

ROAD PETITION

For the *Simpson Vacation Campbell Rd. T-414* of a Road in *Wheeling* Township,
Improvement No. *633* Petitioned for by *Calvin M. Pollock* 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 in Section 20, Twp. 8, Range 4,*
Wheeling Township, Belmont County, Ohio, starting at the North End where it
Joins State Route #9, Then Running Southwest until it joins the West line
of Section 20, then South for one-half Mile along the line until it joins
Section 19 and continues South along Section 19 to the intersection of
township Road 412, then southwest in section 25 to the line of
Joe Dudek and Walter Caraway Land, making a distance of 1.1 Mile

Commissioners Journal Vol. 39 Pg. 332

Dated this *4th* day of *August* A. D. 19 *61*

| PETITIONER'S NAMES | PETITIONER'S NAMES | PETITIONER'S NAMES |
|--|--|--------------------|
| <i>Calvin M. Pollock</i> <i>Joe Dudek</i> <i>Margaret P. Simpson</i> <i>John Zajac</i> <i>William Simpson</i> <i>Andy Micknick</i> <i>Frank Jendrusik</i> <i>Stanley Dudek</i> <i>Joseph E. Jendrusik</i> <i>Stanley Buhorek</i> <i>Walter H. Caldwell</i> | <i>Anna Ziembko</i> <i>Jeanette S. Watson</i> <i>Margaret M. Watson</i> <i>Consolidation Coal Company</i> <i>By Russell McHugh Agent</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, August 28, 1961

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 Calvin M. Pollock and others, have filed a petition in the office of the Commissioners of the County, on the 28th day of August 1961 for the Vacation of The Simpson Rd. T-414 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 Calvin M. Pollock has filed herein a bond as required by law. It is ordered that the 20th day of September 1961, at 2:00 o'clock P^{AST} 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 27th day of September 1961, at 11:00 o'clock A^{AST} 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 two consecutive weeks in the St. Clairsville Gazette a newspaper published and having a general circulation in the County of Belmont.

Attest:

Geneva BeckCounty ClerkDorseySalvadorFurbee

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, September 20, 1961

Attest:

Dorsey

Furbee

County [REDACTED]

County _____

Commissioners Journal Vol. 39 Pg. 352-a Clerk Hearing Cont. Oct. 16, 1961 11:00 A.M. (Q.S.T.) Sept. 27, 1961 Commissioners.
" " " Vol. 39 Pg. 357 " " Nov. 15, 1961 11:00 A.M. Dorsey, Furbee Salvador
Com. Jr. Vol. 39 Pg. 368 & 382 Hearing Cont. SURVEYOR'S REPORT ON ROAD Oct. 4, 1961 " " "
To Nov. 20, 1961 11:00 A.M. Oct. 16, 1961 Dorsey, Furbee, Salvador
Comm. Jr. Vol. 39 Pg. 401 orders To Engr. To Survey Nov. 20, 1961 Dorsey Salvador Furbee
" " " 39 " 425 Hear Had Vac. Granted Provided Dudek Pay Claims & Comp. Dorsey Salvador Furbee Dec. 18, 1961
To the Board of Commissioners of Belmont County, Ohio: St. Clairsville, Ohio, December 20, 1961

1. My opinion is that the granting of the vacation should be made

2. The width should be _____ feet.

NAME _____

AMOUNT
(Written Out)

AMOUNT
(In Figures)

My plat and survey is also attached hereto.

Respectfully submitted,

SEC. 27, T. 8, R. 4
SEC. 26, T. 8, R. 4

SEC. 21, T. 8, R. 4
SEC. 20, T. 8, R. 4

PETITION No. 633 VACATION OF A PART OF THE SIMPSON RD. T-414

(Petitioned By Calvin Pollack et al)

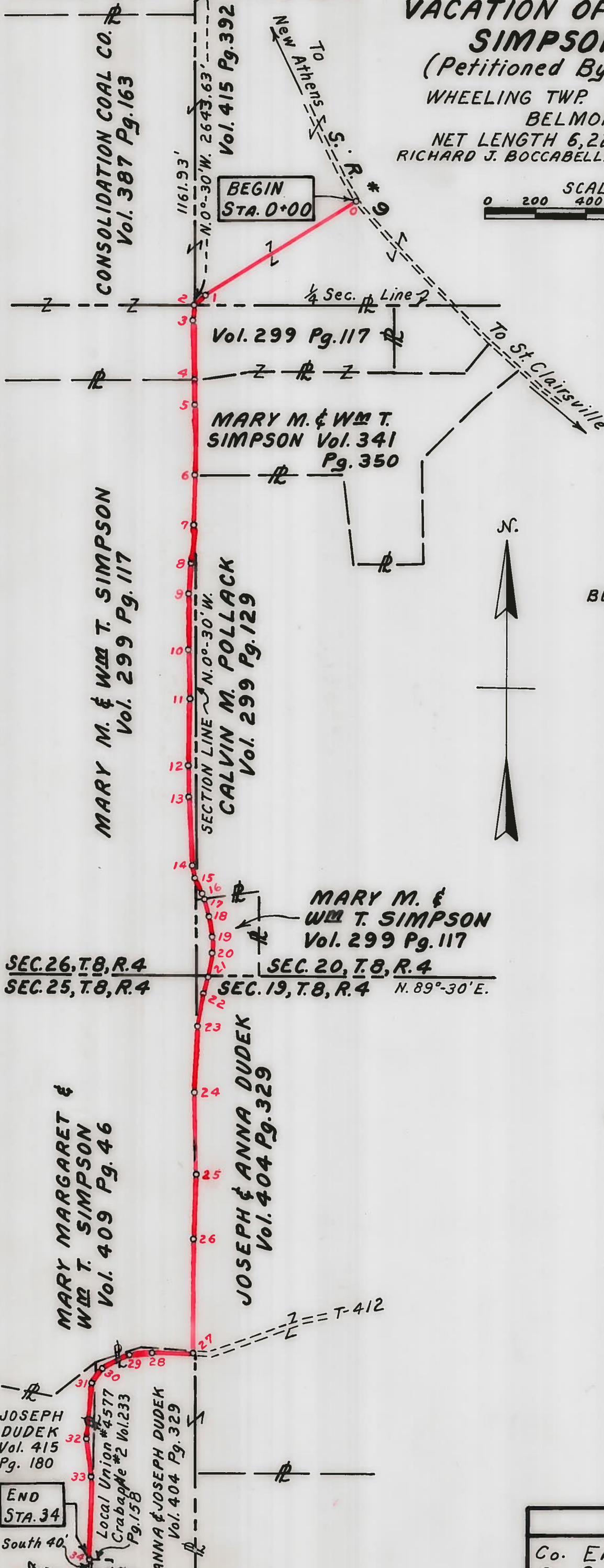
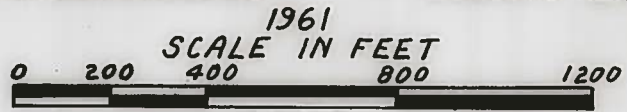
WHEELING TWP. SECS. 19, 20, 25 & 26, T. 8, R. 4

BELMONT COUNTY, OHIO

NET LENGTH 6,222.00 Ft. or 1.18 MILES

RICHARD J. BOCCABELLA

COUNTY ENGINEER



| | | | |
|-------|-------|---------------|---------|
| BEGIN | 0-1 | S. 57°-40' W. | 708.00' |
| | 1-2 | S. 49°-45' W. | 62.00' |
| | 2-3 | S. 5°-45' W. | 58.00' |
| | 3-4 | S. 1°-45' E. | 238.00' |
| | 4-5 | S. 1°-45' E. | 99.00' |
| | 5-6 | S. 0°-30' W. | 278.00' |
| | 6-7 | S. 1°-00' W. | 202.00' |
| | 7-8 | S. 3°-30' W. | 155.00' |
| | 8-9 | S. 2°-20' W. | 120.00' |
| | 9-10 | South | 227.00' |
| | 10-11 | S. 1°-45' E. | 195.00' |
| | 11-12 | S. 0°-40' W. | 265.00' |
| | 12-13 | S. 1°-15' E. | 128.00' |
| | 13-14 | S. 2°-40' E. | 272.00' |
| | 14-15 | S. 10°-50' E. | 47.00' |
| | 15-16 | S. 25°-00' E. | 72.00' |
| | 16-17 | S. 19°-30' E. | 20.00' |
| | 17-18 | S. 15°-30' E. | 70.00' |
| | 18-19 | S. 11°-00' E. | 80.00' |
| | 19-20 | S. 2°-00' E. | 65.00' |
| | 20-21 | S. 10°-40' W. | 90.00' |
| | 21-22 | S. 13°-15' W. | 75.00' |
| | 22-23 | S. 8°-45' W. | 138.00' |
| | 23-24 | S. 3°-00' W. | 260.00' |
| | 24-25 | S. 1°-30' E. | 328.00' |
| | 25-26 | S. 1°-15' W. | 250.00' |
| | 26-27 | S. 0°-15' W. | 460.00' |
| | 27-28 | N. 88°-30' W. | 165.00' |
| | 28-29 | S. 85°-45' W. | 87.00' |
| | 29-30 | S. 63°-00' W. | 120.00' |
| | 30-31 | S. 39°-00' W. | 78.00' |
| | 31-32 | S. 5°-30' W. | 230.00' |
| | 32-33 | S. 7°-30' E. | 150.00' |
| END | 33-34 | S. 1°-00' W. | 330.00' |

APPROVED BY

Co. Engineer *R. J. Boccabella* 12/13/61



Commissioners Journal Vol. 39 Pg. 425

Plat of the Vacation of a public road in Wheeling Township.
Range 4 Township 8 Sections 19, 20, 25 & 26

St. Clairsville, Ohio, December 18 1961

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
in the matter of the Vacation of the public road petitioned for by Calvin M. Pollock
and others, the same came on to be heard for final hearing in the matter of granting
said improvement, on this 18th day of December 1961, 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 17th day of Jan. 1962, 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.

Commissioners Journal Vol. 39 Pg. 473 Hearing Had Claims Filed Jan. 17, 1962
Joe & Mary Biernot \$15,000.00
Walter & Annie Caraway \$3,000.00
Hearing Cont. Jan. 31, 1962 11:00 A.M. Salvador, Furbee & Dorsey

Commissioners Journal Vol. 39 Pg. 480 Hearing Had Jan. 31, 1962
Damages Allowed Walter & Annie Caraway \$500.00
~~Joe & Mary Biernot \$15,000.00~~
Damages to be paid by Joe Dudek To Co. Commissioners
before Feb. 7, 1962 Furbee, Dorsey & Salvador

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.

R E C E I P T

St. Clairsville, Ohio

February 7, 1962

Received from Joe Dudek by the hands of Thornburg & Thornburg the sum of Five Hundred and no/100 Dollars (\$500.00), being the amount awarded to us by the Commissioners of Belmont County from Joe Dudek on account of the closing of the Simpson and Campbell Roads in Wheeling Township, Belmont County, Ohio. And in consideration of the prompt payment of the amount so awarded by the Belmont County Commissioners, we hereby waive all right to appeal or prosecute error from the decision and finding of the Board of County Commissioners of Belmont County, Ohio.

Walter C. CareyAnna Carey



Commissioners Journal Vol. 39 Pg. 488

St. Clairsville, Ohio, Feb. 7, 1962

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Furbee, Dorsey, and Salvador 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. 633 petitioned for by Calvin M. Pollock 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.

| | | | | |
|-----------------------------------|--------------|------------------|---------|------------------|
| <u>Walter & Annie Caraway</u> | Compensation | \$ <u>100.00</u> | Damages | \$ <u>100.00</u> |
| | Compensation | \$ <u>500.00</u> | Damages | \$ <u>500.00</u> |
| | 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.

Damages Paid by Joe Dudek

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:

Order to Vacate Final & Twp Trustees Notified by Letter

be

Attest:

Geneva Beck

Furbee

Dorsey

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