

ROAD PETITION

For the Kettlewell Rd. Vacation Part of a Road in Richland Township,

Improvement No. 640 Petitioned for by Donald Kettlewell 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 Station #1 and cutting across to Station 6 on the survey made Sept. 22, 1913 and shown in Road Record No. 5, Page 559 and shown and noted as "Old Road" on the plat. This portion being vacated being the old part of the road between St. Clairsville & Glencoe
Situated in the N.E. Quarter of Sec. 1, Twp. 7, Range 4, Richland Twp. said old road being all on the lands of Donald Kettlewell. Said "old road" requested to be vacated has not been used for over 21 years

Section 5553.042 Revised Code of Ohio

Commissioners Journal Vol. 39 Pg. 594

Dated this 18th day of June A. D. 1962

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
<u>Donald Kettlewell</u>		

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, June 18th 1962

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 Donald Kettlewell and others, have filed a petition in the office of the Commissioners of the County, on the 18th day of June 1962 for the Vacation Part of a public road, along the following route, to-wit: Beginning

See preceding page

Commissioners Journal Vol. 39 Pg. 594

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 [redacted] has filed herein a bond as required by law. It is ordered that the 25th day of July 1962, 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 and go over the route of said proposed road.

They also fixed the 1st day of August 1962, 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 Two 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.

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

Commissioners Journal Vol. 40 Pg. 17 St. Clairsville, Ohio, July 25th 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 Vacation of the public road, petitioned for by Donald Kettlewell 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 Donald Kettlewell 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 25th day of 1962, 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 1st day of August 1962, 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

Furbee
Salvador
Dorsey
Commissioners.

SURVEYOR'S REPORT ON ROAD

Surveyor's Office, Belmont County,

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

Pursuant to your order dated July 25th 1962, I make my report to you as follows, in the matter of the Vacation of the public road petitioned for by Donald Kettlewell and others.

1. My opinion is the vacation should be granted which in my judgment should be made, to-wit:

2. The width should be feet

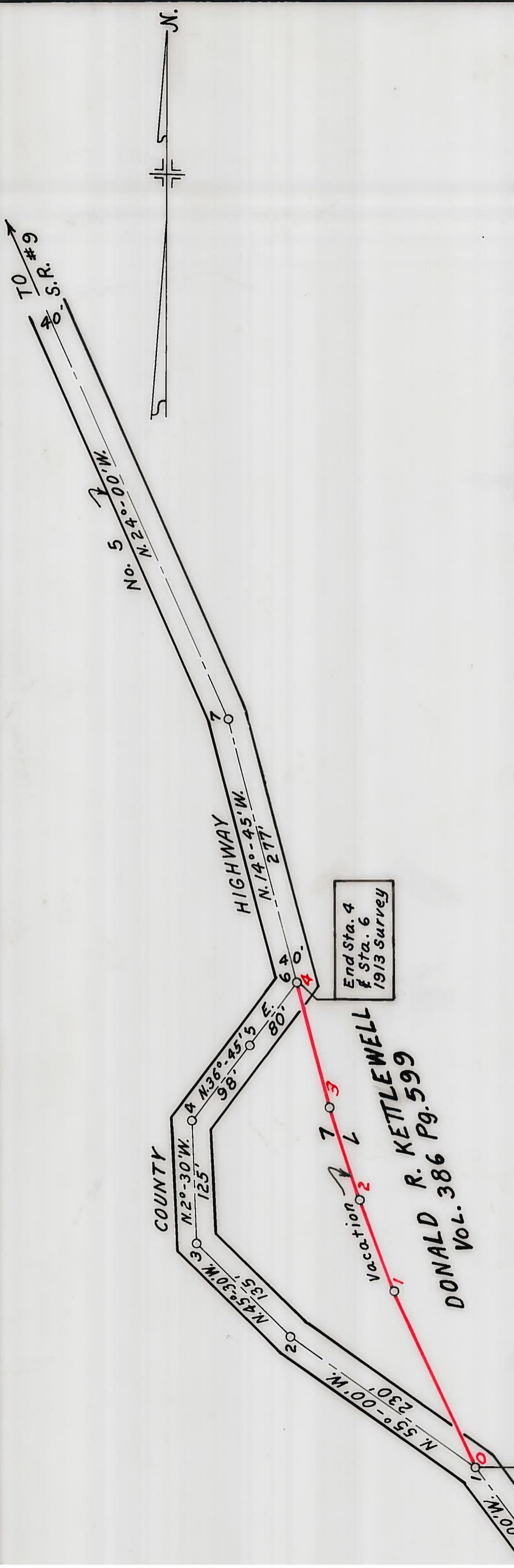
3. Estimated compensation and damages, due each person, firm or corporation (with a * before the name of each minor or other person under disability), to-wit:

NAME AMOUNT (Written Out) AMOUNT (In Figures)

My plat and survey is also attached hereto.

Respectfully submitted, P. A.



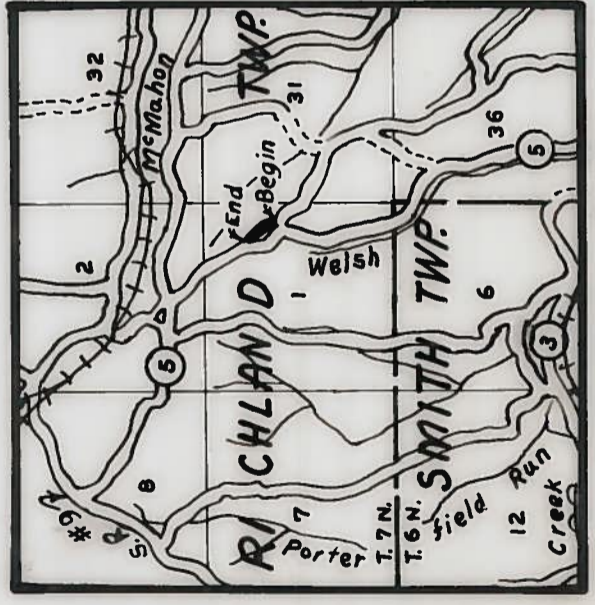


Vacated Pursuant to Sec. 5553.042 Revised Code of Ohio

APPROVED BY
 Co. Engineer *R. J. Boccabella*
 Co. Comm. *Paul J. Galbraith*
 Co. Comm. *Paul C. Fenwick*
 Co. Comm. *William H. Sloney*
 This 1st day of August, 1962

PETITION NO. 640
VACATION OF THE KETTLEWELL RD. OR (SUTTON RD.)

(Petitioned by Donald Kettlewell)
 RICHLAND TWP. SEC. 1, T. 7, R. 4
 BELMONT COUNTY, OHIO
 NET LENGTH 532 FT. or 0.10 MILE
 RICHARD J. BOCCABELLA COUNTY ENGINEER
 1962



LOCATION PLAN
 Scale in Miles 0 1 2

- a. 1 Road Book 5 Pg. 559
 rvey C.H. #5
- 0-1 N. 25°-00' W. 200'
 - 1-2 N. 20°-30' W. 100'
 - 2-3 N. 18°-30' W. 100'
 - 3-4 N. 15°-00' W. 132'

End Sta. 4
 & Sta. 6
 1913 Survey

Begin Sta. 0
 & Sta. 1
 1913 Survey

DONALD R. KETTLEWELL
 VOL. 386 Pg. 599



Plat of the Vacation of a public road in Richland Township.
Range 4 Township 7 Section 1

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, 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..... day of..... 19....., at..... o'clock..... 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: _____

County Auditor

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.

St. Clairsville, Ohio, August 1 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 Vacation of the public road, Improvement No. 640 petitioned for by Donald Kettlewell 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	\$.....

NONE

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.

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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:

The Commissioners finding that no objections have been filed and it appearing to the board that said road has been abandoned for more than twenty-one years, motion was made by Mr. Furbee, second by Mr. Dorsey, that the prayer of the petition be granted and that said road be vacated, under authority of Sec. 5553.042 Revised Code of Ohio

Commissioners Journal Vol. 40 Pg. 21

be

Attest:

Geneva

Furbee
Salvador

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