

PUBLIC ROAD PETITION IMP. No. 814

Belmont County, Ohio, January 15, 1979

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 an Alley a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacation such road, the same not being a road on the State Highway System.

The following is the general route and termini of said road:

Being an Alley between lots 18 and 19 of P.B. Caldwell's 3rd addition as recorded in Plat Book 6, page 34 of Belmont County Records. Alley is 14 feet by 130 feet.

Dated this 29th day of January, A. D. 1979

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Lists names like Lowell S. Caldwell and districts like Richland.

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

IMP. NO. 814

IN THE MATTER OF THE

Office of County Commissioners,

Vacation of an Alley in P.B.

Belmont County, Ohio

Caldwell 3rd. Addition

Public Road.

Petitioned for by Lowell S. Caldwell

and others.

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

on the 29th day of January, 1979, at the office of the Commissioners

with the following members present:

A. J. Sargus

C. A. Linch

R. E. Olexo

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 an Alley in P.B. Caldwell's 3rd

Addition a Public Road as described therein; therefore, be it

RESOLVED, That the 21st day of February, 1979, 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 26th day of February, 1979, 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. Olexo seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Sargus Yes

Mr. Linch Yes

Mr. Olexo Yes

Adopted the 29th day of January, 1979

Man. K...k-

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER
Gen'l. Code Sec. 6865
IMP. No. 814

IN THE MATTER OF THE
Vacation of an Alley in
P. B. Caldwell's 3rd Addition
Public Road.

Office of County Commissioners,
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in *Regular* session
on the *21st* day of *February*, 19 *79*, at the office of *The Commissioners*

with the following members present:

A. J. Sargus

C. A. Linch

R. E. Olexo

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

WHEREAS, On the *21st* day of *February*, 19 *79*, 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 *26th*
day of *February*, 19 *79*, 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. *Sargus* *Yes*

Mr. *Linch* *Yes*

Mr. *Olexo* *Yes*

Adopted the *21th* day of *February*, 19 *79*.

Mary Kapolka

REPORT OF COUNTY ENGINEER

IMP. No. 814

Rev. Code, Sec. 5553.06

IN THE MATTER OF THE

Vacation of an Alley in P. B.

Caldwell's 3rd. Addition

Public Road.

County Engineer's Office,

Belmont County, Ohio

Feb. 26, 1979

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

The undersigned in obedience to your order dated Feb. 21, 1979, proceeded on the 23rd day of February, 1979, 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.

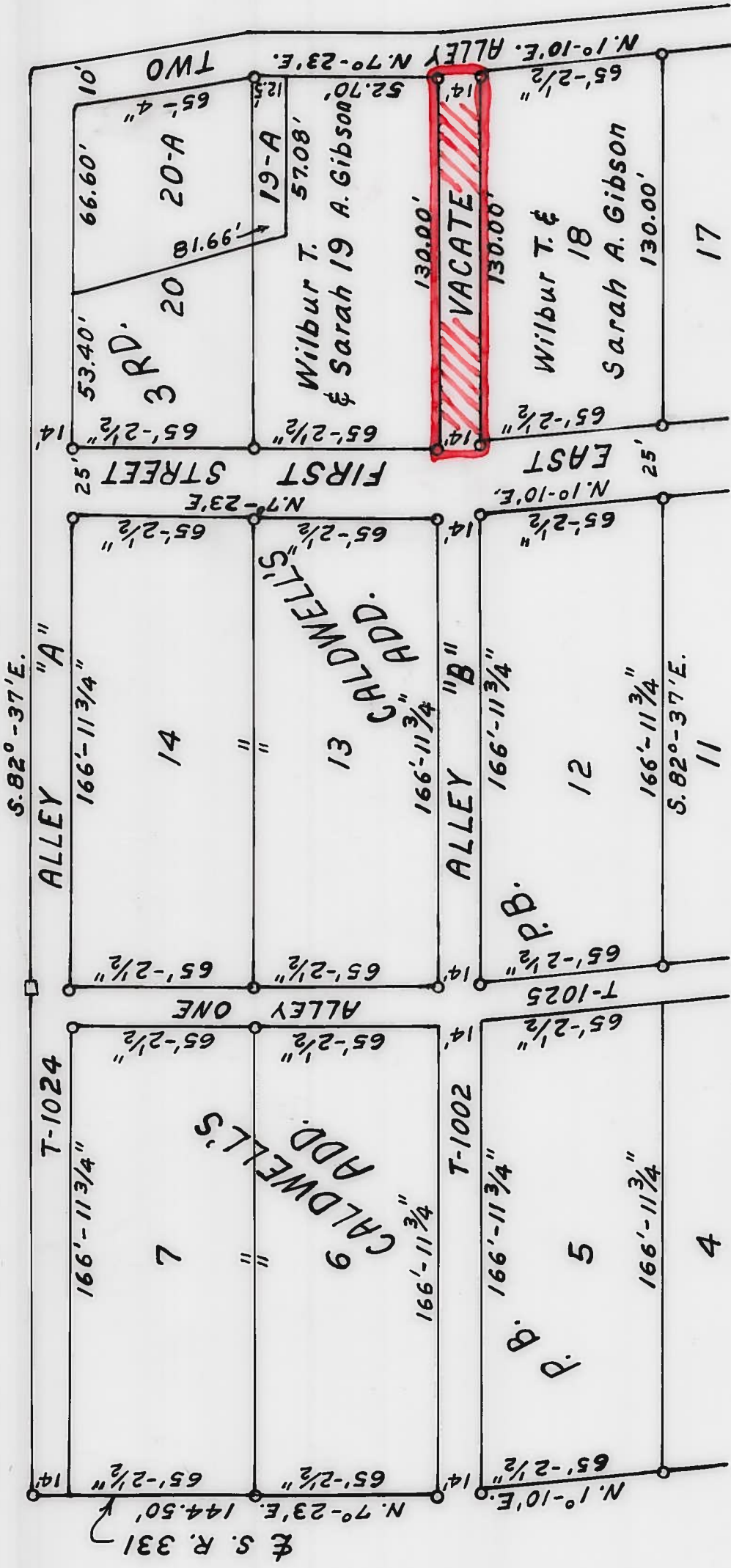
[Redacted text]

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]

Paul F. Bennett



APPROVED BY

Co. Engineer *Fred F. Bennett*

Co. Comm. *[Signature]*

Co. Comm. *[Signature]*

Co. Comm. *[Signature]*

This *26th* day of *Feb* 1979

VACATION OF A PART OF ALLEY "B" BETWEEN LOTS 18 & 19, P.B. CALDWELL'S 3RD. ADD.

IMP. No. 814

PLAT BOOK 6 PAGE 34 (CAB. B SLIDE 108)

(PETITIONED BY LOWELL S. CALDWELL)

RICHLAND TOWNSHIP SECTION 29, T. 7, R. 4

BELMONT COUNTY, OHIO

FRED F. BENNETT COUNTY ENGINEER

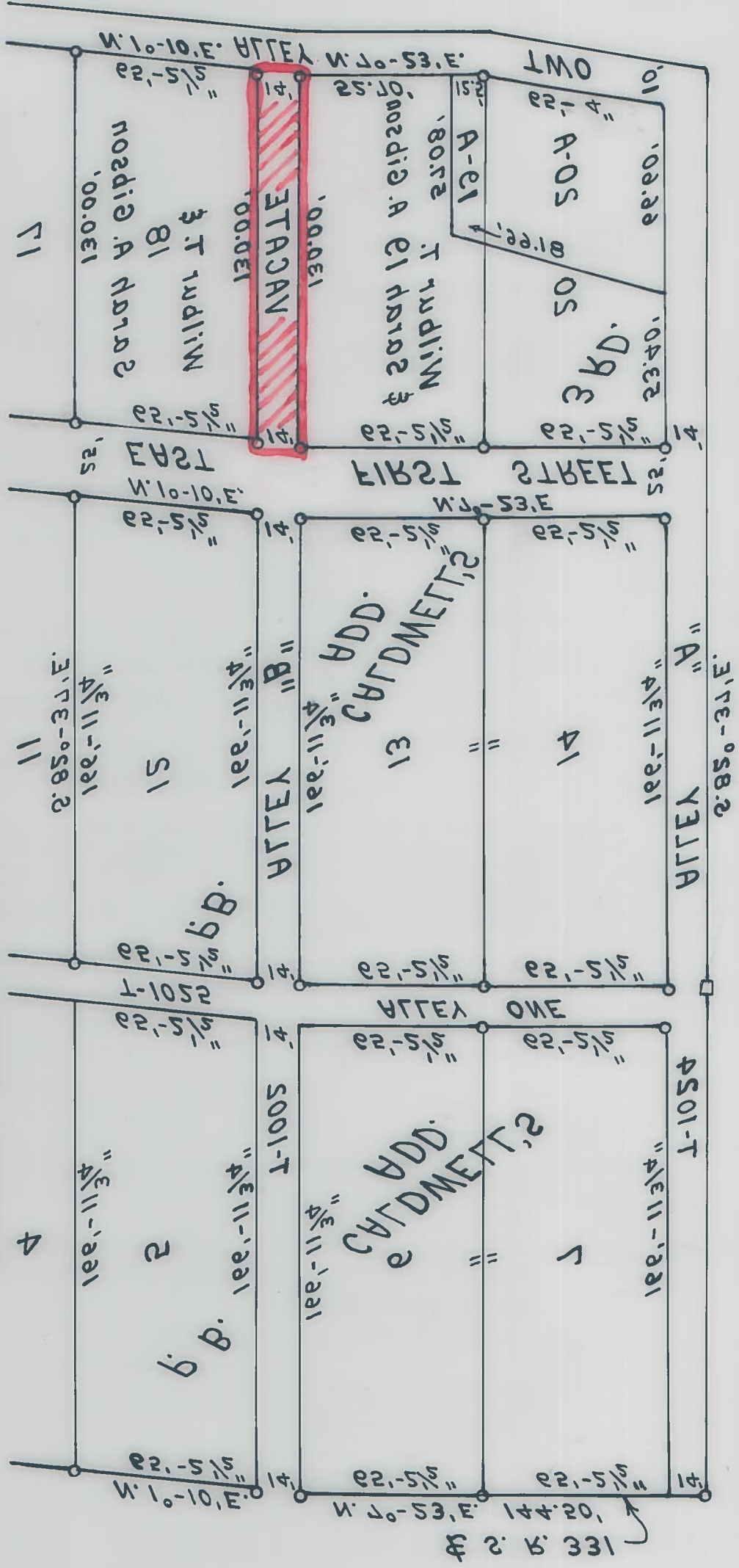




FRANK E. BEMMELT
 CIVIL ENGINEER
 BELMONT COUNTY, OHIO
 SECTION 58, T. 13 N., R. 4 E.
 (PETITIONED BY TOWN OF BELMONT)

PLAT BOOK 6 PAGE 34 (CAB. B. 21 DE 108) (801 2012 108)
ADD. CADD. CHG. TO TRAC A TO TRAC B, BELMONT 18 & 19 B. CHG. TO TRAC 3 & 4.

APPROVED BY	<i>[Signature]</i>
CO. ENGINEER	<i>[Signature]</i>
CO. COMM.	<i>[Signature]</i>
CO. COMM.	<i>[Signature]</i>
CO. COMM.	<i>[Signature]</i>



RESOLUTION—GRANTING PROPOSED IMPROVEMENT
ORDERING RECORD, ETC.
IMP No. 814

IN THE MATTER OF THE
Vacation of an Alley
in P.B. Caldwell
Public Road.
3rd. Addition

Office of County Commissioners,
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 26th day of February, 1979, at the office of the Commissioners
with the following members present:

A. J. Sargus
C. A. Linch
R. E. Olexo

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
[REDACTED]

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

Mr. Sargus Yes
Mr. Linch Yes
Mr. Olexo Yes

Adopted the 26th day of February, 1979

Mary Kapolka
Clerk Board of County Commissioners

RESOLUTION—ORDER TO CLOSE ROAD

Sec. 5563.01 R.C. (Close)

IMP. No. 814

IN THE MATTER OF THE

Vacation of an Alley in
P. B. Caldwell 3rd. Addition
Public Road.

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 March, 1979,
(Regular)

at the office of the Commissioners with the following members present:

C. A. Linch

R. E. Olexo

Mr. Olexo 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 February 26, 1979,

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

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

resulted as follows:

Mr. Sargus Absent

Mr. Linch Yes

Mr. Olexo Yes

Adopted the 12th day of March, 1979

Mary Kapolka

Clerk, Board of County Commissioners.

Belmont County, Ohio