

PUBLIC ROAD PETITION

....., Ohio,, 19.....

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

The undersign 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.....

of 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_ FABRY DESCRIPTION

the ten(10) foot strip of the existing right-of-way of Summit Avenue, or Township Road 1062, lying outside and East of Summit Avenue, all as shown by a copy of the attached map.

Engineer's Desc.

Being a ten foot wide strip starting at the southwest corner of Lot 38 of Brookfield Addition as recorded in Cab. B, Slide 186 of the Belmont County Recorder's Office, thence in a northerly direction approximatly 130 feet to the northwest corner of Lot 40 of said Addition.

Dated this..... day of....., A. D. 19.....

Marvin J. + Linda L. Fabry 63725 Summit Ave Bellaire OH

F COUNTY IN WHICH NS REAL ESTATE

Petitioners' Name (PLEASE PRINT)	Address of Petitioner
GREGORY W. CROSS	63780 HALL ST., BELLAIRE, OH 43906
John P. Lawrence	63682 Long St Bellaire OH
Louis Fabry	63770 Milligan Ave. Bellaire, Oh. 43906
Peggy Lawrence	63682 Long St Bellaire Ohio - 43906
John Fitch	63676 Long St. Bellaire Ohio
Charles W. Reed	63740 Milligan Ave Bellaire Ohio 43906
Charles T. Reed	56240 First St. Bellaire Oh. 43906
Melanie Reed	56240 First St Bellaire OH 43906
Jay Siberis	56157 First St., Bellaire, OH 43906
Mary Ann Silveria	56157 First St. Bellaire, OH 43906
William D. Kymiski	56276 2nd St. Brookfield, Bellaire, Oh. 43906
Andrew T. Kammaster	5621 2nd St Brookfield Bellaire Ohio 43906
Condy McCall	56140 1st St. BROOKFIELD BELLAIRe 43906
Francis G. Smith	56196 First St. Bellaire Ohio
Norman J. Smith	63773 Milligan Ave. Bellaire, Ohio
Bernard A. Kellum	56275 Hwy Bellaire Bellaire Ohio
Alberta Porter	63111 Toad Hollow Rd. Bellaire, Ohio 43906
Irma C. Porter	63111 Toad Hollow Rd.
Bob Howell	63250 Toad Hollow Rd. 43906
William H. Hicah	63242 Toad Hollow Rd. 43906
William G. Smith	56120 Brookfield 43906
Dana Porter	63321 Toad Hollow Rd. BELLAIRe
Ralph Wiseman	63345 Toad Hollow Rd. Bellaire Oh.

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,

Petitioned for

Journal Entry, Order Fixing Time and Place of View and of Final Hearing and Notice Thereof on Public Road Petition

The Board

Rev. Code, Sec. 5553.05

on the

IMP. 1023

with the follow

**IN THE MATTER OF THE
1 VACATING OF A PART OF SUMMIT
AVENUE, TOWNSHIP ROAD 1062-
BROOKFIELD ADDITION, PULTNEY TWP.**

**Office of County Commissioners
Belmont County, Ohio**

Mr.

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 29th day of July, 1998, at the office of the Commissioners with the following members present:

WHERE

Mr. Bianconi
Mrs. Wiley

sented to this

Mr./Mrs. Bianconi moved the adoption of the following:
RESOLUTION

RESOLVE

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 2 vacate 3 a part of Summit Avenue, Township Road 1062-Brookfield Addition, Pultney Township a Public Road as described therein; therefore be it

we will view t

RESOLVED, That the 12th day of August, 1998 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

and go over th

RESOLVE

RESOLVED, That the 19th day of August 1998, at 9:45 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

a final hearing

RESOLVE

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.

by publication

a newspaper p

Mrs. Wiley seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

ment.

Mr. Bianconi, Yes
Mrs. Wiley, Yes

Mr.

Adopted July 29, 1998

resulted as foll

Belmont County, Ohio

1. "Locating," "establishing,"

"altering," "straightening," "vacating," or "changing the direction of."
2. "Locating," "establishing," "altering," "straighten," "vacate," or "change the direction of"
3. Insert "a part of," if so.

Adopted the....

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER

Journal Entry--Order Upon View of Proposed Improvement
ORDER TO COUNTY ENGINEER
Gen'l Code Sec. 6865

IN THE MATTER OF THE Imp. 1023
Office of County Commissioners

¹ Vacating a part of Summit Ave./
Township Road 1062-Brookfield Addn./ Belmont County, Ohio
Pultney Township Road

T
on the
with th

..... session

The Board of County Commissioners of Belmont County, Ohio met in regular
session on the 12th day of August 19 98, at the office of the Commissioners with
the following members present:

- Mr. Bianconi
- Mr. Pollock
- Mrs. Wiley

Mr./Ms. Bianconi moved the adoption of the following:

RESOLUTION

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provement
conditions

WHEREAS, On the 12th day of August, 19 98, 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

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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.

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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 even the proposed
improvement be made, together with the name of each owner.

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property

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

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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 19th day of August, 19 98 the date fixed
for the final hearing, setting forth the opinion of said County Engineer either for or against said
proposed improvement, ² 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 case is continued unto
said date.

Mr.
resulted

, the vote

Mr./Ms. Wiley seconded the Resolution and the roll being called upon its adoption,
the vote resulted as follows:

- Mr./Ms. Bianconi , Yes
- Mr./Ms. Wiley , Yes
- Mr./Ms. Pollock , Yes

Adopted August 12 , 19 98

Darlene Impek
Clerk, Board of County Commissioners
Belmont County, Ohio

1. "Locating," "establishing," "altering," "widening," "straightening," "vacating," or "changing direction of."
2. Strike out the clause from "and _____ feet," if a road is not to be located or established.

Adopt

REPORT OF COUNTY ENGINEER

Imp #1023

REPORT OF COUNTY ENGINEER
REV. CODE, SEC. 5553.06

To the Board

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County Engineer's Office
Belmont County, Ohio

Aug 19, 19 98

Vacating a part of Summit }
AVE. Twp Rd 1062, Brookfield }
Addition, Paltrey Township Road}

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

The undersigned, in obedience to your order, dated August 12, 1998, proceeded on the 13th of Aug, 1998, 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, provided however, that the reduction in the width of Summit Avenue to thirty (30) feet caused by this vacation shall not prevent the further extension of Summit Avenue by the dedication of a forty (40) feet road abutting the north terminus of Summit Avenue.

The width to which said improvement should be opened is Thirty (30) feet.

An Accurate survey and plat, and an accurate and detailed description of each tract of land which the undersigned County Engineer believe 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 apart hereof.

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

see attached plat

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improvement l

The undersigned recommends the following changes in the proposed improvement which in his judgment should be made in the event the proposes improvement be granted. to-wit:

Paul J. Bennett
County Engineer of Belmont County, Ohio

IMP NO. 1023
 VACATION OF A PORTION
 SUMMIT AVENUE

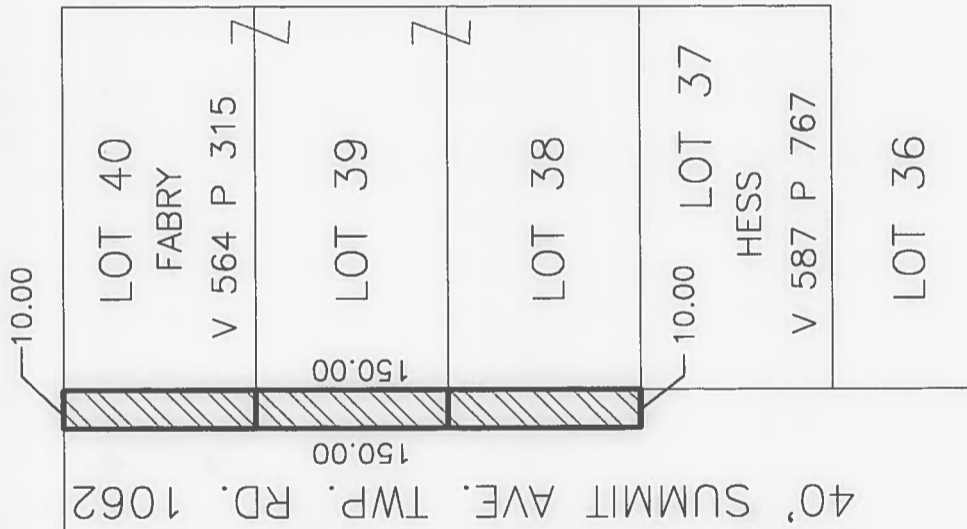
BROOKFIELD ADDITION CAB. B SLIDE 186
 PULTNEY TWP. SEC. 35 T. 2 R. 2

FRIZZI
 V 737 P 557

FRIZZI
 V 619 P 157

APPROVED BY:

CO. ENGINEER Paul F. Bennett, P.E., P.S.
 CO. COMMISSIONER Michael C. Bianchi
 CO. COMMISSIONER John Pollak
 CO. COMMISSIONER _____

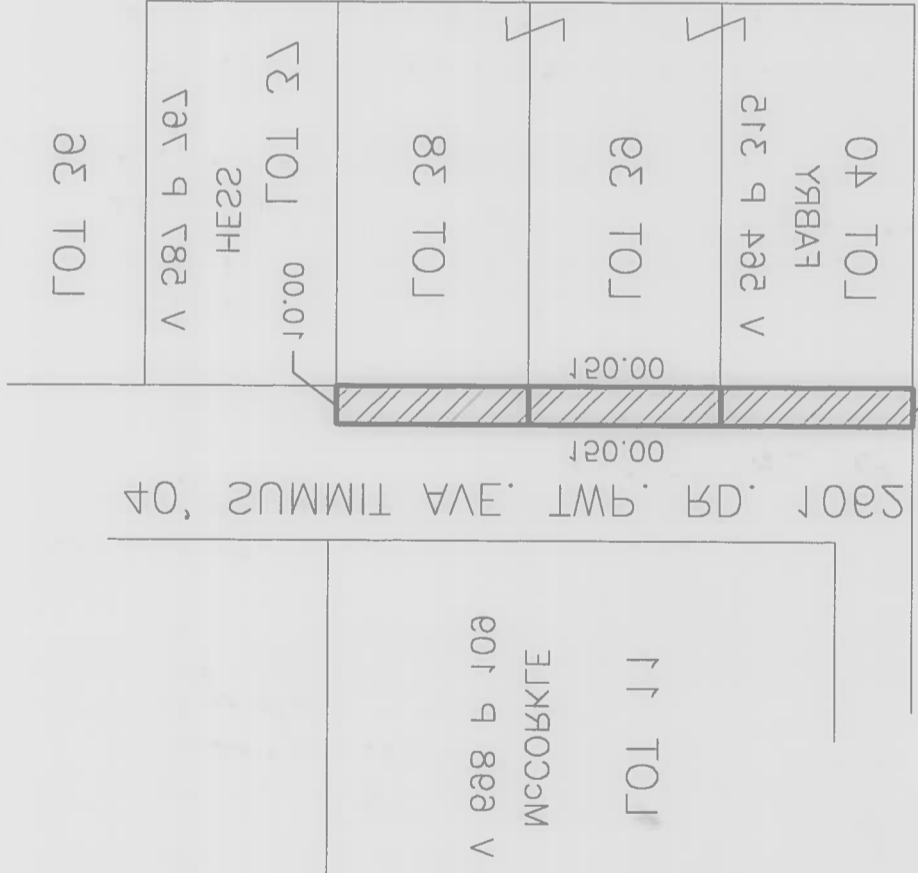


ON THIS 19 DAY OF Aug, 1997

SEE DEED VOL. 745 PG. 495



СВЯ. А СГИДЕ 47
TO BROOKFIELD
MCCORKLE ADDITION



137 В 227 В
FRONT

БРООКФИЕЛД
ADDITION СВЯ. В СГИДЕ 180
SUMMIT AVENUE
БРООКФИЕЛД

122 В 122 В
FRONT

APPROVED BY:

CO. ENGINEER *James F. Smith*

CO. COMMISSIONER *Michael C. Blinn*

CO. COMMISSIONER *James F. Smith*

CO. COMMISSIONER

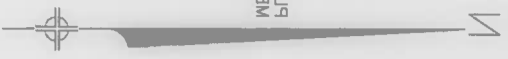
ON THIS DAY OF *June* 1987

SEE DEED LOG *142 BC 402*

VACATION

1200 20' FT.

SCALE 1"=20'



ЭСОТ .ОИ РМИ
ИМЪ ИО. 1052

RESOLUTION—GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE

Office of County Commissioners,

RESOLUTION-GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

Rd. Imp. #1023

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IN THE MATTER OF THE

Office of County Commissioners

VACATION OF PART OF SUMMIT AVENUE

TOWNSHIP ROAD 1062 BROOKFIELD

ADDITION, PULTNEY TWP.

Belmont County, Ohio

Public Road.

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The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 19th of August, 1998 at the office of the Commissioners with the following members present:

Mr. Bianconi

Mrs. Wiley

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Mr./Mrs. Bianconi 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 descriptions 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 Commissioner do find said improvement will serve the public convenience and welfare; 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, That the County Engineer be and he is hereby directed to cause a record the proceeding, including the survey and play 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

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

Mr. Bianconi, Yes

Mrs. Wiley, Yes

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Adopted the 19th day of August, 1998

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Clerk, Board of County Commissioners,
Belmont County, Ohio

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RESOLUTION—AWARDING COMPENSATION AND DAMAGES

IN THE MATTER OF THE

Office of County Commissioners,
Belmont County, Ohio.

Public Road.

The Board of County Commissioners of Belmont County, Ohio, met in session
on the day of, 19....., at the office of
with the following members present:

.....
.....
.....

Mr. moved the adoption of the following Resolution:

WHEREAS, This day the matter of award of compensation and damages to landowners through or upon whose lands said improvement is located, came on to be heard, and the Board finds that notice of the time and place of this hearing has been given to all such owners as provided by law and our former order and the Board has heard all applications for compensation and damages filed herein, and considered all claims of minors and those under legal disabilities; therefore, be it

RESOLVED, That we do find and allow compensation and damages, in amounts as held to be just and equitable to the following landowners, to-wit:

and be it further

RESOLVED, That, when the amount of compensation and damages is paid to the owners, as herein ordered, or the amount thereof as allowed by this Board is deposited with the Probate Court, upon an appeal being perfected, for the use of the appellants, said improvement described as follows:

be and the same is hereby established.

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.....