

IMP. # 718

RESOLUTION

PUBLIC ROAD WITHOUT PETITION AND FIXING TIME OF VIEW AND FINAL HEARING

Gen'l Code, Secs. 6802-3.

Office of the Board of County Commissioners, Belmont County, Ohio.

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 3rd day of July, 1973 at the office of Belmont County Commissioners with the following members present:

- A. J. Sargus
J. F. Giffen
C. A. Linch

Mr. Linch moved the adoption of the following Resolution:

WHEREAS, This Board of County Commissioners is of the opinion that it will be for the public convenience or welfare to vacate a Public Road on the line hereinafter described, known as the 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 a point in County Road 76, said point is in the west section line of Section 10, Township 8, Range 5 of Union Township, and said point lies North 6 degrees - 06' East, 629.07 feet, from the Southwest Corner of Section 10, Township 8, Range 5; thence North 6 degrees - 06' East, 1165 Feet to a point in the road and the west section line of Section 10; thence leave said section line going through lands of William W. Wehr Trustee and Toni & John Bedway the following 16 courses and distances; North 37 degrees - 00' East, 65 feet to a point; thence North 52 degrees - 00' East, 260 Feet to a point; thence North 38 degrees - 00' East, 65 feet to a point; thence North 17 degrees - 00' East, 580 feet to a point; thence North 12 degrees - 30' East, 290 feet to a point; thence North 10 degrees - 00' East, 430 feet to a point; thence North 27 degrees - 00' East, 115 feet to a point; thence North 34 degrees - 00' East, 245 feet to a point; thence North 27 degrees - 00' East, 135 feet to a point; thence North 17 degrees - 00' East, 240 feet to a point; thence North 13 degrees - 00' East, 360 feet to a point; thence North 6 degrees - 00' East, 95 feet to a point; thence North 3 degrees - 00' East, 235 feet to a point; thence North 5 degrees - 00' East, 340 feet to a point; thence North 11 degrees - 00' East, 140 feet to a point; thence North 24 degrees - 00' East, 125 feet to end of vacation.

Length 5885 feet or 1.11 mile

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Adopted the day of, 19

.....; therefore, be it
 RESOLVED, That the 19th day of July, 1972, at 8:45 o'clock
 P.M., be fixed as the date when said Board will view the proposed improvement, on
 which date we will meet at the site

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and go over the line of said proposed improvement; and be it further
 RESOLVED, That the 26th day of July, 1972, at 10 o'clock
 A.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

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

Mr. Sargus YES
 Mr. Giffen YES
 Mr. Lynch YES

Adopted the 3rd day of July, 1972

Jeanne P. Harris
 Clerk, Board of County Commissioners of
 Belmont County, Ohio.

1. "locating," "establishing," "altering," "widening," "straightening," "vacating," or "changing the direction of."
 2. "locate," "establish," "alter," "widen," "straighten," "vacate," or "change the direction of."
 3. Insert "a part of," if so.
 4. Strike out the word "not" if the proposed improvement is on the State Highway System, in which case the approval of the Director of
 Highways shall be had before proceeding further. See Sec. 6860 G. C.
 5. Here set forth the general route and termini of the Road, or part thereof, to be located, established, or vacated, or the general manner in
 which such Road is to be altered, widened, straightened, or the direction thereof changed.

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No.
 County, Ohio.

IN THE MATTER OF THE

Public Road.

RESOLUTION
 PUBLIC ROAD
 WITHOUT PETITION, AND FIXING
 TIME OF VIEW AND FINAL HEARING

Adopted, 19.....
 Journal No. Page.....

Heer Plr. Co., Cols., O.

PUBLIC ROAD PETITION

....., Ohio,, 19.....

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.....

of a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for 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

Dated this..... day of....., A. D. 19.....

PETITIONERS' NAMES

TAXING DISTRICT OF COUNTY IN WHICH
PETITIONER OWNS REAL ESTATE

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

RESOLUTION—FIXING TIME AND PLACE OF VIEW AND OF FINAL HEARING AND NOTICE THEREOF ON PUBLIC ROAD ~~PETITION~~ #718 IMP.

IN THE MATTER OF THE
*Vacating a Section of National-
New Lafferty Road C.H. #76, Union Township*
Public Road.

Office of County Commissioners,
Belmont County, Ohio

Petitioned for by _____
_____, and others.

The Board of County Commissioners of Belmont County, Ohio, met in _____ *Regular* session
on the *3rd* day of *July*, 19 *72*, at the office of *The Belmont County Commissioners*
with the following members present:

A. J. Sargus

J. F. Giffen

C. A. Linch

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

without
WHEREAS A Petition signed by at least twelve freeholders of the County residing in the vicinity of the proposed improvement has been pre-
sented to this Board of County Commissioners requesting said Board to *Vacate*
_____ a Public Road as described therein; therefore, be it

RESOLVED, That the *19th* day of *July*, 19 *72*, at *8:45* o'clock *A.* M., be fixed as the date when
we will view the proposed improvement, on which date we will meet at *the site*
and go over the line of said proposed improvement; and be it further

RESOLVED, That the *26th* day of *July*, 19 *72*, at *10:00* o'clock *A.* 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 *s*he 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 *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. *Giffen* seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. *Sargus* *Yes*

Mr. *Giffen* *Yes*

Mr. *Linch* *Yes*

Adopted the *3rd* day of *July*, 19 *72*.

Teanne P. Harris

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT #718
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE
Vacating a Section of
Public Road.
National New Lafferty Road
Co. Rd. #76, Union Township

Office of County Commissioners
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Special session
on the 19th day of July, 1972, at the office of Belmont County Commissioners'
with the following members present:

A. J. Sargus
J. F. Giffen
C. A. Linch

Mr. Giffen moved the adoption of the following Resolution:

WHEREAS, On the 19th day of July, 1972, 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 26th
day of July, 1972, 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. Linch seconded the Resolution and the roll being called upon its adoption, the vote
resulted as follows:

Mr. Sargus Yes
Mr. Giffen Yes
Mr. Linch Yes

Adopted the 19th day of July, 1972.

Jeanne P. Harris

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

Vacating a Section of

Public Road.

National New Lafferty Road
Co. Rd. #76, Union Township

County Engineer's Office,

Belmont County, Ohio.

July 19, 1972

Imp. #718

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

The undersigned in obedience to your order dated July 19, 1972, proceeded on the 20th day of July, 1972, 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.

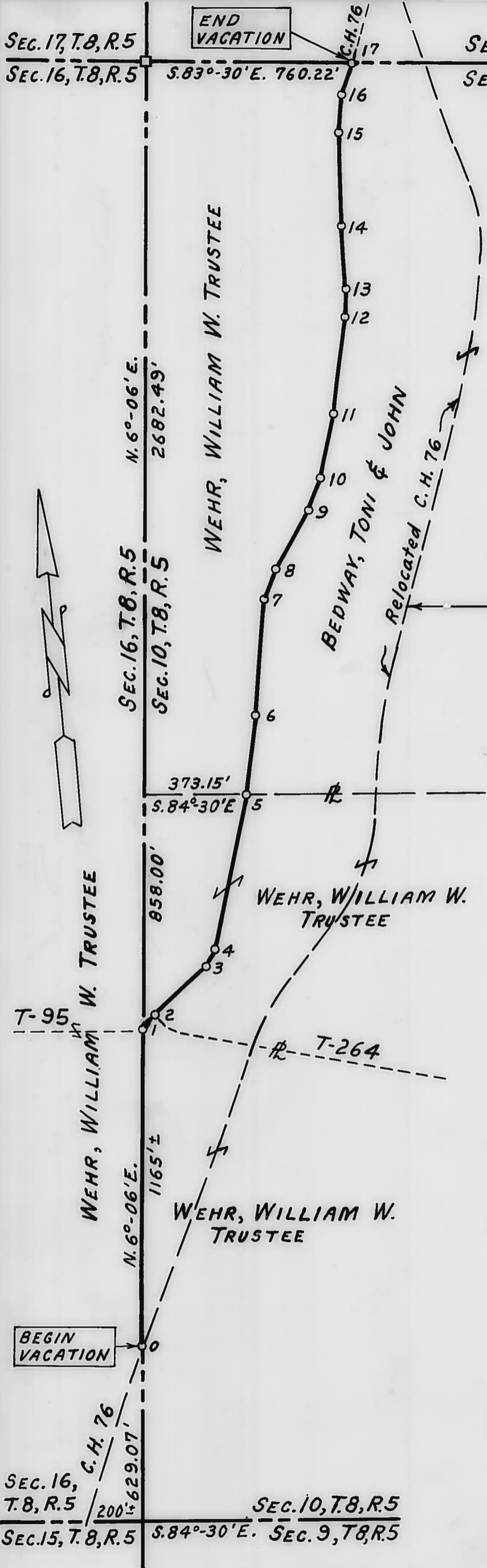
An accurate survey and plat, and an accurate and detailed description of each tract of land which the undersigned County Engineer believes will be necessary to be taken in the event the proposed improvement be made, together with the name of each owner, accompany this report and are made a part hereof.

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

"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:~~

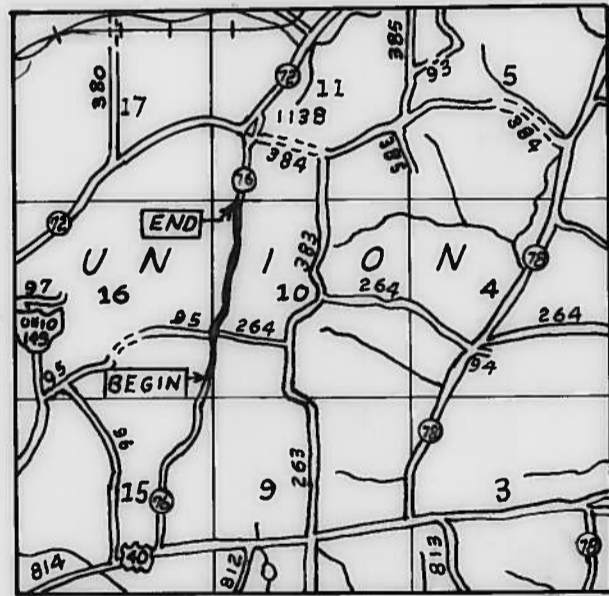
[Handwritten Signature]



BEGIN 0-1	N.6°-06'E.	1165.00'
1-2	N.37°-00'E.	65.00'
2-3	N.52°-00'E.	260.00'
3-4	N.38°-00'E.	65.00'
4-5	N.17°-00'E.	580.00'
5-6	N.12°-30'E.	290.00'
6-7	N.10°-00'E.	430.00'
7-8	N.27°-00'E.	115.00'
8-9	N.34°-00'E.	245.00'
9-10	N.27°-00'E.	135.00'
10-11	N.17°-00'E.	240.00'
11-12	N.13°-00'E.	360.00'
12-13	N.6°-00'E.	95.00'
13-14	N.3°-00'E.	235.00'
14-15	N.5°-00'E.	340.00'
15-16	N.11°-00'E.	140.00'
END 16-17	N.24°-00'E.	125.00'

Length 5885 Ft. or 1.11 Mile ±

NOTE:
Relocated road centerline and Right-of-Way recorded in Road Record Book No.13 Page P



LOCATION MAP
Scale In Miles

APPROVED BY

Co. Engineer *[Signature]*

Co. Comm. *[Signature]*

Co. Comm. *[Signature]* 8/11/72

Co. Comm. *[Signature]*

This 26th day of July 1972

VACATION OHIO REVISED CODE 5553.04

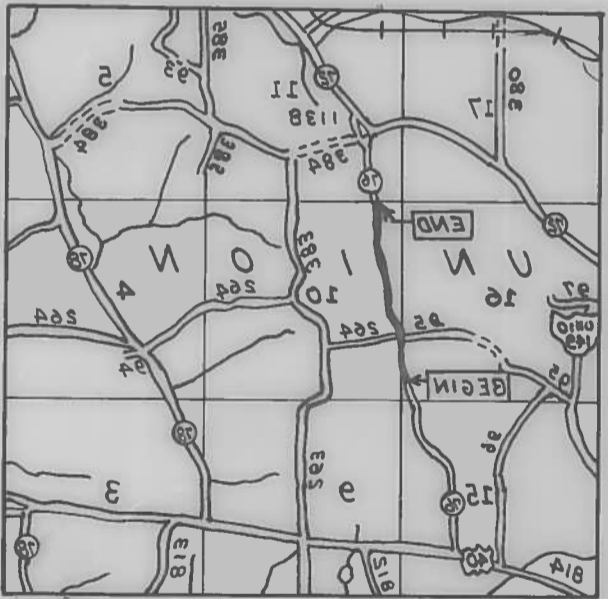
VACATION OF A PART OF COUNTY HIGHWAY 76
NATIONAL-NEW LAFFERTY ROAD
 UNION TOWNSHIP SECTIONS 10 & 16, T.8, R.5
 BELMONT COUNTY, OHIO

**VACATION OF A PART OF COUNTY HIGHWAY 26
NATIONAL-NEW LAFFERTY ROAD
UNION TOWNSHIP
SECTIONS 10 & 16, T.8.R.2
BELMONT COUNTY, OHIO**

VACATION OHIO REVISED CODE 2523.04

This 26th day of July 1975
 Co. Comm. _____
 Co. Comm. _____
 Co. Comm. _____
 Co. Engineer _____
 APPROVED BY

Scale in Miles
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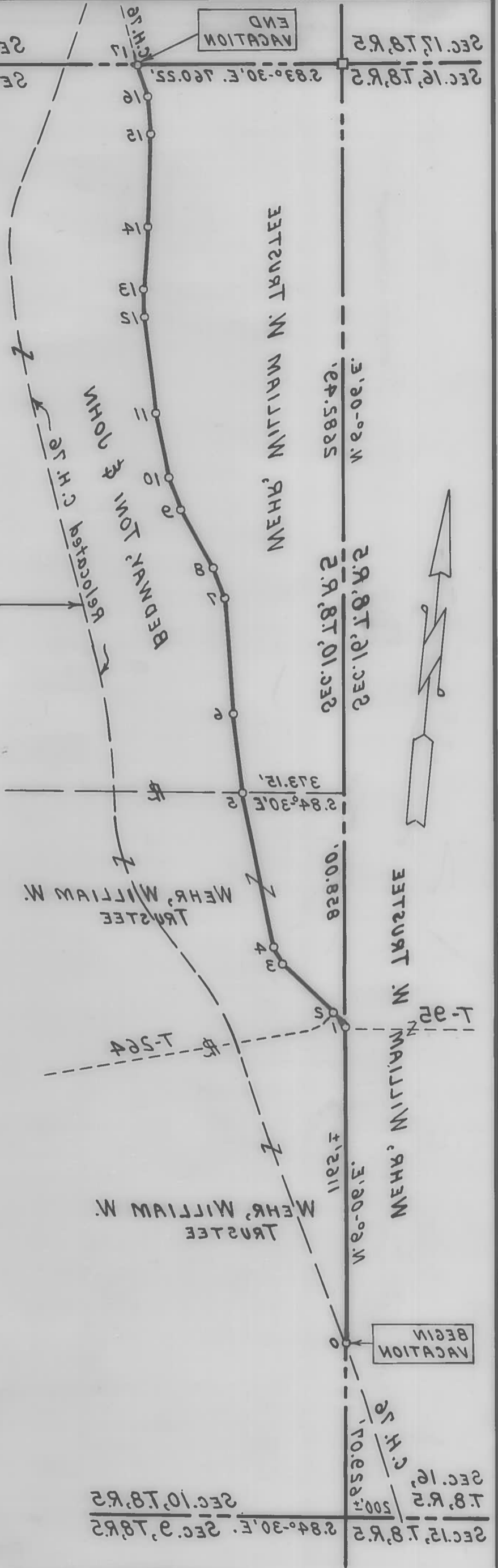


NOTE:
 Relocated road centerline and
 Right-of-Way recorded in Road
 Record Book No. 13 Page 9

Length 2882 Ft. or 1.11 Mile ±

Station	Distance	Bearing
END 16-17	N.54°-00'E.	
15-16	N.11°-00'E.	
14-15	N.5°-00'E.	
13-14	N.3°-00'E.	
12-13	N.6°-00'E.	
11-12	N.13°-00'E.	
10-11	N.17°-00'E.	
9-10	N.27°-00'E.	
8-9	N.34°-00'E.	
7-8	N.27°-00'E.	
6-7	N.10°-00'E.	
5-6	N.15°-30'E.	
4-5	N.17°-00'E.	
3-4	N.38°-00'E.	
2-3	N.25°-00'E.	
1-2	N.37°-00'E.	
BEGIN 0-1	N.6°-00'E.	

Aerial Photo 583-11-396



Sec. 12, T.8.R.2
 284°-30'E. Sec. 9, T.8.R.2
 Sec. 10, T.8.R.2
 Sec. 16, T.8.R.2

BEGIN VACATION

END VACATION

RESOLUTION—GRANTING PROPOSED IMPROVEMENT #718 ORDERING RECORD, ETC.

IN THE MATTER OF THE

Vacating a section of

Public Road.

National-New Lafferty Road Co. Rd. #76, Union Township

Office of County Commissioners, Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Special session on the 26th day of July, 1972, at the office of the Belmont County Commissioners with the following members present:

A. J. Sargus C. A. Linch

Linch

Mr. Linch 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; 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 1972, 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 vacated 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;

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 1972, 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. Sargus seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Sargus Yes Mr. Linch Yes Mr.

Adopted the 26th day of July, 1972

RESOLUTION—~~AWARDING COMPENSATION AND DAMAGES~~ Imp. #718

Office of County Commissioners,
Belmont County, Ohio.

IN THE MATTER OF THE
Vacating a Section of
National-New Lasserty Road
Public Road.
in Union Township
County Road #76

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 13th day of September, 19 72, at the office of Belmont County Commissioners
with the following members present:

Sargus
Giffen
Linch

Mr. Giffen 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 disability, 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~~
~~WHEREAS, ten days or more have elapsed since our order to vacate a section of National-New Lasserty Road, Co. Rd, #76, in Union Township and it appears that no appeal has been submitted from our order in the matter of said vacation;~~
~~THEREFORE BE IT RESOLVED, That said National-New Lasserty Road in part be vacated as set forth in Journal Entry of July 26, 1972;~~

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 improvements described as follows:~~

That the Clerk of this Board be and she is hereby ordered to forward to the Belmont County Engineer a copy of this journal entry and a copy of the plat of said vacation.

be and the same is hereby established.

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

resulted as follows:

Mr. Sargus Yes
Mr. Giffen Yes
Mr. Linch Yes

Adopted the 13th day of September, 19 72.

Jeanne P. Harris (Mrs)