

PUBLIC ROAD PETITION

IMP. No 836

S.T. CLAIRSVILLE

Ohio, JULY 15, 1980

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 ALLEY DESCRIBED a Public ALLEY 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:

Beginning at

VACATING ALL OF ALLEY "B" IN PAUL'S MOSS RUN SUB-DIV. IN PULTNEY TWP. SEC. 1 T6, R3, - BEING 16' WIDE & APPROX. 228.62' LONG.

SEE DESCRIPTION ON PLAT ATTACHED

RECORDED IN CAB A. SLIDE 2 OF BELMONT COUNTY RECORD OF PLATS

SEE DWG. ATTACHED

.0839

TO BE VACATED

Dated this 15TH day of JULY, A. D. 1980

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
WILLIAM PASKO	RT. 2 BELLAIRE, OHIO
VIRGINIA PASKO	RT. 2 BELLAIRE, OHIO
AGNES JOHNSTON	RT. 2 MOSS RUN BELLAIRE OHIO
ROSCOE JOHNSTON	RT. 2 MOSS RUN BELLAIRE OHIO
MARY BELNAK	R.D. 2 MOSS RUN BELLAIRE OHIO
GEORGE YONYON	RT 2 MOSS RUN BELLAIRE OHIO
VICTORIA YONYON	RT 2 MOSS RUN BELLAIRE OHIO
EDWARD GOOD	RT 2 MOSS RUN BELLAIRE OHIO
GLORA GOOD	RT 2 MOSS RUN BELLAIRE OHIO
THOMAS PACIFICO	RT 2 MOSS RUN BELLAIRE OHIO
SHEILA HUGHES	RT 2 BOX 144 MOSSRUN BELLAIRE OHIO
WILLIAM HUGHES	RT 2 BOX 144 MOSSRUN BELLAIRE OHIO
EDITH BLACKEN	BOX 153 RT2 BELLAIRE OHIO
ROBERT BLACKEN	BOX 153 RT 2 BELLAIRE OHIO
PAT PACIFICO	BOX 132 RT2 BELLAIRE OHIO
WILLMA MYERS	RT2 BELLAIRE, OHIO
JOSEPH BONFINI	RT 2 BELLAIRE OHIO
NORMA BONFINI	RT 2 BELLAIRE OHIO
DORIS RUMORA	RT 2 BELLAIRE OHIO
ALBERT RUMORA	RT 2 BELLAIRE OHIO
WILLIAM MYERS	RT 2 BELLAIRE OHIO

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

IMP. 836

IN THE MATTER OF THE

Office of County Commissioners,

VACATING ALL OF ALLEY "B" IN PAUL'S MOSS RUN SUB-DIV. POLTNEY TWP Public Road.

Belmont County, Ohio

Petitioned for by WILLIAM & VIRGINIA PASKO

and others.

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

on the 16TH day of JULY, 1980, at the office of THE COMMISSIONERS

with the following members present:

R. E. OLEXO

C. A. LINCH

A. J. SARGUS

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 ALL OF ALLEY "B"

a Public ALLEY as described therein; therefore, be it

RESOLVED, That the 11TH day of AUGUST, 1980, 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 13TH day of AUGUST, 1980, at 10:30 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. OLEXO, YES

Mr. LINCH, YES

Mr. SARGUS, YES

Adopted the 16TH day of JULY, 1980

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IMP. 836

IN THE MATTER OF THE
VACATING ALL OF ALLEY "B" IN
PAUL'S MOSS RUN SUB-DIV. PULTNEY 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 11TH day of AUGUST, 1980, at the office of COMMISSIONERS
with the following members present:

R. E. OLEXO

C. A. LINCH

A. J. SARGUS

Mr. LINCH moved the adoption of the following Resolution:

WHEREAS, On the 11TH day of AUGUST, 1980, 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 13TH
day of AUGUST, 1980, 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. SARGUS seconded the Resolution and the roll being called upon its adoption, the vote
resulted as follows:

Mr. OLEXO YES

Mr. LINCH YES

Mr. SARGUS YES

Adopted the 11TH day of AUGUST, 1980

MARY KAPOLKA

REPORT OF COUNTY ENGINEER

JMP. 836

IN THE MATTER OF THE
VACATING ALL OF ALLEY "B" IN
PAUL'S MOSS RUN SUB-DIV. PULTNEY TWP.
Public Road.

County Engineer's Office,
Belmont County, Ohio

AUGUST 13, 1980

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

The undersigned in obedience to your order dated AUGUST 11, 1980, proceeded on the 12TH day of AUGUST, 1980, 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 [REDACTED] be granted.

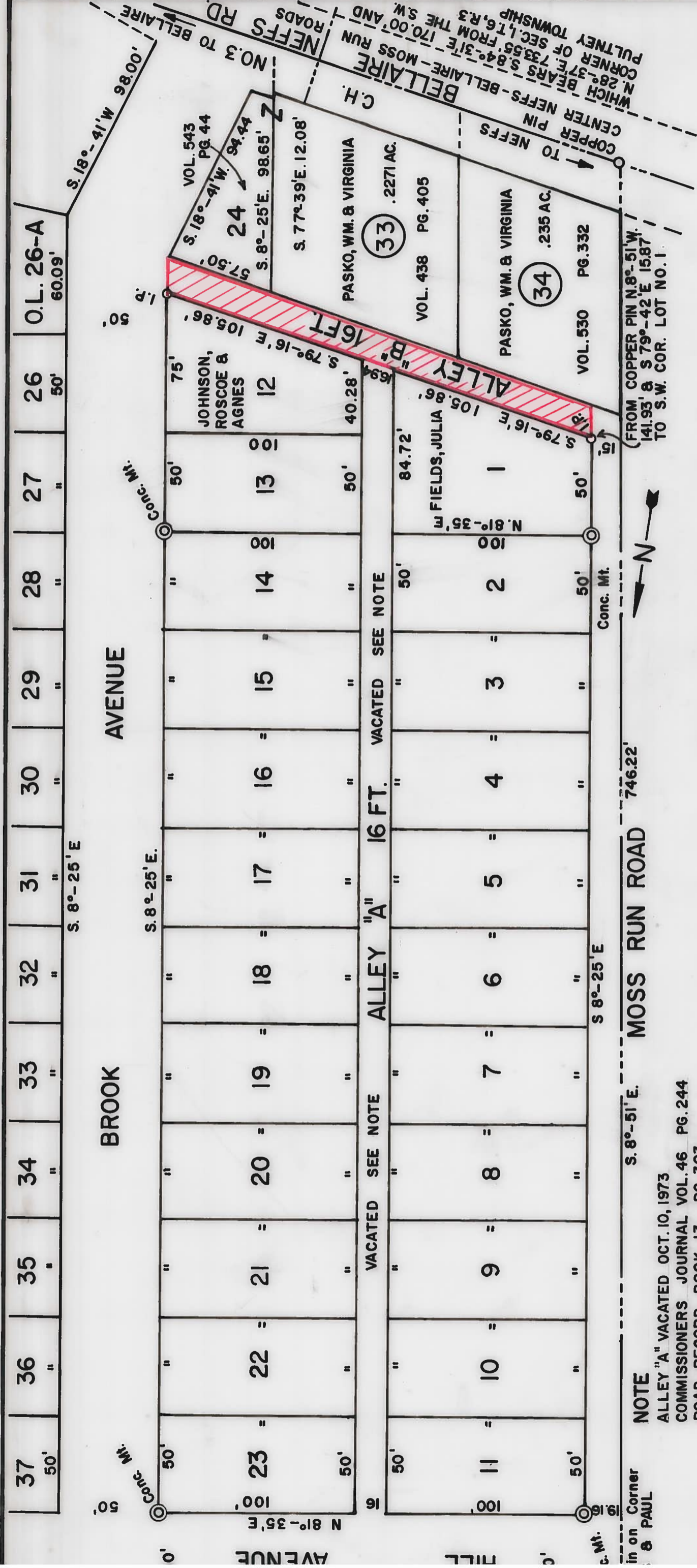
[REDACTED]

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:

Fred F. Bon...



PETITION NO. 836
(OHIO REVISED CODE SECTION 5553.042)

VACATION OF ALLEY "B" IN PAUL'S MOSS RUN SUBDIVISION

AS RECORDED IN BELMONT COUNTY RECORD OF PLATS V. 13 P. 2
(PETITIONED BY WILLIAM & VIRGINIA PASKO)
PULTNEY TOWNSHIP SEC. 1, T. 6, R. 3
BELMONT COUNTY, OHIO
FRED F. BENNETT COUNTY ENGINEER
AUGUST 1980

NOTE
ALLEY "A" VACATED OCT. 10, 1973
COMMISSIONERS JOURNAL VOL. 46 PG. 244
ROAD RECORD BOOK 13 PG. 303
BELMONT COUNTY ENGINEERS OFFICE
DEED VOL. 542 PG. 648

APPROVED BY

Engineer Fred F. Bennett

omm. W. E. Pletsch

omm. Ed. J. Sargus

omm. Ed. J. Sargus

27TH day of AUGUST 1980



APPROVED BY

SCALE IN FEET
 0 25 50 100 150 200 250

FRED E. BEINERT COUNTY ENGINEER

BELMONT COUNTY, OHIO

PLANNING TOWNSHIP

SECTION 1, T. 1, E. 1, R. 13

AS RECORDED IN BELMONT COUNTY RECORD OF PLATS V 13 P 5

PLAT OF LOTS 1 THROUGH 11 OF ALLEY "B" WEST

DEED VOL. 245 PG. 448
 BELMONT COUNTY ENGINEERS OFFICE
 ROAD RECORD BOOK 13 PG. 303
 COMMISSIONERS JOURNAL VOL. 48 PG. 544

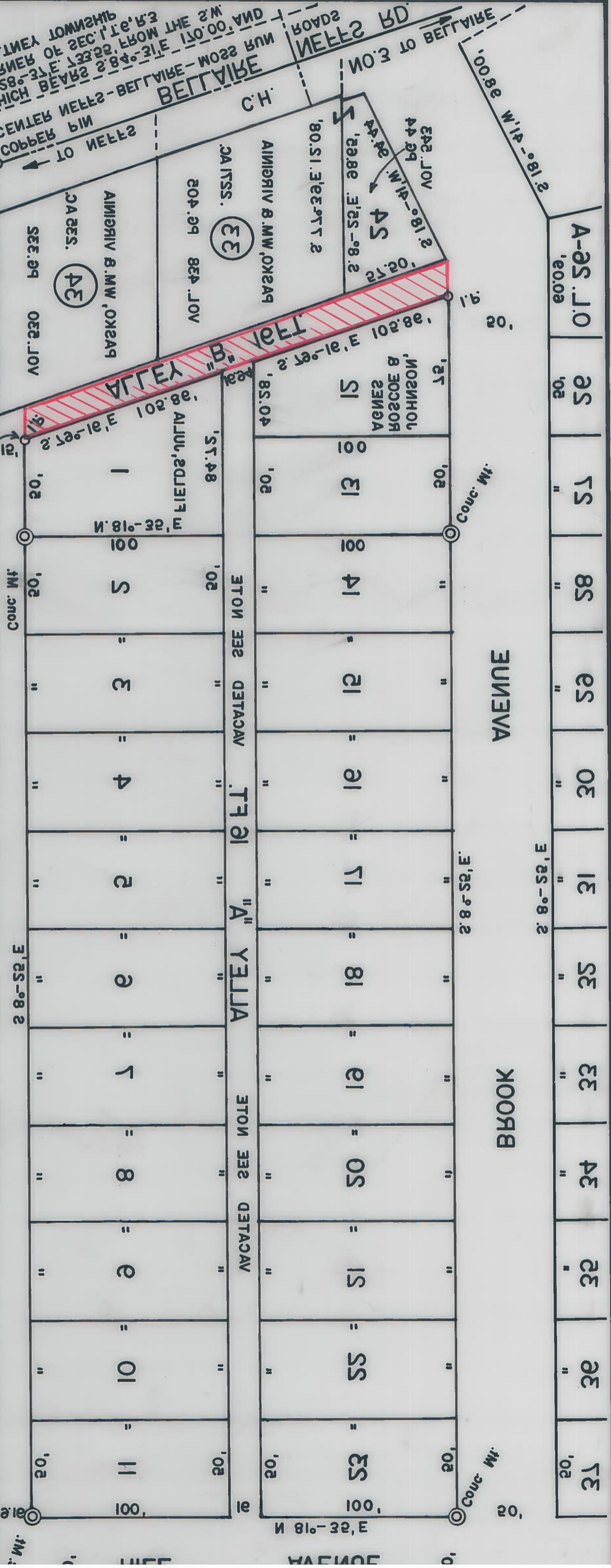
NOTE
 ALLEY "A" VACATED OCT. 10, 1923
 ALLEY "B" VACATED

DAVID M. MOSS

PLAT

SECTION 13

T. 1, E. 1, R. 13



11	10	9	8	7	6	5	4	3	2	1	11	10	9	8	7	6	5	4	3	2	1
11	10	9	8	7	6	5	4	3	2	1	11	10	9	8	7	6	5	4	3	2	1

RESOLUTION—GRANTING PROPOSED IMPROVEMENT
ORDERING RECORD, ETC.

IMP. # 836

IN THE MATTER OF THE
VACATING ALL OF ALLEY "B" IN
PAULS MOSS RUN SUB-DIV. PULTNEY 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 27TH day of AUGUST, 1980, at the office of THE COMMISSIONERS
with the following members present:

- R. E. OLEXO
- G. A. LINCH
- A. J. SARGUS

Mr. SARGUS 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 SECTION]

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 SECTION]

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 SECTION]

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

- Mr. OLEXO YES
- Mr. LINCH YES
- Mr. SARGUS YES

Adopted the 27TH day of AUGUST, 1980

MARY KAPOLKA
Clerk, Board of County Commissioners

RESOLUTION—ORDER TO CLOSE ROAD
Sec. 5563.01 R.C. (~~Open~~ or Close)

IMP. 836

IN THE MATTER OF THE

Office of County Commissioners,

VACATION OF ALLEY "B" IN PAUL'S
MOSS RUN SUBDIVISION
Public Road.

Belmont County, Ohio

The Board of County Commissioners of BELMONT COUNTY County, Ohio, met

in REGULAR session on the 8TH day of SEPTEMBER, 1980,
(Regular or Special)

at the office of THE COMMISSIONERS with the following members present:

R. E. OLEXO

C. A. LINCH

A. J. SARGUS

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 VACATION OF
ALLEY "B" IN PAUL'S MOSS RUN SUBDIVISION, as order heretofore, made on our journal of the date of AUGUST 27TH, 1980,

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

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

resulted as follows:

Mr. OLEXO, YES

Mr. LINCH, YES

Mr. SARGUS, YES

Adopted the 8TH day of SEPTEMBER, 1980.

MARY KAPOLKA
Clerk, Board of County Commissioners.

BELMONT County, Ohio