

PUBLIC ROAD PETITION IMP. No. 774

Colerain Township, Ohio, February 9, 1976

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... Vacating of Ayers Rd. T-440 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 where the Township Road No. 440 intersects the County Highway 10 in Colerain Township, Section 30, Township 6, Range 3, thence in a Northeasterly direction through the lands of George T. & Bertha B. Bowers for a distance of approximately 1320 feet or 0.25 miles ending on Bowers North Line.

Dated this 18th day of February, A. D. 1976

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Lists names like George T. Bowers and their respective locations in Belmont Co. Colerain Twp.

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

IMP. No. 774

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

Vacating a part of Public Road known as Ayers Road, Colerain Public Road. Petitioned for by George T. Bowers, and others.

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 18th day of February, 1976, at the office of the Commissioners with the following members present:

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

Mr. Linch 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 T-440 a Public Road as described therein; therefore, be it

RESOLVED, That the 3rd day of March, 1976, at 1:30 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 March, 1976, 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. Sargus seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

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

Adopted the 18th day of February, 1976.

Maru Kapolka

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IMP. No. 774

IN THE MATTER OF THE

Vacating a part of T-440

Public Road.

Known as Ayers Road in Colerain Township

Office of County Commissioners,

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 3rd day of March, 1976, at the office of the Commissioners with the following members present:

Absent
C. A. Linch
A. J. Sargus

Mr. Sargus moved the adoption of the following Resolution:

WHEREAS, On the 3rd day of March, 1976, 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 17th day of March, 1976, 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. Absent
Mr. Linch Yes
Mr. Sargus Yes

Adopted the 3rd day of March, 1976

REPORT OF COUNTY ENGINEER

IMP. No. 774

Gen'l Code, Sec. 5553.06

IN THE MATTER OF THE

Vacating a part of T-440

Public Road.

Known as Ayers Road in Colerain Township

County Engineer's Office,

Belmont County, Ohio

March 18, 1976

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

The undersigned in obedience to your order dated March 3, 1976, proceeded on the 4th day of March, 1976, 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]

[Signature]

SEC. 25, T.7, R.3

SEC. 30, T.6, R.3

EAST

SEAWAY

COAL CO.

GEORGE T. &

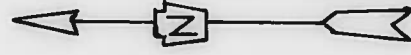
BERTHA B. BOWERS

BEGIN VACATION

END VACATION

SEC. 30, T.6, R.3 NORTH 2087' ±

SEC. 24, T.6, R.3



S. 61° 00' E. 1725' ±

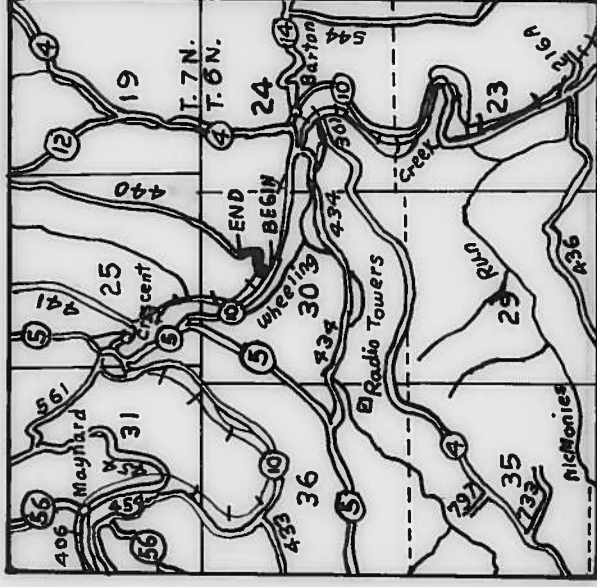
B. & O. R. R.

C.H. #10

VACATION PART OF AYERS ROAD T-440

- 0-1 N. 8° 30' E. 70'
- 1-2 N. 48° 00' E. 70'
- 2-3 N. 59° 00' E. 160'
- 3-4 S. 81° 30' E. 90'
- 4-5 N. 75° 30' E. 200'
- 5-6 N. 87° 30' E. 95'
- 6-7 N. 79° 00' E. 65'
- 7-8 N. 84° 00' E. 85'
- 8-9 N. 82° 00' E. 90'
- 9-10 N. 59° 00' E. 100'
- 10-11 N. 14° 00' E. 120'
- 11-12 N. 35° 00' W. 225'
- 12-13 N. 52° 00' W. 75'

Length 1445 Ft. or 0.27 Mile ±



LOCATION MAP

Scale in Miles
0 1/2 1 2

1976

IMP. No. 774

VACATION OHIO REVISED CODE 5553

VACATION OF A PART OF THE AYERS ROAD T-440

(Petitioned By George T. Bowers et al)
COLERAIN TOWNSHIP SECTIONS 30, T.6, R.3
BELMONT COUNTY, OHIO

RICHARD J. BOCCABELLA COUNTY ENGINEER

SCALE IN FEET

0 200 400 800 1200

APPROVED BY

Co. Engineer

Co. Comm.

Co. Comm.

Co. Comm.

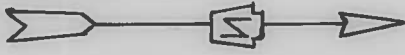
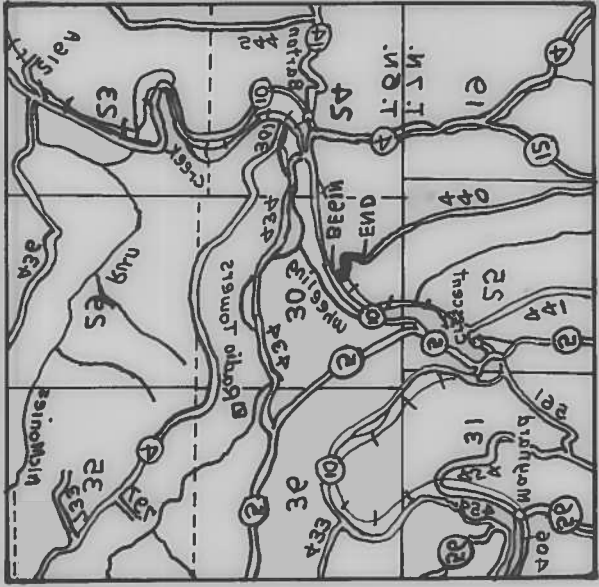
This 31st day March 1976

Aerial Photo 2983-21-842

SP8-15-88ES ofold lmit9A

YB DEDDPPA
 Co. Comm. *[Signature]*
 Co. Comm. *[Signature]*
 Co. Comm. *[Signature]*
 Co. Engineer *[Signature]*

QAM VOITADOL
 291M n191M 22
 0
 2911



± 91M 75.0 10 77 241 11pne J

15-13	W. 25°-00'. N.	1.00°-08'. M.
11-15	W. 32°-00'. N.	1.00°-08'. M.
10-11	W. 14°-00'. E.	1.00°-08'. M.
01-0	W. 22°-00'. E.	1.00°-08'. M.
8-8	W. 22°-48'. M.	1.00°-08'. M.
8-7	W. 22°-00'. E.	1.00°-08'. M.
7-3	W. 22°-00'. E.	1.00°-08'. M.
2-4	W. 22°-00'. E.	1.00°-08'. M.
4-3	W. 22°-00'. E.	1.00°-08'. M.
3-5	W. 22°-00'. E.	1.00°-08'. M.
5-1	W. 22°-00'. E.	1.00°-08'. M.
1-0	W. 22°-00'. E.	1.00°-08'. M.

0P4-T QAOA 29A9A 70 TPAQ VOITADAN

0P4-T QAOA 29A9A 5HT 70 TPAQ A 70 VOITA

COMM. ENGINEER

(1) to 29A9A 20' 30' R.3
 (2) to 29A9A 30' 30' R.3
 (3) to 29A9A 30' 30' R.3

2223 CODE 2223

477.0M 5MI

RICHARD T. BOCCABELLA

ALLEGANY COUNTY, OHIO

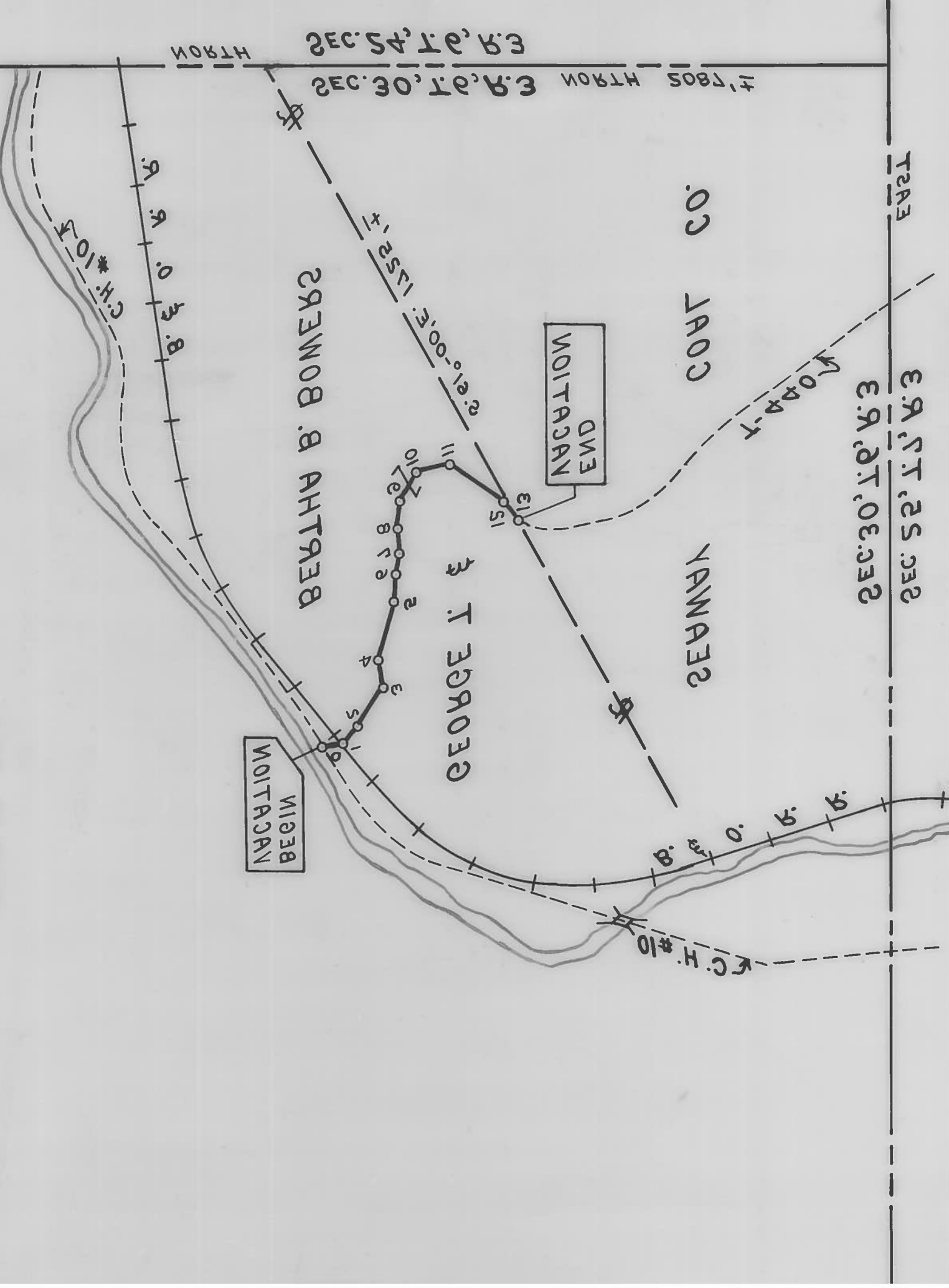
SECTION 30, 30' R.3

BEYOND TOWN OF

GEORGE T. BOWERS

SECTION 30, 30' R.3

SECTION 30, 30' R.3



RESOLUTION—GRANTING PROPOSED IMPROVEMENT
ORDERING RECORD, ETC.
IMP. No. 774

IN THE MATTER OF THE
Vacating a part of T-440
Public Road.
Known as Ayers Road in Colerain
Township

Office of County Commissioners,
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 31 st. day of March, 1976, at the office of The Commissioners
with the following members present:

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

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 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
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;

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

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

Adopted the 31 st. day of March, 1976

Mary Kapolka
Clerk, Board of County Commissioners

RESOLUTION—ORDER TO Close ROAD

Sec. 5563.01 R.C. (or Close)

IMP. No. 774

IN THE MATTER OF THE

Vacating a part of T-440

Public Road.

Known as Ayers Road in Colerain Township

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 April, 1976,
(Regular)

at the office of Commissioners with the following members present:

C. A. Linch

A. J. Sargus

Mr. Sargus 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 April 12, 1976,

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

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

resulted as follows:

Mr. _____,

Mr. Linch Yes

Mr. Sargus Yes

Adopted the 12th day of April, 1976

Mary Kapolka

Clerk, Board of County Commissioners.

Belmont

County, Ohio