

## ROAD PETITION

For the Vacation of Campbell Rd T-412 of a Road in Wheeling Township,  
 Improvement No. 634 Petitioned for by Joe Dudek 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 junction of T-414 known as the Simpson Road and T-412, Campbell Road and extending about .7 of a mile all through the lands of Joseph Dudek on both sides and situated in Section 19, Wheeling Township, Belmont County, Ohio, to the property of Joe Bernot in the same Section

Commissioners Journal Vol. 39 Pg. 333

Dated this 15<sup>th</sup> day of August A. D. 1961

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
Joe Dudek	Andy Michniok	
Stanley Dudek	Joseph E. Jendrusik	
John Zajac	Anna Ziemba	
William Simpson	John G. Pempek	
Stanley Yanek	Tony Bartolo	
Barbara Yanek	Wanda Bartolo	
Louie Zaccagnine		
Mario Simone		
Stanley B&horek		
Mary Jendrusik		
Frank Jendrusik		

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, 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  
Joe Dudek and others, have filed a petition in the office of the Com-  
 missioners of the County, on the 28<sup>th</sup> day of August 1961 for the  
Vacation of the Campbell Rd T-412 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 Joe Dudek has filed herein a bond as  
 required by law. It is ordered that the 20<sup>th</sup> day of Sept. 1961, at 2:00  
 o'clock P <sup>2:00</sup> 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 27<sup>th</sup> day of Sept. 1961, at 11:00 o'clock A <sup>2:00</sup> 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 ~~the~~ <sup>Two</sup> 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.

*Commissioners Journal Vol. 39 Pg. 333*

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. 39 Pg. 347

St. Clairsville, Ohio, Sept. 20, 1961

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Dorsey, and Furbee 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 Joe Dudek 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 Joe Dudek and others, in 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 20th day of September 1961, 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 20th day of November 1961, 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

Dorsey

Furbee

County Clerk  
Comm. Jr. Vol. 39 Pg. 352-6 Hearing Cont. Oct 16, 1961 11:00 AM (A.S.T.) Sept. 27, 1961 Dorsey, Furbee & Salvador  
" " Vol. 39 Pg. 357 " " Nov. 15, 1961 11:00 AM (D.S.T.) Oct. 4, 1961 Dorsey, Furbee, & Salvador Commissioners.  
" " Vol. 39 Pg. 368 & 382 " " Nov. 20, 1961 11:00 AM Oct. 16, 1961 " " "  
" " Vol. 39 Pg 400 Order to Engr. To Survey Nov. 20, 1961 Dorsey Salvador Furbee  
" " Vol. 39 Pg 425 Hear Had Vac. Granted Provided Dudek pay Surveyor's Office, Belmont County, Dec. 18, 1961  
Claims & Comp. Dorsey, Salvador, Furbee

To the Board of Commissioners of Belmont County, Ohio:

St. Clairsville, Ohio, Dec. 20, 1961

Pursuant to your order dated November 20, 1961, I make my report to you as follows, in the matter of the Vacation of the public road petitioned for by Joe Dudek and others.

1. My opinion is That the granting of the Vacation should be made 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)

See attached Plat

My plat and survey is also attached hereto.

Respectfully submitted,



# PETITION No. 634 VACATION OF A PART OF THE CAMPBELL RD. T-412

(Petitioned By Joe Dudek et al)

WHEELING TWP. SECS. 19, T. 8, R. 4

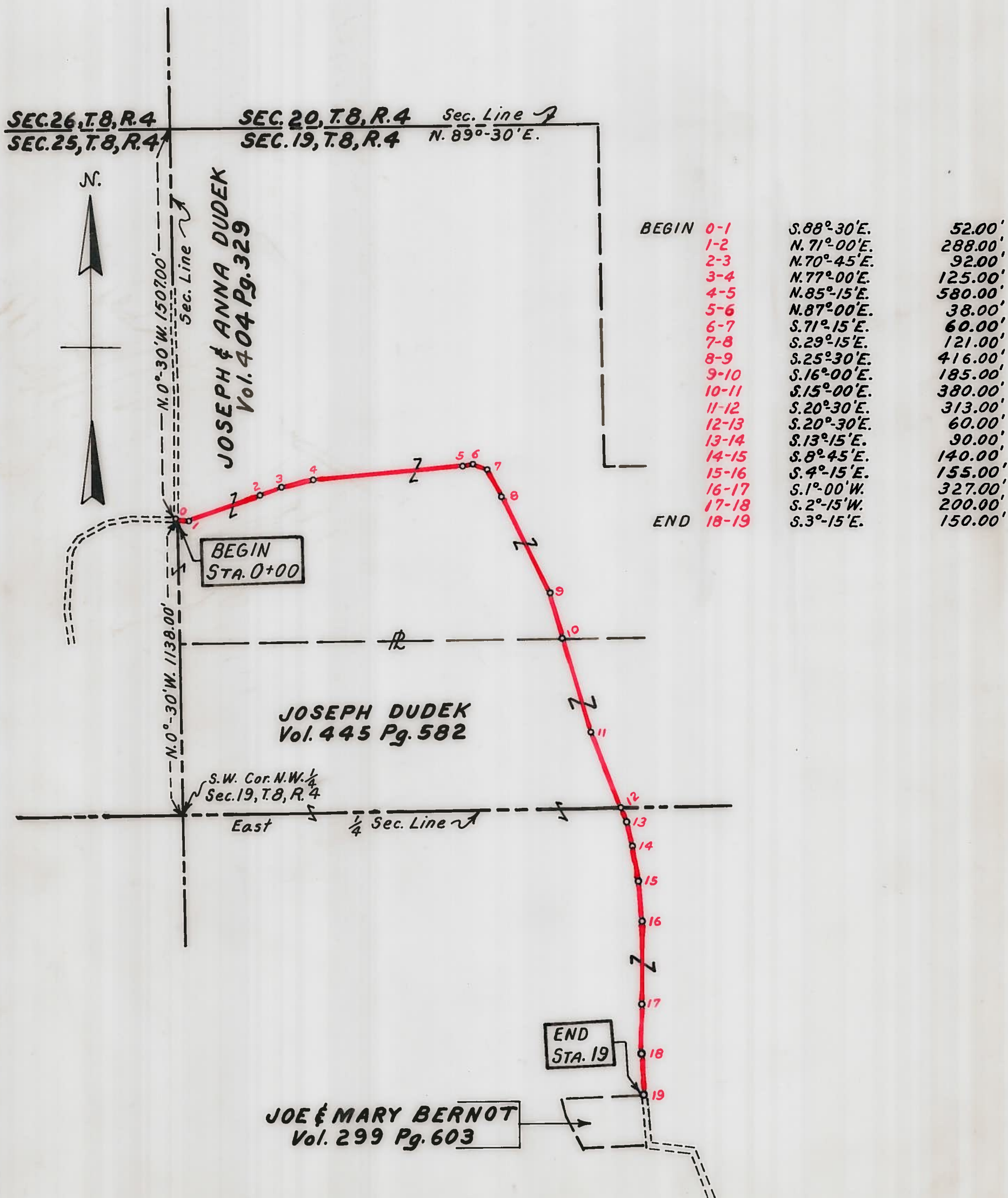
BELMONT COUNTY, OHIO

NET LENGTH 3,772.00 Ft. or 0.71 MILES  
RICHARD J. BOCCABELLA COUNTY ENGINEER

1961  
SCALE IN FEET  
0 200 400 800 1200

## APPROVED BY

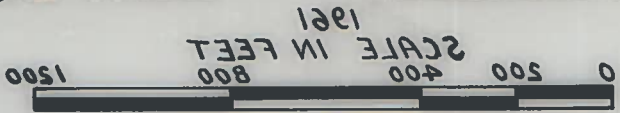
Co. Engineer *R. J. Boccabella* 12/13/61  
Co. Comm. *Louis G. Salvo*  
Co. Comm. *Justin C. Taylor*  
Co. Comm. *William H. Wooley*  
This 7<sup>th</sup> day of Feb. 1962





# VACATION OF A PART OF THE CAMPBELL RD. T-415

PETITION NO. 634  
 (Petitioned By Joe Dudek et al)  
 WHEELING TWP SEC. 19, T. 8, R. 4  
 BELMONT COUNTY OHIO  
 NET LENGTH 3,725.00 FT. or 0.71 MILES  
 RICHARD J. BOCCABELLA  
 COUNTY ENGINEER



APPROVED BY

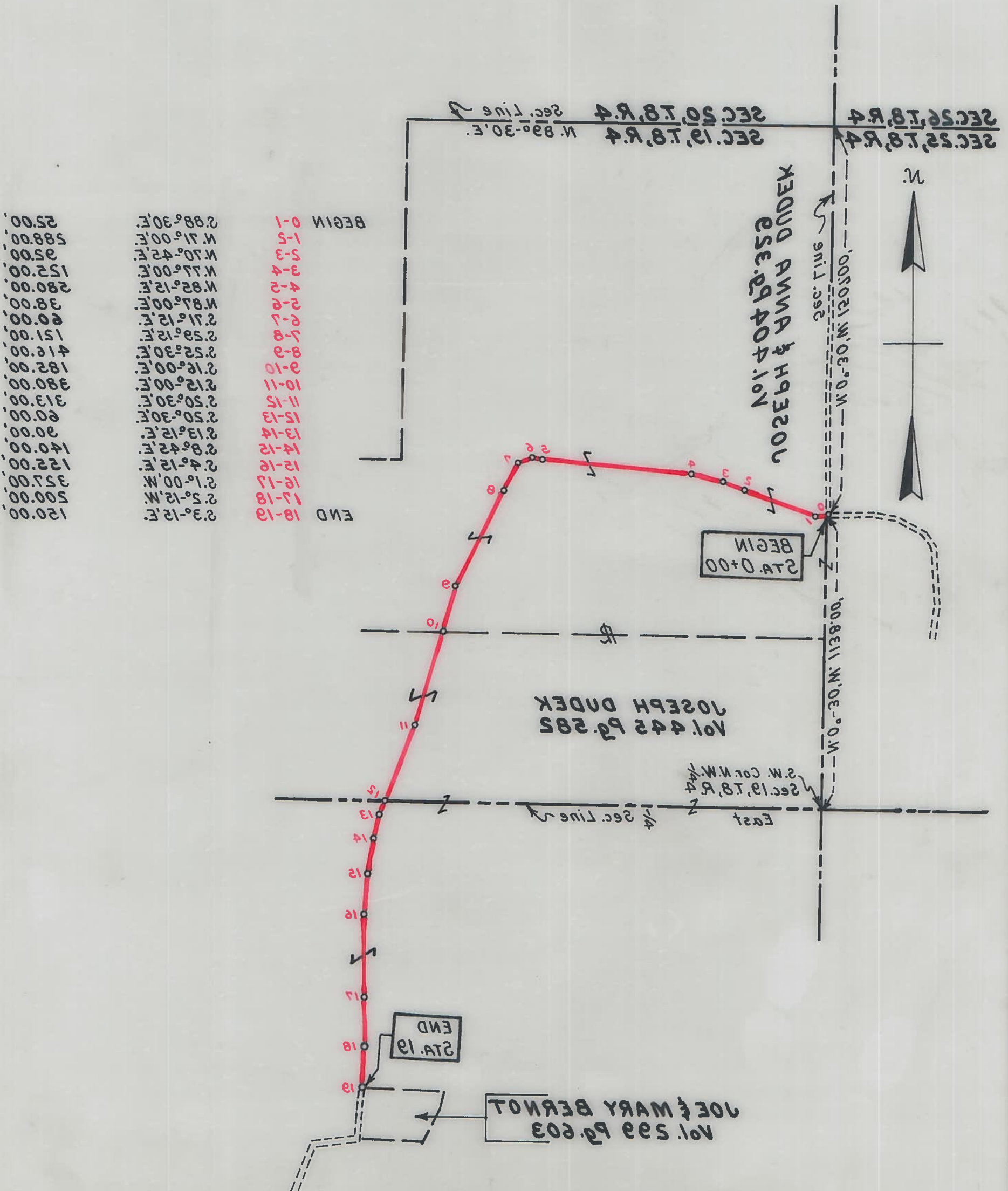
This 1<sup>st</sup> day of Feb. 1962

Co. Comm. *William H. Keady*

Co. Comm. *Arthur C. Foster*

Co. Comm. *James J. ...*

Co. Engineer *R. J. Boccabella*





## Commissioners Journal Vol. 39 Pg. 425

Plat of the Vacation of a public road in Wheeling Township.  
 Range 4 Township 8 Section 19

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 Joe Dudek  
 and others, the same came on to be heard for final hearing in the matter of granting  
 said improvement, on this 18<sup>th</sup> 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 17<sup>th</sup> 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 \$5,000.00~~

Joe & Mary Biernot \$1000.00

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

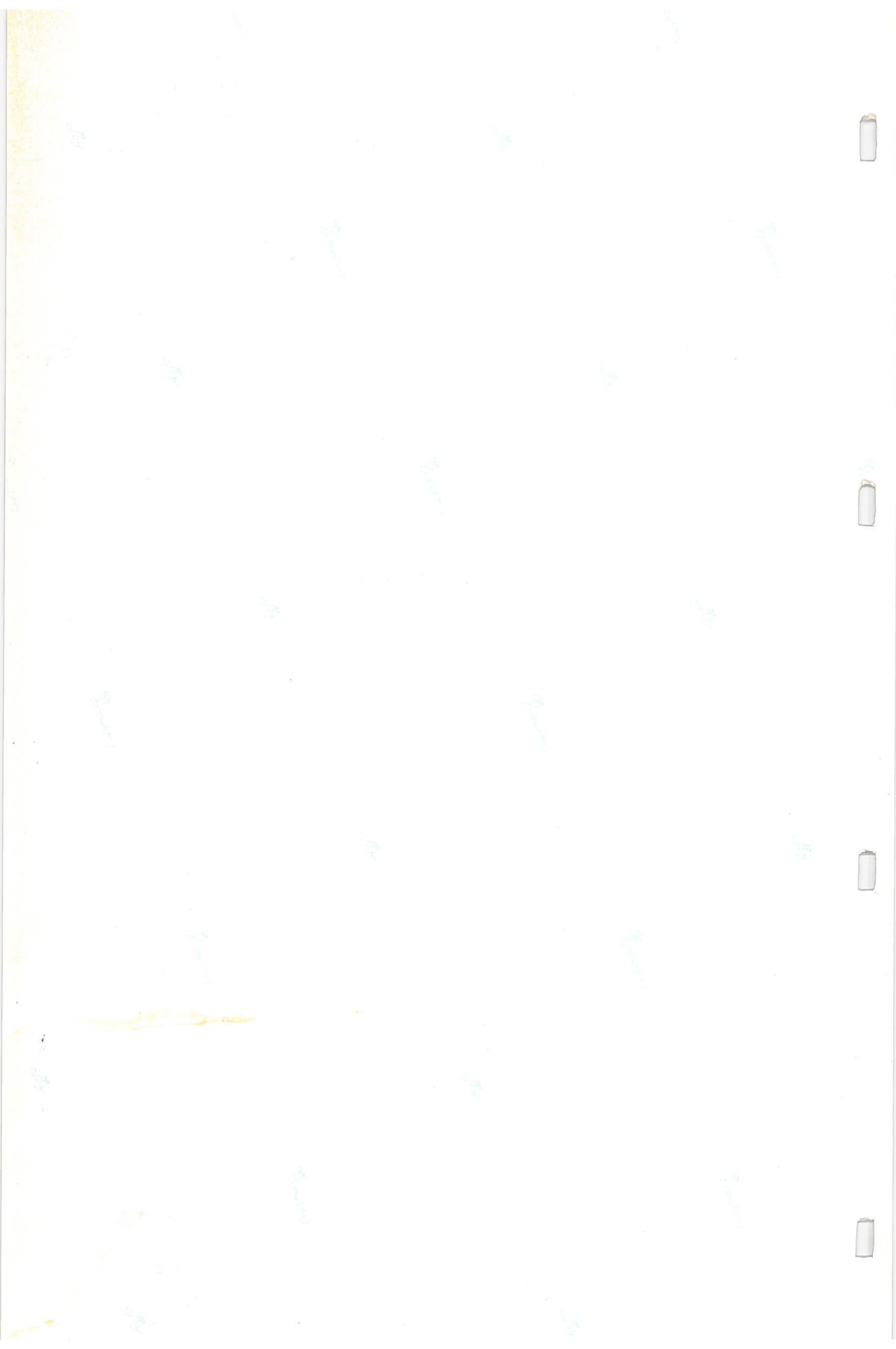
St. Clairsville, Ohio

February 7, 1962

Received from Joe Dudek by the hands of Thornburg & Thornburg the sum of One Thousand and no/100 Dollars (\$1,000.00), 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.

Joe BiernatMary Biernat





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. 634 petitioned for by Joe Dudek 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.

Joe & Mary Biernhot	Compensation	\$	Damages	\$ 1000.00
	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.

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 futher 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 & Tup. Trustees notified by letter

be

Attest:

Geneva Beck

Furbee  
Dorsey

