

PUBLIC ROAD PETITION IMP. NO. 823
WITHOUT PETITION

Belmont County, Ohio, September 19, 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..... Vacate and Dedicate
of Hibbstown a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for Vacate and Dedicate
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 • for Vacation at Intersection of Said Hibbstown Road T-588 in Kirkwood Township Section 36, T-9, R-6 and State Route 800. Thence in a westerly direction through the lands of Consolidation Coal Company for a distance of 1883 feet to end of vacation.

Begin for a ~~dedication~~ of T-588 Known as Hibbstown Road at its intersection with State Route 800 which is same spot where vacation begins thence in a Westerly direction for approximately 1900 feet.

This is according to OHIO REVISED CODE SECTION 5553.31

Dated this 19th day of September, A. D. 1979

PETITIONERS' NAMES

TAXING DISTRICT OF COUNTY IN WHICH
PETITIONER OWNS REAL ESTATE

**RESOLUTION—FIXING TIME AND PLACE OF VIEW AND OF FINAL HEARING AND
NOTICE THEREOF ON PUBLIC ROAD WITHOUT PETITION**

IMP. NO. 823

Gen'l Code Secs. 6862,-3.

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

Vacation and Dedication of T-588

in Kirkwood Township, Sec. 36, T. 9, R. 6
Public Road.

Known as Hibbstown

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

Regular

session

on the 19th day of September, 1979, 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:

Without
WHEREAS, a Petition

Board of County Commissioners to

Vacate and Dedicate

a Public Road as described therein; therefore, be it

RESOLVED, That the 15th day of October, 1979, 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 17th day of October, 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. Linch seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Sargus

Mr. Linch

Mr. Olexo

Adopted the 19th day of September, 1979.

PUBLIC ROAD PETITION

_____, Ohio, _____, 19_____

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*_____

*of*_____ *a Public Road on the line hereinafter described, and make*

*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

*Dated this*_____ *day of*_____, A. D. 19_____

PETITIONERS' NAMES

TAXING DISTRICT OF COUNTY IN WHICH
PETITIONER OWNS REAL ESTATE

**RESOLUTION—FIXING TIME AND PLACE OF VIEW AND OF FINAL HEARING AND
NOTICE THEREOF ON PUBLIC ROAD ~~WITHOUT~~ WITHOUT PETITION
IMP. NO. 823**

IN THE MATTER OF THE

Office of County Commissioners,

Vacation and Dedication of T-588
in Kirkwood Township, Sec. 36, T. 9, R. 6
Public Road.

Belmont County, Ohio

~~Known as Hibbstown~~

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 15th day of October, 1979, 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:

without
WHEREAS, ~~a~~ Petition ~~has been filed~~

~~the~~ Board of County Commissioners ~~has~~ to Vacate and Dedicate

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

RESOLVED, That the 5th day of November, 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 7th day of November, 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~~ he 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 improve-
ment.

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 15th day of October, 1979

no. 823

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER
Gen'l Code, Sec. 6865
IMP. NO. 823

IN THE MATTER OF THE

Vacation & Dedication of T-588
Kirkwood Twp., Known as Hibbstown
Public Road.

Office of County Commissioners,

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 5th day of November, 1979, at the office of the Commissioners

with the following members present:

A. J. SargusC. A. LinchR. E. Olexo

Mr. Linch moved the adoption of the following Resolution:

WHEREAS, On the 5th day of November, 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 7th day of November, 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. Sargus Yes

Mr. Linch Yes

Mr. Olexo Yes

Adopted the 5th day of November, 1979

Mary Kapolka

REPORT OF COUNTY ENGINEER

IMP. NO. 823

Rev. Code, Sec. 5553.06

IN THE MATTER OF THE

Vacation & dedication of Twp. Rd. #588

Known as Hibbstown Road

Public Road.

County Engineer's Office,

Belmont County, Ohio

Nov. 7, 1979

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

The undersigned in obedience to your order dated Nov. 5, 1979, proceeded on the 6th day of November, 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.

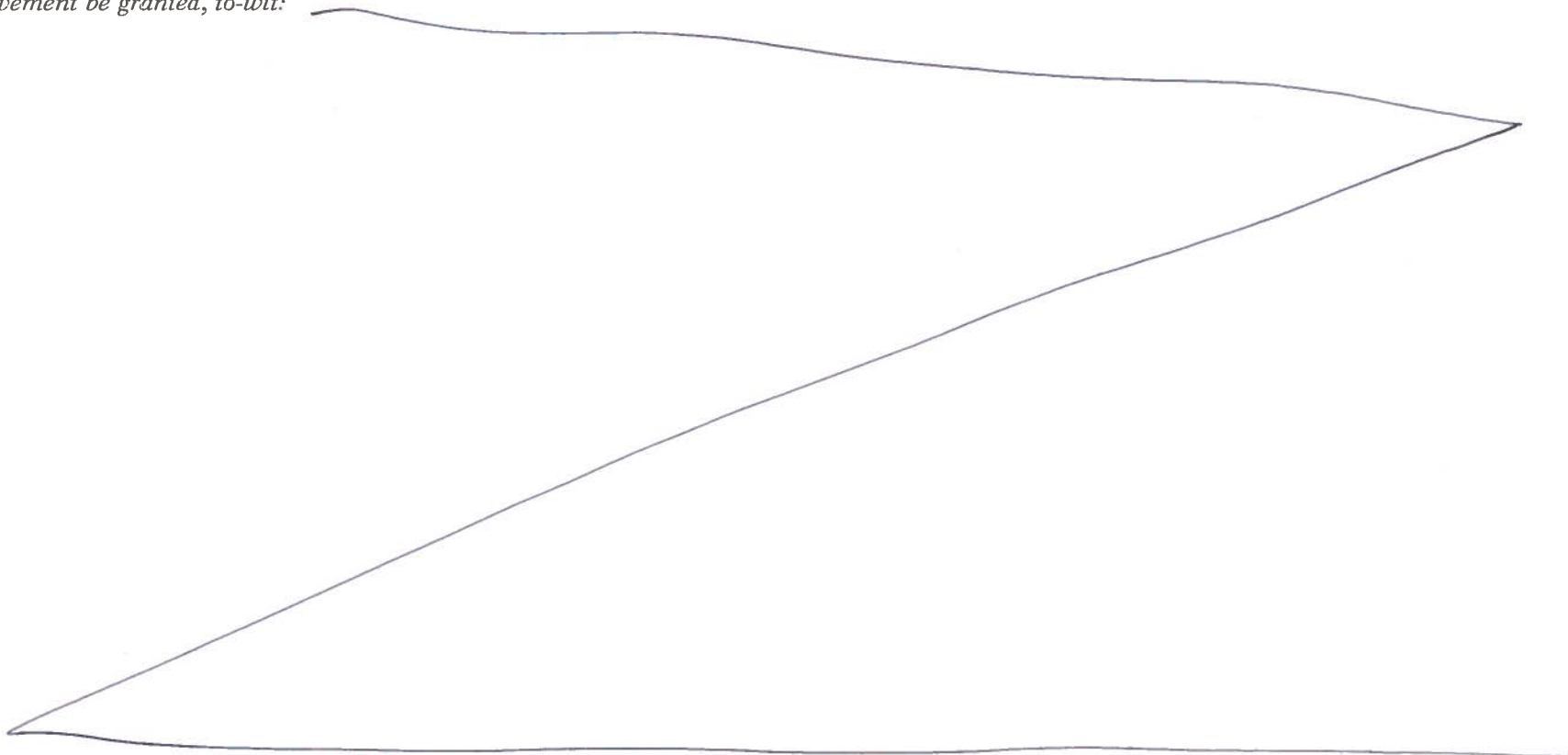
The width to which said improvement should be opened is sixty (60) feet.

An accurate survey and plat, and an accurate and detailed description of each tract of land which the undersigned County Engineer believes will be necessary to be taken in the event the proposed improvement be made, together with the name of each owner, accompany this report and are made a part hereof.

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

"(see attached plat)"

The undersigned recommends the following changes in the proposed improvement which in his judgment should be made in the event the proposed improvement be granted, to-wit:



And F. Bennett

VACATION OF TOWNSHIP ROAD No. 588

KIRKWOOD TOWNSHIP SECTION No. 36

BELMONT COUNTY, OHIO

TOWNSHIP 9N, RANGE 6W

FRED BENNETT, COUNTY ENGINEER

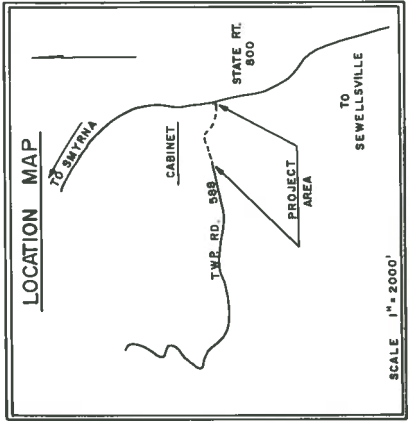
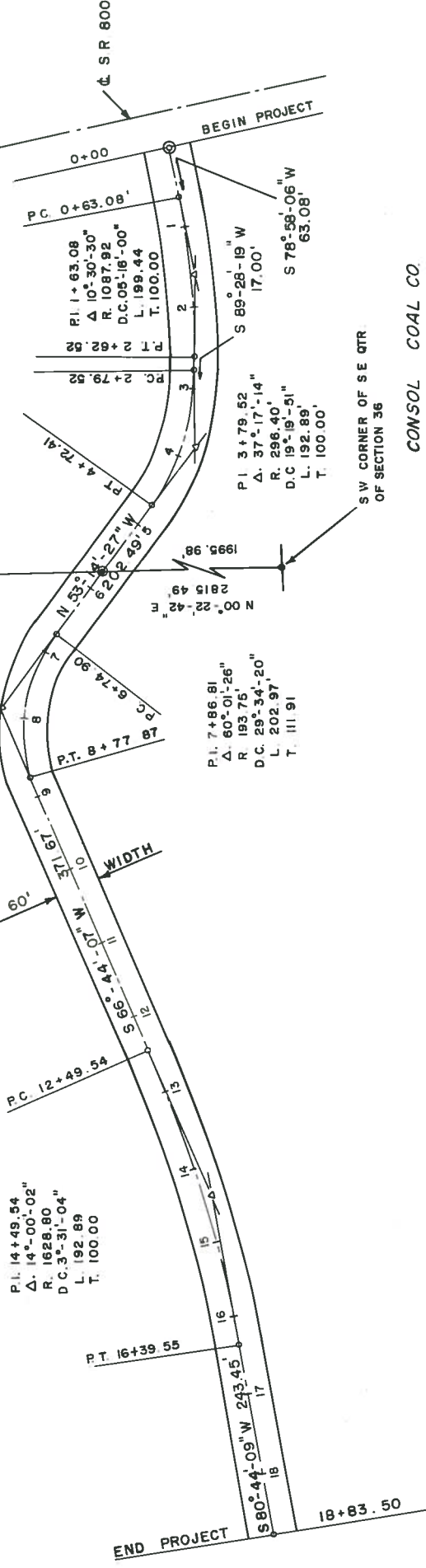


I.P. CENTER OF
SECTION No. 36

S 00°-22'-42" W
819.51'

CONSOL COAL CO.

CONSOL COAL CO.



APPROVED BY

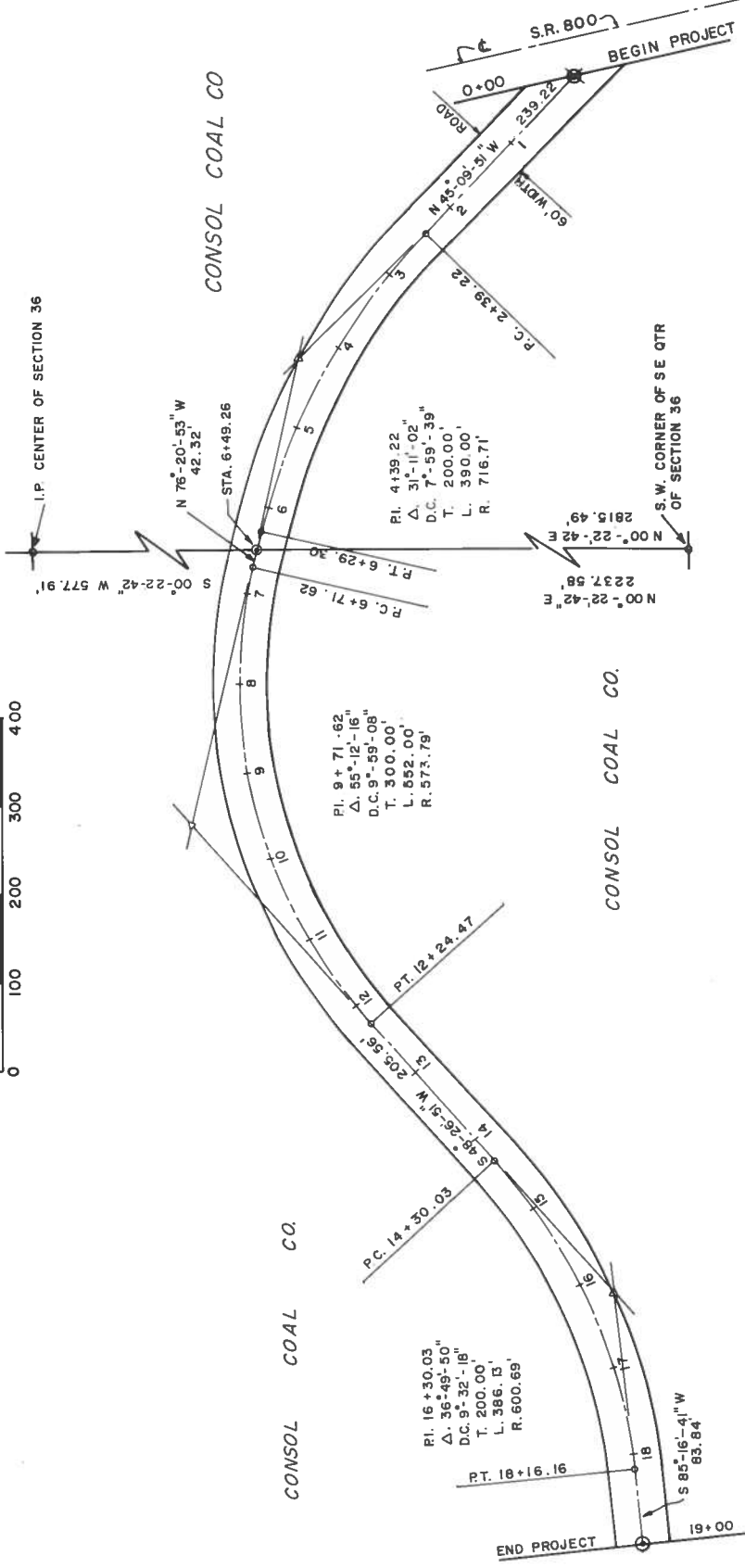
COUNTY ENGINEER Fred F. Bennett, P.E.

COUNTY COMMISSIONERS:

[Signature]
[Signature]

THIS THE 17TH DAY OF November 1979

DEDICATION OF TOWNSHIP ROAD N^o. 588 KIRKWOOD TOWNSHIP SECTION N^o. 36 BELMONT COUNTY, OHIO TOWNSHIP 9N; RANGE 6W FRED BENNETT, COUNTY ENGINEER



I, HEREBY CERTIFY THAT THIS IS PLAT OF A TRUE
AND CORRECT SURVEY MADE BY ME ON OR ABOUT
August 1979 *David M. Jamison*
DAVID M. JAMISON SURVEYOR N^o 6487

APPROVED BY

COUNTY ENGINEER *Fred F. Bennett, P.E.*

COUNTY COMMISSIONERS:

[Signature]
[Signature]

THIS THE 27th DAY OF November 1979.

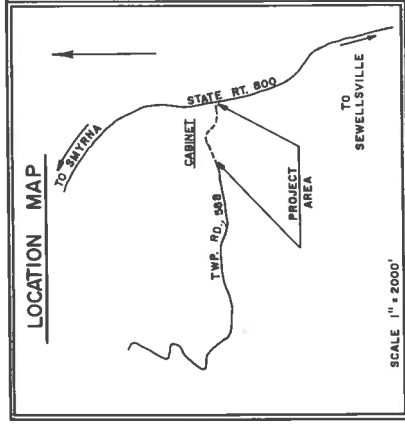
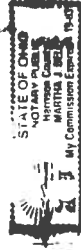
KNOW ALL MEN BY THESE PRESENTS THAT CONSOL COAL CO. BY THEIR
LEGAL AGENTS THE UNDERSIGNED AND PROPERTY OWNERS HEREON DO GIVE
GRANT, AND FOREVER DEDICATE TO THE BELMONT COUNTY COMMISSIONERS
AND THEIR SUCCESSORS IN OFFICE THE HEREIN PLATTED TRACT OF LAND
FOR ROAD PURPOSES, SECT. 5553.31 OHIO REVISED CODE.

SIGNERS _____ WITNESSES _____

STATE OF OHIO:
COUNTY OF BELMONT:
BEFORE ME, A NOTARY IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED
CECIL DELLOMA OF CONSOL COAL CO. WHICH DEDICATED SAID ROAD AND WHO ACKNOWLEDGED
THAT THE SEAL AFFIXED TO SAID PLAT IS THE CORPORATE SEAL OF SAID CORPORATION, AND
THAT SAID PLAT IS THEIR FREE ACT AND DEED INDIVIDUALLY AND AS SUCH
CECIL DELLOMA, AND CONSOL COAL CO. IN TESTIMONY WHEREOF I HAVE SET MY HAND
AND OFFICIAL SEAL.

THIS THE _____ DAY OF _____ 1979

NOTARY PUBLIC



Mary Kaporika

RESOLUTION—ORDER TO ^{Close & Dedicate} ROAD
 Sec. 5563.01 R.C. (~~Close~~)
IMP. NO. 823

IN THE MATTER OF THE

Vacation & Dedication
T-588, Hibbstown Road
 Public Road.

Office of County Commissioners,

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met
 in Regular session on the 19th day of November, 1979,
 (Regular ~~session~~)
 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, 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 & dedicated
as order heretofore, made on our journal of the date of November 19, 1979,
 and a copy of this resolution be forwarded to the Kirkwood 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. Olexo, Yes

Adopted the 19th day of November, 1979

Patricia Bittengle, Assistant
 Clerk, Board of County Commissioners.

Belmont County, Ohio