

PUBLIC ROAD PETITION No. 710

Morristown, Ohio, November 18, 1970

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 vacation of certain dedicated streets in Beck-Linn Allotment, Union Twp. a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacating such roads the same not being roads on the State Highway System.

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

Being all streets as shown on the plat of Beck-Linn Allotment which is recorded in Plat Record Volume 11, Page 98 excepting therefrom Beaver Lane which is completely within the boundaries of Interstate Route 70 and those portions of Lake Drive, Cedar Lane and Pine Bluff Road which lay within the Right-of-Way limits of Interstate Route 70.

Total acreage of streets to be vacated is 9.86 acres.

Dated this 23rd day of November, A. D. 1970.

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Lists names like Pearl D. Skinner, Ted Strauss, etc., and districts like Union Twp. & Morristown Corp.

Rt. 2, Bethesda, O.

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

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

Vacating certain dedicated streets in Beck-Linn Allotment

Public Road. Imp. #710

Petitioned for by Pearl D. Skinner

, and others.

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

on the 23rd day of November, 1970, at the office of the county commissioners

with the following members present:

RESOLVED, That the Clerk of the Board be and she is hereby directed to notify the abutting property owners of the time and place of hearing in accordance with Sec. 5553.05 of the Revised Code of Ohio; and be it further

W. Dorsey

Earnest C. Loy

A. J. Sargus

Mr. Sargus 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 certain dedicated streets

as described therein; therefore, be it

RESOLVED, That the 14th day of December, 1970, 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 16th day of December, 1970, 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 improvement.

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

resulted as follows:

- Mr. Dorsey Yes
Mr. Loy Yes
Mr. Sargus Yes

Adopted the 23rd day of November, 1970

Janet K. Lou

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE
*Vacating certain dedicated streets in
Beck-Linn Allotment*
Public Road.

Office of County Commissioners
Belmont County, Ohio
Imp. #710

The Board of County Commissioners of Belmont County, Ohio, met in *Regular* session
on the *14th* day of *December*, 19 *70*, at the office of *the County Commissioners*

with the following members present:

- W. Dorsey*
- Earnest Loy*
- A. J. Sargus*

Mr. *Sargus* moved the adoption of the following Resolution:

WHEREAS, On the *14th* day of *December*, 19 *70*, 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 *16th* day of *December*, 19 *70*, the date fixed for the final hearing, setting forth his opinion either for or against said proposed improvement, ~~and to file with the County Commissioners a copy of said report and plat and detailed and accurate descriptions, and filed with the County Commissioners, and this cause is continued until said date.~~ 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. *Loy* seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

- Mr. *Dorsey* *YES*
- Mr. *Sargus* *YES*
- Mr. *Loy* *YES*

Adopted the *14th* day of *December*, 19 *70*.

Jeanne P. Harris

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

*Vacating certain dedicated streets
in Beck-Linn Allotment*
Public Road.

County Engineer's Office,

Belmont County, Ohio.

December 16, 19 *70*

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

The undersigned in obedience to your order dated *Dec. 14*, 19 *70*, proceeded on the *14th* day of *Dec.*, 19 *70*, 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.

~~.....~~
~~.....~~
~~.....~~
~~.....~~

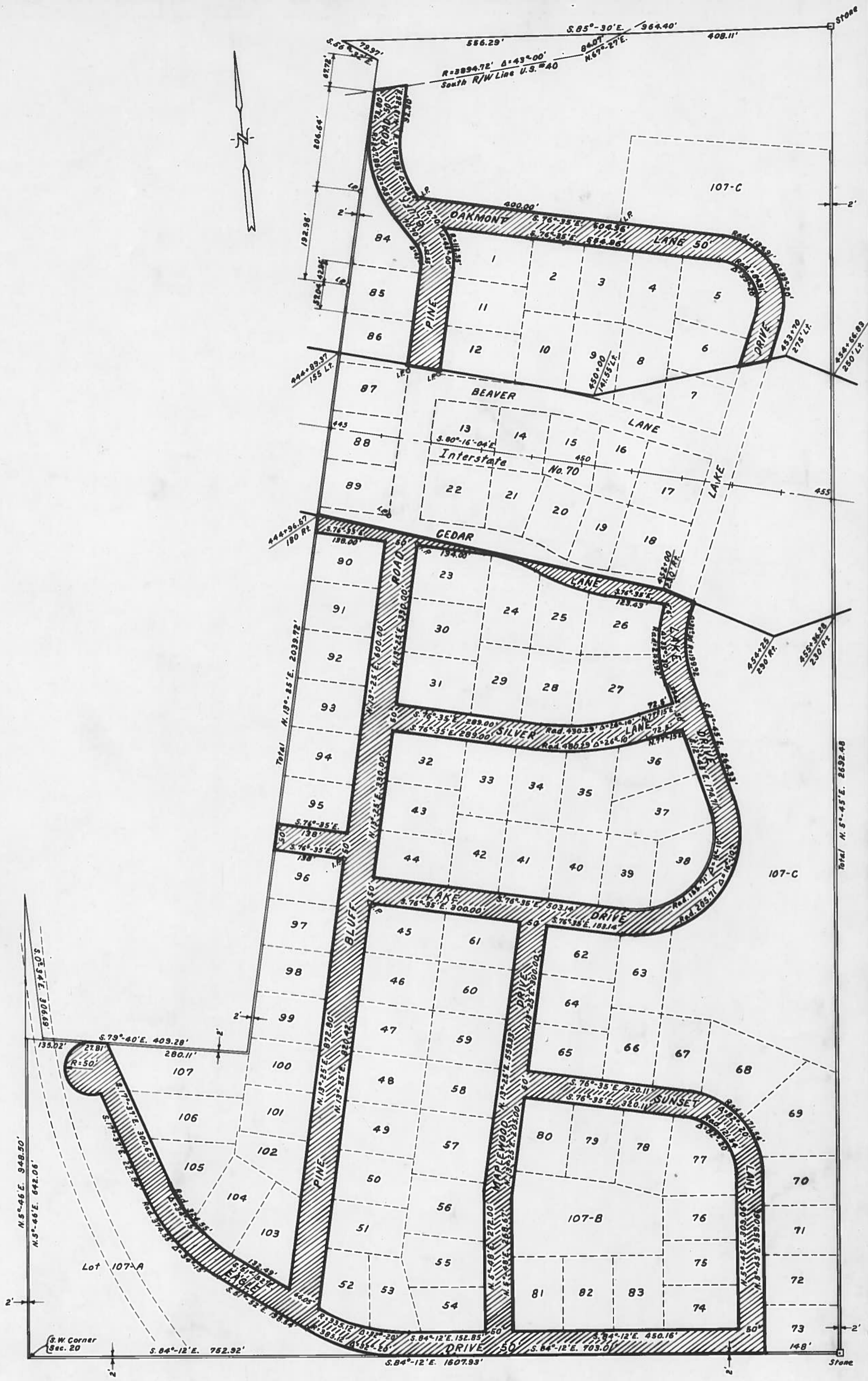
An accurate and detailed description of the proposed improvement describing therein the center line and right of way lines follows:

" See attached plat "

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:

Commissioners Journal Vol. 44 Pg. 363

R B



BECK-LINN ALLOT. PLAT BOOK 11 Pg. 38
 VACATION IN STREETS 9.86 ACRES

APPROVED BY

Co. Engineer	<i>J. Ferguson</i>
County Comm.	<i>J. Ferguson</i>
County Comm.	<i>Robert C. Fry</i>
County Comm.	<i>H. Hanson</i>
This 16 th day of	<i>December</i> 1970

PETITION No. 710
VACATION OF VARIOUS STREETS IN BECK-LINN ALLOTMENT



RESOLUTION—GRANTING PROPOSED IMPROVEMENT
ORDERING RECORD, ETC.

IN THE MATTER OF THE

*Vacating certain dedicated streets in
Beck-Linn Allotment*

Public Road. Imp. # 710

Pearl D. Skinner

Office of County Commissioners,

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in *Special* session
on the *16th* day of *December*, 19 *70*, at the office of
with the following members present:

Mr. Dorsey

Mr. Loy

Mr. Sargus

Mr. *Sargus* 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

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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,

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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 *vacated*

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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;

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~~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;~~

~~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;~~

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

Mr. *Dorsey* YES

Mr. *Sargus* YES

Mr. *Loy* YES

Adopted the *16th* day of *December*, 19 *70*

~~RESOLUTION AWARDED COMPENSATION AND DAMAGES~~

IN THE MATTER OF THE

Office of County Commissioners,
Belmont County, Ohio.

Vacating certain dedicated streets
in Beck-Linn Allotment
Public Road.

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 1st day of February, 1971, at the office of County Commissioners
with the following members present:

Sargus
Giffen
Dorsey

Mr. Dorsey moved the adoption of the following Resolution:

~~WHEREAS, 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~~

Order to Trustees
10 days or more elapsed
Commissioners Journal Vol. 44 Pg. 408

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

Mr. Sargus Yes
Mr. Giffen Yes
Mr. Dorsey Yes

Adopted the 1st day of February, 1971

Tennno P Harris