

### ROAD PETITION

For the Vacation of part of a Road in Kirkwood Township,  
Improvement No. 482 Petitioned for by C. M. Wilson 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 part 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 the foot of the hill about 100 yds. north of ~~of~~ what is known as Muskrat Bridge in section 13 of Kirkwood Tp. in said county, and extending up said hill in a northerly direction about 300 yds. to a point at top of said hill near the northern outlet from E. E. Moore farm, said road to be changed to go thru said E. E. Moore farm, over his now private route from the southern terminus of such vacated road to or near the said northern outlet from the said E. E. Moore farm.

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

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
C. M. Wilson Marvin Warner Wm. Higginbotham C. W. Bethel N. H. Ellis G.R. Wilkins W. E. Bethel		

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, ~~Oct. 16~~ 19~~44~~

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present West, Taylor, and Reasbeck Commissioners, and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that C. M. Wilson and others, have filed a petition in the office of the Commissioners of the County, on the 16th day of Oct. 19~~44~~ for the ~~vacation~~ of part of a public road, along the following route, to-wit: Beginning

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 C. M. Wilson has filed herein a bond as required by law. It is ordered that the 14th day of Nov. 19~~44~~, at 4:00 o'clock M., be fixed as a date to view the same, at which date they will meet at the comencing point and go over the route of said proposed road.

They also fixed the 20th day of Nov. 19~~44~~, at 10:30 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 Barnesville Enterprize a newspaper published and having a general circulation in the County of Belmont.

Attest:

E/ E. Taylor  
County Auditor.

West  
Taylor  
Reasbeck  
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, Nov. 14 1944

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present West, Taylor, and Reasbeck Commissioners and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that in the matter of the vacation of part of the public road, petitioned for by C. M. Wilson 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 C. M. Wilson and others, in the Barnesville Enterprise, a newspaper of general circulation in said county required by law, and the former orders of this Board, the Commissioners on this 14th day of Nov. 1944, 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 20th day of Nov. 1944, 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: \_\_\_\_\_ West  
 \_\_\_\_\_ Taylor  
 \_\_\_\_\_ Reasbeck  
 County Auditor. Commissioners.

SURVEYOR'S REPORT ON ROAD

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio: St. Clairsville, Ohio, July 9, 1945

Pursuant to your order dated Nov. 14 1944, I make my report to you as follows, in the matter of the vacation of part of the public road petitioned for by C. M. Wilson 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: vacation should be granted
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)
------	-------------------------	------------------------

My plat and survey is also attached hereto.

Respectfully submitted,

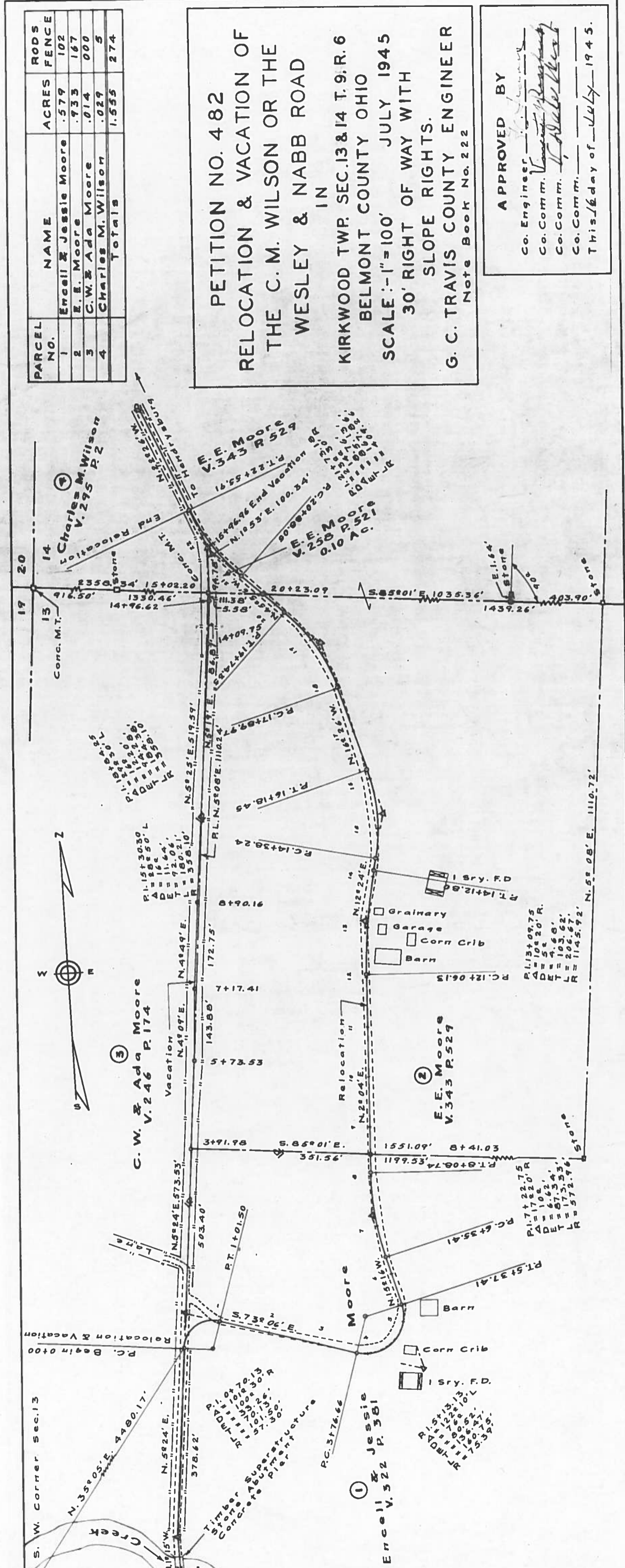


PARCEL NO.	NAME	ACRES	RODS FENCE
1	Encell & Jessie Moore	.579	102
2	E. E. Moore	.733	167
3	C. W. & Ada Moore	.014	000
4	Charles M. Wilson	.029	5
Totals		1.555	274

PETITION NO. 482  
 RELOCATION & VACATION OF  
 THE C. M. WILSON OR THE  
 WESLEY & NABB ROAD  
 IN  
 KIRKWOOD TWP. SEC. 13 & 14 T. 9. R. 6  
 BELMONT COUNTY OHIO  
 SCALE: -1"=100' JULY 1945  
 30' RIGHT OF WAY WITH  
 SLOPE RIGHTS.  
 G. C. TRAVIS COUNTY ENGINEER  
 Note Book No. 222

APPROVED BY

Co. Engineer \_\_\_\_\_  
 Co. Comm. \_\_\_\_\_  
 Co. Comm. \_\_\_\_\_  
 Co. Comm. \_\_\_\_\_  
 This day of July 1945.







Plat of the vacation of a public road in Kirkwood Township.  
Range 6 Township 9 Section 13

St. Clairsville, Ohio, Nov. 20th 1944

The Board of Commissioners of Belmont County, Ohio, met this day in special session,  
present West, Taylor, and Reasbeck Commissioners  
and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that  
in the matter of the vacation of part of the public road petitioned for by C. M. Wilson  
and others, the same came on to be heard for final hearing in the matter of granting  
said improvement, on this 20th day of Nov. 1944, 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 13th day of Aug. 1945, at 2:30 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.

West  
Taylor  
Reasbeck  
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, ~~Aug.~~ 13th 1945

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present West, Reasbeck, and Hayes Commissioners and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that in the matter of the vacation of part of the public road, Improvement No. 482 petitioned for by C. M. Wilson 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>E. E. Moore</u>	Compensation	\$ <u>375.00</u>	Damages	\$ _____
<u>C. M. Wilson</u>	Compensation	\$ <u>5.00</u>	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 closed as directed in commissioners journal of the date of Aug. 13th 1945.

\_\_\_\_\_  
\_\_\_\_\_

Attest:

\_\_\_\_\_

