

ROAD PETITION

For the Vacation of a Portion of a Road in Somerset Township,
Improvement No. 580 Petitioned for by Paul B. Poulton 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 East end of Zanesville Street and the East side of Robert Gallagher original Plot of Temperanceville, Belmont County Record of Deeds, Vol-26 page 366. Being a part of Sec. 33, Range 6, Township 7, Somerset Township, Belmont County, Ohio. Thence in an easterly direction through the lands of Viola Carpenter and Joseph and William Gallagher to the prest Township Road.

Commissioners Journal-Vol-36 Page 120

Dated this day of A. D. 19

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
Paul B Poulton	Ralph J Carpenter	
Patrick McCort	Viola Carpenter	
Gilmore Stephens	E. J. Pfeffer	
Oather Hayes	Tim Starr	
John Null	C. E. Poulton	
Walter Pickens	Joseph McCort.	
Everett Clift		
Mary D Amos		

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, OCT. 27, 1954

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Furbee, and West Commissioners, and Geneva Beck (Clerk), Auditor and Secretary of the Board, and it appearing that Paul B Poulton and others, have filed a petition in the office of the Commissioners of the County, on the 27 day of October 1954 for the Vacation of a public road, along the following route, to-wit: Beginning See preceeding page

the same was this day considered by the Commissioners, and it appearing that said petition is regular and in corformity to law, and that the said Paul B Poulton has filed herein a bond as required by law. It is ordered that the 22 day of November 1954, at 3:00 o'clock P.M., be fixed as a date to view the same, at which date they will meet at Commencing Point and go over the route of said proposed road.

They also fixed the 29 day of November 1954, 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 Times-Leader, Martins-Ferry newspaper published and having a general circulation in the County of Belmont.

Attest:

County Auditor.

Furbee
West

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. 22 1954

The Board of Commissioners of Belmont County, Ohio, met this day in _____ session, present Furbec, _____, and West Commissioners and _____, Auditor and Secretary of the Board, and it appearing that in the matter of the Vacation of the public road, petitioned for by Paul B. Poultan 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 Paul B. Poultan 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 22 day of November 1954, 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 13 day of December 1954, 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:

FurbecWest

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, Dec. 1, 1954

Pursuant to your order dated Nov. 22 1954, I make my report to you as follows, in the matter of the Vacation of the public road petitioned for by Paul B. Poultan 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. Road Has NOT been used for the past 30 yrs.
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)

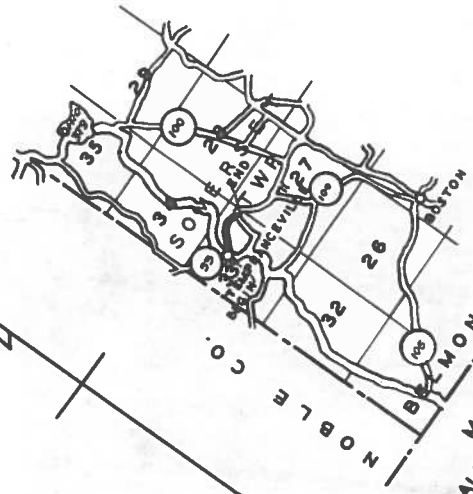
(See Plat)

Commissioners Journal R Vol-36 page 144-154

My plat and survey is also attached hereto.

Respectfully submitted,

N

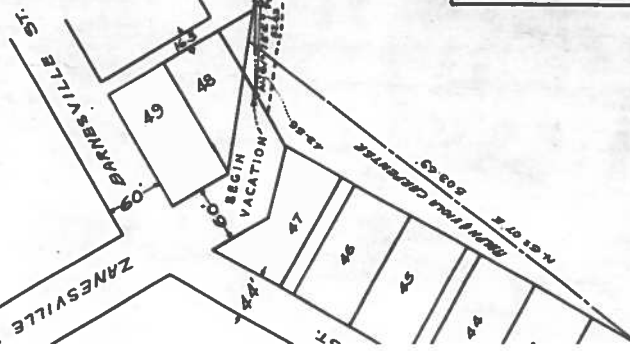


JOSEPH & WILFRED GALLAGHER

JOSEPH & WILFRED GALLAGHER

PAUL B. SPOULTON ROAD
PETITIONED FOR PERMANENT VACATION
SOMERSET TWP., SEC. 33, R. 6, TWP. 7
SCALE 1"=100', PETITION NO. 580
LENGTH 2278.81= 0.43 MILE
BELMONT COUNTY, OHIO NOTE BOOK 265

APPROVED BY
CO. ENGINEER *C. J. Zimmerman*
CO. COMM. *W. B. Hest*
CO. COMM. *James H. Hest*
CO. COMM. *John C. Smith*
THIS 12th DAY OF January 1958



STONE AT N.E. COR. SEC. 33 BEARS N. 57° 21' 10" E 2804.17'

STONE AT N.E. COR. SEC. 33 BEARS N. 26° 19' E 582.18'

END VACATION

PREEXISTING ROAD

Plat of the Vacation of a public road in Somerset Township.
 Range 6 Township 7 Section 33

St. Clairsville, Ohio, Dec. 13 1959

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session,
 present Furbee, and West Commissioners
 and Geneva Beck Clerk, Auditor and Secretary of the Board, and it appearing that
 in the matter of the Vacation of the public road petitioned for by
Paul B. Poulton and others, the same came on to be heard for final hearing in the matter of granting
 said improvement, on this _____ day of _____ 19____, 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 5 day of January 1955, at 11:00 o'clock A 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:

 County Auditor

Furbee
West

 Commissioners.

Commissioners Journal Vol-36 page 168

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, Jan 5, 1954

The Board of Commissioners of Belmont County, Ohio, met this day in session, present Salvador Furbie, and West Commissioners and Geneva Beck (Clerk), Auditor and Secretary of the Board, and it appearing that in the matter of the Vacation of the public road, Improvement No. 580 petitioned for by Paul B. Poulton 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	\$
NONE	Compensation	\$	1	Damages	\$
	Compensation	\$	6	Damages	\$
	Compensation	\$	1	Damages	\$
	Compensation	\$	1	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:

Commissioners Journal Vol-36 Page 167
" " " " " 203

be That Said Vacation be Granted

Attest:

Furbie
West

