Wm. Lillenthal & Sons, Cambridge, OB9964-A SP
PUBLIC ROAD PETITION IMP. No. 780
St. Clairsville, Ohio, May 19, 1976
To the Honorable Board of County Commissioners of Belmont County, Ohio: With right to mine The undersigned petitioners, freeholders of said County and in the vicinity of the proposed improvement hereinafter described, respectfully
represent that the public convenience and welfare require the
of
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 the centerline intersection of Warren Township Road No. 42 and Warren Township Road No. 801; said beginning point situated in the State of Ohio, County of Belmont, Township of Warren, Section No. 30; thence from the place of beginning easterly for a distance of 1,000 feet more or less to the terminus of the portion of road herein petitioned for vacation; said terminus situated in the State of Ohio, County of Belmont, Township of Warren, Section No. 30.

Consolidation Coal Company, the petitioner, herein states that it is the owner of surface or right to mine coal underlying and adjacent to said road and that the travelling public will not be inconvenienced by such vacation.

Dated this $19 \frac{\pm h}{day}$ of	Мау , А. Д. 19.72
PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
CONSOLIDATION COAL COMPANY But Elmer Laner Arent	Illereep tourship

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Paul J. Anderson Hager H. Myers

warren Township Trustee, Belmont Co. Warren Township Trastee, Belmont Co.

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Wm. Lilienthal & Sons, Cambridge, O. 89964-8 SP	
NOTICE THEREOF ON 1	OF VIEW AND OF FINAL HEARING AND PUBLIC ROAD PETITION No. 780
IN THE MATTER OF THE	Office of County Commissioners,
Vacating all of Warren Township Road No. 42	Belmont County, Ohio
Public Road.	
Petitioned for by Elmer Loper, and others	
	n
on the 19th day of May, 19	9.76, at the office of the Commissioners
with the following members present:	
	J. F. Giffen
	C.A. Linch
	A. J. Sargus
MrLinch	moved the adoption of the following Resolution:
WHEREAS, A Petition signed by at least twelve freeholders of the O	County residing in the vicinity of the proposed improvement has been pre-
sented to this Board of County Commissioners requesting said Board to	Vacating all of Warren
Township Road No. 42 a Public Road as a	described therein; therefore, be it
RESOLVED, That the 30 th Jun	19.76, 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 $12\frac{th}{day}$ of $\mathcal{J}u$	Jy
a final hearing thereof, which hearing will be at the office of the Board; an	nd be it further
RESOLVED, That the Clerk of this Board be and $\dots$ he is hereby du	irected 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. Sargus seconded the Resolution and the roll being called upon its adoption, the vote *Mr*. ..... resulted as follows: Giffen Ves Mr...., Linch Yes Mr..... Mr.\_\_\_\_\_Sargus Ves Adopted the 19th May 1976 Mari Kanalka

Wm, Lilienthal & Sone, Cambridge, O. 97964-C SP	
<b>RESOLUTION—UPON VIEW OF PI</b>	ROPOSED IMPROVEMENT
ORDER TO COUNTY	ENGINEER
IMP. No.	780
IN THE MATTER OF THE	
Vacating all of Warren Township	Office of County Commissioners,
Road No. 42	Belmont County, Ohio
Public Road.	
Pelisioned Street	
The Board of County Commissioners of Belmont County, Ohio, met in	Regular
on the $30^{+h}$ day of $June$ 19.76, at the	
on the	e office of
with the following members present:	
	J.F. Giffen
	C.A. Linch
	A. J. Saraus
	A. J. Sargus
Mr Sargusmove	d the adoption of the following Resolution:
WHEREAS, On the 30th June	76
proposed improvement, we, the Board of County Commissioners having jurisdiction and made personal view of the proposed route and termini thereof, and after fu	
pertaining thereto; therefore, be it	
RESOLVED, That we do find and consider said improvement of sufficient survey and plat of the same, and furnish an accurate and detailed description of	
survey and plat of the same, and furnish an accurate and detailed description of the lines thereof.	the proposed improvement describing the center time and right of
Said County Engineer shall also furnish an accurate and detailed descriptio	
in the event the proposed improvement be made, together with the name of each	n owner.
Said County Engineer shall also, at the time of making such survey, set sta	kes at the termini of each right of way line and at all angles bet
such termini, and at sufficient other points on the right of way lines so that the	
owners and other interested persons; and be it further	

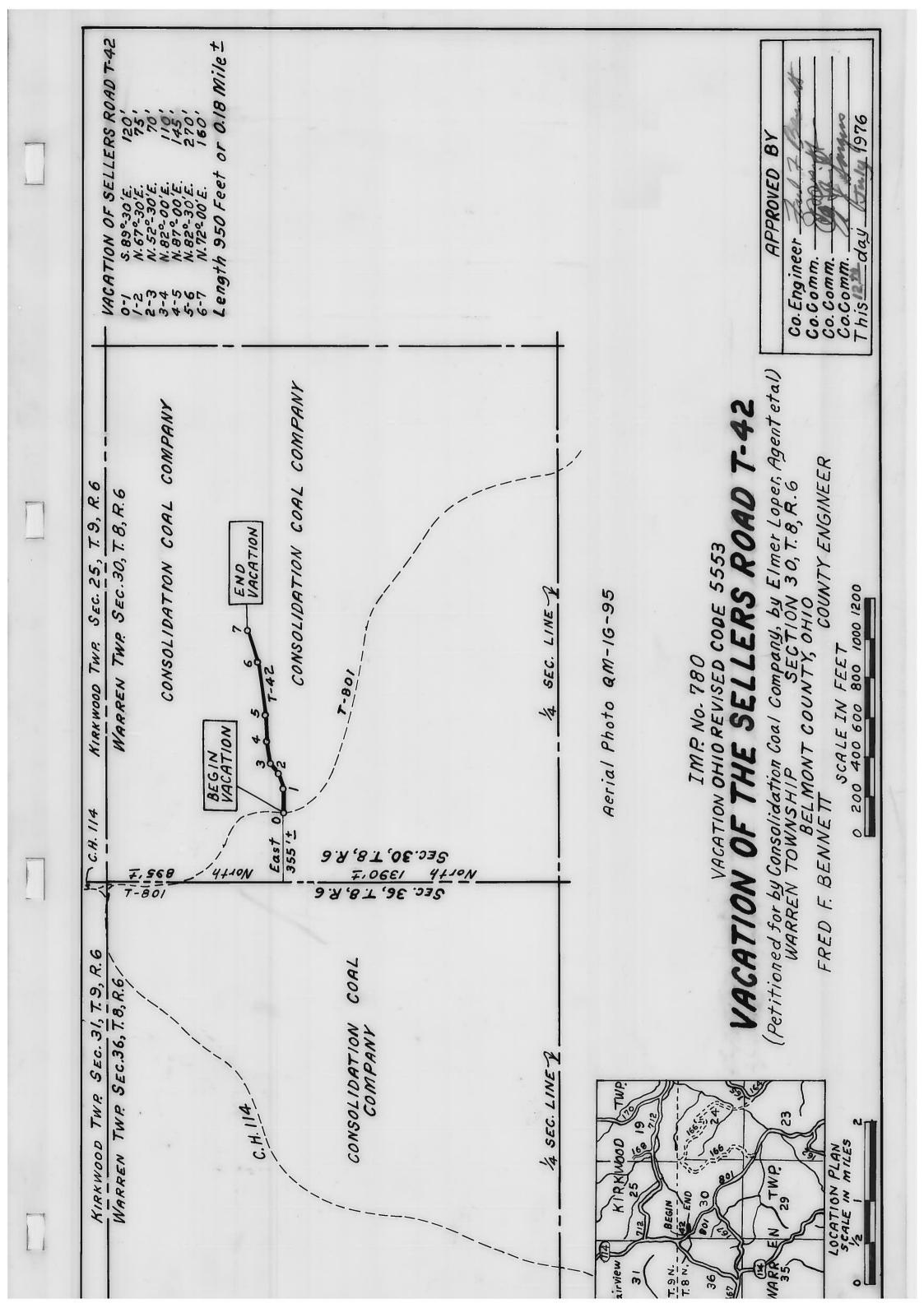
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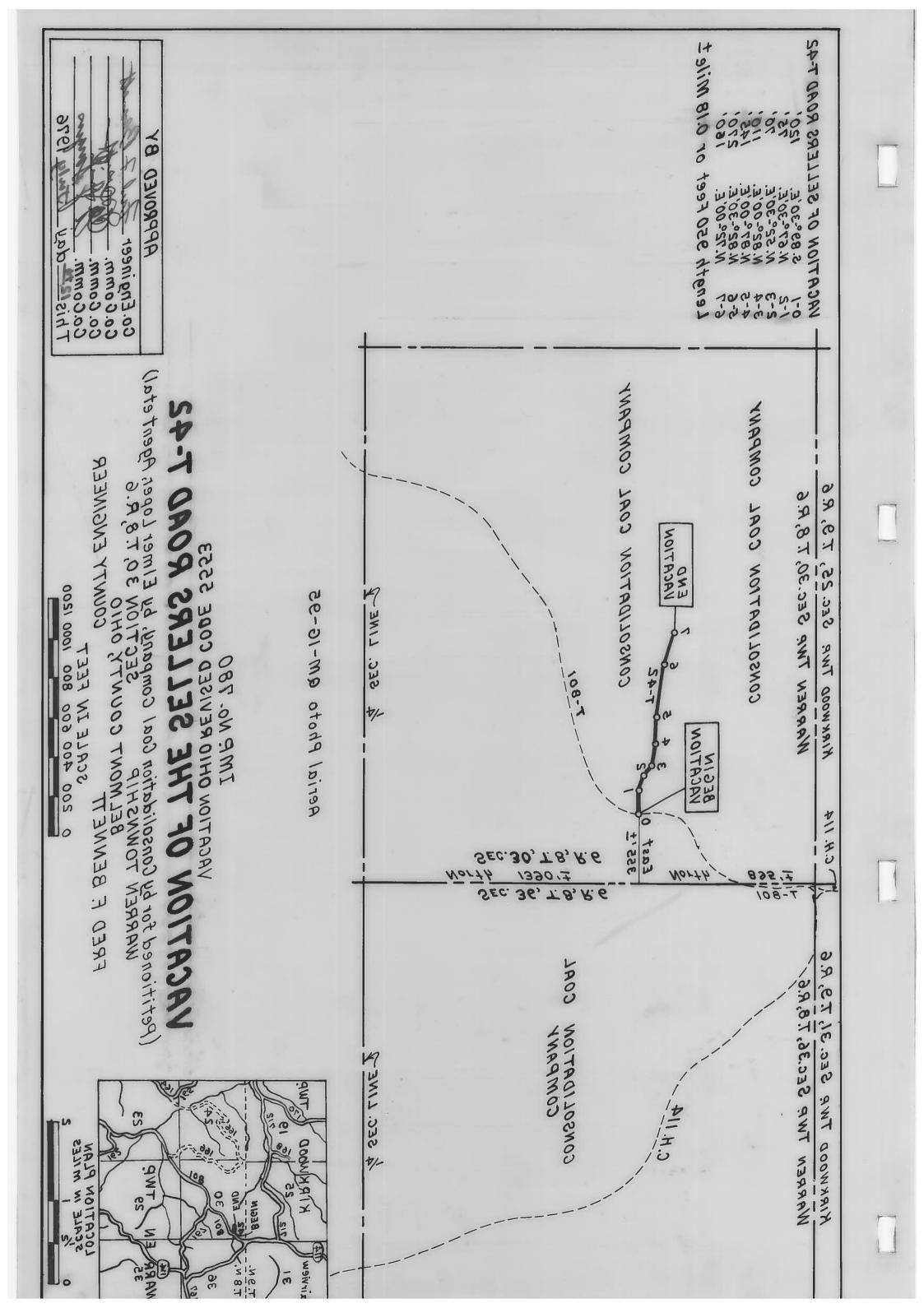
RESOLVED, That the said County Engineer be and he is hereby directed to make a report in writing to this Board, on or before the  $\frac{12}{12}$ 

improvement, and the width to which said improvement shall be opened, which shall not be less than thirty feet; said report shall be acompanied by said plat and detailed and accurate descriptions, and filed with the County Commissioners, and this cause is continued until said date. resulted as follows: Giffen YES Mr..... Mr. Linch YES Mr.....Sargus YES Adopted the 30 th day of June , 1976 Mary Kapolka Clark Pound of Counter Commissioners

Wm. Lilienthal & Sons, Cambridge, O89964-D SP			
	<b>REPORT OF COUNT</b>	Y ENGINEER	
	IMP. No.	780	
IN THE MATTER	OF THE Gen'l Code Seq. 3	5553.06 County Engineer's Office,	
Vacating all 05		Belmont County, Ohio	
Warren Township Road Public Road	L No. 42	July 12 , 19	76
Public Road	P		
e			
To the Board of County Commissioners of	of Belmont County, Ohio:		
The undersigned in obedience to your	order dated	une 30th, 1976, proceeded on the 1st.	
		e survey and plat of the Public Road proposed to be improved,	and
respectfully submits the following report:	, , , , , , , , , , , , , , , , , , , ,		unu
In the opinion of the undersigned the	proposed improvement should	be granted.	
	Read to the second second second		
An our set of the set			<b>an</b> ß
An accurate and detailed description o	f the proposed improvement describin	ng therein the center line and right of way lines follows:	
An accurate and detailed description of		ng therein the center line and right of way lines follows:	andi Citere
An accurate and detailed description of	f the proposed improvement describin "See attached		andi Mana
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RESOLUTION—GRANTING PROPOSED IMPROVEMENT DEDERING RECORD, PR.    IN THE MATTER OF THE	ور ان معرفة		
IN THE MATTER OF THE  Uscating of all of    Warren Township  Road No. 42    Public Road.  Belmont County, Ohio    The Board of County Commissioners of Belmont Caunty, Ohio, met in  Regular    The Board of County Commissioners of Belmont Caunty, Ohio, met in  Regular    The Board of County Commissioners of Belmont Caunty, Ohio, met in  Regular    The Board of County Commissioners of Belmont Caunty, Ohio, met in  Regular    State office of Belmont County Commissioners of Belmont Caunty, Ohio, met in  Regular    Mr.  State office of Belmont County Commissioners    Mr.  State office of Belmont County Commissioners    WHEREAS, This day this matter came on to be heard on the report, survey, Plat and detailed and accurate description as filed by the Countproceeder and side off proceeded unit the hearing of testionery barring upon the necessity of the singrocement proceeded unit the hearing of testionery barring upon the necessity of the singrocement by interestate    State  State    WHEREAS, Said Board has considered staid report and all the testimony offered, and all the facts and conditions partaining to soid matter; the RESOLVED, That said Board of County Commissioners do find said improvement will serve the public concentence and welfare; and be it further    RESOLVED, That said and parts he pad by the landowner conting fands within the vicinity who will be beneficed by the improvement will serve the public concentence and welfare; the i	RESC		
Use at fing of all of    Warren Township Road No.42    Public Road.    The Board of County Commissioners of Belmont County, Ohio, met in  Regular    nthe 12 th  day of    Marren  July    with the following members present:  J. F. Gisfen    C. A. Linch  A. José    Mr.  Linch    Mr.  Linch    WHEREAS, This day this matter came on to be heard on the report, survey, plat and detailed and accurate description as filed by the Coa    Singineer, and Suid Peopt haning been read in open session, the Board proceeded with the hearing of testing bearing upon the necessity of the inprovement for the public convenience or welfare and offered either for or against going forward with the proposed improvement by interested proceeded with the Board on the reports of the inprovement by interested proceeded with the bearing of testing and could be some and welfare; and be if purpter    WHEREAS, Shid Board has considered said report and all the testimony offered, and all the facts and conditions pertaining to soid matter; the forces be it.    RESOLVED, That said Board of County Commissioners do find and improvement will serve the public convenience and welfare; and be it purpter    RESOLVED, That said improvement as set forth and defined in soid report, survey, plat and detailed and accurate descriptions as filed by the count is a set forth and defined in soid report, survey, plat and detailed and accurate descriptions as filed by the improvemant with said improvement with said im			-
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Warren Township Road No. 42    Public Road.    The Board of County Commissioners of Belmont County, Ohio, met in Regular    on the 12 th    ay of  Jaly    uith the following members present:    J. F. Giffen    C. A. Linch    A. J. Sargus    Mr.  Linch    Mr.  Linch    Mr.  Linch    MHEREAS, This day this matter came on to be heard on the report, survey, plat and detailed and accurate description as filed by the Cou    Engineer, and said report having been read in open session, the Board proceeded with the hearing orward with the proposed improvement by interested isons, and    WHEREAS, Said Board has considered said report and all the testimony offered, and all the facts and conditions pertaining to said mater; th    Board may deem reasonable and just be paid by the landowners owning lands within the vicinity who will be benefited by the improvement will serve the public convenience or which said improvement only upon the condition that the compensation and damages or such part them 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 as set forth and defined in said report, survey, plat and detailed and accurate descriptions as filed by the Courty Commissioners do find said improvement only upon the condition that the compensation and damages or such part them as this Board may deem reasonable and just be paid by the landowners owning lands within the vicinity who will be benefite			
Public Road.    The Board of County Commissioners of Belmont County, Ohio, met in.  Regular  sess    on the	Warsen Township R	and No 12	Bemont County, Onto
on the 12 <sup>th</sup> day of July, 19.76, at the office of Belmont County Commission: with the following members present: J. F. Gi5fen C. A. Linch A. J. Sargus Mr. Linch Mr. Linch MHEREAS, This day this matter came on to be heard on the report, survey, plat and detailed and accurate description as filed by the Cou Engineer, and said report having been read in open session, the Board proceeded with the hearing of testimony bearing upon the necessity of the cou Engineer, and said report having been read in open session, the Board proceeded with the hearing of testimony bearing upon the necessity of the cou Engineer, and said report having been read in open session, the Board proceeded with the hearing of testimony bearing upon the necessity of the cou Engineer, and said report having been read in open session, the Board proceeded with the probased improvement by intersteal sons; and WHEREAS, Said Board has considered said report and all the testimony offered, and all the facts and conditions pertaining to said matter; th RESOLVED, That said Board of proceed with said improvement null serve the public convenience and welfare; and be in furt RESOLVED, That said load of proceed with said improvement only upon the condition that the compensation and damages or such part then 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 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 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 County Engineer be and the same is hereby granted and said road is hereby ordered			- >
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## AND THE OWNER OF THE OWNER

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;

Sargas seconded the Resolution and the roll being called upon its adoption the vote *Mr.* ..... resulted as follows: Giffen YES Mr..... Mr. Linch YES Mr. Sargus Mr. J2 th Adopted the July July Jack County Con Kathleen Norris 1ES 

Clerk Roard of County Commissioners

Dec. 556301 R.  IMP. No. 760  ROAD    Sec. 556301 R.  IMP. No. 760  Office of County Commissioners,    Vacating all of Warren Township  Debic Road.  Debic Road.    No. 42  Public Road.  Debic Road.    The board of County Commissioners of  Belmont County, Ohio  Belmont County, Ohio    The board of County Commissioners of  Belmont County, Ohio  1975.    The board of County Commissioners of  Belmont County, Ohio, met  1975.    Cheaghter  sension on the  28 tb  day of  July  1975.    the office of  The Commissioners of the office of  C.A. Linch  A. T. Sargus  1975.    Mr.  Sargus  moved the adoption of the following Resolution:  MetREAS, No pernon, firm or corporation interested, hat effected an appeal from our orders in the matter of this improvement, and    WHEREAS, No pernon, firm or corporation interested, hat effected an appeal from our orders in the matter of the above named improvement, every ordered that the proceedings be recorded as provided by law, and that said read be '  Vacated    MESOLVED, That it is hereby ordered that the proceedings be recorded as provided by law, and that said read be '  Vacated	Wm. Lilienihal & Sons, Cambridge, O.—89964-F SP	
Vacating all of Warren Township  Belmont County, Ohio    No. 42  Public Road.    Public Road.  Belmont County, Ohio    The Board of County Commissioners of  Belmont County, Ohio, met    Regular  session on the  29 tb    day of  July  19.76,    the office of  The Commission et s  with the following members present:    J. F. Giffen  C.A. Linch    A. J. Sargus  Mr.    Mr.  Sargus    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, erefore, be it    RESOLVED, That it is hereby ordered that the proceedings be recorded as provided by law, and that said road be '    Macated  July 28    Macated  July 26    Macate	RESOLUTION—ORDER Sec. 5563.01 R.C. IMP. M.	Close ROAD
a  Regular  session on the  20 th  day of  July  ,1976,    the office of  The Commission nets  with the following members present:    J. F. Giffen    C.A. Linch    A. J. Sargus    Mr.  Sargus    where As, 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, herefore, be it    RESOLVED, That it is hereby ordered that the proceedings be recorded as provided by law, and that said road be '    Macated	Vacating all of Warren Township No. 42	
the office of	The Board of County Commissioners of	Belmont County, Ohio, met
J. F. Giffen C.A. Linch A. J. Sargus Mr	(Regular (Regular (Regular (Regular))) session on the	
C.A. Linch A. J. Sargus Mr	the office of	with the following members present:
A. J. Sargus Mr		J.F. Giffen
Mr		C.A. Linch
Mr		A. J. Sargus
WHEREAS, No person, firm or corporation interested, has effected an appeal from our orders in the matter of the above named improvement, herefore, be it RESOLVED, That it is hereby ordered that the proceedings be recorded as provided by law, and that said road be 1	Mr. Sargus	
RESOLVED, That it is hereby ordered that the proceedings be recorded as provided by law, and that said road be 1. Vacated , as order heretofore, made on our journal of the date of $July 28$ , $19.76$ ,	WHEREAS, At least ten days have elapsed since the final order of the b	board in the matter of this improvement, and
, as order heretofore, made on our journal of the date of $July 28$ , 19.78,	WHEREAS, No person, firm or corporation interested, has effected an perefore, be it	appeal from our orders in the matter of the above named improvement,
, as order heretofore, made on our journal of the date of $July 28$ , 19.76,	RESOLVED, That it is hereby ordered that the proceedings be recorded	d as provided by law, and that said road be 1. Vacated
nd a copy of this resolution be forwarded to the Warren Township Trustees.		
	ad a copy of this resolution be forwarded to the $\mathcal{W}$ ar	rrел
	Linch	

resulted as follows: Giffen Ves Mr..... Linch Ves *Mr*..... Mr.....Sargus Ves 28 th July , 1976 Adopted the .... Mary Kapolka Clerk, Board of County Commissioners. Belmont County, Ohio