

### ROAD PETITION

For the *Relocation & Vacation* <sup>Part</sup> *T-452* of a Road in *Colerain* Township,  
Improvement No. *637-A* Petitioned for by *The Oliver Coal Corporation* 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 *Relocation & 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 intersection of Township Road No. T-675 and Township Road No. T-403 Said point being south, 2040 ± feet and east, 450 ± feet from the northwest corner of Section 26, Township 7, Range 3, Colerain Township; thence from said point of intersection and in a northerly direction with Township Road No. T-675 (Hunkey Hollow Road) for a distance of approximately 500 feet and there end relocation.

*Commissioners Journal Vol. 39 Pg. 384*

Dated this *31st* day of *October* A. D. 19 *61*

| PETITIONER'S NAMES   | PETITIONER'S NAMES | PETITIONER'S NAMES |
|--|--------------------|--------------------|
| <i>The Oliver Coal Corporation</i><br><i>Oliver Monaco Treasurer</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 6<sup>th</sup> 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 The Oliver Coal Corporation and others, have filed a petition in the office of the Commissioners of the County, on the 6<sup>th</sup> day of November 1961 for the Relocation & Vacation Part of Hunkey Hollow Rd. T-452 of a public road, along the following route, to-wit: Beginning

See preceding Page

Commissioners Journal Vol. 39 Pg. 384

Dorsey  
Furbee  
Salvador  
Geneva Beck Clerk

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 Oliver Coal Corporation has filed herein a bond as <sup>\$600.00</sup> required by law. It is ordered that the Commissioners Journal Vol. 39 Pg. 396 Nov. 15, 1961 ~~the~~ day of December 1961, at ~~the~~ o'clock A M., be fixed as a date to view the same, at which date they will meet at

Beginning and go over the route of said proposed road.

They also fixed the 18<sup>th</sup> day of December 1961, 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 <sup>Two</sup> ~~three~~ consecutive weeks in the St. Clairsville Gazette a newspaper published and having a general circulation in the County of Belmont.

Attest:

Geneva Beck  
County Clerk

Dorsey  
Furbee  
Salvador  
Commissioners of Belmont County.

Commissioners Journal Vol. 39 Pg. 396 Nov. 15, 1961

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. 424 Hearing Continued to Jan. 17, 1962  
St. Clairsville, Ohio, December 18<sup>th</sup> 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 Relocation & Vacation of the public road, petitioned for by The Oliver Coal Corporation 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 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 18<sup>th</sup> day of December 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 \_\_\_\_\_ 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. *Here. Commissioners Journal Vol. 39 Pg. 473 Jan 17, 1962 Engr. ordered to Survey in accordance with Sec. 5553.23 et. seq. Revised Code of Ohio*

Attest: \_\_\_\_\_  
Geneva Beck  
County Clerk

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

**SURVEYOR'S REPORT ON ROAD**

Surveyor's Office, Belmont County,

To the Board of Commissioners of Belmont County, Ohio: St. Clairsville, Ohio, Sept. 5 1962

Pursuant to your order dated Jan. 17, 1962, I make my report to you as follows, in the matter of the Relocation & Vacation of the public road petitioned for by The Oliver Coal Corporation and others.

1. My opinion is + the Relocation & Vacation should be granted ~~granting of the improvement but with the following changes, which in my judgment should be made, to-wit:~~

2. The width should be 60 feet R/W

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<br>(Written Out) | AMOUNT<br>(In Figures) |
|------|-------------------------|------------------------|
|------|-------------------------|------------------------|

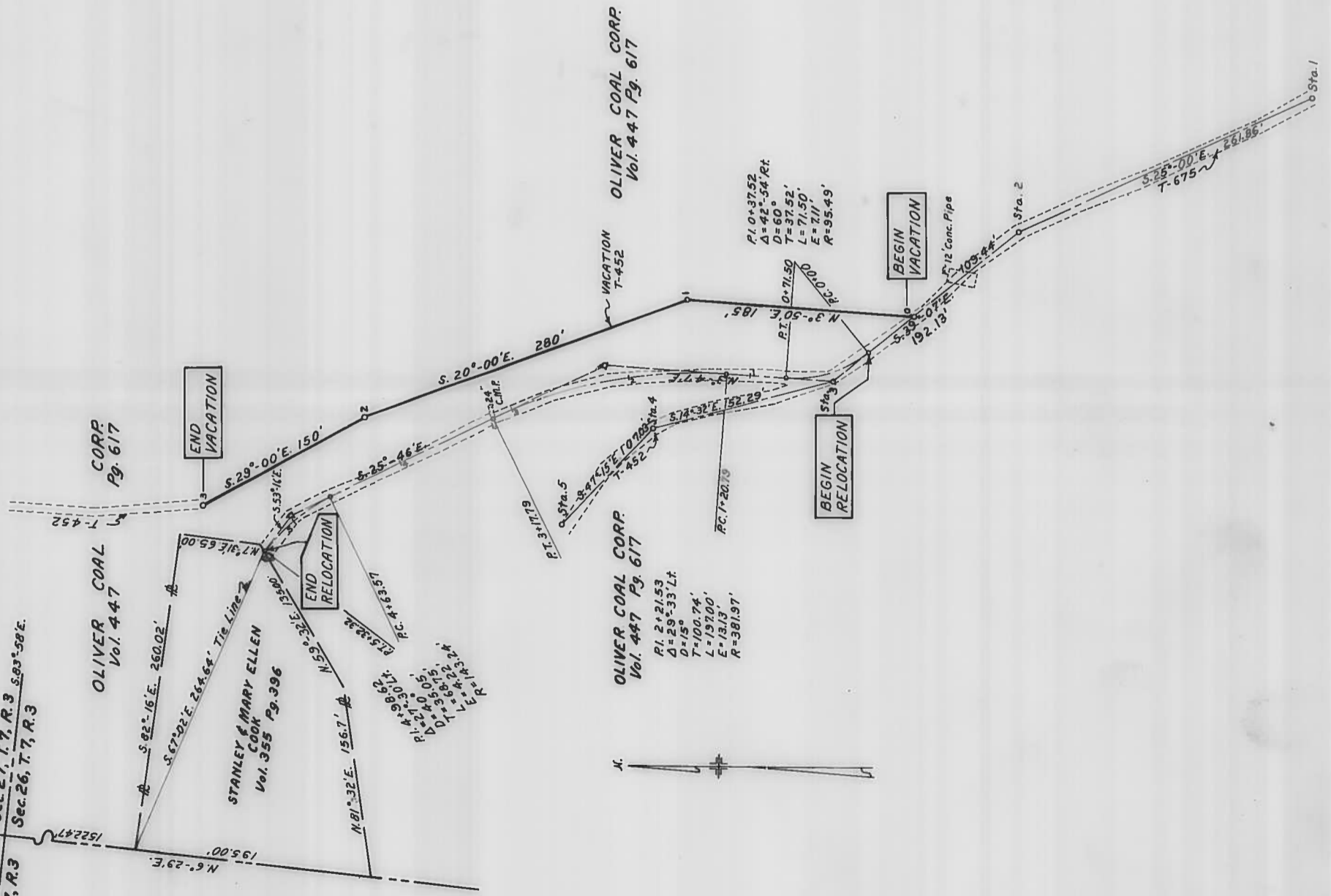
*Commissioners Journal Vol. 40 Pg. 41*

My plat and survey is also attached hereto.

Respectfully submitted, DR



Sec. 33, T.7, R.3  
 Sec. 32, T.7, R.3  
 Sec. 27, T.7, R.3  
 Sec. 26, T.7, R.3



**DEDICATION:**  
 Know all men by these presents, that we the undersigned do hereby give, grant, bargain and forever dedicate to Belmont County, Ohio, its successors and assigns for Public Road purposes, a strip of land 60 ft. in width, measured 30 ft. to the left and 30 ft. to the right of the Center-line as shown on this Plat.  
 Beginning at Sta. 0+00 and Terminating at Sta. 5+32.32  
 The Oliver Coal Corp.  
 W. L. Wirth, President  
 Witness:  
 James J. Mather

THE STATE OF OHIO:  
 BELMONT COUNTY, SS:  
 Before me a Notary Public, in and for said County personally appeared M.S. Wirth as President of THE OLIVER COAL CORP. who acknowledged that he did sign the foregoing instrument in behalf of said Corp. and the signing thereof is the free act and deed of said Corp. as well as his own free act and deed.  
 In Testimony whereof, I have hereunto set my hand and Official Seal This 17 day of Oct. 1962  
 James J. Mather  
 NOTARY PUBLIC  
 My com. exp. 8/17/64

Relocation Net Length 532.32 Ft. or 0.10 Mile  
 To THE BELMONT COUNTY COMMISSIONERS:  
 I, R. J. Buccabella, County Engineer, pursuant to your order dated Aug. 10, 1962, do hereby submit this report, survey and plat of this proposed improvement. My opinion is the relocation should be granted. I recommend that the right-of-way width be established as 60 Feet.  
 Date Aug. 20, 1962  
 R. J. Buccabella, County Engineer

We, the Commissioners of Belmont County, approve this report, survey and plat made by the Belmont County Engineer and hereby establish the right-of-way as 60 Feet.  
 Aug. 20, 1962  
 J. C. Mahoney, Chairman  
 H. J. Brown, H. A. Kennedy

Pursuant to Sections  
 5553.23, 5553.24, 5553.25  
 & 5553.26 of the Revised  
 Code of Ohio.



Vacation Net Length 615 Ft. or 0.12 Mile  
**APPROVED BY**  
 Co. Engineer  
 County Comm. J. C. Mahoney  
 County Comm. J. C. Mahoney  
 County Comm. H. J. Brown, H. A. Kennedy  
 This 20 day of August 1962

PETITION No. 637-A  
**RELOCATION AND VACATION OF A**  
**PART OF THE HUNKEY AND HOLLOW ROAD T-452**  
 COLERAIN TWP. Sec 26, T.7, R.3  
 RICHARD J. BOCCABELLA COUNTY ENGINEER  
 NOTE BOOK No. 292  
 SCALE IN FEET  
 0 25 50 100 150 200

0 25 50 100 150 200 250 300 350 400 450 500

STATE OF OHIO  
COUNTY OF CUYAHOGA  
TOWN OF CLEVELAND  
CITY OF CLEVELAND

APPROVED BY THE BOARD OF SUPERVISORS  
THIS 25th DAY OF APRIL 1952

**YOUNG & BECKWITH**  
ATTORNEYS AT LAW  
CLEVELAND, OHIO  
BY: \_\_\_\_\_  
COUNTY COMMISSIONER  
BY: \_\_\_\_\_  
CITY COMMISSIONER  
BY: \_\_\_\_\_  
TOWNSHIP COMMISSIONER

SCALE  
1" = 50' HORIZONTAL  
1" = 10' VERTICAL



25.5232, P. 5.5232, 22222, 55.5232  
22222, 55.5232, 22222, 55.5232  
Code of Ohio

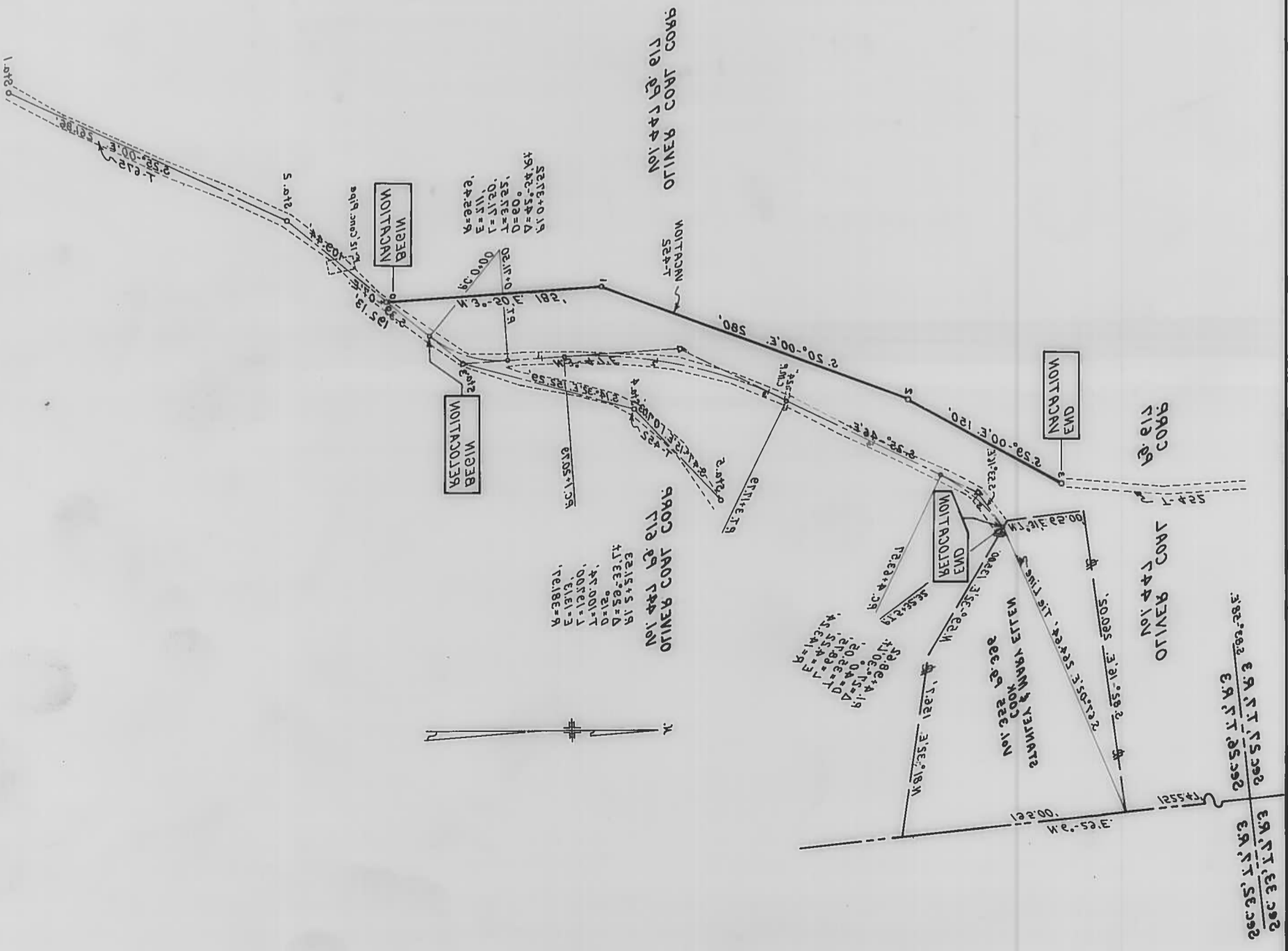
22222  
55.5232  
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22222  
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DATE: APR 19 1952  
BY: \_\_\_\_\_  
COUNTY COMMISSIONER  
BY: \_\_\_\_\_  
CITY COMMISSIONER  
BY: \_\_\_\_\_  
TOWNSHIP COMMISSIONER

WITNESSES  
BY: \_\_\_\_\_  
COUNTY COMMISSIONER  
BY: \_\_\_\_\_  
CITY COMMISSIONER  
BY: \_\_\_\_\_  
TOWNSHIP COMMISSIONER

This plat of \_\_\_\_\_ 1952  
in the County of Cuyahoga and the City of Cleveland, Ohio, as well as the same, was approved by the Board of Supervisors of the City of Cleveland, Ohio, on the \_\_\_\_\_ day of \_\_\_\_\_, 1952, and the same is hereby confirmed by the Board of Supervisors of the City of Cleveland, Ohio, on the \_\_\_\_\_ day of \_\_\_\_\_, 1952.

WITNESSES:  
BY: \_\_\_\_\_  
COUNTY COMMISSIONER  
BY: \_\_\_\_\_  
CITY COMMISSIONER  
BY: \_\_\_\_\_  
TOWNSHIP COMMISSIONER





Plat of the *Relocation & Vacation* of a public road in *Colerain* Township.  
Range *3* Township *7* Section *26*

St. Clairsville, Ohio, *Sept. 5,* 19*62*

The Board of Commissioners of Belmont County, Ohio, met this day in *Regular* session,  
present *Furbee*, *Salvador*, and *Dorsey* Commissioners  
and *Geneva Beck*, ~~clerk~~ <sup>clerk</sup> and Secretary of the Board, and it appearing that  
in the matter of the *Relocation & Vacation* of the public road petitioned for by *The Oliver Coal Corp.*  
and others, the same came on to be heard for final hearing in the matter of granting  
said improvement, on this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, 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 *19* day of *Nov.* 19*62*, 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~~  
*clerk*

*Furbee*  
*Salvador*  
*Dorsey*  
Commissioners.

*Commissioners Journal Vol. 40 Pg. 41*

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. 40 Pg. 129

St. Clairsville, Ohio, Nov. 19<sup>th</sup> 1962

The Board of Commissioners of Belmont County, Ohio, met this day in Regular session, present Furbee, Salvador, and Dorsey Commissioners and Geneva Beck, clerk and Secretary of the Board, and it appearing that in the matter of the ..... of the public road, Improvement No. 637-A petitioned for by The Oliver Coal Corp. 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 | \$ <u>NONE</u> | Damages | \$ <u>NONE</u> |
| <u>NONE</u> | Compensation | \$.....        | Damages | \$ <u>NONE</u> |
| .....       | 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 futher ordered that upon the compensation and award being paid to the owners as above herein ordered, that the public road described as follows:

*Relocated Road declared public road of a legal width of 60 ft.  
 Old road vacated. Engineer ordered to make a record thereof  
 in the Road Record*

*Pursuant to sections 5553.23, 5553.24, 5553.25 & 5553.26  
 of the Revised Code of Ohio*

be .....

Attest:

*Geneva Beck*

*Furbee  
 Salvador*

| Year | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Total |
|------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|-------|
| 1950 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1951 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1952 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1953 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1954 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1955 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1956 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1957 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1958 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1959 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1960 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1961 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1962 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1963 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1964 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1965 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1966 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1967 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1968 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1969 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1970 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1971 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1972 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1973 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1974 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1975 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1976 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1977 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1978 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1979 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1980 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1981 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1982 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1983 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1984 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1985 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1986 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1987 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1988 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1989 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1990 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1991 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1992 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1993 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1994 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1995 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1996 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1997 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1998 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 1999 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2000 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2001 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2002 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2003 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2004 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2005 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2006 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2007 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2008 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2009 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2010 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2011 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2012 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2013 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2014 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2015 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2016 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2017 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2018 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2019 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2020 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2021 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2022 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2023 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2024 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2025 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2026 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2027 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2028 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2029 |     |     |     |     |     |      |      |     |      |     |     |     |       |
| 2030 |     |     |     |     |     |      |      |     |      |     |     |     |       |

