

PUBLIC ROAD PETITION without Petition

Belmont Co, Ohio, Feb 3, 1992

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 widening of CR 10 of a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for widening 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

See attached plat & easements

Dated this 3rd day of February, A. D. 1992

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
without petition	

Imp. 955

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

widening a portion of CR 10

Fairpoint - Maynard

Public Road.

Petitioned for by without petition

, and others.

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

on the 3rd day of Feb., 1992, at the office of the commissioners

with the following members present:

Mr. Hope

Mr. Geyo

Mr. Paerock

Mr. Hope 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 widen CR 10 (Fairpoint - Maynard)

a part of a Public Road as described therein; therefore, be it

RESOLVED, That the 19th day of Feb., 1992, 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 24th day of Feb., 1992, 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. Geyo seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Hope, yes

Mr. Geyo, yes

Mr. Paerock, yes

Adopted the 3rd day of February, 1992

RESOLUTION — UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE

widening a portion of C.R. 10
(Fairpoint - Maynard)
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 February, 1992, at the office of the commissioners
with the following members present:

- Mr. Hape
- Mr. Gandy
- Mr. Parlock

Mr. Hape moved the adoption of the following Resolution:

WHEREAS, On the 19th day of Feb., 1992, 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 24th day of Feb., 1992, 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. Gandy seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

- Mr. Hape Yes
- Mr. Gandy Yes
- Mr. Parlock Yes

Adopted the 19 day of February, 1992

Darwin Pampuk
Clerk, Board of County Commissioners,

Imp 955

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

County Engineer's Office,

Widening a part of CR 10
Fairpoint - Maynard
Public Road

Belmont County, Ohio

Feb 24, 1992

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

The undersigned in obedience to your order dated Feb 19, 1992, proceeded on the 20th day of February, 1992, 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 80 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:

NO FEE

10947

BELMONT CO. RECORD OF Deeds
VOL. 677 PAGE 245

EASEMENT FOR HIGHWAY PURPOSES

FEB 13 2 38 PM '92
RECORDED FEB 14 1992
STALEY STENOIC
RECORDER

KNOW ALL MEN BY THESE PRESENTS:

That George Krulock, the Grantor, for and in consideration of the sum of One Dollars (\$ 1.00) and for other good and valuable considerations to him paid by the County of Belmont, the Grantee, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, convey and release to the said Grantee, its successors and assigns forever, a perpetual easement and right of way for public highway road purposes with the following rights and privileges, in, upon and over the lands hereinafter described, situated in Belmont County, Ohio, Wheeling Township, Section 13 Township 8, Range 4.

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VOL. 677 PG. 239
(2X)

The rights herein granted to the Grantee include, without limitation as to the generality thereof, the right of the Grantee or its agents or assigns to enter upon this said right of way, at this time or at any time in the future, with all necessary men, vehicles, or equipment for the purpose of trimming, cutting or removing trees, shrubs, vines or such like growth within the right of way, and the grantor and his heirs and assigns shall have no further right of compensation; bounded and described as follows:

PARCEL NO. 1R

Being a parcel of land lying on the right side of the centerline of a survey, made by the Belmont County Engineer, and recorded in Volume 15, Page 277 of the Road Records of Belmont County and being located within the following described points in the boundary thereof:

Beginning for the description at a point on the existing southerly right-of-way for County Road 10 and at 15.00 feet right of centerline station 11 + 50.00 as shown on the Construction Plans identified as "Bel Cr-10 Slip Repair" on file at the Belmont County Engineer's Office, said point bears the following six bearings and distances from the southwest corner of the southeast quarter of Section 13:

- (1) North 855.53 feet to a point;
- (2) N 88° 05' E, 75.00 feet to a point;
- (3) North 128.00 feet to a point;
- (4) N 87° 00' E, 300.00 feet to a point;
- (5) S 87° 41' E, 812.92 feet to a point 0.54 feet left of centerline station 11 + 50.00;
- (6) S 01° 51' 17" W, 15.54 feet to the true place of beginning;

Thence from the said point of beginning and with the existing southerly right-of-way line for County Road 10 S 88° 08' 43" E, 750.00 feet to a point 15.00 feet right of centerline station 19+00.00; thence leaving said existing right-of-way line S 01° 51' 17" W, 25.00 feet to a concrete monument (set) 40.00 feet right of centerline station 19+00.00; thence N 88° 08' 43" W, 750.00 feet to a concrete monument (set) 40.00 feet right of centerline station 11+50.00; thence N 01° 51' 17" E, 25.00 feet to the place of beginning, containing 0.430 acres.

For additional information see attached Exhibit A.

George Krulock, (the Grantor) claims title through instrument recorded in Deed Volume 663, Page 510 of the Belmont County Deed Records.

The above description was prepared by Stephen M. Lucas, Registered Surveyor No. 7185 on October 21, 1991.

It is understood that the strip of land above described contains 0.430 acres, more or less, excluding the present road which occupies 0.258 acres, more or less.

Said Stations being the Station numbers as stipulated in the hereinbefore mentioned survey and as shown by plans on file in the office of the Belmont County Engineer, St. Clairsville, Ohio.

IN WITNESS WHEREOF, the said George Krulock has hereunto set his hand the 3rd day of February in the year of our Lord, one thousand nine hundred and ninety-two.
Signed and sealed in the presence of:

Paul F. Bennett _____ George Krulock _____
David Graham _____ _____
 _____ _____
 _____ _____

STATE OF OHIO, COUNTY OF BELMONT, ss.

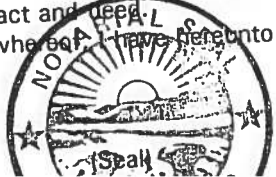
BE IT REMEMBERED, that on this 3rd day of February, 1992, before me the subscriber, a Notary Public in and for said county, personally came the above named George Krulock and acknowledged the signing of the foregoing instrument to be his voluntary act and deed.
In testimony whereof, I have hereunto subscribed my name and affixed my official seal on the day and year last aforesaid.

TRANSFER NOT NECESSARY

2-13-92

J.A. PAPPANO, AUDITOR
DEPUTY

John P. DeBoris
Notary Public



This 24th day of Feb., 1992.

DETACHED W-O-R JAWOITIDDA FO TAGP
01 .DР .OС .POT IO

QWT SHLEENW . OС TИOМJEB
P - P , 8 - T , E I .CEC

ИОИТАМРОФИИ ТИЕМЭСАА
ЕАЭЕМЕНТ ИИНОБИТОН

24S .DР PTA .JOV (R)
E4S .DР PTA .JOV (RS)
14S .DР PTA .JOV (TI)
EES .DР PTA .JOV (XS)

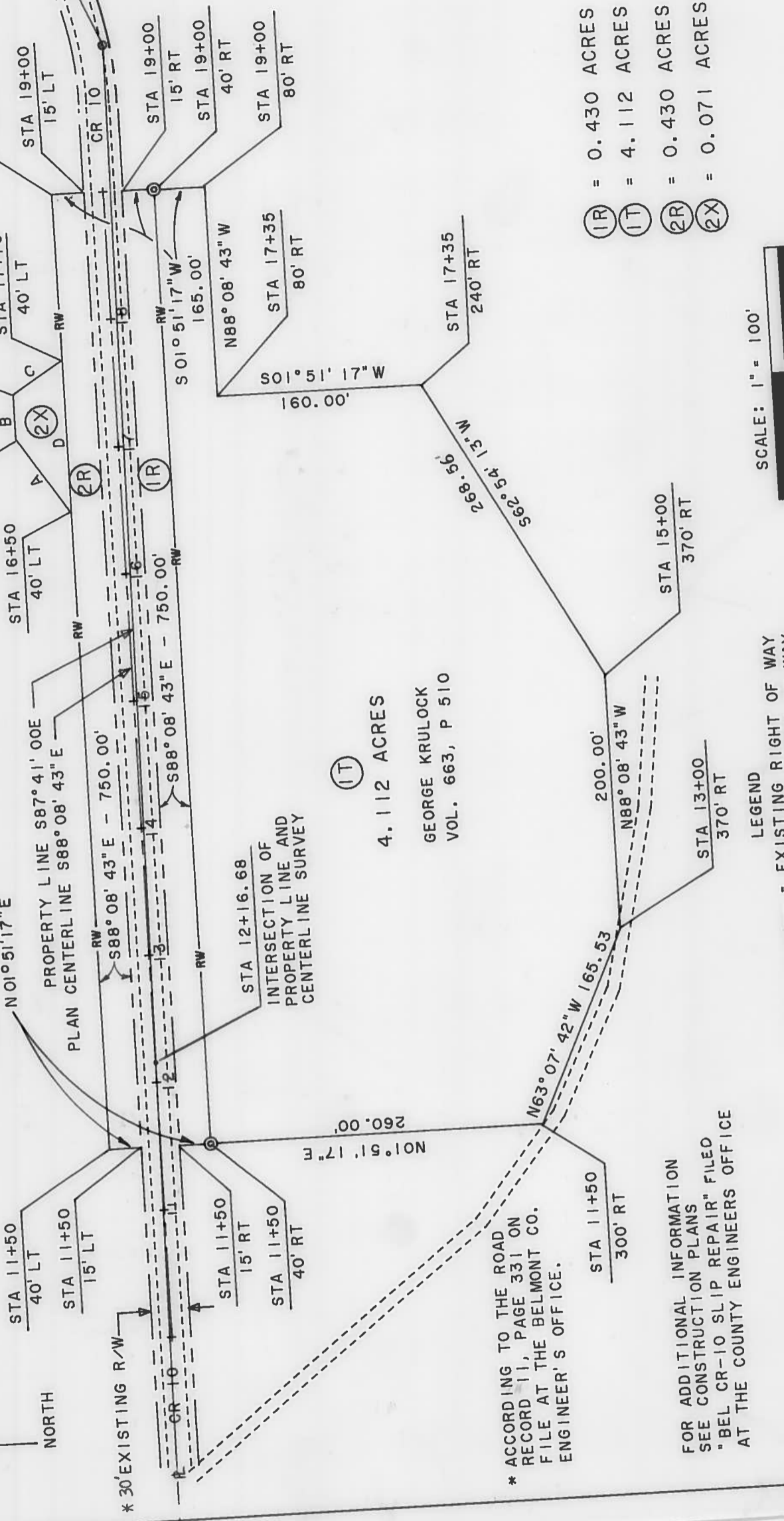
APPROVED BY
BEГ .CO .ENGINEER
BEГ .CO .COMM.
BEГ .CO .COMM.
BEГ .CO .COMM.
BEГ .CO .COMM.
See 1 , _____ .date to yab this signT

EXHIBIT A

BEARINGS ARE BASED ON
PRIOR DEED V. 663, P. 510



HELEN ANTOLAK, ETAL
VOL. 520, P 468



- A = N58°09' 53"E - 72.11'
- B = S88°08' 43"E - 35.00'
- C = S30°09' 02"E - 47.17'
- D = N88°08' 43"W - 120.00'

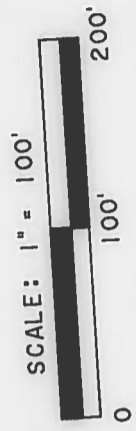
(1T)
4.112 ACRES
GEORGE KRULOCK
VOL. 663, P 510

* ACCORDING TO THE ROAD
RECORD 11, PAGE 331 ON
FILE AT THE BELMONT CO.
ENGINEER'S OFFICE.

FOR ADDITIONAL INFORMATION
SEE CONSTRUCTION PLANS
"BEL CR-10 SLIP REPAIR" FILED
AT THE COUNTY ENGINEERS OFFICE

STREET ENGINEERING & SURVEYING
133 WESTMINSTER DRIVE
ST. CLAIRSVILLE, OH
614-695-6481

- (1R) = 0.430 ACRES
- (1T) = 4.112 ACRES
- (2R) = 0.430 ACRES
- (2X) = 0.071 ACRES



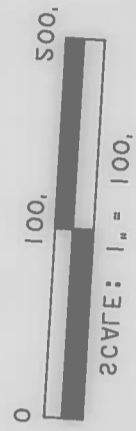
- LEGEND
- = EXISTING RIGHT OF WAY
 - = PROPOSED RIGHT OF WAY
 - = PROPOSED CENTERLINE SURVEY
 - = PROPERTY LINE
 - ⊙ = 6" CONCRETE MONUMENT

1842-022-0481
ST. CLAIRVILLE, OH
133 WESTMINSTER DRIVE
STREET ENGINEERING & SURVEYING

AT THE COUNTY ENGINEERS OFFICE
"BEF CR-10 2ГІВ РЕВАІВ" ЛІГЕД
SEE CONSTRUCTION PLANS
FOR ADDITIONAL INFORMATION

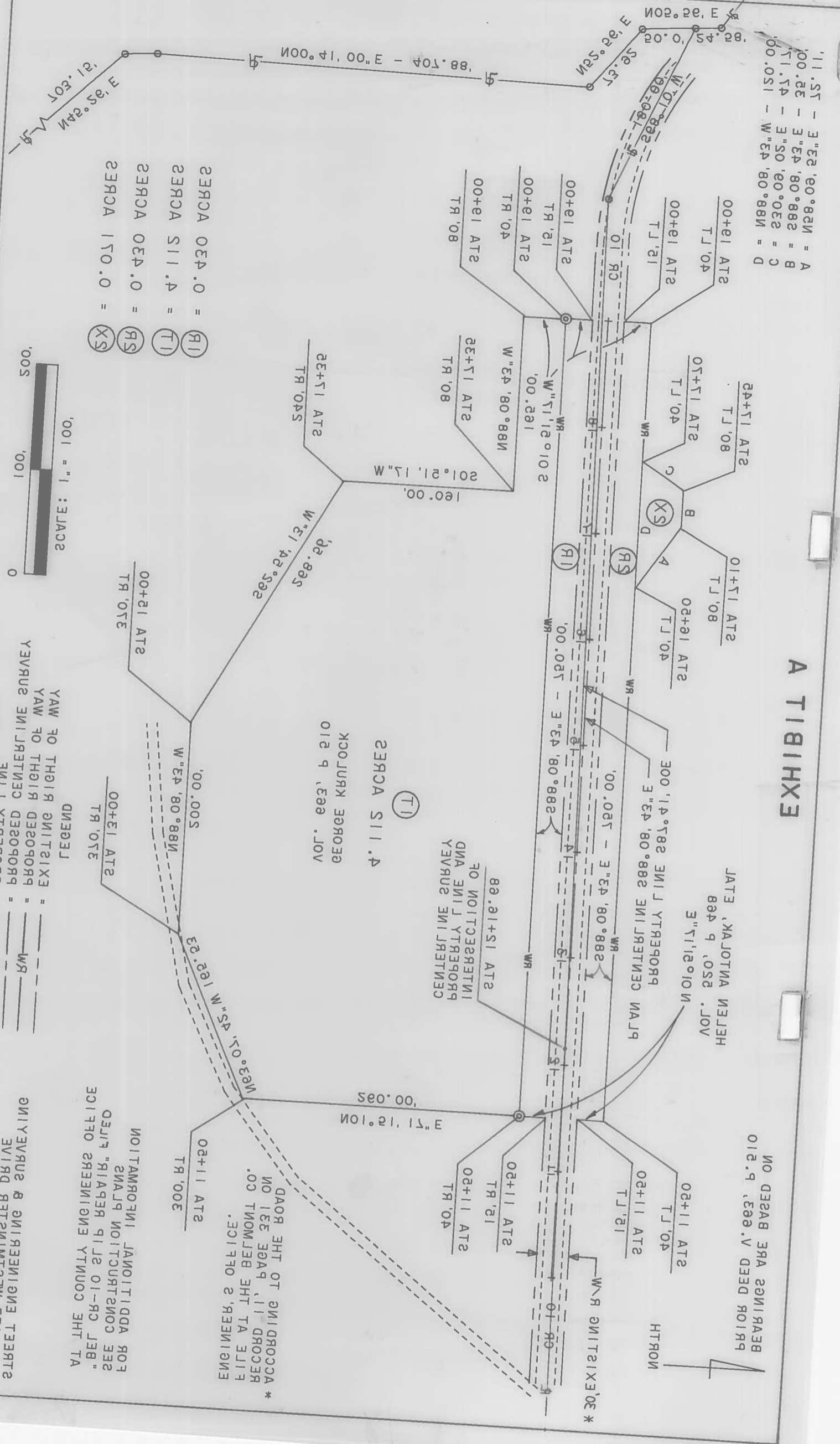
ENGINEER'S OFFICE.
FILE AT THE BELMONT CO.
RECORD - 111 PAGE 33 ON
* ACCORDING TO THE ROAD

LEGEND
 ○ = e. CONCRETE MONUMENT
 — = PROPERTY LINE
 - - - = PROPOSED CENTERLINE SURVEY
 - - - = PROPOSED RIGHT OF WAY
 - - - = EXISTING RIGHT OF WAY



(XS) = 0.01 ACRES
 (SB) = 0.30 ACRES
 (TI) = 4.15 ACRES
 (RI) = 0.30 ACRES

EXHIBIT A



A = 111.11 ST
 B = 288.08, 43\"/>

NO BEARS ARE BASED ON
 PRIOR DEED V. 210

НЮТОН

* EXISTING R/W

TO NO INTERSECTION
 AND PROPERTY LINE SURVEY

GEORGE КРУГЛОК
 V. 210

НЕГЕН ИЛИ НАГЛ
 ПРПРОД УТРАЧЕНІЕ
 ЛІНІЕ 288.08, 43\"/>

RESOLUTION — GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE

Office of County Commissioners,

widening a portion of C.R. 10
Fairpoint - Maynard
Public Road

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 24th day of Feb, 1992, at the office of the commissioners with the following members present:

- Mr. Hape
Mr. Geyer
Mr. Porelock

Mr. Hape 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 1992, 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 if 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 1992, 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 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 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. Hape seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

- Mr. Hape yes
Mr. Geyer yes
Mr. Porelock yes

Adopted the 24th day of Feb, 1992

Dorinda Pampak
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