

ROAD PETITION

For the *Vacation of Parts of Old S.R. #7* of a Road in *Pease & Pultney* Township,^sImprovement No. *614* Petitioned for by _____ 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 Parts of Old S.R. #7* 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* *Mr. Farbee moved the adoption of the following Resolution:*

WHEREAS, by resolution of this Board adopted February 18, 1952, relative to relocation and improvement of State Route #7 between Bridgeport and Bellaire, this Board agreed to vacate as a public highway any public highway no longer needed for highway purposes within the limits of the new construction project, and also all dedicated streets and alleys in West Wheeling now within the boundaries of the Baltimore & Ohio and Pennsylvania Railroad rights-of-way, as said rights-of-way have been relocated in connection with the relocation and improvement of said portion of said State Highway #7 and not now necessary for access to said State Route #7; and

WHEREAS, the relocation and improvement of said portion of State Highway #7 has been completed; and

WHEREAS, this Board is of the opinion that it will be for the public convenience or welfare to vacate all those portions of Old State Route #7 not within the boundaries of the relocation of said portion of State Route #7 and also said above described streets and Alleys.

Commissioners Journal Vol. 38 Pg. 96

Dated this *19th* day of *November* A. D. 19*58*

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
<i>B. & O. Railroad</i> <i>Pennsylvania Railroad</i> <i>State Highway Dept.</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, November 19 1958

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Dorsey, Furbee, and Salvador Commissioners, and Geneva Beck (Clerk), ██████████ and Secretary of the Board, and it appearing that ██████████ and others, have filed a petition in the office of the Commissioners of the County, on the 19th day of November 1958 for the Vacation of a part of S.R. #7 a public road, along the following route, to-wit: Beginning

See Preceding Page
Commissioners Journal Vol. 83 Pg. 96

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 ██████████ has filed herein a bond as required by law. It is ordered that the 17th day of December 1958, at 2:00 o'clock P.M., be fixed as a date to view the same, at which date they will meet at Beginning Point and go over the route of said proposed road.

They also fixed the 22nd day of December 1958, 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 BeckCounty ██████████

Clerk

DorseyFurbeeSalvador

Commissioners of Belmont County.

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

St. Clairsville, Ohio, December 17, 1958

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session,
present Dorsey, Purbee, and Salvador Commissioners
and Geneva Beck (Clerk), [REDACTED] and Secretary of the Board, and it appearing that
in the matter of the Vacation of a Part of S.R. #7 the public road, petitioned for by B. & O. Railroad
[REDACTED] 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 B. & O. Railroad
[REDACTED] 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
17th day of December 1958, 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 22nd day of December 1958, 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:

Geneva Beck

County [REDACTED]
Clerk

Dorsey

Farbee

Salvador

Commissioners.

SURVEYOR'S REPORT ON ROAD

Commissioners Journal Vol. 38 Pg. 119 & 120

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio:

St. Clairsville, Ohio, December 22 1958

Pursuant to your order dated _____ 19_____, I make my report to you as follows, in the matter of the Vacation of Parts of Old S.R. 7 of the public road petitioned for by _____ and others. It should be granted

1. My opinion is that the Vacation should be

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 Plans.

My plat and survey is also attached hereto.

Respectfully submitted,

SEC. 25
SEC. 26
SEC. 20
SEC. 19

N. 03° 45' E.

SECTION LINE

CORPORATION LINE
N. 60° 02' W.

STATE R/W

STATE R/W

NEW STATE ROUTE No. 7

OLD STATE ROUTE No. 7

44 45 46 47 48 49 50 51 52 53 54 55 56 57

N. 17° 44' 57" E.

N. 14° 04' E.

N. 14° 04' E.

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MATCH LINE SHEET #3 STA. 74+00

STATE R/W

STATE R/W

OLD STATE ROUTE No. 7

NEW STATE ROUTE No. 7

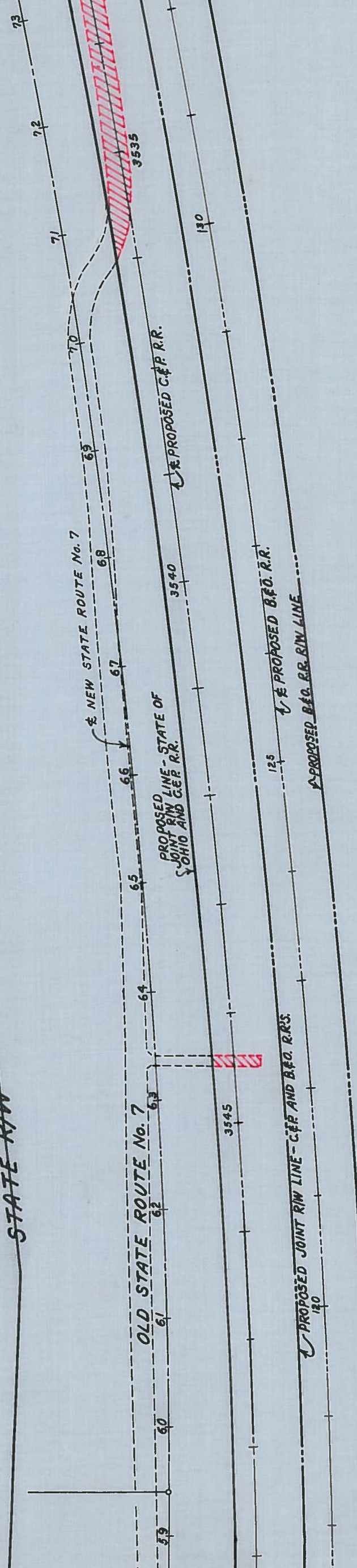
PROPOSED LINE - STATE OF OHIO AND C&P R.R.


PROPOSED C&P R.R.

PROPOSED B&O R.R.

PROPOSED B&O R.R. R/W LINE

PROPOSED JOINT R/W LINE - C&P AND B&O R.R.S.



VACATION - 

VACATION PART OF OLD STATE ROUTE No. 7



MATCH LINE SHEET #4 STA. 90+00

STATE R/W

N. 1°-03' W.

STATE R/W

RT 76 + 9015

NEW STATE ROUTE No. 7

PROPOSED
JOINT R/W LINE-STATE
OF OHIO & C. & P. R.R.

N. 2°-14' W.

PROPOSED C. & P. R.R.

JOINT R/W LINE C. & P. AND B. & O. R.R.S-PROPOSED

PROPOSED B. & O. R.R.

PROPOSED B. & O.
R.R. R/W LINE

N. 1°-31' -30" W.

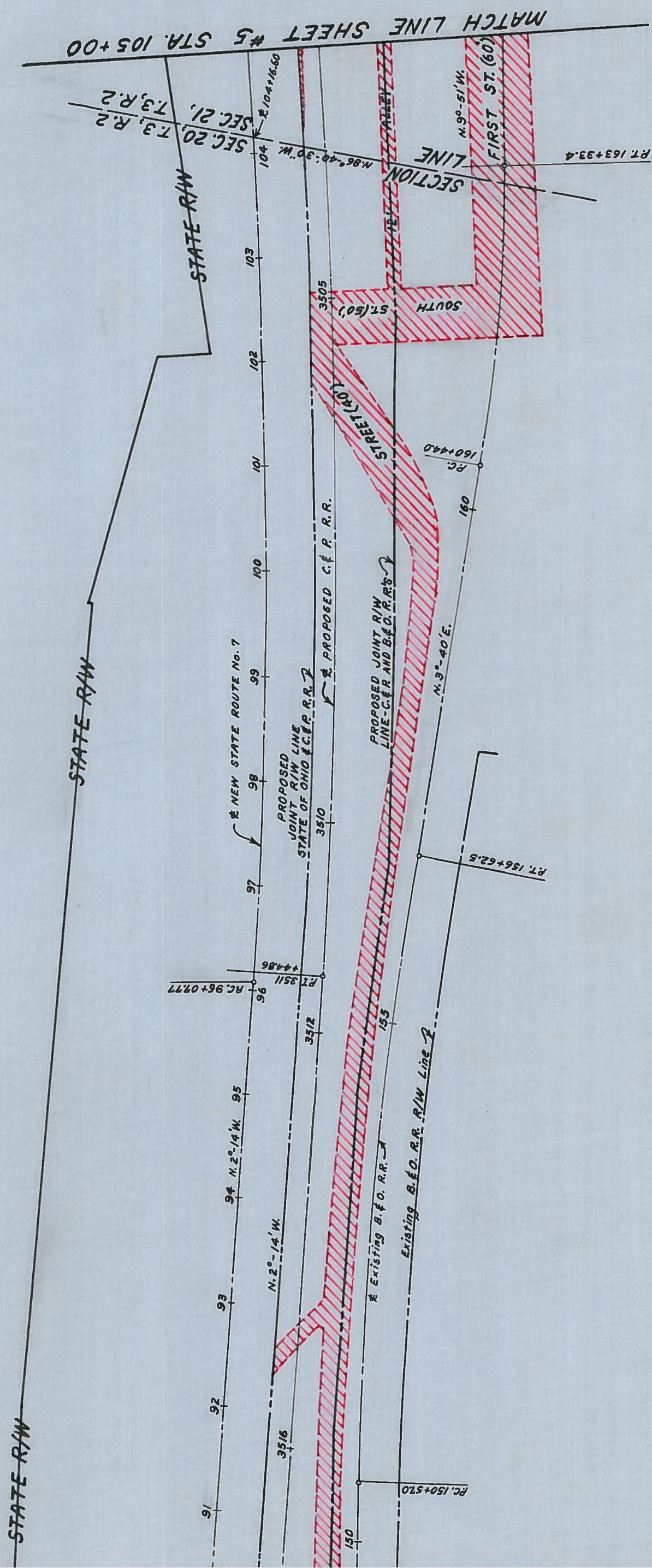
EXISTING B. & O. R.R. R/W

VACATION -

VACATION PART OF OLD STATE ROUTE No. 7

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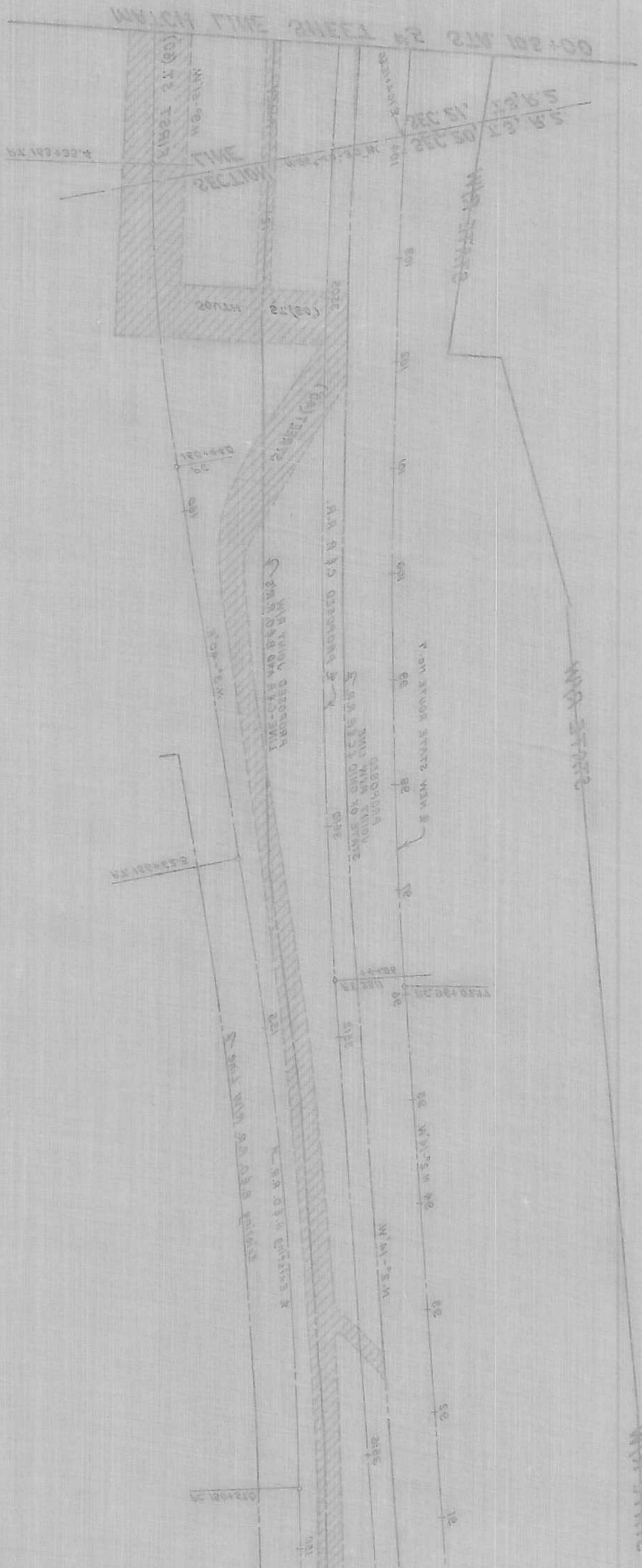


VACATION PART OF OLD STATE ROUTE No. 7



SECTION 15, T29N, R10E, S10E

SECTION 15, T29N, R10E, S10E





MATCH LINE SHEET #6 STA. 120+00

STATE R/W

N. 16°-45' W.

PEASE TWP
PULTNEY TWP

NEW STATE ROUTE No. 7

STATE R/W

N. 16°-45' W.

NEW STATE ROUTE No. 7

PROPOSED JOINT R/W LINE
STATE OF OHIO & C. & P. R.R.

PROPOSED JOINT R/W R.R'S.
LINE - C. & P. AND B. & O. R.R'S.

PROPOSED C. & P. R.R.

T. 3, R. 2 N. 1°-56' E.

EXISTING B. & O. R.R.

EXISTING B. & O. R/W

ST. 177+33.0

ST. 175

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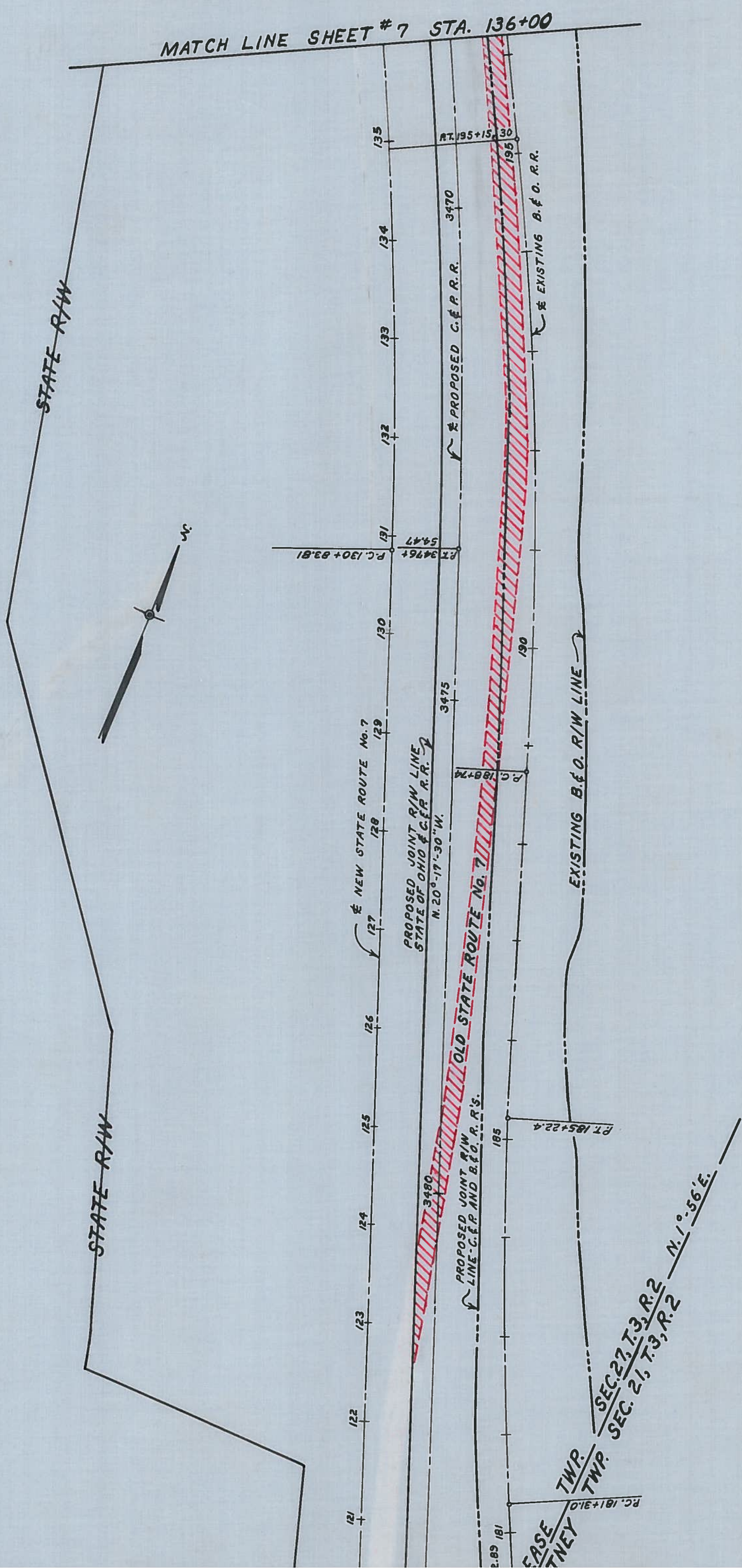
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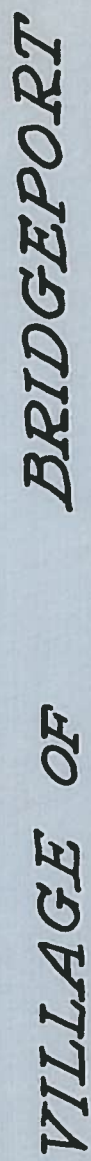
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VACATION PART OF OLD STATE ROUTE No. 7

Plat of the Vacation of Parts of Old S.R. #7 a public road in Pease & Pultney Township S
 Range 2 Township 3 Section 19 & 20 & 21 Pease Pultney

St. Clairsville, Ohio, December 22 1958

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session,
 present Dorsey, Salvador, and Furbee Commissioners
 and Geneva Beck (Clerk), County Clerk and Secretary of the Board, and it appearing that
 in the matter of the Vacation of a Part of S.R. #7 the public road petitioned for by
 _____ and others, the same came on to be heard for final hearing in the matter of granting
 said improvement, on this 22nd day of December 1958, 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 31st day of December 1958, 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

Dorsey
Salvador
Furbee
 Commissioners.

Commissioners Journal Vol. 38 Pg. 119-120

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. 38 Pg. 127

St. Clairsville, Ohio, December 31 1958

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Dorsey, Salvador, and Furbee Commissioners and Geneva Beck (Clerk), and Secretary of the Board, and it appearing that in the matter of the Vacation as a Part of Old S.R. # 7 of the public road, Improvement No. 614 petitioned for by 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	\$

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. 38 Pg. 136
Order to Record & Close Jan. 12, 1959
10 days elapsed
Furbee, Dorsey & Salvador

be

Attest: Geneva Beck Dorsey Salvador

290
Vacation & Relocation
by Mead Township Trustees
under Section 5571.011 Ohio Code

JOSEPH S. TRUAX
Clerk of Mead Township
Shadyside, Ohio

Record of Proceedings--Dec. 22, 1958

Meeting called to order by Chairman McMillen.

Roll call: Yeas: McFadden, McMillen and Whitlatch.

A petition from John Futhey requesting permission to relocate a portion of road through Futhey property Section 31 T2 R2 Mead Township. Also a map of proposed change by Surveyors Stegman and Schellhase was presented.

Moved by Whitlatch, seconded by McFadden, The petition be accepted and the Clerk have legal notice published as to the date of hearing. Yeas: McFadden, McMillen and Whitlatch.

Joseph Truax
Clerk
Joseph Truax

(Seal)

STEGMAN & SCHELLHASE, Inc.
Civil and Mining Engineers and Surveyors
Board of Trade Building
Phone Cedar 2-8080
Wheeling, West Virginia
December 30, 1958

TO WHOM IT MAY CONCERN:

I, N. James Schellhase, a Registered Professional Engineer and Surveyor, hereby certify that I have prepared certain maps portraying the abandonment of a section of road in Belmont County and a proposed new alignment or relocation to replace the said abandoned road. The principal reason for making such change is to improve the grade and alignment of said road.

Signed N. James Schellhase
N. James Schellhase, P.E.
Ohio Registered Professional
Engineer No. 18013
Ohio Registered Surveyor No. 4108
(Seal)

LEGAL NOTICE

A public hearing will be held at the office of the Mead Township Trustees at Shadyside, Ohio, Wednesday, Jan. 21, 1959 at 6 P.M. upon a petition to relocate a portion of road in Broadview Acres.

Description of the requested relocation:

Beginning at Center Line of Station 36+24.14, as shown and designated on the map titled "Petition No. 546 Establishment of the Walter S. McGuire Road, in Section 31, Township 2, Range 2, Mead Township, for a 40' Right of Way"; thence from said beginning point, and with center line of new proposed road, and the following eleven (11) courses and distances: S. 30 deg. 31' W. 30 and 12/100 feet to a point; thence with a curve to the left having a radius of 566 and 82/100 feet for an arc distance of 96 and 13/100 feet, the chord bearing and distance for said arc being S. 25 deg. 39' 30" W. 95 and 67/100 feet to a point; thence S. 20 deg. 48' W. 129 and 75/100 feet to a point; thence S. 16 deg. 37' W. 50 feet to a point; thence S. 12 deg. 43' W. 50 feet to a point; thence S. 06 deg. 39' W. 50 feet to a point; thence S. 01 deg. 50' W. 50 feet to a point; thence S. 02 deg. 16' E. 50 feet to a point; thence S. 05 deg. 53' E. 50 feet to a point; thence S. 08 deg. 01' E. 50 to a point; thence S. 09 deg. 23' E. 44 and 74/100 feet to a point where the above described new center line joins the center line of the old Township Road.

Joseph Truax
Clerk Mead Township

Published Jan. 6 - 1959

JOSEPH S. TRUAX
Clerk of Mead Township
Shadyside, Ohio

Jan. 21 - 1959

Record of Minutes Jan. 21 - 1959

Meeting called to order Chairman Whitlatch at 6 P.M.

Roll Calls Yeas McMillen, McFadden, Whitlatch.

Moved by Whitlatch, seconded by McFadden - That John Futhey be authorized to relocate the portion of road requested in his petition.

Yeas - McFadden, McMillen, Whitlatch.

Signed
Joseph Truax
Clerk Mead Twp.

(Seal)

STEGMAN & SCHELLHASE, Inc.
Civil and Mining Engineers and Surveyors
Board of Trade Building
Phone Cedar 2-8080
Wheeling, West Virginia

VACATION - Beginning at Center Line Station 36+24.14, as shown and designated on the map titled "Petition No. 546 Establishment of the Walter S. McGuire Road, in Section 31, Township 2, Range 2, Mead Township, for a 40' Right-of-way"; thence from said beginning point, and with lines of the said may, the following two (2) courses and distances, with a curve to the right having a radius of 286 and 48/100 feet for an arc distance of 142 and 5/10 feet to a point (Station 37+66.64); thence S. 56 deg. 01' W. (S. 54 deg. 30' 30" W. on said may) 71/100 of a foot to a point (Station 37+67.35).

S. 12 deg. 26" W. 50 and 1/100 feet to a point; thence S. 09 deg. 44' W. 50 feet to a point; thence S. 01 deg. 02' E. 50 feet to a point; thence S. 17 deg. 05' E. 50 feet to a point; thence S. 23 deg. 20' E. 50 feet to a point; thence S. 30 deg. 14' E. 109 and 96/100 feet to a point at the intersection of said center line with the center line of the new proposed road to be described below, replacing the old road described above.

LEGAL NOTICE

A public hearing will be held at the office of the Mead Township Trustees at Shadyside, Thursday, February 12, 1959 at 6:00 P.M. to vacate a portion of road in Broadview Acres.

Description of vacation:

Beginning at Center Line of Station 36/24.14, as shown and designated on the map titled "Petition No. 546 Establishment of the Walter S. McGuire Road in Section 31, Township 2, Range 2, Mead Township, for a 40' Right-of-way"; thence from said beginning point, and with lines of the said map, the following two (2) courses and distances, with a curve to the right having a radius of 286 and 48/100 feet for an arc distance of 142 and 5/10 feet to a point (Station 37/66.64); thence S. 56 deg. 01' W. (S. 54 deg. 30' 30" W. on said map) 71/100 of a foot to a point (Station 37/67.35); thence with a curve to the left having a radius of 179 and 5/100 feet for an arc distance of 134 and 38/100 feet to a point (Station 39/01.73) designated on said map as "End of Survey"; thence continuing with the center line of the present Township Road, the following seven (7) courses and distances: S. 13 deg. 01' W. 74 and 51/100 feet to a point; thence S. 12 deg. 26" W. 50 and 1/100 feet to a point; thence S. 09 deg. 44' W. 50 feet to a point; thence S. 01 deg. 02' E. 50 feet to a point; thence S. 17 deg. 05' E. 50 feet to a point; thence S. 23 deg. 20' E. 50 feet to a point; thence S. 30 deg. 14' E. 109 and 96/100 feet to a point at the intersection of said center line with the center line of the new proposed road to be described below, replacing the old road, described above.

Published Jan. 28, 1959

Joseph Truax

(Seal)

JOSEPH S. TRUAX
Clerk of Mead Township
Shadyside, Ohio

Minutes of meeting held February 12 - 1959

Meeting called to order by Chairman Whitlatch at 6 P.M.

Roll Call Yeas. McFadden, McMillen, Whitlatch

Moved by McFadden, seconded by McMillen That John Futhey be allowed to vacate so much of the old road as is rendered unnecessary by the new road on the Futhey Property.

Yeas: McFadden, McMillen, Whitlatch.

Signed

Joseph Truax
Clerk

(Seal)

— Map on Page 290-C —

The Board of Commissioners of Belmont County, Ohio, met this day in session,

present _____, and _____, 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, 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 _____

and others, in the _____, a newspaper of general circulation in said county required by law, and the former orders of this Board, the Commissioners on this

_____ day of _____, 19____, 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 _____ day of _____, 19____, 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 nor more than sixty feet, and also recommend any changes in the improvement, which in his

judgment, should be made.

Attest:

County Auditor.

Commissioners.

SURVEYOR'S REPORT ON ROAD

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio:

Pursuant to your order dated _____, 19____, I make my report to you as follows, in the

matter of the _____ of the public road petitioned for by _____ 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:

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)

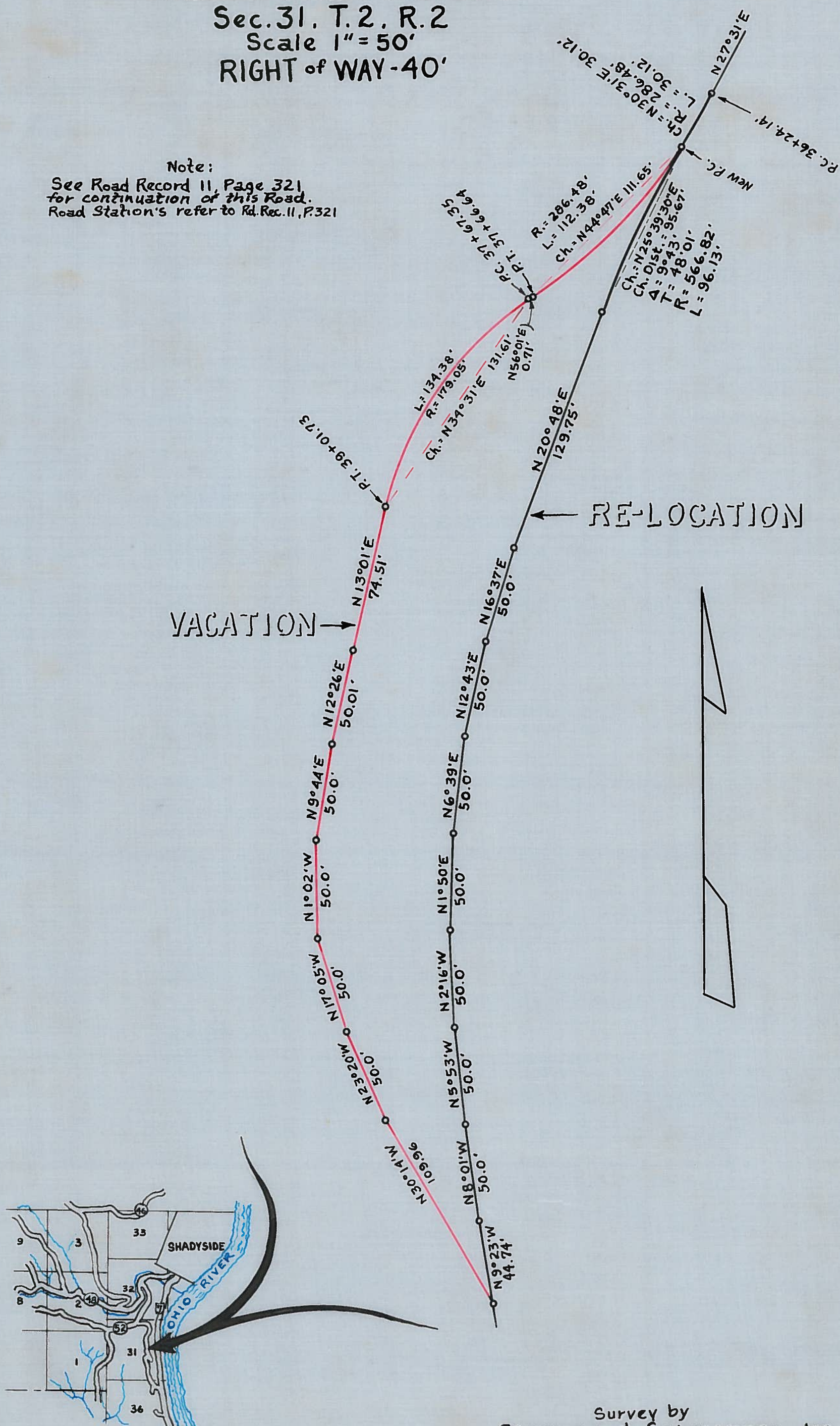
My plat and survey is also attached hereto.

Respectfully submitted,

County Surveyor.

VACATION and RE-LOCATION
BY TRUSTEES OF MEAD TOWNSHIP
Under Section 5571.011 Supplement to Ohio R.Code
THROUGH FUTHEY PROPERTY
Sec. 31, T. 2, R. 2
Scale 1" = 50'
RIGHT of WAY - 40'

Note:
See Road Record II, Page 321
for continuation of this Road.
Road Station's refer to Rd. Rec. II, P. 321



Notes:
See Road Record II, Page 351
for continuation of this Road.
Road Station's refer to Rd Rec II, 351.

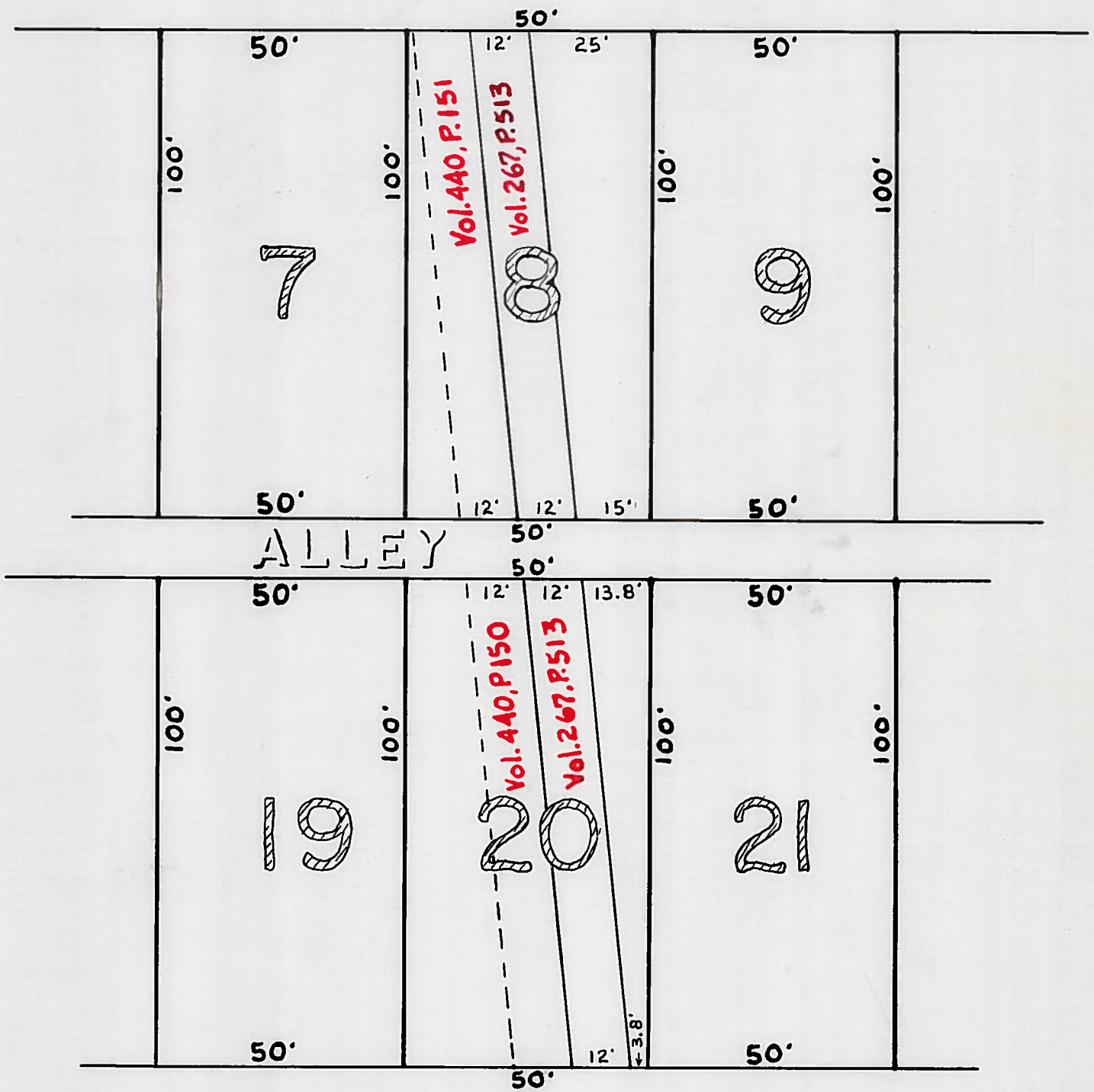
Barton
OPEN-DITCH EASEMENT & DEED

In December of 1917 the Trustees of Colerain Township purchased by deed for \$200.00 from Annie P. Barton a 12' strip through lots #8 & #20 in order to construct an open ditch. This is described and recorded in Vol. 267, Page 513 of the deed Records of Belmont County. Then in September of 1958 the County of Belmont purchased a 12' strip west of and adjacent to the trustees strip, by easement. Wm. Rethy et al. was paid \$75.00 for the easement through lot #8 and Mercy P. Cope et al. were paid \$25.00 for the easement through lot #20. These easements are recorded in Volume 440, Pages 150 & 151.

Co. Hwy. # 10

CENTER STREET

To Blaine →



FRONT STREET

Barlow
OPEN-DITCH EASEMENT & DEED

In December of 1917 the Trustees of Belmont Township purchased by deed for \$200.00 from Annie F. Barlow a 15' strip through lots 8 & 20 in order to construct an open ditch. This is described and recorded in Vol. 257, Page 213 of the deed records of Belmont County. Then in September of 1928 the County of Belmont purchased a 15' strip West of and adjacent to the trustees strip, by easement. Mr. Kelly et al. was paid \$75.00 for the easement through lot #8 and Mary F. Cole et al. were paid \$25.00 for the easement through lot #20. These easements are recorded in Volume 440, Pages 120 & 121.

