

PUBLIC ROAD PETITION IMP. No. 771

St. Clairsville, Ohio, October 28, 1975

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

The undersigned 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 a part of 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 a point in the south line of Lot 32, 16 feet east of the southwest corner; thence east 50 feet to west line of Lot 33; thence south 14 feet; thence leave Lot 33 west for a distance of 50 feet; thence north 14 feet to a place of beginning which is a vacation of a part of Walnut Street in Montgomery Heights as Recorded in Plat Book No. 4, Page 91, in Wheeling Township, Section 7, Township 8, Range 4. Also vacate part of same street in Second Addition to Montgomery Heights as Recorded in Plat Book 5, Page 9.

Begin at southwest corner of Lot 33 in said Addition; thence west 50 feet along north line of Lot 62; thence north 31 feet to a point; thence east 50 feet to a point in the west line of Lot 33; thence south 31 feet to place of beginning.

Dated this 29th day of October, A. D. 1975

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Lists names like Mrs. Stella Zavacky and their respective townships like Wheeling Twp.

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

IMP. No. 771

IN THE MATTER OF THE

Vacation of a part of

Public Road.

Petitioned for by Stella Zabracky, and others.

Office of County Commissioners, Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Special session on the 29th day of October, 1975, at the office of the 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, 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 vacation of a part of a Public Road as described therein; therefore, be it

RESOLVED, That the 22nd day of November, 1975, at 2:30 o'clock P.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 17th day of December, 1975, at 10:30 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 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. 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 29th day of October, 1975

Mark Karalka



RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IMP. No. 771

IN THE MATTER OF THE  
In the Matter of Vacating a  
part of a street  
in Wheeling Township

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session  
on the 24<sup>th</sup> day of November, 1975, at the office of

with the following members present:

A. J. Sargus

J. F. Giffen

C. A. Linch

Mr. Linch moved the adoption of the following Resolution:

WHEREAS, On the 22<sup>nd</sup> day of November, 1975, 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 17<sup>th</sup> day of December, 1975, 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. 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 24<sup>th</sup> day of November, 1975

Mary Kapolka

REPORT OF COUNTY ENGINEER

IMP. No. 771

IN THE MATTER OF THE

*Vacating a part of a street*

*in Wheeling Township (Midway)*

County Engineer's Office,

Belmont County, Ohio

*December 1*, 19*75*

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

The undersigned in obedience to your order dated *November 24*, 19*75*, proceeded on the *24<sup>th</sup>* day of *November*, 19*75*, 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.

[Redacted text]

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

*See attached plat.*

[Redacted text]

*R. L. [Signature]*







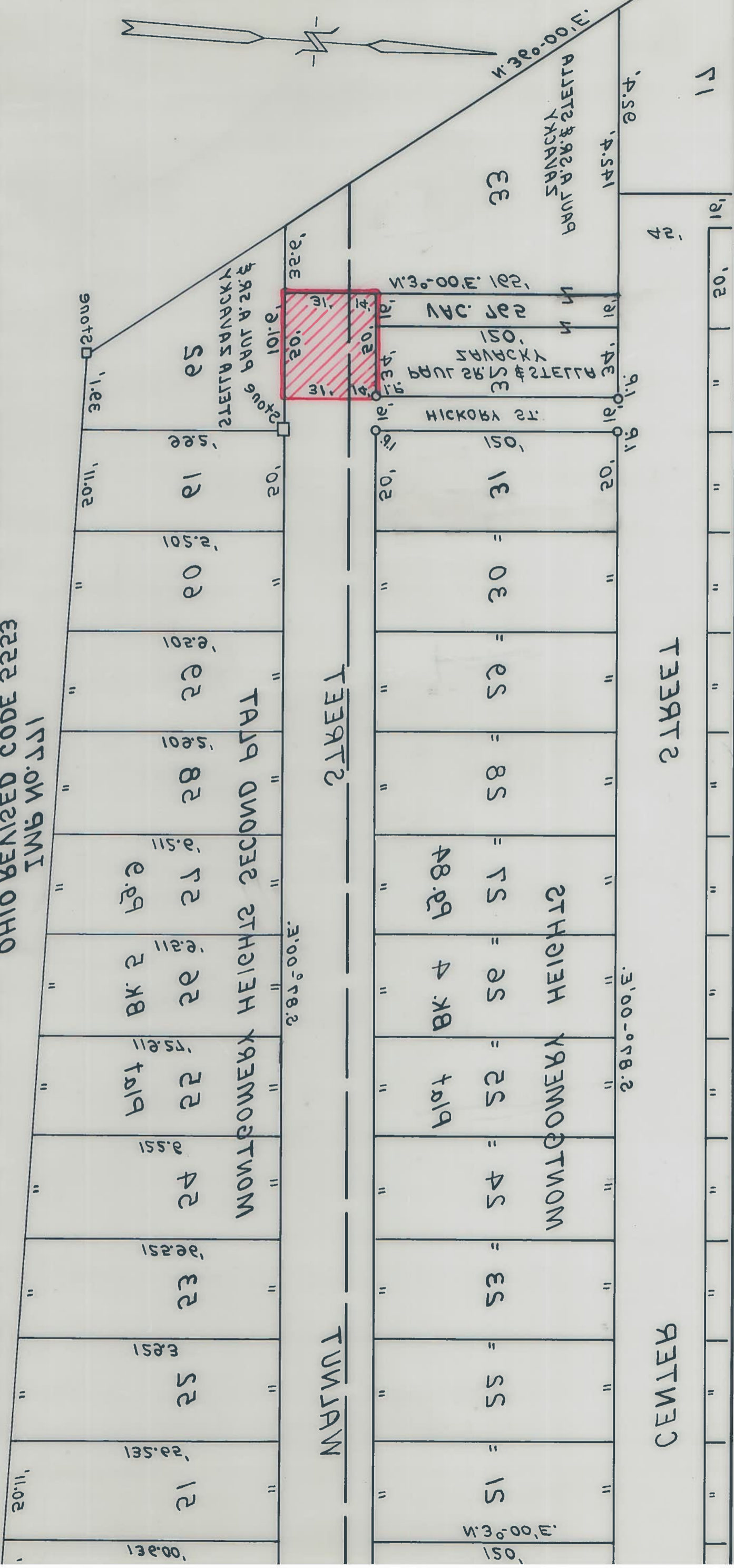
1999  
 BY  
 STEEL  
 1999



RICHARD J. BOCCABELLA  
 COUNTY ENGINEER  
 WHEELING TOWNSHIP  
 BELMONT TOWNSHIP, OHIO  
 SECTION 8, T. 8 N., R. 7 E.  
 (DATE 10/15/99 BY 101973 JMB/ben)

AS RECORDED IN BELMONT TOWNSHIP RECORD 70 AND 71 STAGE 70 AND 71

СТАНЦИОНА ЯЗМОДТВОМ И ТУМЛАВ  
 ТАЛА ДИОСЗС СТАНЦИОНА ЯЗМОДТВОМ ДИА  
 МОИТАСАВ  
 OHIO BENZED CODE 2223  
 177.00 AMI  
 IWB MOJJI



МОИТАСАВ



RESOLUTION—GRANTING PROPOSED IMPROVEMENT  
ORDERING RECORD, ETC.

IMP. No. 771

IN THE MATTER OF THE  
Vacating a part of a street in  
Midway  
in Wheeling Township

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Special session  
on the 17<sup>th</sup> day of December, 1975, 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, This day this matter came on to be heard on the report, survey, plat and detailed and accurate description 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 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.

[REDACTED]

and be it further  
[REDACTED]

[REDACTED]

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

[REDACTED]

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;

[REDACTED]

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 17<sup>th</sup> day of December, 1975

Mary Kapolka  
Clerk Board of County Commissioners

RESOLUTION—ORDER TO Close ROAD

Sec. 5563.01 R.C. (~~Close~~)

IMP. No. 771

IN THE MATTER OF THE

Vacating a part of a street in  
Midway  
Public Road.  
in Wheeling Township

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met

in Regular session on the 31st day of December, 1975,  
(Regular or Special)

at the office of the 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, At least ten days have elapsed since the final order of the board in the matter of this improvement, and

WHEREAS, No person, firm or corporation interested, has effected an appeal from our orders in the matter of the above named improvement, therefore, be it

RESOLVED, That it is hereby ordered that the proceedings be recorded as provided by law, and that said road be Vacated

as order heretofore, made on our journal of the date of December 31, 1975,

and a copy of this resolution be forwarded to the Wheeling Township Trustees.

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 31st day of December, 1975

Marg Kapolka

Clerk, Board of County Commissioners.

Belmont County, Ohio