

### ROAD PETITION

For the establishment of a Road in Wheeling Township,  
Improvement No. 450 Petitioned for by John Kovach 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 at Route#9 between properties owned by August Paluynga and extending in an Easterly direction to the property of Louie Cortne, a distance of approximately 600 feet, in Wheeling Township.

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

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
John Kovach Dushou Kovacevic Andy Cuipra Antonio Falcone Machett Falcone Frank Cuikas Louis Corte Havland Pacone August Paluynga Domenick Simone Louis Vittori Angelo Domenic		

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 admin-  
istrators.

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, April 28 1941

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present Fulton, Reasbeck, and Minch Commissioners, and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that John Kovach and others, have filed a petition in the office of the Commissioners of the County, on the 17th day of April 1941 for the establishment of a public road, along the following route, to-wit: Beginning  
 "See previous page"

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 John Kovach has filed herein a bond as required by law. It is ordered that the 20th day of May 1941, at 11:00 o'clock AM., 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 26th day of May 1941, at 11:00 o'clock A.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 St. Clairsville Gazette a newspaper published and having a general circulation in the County of Belmont.

Attest:

E. E. Taylor  
 County Auditor.

Fulton  
Reasbeck  
Minch  
 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, May 27 1941

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present Fulton, Reasbeck, and Minch 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 John Kovach 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 John Kovach and others, in the St. Clairsville Gazette, a newspaper of general circulation in said county required by law, and the former orders of this Board, the Commissioners on this 27th day of May 1941, 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 2nd day of June 1941, 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. Fulton  
Reasbeck  
Minch Commissioners.

**SURVEYOR'S REPORT ON ROAD**

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio: St. Clairsville, Ohio, October 6 1941

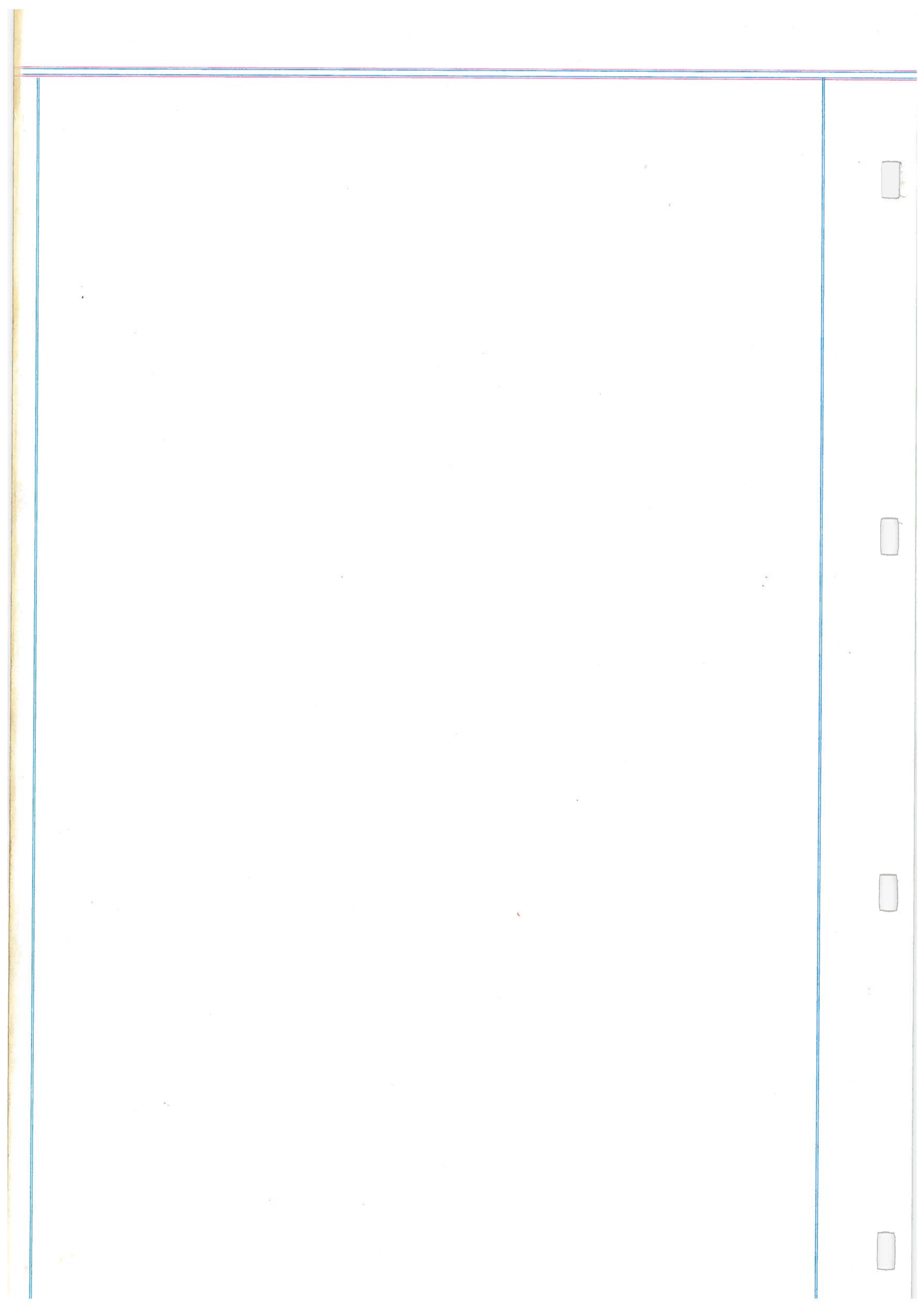
Pursuant to your order dated May 27 1941, I make my report to you as follows, in the matter of the establishment of the public road petitioned for by John Kovach and others.

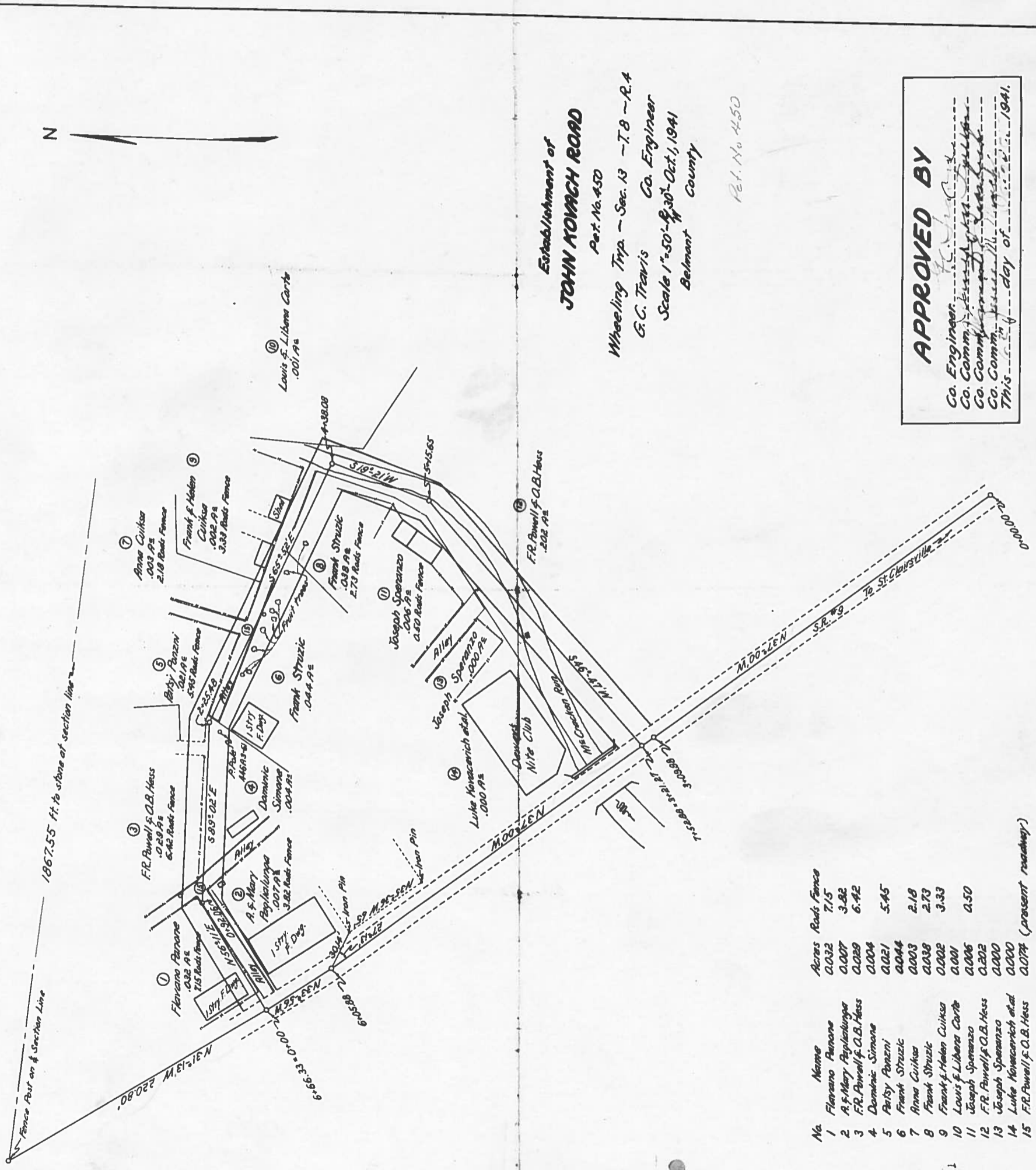
- My opinion is \_\_\_\_\_ the granting of the improvement but with the following changes, which in my judgment should be made, to-wit: **should be granted, providing the abutting property owners assume all responsibility for damages caused by the improvement.**
- The width should be thirty (30) feet with rights to slope.
- This improvement will afford a means of ingress and egress to the abutting property owners.** 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)
------	-------------------------	------------------------

My plat and survey is also attached hereto.

Respectfully submitted,





**Establishment of  
JOHN NOVACH ROAD**

Pet. No. 450

Wheeling Twp. - Sec. 13 - T. 8 - R. 4

G. C. Travis Co. Engineer

Scale 1" = 50' - 9.30' Oct. 1, 1941

Belmont County

Pet. No. 450

**APPROVED BY**

Co. Engineer: \_\_\_\_\_  
 Co. Comm. \_\_\_\_\_  
 Co. Comm. \_\_\_\_\_  
 Co. Comm. \_\_\_\_\_  
 This \_\_\_\_\_ day of \_\_\_\_\_ 1941.

No.	Name	Acres	Road Fence
1	Flaviano Punone	0.032	7.15
2	A. & Mary Papalunga	0.007	3.82
3	F.R. Powell & O.B. Hess	0.029	6.42
4	Dominic Simone	0.004	
5	Patsy Panzani	0.021	5.45
6	Frank Struzic	0.044	
7	Anna Cuikea	0.003	2.18
8	Frank Struzic	0.038	2.73
9	Frank & Helen Cuikea	0.002	3.33
10	Louis & Libera Carle	0.001	
11	Joseph Spozanzo	0.006	0.50
12	F.R. Powell & O.B. Hess	0.202	
13	Joseph Spozanzo	0.000	
14	Luke Novacovich et al.	0.000	
15	F.R. Powell & O.B. Hess	0.074	(present roadway)





Plat of the establishment of a public road in Wheeling Township.  
Range 4 Township 8 Section 13

St. Clairsville, Ohio, October 6 19 41

The Board of Commissioners of Belmont County, Ohio, met this day in special session,  
present Fulton, Reasbeck, and Minch 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 John Kovach  
and others, the same came on to be heard for final hearing in the matter of granting  
said improvement, on this 6th day of October 1941, 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

and the 20th day of October 19 41, 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.

Fulton  
Reasbeck  
Minch  
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 \_\_\_\_\_, 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, October 20 1941

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present Fulton, Reasbeck, and Minch 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. 450 petitioned for by John Kovach 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.

<u>No compensation and damages asked ; no allowances made.</u>	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.

-----

-----

-----

-----

-----

-----

-----

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:

be that said road be opened up, as established in our order heretofore made on the Commissioners Journal of the date of May 26 1941.

Attest: ----- Fulton  
----- Reasbeck

