

ROAD PETITION

For the Vacation of a Road in Union Township,
 Improvement No. _____ Petitioned for by Joseph Meister and Others.

TO THE BOARD OF COMMISSIONERS OF BELMONT COUNTY, OHIO:

The undersigned petitioners resident freeholders of said County, residing in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience requires the

Vacation of a Public Road on the line hereinafter described; and pray that you will institute and order the proper proceedings for said improvement, to-wit: *Beginning* for the same at the south boundary line of the right of way of the B. & O. R. R. Co. and the lands of Joseph & Jacob Meister and Lee Cunnard, in Union Township and continuing in a southwesterly direction through the lands of Jacob and Joseph Meister to the intersection of the road running from Lafferty Ohio, to the Oak Hill School House. Said road, the vacating of which is herein prayed for, being rendered unnecessary for public use, by the opening and use of above mention road running from Lafferty to the Oak Hill School House.

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

PETITIONER'S NAMES	PETITIONER'S NAMES	PETITIONER'S NAMES
Jacob & Jacob Meister	C. O. Branz	Calvin Pollock
T. J. Jordan	Recchia Bros, Donato	Julio Silvestri
Jesse Donner	A. T. Donner	Charles Graham
A. Stanchina	Frank Stranges	Anna Stranges
		and five others

Filed November 22, A. D. 1915

KNOW ALL MEN BY THESE PRESENTS:

That we, Joseph Meister Jesse B. Bethel and R. W. Wiley are held and firmly bound unto the State of Ohio, for the use of Belmont County, in the penal sum of One Hundred Dollars, to the payment of which well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and administrators.

Signed by us and dated at Flushing Ohio, this 20th day of November A. D. 19 15

The conditions of the above obligation are such, that WHEREAS, application has been made by Joseph Meister and others to the Board of Commissioners of the said Belmont County, for the Closing of a public road, on briefly the following line, to-wit:

(For Description of Road see Page 39 this Volume)

THEREFORE if, 1st. The petition be not granted; or if 2nd. The Commissioners shall order a portion of the compensation and damages to be paid by the petitioners, and the petitioners fail to pay same by the time fixed by the Commissioners: Then in either such case the said applicants will pay into the treasury of said County the COSTS AND EXPENSES incurred in the proceedings for said improvement.

ATTEST:

Grace Curtis
H. V. Kirk
Wm. Griffiths

Joseph Meister Petitioner
Jesse B. Bethel
R. W. Wiley Sureties

Filed November 22, A. D. 19 15

St. Clairsville, Ohio, November 22, 1915

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present W. N. Miller, W. R. King, and F. A. Hagedorn Commissioners, and Bert W. Hopkins Auditor and Secretary of the Board, and it appearing that Joseph Meister and others, have filed a petition in the office of the Commissioners of the County, on the 22nd day of November 1915 for the Vacation of a public road, along the following route, to-wit: Beginning

(For Description of Road see Page 39, this Volume)

the same was this day considered by the Commissioners, and it appearing that said petition is regular and in conformity to law, and that the said Joseph Meister has filed herein a bond as required by law. It is ordered that the 14th day of December 1915 at 10:00 o'clock A.M. be fixed as a date to view the same, at which date they will meet at Beginning Point and go over the route of said proposed road.

They also fixed the 31st day of December 1915 at 10:00 o'clock A.M. as the date for final hearing at the office of the County Commissioners at which time it will be considered whether said improvement will be granted, and if granted, a time fixed for hearing claims for compensation and damages.

It is further ordered, that notice of the time and place of both such view and hearing be given by publication once a week for three consecutive weeks in the Flushing News-Advertiser a newspaper published and having a general circulation in the County of Belmont.

Attest:

Bert W. Hopkins
County Auditor.

W. N. Miller

W. R. King

F. A. Hagedorn

Commissioners of Belmont County.

St. Clairsville, Ohio, 19.....

The Board of Commissioners of Belmont County, Ohio, met this day in session,
present and Commissioners
and Auditor and Secretary of the Board and it appearing

St. Clairsville, Ohio, December 14, 1915

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present W. N. Miller, W. R. King, and F. A. Hagedorn Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that in the matter of the Vacation of the public road, petitioned for by Joseph Meister and others, due and proper notice, proof of which is on file in this office, having been given of the time and place of meeting, to view the road petitioned for by Joseph Meister and others, in the ~~Flushing News-Advertiser~~ newspaper of general circulation in said county as required by law, and the former orders of this Board, the commissioners on this 14th day of December 1915 met at the time and place in said notice designated, and did view the route of said proposed road improvement, and considering such improvement to be of sufficient public importance, it is ordered that the County Surveyor, make a plat and survey of the same and report to the Board in writing on or before the 21st day of December 1915 the time set for the hearing, and shall set forth in said report his opinion either for or against the granting of such proposed improvement, accompanied with a statement of the estimated compensation and damages due each person, firm or corporation, whose land is to be taken, if the proposed improvement is established. Such report shall also state the width of said improvement, which shall not be less than 30 feet nor more than 60 feet, and also recommend any changes in the improvement, which in his judgment, should be made.

Attest:

Bert W. Hopkins
County Auditor.

W. N. Miller
W. R. King
F. A. Hagedorn
Commissioners.

SURVEYOR'S REPORT ON ROAD.

Surveyor's Office, Belmont County,

St. Clairsville, Ohio, December 20, 1915

To the Board of Commissioners of Belmont County, Ohio:

Pursuant to your order dated December 14, 1915, I make my report to you as follows in the matter of the Vacation of the public road petitioned for by Joseph Meister and others.

1. My opinion is that the granting of the improvement; but with the following changes, which in my judgment should be made, to-wit:

That the said road as petitioned for should be vacated as named in the petition between the points named.

It has been abandoned and ceased to be of public benefit; excessive grades, poor road bed, subject to heavy snow drifting in winter, No bridge, and dangerous R. R. Crossing of double track. New roads in close proximity have replaced this road, having good grades, and improved surface and more convenient to public travel.

2. The width ~~xxxx~~ ^{to} be Vacated feet include all the land granted in the original right of way of the above road, between the points as mentioned in the petition hereto attached.
3. *Estimated Compensation and Damages, due each person, firm or corporation, (with a * before the name of each minor or other person under disability) to-wit:*

NAME

*AMOUNT
(Written out)*

*AMOUNT
(In figures)*

(N--O--N--O--E)

My plat and survey is also attached hereto.

Respectfully submitted,

Harry E. Rice
County Surveyor.

(For plat of Road see page 48 this Volume)

St. Clairsville, Ohio, December 21, 1915

The Board of Commissioners of Belmont County, Ohio, met this day in special session, present, W. N. Miller, W. R. King and F. A. Hagedorn, Commissioners, and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that this day this matter came on for final hearing, notice of the time and place thereof having been given by publication once a week for three consecutive weeks in the News-Advertiser, a newspaper published and having general circulation in Belmont County, Ohio, and the County surveyor having this day made a report in writing in favor of the granting of such improvement, accompanied with a statement that no compensation or damages are due the land owners through whose land the proposed improvement is to be made or vacation ordered which said report recommended "that the said road as petitioned for should be vacated, as named in the petition between the points named. It has been abandoned and ceased to be of public benefit, excessive grades, poor road-bed, subject to heavy snow drifting in winter, no bridge, dangerous R. R. Crossing of double track, new roads in close proximity have replaced this road" and said board not being fully advised in the premises does hereby defer final action in the above entitled matter until Monday, December 27, 1915, at 10:00 o'clock A. M.

ATTEST

Bert W. Hopkins,
County Auditor.

W. N. Miller

W. R. King

F. A. Hagedorn

Commissioners

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St. Clairsville, Ohio, December 27, 1915 19

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present W. N. Miller, W. R. King, and F. A. Hagedorn Commissioners and Bert W. Hopkins Auditor and Secretary of the Board, and it appearing that in the matter of the Vacation of the Public Road petitioned for by Joseph Meister and others, the same came on to be heard for final hearing on the matter of granting said improvement, on this 27th day of December 1915, and find that notice thereof has been given as provided by law, and the former orders made herein, and after having made a view of said proposed road improvement, and having had the report of the surveyor read, and heard the protests for and against the same, find that said improvement will serve the public convenience and welfare and said improvement is granted, and the same is hereby ordered Vacated

And the 18th day of January 1916 at 1:00 o'clock P.M. is fixed as the date for hearing claims for compensation and damages.

And it is further ordered that the Auditor cause notice in writing to be given to the owner or owners through or upon whose lands said improvement is established, and this matter is adjourned to said date.

Attest: Bert W. Hopkins County Auditor. W. N. Miller, W. R. King, F. A. Hagedorn Commissioners.

St. Clairsville, Ohio, 19

The Board of Commissioners of Belmont County, Ohio, met this day in session, present, and Commissioners and Auditor and Secretary of the Board, and it appearing that in the matter of the of the Public Road petitioned for by and others having given notice in writing of intention to appeal from it is ordered that the amount of appeal bond, the said being, be fixed at \$ (no bond is required of) and upon the filing of such bond the Auditor is directed to make a transcript of the procedure herein, and file the same in the Probate Court of this County.

Attest: County Auditor. Commissioners.

In the Matter of the of a Public Road, Improvement No. Petitioned for by and others.

AS TO FILING APPEAL BOND

appeals from an order of the County Commissioners of Belmont County, Ohio, made at the session, 19, of said Public Road, and has this day filed appeal bond, approved by the County Auditor.

County Auditor.

St. Clairsville, Ohio, January 17 1916

The Board of Commissioners of Belmont County, Ohio, met this day in Special session, present W. N. Miller, W. R. King, and F. A. Hagedorn Commissioners and Bert W. Hopkins, Auditor and Secretary of the Board, and it appearing that in the matter of the Vacation of the public road, Improvement No. petitioned for by Joseph Meister and others, this day this cause came on for hearing in the matter of award of compensation and damages to adjoining landowners and the commissioners find that notice of the time and place of this hearing has been given to all the owners of land taken for such improvement or abutting thereon, as provided by law, and the former orders herein. That after hearing all applications for compensation and damages filed herein, and considering all claims of minors and those under disabilities, in the judgment of the commissioners there is awarded and due to the following persons the sums respectively opposite their names.

.....	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....
(N- 0 -N-E)	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....
.....	Compensation	\$.....	Damages	\$.....

The Commissioners further find and are of the opinion that said improvement is.....of sufficient importance to the public for all of the Compensation and Damages to be paid from the County Treasury.

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It is further ordered that a record of the proceedings and the plat and survey be entered upon the road records of this County.

It is further ordered that upon the compensation and award being paid to the owners as above herein ordered, that the public road described as follows:

(For Description of Road see Surveyor's report and Plat Page 46 & 48 this Volume)

be

Attest:
Bert W. Hopkins
County Auditor.

W. N. Miller
W. R. King
F. A. Hagedorn
Commissioners.

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