

### ROAD PETITION

For the vacation of a Road in Richland Township,  
Improvement No. 353 Petitioned for by J. Earl Boyd 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 vacation 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 At a point in the County Road locally known as the Boyd Hill Road, and on or near the north boundary line of Section 23, Township 5, in Range 3, in Richland Township, Belmont County, Ohio, and at or near the west edge of McMahon's Creek, thence in a westerly direction crossing the Baltimore and Ohio Railroad and extending in a northwest and westerly direction to the County Road on the section line between Sections 24 and 30 in the aforesaid township and range. Also including in said vacation the vacation and abandonment of the Baltimore and Ohio Railroad Crossing on the above described line of road.

Dated this.....day of.....A. D. 19.....

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
J. Earl Boyd Hazel Boyd D. J. Tohol Stanley Zalek John Kotonski Joe Plenny Sava Nozica W. H. Blon G. Y. Miller W. A. Campbell James T. Clark James Spence Bessie Blon Phil Keevert Chas. D. Clark Isaiah Nichol		

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

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, this .....day 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, June 27, 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 J. Earl Boyd and others, have filed a petition in the office of the Commissioners of the County, on the 20th day of June 1934 for the vacation 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 J. Earl Boyd has filed herein a bond as required by law. It is ordered that the 7th day of August 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 13th day of August 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, August 7, 19 34

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 vacation of the public road, petitioned for by J. Earl Boyd 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 J. Earl Boyd 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 7th day of August, 19 34, 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 13th day of August, 19 34, Con't till October 29, 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 [REDACTED] 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, November 23, 19 34

Pursuant to your order dated 19 34, I make my report to you as follows, in the matter of the vacation of the public road petitioned for by J. Earl Boyd and others.

1. My opinion is.....the granting of the improvement but with the following changes, which in my judgment should be made, to-wit: this road should be vacated as shown on this map.
2. The width should be.....feet.....
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:

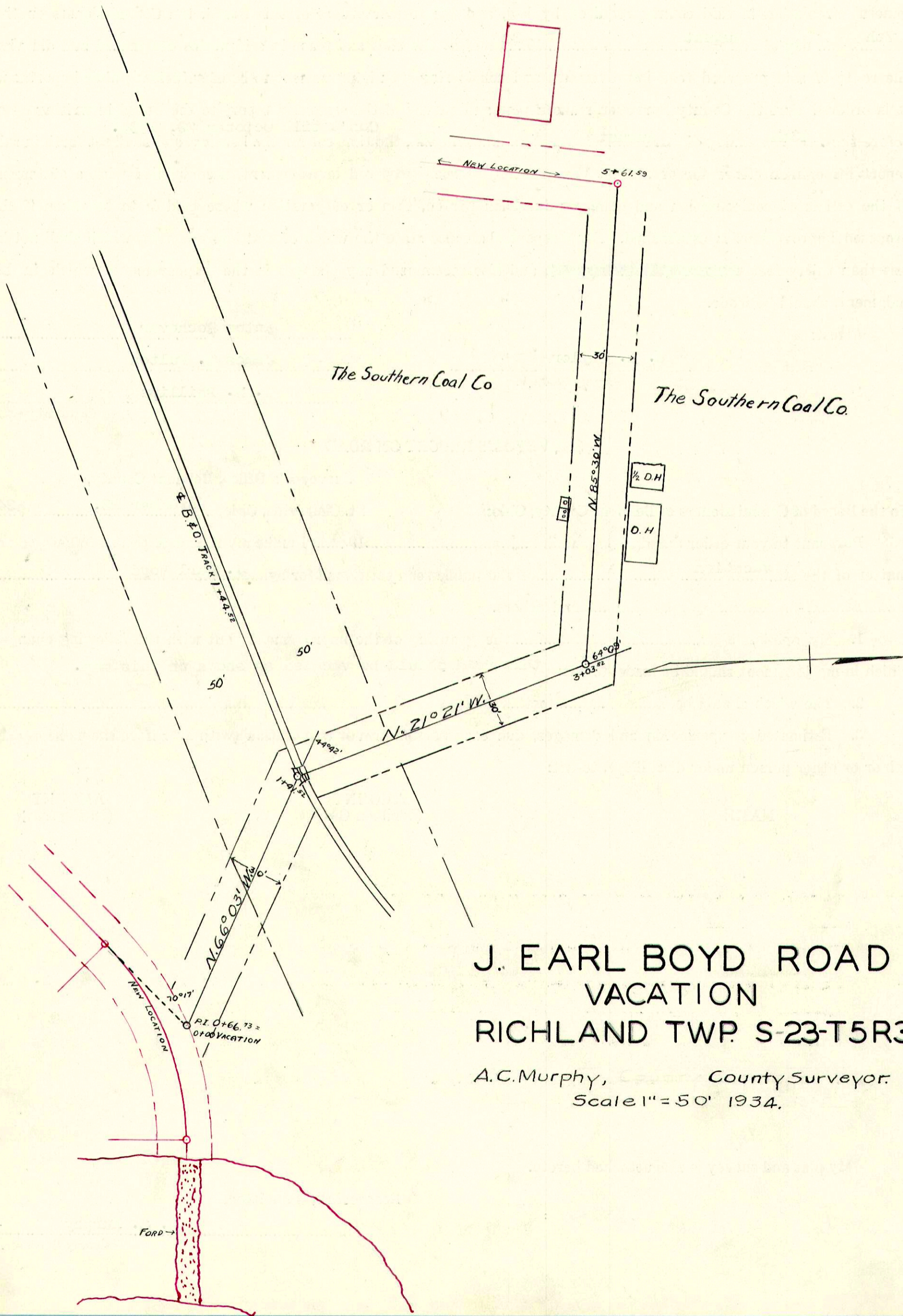
NAME	AMOUNT (Written Out)	AMOUNT (In Figures)
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My plat and survey is also attached hereto.

Respectfully submitted,

A. C. Murphy

County Surveyor.



J. EARL BOYD ROAD  
 VACATION  
 RICHLAND TWP. S-23-T5R3

A.C. Murphy, County Surveyor.  
 Scale 1" = 50' 1934.

Plat of the.....of a public road in.....Township.  
Range..... Township..... Section.....

St. Clairsville, Ohio,.....October 29,.....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 vacation of the public road petitioned for by J. Earl Boyd  
.....and others, the same came on to be heard for final hearing in the matter of granting  
said improvement, on this 29th day of October 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.....

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and the.....day of.....19....., at.....o'clock.....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:

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County Auditor.

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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, October 29, 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 vacation of the public road, Improvement No. 353 petitioned for by J. Earl Boyd 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.

No Awards Made.	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	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.

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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:

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be .....

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

