

PUBLIC ROAD PETITION

St. Clairsville, Ohio, July 8, 1986

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 rededication of a portion of Belmont Co. Road # 66 a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for rededicating 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 the centerline of Belmont County Road No. 66, said point situated in the State of Ohio, County of Belmont, Township of Wheeling, Section 33 and referenced as follows: From the Northwest corner of Section 33 East with North boundary of said Section 1120 feet, more or less, to the place of beginning. Thence in a southerly direction with the centerline of said road No. 66 a distance of 8884 feet, more or less, to the terminus of that portion of Belmont County Road No. 66 herein petitioned for rededication.

Dated this day of, A. D. 19

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Includes handwritten entries: Consolidation Coal Co. and Belmont Co.

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,

Belmont County, Ohio

Rededication of a portion of Belmont Co. Road 66 Public Road.

Petitioned for by Consolidation Coal Co., Jay Gerchow, Agent, and others.

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

on the 16th day of July, 1986, at the office of the commissioners with the following members present:

A. J. Sargus

R. E. Geyo

J. J. Malik

Mr. Geyo 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 Rededicate a portion of Belmont County Road 66 a Public Road as described therein; therefore, be it

RESOLVED, That the 4th day of August, 1986, 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 July August, 1986, 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 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. Malik seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Geyo, yes

Mr. Malik, yes

Mr. Sargus, yes

Adopted the 16th day of July, 1986

RESOLUTION — UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE

Rededication of a portion of
County Road #66
Public Road

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 August, 1926, at the office of the commissioners
with the following members present:

- A. J. Sargus
- R. E. Seayo
- J. J. Macik

Mr. Macik moved the adoption of the following Resolution:

WHEREAS, On the 4th day of August, 1926, 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 August, 1926, 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. Seayo seconded the Resolution and the roll being called upon its adoption, the vote
resulted as follows:

- Mr. Macik, yes
- Mr. Seayo, yes
- Mr. Sargus, yes

Adopted the 4th day of August, 1926

Mary Kapalka
Clerk, Board of County Commissioners,

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

County Engineer's Office,

Belmont County, Ohio

Rededication of a portion of
county Road #66
Public Road

August 6, 1986

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

The undersigned in obedience to your order dated August 4, 1986, proceeded on the 5th day of August, 1986, 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 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. "See attached plat"

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.

REDEDICATION OF A PORTION OF BELMONT COUNTY ROAD 66
 WHEELING TOWNSHIP, BELMONT COUNTY, OHIO
 SECTIONS 32&33, TOWNSHIP 8, & RANGE 4
 FRED BENNETT, COUNTY ENGINEER

DEDICATION:

BE IT KNOWN BY THESE PRESENT THAT THE UNDERSIGNED
 LEGAL AGENTS, OF CONSOLIDATION COAL COMPANY, DO HEREOF
 DEDICATE FOR PUBLIC USE FOREVER THE HEREIN PLATTED
 RIGHT-OF-WAY FOR ROAD PURPOSES UNDER SECTION 5555.31
 OF THE OHIO REVISED CODE.

A. E. Shaden Sec. V.P. Minns
R. T. Shingeb Asst. Secretary
Carolyn Lopez Thomas M. Shorte
 AGENTS TITLE
 WITNESSES

STATE OF OHIO:
 BELMONT COUNTY:

BEFORE ME, A NOTARY PUBLIC, PERSONALLY CAME THE
 AFORESIGNED AGENTS OF CONSOLIDATION COAL COMPANY, WHO
 ACKNOWLEDGED THE SIGNING OF THE FOREGOING CERTIFI-
 CATE TO BE THEIR VOLUNTARY ACT AND DEED.
 IN WITNESS THEREOF I HAVE HERON SET MY HAND AND
 AFFIXED MY SEAL THIS 2nd DAY OF February 1986.

Gregory V. Gubish NOTARY PUBLIC
 MY COMMISSION EXPIRES 11-25-88

STATE OF OHIO
 NOTARY PUBLIC
 Belmont County
 Gregory V. Gubish
 My Commission Expires 11-25-88

DEDICATION:

BE IT KNOWN BY THESE PRESENT THAT THE UNDERSIGNED
 LEGAL AGENTS, OF NORTH AMERICAN COAL CORP., DO HEREOF
 DEDICATE FOR PUBLIC USE FOREVER THE HEREIN PLATTED
 RIGHT-OF-WAY FOR ROAD PURPOSES UNDER SECTION 5555.31
 OF THE OHIO REVISED CODE.

Robert E. Murray Executive Vice President
Thomas A. Kozel Secretary
Charles Good Ann Culotta
 AGENTS TITLE
 WITNESSES

STATE OF OHIO:
 BELMONT COUNTY:

BEFORE ME, A NOTARY PUBLIC, PERSONALLY CAME THE
 AFORESIGNED AGENTS OF NORTH AMERICAN COAL CORP., WHO
 ACKNOWLEDGED THE SIGNING OF THE FOREGOING CERTIFI-
 CATE TO BE THEIR VOLUNTARY ACT AND DEED.
 IN WITNESS THEREOF I HAVE HEREOF SET MY HAND AND
 AFFIXED MY SEAL THIS 8 DAY OF April 1986.

Judith L. Dowler NOTARY PUBLIC
 MY COMMISSION EXPIRES

JUDITH L. DOWLER
 Notary Public, State of Ohio
 My Commission Expires February 11, 1991

BELMONT COUNTY COMMISSIONERS:

APPROVED THIS 8th DAY OF August 1986.
A. J. Sawyer
R. E. Olesco

Belmont County Commissioners

BELMONT COUNTY ENGINEER:

APPROVED THIS 8th DAY OF August 1986.

Fred F. Bennett P.E.
 BELMONT COUNTY ENGINEER



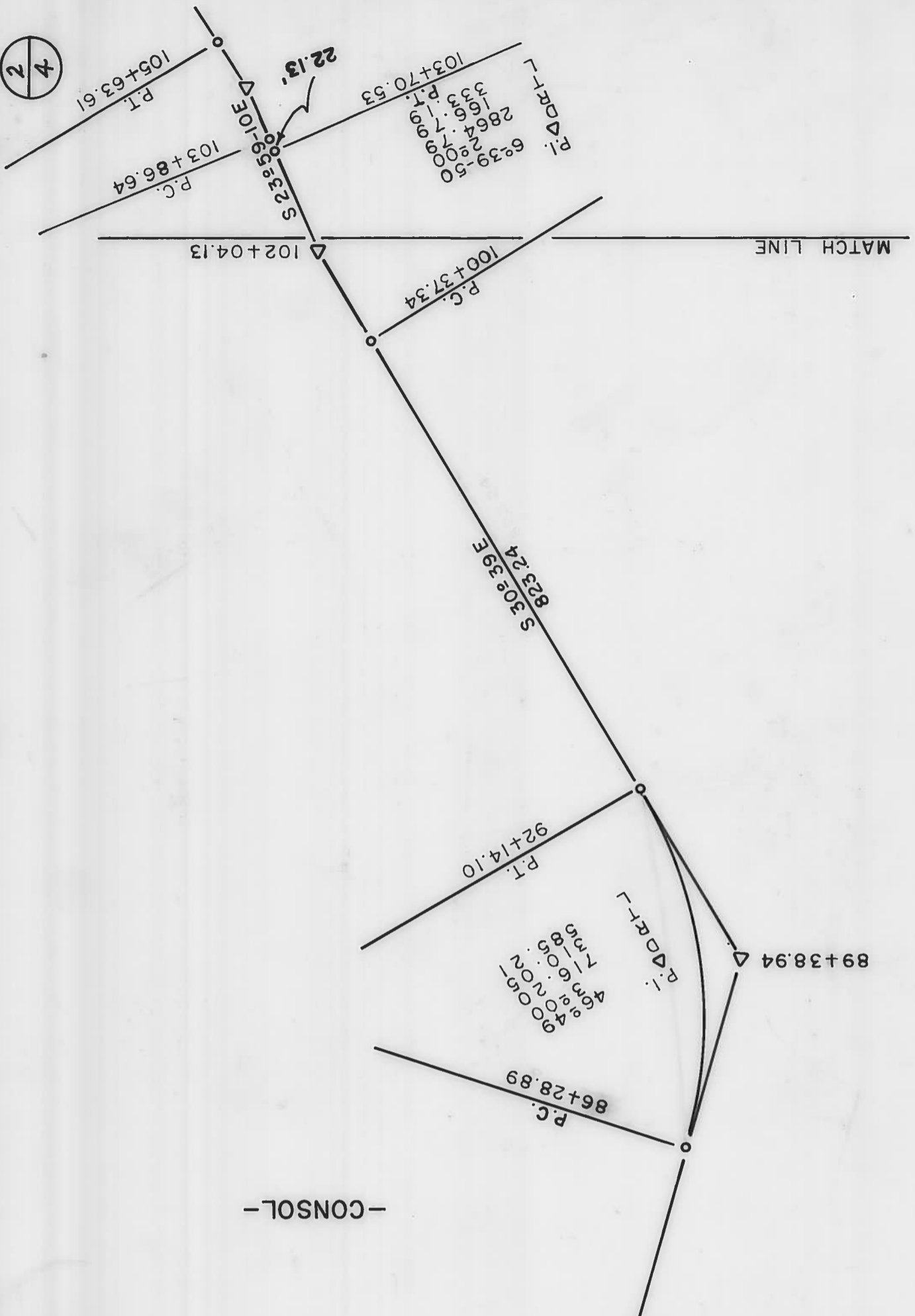
NOTE: RIGHT-OF-WAY IS TO EXTEND 30 FEET ON EACH
 SIDE OF THE CENTERLINE EXCEPT WHERE ADDITIONAL RIGHT
 -OF-WAY IS NEEDED ALONG AND ADJACENT TO THE ROADWAY
 FILLS. THE ADDITIONAL RIGHT-OF-WAY IS INTENDED FOR
 MAINTENANCE PURPOSES ONLY.

BELMONT COUNTY ROAD 66
SCALE 1" = 200 FEET.



-CONSOL- -CONSOL-

P.I. 8209
D 3200
R 1909.86
T 136.06
L 271.67

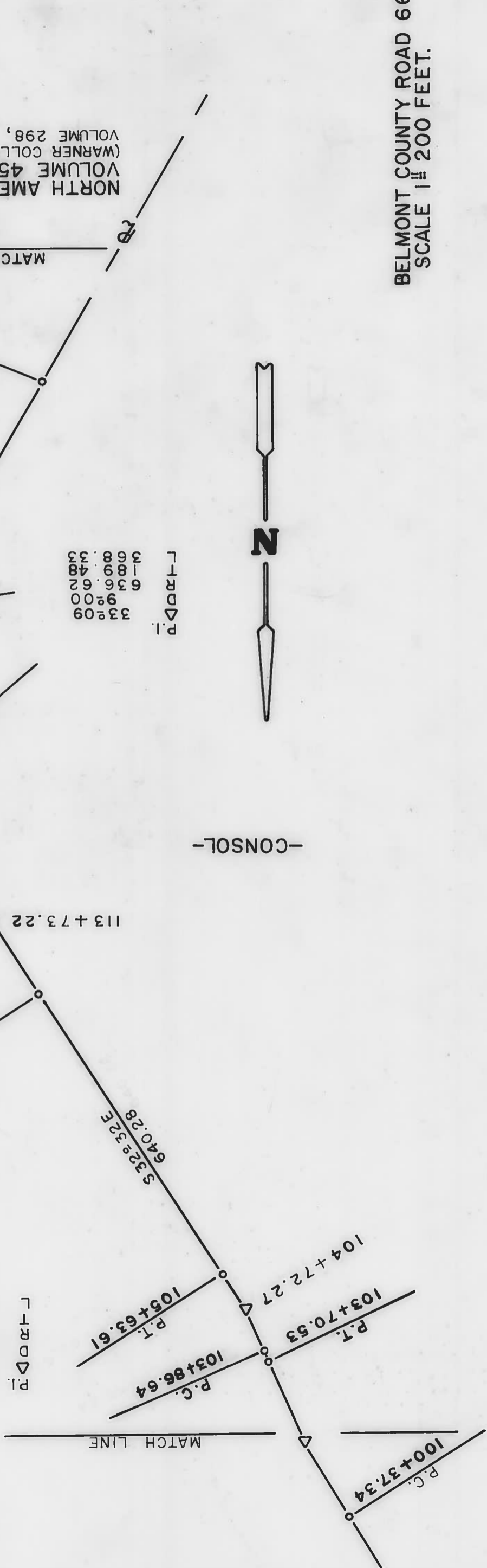


BELMONT COUNTY ROAD 66
SCALE 1" = 200 FEET.



-CONSOL-

-CONSOL-



P.I.
L T R D
8°32'-50
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170.95

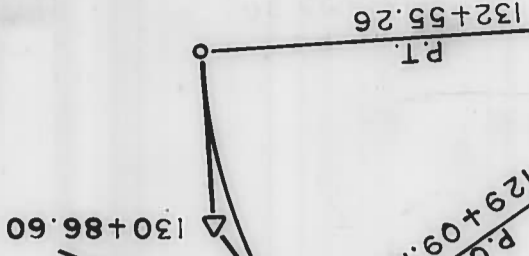
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688.6
89.4
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P.I.
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25°43
9°00
636.62
145.32
285.74

P.I.
L T R D
31°09
9°00
636.62
177.45
346.11

NORTH AMERICAN COAL CORP.
VOLUME 452, PAGE 155.
(WARNER COLLIERIES CO.)
VOLUME 298, PAGE 548.

NORTH AMERICAN COAL CORP.
VOLUME 452, PAGE 155.
(WARNER COLLIERIES CO.)
VOLUME 298, PAGE 547.



3
4



SCALE 1" = 500 FEET.
BENJAMIN COUNTY ROAD 88



-CONTOUR-

-CONTOUR-

LOGUME 588, PAGE 241.
(MARNER COLLIERIES CO.)
LOGUME 425, PAGE 122.
NORTH AMERICAN COAL CORP.

LOGUME 588, PAGE 248.
(MARNER COLLIERIES CO.)
LOGUME 425, PAGE 122.
NORTH AMERICAN COAL CORP.

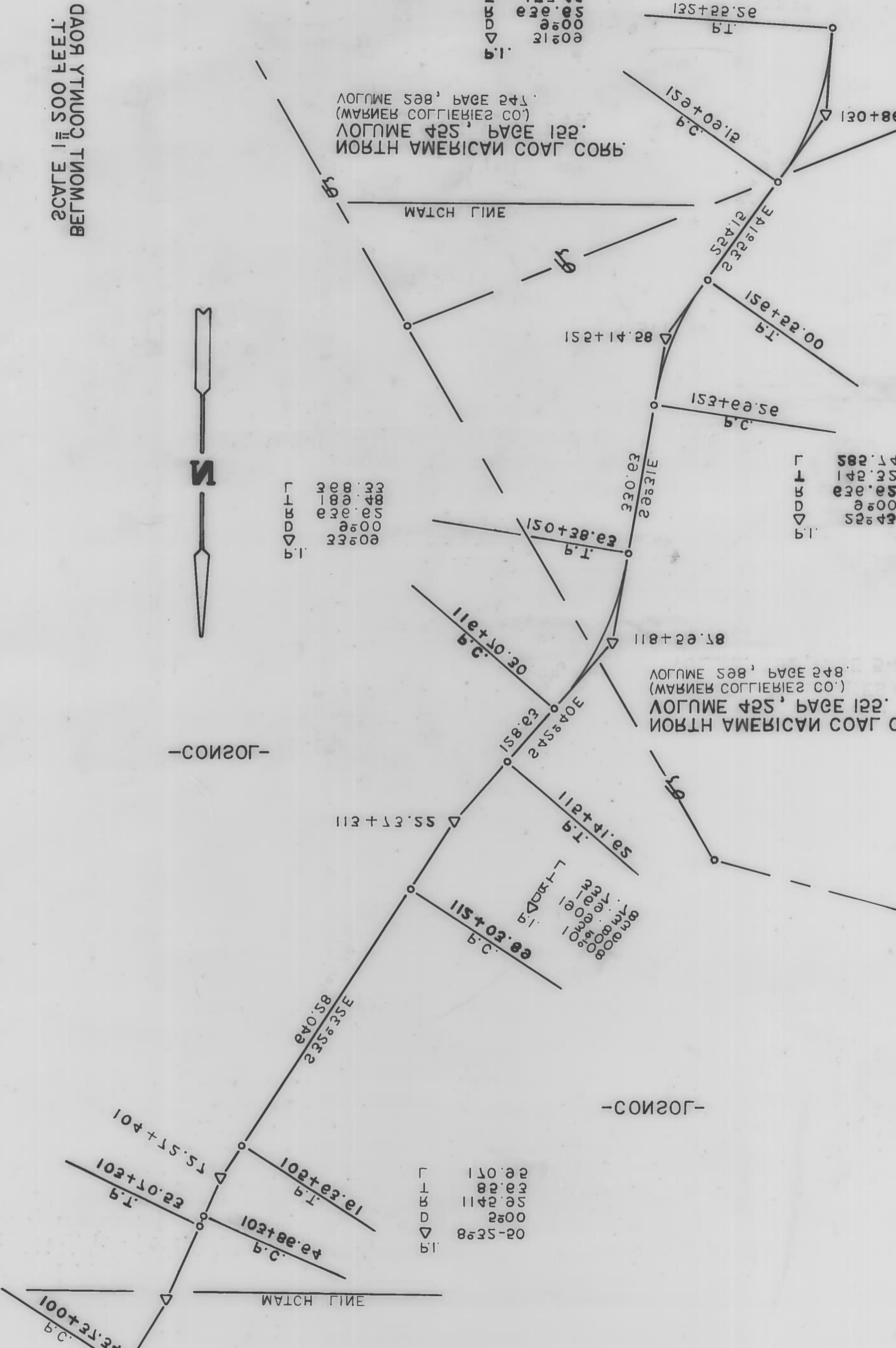
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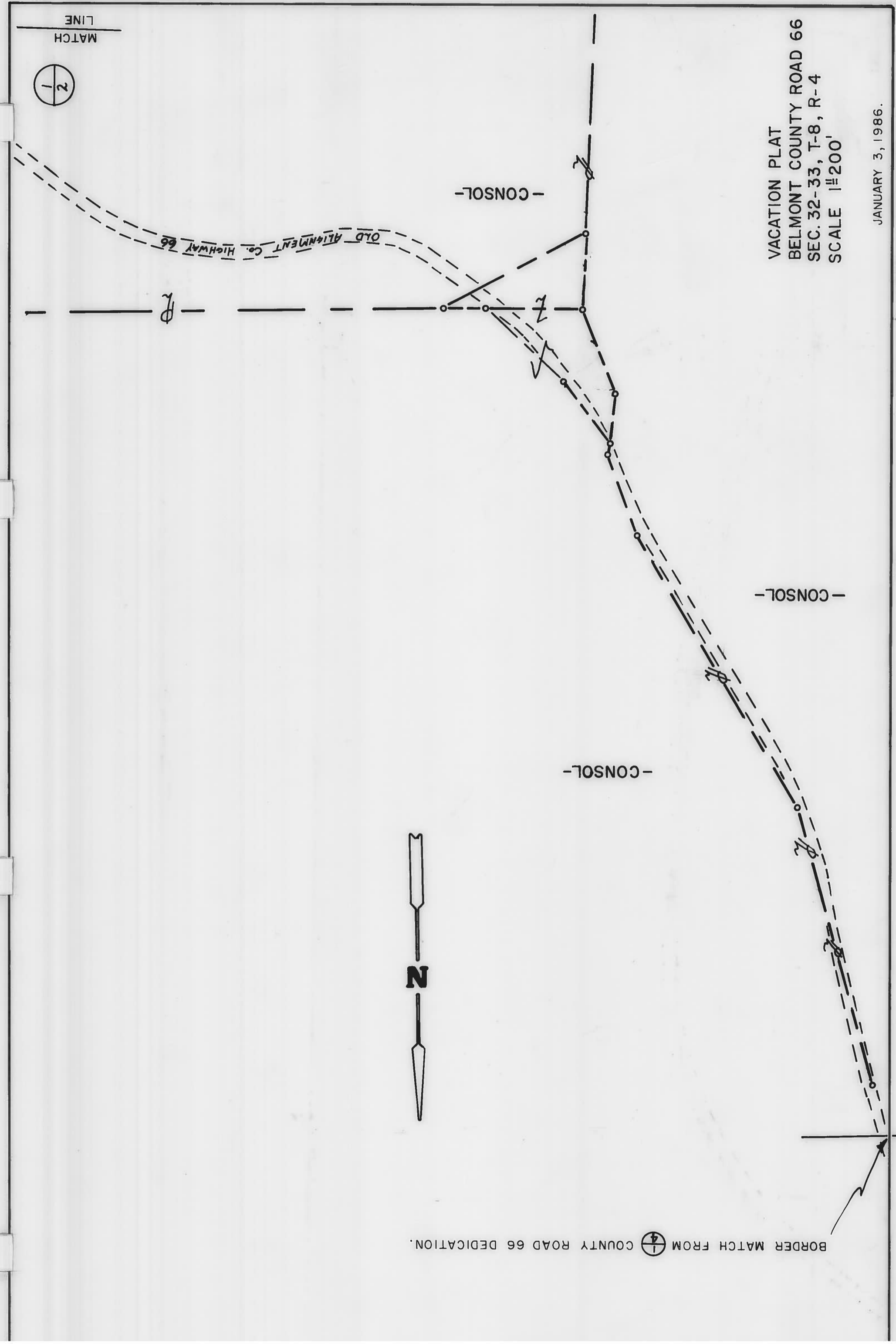
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70.000
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58.24
20.00
02-25-20
B.I.
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JANUARY 3, 1986.

VACATION PLAT
BELMONT COUNTY ROAD 66
SEC. 32-33, T-8, R-4
SCALE 1"=200'



BORDER MATCH FROM COUNTY ROAD 66 DEDICATION. 4

MATCH LINE

1
2

OLD ALIGNMENT Co. HIGHWAY 66

-CONSOL-

-CONSOL-

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N

LINE
MATCH



- CONGO -

OLD ALIGNMENT CO. HIGHWAY 66

ТАДРА ИОИТАСАД
ВЕГНОИТ СОИТИ РОАД 66
SEC 25-23-T-8-R, 25-5E
SCALE 1"=500'

.8811 'E YPAUINAL

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- CONGO -



BORDER MATCH FROM COUNTY ROAD 66 DEDICATION.



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2

VACATION PLAT
BELMONT COUNTY ROAD 66
SEC. 32-33, T-8, R-4
SCALE 1" = 200'



33
27
32
26

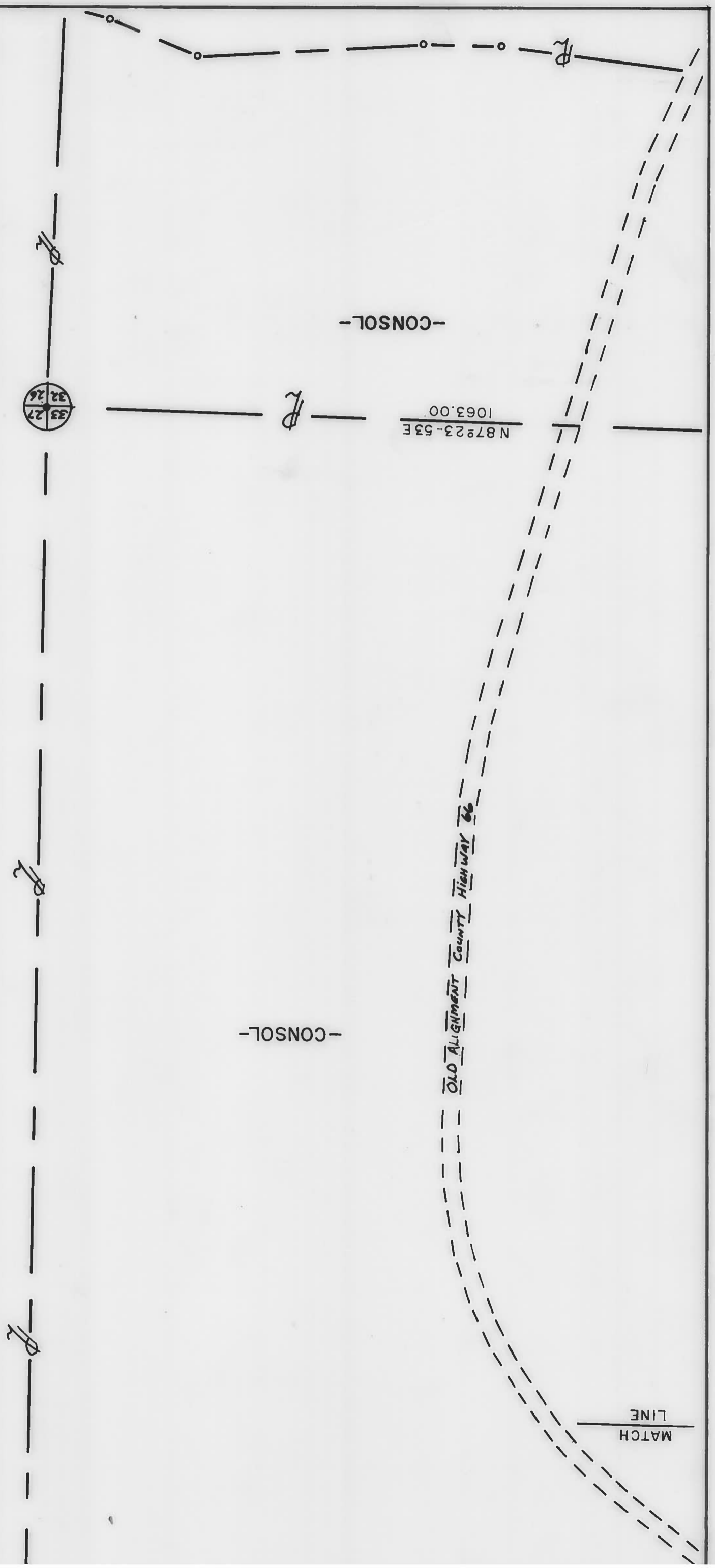
N 87° 23' - 53" E
1063.00

-CONSOL-

-CONSOL-

OLD ALIGNMENT COUNTY HIGHWAY 66

MATCH
LINE





ТАГА ИОИТАСАВ
 БЕГНОИТ СОИПТЛ РОАД 88
 П-Р, 8-Т, 33-33.33
 SCALE 1"=500'



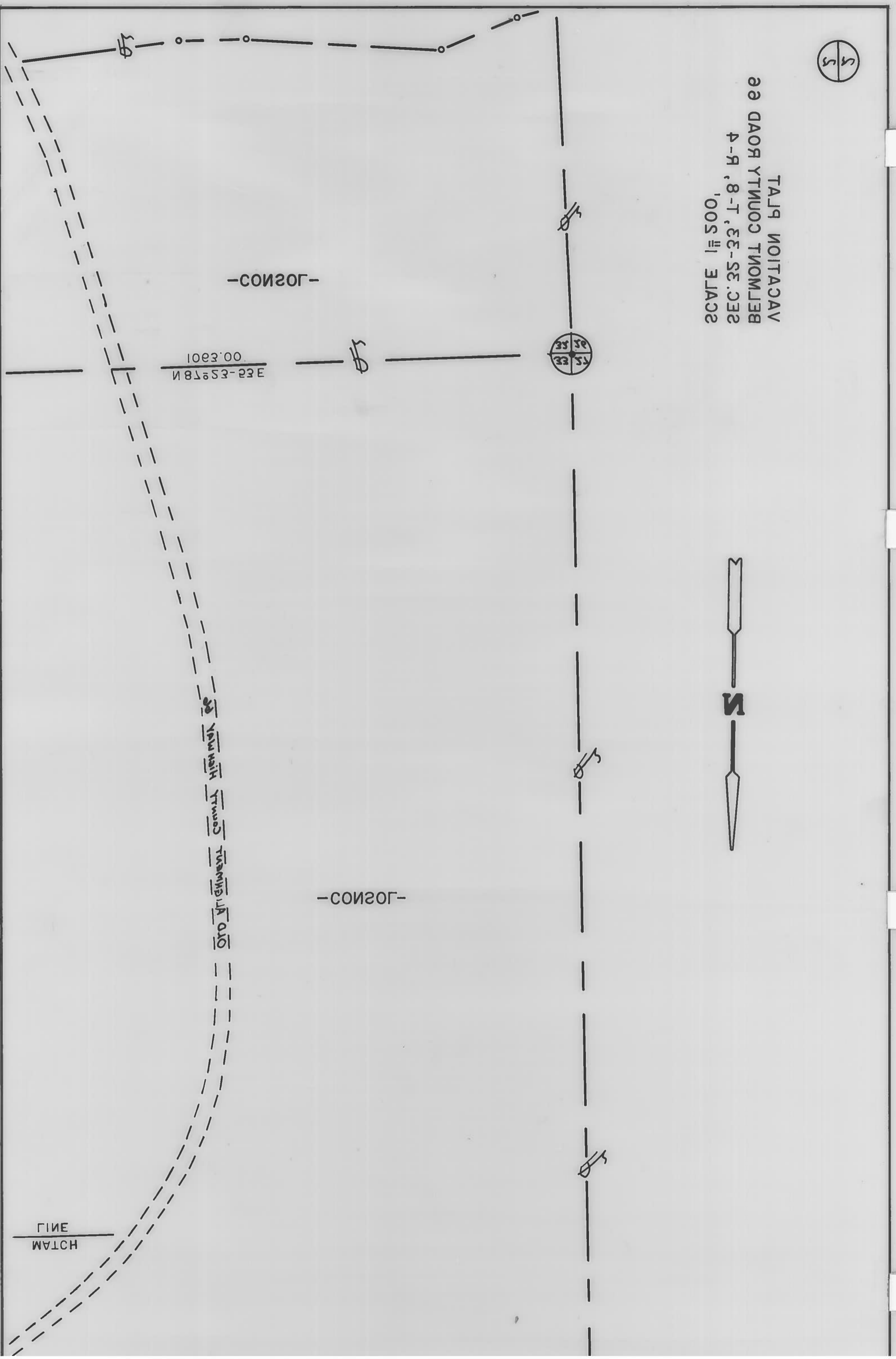
333-32978И
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ORD ALIGNMENT CONTROL HIGHWAY 88

LINE
 MATCH



RESOLUTION — GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE

Office of County Commissioners, Belmont County, Ohio

Rededication of a portion of County Rd # 66 Public Road

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 6th day of August, 1986, at the office of The Commissioners with the following members present:

- A. J. Sargus R. E. Oleya J. J. Masarik

Mr. Oleya 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. On failure of such benefited landowners to pay such compensation and damages as may be adjudged against them by the day of 1986, it is hereby determined that said proposed improvement be abandoned. It is further ordered that there be included in this order and made a part hereof the accompanying schedule setting forth the names of such benefited landowners, a pertinent description of such land and a statement of the amount of such compensation and damages to be paid by the owner, or 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 of sufficient importance to cause all compensation and damages to be paid from the County Treasury. On failure of such benefited landowners to pay such compensation and damages as may be adjudged against them by the day of 1986, it is hereby determined that said proposed improvement be abandoned. It is further ordered that there be included in this order and made a part hereof the accompanying schedule setting forth the names of such benefited landowners, a pertinent description of such land and a statement of the amount of such compensation and damages to be paid by the owner, or 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 Rededicated 60 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 60 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,

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, That the County Engineer proceed to acquire the necessary right of way in accordance with Sections 163.01 to 163.32 inclusive, of the Revised Code.

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

- Mr. Oleya Yes Mr. Masarik Yes Mr. Sargus Yes

Adopted the 6th day of August, 1986.

Mary Kapalka Clerk, Board of County Commissioners,

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

IN THE MATTER OF THE

Office of County Commissioners,
Belmont County, Ohio

Public Road

The Board of County Commissioners of _____ County, Ohio, met
in _____ session on the _____ day of _____, 19____,
(Regular or Special)
at the office of _____ with the following members present:

Mr. _____ 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 _____,
_____ as order heretofore, made on our journal of the date of _____, 19____,

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

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

Mr. _____
Mr. _____
Mr. _____

Adopted the _____ day of _____, 19____

Clerk, Board of County Commissioners.

County, Ohio