

ROAD PETITION

For the Vacation of a Road in Mead & Smith Township,
 Improvement No. 495 Petitioned for by S. T. McMasters 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 the H. W. Creamer residence and extending in a Westerly direction through the lands of L. E. McKelvey and H. W. Creamer and the heirs of Z. M. Creamer and the W. B. Simpson farm to the road connecting with the Pipe Creek Road, approximately 3/4 of a mile, more or less, in Mead Township.

Dated this 28 day of ~~March~~ Feb. A. D. 19 46

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
S. T. McMasters	Nellie B. McMasters	W. H. Dunfee
Wm. Bovenizer	Bessie Bovenizer	Everett F. Martin
J. F. Trigg	Leona Nedrow	J. V. Nedrow
Clara Vermillion	L. E. McKelvey	Sara McKelvey

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, March 28 1946

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Reasbeck, West, and Hays Commissioners, and E. E. Taylor, Auditor and Secretary of the Board, and it appearing that S. T. McMaster and others, have filed a petition in the office of the Commissioners of the County, on the 28 day of March 1946 for the Vacation 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 S. T. McMaster has filed herein a bond as required by law. It is ordered that the ~~28~~ 16 day of May 1946, at 2:00 (E.S.T.) 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. 9 (E.S.T.)

They also fixed the 13 day of May 1946, at 10:00 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 Times Leader a newspaper published and having a general circulation in the County of Belmont.

Attest: E. E. Taylor County Auditor. Reasbeck, West, Hays 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 16 1946

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Reasbeck, West, and Hays Commissioners and E.E. Taylor, Auditor and Secretary of the Board, and it appearing that in the matter of the _____ of the public road, petitioned for by S. T. McMaster 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 S. T. McMaster and others, in the Times- Leader, a newspaper of general circulation in said county required by law, and the former orders of this Board, the Commissioners on this 16 day of May 1946, 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 27 day of May 1946, 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 _____, and also recommend any changes in the improvement, which in his judgment, should be made.

Attest:

E. E. Taylor County Auditor. Reasbeck West Hays Commissioners.

SURVEYOR'S REPORT ON ROAD

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio: St. Clairsville, Ohio, April 7 1947

Pursuant to your order dated May 16 1946, I make my report to you as follows, in the matter of the Vacation of the public road petitioned for by S. T. McMaster 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 because this road has not been used by the public for several years. is
2. The width ~~should be~~ 30 feet see map
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,





Plat of the vacation of a public road in Mead & Smith Township.
Range _____ Township _____ Section _____

St. Clairsville, Ohio, May 27 19 46

The Board of Commissioners of Belmont County, Ohio, met this day in Special session,
present Reasbeck, West, and Hays 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 S. T. McMaster
and others, the same came on to be heard for final hearing in the matter of granting
said improvement, on this 27 day of May 19 46, 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

(76 Claims)

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.

Reasbeck
West
Hays
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, May 27 1946

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present Reasbeck, West, and Nays 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. 495 petitioned for by S. T. Mc Masters 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.

-----	Compensation	\$-----	Damages	\$-----
-----	Compensation	\$-----	Damages	\$-----
-----	Compensation	\$-----	Damages	\$-----
<i>None</i>	Compensation	\$-----	Damages	<i>None</i>
-----	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:

*No Damages - see Plat -
Vacation*

(Comm. Journal #31 P. 332)

be That said road be vacation as entered in Commissioners Journal
dated May 27, 1946

Attest:

E. E. Taylor

Reasbeck

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