

PUBLIC ROAD PETITION

ST. CLAIRSVILLE, Ohio, MAY 7, 1984

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 A PART OF A 20 FOOT WIDE STREET 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

Beginning at SITUATED IN THE TOWNSHIP OF COLERAIR, COUNTY OF BELMONT, STATE OF OHIO SECTION 24, TOWNSHIP 6 RANGE 3 KNOWN AS AND BEING IN THE PLAT OF EAST LORETTO BEGINNING AT THE NORTHEAST CORNER OF LOT 43 OF THE PLAT OF EAST LORETTO RECORDED IN CABINET B SLIDE 102 IN THE PLAT RECORDS OF BELMONT COUNTY OHIO. THENCE FOLLOWING THE SOUTHERLY LINE OF LOT 43 A DISTANCE OF 224.4 FEET MORE OR LESS TO ITS TERMINI AND A WIDTH OF 20 FEET.

Dated this 7th day of MAY, A. D. 1984

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Lists names like Dave Thomas, Michael R. Snigle, Everett L. Cuss, etc., and their respective taxing districts like Colerain Twp.

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

IN THE MATTER OF THE  
VACATING A PART OF A 20 FT WIDE  
STREET, EAST LORETTO COLERAIN  
Public Road. TWP.  
Petitioned for by DAVE THOMAS  
....., and others.

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in REGULAR session  
on the 7TH day of MAY, 1984, at the office of THE COMMISSIONERS  
with the following members present:

- A. J. SARGUS
- R. E. OLEXO
- 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 A PART OF A 20' FOOT WIDE STREET a Public Road as described therein; therefore, be it

RESOLVED, That the 28TH day of MAY, 1984, at 2:30 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 4TH day of JUNE, 1984, 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 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 improvement.

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

resulted as follows:

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

Adopted the 7TH day of MAY, 1984

RESOLUTION — UPON VIEW OF PROPOSED IMPROVEMENT  
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE  
VACATING A PART OF A 20 FOOT  
WIDE STREET  
Public Road

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in REGULAR session  
on the 28<sup>TH</sup> day of MAY, 1984, 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 28<sup>TH</sup> day of MAY, 1984, 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 4<sup>TH</sup>  
day of JUNE, 1984, 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. OLEXO YES  
Mr. SARGUS YES

Adopted the 28<sup>TH</sup> day of MAY, 1984

MARY KAPOLKA  
Clerk, Board of County Commissioners,

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IMP. 891

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE  
VACATING OF A 20' WIDE STREET  
PLAT OF EAST LORETTO COLERAIN  
Public Road TWP.

County Engineer's Office,

Belmont County, Ohio

JUNE 4, 1984

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

The undersigned in obedience to your order dated MAY 28TH, 1984, proceeded on the 29TH day of MAY, 1984, 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]

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:

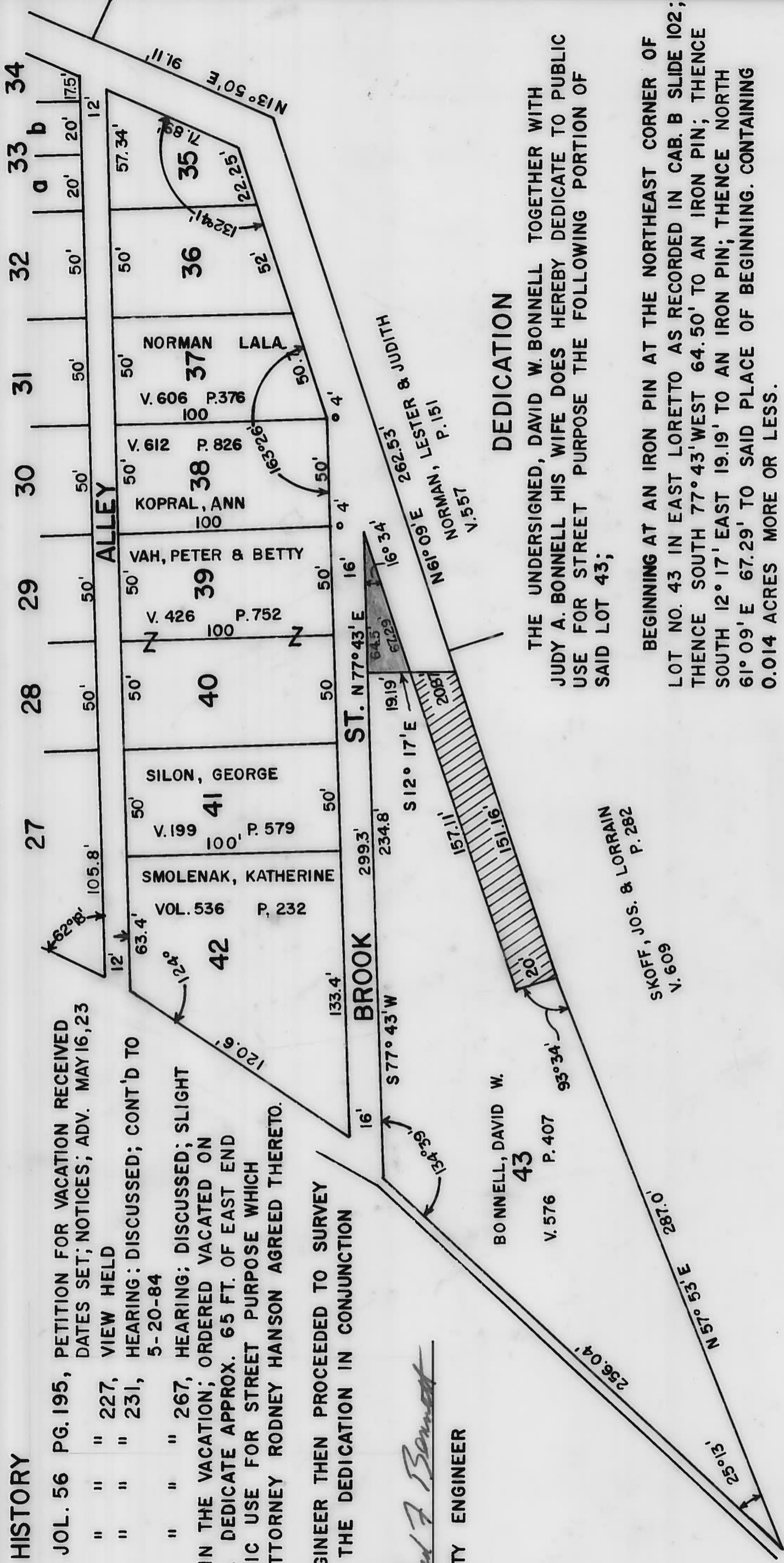
[REDACTED] Paul F. Bennett

**HISTORY**

1984 COM. JOL. 56 PG. 195, PETITION FOR VACATION RECEIVED  
 DATES SET; NOTICES; ADV. MAY 16, 23  
 1984 " " " 227, VIEW HELD  
 1984 " " " 231, HEARING: DISCUSSED; CONT'D TO  
 5-20-84  
 1984 " " " 267, HEARING: DISCUSSED; SLIGHT  
 AGREED TO IN THE VACATION; ORDERED VACATED ON  
 ON BONNELL DEDICATE APPROX. 65 FT. OF EAST END  
 43 TO PUBLIC USE FOR STREET PURPOSE WHICH  
 WITH HIS ATTORNEY RODNEY HANSON AGREED THERETO.

COUNTY ENGINEER THEN PROCEEDED TO SURVEY  
 PINS FOR THE DEDICATION IN CONJUNCTION  
 THE VACATION.

*David W. Bonnell*  
 COUNTY ENGINEER



**DEDICATION**

THE UNDERSIGNED, DAVID W. BONNELL TOGETHER WITH  
 JUDY A. BONNELL HIS WIFE DOES HEREBY DEDICATE TO PUBLIC  
 USE FOR STREET PURPOSE THE FOLLOWING PORTION OF  
 SAID LOT 43;

BEGINNING AT AN IRON PIN AT THE NORTHEAST CORNER OF  
 LOT NO. 43 IN EAST LORETTO AS RECORDED IN CAB. B SLIDE 102;  
 THENCE SOUTH 77° 43' WEST 64.50' TO AN IRON PIN; THENCE  
 SOUTH 12° 17' EAST 19.19' TO AN IRON PIN; THENCE NORTH  
 61° 09' E 67.29' TO SAID PLACE OF BEGINNING. CONTAINING  
 0.014 ACRES MORE OR LESS.

IMP. NO. 891  
 VACATION OF STREET IN EAST LORETTO  
 RECORDED IN CAB. B SLIDE 102 BARTON  
 AND DEDICATION UNDER SEC. 5553.31 O.R.C.  
 COLERAIR TWP. SEC. 24, T. 6, R. 3

(THE ABOVE DESCRIPTION BY THE BELMONT COUNTY ENGINEER.)

WITNESS: *John W. Parkinson*

*David W. Bonnell*  
 DAVID W. BONNELL

*Judy A. Bonnell*  
 JUDY A. BONNELL

STATE OF OHIO  
 COUNTY OF BELMONT SS

BEFORE ME A NOTARY PUBLIC APPEARED DAVID W. & JUDY A. BONNELL WHO  
 ACKNOWLEDGED THEIR SIGNING OF THIS TO BE THEIR FREE WILL, ACT AND  
 DEED THIS 8 day of JANUARY, 1985

*David J. Kravitz*  
 NOTARY PUBLIC MY COMM. EXP. 9-24-87

APPROVED AND ACCEPTED BY

ENGINEER *David W. Bonnell*

DATE *Jan 8 1985*

BY *David W. Bonnell*

DATE *Jan 8 1985*

day JANUARY 1985





RESOLUTION — GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE VACATION OF A 20' WIDE STREET, EAST LORETTO COLERAIN 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 20TH day of JUNE, 1984, at the office of THE COMMISSIONERS with the following members present:

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

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; 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, and that the same be paid out of the County Treasury...

It is further ordered that there be included in this order and made a part hereof [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 20' feet in width; and be it further

RESOLVED and determined to proceed with said improvement and the same is hereby granted and said road is ordered VACATED 20' feet in width, with the following modifications and changes in the route and termini which in our judgment the public convenience and welfare require, and it is hereby ordered that an accurate and detailed description of such modifications and changes be entered on our Journal;

East Loretto Vacation to be granted on the condition that approximately 65 feet of the east side of lot 43 be dedicated for public use. A survey and plat by the County Engineer's Department will be made of the area for proper recording.

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;

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

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

Adopted the 20TH day of JUNE, 1984

MARY KAPOLKA Clerk, Board of County Commissioners,

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

Office of County Commissioners,  
Belmont County, Ohio

IN THE MATTER OF THE  
VACATING OF A 20' WIDE ST.  
PLAT OF EAST LORETTO COLERAIN  
Public Road TWP.

The Board of County Commissioners of BELMONT County, Ohio, met  
in REGULAR session on the 30<sup>TH</sup> day of JANUARY, 1985  
(Regular ~~Close~~)  
at the office of THE COMMISSIONERS with the following members present:

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

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 JUNE 20, 1985,

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

Mr. SARGUS 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 JANUARY, 1985

MARY KAPOLKA  
Clerk, Board of County Commissioners.

BELMONT County, Ohio