

PUBLIC ROAD PETITION

ST. CLAIRSVILLE, Ohio, APRIL 27, 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 VACATION of PARTS OF 2 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:

Beginning at

Beginning at Vacation of part of Washington Alley being 12' wide and located between lots 9 & 11 on the plat of New Castle-Wayne Township Section 20 & 21 T6 R5 recorded in deed records Volume R. Page 536. In Belmont County Record of Deeds Also part of Sugar Alley being 12' wide and located between lots 7 & 9 & 11 and 21

Dated this 27th day of APRIL, A. D. 19 84

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
Kenny Guffman	Belmont Co. Wayne Twp.
Earl Huffman	Belmont Co. Wayne Twp.
Robert Miller	Belmont Co. Wayne Twp. New Castle, O.
Carl Miller	Belmont County Wayne Township
Marion Lucas	Belmont County Wayne Township
Robert Lucas	Belmont County Wayne Township
Lester Lucas	Belmont County Wayne Township
Frank D. ...	Belmont County Wayne Township
Ray Kemp	Belmont County Wayne Township
Lester Kemp	Belmont Co. Wayne Township
Hills ...	Belmont Co. Wayne Township
Lester ...	Belmont Co. Wayne Township
Ray ...	Belmont Co. Wayne Township

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

IN THE MATTER OF THE

Office of County Commissioners,

VACATION OF PARTS OF

Belmont County, Ohio

TWO (2) ALLEYS

Public Road.

Petitioned for by JAY H. & KERRY L. HUFFMAN

....., and others.

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

on the 14TH 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 PARTS OF 2 ALLEYS

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

RESOLVED, That the 4TH day of JUNE, 1984, 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 6TH day of JUNE, 1984, 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 andhe 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 14TH day of MAY, 1984

RESOLUTION — UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE
VACATION OF PARTS OF
TWO ALLEYS IN WAYNE TWP
Public Road NEW CASTLE

Office of County Commissioners,
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in REGULAR session
on the 4TH 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, On the 4TH day of JUNE, 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 6TH 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 4TH day of JUNE, 1984

MARY KAPOLKA
Clerk, Board of County Commissioners,

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IMP. 892.

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

VACATION OF PART OF 2 ALLEYS
NEW CASTLE, WAYNE TWP.
Public Road

County Engineer's Office,
Belmont County, Ohio

JUNE 6, 1984

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

The undersigned in obedience to your order dated JUNE 4TH, 1984, proceeded on the 5TH day of JUNE, 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.

~~_____~~
~~_____~~
~~_____~~
~~_____~~

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

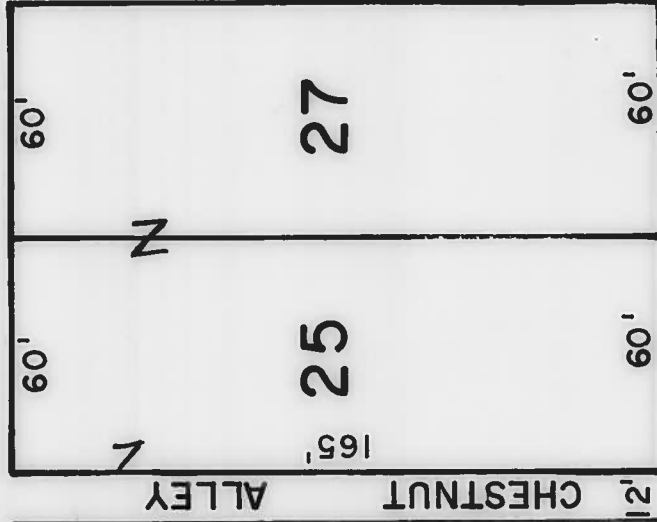
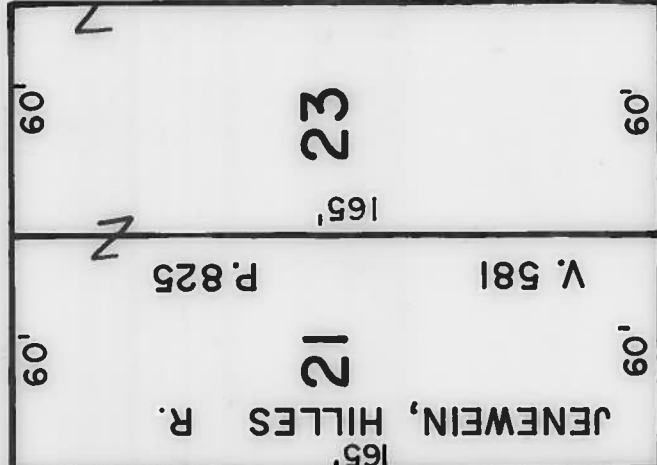
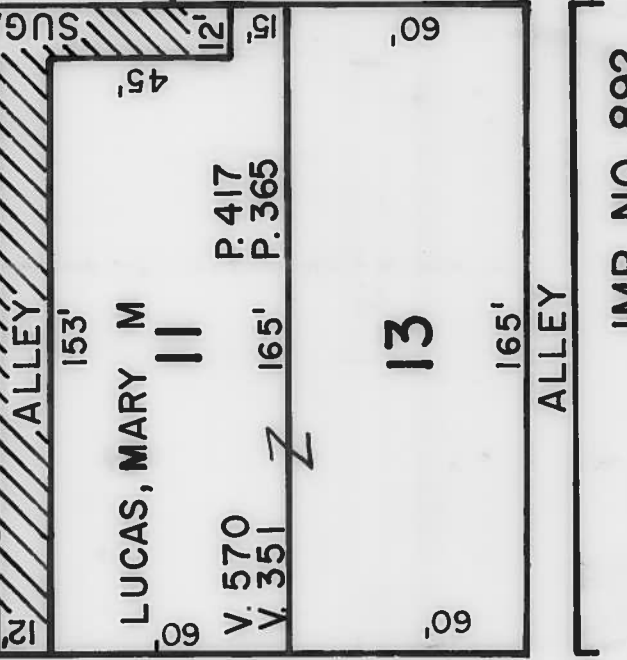
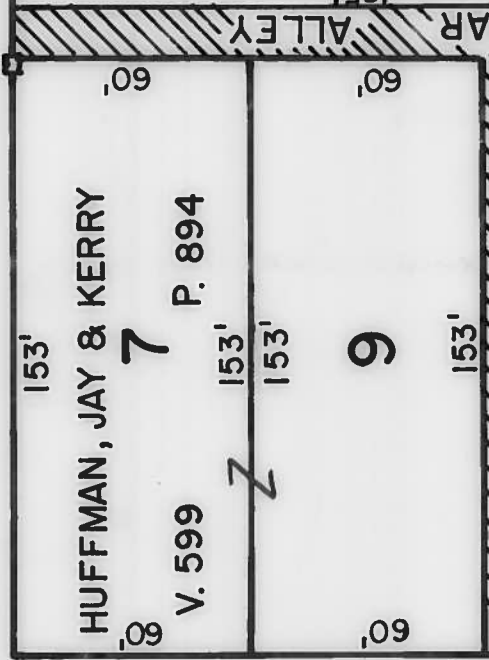
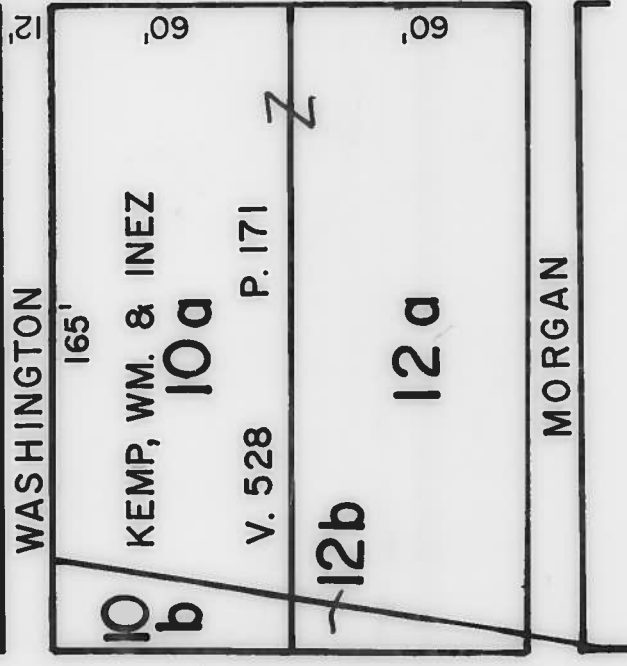
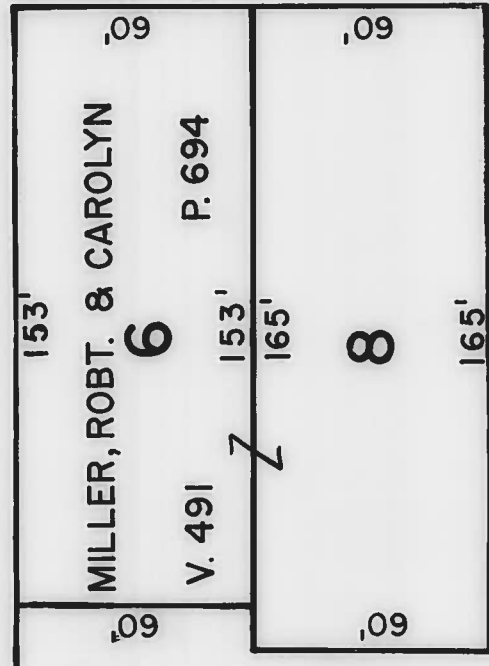
" SEE ATTACHED PLAT "

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:

~~_____~~ Paul F. Bennett P.E.

FEDERAL STREET

STREET



IMP. NO. 892

VACATION OF ALLEYS IN NEW CASTLE

RECORDED IN VOL. R., PAGE 536
WAYNE TOWNSHIP SECTION 20&21, T.6, R.4

BELMONT COUNTY, OHIO
COUNTY ENGINEER

FRED F. BENNETT



VACATION

APPROVED BY _____

NEER *Fred F. Bennett, P.E.*

M. *F. J. Morgan*

M. *R. K. O'Leary*

M. *C. J. Smith*

TH day **JUNE** 1984

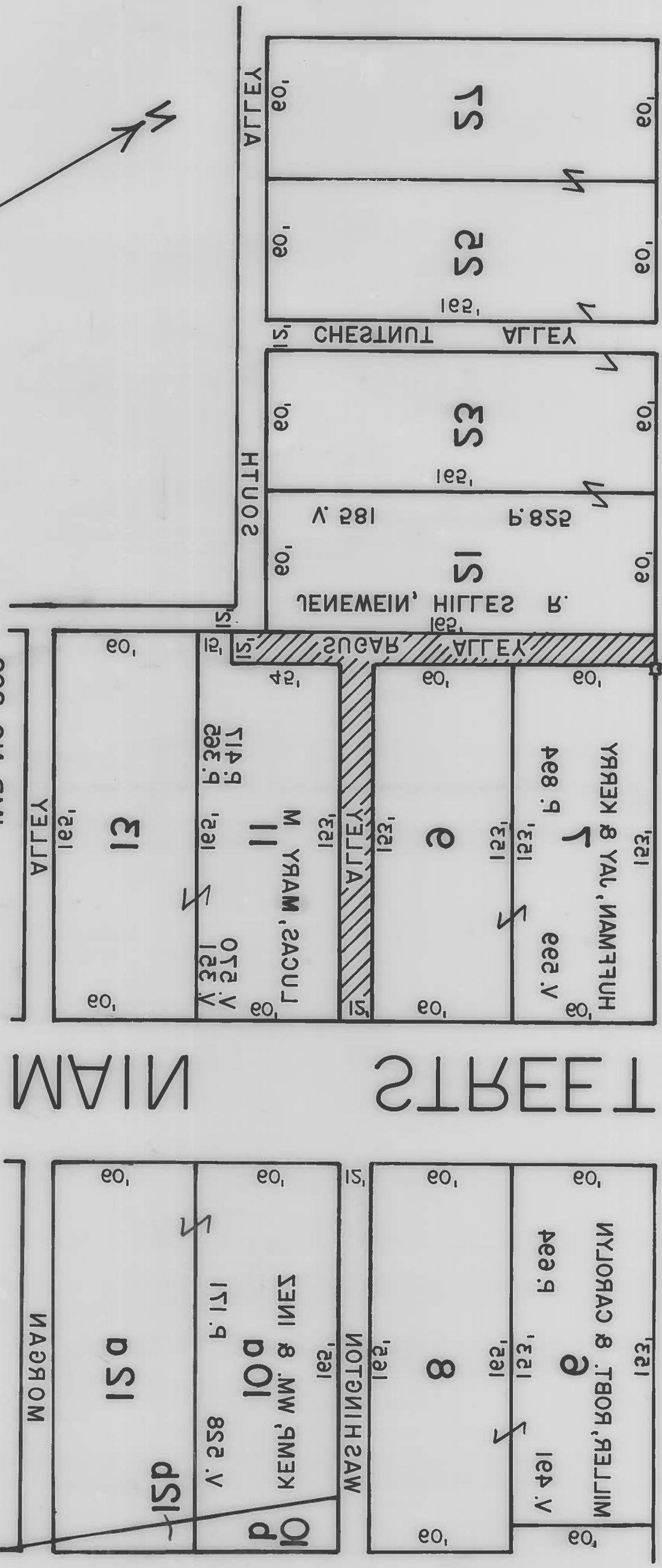
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 APPROVED BY
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ACTION NOTICED
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FRED F. VEINERT
 TOWN ENGINEER
 BELMONT TOWNSHIP, OHIO
 MAINE TOWNSHIP SECTION 50851, T. 9, R. 4
 RECORDED IN VOL. 9, PAGE 238



VACATION OF ALLEYS IN NEW CASLE
 TWP. OHIO



FEDERAL SHEET 23972

RESOLUTION — GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE VACATION OF PARTS OF TWO ALLEYS NEW CASTLE, WAYNE 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 6TH day of JUNE, 1984, at the office of THE COMMISSIONERS with the following members present:

A. J. SARGUS 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 ~~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 the balance, if any, be paid out of the County Treasury, it being the opinion of this Board of County Commissioners that the improvement is not a sufficient expense to cause all compensation and damages to be paid from the County Treasury. On failure of such landowners to pay such compensation and damages, it is hereby determined that said proposed improvement shall be abandoned and that there be included in this order a part hereof of the names of such landowners, a portion of such land and a statement of the amount of such compensation and damages to be paid by the owners of each parcel of such land, 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, and the balance, if any, be paid out of the County Treasury, it being the opinion of this Board of County Commissioners that the improvement is not a sufficient expense to cause all compensation and damages to be paid from the County Treasury. On failure of such landowners to pay such compensation and damages, it is hereby determined that said proposed improvement shall be abandoned. It is further ordered that there be included in this order and made a part hereof the following schedule setting forth the names of such identified landowners, a portion of such land and a statement of the amount of such compensation and damages to be paid by the owners of each parcel of such land, and be it further

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

~~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 the balance, if any, be paid out of the County Treasury, it being the opinion of this Board of County Commissioners that the improvement is not a sufficient expense to cause all compensation and damages to be paid from the County Treasury. On failure of such landowners to pay such compensation and damages, it is hereby determined that said proposed improvement shall be abandoned. It is further ordered that there be included in this order and made a part hereof the following schedule setting forth the names of such identified landowners, a portion of such land and a statement of the amount of such compensation and damages to be paid by the owners of each parcel of such land, and be it further~~

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

~~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 the balance, if any, be paid out of the County Treasury, it being the opinion of this Board of County Commissioners that the improvement is not a sufficient expense to cause all compensation and damages to be paid from the County Treasury. On failure of such landowners to pay such compensation and damages, it is hereby determined that said proposed improvement shall be abandoned. It is further ordered that there be included in this order and made a part hereof the following schedule setting forth the names of such identified landowners, a portion of such land and a statement of the amount of such compensation and damages to be paid by the owners of each parcel of such land, and be it further~~

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

Mr. OLEXO YES Mr. SARGUS YES

Adopted the 6TH day of JUNE, 1984

MARY KAPOLKA Clerk, Board of County Commissioners,

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

IN THE MATTER OF THE
VACATION OF PARTS OF TWO ALLEYS
IN WAYNE 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 25TH day of JULY, 1984,
(Regular ~~session~~)
at the office of THE COUNTY COMMISSIONERS with the following members present:

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

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 JUNE 6, 1984,
and a copy of this resolution be forwarded to the WAYNE Township Trustees.

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 25TH day of JULY, 1984

PATRICIA BITTENGLE
ASSISTANT Clerk, Board of County Commissioners.
BELMONT County, Ohio