

PUBLIC ROAD PETITION

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

To the
repre
of
appl
such

KD 1M1 1040

Imp # 1040

, respectfully
.....
ed, and make
.....

PUBLIC ROAD PETITION
Rev. Code Sec. 5553.04

St. Clairsville, Ohio

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, represent that the public convenience and welfare require the Vacation of an unnamed alley located in McElwain Place as recorded in Cab. D Slide 173 a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacation such road, the same not being a road on the State Highway System.

The following in the general route and termini of said road:

Beginning the vacation at the Southwest corner of lot 110 of said addition thence N75°08'W 269.95 feet to the Southwest corner of Lot 109; thence S14°52'W 15 feet to the Northwest corner of lot 128; thence S75°08'E 271.42 feet to the Northeast corner of lot 123; thence N8°40'E 15 feet± to the place of beginning.

Dated this
PETIT

Petitioners' Name (PRINT NAME) (SIGN NAME)	Address of Petitioner PLEASE PRINT
Dorothy J. Vannest	67810 Charleston Lane
Dorothy J. Vannest	St. Clairsville, OH 43950
Judy L. Gautschi	67821 Tulane Rd
Judy L. Gautschi	St. Clairsville OH 43950
Larry Gautschi	67821 Tulane Rd
Larry Gautschi	St. Clairsville, Ohio 43950
JOHN Wm JADUS	67761 TULANE ROAD
John Wm Jodus	ST CLAIRSVILLE OHIO 43950
KATHERINE L. JADUS	67761 Tulane Road
Katherine L. Jodus	St. Clairsville, Ohio 43950
Dave Ellis	44930 KACSMAN DR
DAVE ELLIS	ST CLAIRSVILLE, OH 43950
D. S. Lester	44920 KACSMAN Dr.
Dorothy Lester	St. Clairsville
Frederick W. Wojcik	67556 25562 Pogue Rd
Frederick W. Wojcik	St. Clairsville Ohio 43950
Rosalie Nicholas	44950 NATIONAL Rd. W.
Rosalie Nicholas	St. Clairsville, Ohio 43950
Mark Nicholas	44892 National Rd. W.
Mark Nicholas	St. Clairsville, OH 43950
Donald Nicholas	44950 NATIONAL Rd. W.
Donald NICHOLAS	St. Clairsville Ohio 43950
Jess Vannest	67810 Charleston Lane
Jess Vannest	St. Clairsville OH 43950
W. L. Lutz	67771 Tulane Rd.
Robert J. Lutz	St. Clairsville, OH 43950
Wm. Lutz	67771 Tulane Rd
Wm. Lutz	St. Clairsville, Oh 43950
Frank Ludwig	44950 KACSMAN DRIVE
FRANK LUDWIG	ST. CLAIRSVILLE OHIO 43950

..... D. 19.....
OF COUNTY IN WHICH
OWNS REAL ESTATE

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

12/15
Petitioned for

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

Rev. Code, Sec. 5553.05

IMP. 1040

The Board on the with the following

IN THE MATTER OF THE
1 VACATION OF AN UNNAMED ALLEY
LOCATED IN McELWAIN PLACE AS
RECORDED IN
CAB. D. SLIDE 173 /Road
Petitioned for by freeholders
and others.

Office of County Commissioners
Belmont County, Ohio

ession

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 15th day of December 1999, at the office of the Commissioners with the following members present:

Mrs. Wiley
Mr. Probst
Mr. Bianconi

Mr.

WHERE

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

r pre

presented to the

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 Vacation of an unnamed alley located in McElwain Place as recorded in Cab. D Slide 173 a Public Road as described therein; therefore be it

RESOL

when

we will view

RESOLVED, That the 5th day of January, 2000 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 improvement; and be it further

and go over

RESOL

ite for

a final hear

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.

RESOL

earing

by publicati

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

a newspape

Mr. Bianconi Yes
Mr. Probst Yes
Mrs. Wiley Yes

prove-

Mr. ...

Adopted December 15th, 1999

ie vote

resulted as f

Belmont County, Ohio
Doreen Penpek Clerk,
Belmont County Bd. of Commissioners

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 th

RESOLUTION — UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER

Journal Entry—Order Upon View of Proposed Improvement
ORDER TO COUNTY ENGINEER

Gen 1 Code Sec. 6865

Imp. 1040

IN THE MATTER OF THE
¹ Vacation of an unnamed alley
located in McElwain Place as recorded
in Cab. D, Slide 173 Road

Office of County Commissioners
Belmont County, Ohio

T
on the
with t

The Board of County Commissioners of Belmont County, Ohio met in regular
session on the 5th day of January, 2000, at the office of the Commissioners with
the following members present:

Mr. Bianconi
Mr. Probst
Mrs. Wiley

..... session

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

RESOLUTION

N
V
propo.
and r
pertai

WHEREAS, On the 5th day of January, 2000, 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

view of the
improvement
and conditions

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.

F
surve.
lines

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.

an accurate
right of way

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

S
in the

to be taken

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 12th day of January, 2000 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.

S
such
owne.

gles between
to property

l
day
impro
said

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

said proposed
ompanied by

Mr./Ms. Bianconi , Yes
Mr./Ms. Probst , Yes
Mr./Ms. Wiley , Yes

l
result

tion, the vote

Adopted January 5, 2000

Carol Blankenship
Asst. 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.

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

County Engineer's Office.

1/12/00

REPORT OF COUNTY ENGINEER

REV. CODE, SEC. 5553.06

To the Board

The und
day of.....

respectfully s

In the o,

The wid

An accu

be necessary

a part hereof.

An accu

Vacation of an unnamed alley in }
McElwain Place, Richland Twp }
Road }

RD IMP 1040
County Engineer's Office
Belmont County, Ohio
Jan. 12, 2000, ~~XX~~

and

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

The undersigned, in obedience to your order, dated Jan. 5, 2000, ~~XX~~,
proceeded on the 6th day Jan. 2000~~XX~~, 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

s will

made

The width to which said improvement should be opened is _____ 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:

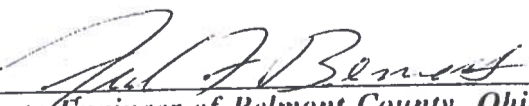
"see attached map"

The una

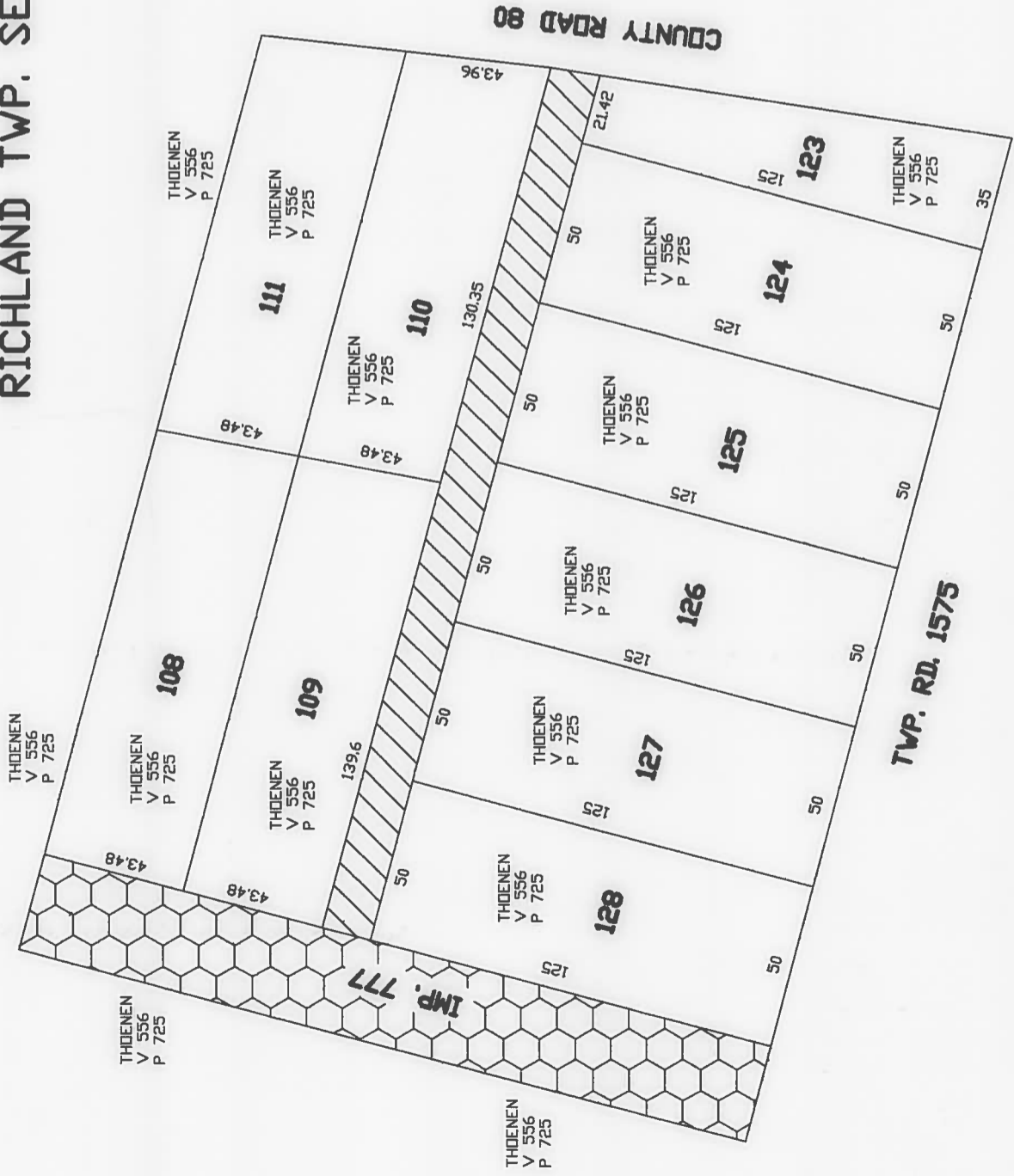
improvement

posed

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:


County Engineer of Belmont County, Ohio

IMP NO. 1040
VACATION OF A
15 FT. ALLEY LOCATED IN
MCCELWAIN ADDITION CAB. D SLIDE 173
RICHLAND TWP. SEC. 33 T. 7 R. 4



APPROVED BY:

CO. ENGINEER Paul J. Boudet, P.E., P.S.

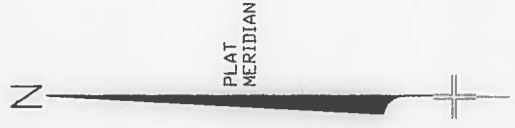
CO. COMMISSIONER Charles R. Boudet, P.

CO. COMMISSIONER Michael C. Brennan

CO. COMMISSIONER Ante H. Wiley

ON THIS 12th DAY OF JAN., 1999 2000

SEE DEED VOL. _____ PG. _____



0401.01 QMI
 А ЭД ИДИТАСАВ
 ИИ ЭТАСОЛ УЭЛГА .ТЭ ЭИ
 КИСЛГЛЭ Д САВ ИДИТИДА ИИВЛЭЭМ
 4 .9 7 .Т .ЭЭ .ЭЭТ .ЭЭТ ИИВЛЭЭМ

АБЫРЭВЭД ВУ:

CO. ENGINEER *John S. Smith, PE*

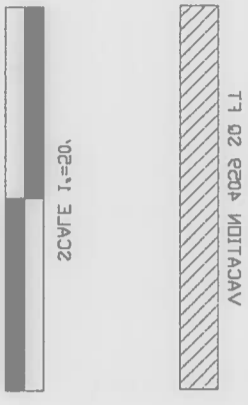
CO. COMMIS2IONER *John S. Smith*

CO. COMMIS2IONER *John S. Smith*

CO. COMMIS2IONER *John S. Smith*

SEE DEED VOL. _____ PG. _____

ON THIS DATE *1/15/20*



RESOLUTION — GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

on th with

Engin impr sons; fore, as th On fe of there descr land; as th and t suffic such it is the a of su Coun feet in termi modi

and b and a the R result

session the County y of the said interested per- matter; there- be it further part thereof nprovement. day ordered that , a pertinent arcel of such part thereof nprovement, ent is not of vners to pay , 19... a part hereof the amount filed by the he route and tion of such

RESOLUTION-GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

Rd.Imp. # 1040

IN THE MATTER OF THE Vacation of an unnamed alley in McElwain Place, Richland Township

Office of County Commissioners Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 12th day of January, 2000, at the office of the Commissioners with the following members present:

- Mr. Bianconi
- Mrs. Wiley
- Mr. Probst

Mr./Mrs. Wiley 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 and 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

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

- Mrs. Wiley , Yes
- Mr. Bianconi , Yes
- Mrs. Probst , Yes

Adopted the 12th day of January, 2000

[Signature]
Clerk, Board of County Commissioners,
Belmont County, Ohio

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