

ROAD PETITION

For the *Vacation of old Natl. Hwy #40 at Morristown* of a Road in *Union* Township,
Improvement No. *550* Petitioned for by *John Shepherd* 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 improve-
ment 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 North half of*
Section 26, Township 8, and Range 5, Union Township, Belmont County,
Ohio, which is approximately the East line of a 64.5 Acre tract belong-
ing to the undersigned, John Shepherd, thence Westerly to the West line
of the John Shepherd Tract being the old part of the National Highway
that was abandoned and being a strip of land approximately 2,500 feet in
length. This Section of Highway was the old National Road and has been
turned back by the State to the County of Belmont and the undersigned
John Shepherd is the only person interested in said road.

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Dated this *11th* day of *May* A. D. 19*51*

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
<i>John Shepherd</i>	<i>J. W. Devine</i>	
<i>Walton Skaggs</i>	<i>Lizzie Devine</i>	
<i>George J. Manersberger</i>	<i>Harrold E. Meyers</i>	
<i>C. M. Wilson</i>	<i>Keith Shepherd</i>	
<i>J. A. Barr</i>	<i>C. A. Latham</i>	
<i>John S. Moore</i>	<i>E. M. Wilson</i>	
<i>Delora H. Moore</i>		
<i>C. A. Taylor</i>		
<i>Lura Taylor</i>		
<i>Virginia Shepherd</i>		

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, July 23 1951

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Reasbeck, Hardesty, and Furbee Commissioners, and Geneva Beck (Clerk), John Shepherd and Secretary of the Board, and it appearing that John Shepherd and others, have filed a petition in the office of the Commissioners of the County, on the 11th day of May 1951 for the Vacation of Old National Road #40 at Morristown of a public road, along the following route, to-wit: Beginning

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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 Shepherd has filed herein a bond as required by law. It is ordered that the 13th day of August 1951, at 2:00 o'clock P.M., be fixed as a date to view the same, at which date they will meet at The beginning Point and go over the route of said proposed road.

They also fixed the 4th day of September 1951, at 11:30 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 St. Clairsville Gazette a newspaper published and having a general circulation in the County of Belmont.

Attest:

Geneva Beck (Clerk)County BelmontReasbeckHardestyFurbee

Commissioners of Belmont County.

Note:
Hearing Had Vacation Granted September 4, 1951
Commissioners Journal Vol. 34 Pg. 201 *Hardesty & Furbee*

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

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

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St. Clairsville, Ohio, September 7 1955

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Furbee, West, and Salvador Commissioners and Geneva Beck Clerk, ~~and~~ and Secretary of the Board, and it appearing that in the matter of the Vacation of the public road, petitioned for by John Shepherd 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 Shepherd 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 13th day of August 1951, 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 ~~order~~ ^{order} dated 7th day of Sept. 1956, 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~~, and also recommend any changes in the improvement, which in his judgment, should be made.

Attest:

Geneva BeckCounty ~~_____~~
(Clerk)WestFurbeeSalvador

Commissioners.

SURVEYOR'S REPORT ON ROAD

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio:

St. Clairsville, Ohio, May 4 1956

Pursuant to your order dated September 7 1955, I make my report to you as follows, in the matter of the Vacation of the public road petitioned for by John Shepherd and others. Vacation should be granted

1. My opinion is that the ~~_____~~
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

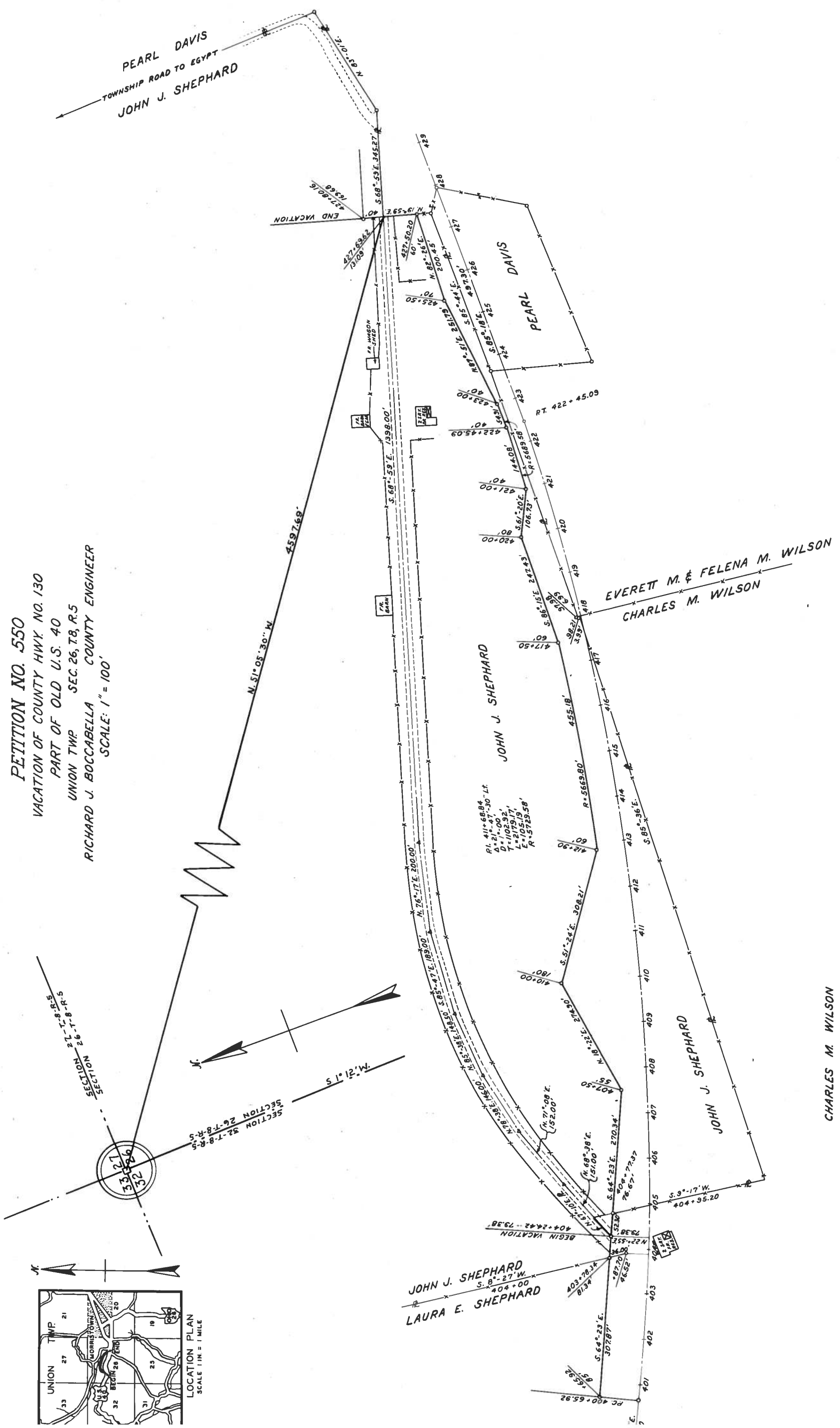
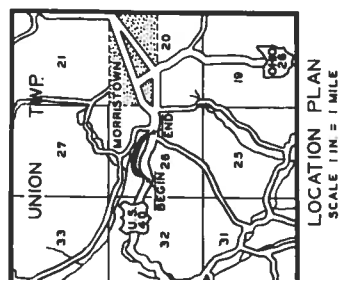
AMOUNT
(Written Out)AMOUNT
(In Figures)See Attach Plan

My plat and survey is also attached hereto.

Respectfully submitted,

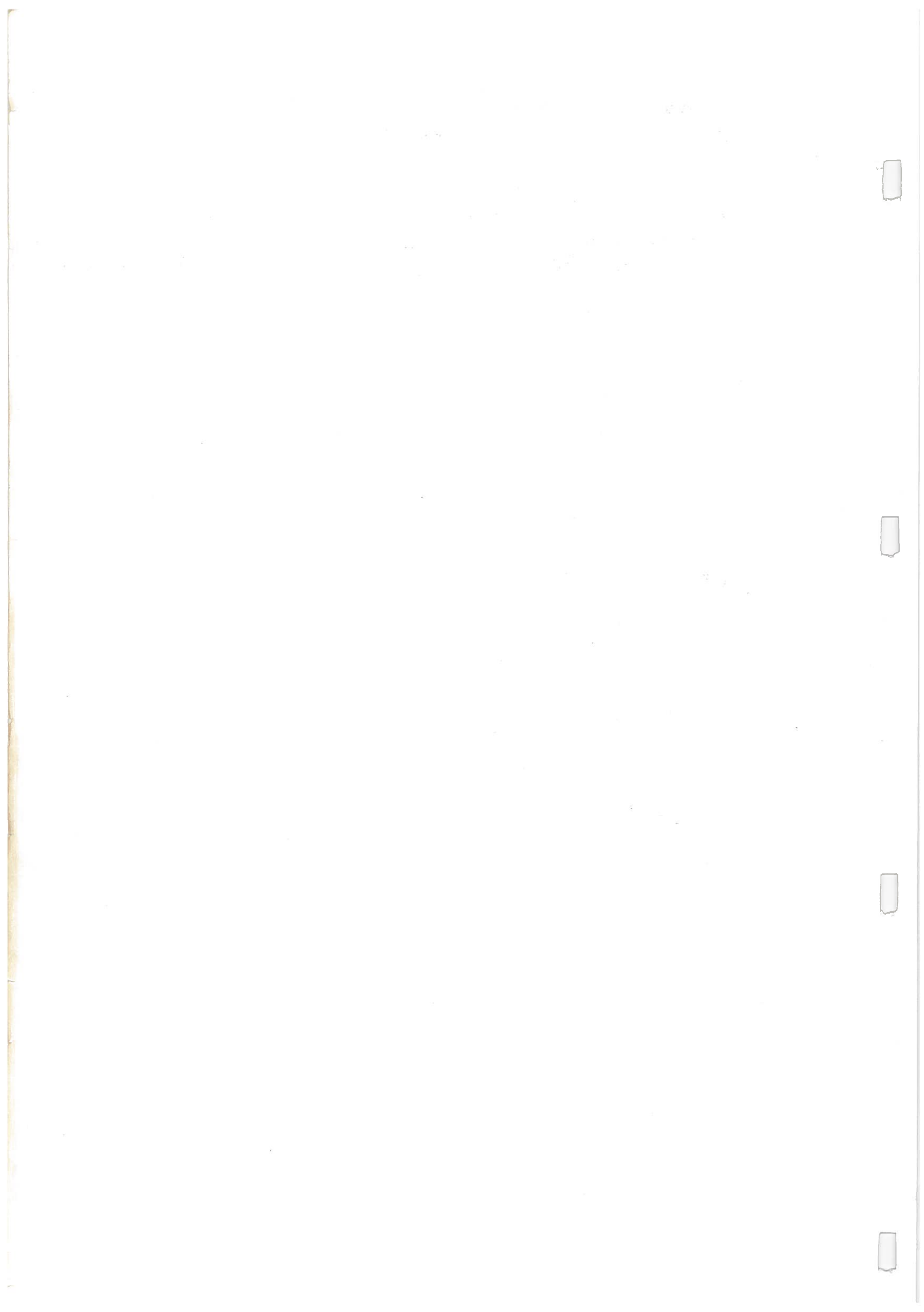


PETITION NO. 550
 VACATION OF COUNTY HWY. NO. 130
 PART OF OLD U.S. 40
 UNION TWP SEC. 26, T8, R.5
 RICHARD J. BOCCABELLA COUNTY ENGINEER
 SCALE: 1" = 100'



APPROVED BY
 Co. Engineer Richard J. Boccabella
 Co. Comm. James J. Wilson
 Co. Comm. John J. Wilson
 Co. Comm. Charles M. Wilson
 This 4th day of June 1956

CHARLES M. WILSON



Plat of the ^{#40} *Vacation of old Natl. Rd.* of a public road in *Union* Township.
Range *5* Township *8* Section *26*

St. Clairsville, Ohio, *May 4* 19*56*

The Board of Commissioners of Belmont County, Ohio, met this day in *Regular* session,
present *Salvador*, *Furbee*, and *West* Commissioners
and *Geneva Beck (Clerk)*, ~~County Clerk~~ and Secretary of the Board, and it appearing that
in the matter of the *Vacation* of the public road petitioned for by *John Shepberd*
and others, the same came on to be heard for final hearing in the matter of granting
said improvement, on this *4th* day of *May* 19*56*, 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 *4th* day of *June* 19*56*, at *11:00* o'clock *A* M., is fixed as the date for
hearing ^{Final} 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:

Geneva Beck
County ~~Clerk~~
(Clerk)

Salvador
Furbee
West
Commissioners.

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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, June 4, 1956

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Salvador Furbee, and West Commissioners and Geneva Beck (Clerk) and Secretary of the Board, and it appearing that in the matter of the Vacation of the public road, Improvement No. 550 petitioned for by John Shepherd 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	\$.....
NONE	Compensation	\$ NONE	Damages	\$ NONE
.....	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.

Waiver of Compensation & Damages, John Shepherd

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 futher 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 Vacation Granted Commissioners Journal Vol. 37 Page 15

Attest: Salvador Furbee

