

PUBLIC ROAD PETITION IMP. NO. 820

St. Clairsville, Ohio, July 6, 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 Streets & Alleys 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:

~~vacate~~ Vacate part of Fourth Alley between Lots No. 35, 36, and 34, on plat in Kinsman, Wheeling Township. Recorded in Plat Book 5, Page 4, Cabinet "B" Slide "180". Said alley is 15 foot wide.

Also vacate part of 15 foot alley between Lots No. 38 and 39 on said above plat.

Also vacate a part of West Avenue between Lots No. 34, 32, 33, on said above plat.

Dated this 11th day of July, A. D. 1979

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
Marie Schaffer	Kinsman
Pam Kralvic	Blainesville
Geneva Shafer	Blainesville
Lewis Kovachic	Kinsman, Wheeling Township
John A. Jendrusik	Kinsman
Andy Spendel	Kinsman
Mary Pramik	Rt. #2 St. Clairsville, Ohio
Patricia Jaskourak	Route 2 St. Clairsville, Ohio
Steed Gereg	Rt. #2 St. Clairsville, Ohio
Floyd Tanley	Rt. #2 St. Clairsville, Ohio
Polly Tanley	Rt. #2 St. Clairsville, Ohio
Salan K. Adams	Rt. #2 St. Clairsville, Ohio
Violet Adams	Rt. #2 St. Clairville, Ohio
Joe Kovachic	Rt. #2 St. Clairsville, Ohio
Edward Klowskey	Rt. #2 St. Clairsville, Ohio

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

IMP. No. 820

IN THE MATTER OF THE

Vacating Streets & Alleys in Kinsman, Wheeling Twp. Public Road.

Office of County Commissioners, Belmont County, Ohio

Petitioned for by Marie Schaffer, and others.

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

on the 11th day of July, 1979, at the office of 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 streets & Alleys in Kinsman, Wheeling Twp. a Public Road as described therein; therefore, be it

RESOLVED, That the 30th day of July, 1979, at 2:45 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 1st day of August, 1979, at 10:15 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 11th day of July, 1979

Maru Koolka

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER  
Gen'l Code Sec. 6865  
IMP. No. 820

IN THE MATTER OF THE  
Vacation of Streets &  
Alleys in Kinsman  
Public Road.

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in regular session  
on the 30<sup>th</sup> day of July, 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, On the 30<sup>th</sup> day of July, 1979, 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 1<sup>st</sup>  
day of August, 1979, 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. Olexo seconded the Resolution and the roll being called upon its adoption, the vote  
resulted as follows:

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

Adopted the 30<sup>th</sup> day of July, 1979

Mary Kapolka

REPORT OF COUNTY ENGINEER

IMP. No. 820  
Rev. Code, Sec. 5553.06

County Engineer's Office,

Belmont County, Ohio

August 1, 1979

IN THE MATTER OF THE

Vacating Streets & Alleys  
in Kinsman, Wheeling Township  
Public Road.

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

The undersigned in obedience to your order dated July 30, 1979, proceeded on the 31st day of July, 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.

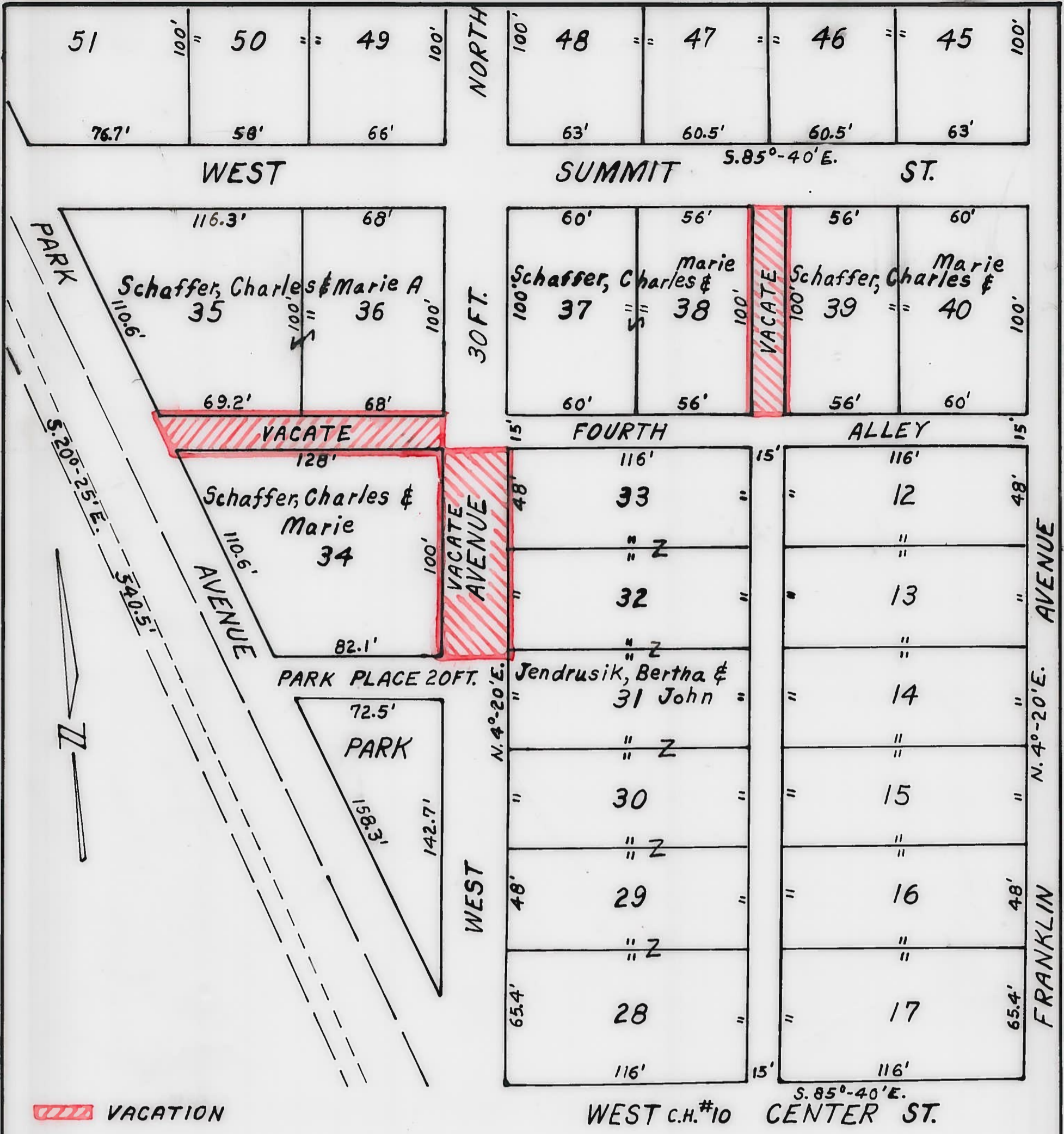
[Redacted text]

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]

And F B. at



 VACATION

APPROVED BY	
Co. Engineer	<i>J. F. Bennett</i>
Co. Comm.	<i>A. J. ...</i>
Co. Comm.	<i>...</i>
Co. Comm.	<i>R. E. Oles</i>
This <u>1<sup>st</sup></u> day of <u>Aug</u> 1979	

IMP. NO. 820  
 VACATION OHIO REVISED CODE 5553  
**VACATION OF PARTS OF STREETS AND ALLEYS**  
**IN KINSMAN**

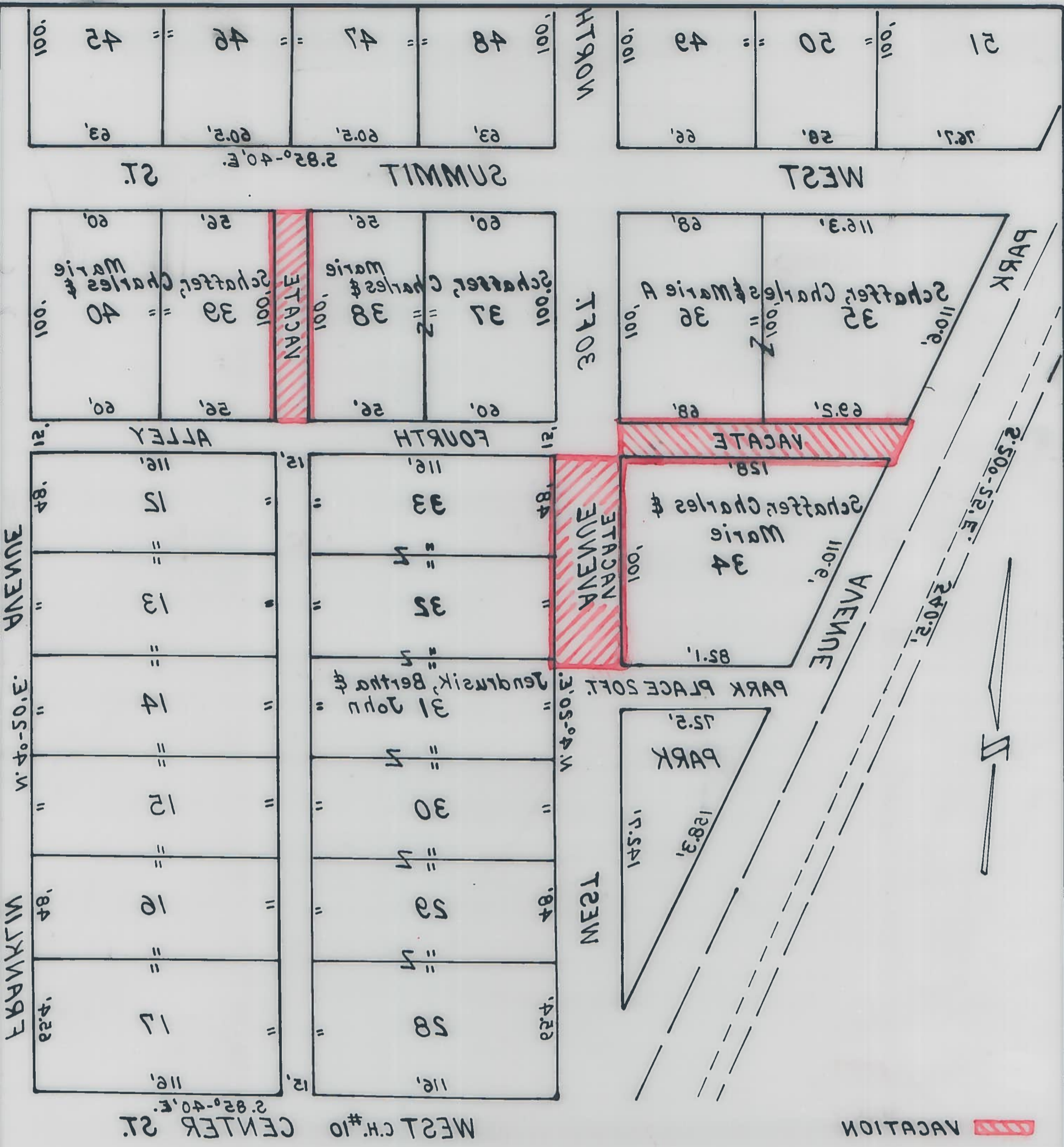
PLAT BOOK 5 PAGE 4                      CABINET B SLIDE 180  
 (Petitioned for by Marie Schaffer et al)  
 WHEELING TOWNSHIP                      SECTION 8, T.8, R.4  
 BELMONT COUNTY OHIO

# VACATION OF PARTS OF STREETS AND ALLEYS IN KINSMAN

WHEELING TOWNSHIP  
SECTION 8, T.8, R.4  
(petitioned for by Marie Schaffer et al)  
PLAT BOOK 2 PAGE 4  
CABINET B SLIDE 180

VACATION OHIO REVISED CODE 5523  
IMR NO.850

This day of Aug 1979  
 Co. Comm. [Signature]  
 Co. Comm. [Signature]  
 Co. Comm. [Signature]  
 Co. Comm. [Signature]  
 Co. Engineer [Signature]  
 APPROVED BY



RESOLUTION—GRANTING PROPOSED IMPROVEMENT  
ORDERING RECORD, ETC.  
IMP. NO. 820

IN THE MATTER OF THE  
*Vacating Streets & Alleys*  
*in Kinsman, Wheeling Twp.*  
Public Road.

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in *Regular* session  
on the *1st* day of *August*, 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, 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; therefore, 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]

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. *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 *1st* day of *August*, 19 *79*.

*Mary Kapola*  
Clerk Board of County Commissioners

RESOLUTION—ORDER TO Close ROAD  
Sec. 5563.01 R.C. (~~Close~~)  
IMP. NO. 820

IN THE MATTER OF THE

Vacation of Streets & Alleys in  
Kinsman, Wheeling Township  
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 August, 1979,  
(Regular ~~Close~~)

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, 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 August 13, 1979,

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

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. Olex Yes

Adopted the 13<sup>th</sup> day of August, 1979

Mary Kapolka

Clerk, Board of County Commissioners.

Belmont

County, Ohio