

PUBLIC ROAD PETITION Imp. #721

St. Clairsville, Ohio, Oct. 25, 1972

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 in Mead 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 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 intersection of Belmont County Road 54 and Mead Township Road 811, said intersection being S. 66°-12'-14" W. 891.26 feet from the Southwest corner of Section 36 R. 2 W., T. 1 N., Belmont County, Ohio, thence, with the centerline of Mead Township Road 811 the following 55 courses: (1) N. 7°-31'-50" E. 87.76 feet; (2) N. 7°-26'-40" E. 100.35 feet; (3) N. 42°-16'-20" E. 37.16 feet; (4) N. 54°-04'-20" E. 42.61 feet; (5) N. 39°-55'-10" E. 31.94 feet; (6) N. 35°-50'-20" E. 76.61 feet; (7) N. 58°-32'-40" E. 99.64 feet; (8) N. 64°-42'-30" E. 100.65 feet; (9) N. 61°-31'-30" E. 100.68 feet; (10) N. 23°-32'-40" E. 152.71 feet; (11) N. 33°-44'-40" E. 297.05 feet; (12) N. 11°-05'-40" E. 204.50 feet; (13) N. 14°-29'-20" E. 106.44 feet; (14) N. 2°-36'-30" W. 118.88 feet; (15) N. 31°-21'-50" E. 95.83 feet; (16) N. 13°-29'-00" W. 63.90 feet; (17) N. 13°-57'-10" W. 100.99 feet; (18) N. 0°-01'-50" W. 74.05 feet; (19) N. 12°-00'-50" E. 179.64 feet; (20) N. 6°-42'-10" E. 66.49 feet; (21) N. 38°-12'-10" E. 69.81 feet; (22) N. 21°-54'-40" E. 86.91 feet; (23) N. 53°-17'-50" E. 110.96 feet; (24) N. 26°-47'-50" E. 55.50 feet; (25) N. 1°-57'-50" E. 44.82 feet; (26) N. 44°-41'-10" W. 31.28 feet; (27) S. 76°-39'-50" W. 79.48 feet; (28) N. 75°-12'-10" W. 71.48 feet; (29) N. 54°-29'-22" W. 70.33 feet; (30) N. 31°-12'-52" W. 106.93 feet; (31) N. 29°-14'-54" W. 125.81 feet; (32) N. 24°-05'-42" W. 77.61 feet; (33) S. 59°-42'-13" E. 125.59 feet; (34) N. 16°-55'-22" W. 166.55 feet; (35) N. 18°-59'-47" W. 123.62 feet; (36) N. 32°-54'-12" W. 63.93 feet; (37) N. 3°-21'-01" E. 105.66 feet; (38) N. 20°-00'-09" W. 94.63 feet; (39) N. 12°-12'-09" W. 123.43 feet; (40) N. 3°-43'-24" W. 52.42 feet; (41) N. 24°-00'-44" W. 105.00 feet; (42) N. 35°-00'-57" W. 129.98 feet; (43) N. 10°-57'-14" W. 99.63 feet; (44) N. 19°-03'-07" W. 313.81 feet; (45) N. 3°-04'-27" W. 156.12 feet; (46) N. 9°-51'-42" W. 77.73 feet; (47) N. 5°-21'-33" E. 96.28 feet; (48) N. 20°-29'-57" W. 111.06 feet; (49) N. 45°-09'-50" W. 104.35 feet; (50) N. 20°-05'-17" W. 66.49 feet; (51) N. 56°-58'-07" W. 82.77 feet; (52) N. 83°-51'-50" W. 130.90 feet; (53) N. 51°-56'-20" W. 123.78 feet; (54) N. 40°-06'-50" W. 89.96 feet; (55) N. 8°-50'-10" W. 144.74 feet to a point on the North line of Section 6, R. 3 W., T. 4 N. Mead Township. Said point is the terminus of road to be vacated and is located N. 88°-28'-40" W. 1232.80 feet from the Northeast corner of Said Section 6.

Dated this 25<sup>th</sup> day of October, A. D. 1972.

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
William R. Whitlatch	Mead Twp.
James Haswell	Mead Township
P. M. Keyser	Shadyside O.
Homer L. Montgomery	Mead Twp.
Earl B. McMurray	Mead Twp.
Russell Whitlatch	Mead Twp.
Charles Powell	Mead Twp.
Fred Vostatek	Mead Twp.
James P. Alweneiso	Mead Twp.
Geo. Sattar	Mead Twp.
Annetta Caldwell	Mead Twp.
William C. Schultz	Shadyside
Ralph Hughes Jr.	Shadyside
Albert L. Stubend	Shadyside
Arthur F. Parrish	Shadyside Mead Twp.
Robert H. Russell Sr.	Mead Twp.
Leroy C. Workman	Mead Twp.
Sam Hanasky	Mead Township
John Polonik	Mead Township
Billie R. Longwell	Mead Township
James O'Grady	Mead Township

**RESOLUTION—FIXING TIME AND PLACE OF VIEW AND OF FINAL HEARING AND  
NOTICE THEREOF ON PUBLIC ROAD PETITION** <sup># 721</sup>  
IMP.

IN THE MATTER OF THE

*Vacating a part of  
Twp. Road #811—Big Run Road*  
Public Road.

Petitioned for by *Wm. L. Whitlatch*  
*Mead Township*, and others.

Office of County Commissioners,

Belmont County, Ohio

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

on the *25<sup>th</sup>* day of *October*, 19 *72*, at the office of *Belmont*  
with the following members present:

*A. J. Sargus*

*J. F. Giffen*

*C. A. Linch*

Mr. *Giffen* 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 part of*

a Public Road as described therein; therefore, be it

RESOLVED, That the *15<sup>th</sup>* day of *November*, 19 *72*, at *2:00* o'clock *P.* M., be fixed as the date when  
we will view the proposed improvement, on which date we will meet at *at the site*

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

RESOLVED, That the *13<sup>th</sup>* day of *December*, 19 *72*, 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

RESOLVED, That the Clerk of this Board be and <sup>s</sup>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 improvement.

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 *25<sup>th</sup>* day of *October*, 19 *72*

*To Anne P. H. H.*



**RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT <sup>#721</sup>**  
**ORDER TO COUNTY ENGINEER**

IN THE MATTER OF THE

*Vacating a part of Twp. Road #811*  
*Known as Big Run Road*  
 Public Road.  
*Mead Township*

Office of County Commissioners

Belmont County, Ohio

*Imp. #721*

The Board of County Commissioners of Belmont County, Ohio, met in *Special* session  
 on the *15<sup>th</sup>* day of *November*, 19 *72*, at the office of *the Belmont County Commissioners*  
 with the following members present:

*Mr. Sargus*

*Mr. Giffen*

*Mr. Linch*

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

WHEREAS, On the *15<sup>th</sup>* day of *November*, 19 *72*, 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 *13<sup>th</sup>* day of *December*, 19 *72*, 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. *A. J. Sargus* *Yes*

Mr. *J. F. Giffen* *Yes*

Mr. *C. A. Linch* *Yes*

Adopted the *15<sup>th</sup>* day of *November*, 19 *72*.

*Jeanne P. Harris*

## REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

County Engineer's Office,

Vacating a part of Township  
Road #811 - Big Run Road  
Public Road.

Belmont County, Ohio.

April 16, 1973

Mead Township

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

The undersigned in obedience to your order dated November 15, 1972, proceeded on the 10<sup>th</sup> day of April, 1973, 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:~~

R. B. ...



SEC. 1, T. 5, R. 3

S. 88°-28'-40" E.

1232.80'

N.E. Cor. Sec. 6

NORTH AMERICAN COAL COMPANY

SEC. 6, T. 4, R. 3

SEC. 36, T. 1, R. 2

NORTH AMERICAN COAL COMPANY



STATE S.R. #7

Tie Line

C.H. 54

C.H. 54

OHIO

SEC. 35, T. 1, R. 2

Aerial Photo 2983-25-1147

APPROVED BY

Co. Engineer

Co. Comm.

Co. Comm.

Co. Comm.

This 25th day of April 1973

PETITION NO. 721

VACATION OF A PART OF BIG RUN ROAD T-811

MEAD TOWNSHIP, SEC. 6, T. 4, R. 3

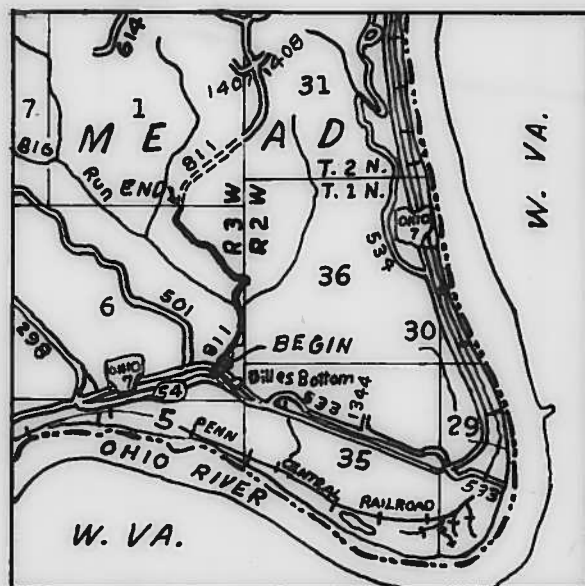
BELMONT COUNTY, OHIO

(Petitioned for by William R. Whitlatch et al)

VACATION PART OF T-811

BEGIN	0-1	N. 10°-02'-50" E.	169.09'
	1-2	N. 33°-53'-10" E.	80.71'
	2-3	N. 52°-57'-00" E.	127.80'
	3-4	N. 1°-05'-30" W.	52.51'
	4-5	N. 58°-30'-10" E.	137.80'
	5-6	N. 50°-52'-40" E.	96.67'
	6-7	N. 36°-31'-40" E.	84.00'
	7-8	N. 44°-16'-40" E.	67.15'
	8-9	N. 33°-44'-40" E.	297.05'
	9-10	N. 11°-05'-40" E.	204.50'
	10-11	N. 14°-29'-20" E.	106.44'
	11-12	N. 2°-36'-30" W.	118.88'
	12-13	N. 31°-21'-50" E.	95.83'
	13-14	N. 13°-29'-00" W.	63.90'
	14-15	N. 13°-57'-10" W.	100.99'
	15-16	N. 0°-01'-50" W.	74.05'
	16-17	N. 12°-00'-50" E.	179.64'
	17-18	N. 6°-42'-10" E.	66.49'
	18-19	N. 38°-12'-10" E.	69.81'
	19-20	N. 21°-54'-10" E.	86.91'
	20-21	N. 53°-17'-50" E.	110.96'
	21-22	N. 26°-47'-50" E.	55.50'
	22-23	N. 1°-57'-50" E.	44.82'
	23-24	N. 44°-41'-10" W.	31.28'
	24-25	S. 76°-39'-50" W.	79.48'
	25-26	N. 75°-12'-10" W.	71.48'
	26-27	N. 54°-29'-22" W.	70.33'
	27-28	N. 31°-12'-52" W.	106.93'
	28-29	N. 29°-24'-52" W.	125.81'
	29-30	N. 24°-05'-42" W.	77.61'
	30-31	S. 59°-42'-13" E.	125.59'
	31-32	N. 16°-55'-22" W.	166.55'
	32-33	N. 18°-59'-47" W.	123.62'
	33-34	N. 32°-54'-12" W.	63.93'
	34-35	N. 3°-21'-01" E.	105.66'
	35-36	N. 20°-00'-09" W.	94.63'
	36-37	N. 12°-12'-09" W.	123.43'
	37-38	N. 3°-43'-24" W.	52.42'
	38-39	N. 24°-00'-44" W.	105.00'
	39-40	N. 35°-00'-57" W.	129.98'
	40-41	N. 10°-57'-14" W.	99.63'
	41-42	N. 19°-03'-07" W.	313.81'
	42-43	N. 3°-04'-27" W.	156.12'
	43-44	N. 9°-51'-42" W.	77.73'
	44-45	N. 5°-21'-33" E.	96.28'
	45-46	N. 20°-29'-57" W.	111.06'
	46-47	N. 45°-09'-50" W.	104.35'
	47-48	N. 20°-05'-17" W.	66.49'
	48-49	N. 56°-58'-07" W.	82.77'
	49-50	N. 83°-51'-50" W.	130.90'
	50-51	N. 51°-56'-20" W.	123.78'
	51-52	N. 40°-06'-50" W.	89.96'
END	52-53	N. 8°-50'-10" W.	144.74'

Length 5,742.85 Ft. or 1.09 Mile ±



LOCATION MAP

Scale in Miles







# RESOLUTION—GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

#721

IN THE MATTER OF THE

*Vacating apart of Twp. Road #811*  
*Known as Big Run Road, Mead Twp.*  
Public Road.

Office of County Commissioners,

Belmont County, Ohio

IMP. #721

The Board of County Commissioners of Belmont County, Ohio, met in *Special* session  
on the *25<sup>th</sup>* day of *April*, 19 *73*, at the office of *the Belmont County Commissioners*  
with the following members present:

*Mr. Sargus**Mr. Giffen**Mr. Linch*

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; 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, 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 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. The 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 thereof~~  
~~the accompanying exhibit setting forth the names of such benefited lands, a pertinent description of each 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*  
~~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~~  
~~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 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 the same be and the same is hereby continued to said day above fixed.

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

Mr. *Sargus*Mr. *Giffen*Mr. *Linch*

Adopted the *25<sup>th</sup>* day of *April*, 19 *73*



RESOLUTION—~~AWARDING COMPENSATION AND DAMAGES~~

IMP #721

IN THE MATTER OF THE

Vacating part of T-811 known  
as Big Run Road, Mead Twp.  
Public Road.

Office of County Commissioners,  
Belmont County, Ohio.

The Board of County Commissioners of Belmont County, Ohio, met in Regular session  
on the 7<sup>th</sup> day of May, 1973, at the office of the Belmont County Commissioners  
with the following members present:

Mr. Giffen

Mr. Sargus

Mr. Linch

Mr. Linch 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 has been located and the Board find that notice of the time and place of said hearing has been given to all such owners as provided by law and as former orders and the Board has heard all applications for compensation and damages filed herein, and considered all claims of owners and those said legal disabilities therefore;~~

~~RESOLVED, That such just and fair compensation and damages, as assessed as held to be just and equitable to the following landowners:~~

Ten days or more have elapsed since our order to vacate a part of T-811, known as Big Run Road, in Mead Township and it appears that no appeal has been submitted from our order in the matter of said Vacation;

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:~~

That the Clerk of this Board be and she is hereby ordered to forward to the Trustees of Mead Township a copy of this Journal Entry and a copy of the plat of said vacation.

be and the same is hereby established.

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

Mr. <u>Giffen</u>	<u>Yes</u>
Mr. <u>Sargus</u>	<u>Yes</u>
Mr. <u>Linch</u>	<u>Yes</u>

Adopted the 7<sup>th</sup> day of May, 1973

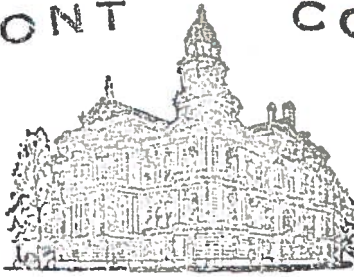
Vicki Roughner





Office of the  
COMMISSIONERS

# BELMONT COUNTY



JAMES F. GIFFEN  
President  
CHARLES A. LINCH  
A. J. SARGUS

MRS. JEANNE P. HARRIS,  
Clerk

*St. Clairsville, Ohio*

"Copy of Journal Entry  
of May 7, 1973"

In the Matter of Vacating  
part of T-811, known as  
Big Run Road, Mead Twp.

IMP.#721  
Order to Trustees

Mr. Linch moved the adoption of the following  
resolution:

WHEREAS, ten days or more have elapsed since our order  
to vacate a part of T-811, known as Big Run Road, in Mead  
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 Big Run Road in  
part be vacated as set forth in Journal Entry of April 25, 1973;  
and

BE IT FURTHER RESOLVED, That the Clerk of this Board be  
and she is hereby ordered to forward to the Trustees of Mead  
Township a copy of this Journal Entry and a copy of the plat of  
said vacation.

Mr. Sargus seconded the motion and upon roll call the  
vote was as follows:

Mr. Giffen	YES
Mr. Sargus	YES
Mr. Linch	YES

I do hereby certify that the foregoing is a true and  
correct copy of the proceedings of the Belmont County Commissioners  
as entered in Journal 46, Page 80.

*Picki Baughman*  
Secretary