

Commissioners Journal Vol. 40 Pg. 535

PUBLIC ROAD PETITION No. 660
Sec. 5553.042 Revised Code of Ohio

Barnesville, Ohio,

Aug. 9, 1963

To the Honorable Board of County Commissioners of Belmont County, Ohio:

The undersign petitioners, freeholders of said County residing in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience and welfare require the..... Vacating

of a Part of Warren Twp. Road No. T-160 a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacating a portion of such road, the same not being a road on the State Highway System.

The following is the general route and termini of said road:

Beginning at The North end of an old township road identified as T-160, at its intersection with County Highway No. 114 in the Northeast Quarter of Section 35, T. 8, R. 6, Warren Township, Belmont County, Ohio, thence in a southerly direction through or bordering the lands of Betty and Bernard Lyons, John R. Gibson, George A. Schooley and Helen L. Phillips, to its intersection with Township Road No. T-159, in the North part of Section 34, T. 8, R. 6, and being in length slightly less than one mile.

The undersigned petitioners request that the vacation be had under Section 5553.042 of the Ohio Revised Code and that the signing of this petition also constitutes our testimony that this road has been abandoned and not used for a period exceeding twenty-one years.

Dated this 22nd day of January, A. D. 1964

| PETITIONERS' NAMES | TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE |
|--------------------|--|
| George A. Schooley | Warren Twp., Belmont Co. |
| Jeanne F. Schooley | Warren Twp., Belmont Co. |

**RESOLUTION—FIXING TIME AND PLACE OF VIEW AND OF FINAL HEARING AND
NOTICE THEREOF ON PUBLIC ROAD PETITION**

IN THE MATTER OF THE

Vacation of a part of Warren

Twp. Road T-160

Public Road.

Petitioned for by Geo. A. Schooley

, and others.

Office of County Commissioners,

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Special session

on the 22nd day of January, 19 64, at the office of County Commissioners
with the following members present:

Wm H. Dorsey

Austin C. Furbee

Louis Salvador

Mr. Dorsey moved the adoption of the following Resolution:

WHEREAS, A Petition signed by at least twelve freeholders of the County residing in the vicinity of the proposed improvement has been presented to this Board of County Commissioners requesting said Board to vacate a portion of
Warren Tp. Rd. T-160 a Public Road as described therein; therefore, be it

RESOLVED, That the 19th day of February, 19 64, at 2 o'clock P (EST) M., be fixed as the date when
we will view the proposed improvement, on which date we will meet at the commencing point of said proposed vacation
and go over the line of said proposed improvement; and be it further

RESOLVED, That the 26th day of February, 19 64, at 11 o'clock A (EST) M., be fixed as the date for
a final hearing thereof, which hearing will be at the office of the Board; and be it further

RESOLVED, That the Clerk of this Board be and she is hereby directed to give notice of the time and place for both such view and hearing
by publication once a week for two consecutive weeks in the St. Clairsville Gazette
a newspaper published and having general circulation in the County, which said notice shall also state briefly the character of said proposed improvement.

Mr. Furbee seconded the Resolution and the roll being called upon its adoption, the vote
resulted as follows:

Mr. Dorsey Yes

Mr. Furbee Yes

Mr. Salvador Yes

Adopted the 22nd day of January, 19 64

County Clerk

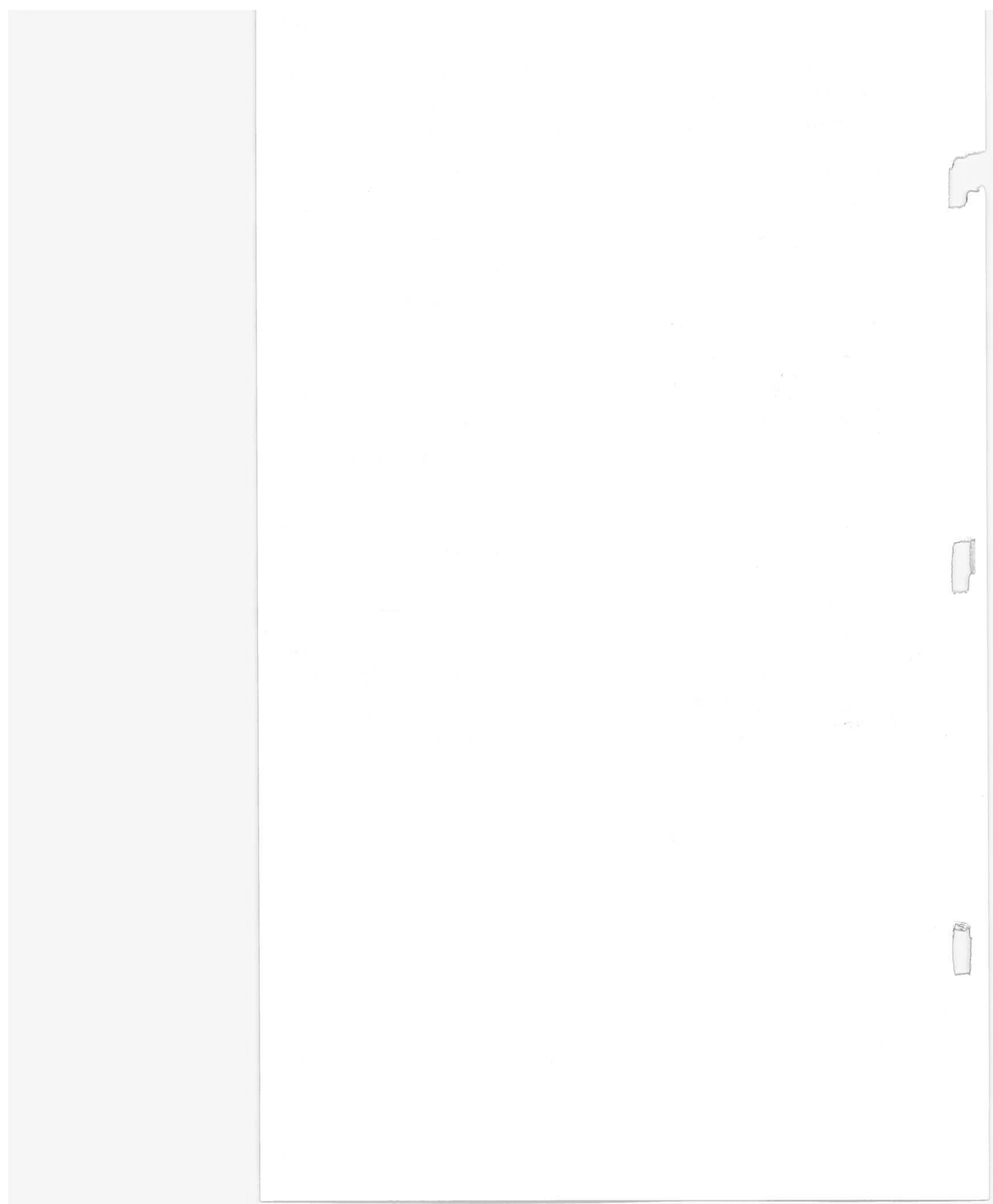
Commissioners Journal Vol. 40 Page 574 Feb. 19, 1964
 View postponed to February 24, 1964, at 2:00 o'clock
 P. M. (EST). Dorsey, Yes; Farbee Yes; Salvador Yes.
 Geneva Beck, Clerk

Commissioners Journal Vol. 40 Page 577 Feb. 24, 1964
 View postponed to March 4, 1964 at 2:00 o'clock
 P. M. (EST) Dorsey Yes; Salvador Yes; Furbee Yes;
 Geneva Beck, Clerk

Commissioners Journal Vol. 40 Page 581 Feb. 26, 1964
 Hearing Continued to March 18, 1964, at 11:00 o'clock
 A. M. Dorsey Yes; Furbee Yes; Salvador Yes;
 Geneva Beck, Clerk

Commissioners Journal Vol. 40 Page 590 March 4, 1964
 View Had Dorsey^{Yes}, Furbee^{Yes}, Salvador^{Yes}
 Geneva Beck, Clerk

Commissioners Journal Vol. 41 Pg. 2 March 18, 1964
 Hearing Had: Vacation Granted under authority of
 Sec. 5553.042
 Furbee Yes; Salvador Yes; Dorsey Yes;
 Geneva Beck, Clerk



**RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER**

IN THE MATTER OF THE

.....
.....
Public Road.
.....
.....

Office of County Commissioners
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in..... session
on the day of, 19....., at the office of
with the following members present:

.....
.....
.....

Mr. moved the adoption of the following Resolution:

WHEREAS, On the day of, 19....., the time heretofore fixed for view of the
proposed improvement, we, the Board of County Commissioners having jurisdiction in said matter, went upon the line of said proposed improvement
and made personal view of the proposed route and termini thereof, and after full investigation and due consideration of all the facts and conditions
pertaining thereto; therefore, be it

RESOLVED, That we do find and consider said improvement of sufficient public importance to instruct the County Engineer to make an accurate
survey and plat of the same, and furnish an accurate and detailed description of the proposed improvement describing the center line and right of way
lines thereof.

Said County Engineer shall also furnish an accurate and detailed description of each tract of land which he believes will be necessary to be taken
in the event the proposed improvement be made, together with the name of each owner.

Said County Engineer shall also, at the time of making such survey, set stakes at the termini of each right of way line and at all angles between
such termini, and at sufficient other points on the right of way lines so that the bounds of the proposed improvement may be discernible to property
owners and other interested persons; and be it further

RESOLVED, That the said County Engineer be and he is hereby directed to make a report in writing to this Board, on or before the
day of, 19....., the date fixed for the final hearing, setting forth his opinion either for or against said proposed
improvement, and the width to which said improvement shall be opened, which shall not be less than thirty feet; said report shall be accompanied by
said plat and detailed and accurate descriptions, and filed with the County Commissioners, and this cause is continued until said date.

Mr. seconded the Resolution and the roll being called upon its adoption, the vote
resulted as follows:

Mr.
Mr.
Mr.

Adopted the day of, 19.....

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

County Engineer's Office,
Belmont County, Ohio.

Public Road.

, 19

To the Board of County Commissioners of Belmont County, Ohio:

The undersigned in obedience to your order dated , 19 , proceeded on the day of , 19 , to make an accurate survey and plat of the Public Road proposed to be improved, and respectfully submits the following report:

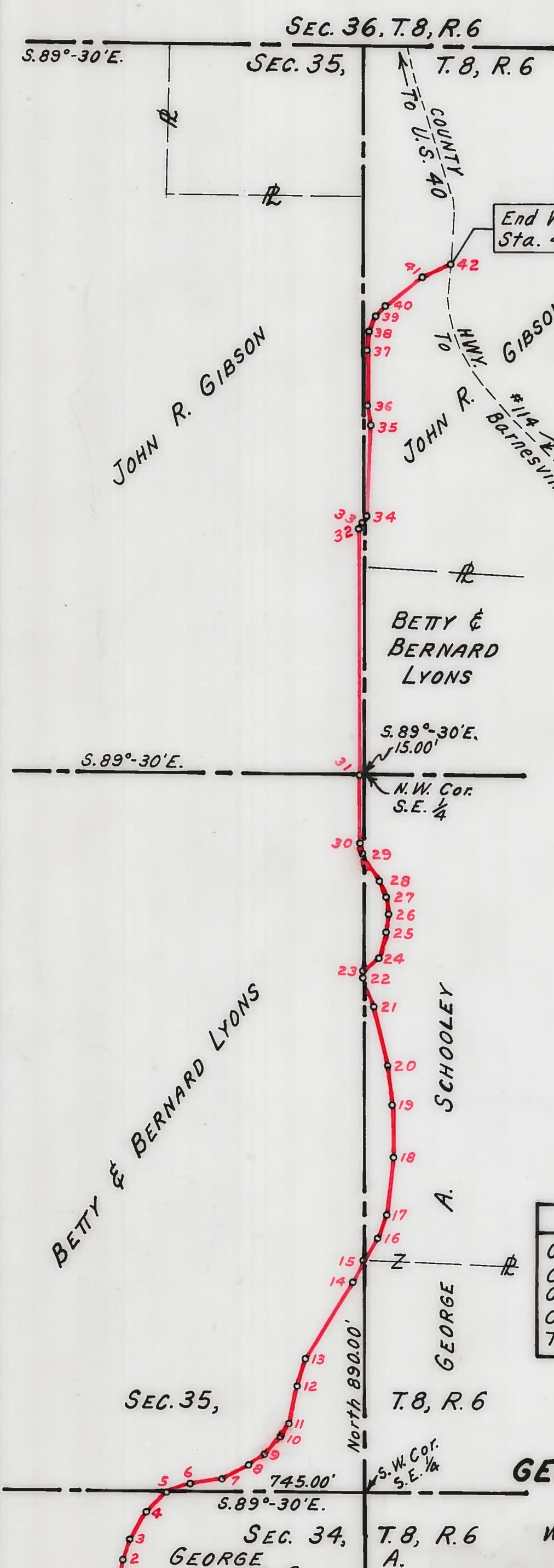
In the opinion of the undersigned the proposed improvement should be granted.

The width to which said improvement should be opened is feet.

An accurate survey and plat, and an accurate and detailed description of each tract of land which the undersigned County Engineer believes will be necessary to be taken in the event the proposed improvement be made, together with the name of each owner, accompany this report and are made a part hereof.

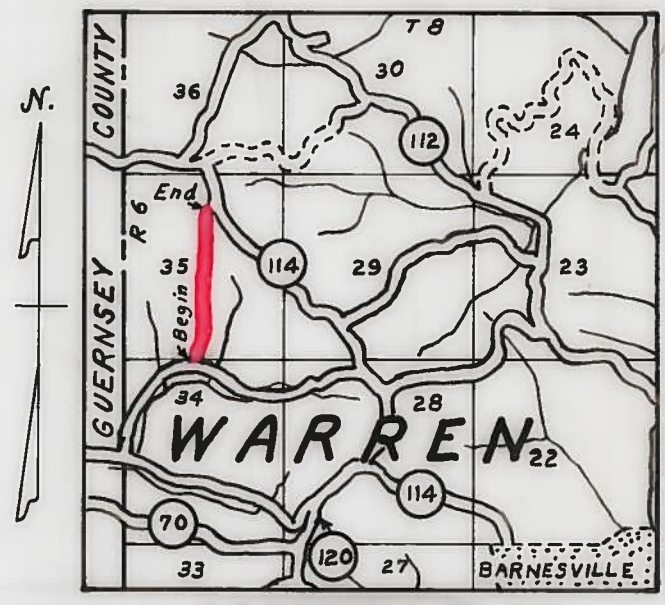
An accurate and detailed description of the proposed improvement describing therein the center line and right of way lines follows:

The undersigned recommends the following changes in the proposed improvement which in his judgment should be made in the event the proposed improvement be granted, to-wit:



VACATION
Length 5715 Ft. or 1.082 Mile

| | | |
|-------|--------------|---------|
| 0-1 | N. 4°-00'E. | 100.00' |
| 1-2 | N. 10°-00'E. | 50.00' |
| 2-3 | N. 16°-30'E. | 80.00' |
| 3-4 | N. 31°-30'E. | 120.00' |
| 4-5 | N. 45°-00'E. | 110.00' |
| 5-6 | N. 70°-00'E. | 90.00' |
| 6-7 | N. 80°-00'E. | 120.00' |
| 7-8 | N. 63°-00'E. | 120.00' |
| 8-9 | N. 54°-30'E. | 70.00' |
| 9-10 | N. 42°-00'E. | 90.00' |
| 10-11 | N. 33°-00'E. | 60.00' |
| 11-12 | N. 11°-00'E. | 140.00' |
| 12-13 | N. 17°-30'E. | 110.00' |
| 13-14 | N. 32°-00'E. | 340.00' |
| 14-15 | N. 28°-30'E. | 90.00' |
| 15-16 | N. 30°-00'E. | 100.00' |
| 16-17 | N. 20°-00'E. | 90.00' |
| 17-18 | N. 7°-00'E. | 220.00' |
| 18-19 | N. 1°-00'W. | 200.00' |
| 19-20 | N. 9°-00'W. | 150.00' |
| 20-21 | N. 13°-30'W. | 230.00' |
| 21-22 | N. 21°-00'W. | 120.00' |
| 22-23 | N. 10°-00'E. | 20.00' |
| 23-24 | N. 50°-00'E. | 80.00' |
| 24-25 | N. 15°-00'E. | 100.00' |
| 25-26 | N. 5°-00'E. | 70.00' |
| 26-27 | N. 9°-00'W. | 70.00' |
| 27-28 | N. 22°-00'W. | 60.00' |
| 28-29 | N. 32°-30'W. | 120.00' |
| 29-30 | N. 12°-00'W. | 45.00' |
| 30-31 | North | 260.00' |
| 31-32 | North | 945.00' |
| 32-33 | N. 30°-00'E. | 20.00' |
| 33-34 | N. 30°-00'E. | 20.00' |
| 34-35 | N. 2°-30'E. | 350.00' |
| 35-36 | N. 8°-00'W. | 75.00' |
| 36-37 | N. 1°-00'W. | 210.00' |
| 37-38 | N. 3°-00'E. | 70.00' |
| 38-39 | N. 21°-00'E. | 60.00' |
| 39-40 | N. 42°-00'E. | 50.00' |
| 40-41 | N. 51°-00'E. | 170.00' |
| 41-42 | N. 63°-00'E. | 120.00' |



LOCATION PLAN
Scale in Miles

Sec. 5553.042 Revised Code.

| APPROVED BY | |
|--|--------------------------|
| Co. Engineer | <i>R. J. Zaccarelli</i> |
| Co. Comm. | <i>Louise Salvador</i> |
| Co. Comm. | <i>Arthur C. Fink</i> |
| Co. Comm. | <i>William H. Wooley</i> |
| This 18 th day of Mar. 1964 | |

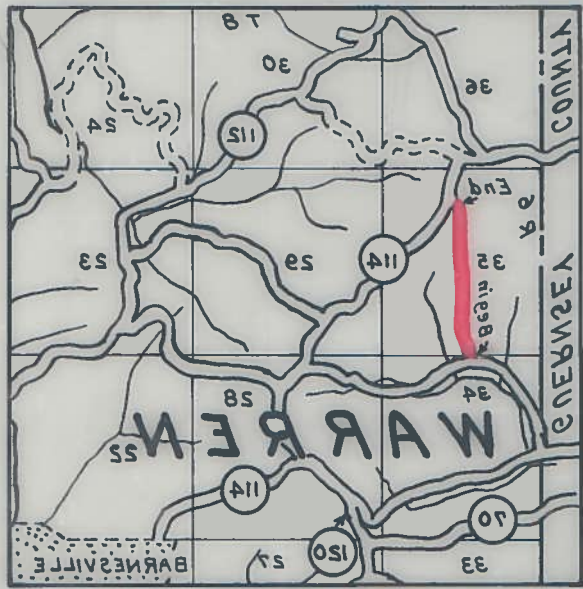
PETITION No. 660
VACATION OF THE
GEORGE A. SCHOOLEY ROAD T-160
(FITZGERALD ROAD)
WARREN TOWNSHIP SECS. 34 & 35, T.8, R.6
BELMONT COUNTY, OHIO

WARREN TOWNSHIP SECS 34 & 35, T.8, R.6
 GEORGE A. SCHOOLLEY ROAD T-160
 (FITZGERALD ROAD)
 VACATION OF THE
 PETITION NO. 660

This 18th day of Mar. 1964
 Co. Comm. William H. Schooley
 Co. Comm. J. J. [Signature]
 Co. Comm. [Signature]
 Co. Engineer [Signature]
 APPROVED BY

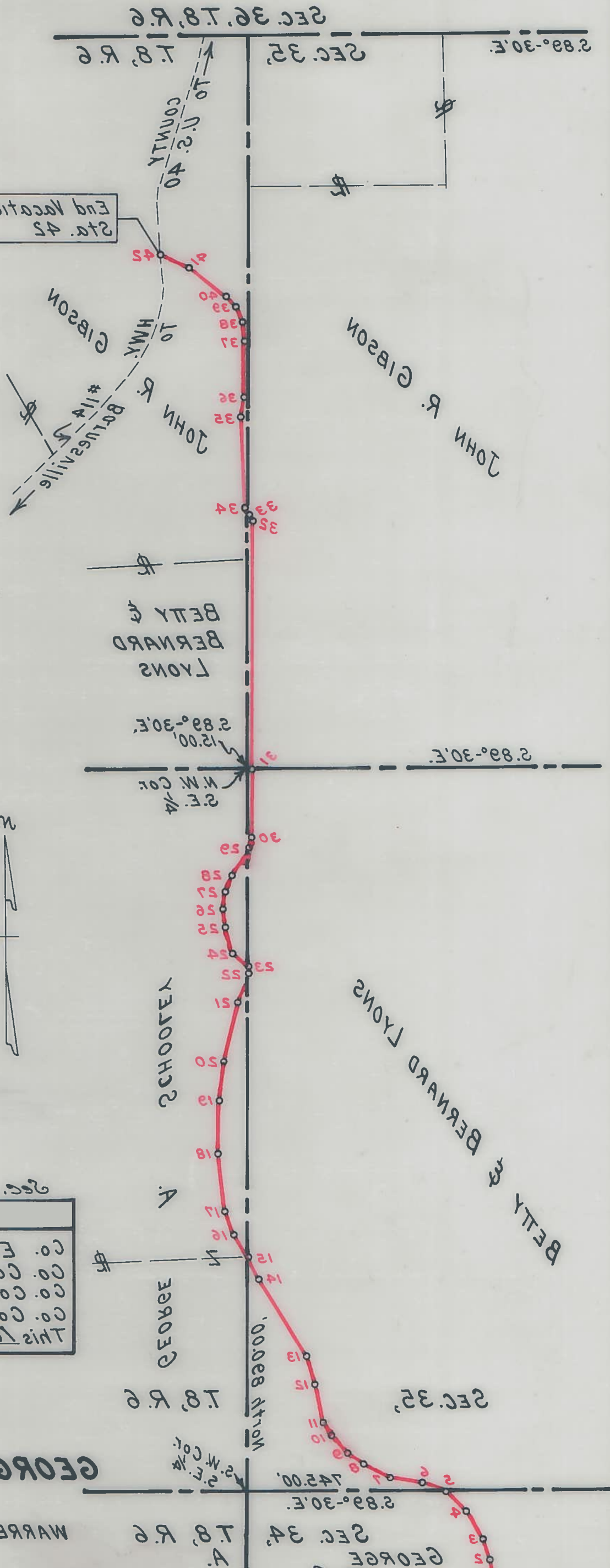
Sec. 2523.042 Revised Code.

Scale in Miles
 0 1 2



| | | |
|--------|-------------|-------|
| 150.00 | W. 63.00 E. | 41-45 |
| 170.00 | W. 51.00 E. | 39-40 |
| 20.00 | W. 45.00 E. | 38-39 |
| 60.00 | W. 51.00 E. | 37-38 |
| 70.00 | W. 3.00 E. | 36-37 |
| 510.00 | W. 1.00 W. | 35-36 |
| 72.00 | W. 8.00 W. | 34-35 |
| 320.00 | W. 5.00 E. | 33-34 |
| 50.00 | W. 30.00 E. | 32-33 |
| 50.00 | W. 30.00 E. | 31-32 |
| 560.00 | North | 30-31 |
| 42.00 | W. 15.00 W. | 29-30 |
| 150.00 | W. 35.00 W. | 28-29 |
| 60.00 | W. 25.00 W. | 27-28 |
| 70.00 | W. 9.00 W. | 26-27 |
| 70.00 | W. 2.00 E. | 25-26 |
| 100.00 | W. 12.00 E. | 24-25 |
| 80.00 | W. 20.00 E. | 23-24 |
| 50.00 | W. 10.00 E. | 22-23 |
| 150.00 | W. 51.00 W. | 21-22 |
| 230.00 | W. 13.00 W. | 20-21 |
| 530.00 | W. 9.00 W. | 19-20 |
| 120.00 | W. 3.00 W. | 18-19 |
| 500.00 | W. 1.00 W. | 17-18 |
| 250.00 | W. 7.00 E. | 16-17 |
| 90.00 | W. 20.00 E. | 15-16 |
| 100.00 | W. 30.00 E. | 14-15 |
| 90.00 | W. 58.00 E. | 13-14 |
| 340.00 | W. 35.00 E. | 12-13 |
| 110.00 | W. 17.00 E. | 11-12 |
| 140.00 | W. 11.00 E. | 10-11 |
| 60.00 | W. 33.00 E. | 9-10 |
| 90.00 | W. 45.00 E. | 8-9 |
| 70.00 | W. 24.00 E. | 7-8 |
| 150.00 | W. 63.00 E. | 6-7 |
| 150.00 | W. 80.00 E. | 5-6 |
| 90.00 | W. 70.00 E. | 4-5 |
| 110.00 | W. 42.00 E. | 3-4 |
| 150.00 | W. 31.00 E. | 2-3 |
| 80.00 | W. 16.00 E. | 1-2 |
| 20.00 | W. 10.00 E. | 0-1 |

VACATION
 Length 2712 Ft. or 1.085 Mile



**RESOLUTION—GRANTING PROPOSED IMPROVEMENT
ORDERING RECORD, ETC.**

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

Public Road.

The Board of County Commissioners of Belmont County, Ohio, met in _____ session
on the _____ day of _____, 19_____, at the office of _____
with the following members present:

Mr. _____ moved the adoption of the following Resolution:

WHERSAS, This day this matter came on to be heard on the report, survey, plat and detailed and accurate descriptions as filed by the County Engineer, and said report having been read in open session, the Board proceeded with the hearing of testimony bearing upon the necessity of the said improvement for the public convenience or welfare and offered either for or against going forward with the proposed improvement by interested persons; and

WHEREAS, Said Board has considered said report and all the testimony offered, and all the facts and conditions pertaining to said matter; there fore, be it

RESOLVED, That said Board of County Commissioners do find said improvement will serve the public convenience and welfare; and be it further RESOLVED and determined to proceed with said improvement, it being the opinion of this Board of County Commissioners that the improve- ment is of sufficient importance to the public to cause the compensation and damages on account thereof to be paid to the persons entitled thereto out of the County Treasury, and such method of payment of compensation and damages is hereby ordered; and be it further

RESOLVED and determined to proceed with said improvement only upon the condition that the compensation and damages or such part thereof as this Board may deem reasonable and just be paid by the landowners owning lands within the vicinity who will be benefited by the improvement, and the balance, if any, be paid out of the County Treasury, it being the opinion of this Board of County Commissioners that the improvement is not of sufficient importance to cause all compensation and damages to be paid from the County Treasury. On failure of such benefited landowners to pay

such compensation and damages as may be adjudged against them by the _____ day of _____, 19_____, it is hereby determined that said proposed improvement be abandoned. It is further ordered that there be included in this order and made a part hereof the accompanying schedule setting forth the names of such benefited landowners, a pertinent description of such land and a statement of the amount of such compensation and damages to be paid by the owner, or owners, of each parcel of such land; and be it further

RESOLVED, That said improvement as set forth and defined in said report, survey, plat and detailed and accurate descriptions as filed by the County Engineer be and the same is hereby granted and said road is hereby ordered _____ feet in width; and be it further

RESOLVED and determined to proceed with said improvement and the same is hereby granted and said road is ordered _____

_____ feet in width, with the following modifications and changes in the route and termini which in our judgment the public convenience and welfare require, and it is hereby ordered that an accurate and deta'led description of such modifications and changes be entered on our Journal;

and be it further

RESOLVED, That the County Engineer be and he is hereby directed to cause a record of the proceedings, including the survey and plat and accurate and detailed description of said proposed improvement, to be forthwith entered in the proper road records of said County; and be it further

RESOLVED, That the _____ day of _____, 19_____, at _____ o'clock _____ M., at the office of this Board, be and the same are hereby fixed as the time and place for hearing of such claims for compensation and damages as may be filed in writing with the Clerk of this Board on or before said date; and be it further

RESOLVED, That notice of the time and place of such hearing be given by the County Engineer or his Deputy or Assistant, and the Clerk of this Board, as required by law; and be it further

RESOLVED, That this cause be and the same is hereby continued to said date above fixed.

Mr. _____ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. _____

Mr. _____

Mr. _____

Adopted the _____ day of _____, 19_____.

RESOLUTION—AWARDING COMPENSATION AND DAMAGES

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio.

Public Road.

The Board of County Commissioners of Belmont County, Ohio, met in _____ session
on the _____ day of _____, 19_____, at the office of _____
with the following members present:

Mr. _____ moved the adoption of the following Resolution:

WHERSAS, This day the matter of award of compensation and damages to landowners through or upon whose lands said improvement is located, came on to be heard, and the Board finds that notice of the time and place of this hearing has been given to all such owners as provided by law and our former order and the Board has heard all applications for compensation and damages filed herein, and considered all claims of minors and those under legal disabilities; therefore, be it

RESOLVED, That we do find and allow compensation and damages, in amounts as held to be just and equitable to the following landowners, to-wit:

and be it further

RESOLVED, That, when the amount of compensation and damages is paid to the owners, as herein ordered, or the amount thereof as allowed by this Board is deposited with the Probate Court, upon an appeal being perfected, for the use of the appellants, said improvement described as follows:

be and the same is hereby established.

Mr. _____ seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. _____

Mr. _____

Mr. _____

Adopted the _____ day of _____, 19_____.