

without # 689
PUBLIC ROAD PETITION

Pultney Twp., Ohio, April 14, 1969

The Board of County Commissioners of Belmont County, Ohio: met in Regular session on the 14th day of April, 1969 at the office of the County Commissioners, with the following Present:

Mr Dorsey moved the adoption of the following Resolution: A.J. Sargus, Earnest C. Loy, W. Dorsey
Whereas, this Board of County Commissioners is of the opinion that it will be for the public convenience or welfare to alter a part of a Public Road on the line hereinafter described, known as F308 and called the Fowkes 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 bridge on said road located near the Northwest corner of Section 6, Township 5, Range 3, Pultney Township and thence in a northeasterly direction to intersect County Highway 3 which is the Bellaire-Nesss Pike, and being approximately 400 feet in length and also the vacation of any part of the present road unnecessary by this alteration.

Commissioners Journal Vol. 43 Pg. 471

Dated this 14th day of April, A. D. 1969

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
X	X

Resolution (Altering & Vacating a Public Road without Petition and
FIXING TIME AND PLACE OF VIEW AND OF FINAL HEARING)

IMP. # 689

Office of County Commissioners,
Belmont County, Ohio

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

on the 14th day of April, 19 69, at the office of the County Commissioners
with the following members present:

A. J. Sargus

Earnest C. Loy

W. Dorsey

Mr. Dorsey moved the adoption of the following Resolution:

WHEREAS, ~~_____~~ is of the opinion that it will be for the public convenience or welfare

to alter a part of _____ a Public Road on the line hereinafter described, known as T-308
and called the Fowkes Road; the same not being a road on the State Highway System.

RESOLVED, That the 12th day of May, 19 69, at 9:00 o'clock A.M., be fixed as the date when
we will view the proposed improvement, on which date we will meet at the Commencing point

and go over the line of said proposed improvement; and be it further

RESOLVED, That the 14th day of May, 19 69, at 8:00 o'clock P.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 Martins Ferry Times Leader

a newspaper published and having general circulation in the County, which said notice shall also state briefly the character of said proposed improve-
ment.

Mr. Loy seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Sargus Yes

Mr. Loy Yes

Mr. Dorsey Yes

Adopted the 14th day of April, 19 69

Stanet K Lou

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IMP. # 689

IN THE MATTER OF THE

Altering a part of Township Road
No. 308, known as the Fowkes Road,
Public Road.
Pultney Township, Imp. No. 689

Office of County Commissioners

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 12th day of May, 19 69, at the office of the County Commissioners

with the following members present:

A. J. Sargus

Earnest C. Loy

W. Dorsey

Mr. Loy moved the adoption of the following Resolution:

WHEREAS, On the 12th day of May, 19 69, 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 14th day of May, 19 69, 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. Dorsey seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Sargus	YES
Mr. Loy	YES
Mr. Dorsey	YES

Adopted the 12th day of May, 19 69

Janet K. Loy

REPORT OF COUNTY ENGINEER

IMP. # 689

IN THE MATTER OF THE

Altering a part of Tup. Rd.
No. 308, known as the Fowkes Rd.
Public Road.
Imp. #689

County Engineer's Office,

Belmont County, Ohio.

May 13, 1969

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

The undersigned in obedience to your order dated May 12, 1969, proceeded on the 13th day of May, 1969, 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.

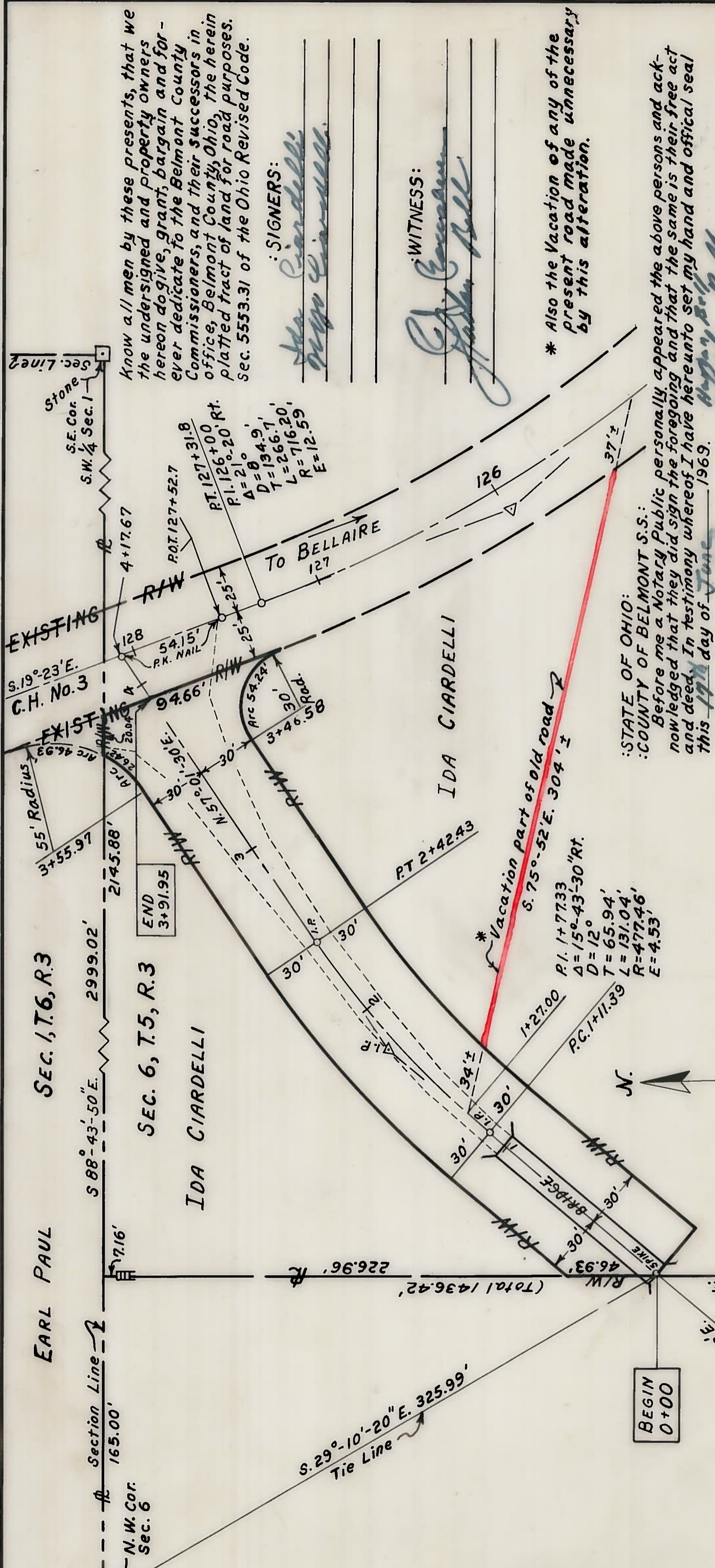
The width to which said improvement should be opened is 60 feet.

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:

" See attached Plat "

Ed. [Signature]



Know all men by these presents, that we the undersigned and property owners hereon do give, grant, bargain and forever dedicate to the Belmont County Commissioners, and their successors in office, Belmont County, Ohio, the herein platted tract of land for road purposes. Sec. 5553.31 of the Ohio Revised Code.

SIGNERS:

Ida Ciardelli
Ida Ciardelli

WITNESS:

John Ciardelli
John Ciardelli

* Also the Vacation of any of the present road made unnecessary by this alteration.

STATE OF OHIO:
COUNTY OF BELMONT S.S.:

Before me a Notary Public personally appeared the above persons and acknowledged that they did sign the foregoing and that the same is their free act and deed. In testimony whereof I have hereunto set my hand and official seal this 17th day of June, 1969.

IMPROVEMENT No. 689 NOTARY PUBLIC

OHIO REVISED CODE SEC. 5553.04 ET. SEQ.

ALTERATION OF FOWKES ROAD T-308

LENGTH 391.95 LINEAL FEET OR 0.075 MILE

(Near McClainville)
RIGHT-OF-WAY 60 FEET
SECTION 6, T.5, R.3
PULTNEY TOWNSHIP
BELMONT COUNTY, OHIO
R. J. BOCCABELLA COUNTY ENGINEER
February, 1969 SCALE IN FEET 0 25 50 100 150 200
Note Book 311

APPROVED BY

Co. Engineer. *R.J. Boccabella*
Co. Comm. *R.J. Boccabella*
Co. Comm. *R.J. Boccabella*
Co. Comm. *R.J. Boccabella*
This 17th day of June, 1969

EARL PAUL SEC. 1, T.6, R.3

IDA CIARDELLI SEC. 6, T.5, R.3

IDA CIARDELLI

BEGIN 0+00

END 3+91.95

T-308

O.I.P.

APPROVED BY

CO. COMM. *[Signature]*

CO. COMM. *[Signature]*

CO. COMM. *[Signature]*

CO. ENGINEER *[Signature]*

DATE 06/20/00

80E-T ROAD EXHIBIT FOR MUTUALITY

SECTION OF THE ROAD

RIGHT-OF-WAY

SECTION OF THE ROAD

BEFORE WE BEGIN WORK ON THIS PROJECT WE MUST BE SURE THAT ALL NECESSARY PERMITS AND APPROVALS HAVE BEEN OBTAINED FROM THE APPROPRIATE AGENCIES.

STATE OF OHIO:

BEFORE WE BEGIN WORK ON THIS PROJECT WE MUST BE SURE THAT ALL NECESSARY PERMITS AND APPROVALS HAVE BEEN OBTAINED FROM THE APPROPRIATE AGENCIES.

DATE 06/20/00

[Signature]

DATE 06/20/00

SCALE 1" = 40'

DATE 06/20/00

SECTION OF THE ROAD

RIGHT-OF-WAY

SECTION OF THE ROAD

80E-T ROAD EXHIBIT FOR MUTUALITY

SECTION OF THE ROAD

RIGHT-OF-WAY

SECTION OF THE ROAD

BEFORE WE BEGIN WORK ON THIS PROJECT WE MUST BE SURE THAT ALL NECESSARY PERMITS AND APPROVALS HAVE BEEN OBTAINED FROM THE APPROPRIATE AGENCIES.

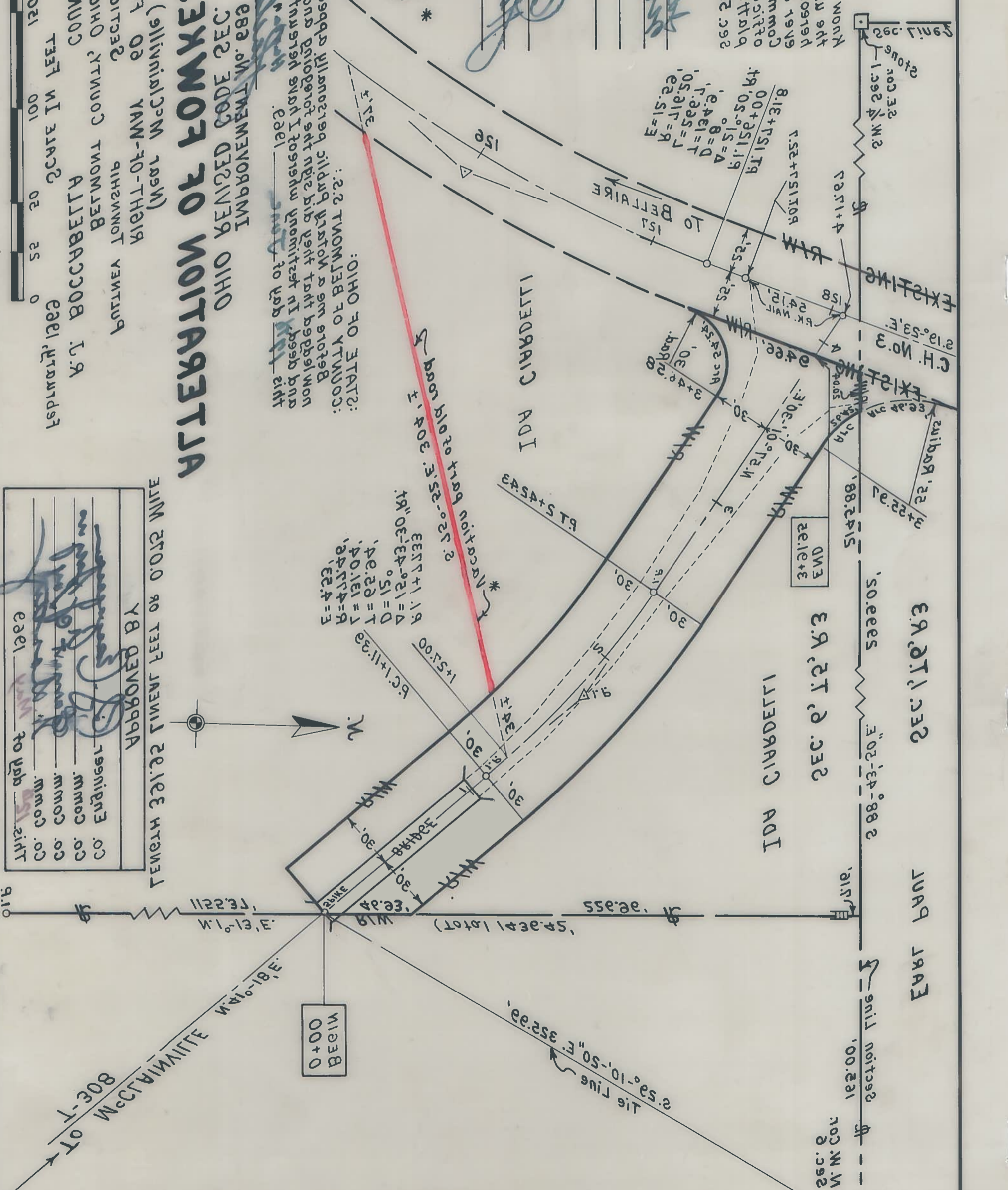
STATE OF OHIO:

BEFORE WE BEGIN WORK ON THIS PROJECT WE MUST BE SURE THAT ALL NECESSARY PERMITS AND APPROVALS HAVE BEEN OBTAINED FROM THE APPROPRIATE AGENCIES.

DATE 06/20/00

[Signature]

DATE 06/20/00



DATE 06/20/00

SECTION OF THE ROAD

RIGHT-OF-WAY

SECTION OF THE ROAD

DATE 06/20/00

[Signature]

DATE 06/20/00

RESOLUTION—GRANTING PROPOSED IMPROVEMENT

ORDERING RECORD, ETC.

IMP. # 689

IN THE MATTER OF THE

Altering a part of Township Road No. 308, known as the Fowkes, Road

Public Road.

Pultney Township, Imp. No. 689

Office of County Commissioners,

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 14th day of May, 1969, at the office of the County Commissioners with the following members present:

A. J. Sargus
Earnest C. Loy
W. Dorsey

Mr. Loy moved the adoption of the following Resolution:

WHEREAS, 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; therefore, 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 improvement 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 the 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 60 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 detailed description of such modifications and changes be entered on our Journal;

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

Mr. Sargus YES
Mr. Loy YES
Mr. Dorsey YES

Adopted the 14th day of May, 1969

RESOLUTION—AWARDING COMPENSATION AND DAMAGES

IMP. # 689

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:

Commissioners Journal Vol. 143 Pg. 532

Dorsey Motioned to 10 day elapsed Road to be altered

be and the same is hereby established.

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

Mr. <u>Sargus</u>	<u>YES</u>
Mr. <u>Loy</u>	<u>YES</u>
Mr. <u>Dorsey</u>	<u>YES</u>

Adopted the 25th day of June, 1969

Tanet K. Lou