

PUBLIC ROAD PETITION No. 652

Bridgeport

Ohio, May 20, 1963

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 Vacation of Part of 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 is the general route and termini of said road:

Beginning at an Iron Pin on the Southeast Corner of Lot No. 20 where Main Street intersects a 35 Foot Street in Bruesville; Thence N. 10°-59' W. 161.95 Feet; Thence S. 87°-34' E., 35.97 Feet; Thence S. 10°-59' E. 152.1 Feet to the Southwest Corner of Lot No. 25; Thence S.W. about 35 Feet to the Place of Beginning. Being a part of Main Street in the Allotment of Bruesville, in Pease Township, Belmont County, Ohio.

Dated this 27th day of May, A. D. 1963.

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
Lawrence J. Zani	Bridgeport S. D. Pease Township
Geo. W. Dayton	Bridgeport S. D. Pease Township
Alex Paris	Bridgeport S. D. Pease Township
Caroline Paris	Bridgeport S. D. Pease Township
Edward A. Zani	Bridgeport S. D. Pease Township
Josephine Zani	Bridgeport S. D. Pease Township
Joseph M. Strauss	Bridgeport S. D. Pease Township
Joseph Ebli	Bridgeport S. D. Pease Township
Louis B. Kwais	Bridgeport S. D. Pease Township
Daniel Perko	Bridgeport S. D. Pease Township
August Ossena	Bridgeport Ohio 1198 Natl. Rd. S. D. Pease Tup.
Louis B. Dvorecik	Bridgeport, Ohio 1125 N. R.
Frank Ledvinka	Bridgeport Ohio S. D. Pease Tup.
Frank Hochevar	Bridgeport Ohio Pease Tup.
Elna M. Sincavich	Bridgeport Ohio Pease Tup.
Steve Schlog	1212 Natl. Rd. Bridgeport, O. Pease Tup.
John Straus	1200 Natl. Rd. Bridgeport, O. Pease Tup.
	1065½ Natl. Rd., Bridgeport, Ohio

State of Ohio, County of Belmont:
William J. Gasper, being duly sworn, deposes and says that he is the circulator of the foregoing petition containing 17 names; that said signatures were written in his presence and are the signatures of the persons whose signatures they purport to be

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

IN THE MATTER OF THE

Vacation

of

Public Road.

Office of County Commissioners,

Belmont County, Ohio

Imp. #652 - Pease Twp.

Petitioned for by Laurence J. Zani

and others.

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

on the 22nd day of May, 1963, at the office of County Commissioners

with the following members present:

Louis Salvador

Austin C. Furbee

Wm. H. Dorsey

Mr. Dorsey 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 Public Road as described therein; therefore, be it

RESOLVED, That the 3rd day of July, 1963, at 2 o'clock P.M., be fixed as the date when

we will view the proposed improvement, on which date we will meet at the commencing point of said vacation

and go over the line of said proposed improvement; and be it further

RESOLVED, That the 10th day of July, 1963, at 2 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 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 St. Clairsville Gazette

a newspaper published and having general circulation in the County, which said notice shall also state briefly the character of said proposed improvement.

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

resulted as follows:

Mr. Salvador Yes

Mr. Furbee Yes

Mr. Dorsey Yes

Adopted the 22nd day of May, 1963

Geneva Beck

Commissioners Journal
Vol. 40 Pg. 338 View Had

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE

Vacation of a part of Main St.
in the Allotment of Bruesville
Public Road.

Pease Twp., petitioned for
by Laurence J. Zani, et al

Office of County Commissioners

Belmont County, Ohio

Improvement # 652

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

on the 10th day of July, 19 63, at the office of County Commissioners

with the following members present:

Louis Salvador

Austin C. Furbee

Wm. H. Dorsey

Mr. Dorsey moved the adoption of the following Resolution:

WHEREAS, On the 3rd day of July, 19 63, 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 17th day of July, 19 63, 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. Furbee seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Salvador Yes

Mr. Furbee Yes

Mr. Dorsey Yes

Adopted the 10th day of July, 19 63

Geneva Beck

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

Vacation of a part of Main St.,
in the Allot. of Bruesville
Public Road.

Pease Twp., petitioned for by
Laurence J. Zanni, et al

County Engineer's Office,

Belmont County, Ohio.

July 17, 1963

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

The undersigned in obedience to your order dated July 10th, 1963, proceeded on the 15th day of July, 1963, 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 vacation ~~improvement~~ should 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:

[Signature]

RESOLUTION—GRANTING PROPOSED IMPROVEMENT
Commissioners Journal Vol. 40 Pg. 351 ORDERING RECORD, ETC.

IN THE MATTER OF THE

Office of County Commissioners,

Vacation of

Belmont County, Ohio

Lawrence J. Zani

Public Road.

Imp. # 652

Pease Township

The Board of County Commissioners of Belmont County, Ohio, met in Special session
on the 17 day of July, 19 63, at the office of County Commissioners
with the following members present:

Louis Salvador

Austin C. Furbee

Wm. H. Dorsey

Salvador

Mr. Salvador 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 Commissioners do find said improvement will serve the public convenience and welfare; and be it further RESOLVED and determined to proceed with said improvement, it being the opinion of this Board of County Commissioners that the improvement is of sufficient importance to the public to cause the compensation and damages on account thereof to be paid to the persons entitled thereto out of the County Treasury, and such method of payment of compensation and damages is hereby ordered; 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 _____, 19____ 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 Vacated

~~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 4th day of Sept., 19 63, at 11:00 o'clock A. M., at the office of this Board, be and the same are hereby fixed as the time and place for hearing of such claims for compensation and damages as may be filed in writing with the Clerk of this Board on or before said date; and be it further

RESOLVED, That notice of the time and place of such hearing be given by the County Engineer or his Deputy or Assistant, and the Clerk of this Board, as required by law; and be it further

RESOLVED, That this cause be and the same is hereby continued to said date above fixed.

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

- Mr. Salvador Yes
- Mr. Furbee Yes
- Mr. Dorsey Yes

Adopted the 17th day of July, 19 63

Comm. Jt. Vol. 41 Pg. 188

NO

RESOLUTION—AWARDING/COMPENSATION AND DAMAGES

IN THE MATTER OF THE

Vacation of

a

Public Road.

in Pease Township, petitioned for by Lawrence J. Zani, et al

Office of County Commissioners,

Belmont County, Ohio.

Improvement No. 652

The Board of County Commissioners of Belmont County, Ohio, met in Special session on the 30th day of Sept., 1964, at the office of County Commissioners with the following members present:

- Wm. H. Dorsey
Austin C. Furbee
Louis Salvador

Mr. Furbee moved the adoption of the following Resolution:

WHERSAS, 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:

None

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:

None

be and the same is hereby established.

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

- Mr. Dorsey Yes
Mr. Salvador Yes
Mr. Furbee Yes

Adopted the 30 day of Sept., 1964

Geneva Beck