

**PUBLIC ROAD PETITION**

..... Belmont County ....., Ohio, June 25, 2008

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 a portion of Pease T- 1359 (West View Dr.) 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

**The following is the general route and termini of said road:**

Being a 20' x 100' strip located adjacent to the westerly side of Lot #10 and also being the easterly 20' of Pease Township Road 1359 known as West View Drive recorded in "Plat of Brookview Terrace" as Cabinet A Slide 8 in the Belmont County Recorder's Office.

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

| PUBLIC ROAD PETITION   |                                    |
|------------------------|------------------------------------|
| NAME (EXAMPLE)         | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Ernest H Smith</i>  | 99999 BLUE JAY DRIVE               |
| ERNEST H. SMITH        | 21. CLAIRSVILLE, OHIO 43950        |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Charles C. Bell</i> | 55579 Terrace Drive                |
| Charles C. Bell        | Bridgeport, Ohio 43912             |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Sue A Bell</i>      | 55579 Terrace Drive                |
| Sue A Bell             | Bridgeport, Ohio 43912             |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Amanda S Otto</i>   | 55517 Terrace Drive                |
| Amanda S Otto          | Bridgeport, Oh. 43912              |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Matthew S Otto</i>  | 55517 Terrace Dr.                  |
| Matthew S. Otto        | Bridgeport, OH 43912               |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>John Ruskowski</i>  | 55549 TERRACE DR.                  |
| JOHN RUSKOWSKI         | BRIDGEPORT, OHIO, 43912            |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Karen C. Fields</i> | 55563 Terrace Dr.                  |
| Karen C. Fields        | Bridgeport, Oh 43912               |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Tina Saunders</i>   | 67180 Brookview Dr                 |

| PUBLIC ROAD PETITION   |                                    |
|------------------------|------------------------------------|
| NAME (EXAMPLE)         | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Ernest H Smith</i>  | 99999 BLUE JAY DRIVE               |
| ERNEST H. SMITH        | 21. CLAIRSVILLE, OHIO 43950        |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Donald J Thomas</i> | 55490 Sunset Drive                 |
| Donald J Thomas        | Bridgeport, Ohio 43912             |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Paulyn M Thomas</i> | 55490 Sunset Drive                 |
| Paulyn M Thomas        | Bridgeport, Ohio 43912             |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Craig P Thomas</i>  | 55524 terrace Dr                   |
| Craig P Thomas         | Bridgeport, Ohio 43912             |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>MARY KOVACK</i>     | 55550 TERRACE DR.                  |
| Mary Kovack            | BRIDGEPORT OH. 43912               |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Kenneth Kovack</i>  | 55550 Terrace Dr.                  |
| Kenneth Kovack         | Bridgeport, Ohio 43912             |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Jean Watson</i>     | 55554 Poplar Ave                   |
| Jean Watson            | Bridgeport, Ohio 43912             |
| NAME (SIGN & PRINT)    | TAX MAILING ADDRESS (PLEASE PRINT) |
| <i>Arden Watson</i>    | 55554 Poplar Ave                   |

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

Vacation of a portion of Pease T-1359 (West View Dr.) Public Road.

Petitioned for by Stephanie & Jeff Tennette, and others.

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

on the 2nd day of July, 2008, at the office of the commissioners

with the following members present:

Mr. Thomas

Mr. Longshaw

Mr. Thomas 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 a portion of Pease T-1359 (West View Drive) a Public Road as described therein; therefore, be it

RESOLVED, That the 16th day of July, 2008, 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 23rd day of July, 2008, at 11:00 o'clock P.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 s/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. Longshaw seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Thomas, yes

Mr. Longshaw, yes

Mr. \_\_\_\_\_

Adopted the 2nd day of July, 2008

RESOLUTION — UPON VIEW OF PROPOSED IMPROVEMENT  
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE

vacation of a portion of Pease  
T-1359 (West View Drive)  
Public Road

Office of County Commissioners,  
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in regular session  
on the 16th day of July, 2008, at the office of the Commissioners  
with the following members present:

- Mr. Probst
- Mr. Thomas
- Mr. Longshaw

Mr. Thomas moved the adoption of the following Resolution:

WHEREAS, On the 16th day of July, 2008, 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 23rd day of July, 2008, 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. Longshaw seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

- Mr. Thomas Yes
- Mr. Longshaw Yes
- Mr. Probst Yes

Adopted the 16 day of July, 2008

Jayne Long

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

County Engineer's Office,

Belmont County, Ohio

vacation of a portion of Pease  
T-1359 (West View Drive)  
Public Road

July 23, 2008, 18

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

The undersigned in obedience to your order dated July 16, 2008, proceeded on the 23rd day of July, 2008 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 not be granted.

~~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 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:

RESOLUTION — GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE

vacation of a portion of Pease T- 1359 (West View Drive) Public Road

Office of County Commissioners, Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 13th day of August, 2008, at the office of the commissioners with the following members present:

Mr. Longshaw

Mr. Probst

Mr. Probst 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 August, 19 2008, 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 August, 19 2008, 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 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 vacated 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;

Located in Brook View Terrace subdivision, Pease township section 3-6-3 and being a part of the right of way for West View Drive northwest of platted lot 10. Being asymmetric in shape and beginning at a point located in the right of way for West View Drive thence from place of beginning N68° 45' 14"W 5.00 ft. to the northwest corner of lot 10, thence S24°47'00"W 100.00 ft. to the southwest corner of lot 10, thence N65°13'00"W 14.00ft to a point in the right of way for West View Drive, thence in a northeasterly direction to the point of beginning containing 0.0206acres. Bearings within this description are from the original subdivision plat located in cabinet A slide 8 located in the Belmont County Recorders office. This description was not prepared from an actual field survey and was performed for location and area purposes only.

and be it further

RESOLVED, and detailed desc

; the survey and plat and accurate y; 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. Longshaw seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Probst Yes

Mr. Longshaw Yes

Mr. Thomas Absent

Adopted the 13th day of August, 2008

Jayne Long Clerk, Board of County Commissioners.

ORC 5553.08

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

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

vacation of a portion of Pease  
T-1359 (West View Drive)  
Public Road

The Board of County Commissioners of Belmont County, Ohio, met

in regular session on the 27<sup>th</sup> day of August, 2008, ~~19~~

at the office of the commissioners with the following members present:

Mr. Thomas

Mr. Probst

Mr. Longshaw

Mr. Probst 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 August 13, 2008, ~~19~~

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

Mr. Thomas seconded the Resolution and the roll being called upon its adoption the vote

resulted as follows:

Mr. Probst, Yes

Mr. Thomas, Yes

Mr. Longshaw, Yes

Adopted the 27<sup>th</sup> day of August, 2008, ~~19~~

Jayne Long  
Clerk, Board of County Commissioners.

Belmont County, Ohio

IMP #1102

VACATION OF PORTION OF WEST VIEW DRIVE T-1359

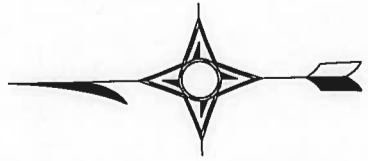
BROOKVIEW TERRACE

CAB A SLIDE 8

PEASE TWP SEC 3 T-6 R-3

BELMONT CO OHIO

FRED F BENNETT BEL CO ENGINEER



NOT TO SCALE



DONALD J & CAROLYN THOMAS  
VOL 800 PG 190

APPROVED BY:

CO. ENGINEER Fred F. Bennett, P.E., P.S.  
 CO. COMMISSIONER Charles R. Probst  
 CO. COMMISSIONER Joseph M. Traylor  
 CO. COMMISSIONER \_\_\_\_\_

ON THIS 13<sup>th</sup> DAY OF August 2008



AREA OF VACATION

RECORDED IN VOL. 164 PG. 865  
BEL CO RECORDER

\*LOT 10 OWNED BY JEFFERY & STEPHANIE JENNETTE  
BY VOL. 746 PG 878

1909

Yard

2.3.1.31 (Mans. S. C. 1909)



Handwritten notes or labels, possibly describing the diagram or the project.

1909

Yard

Handwritten notes or labels.

Handwritten notes or labels.