

### ROAD PETITION

For the Vacation of a Road in Flushing Township,  
Improvement No. 623 Petitioned for by Thomas E. Morris 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 a small cemetery East of Six Mile Run Road in Section 7, Township 10, Range 6, Flushing Township; thence in a generally Northeast direction through the lands of Cecil and Alberta Devine; thence through lands of R. C. Harris, and Little Joe Coal Company in sections 1 & 2, Township 10, Range 6, to County Road No. 72. Known as the Devine Road, Township Road No. T-365

Commissioners Journal Vol. 38 Pg. 496

Dated this 1st. day of April A. D. 1960

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
Thomas E. Morris Carl Hickinbottom Charles A. Dunlap Howard L. DeVine } T. Corbett } + L E E James A. Davis Arthur H. Whitaker Virgil F. Shipley W. T. Huff.	George D. Bethel Cecil Devine	

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, May 2 1960

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Salvador, Dorsey, and Furbee Commissioners, and Geneva Beck, Thomas E. Morris and Secretary of the Board, and it appearing that Thomas E. Morris and others, have filed a petition in the office of the Commissioners of the County, on the 2nd day of May 1960 for the Vacation of a

public road, along the following route, to-wit: Beginning

See preceding 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 Thomas E. Morris has filed herein a bond as required by law. It is ordered that the 25<sup>th</sup> day of May 1960, 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 6<sup>th</sup> day of June 1960, 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 The St. Clairsville Gazette a newspaper published and having a general circulation in the County of Belmont.

Attest:

Geneva Beck  
County             
Clerk

Salvador  
Furbee  
Dorsey  
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



Commissioners Journal Vol. 38 Pg-532

St. Clairsville, Ohio, May 25 1960

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Salvador, Furbee, and \_\_\_\_\_ Commissioners and Geneva Beck (Clerk), \_\_\_\_\_ and Secretary of the Board, and it appearing that in the matter of the Vacation of the public road, petitioned for by Thomas E. Morris 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 Thomas E. Morris and others, in the 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 25<sup>th</sup> day of May 1960, 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 \_\_\_\_\_ and also recommend any changes in the improvement, which in his judgment, should be made.

Attest:

\_\_\_\_\_  
Geneva Beck  
 County \_\_\_\_\_  
 Clerk

\_\_\_\_\_  
Salvador  
Furbee  
Dorsey  
 Commissioners.

order To Engineer June 6, 1960  
 Commissioners Journal Vol. 38 Pg. 540

**SURVEYOR'S REPORT ON ROAD**

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio:

St. Clairsville, Ohio, July 13 1960

Pursuant to your order dated June 6 1960, I make my report to you as follows, in the matter of the Vacation of the public road petitioned for by Thomas E. Morris and others.

1. My opinion is That \_\_\_\_\_ Vacation should be granted

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)
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See Attached Plan

Commissioners Journal Vol. 39 Pg. 1

My plat and survey is also attached hereto.

Respectfully submitted





*Description*

Beginning said Vacation at Station #7 from which Sta. the center of Sec. 7, T.10, R.6 bears S. 82°13'W 1747.2' (bearing on center of Sec. 15 North and South), Station 00 of the Devine Road bears S. 43°55'E 500' from Center of Section No. 7.

Station from- to	Bearing	Dist.
00-1	N 40° 00' E	344.6
1-2	N 56° 00' E	148.4
2-3	N 74° 11' E	87.2
3-4	N 88° 15' E	573.7
4-5	N 83° 36' E	274.6
5-6	N 55° 07' E	40.0
6-7	N 28° 27' E	180.0

North West corner of Bonham & Pain Cemetery bears S. 61° 33' E. 15'

*Begin Vacation*

7-8	N 24° 34' E	192.8
8-9	N 37° 42' E	700.0
9-10	N 53° 43' E	147.7
10-11	N 74° 44' E	249.8
11-12	N 83° 05' E	724.8
cross Section line at + 74.9'		
12-13	N 68° 56' E	550.0
13-14	N 75° 07' E	372.9
14-15	N 30° 00' E	178.8
15-16	N 62° 59' E	81.6
16-17	S 84° 13' E	288.8
17-18	N 84° 27' E	73.4
18-19	N 62° 55' E	149.7
19-20	N 73° 15' E	280.0
20-21	N 47° 30' E	228.3
21-22	N 80° 32' E	110.0
to a point on half Sec. line		
22-23	S 82° 14' E	335.0
23-24	N 70° 00' E	79.6
24-25	N 49° 45' E	78.9
25-26	N 33° 49' E	172.9
26-27	N 41° 09' E	81.6
27-28	N 64° 23' E	159.8
28-29	N 83° 43' E	291.4
29-30	N 53° 00' E	123.9
30-31	N 34° 56' E	83.7
31-32	N 17° 41' E	88.6
32-33	N 2° 42' E	120.0
33-34	N 7° 27' E	92.4
to a point on Section line		
34-35	N 19° 42' E	80.0
35-36	N 20° 30' E	91.2
36-37	N 34° 00' E	109.7
37-38	N 41° 27' E	941.2

to a point on the Southern side of Co. Highway # 72 and the end of Vacation.

R.J. Boccabella, Co. Eng.

**PETITION NO. 623**

*Petitioned for by Thomas E. Morris - et al.*

**VACATION OF A PART OF THE DEVINE RD.**

**Township Road No. T-365**

Sections 1, 2 & 7, Township 10, Range 6, Flushing Twp.

**BELMONT COUNTY, OHIO**

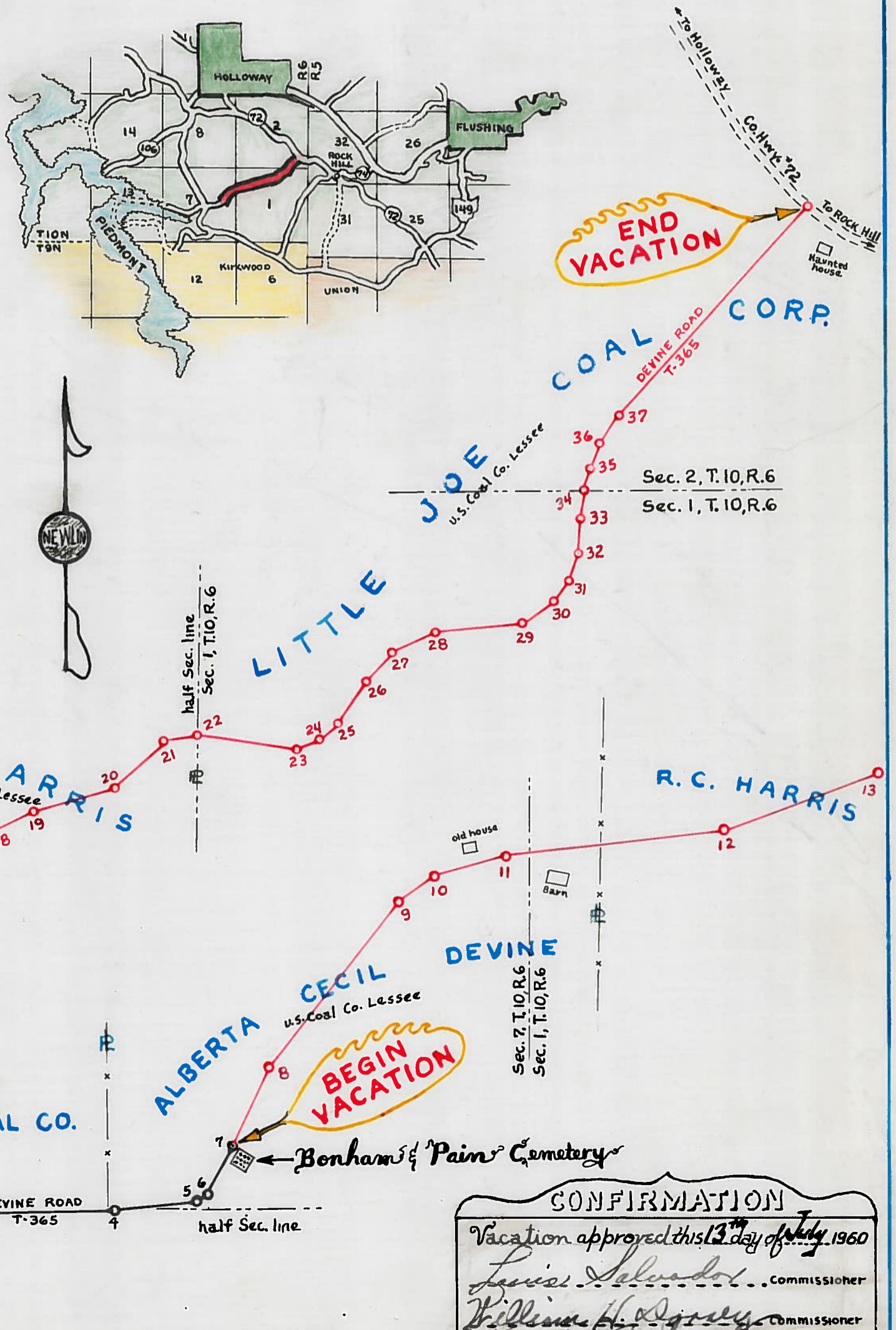
Length = 7258.5 lineal feet = 1.37 Miles

Scale 1" = 400'

June 1960

**R. J. BOCCABELLA**

Belmont Co. Engineer



**CONFIRMATION**  
 Vacation approved this 13<sup>th</sup> day of July 1960  
 Louis Salvador Commissioner  
 William H. Dugan Commissioner



**PETITION NO. 623**

Prepared for by Thomas E. Morris - et al.

**VACATION OF A PART OF THE DEVINE RD.**

**Township Road No. T-362**

Sections 1, 2 & 7, Township 10, Range 6, Flushing Twp.

BELMONT COUNTY, OHIO

Length = 7258.2 lineal feet = 1.37 Miles

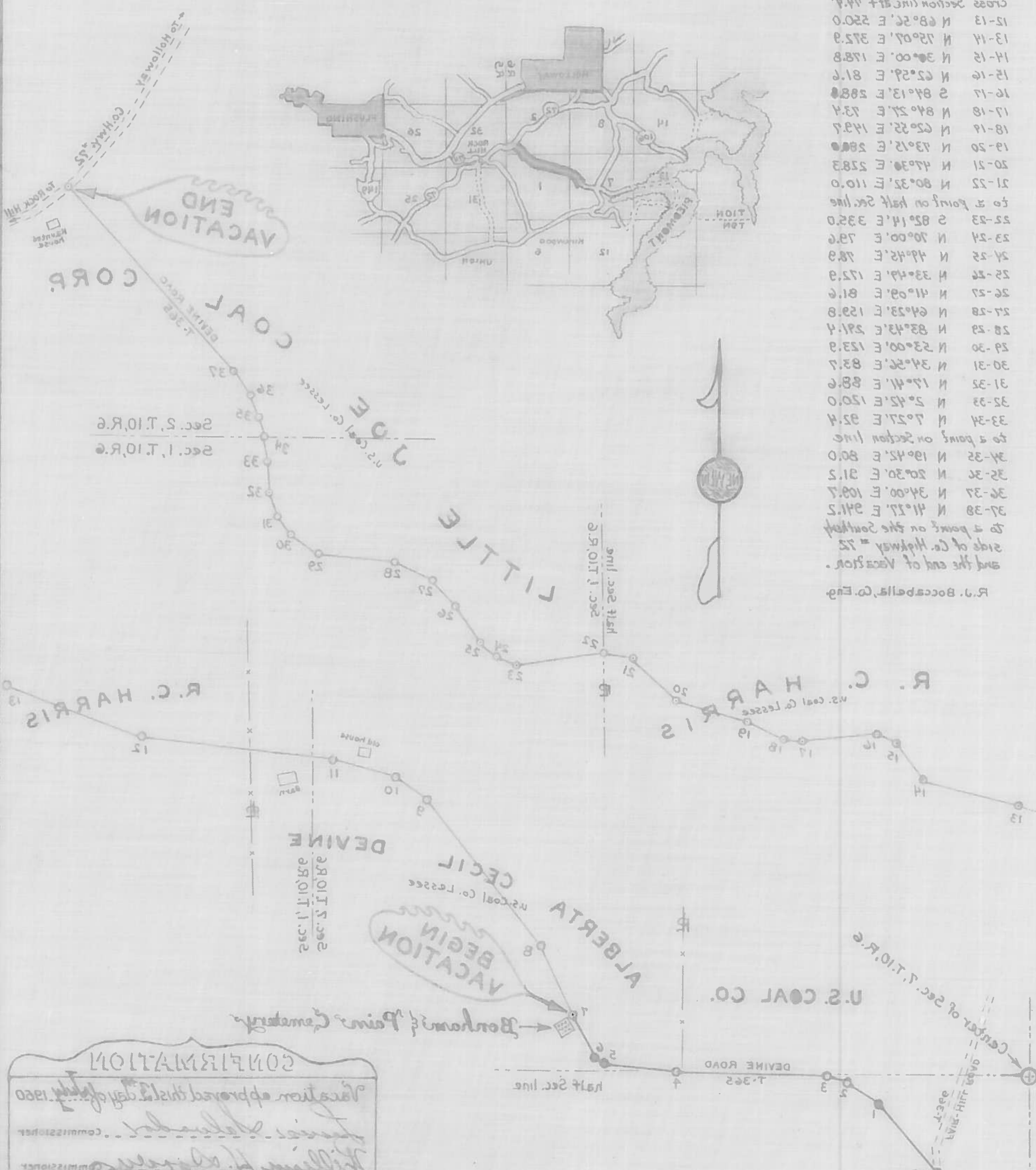
R. J. BOCCABELLA  
Belmont Co. Engineer

Scale 1" = 400'  
June 1960

**Description**  
Beginning and location of station #1 from which the center of sec. 7, T. 10, R. 6 bears S. 82° 13' W. 1747.5' (bearing on center of sec. 12 North and South), station 00 of the Devine Road bears S. 73° 25' E. 200' from center of section No. 7.

Station	Bearing	Dist.
00-1	N 40° 00' E	344.6
1-2	N 20° 00' E	148.4
2-3	N 74° 11' E	87.2
3-4	N 87° 12' E	273.7
4-5	N 83° 30' E	274.6
5-6	N 22° 07' E	40.0
6-7	N 28° 27' E	180.0
North West corner of Bonham & Main Cemetery bears S. 61° 33' E. 15.1		
<b>Begin Vacation</b>		
7-8	N 24° 34' E	142.8
8-9	N 37° 42' E	700.0
9-10	N 23° 43' E	147.7
10-11	N 74° 44' E	249.8
11-12	N 83° 02' E	224.8
cross section line at 74.4'		
12-13	N 68° 20' E	250.0
13-14	N 72° 07' E	372.9
14-15	N 30° 00' E	128.8
15-16	N 62° 29' E	81.6
16-17	S 84° 13' E	288.8
17-18	N 84° 27' E	73.4
18-19	N 62° 22' E	147.7
19-20	N 73° 12' E	288.8
20-21	N 42° 30' E	228.3
21-22	N 80° 32' E	110.0
to a point on half section line		
22-23	S 82° 14' E	332.0
23-24	N 70° 00' E	79.6
24-25	N 49° 45' E	78.9
25-26	N 33° 49' E	172.9
26-27	N 41° 09' E	81.6
27-28	N 64° 23' E	129.8
28-29	N 82° 43' E	241.4
29-30	N 23° 00' E	123.9
30-31	N 34° 20' E	83.7
31-32	N 12° 41' E	88.6
32-33	N 2° 42' E	120.0
33-34	N 7° 27' E	92.4
to a point on section line		
34-35	N 19° 42' E	80.0
35-36	N 20° 30' E	81.2
36-37	N 34° 00' E	108.7
37-38	N 41° 27' E	241.2
to a point on the southeast side of Co. Highway # 72 and the end of vacation.		

R. J. Boccabella, Co. Eng.




**CONFIRMATION**  
Vacation approved this 23rd day of July 1960  
Commissioner  
Commissioner



Plat of the Vacation of a public road in Flashing Township.  
Range 6 Township 10 Section 1, 2 & 7

St. Clairsville, Ohio, June 6 1960

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session,  
present Salvador, Furbee, and Dorsey Commissioners  
and Geneva Beck,  and Secretary of the Board, and it appearing that  
in the matter of the Vacation of the public road petitioned for by Thomas E. Morris  
and others, the same came on to be heard for final hearing in the matter of granting  
said improvement, on this 6<sup>th</sup> day of June 1960, 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.....

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and the 13<sup>th</sup> day of July 1960, 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

Salvador  
Furbee  
Dorsey  
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.

Comissioners Journal Vol. 39 Pg. 1

St. Clairsville, Ohio, July 13 1960

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Salvador, Furbee, and Dorsey 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. 623 petitioned for by Thomas E. Morris 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		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.

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:

10 Day elapsed Road to be Closed  
July 25, 1960

Comissioners Journal Vol. 39 Pg. 16

be

Attest:

Geneva Beck

Salvador Furbee



