

PUBLIC ROAD PETITION IMP. No. 811

St. Clairsville, Ohio, September 22, 1978

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 certain alleys in Centerville 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:

~~vacation~~ Vacation of Alley between Lots No. 24 and 26, and vacate Alley south of Lots No. 49, 50, 51, 52, 53, 54, 55, 56, and 57 on Plat of Centerville, as recorded on Deed Records L, Page 538 and Deed Record Y, Page 235

Dated this 11th day of October, A. D. 1978

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
Mary L. Wilson	
Robert Dale Dunfee	
Gay Parker	
Marvin Parker	
Paul McGaughy	
Loas McGaughy	
Robert Haught	
Bessie Haught	
Lucy Albaugh	
Harry L. Porter	
Marcia Porter	
Chester Wilson	

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

IMP. No. 811

IN THE MATTER OF THE

Vacating of an alley in Centerville

Office of County Commissioners,

Belmont County, Ohio

Public Road.

Petitioned for by Mary L. Wilson

and others.

The Board of County Commissioners of Belmont County, Ohio, met in Regular session

on the 11th day of October, 1978, at the office of the Commissioners

with the following members present:

A. J. Sargus

C. A. Linch

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 and Alley in Centerville

a Public Road as described therein; therefore, be it

RESOLVED, That the 13th day of November, 1978, 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 The site

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

RESOLVED, That the 15th day of November, 1978, 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 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. Sargus Yes

Mr. Linch Yes

Mr.

Adopted the 11th day of October, 1978

Mary K... ..

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER  
Gen'l. Code Sec. 6865  
IMP. No. 811

IN THE MATTER OF THE  
Vacation of Alley in Centerville  
Public Road.

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session  
on the 13<sup>th</sup> day of November, 1978, at the office of the Commissioners

with the following members present:

C. A. Linch  
J. F. Giffen

Mr. Giffen moved the adoption of the following Resolution:

WHEREAS, On the 13<sup>th</sup> day of November, 1978, 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 15<sup>th</sup> day of November, 1978, 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. Linch Yes  
Mr. Giffen Yes  
Mr. \_\_\_\_\_

Adopted the 13<sup>th</sup> day of November, 1978.

Mary Kapolka

REPORT OF COUNTY ENGINEER

IMP. No. 811

Rev. Code Sec. 5553.06

IN THE MATTER OF THE

In the matter of the Vacation

of Alley in Center

Public Road.

County Engineer's Office,

Belmont County, Ohio

Nov. 15, 1978

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

The undersigned in obedience to your order dated Nov. 13, 1978, proceeded on the 14th day of November, 1978, 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 block]

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

"See attached Plat"

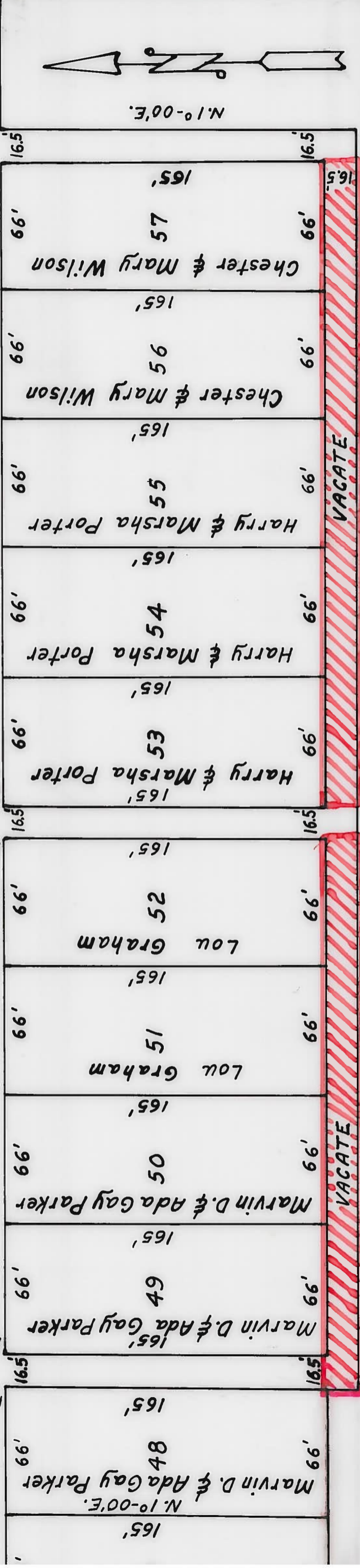
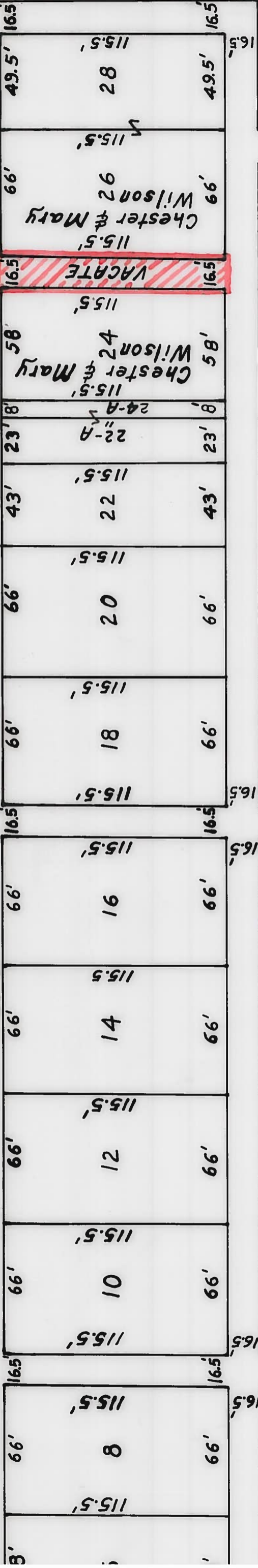
[Redacted text block]

Paul F. Bennett

STREET

MAIN

S. 89° E.



N. 10-00'E.

Chester & Mary Wilson

S. 89° E.

Chester & Mary Wilson

IMR. No. 811

OHIO REVISED CODE SEC. 5553

# VACATION OF ALLEYS IN CENTERVILLE

VOL. L. PG. 538 VOL. Y PG. 235

(Petitioned by Mary L. Wilson et al)

SMITH TOWNSHIP SECTION 21, T. 6, R. 4

BELMONT COUNTY, OHIO

FRED F. BENNETT

COUNTY ENGINEER

VACATION

APPROVED BY

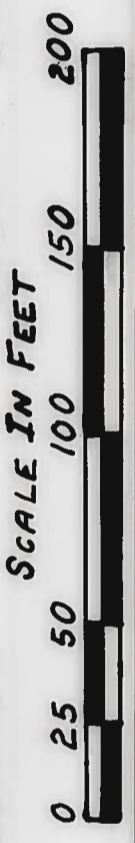
Engineer Fred F. Bennett

Comm. ad f

Comm. ad f

Comm. ad f

15th day of April 1978

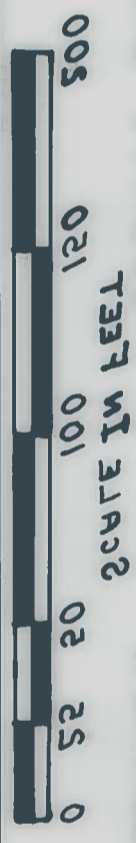


APPROVED BY  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

FRED F. BENVENUTI  
 COUNTY ENGINEER  
 BEAUMONT COUNTY, OHIO  
 SECTION 51.10, P. 4  
 WITH TENURESHIP  
 (SECTION 51.10, P. 4)  
 WALTER L. WILSON JR.  
 NOV. 1, 1953

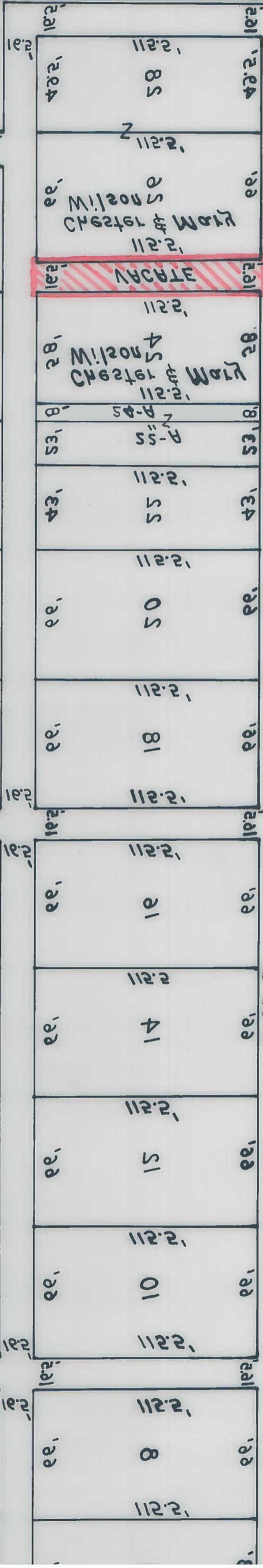
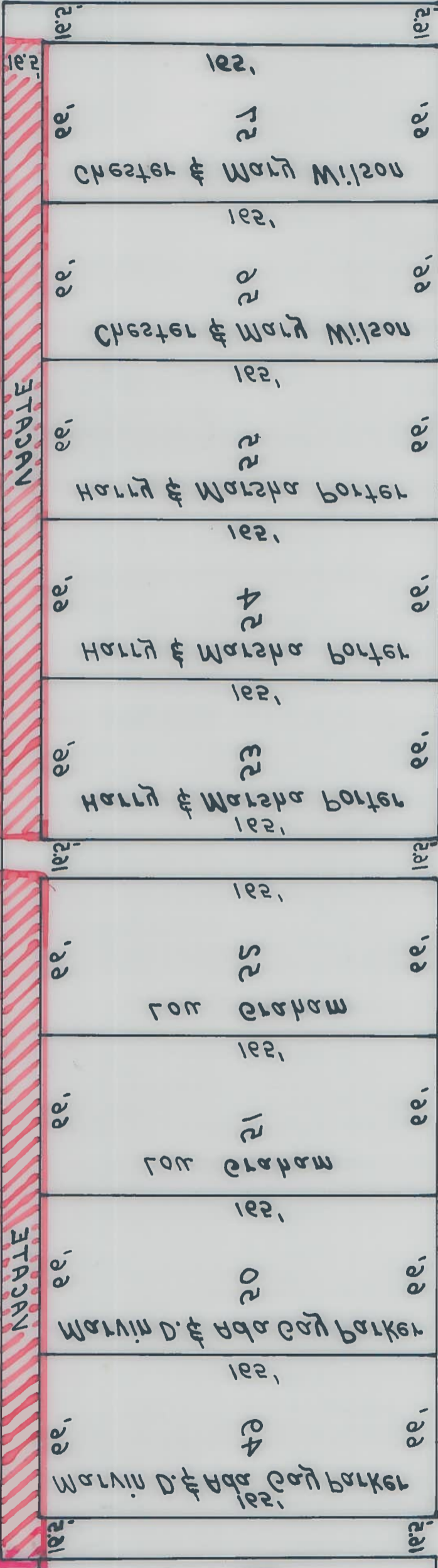
**WACATION OF ALLEN WILSON**  
 OHIO REVISED CODE SEC. 2223  
 IMP. NO. 811

**NOTATION**



CHESTER & WALTER WILSON

CHESTER & WALTER WILSON



MIAMI 21682

RESOLUTION—GRANTING PROPOSED IMPROVEMENT  
ORDERING RECORD, ETC.  
IMP. No. 811

IN THE MATTER OF THE  
Vacation of Alley in  
Centerville  
Public Road.

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session  
on the 15<sup>th</sup> day of November, 1978, at the office of the Commissioners  
with the following members present:

C. A. Linch  
J. F. Giffen

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 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]

[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

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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

[REDACTED]

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

Mr. \_\_\_\_\_  
Mr. Linch Yes  
Mr. Giffen Yes

Adopted the 15<sup>th</sup> day of November, 1978

Mary Kapolka

RESOLUTION—ORDER TO Close ROAD  
Sec. 5563.01 R.C. (~~Close~~)  
IMP. No. 811

IN THE MATTER OF THE  
Vacation of Alley's in  
Centerville  
Public Road.  
Smith Twp.

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met  
in Regular session on the 29<sup>th</sup> day of November, 1978,  
(Regular ~~session~~)  
at the office of the Commissioners with the following members present:

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

Mr. Giffen 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 November 15, 1978,  
and a copy of this resolution be forwarded to the Smith Township Trustees.

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

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

Adopted the 29<sup>th</sup> day of November, 1978

Mary Kapolka  
Clerk, Board of County Commissioners.

Belmont County, Ohio