

### ROAD PETITION

For the Vacation of a Part of Cunard Rd. <sup>Twp.</sup> a Road in Wheeling Township,  
 Improvement No. 588 Petitioned for by The Pittsburgh Consolidation Coal Co. 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 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 a point in the center line of Township Road No. 388 (Cunard Road), said point being at or near the Northeast corner of what is now or formerly known as the Walls farm, said point being referenced as being located about 1020 feet East of the West Boundary of Section 3 and about 1952 feet North of the South Boundary of Section 3, Wheeling Township (T.8), Range 5; thence following Township Road No. 388 (Cunard Road) in a Northeasterly direction about 390 feet; thence in an Easterly direction about 470 feet to the intersection of Township Road No. 388 (Cunard Road) with Township Road No. 391 (Rice Road) leading to State Highway No. 149, said point being referenced as being about 1812 feet East of the West Boundary of Section 3 and about 2150 feet North of the South Boundary of Section 3; thence along Township Road No. 388 (Cunard Road) in a Southerly direction about 130 feet; thence in a Southeasterly direction about 1135 feet; thence in a Southerly direction about 363 feet to a point at the intersection of Township Road No. 388 (Cunard Road) with Township Road No. 389 (Zeyer Road); thence continuing in a Southerly direction about 298 feet; thence in a Southeasterly direction about 672 feet; thence in a Southwesterly direction (Crossing into Section 2 at about 35 feet) about 715 feet; thence in a Southeasterly direction about 580 feet; thence in a Southerly direction about 1650 feet; thence in a Southwesterly direction about 426 feet to center of road bridge over Crabapple Creek; thence continuing in a Southwesterly direction about 526 feet; thence in a Southerly direction about 116 feet to the South Boundary of what is known as the John L. Cunard farm; thence continuing in a Southerly direction about 910 feet to the intersection of Township Road No. 388 (Cunard Road) with State Highway No. 331, the terminus of herein petitioned for vacation, said point being about 2200 feet East of the West Boundary of ~~the~~ Section 2 and about 720 feet North of the South Boundary of Section 2, Township 9, Range 5, having a length of 8381 feet or 1.85 miles more or less.

*Commissioners Journal Vol. 37 Pg. 34 & 35*

Dated this 8<sup>th</sup> day of June A. D. 1956

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
<i>The Pittsburgh Consolidation Coal Co.</i>	<i>J. E. Campbell</i>	
<i>By Russell McHugh, Agent</i>	<i>Chas. F. Campbell</i>	
<i>Joseph C. Abel</i>	<i>Forrest Nolan</i>	
<i>Henry Jay White</i>		
<i>Eugene Zollars</i>		
<i>Samuel J. Bill</i>		
<i>R. C. Barger</i>		
<i>Norval Edwards</i>		
<i>Willis J. Binns</i>		
<i>T. A. Huest</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 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, June 20 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 The Pittsburgh Consolidation Coal Co. and others, have filed a petition in the office of the Commissioners of the County, on the 20th day of June 1956 for the vacation of a Part of Township Road No. 388 (Cunard Road) of a public road, along the following route, to-wit: Beginning

See preceding Page  
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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 Pittsburgh Consolidation Coal Co. et al has filed herein a bond as required by law. It is ordered that the 11th day of July 1956, 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 18th day of July 1956, 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 Times-Leader, Martins Ferry, Ohio a newspaper published and having a general circulation in the County of Belmont.

Attest:  
Geneva Beck County Clerk (Clerk)  
Salvador 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, July 18, 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), ~~Secretary~~ and Secretary of the Board, and it appearing that in the matter of the Vacation of a part of the Cunard Rd. a public road, petitioned for by The Pittsburgh Consolidation Coal Co. 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 The Pittsburgh Consolidation Coal Co. and others, in the Times-Leader, Martins Ferry, Ohio, a newspaper of general circulation in said county required by law, and the former orders of this Board, the Commissioners on this 11<sup>th</sup> day of July 1956, 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 1st day of August 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 Beck

County ~~Belmont~~  
(Clerk)

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Salvador

Furbee

West

Commissioners.

**SURVEYOR'S REPORT ON ROAD**

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio:

St. Clairsville, Ohio, July 24, 1956

Pursuant to your order dated July 18, 1956, I make my report to you as follows, in the matter of the Vacation of a part of Cunard Rd. a public road petitioned for by The Pittsburgh Consolidation Coal Co. and others. vacation should be granted

1. My opinion is that the ~~road should be vacated~~

~~road should be vacated~~

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 attached Plat

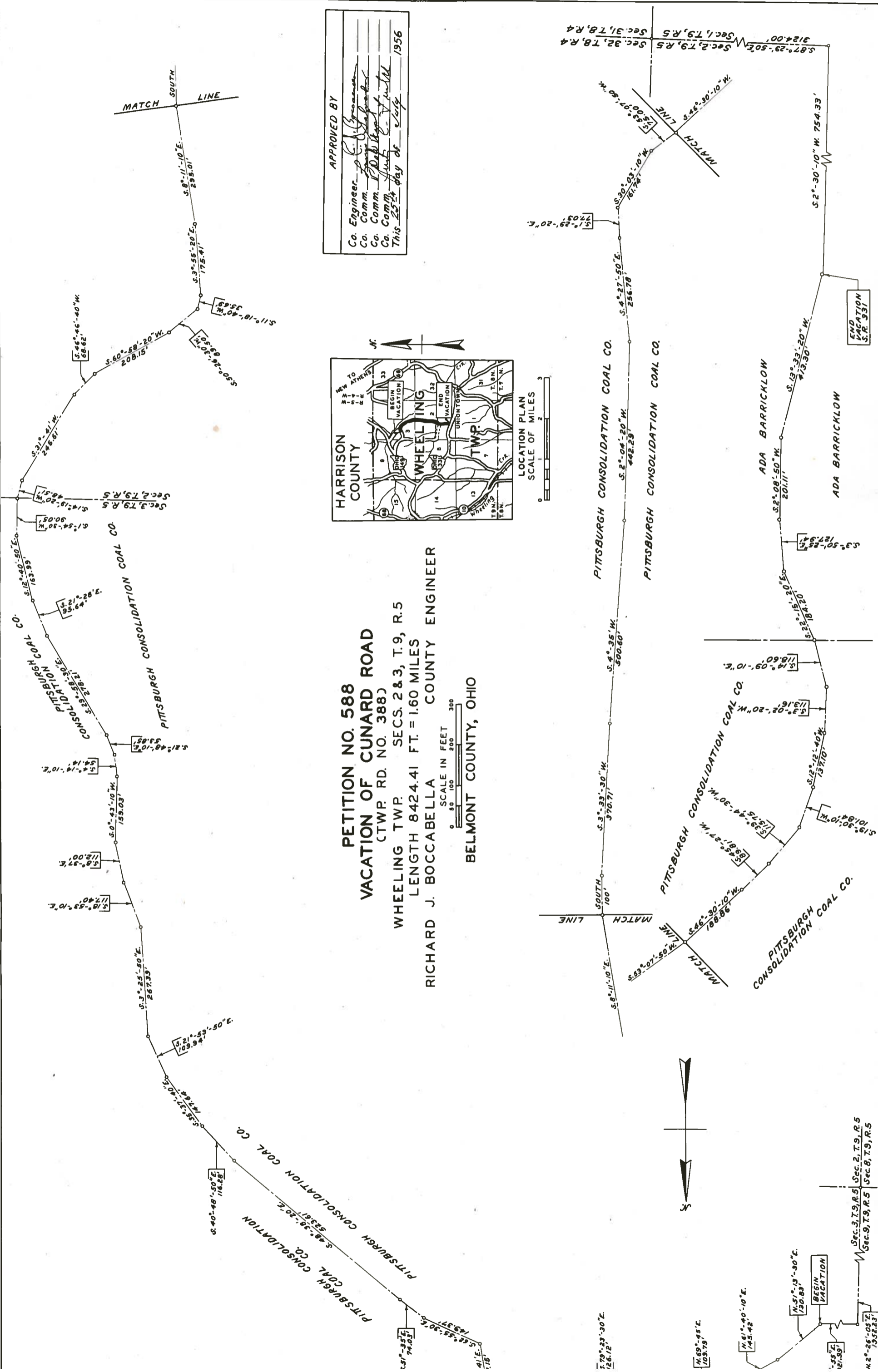
Commissioners Journals Vol. 37 Pg. 64

My plat and survey is also attached hereto.

Respectfully submitted, mn







APPROVED BY

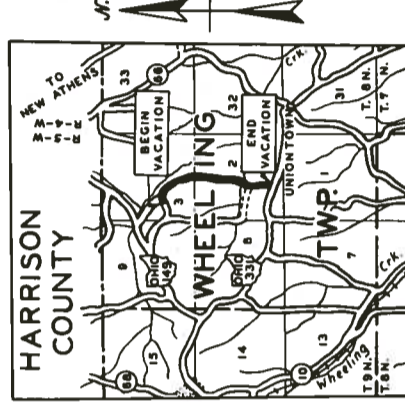
Co. Engineer *[Signature]*

Co. Comm. *[Signature]*

Co. Comm. *[Signature]*

Co. Comm. *[Signature]*

This 25th day of July 1956



PETITION NO. 588

VACATION OF CUNARD ROAD

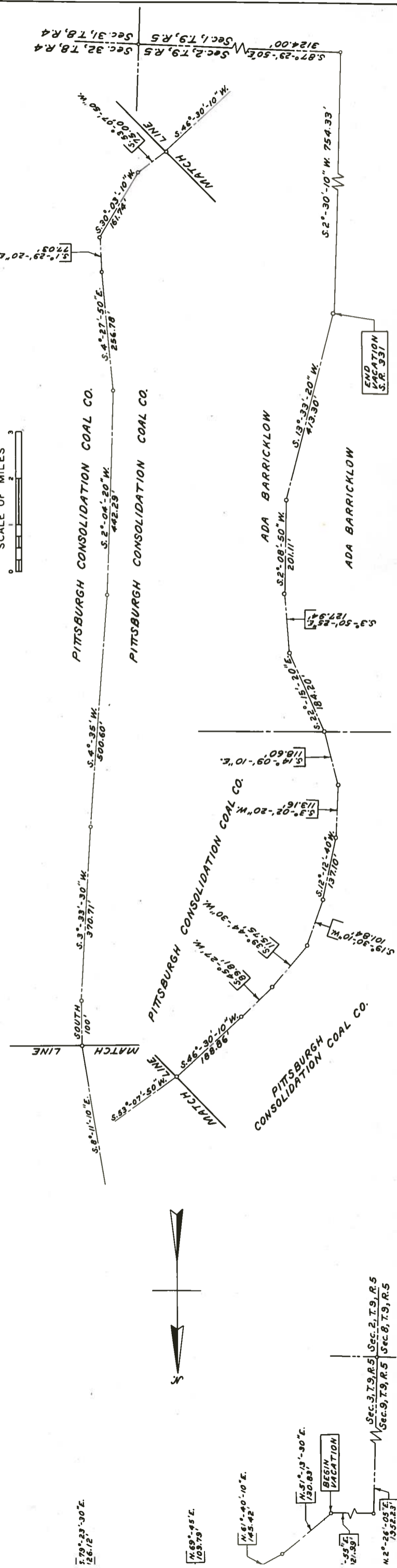
(TWP. RD. NO. 388)

WHEELING TWP. SECS. 2 & 3, T. 9, R. 5

LENGTH 8424.41 FT. = 1.60 MILES

RICHARD J. BOCCABELLA COUNTY ENGINEER

BELMONT COUNTY, OHIO







Plat of the *Vacation of a part of the* <sup>*Cunard Rd.,*</sup> ~~or~~ a public road in *Wheeling* Township.  
Range *5* Township *9* Sections *2 & 3*

St. Clairsville, Ohio, *July 25,* 19*56*

The Board of Commissioners of Belmont County, Ohio, met this day in *Regular* session,  
present *West*, *Salvador*, and *Furbee* Commissioners  
and *Geneva Beck (Clerk)*, ~~Secretary~~ and Secretary of the Board, and it appearing that  
in the matter of the *Vacation of a part of the Cunard Rd.* <sup>*a*</sup> ~~the~~ public road petitioned for by *The Pittsburgh*  
*Consolidation Coal Co.* and others, the same came on to be heard for final hearing in the matter of granting  
said improvement, on this *25<sup>th</sup>* day of *July* 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 *1<sup>st</sup>* day of *August* 19*56*, 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:  
*Geneva Beck*  
County ~~\_\_\_\_\_~~  
*(Clerk)*

*West*  
*Salvador*  
*Furbee*  
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 ....., 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.

Commissioners Journal Vol. 37 Pg. 69

St. Clairsville, Ohio, August 1, 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 a part of the Cunard Rd. public road, Improvement No. 588 petitioned for by The Pittsburgh Consolidation Coal Co. 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	\$.....
.....	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....

NONE

NONE

NONE

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.

.....  
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.....  
.....  
.....  
.....  
.....

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:

be That said Road be ordered to Record & Close August 20, 1956

Attest: Geneva Beck

Salvador Furber

*[Faint, illegible text covering the majority of the page, likely bleed-through from the reverse side.]*

