning said portion of said road by re-locating a portion of the present creek channel, by re-establishing the present creek channel and by re-surfacing the newly constructed roadway with some proper traffic bound surface material.

Dated this 19th day of January A. D. 1934

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
Steve Olexa Samuel Tekely M. Tone Adolf Rattay Terezia Chervenko Mrs. Panko Maskaluk John Kotera J. J. Schlantz, Power of Atty. John Zbezezny Wasel Tenck Nick Federovich Matt Sultan Joseph Kotera Jas. L. Kotera Jas. J. Schlantz The Alex. Neff House and Land Co. By Andrew T. Neff, Pres.		

Filed January 19, A. D. 1934

KNOW ALL MEN BY THESE PRESENTS:

That we, and
are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of.....
.....Dollars, to the payment of
which well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us and dated at.....Ohio, thisday of
.....A. D. 19.....

The conditions of the above obligation are such, that WHEREAS, application has been made by.....
.....and others to the Board of Commissioners of the said
Belmont County, for the.....of a public road, on briefly the following line, to-wit:

THEREFORE if first, The petition be not granted; or if, second, the Commissioners shall order a portion of the
compensation and damages to be paid by the petitioners, and the petitioners fail to pay same by the time fixed by the
Commissioners: then in either such case the said applicants will pay into the treasury of said County the COSTS AND
EXPENSES incurred in the proceedings of such improvement.

ATTEST:

.....
.....
.....

Filed.....A. D. 19.....

St. Clairsville, Ohio, February 5, 1934

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Anton Hochevar, James M. Fulton, and T. B. Phillips Commissioners, and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that Steve Olexa and others, have filed a petition in the office of the Commissioners of the County, on the 24th day of January 1934 for the establishment of a public road, along the following route, to-wit Beginning

See Petition

the same was this day considered by the Commissioners, and it appearing that said petition is regular and in conformity to law, and that the said Steve Olexa has filed herein a bond as required by law. It is ordered that the 6th day of March 1934, at 2.00 o'clock P.M., be fixed as a date to view the same, at which date they will meet at the commencing point and go over the route of said proposed road.

They also fixed the 12th day of March 1934, at 2.00 o'clock P.M., as the date for final hearing at the office of the County Commissioners at which time it will be considered whether said improvement will be granted, and if granted, a time fixed for hearing claims for compensation and damages.

It is further ordered, that notice of the time and place of both such view and hearing be given by publication once a week for three consecutive weeks in the Bellaire Democrat a newspaper published and having a general circulation in the County of Belmont.

Attest:

E. E. Taylor
County Auditor.

Anton Hochevar
James M. Fulton
T. B. Phillips
Commissioners of Belmont County.

St. Clairsville, Ohio,.....19.....

The Board of Commissioners of Belmont County, Ohio, met this day in.....session,
present, and Commissioners,
and, Auditor and Secretary of the Board and it appearing

St. Clairsville, Ohio, March 6, 1934

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Anton Hochevar, James M. Fulton, and T. B. Phillips Commissioners and E. E. Taylor Auditor and Secretary of the Board, and it appearing that in the matter of the establishment of the public road, petitioned for by Steve Olexa and others, due and proper notice, proof of which is on file in this office, having been given of the time and place of meeting, to view road petitioned for by Steve Olexa and others, in the Bellaire Democrat, a newspaper of general circulation in said county required by law, and the former orders of this Board, the Commissioners on this 6th day of March 1934, met at the time and place in said notice designated and did view the route of said proposed road improvement, and considering such improvement to be of sufficient public importance, it is ordered that the County Surveyor make a plat and survey of the same and report to the Board in writing on or before the 12th day of March 1934, the time set for the hearing, and shall set forth in said report his opinion either for or against the granting of such proposed improvement, accompanied with a statement of the estimated compensation and damages due each person, firm or corporation whose land is to be taken if the proposed improvement is established. Such report shall also state the width of said improvement, which shall not be less than thirty feet nor more than sixty feet, and also recommend any changes in the improvement, which in his judgment, should be made.

Attest:

E. E. Taylor
County Auditor.

Anton Hochevar
James M. Fulton
T. B. Phillips
Commissioners.

SURVEYOR'S REPORT ON ROAD

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio:

St. Clairsville, Ohio, March 15, 1934

Pursuant to your order dated March 6, 1934, I make my report to you as follows, in the matter of the establishment of the public road petitioned for by Steve Olexa and others.

1. My opinion is that the granting of the improvement but with the following changes, which in my judgment should be made, to-wit: should be granted as it saves two large bridges and four fills.
2. The width should be 30 feet. See Plat
3. Estimated compensation and damages, due each person, firm or corporation (with a * before the name of each minor or other person under disability), to-wit:

NAME	AMOUNT (Written Out)	AMOUNT (In Figures)
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My plat and survey is also attached hereto.

Respectfully submitted,

A. C. Murphy
County Surveyor.

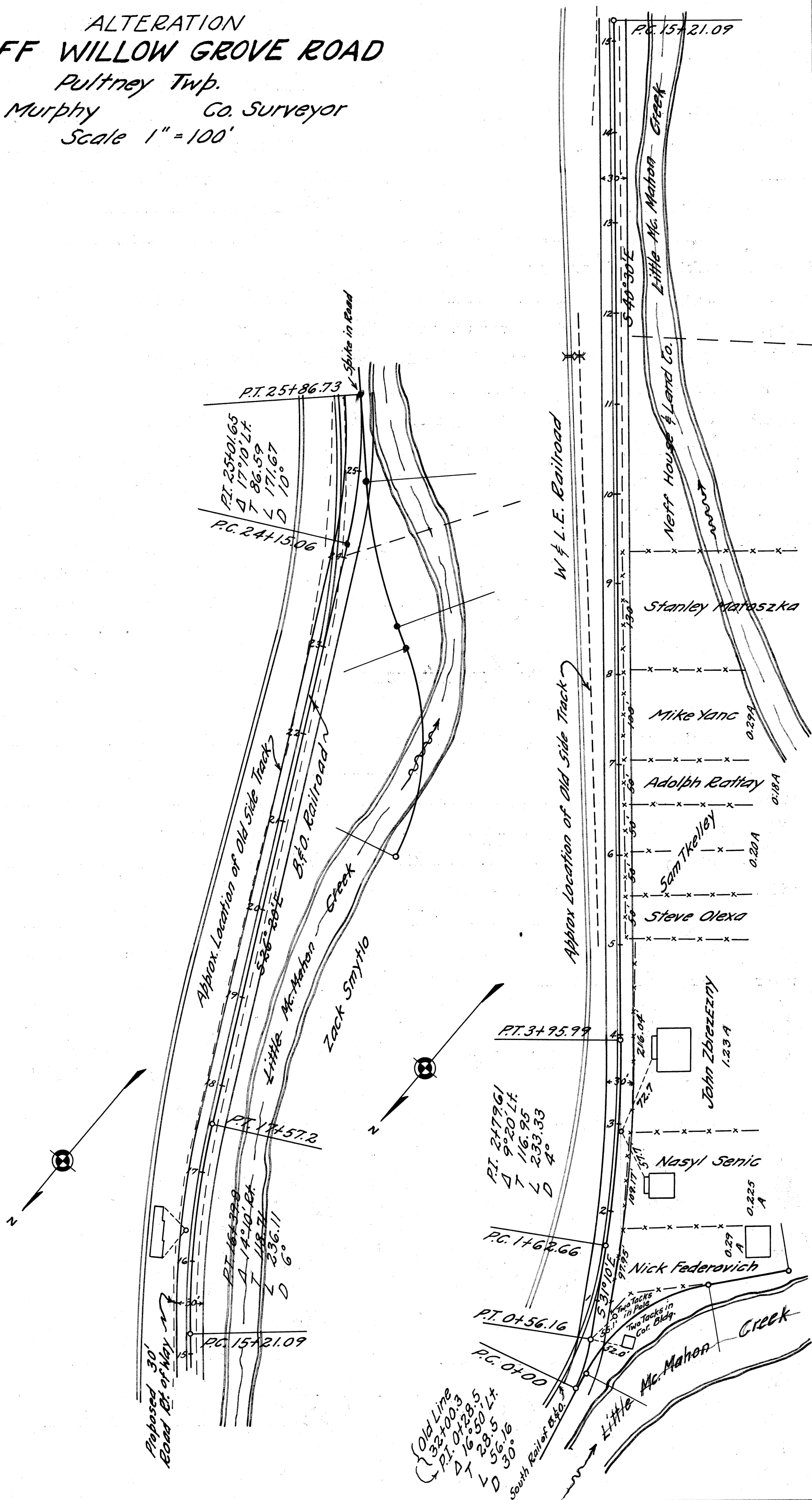
ALTERATION NEFF WILLOW GROVE ROAD

Pultney Twp.

A.C. Murphy

Co. Surveyor

Scale 1" = 100'



Plat of the.....of a public road in.....Township.
Range..... Township..... Section.....
St. Clairsville, Ohio,..... March 12,.....19 34.

The Board of Commissioners of Belmont County, Ohio, met this day in.....Special.....session,
presentAnton Hochevar..... James M. Fulton....., andT. B. Phillips..... Commissioners
andE. E. Taylor....., Auditor and Secretary of the Board, and it appearing that
in the matter of the.....establishment.....of the public road petitioned for by.....Steve Olexa.....
.....and others, the same came on to be heard for final hearing in the matter of granting
said improvement, on this.....12th.....day of.....March.....1934....., and that notice thereof has been given
as provided by law, and the former orders made herein, and after having made a view of said proposed road improve-
ment, and having had the report of the Surveyor read, and heard the protests for and against the same, find that
said improvement will.....serve the public convenience and welfare and improvement is.....granted,
and the same is hereby ordered.....

~~This road improvement on the 2nd of April 1934 had a "Notice of Intention to Appeal filed, but
on April 9, 1934 all former action was rescinded." On the 14th of January of 1935 this road im-
provement was taken up again, and on the 21st of January, a meeting was held in the Matter of
Resolution Fixing Time of Hearing of Objections & Claims for damages, etc. The final hearing
was on the 18th of February of 1935.~~

.....
.....
and the.....11th.....day of.....February.....19 35, at.....2.00.....o'clock.....P.....M., is fixed as the date for
hearing claims for compensation and damages.

And it is further ordered that the Auditor cause notice in writing to be given to the owners through or upon whose
lands said improvement is established, and this matter is adjourned to said date.

Attest:
.....
.....E. E. Taylor.....
County Auditor.
.....Anton Hochevar.....
.....James M. Fulton.....
.....T. B. Phillips.....
Commissioners.

St. Clairsville, Ohio,.....19.....

The Board of Commissioners of Belmont County, Ohio, met this day in.....session,
present, and Commissioners
and, Auditor and Secretary of the Board, and it appearing that
in the matter of the.....of the public road petitioned for by.....
..... and others
having given notice in writing of.....intention to appeal from
.....
it is ordered that the amount of.....appeal bond, the said
being, be fixed at \$.....(no bond is required of) and upon the filing of such bond
the Auditor is to make a transcript of the procedure herein, and file the same in the Probate Court of this County.

Attest:
.....
County Auditor.
.....
Commissioners.

In the Matter of the.....of a
Public Road, Improvement No.....
Petitioned for by
..... and others.

AS TO FILING APPEAL BOND

.....appeals from an order of the County Commissioners of
Belmont County, made at the.....session, 19.....,
of said public road, and has this day filed.....appeal bond approved by County Auditor.

.....
County Auditor.

St. Clairsville, Ohio, February 18, 1935

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Anton Hochevar, James M. Fulton, and T. B. Phillips Commissioners and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that in the matter of the establishment of the public road, Improvement No. 346 petitioned for by Steve Olexa and others, this day this cause came on for hearing in the matter of award of compensation and damages to adjoining landowners and the Commissioners find that notice of the time and place of this hearing has been given to all the owners of land taken for such improvement or abutting thereon, as provided by law, and the former orders herein. That after hearing all applications for compensation and damages filed herein, and considering all claims of minors and those under disabilities, in the judgment of the Commissioners there is awarded and due to the following persons the sums respectively opposite their names.

(Pd. on September 26, 1936)			
Zack & Anna Smutylo	Compensation	\$ 150.00	Damages \$
Michel Yorne (Yanc)	Compensation	\$ 135.00	Damages \$
Adolph Rattay	Compensation	\$ 55.00	Damages \$
Stanley Matosy	Compensation	\$ 130.00	Damages \$
Steve Olexa	Compensation	\$ 55.00	Damages \$
Stanley Tekely	Compensation	\$ 115.00	Damages \$

The Commissioners further find and are of the opinion that said improvement is of sufficient importance to the public for all of the Compensation and Damages to be paid from the County Treasury.

It is further ordered that a record of the proceedings and the plat and survey be entered upon the road records of this County.

It is further ordered that upon the compensation and award being paid to the owners as above herein ordered, that the public road described as follows: "Letter received from B. & O. Railroad Company, as follows:" Cincinnati, Ohio, November 2, 1934

Mr. Anton Hochevar, Commissioner
Board of County Commissioners
St. Clairsville, Ohio

Dear Sir:

Referring further to your letter of September 26th, in regard to proposed change in location of our tracks in order to permit of relocation of the County Road between Neffs and Willow Grove. The plans have been received from the County Surveyor. The Baltimore and Ohio is willing to co-operate with the County Commissioners, but as the change is for the sole benefit of the County, the County should stand the entire cost of relocating our rails. On this basis we will be glad to meet with you and settle the details. We must of necessity insist on being reimbursed for any expense we incur for the reason, as stated before, that the change is for the sole benefit of the County, and furthermore, we could not assume any expense of this character for the reason that our revenues have been so depleted by the general depression of business that we have been compelled to curtail our expenditures, doing only such work as is necessary to maintain the property in a safe operating condition. If you desire to carry out your plans on the basis of assuming the entire cost, let me know, and will be glad to arrange for conference to agree on detailed plans. Yours truly,
F. B. Mitchell, General Manager

Attest: Anton Hochevar
E. E. Taylor James M. Fulton
County Auditor. T. B. Phillips
Commissioners.

