

PUBLIC ROAD PETITION #654

R#2 Barnesville, Ohio, June 11, 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 Vacating of Township Road # T-168 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 County Road #114, thence East over what is known as Township Road #168, this connects with Township Road #712, with exception of 0.23 mile East end of Township Road #168 at Township Road 712

This Road has not been in use for around thirty (30) years except 0.23 mile above

Commissioners Journal Vol. 40 Pg. 340

Dated this 8th day of July, A. D. 1963

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Lists names like Floyd G. Morris, Dorothy A. Morris, Wm D. Smith, Elizabeth Smith, Harley Thomas, Ruth Thomas, James Stephens, Mary Stephens, Zilpha M. Stephens, John Stephens, Frances E. Thomas, Ford Thomas and their corresponding taxing districts, all of which are Kirkwood Twp.

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.

Petitioned for by Floyd G. Morris

, and others.

Office of County Commissioners,

Belmont County, Ohio

(Kirkwood Twp.)

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

on the 8th day of July, 1963, at the office of County Commissioners

with the following members present:

Louis Salvador

Austin C. Furbee

Wm H. Dorsey

Mr. Salvador 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 4th day of Sept., 1963, at 2:00 o'clock P.M. (D.S.T.) be fixed as the date when we will view the proposed improvement, on which date we will meet at the commencing point of said proposed vacation

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

RESOLVED, That the 11th day of Sept., 1963, at 11:00 o'clock A.M. (D.S.T.) 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 8th day of July, 1963

Geneva Beck

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE

Vacation
of
Public Road.
Petitioned for by Floyd G. Morris
et al

Office of County Commissioners

Belmont County, Ohio
(Kirkwood Twp)

The Board of County Commissioners of Belmont County, Ohio, met in special session
on the 11th day of July, 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:

Commissioners Journal Vol. 40 Pg. 384 View Had

WHEREAS, On the 4th day of Sept., 1963, 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 25th day of Sept., 1963, 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. Salvador 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 11th day of Sept., 1963

Geneva Beck

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

Vacation

of

Public Road.

Pet. for by Floyd G. Morris et al

County Engineer's Office,

Belmont County, Ohio.

Sept. 23, 19 63

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

The undersigned in obedience to your order dated Sept. 11, 19 63, proceeded on the 13th day of Sept. 19 63, 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 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 vacation describing therein the center line and right of way lines follows:

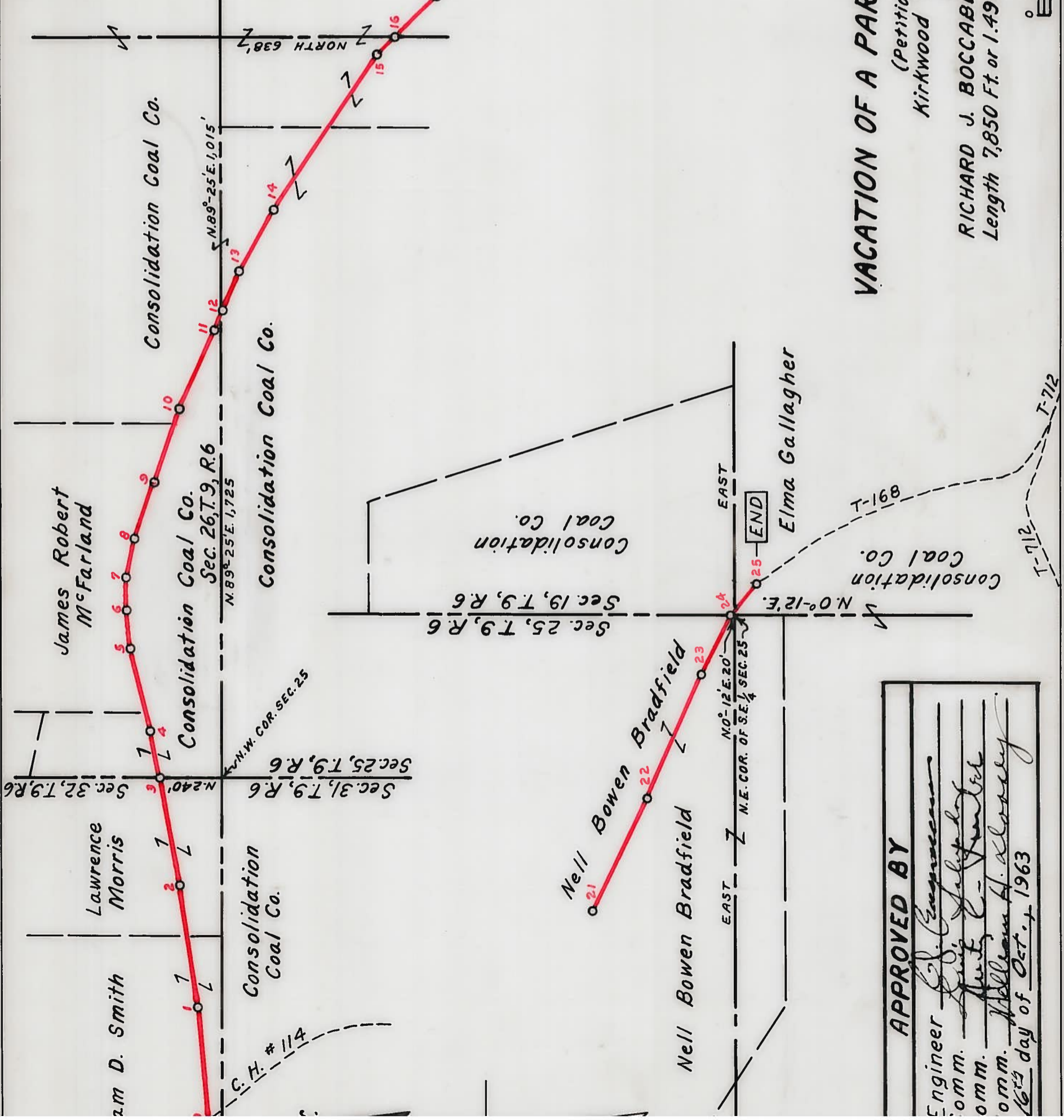
" See attached plat "

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:

P. L. Brown

0-1	N. 85°-10' E.	425'
1-2	N. 81°-15' E.	455'
2-3	N. 79°-25' E.	405'
3-4	N. 79°-25' E.	175'
4-5	N. 75°-45' E.	320'
5-6	N. 83°-10' E.	140'
6-7	N. 89°-30' E.	120'
7-8	S. 80°-10' E.	150'
8-9	S. 70°-30' E.	215'
9-10	S. 71°-25' E.	290'
10-11	S. 65°-25' E.	320'
11-12	S. 67°-00' E.	75'
12-13	S. 67°-35' E.	160'
13-14	S. 61°-00' E.	260'
14-15	S. 56°-30' E.	690'
15-16	S. 44°-30' E.	90'
16-17	S. 44°-30' E.	225'
17-18	S. 43°-30' E.	625'
18-19	S. 47°-00' E.	535'
19-20	S. 51°-15' E.	315'
20-21	S. 52°-00' E.	500'
21-22	S. 63°-50' E.	460'
22-23	S. 66°-15' E.	500'
23-24	S. 63°-35' E.	250'
24-25	S. 51°-00' E.	150'

Begin
End

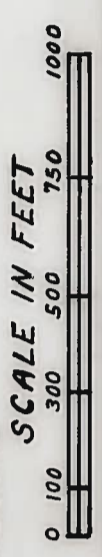


VACATION OF A PART OF THE TOWNSHIP ROAD T-168

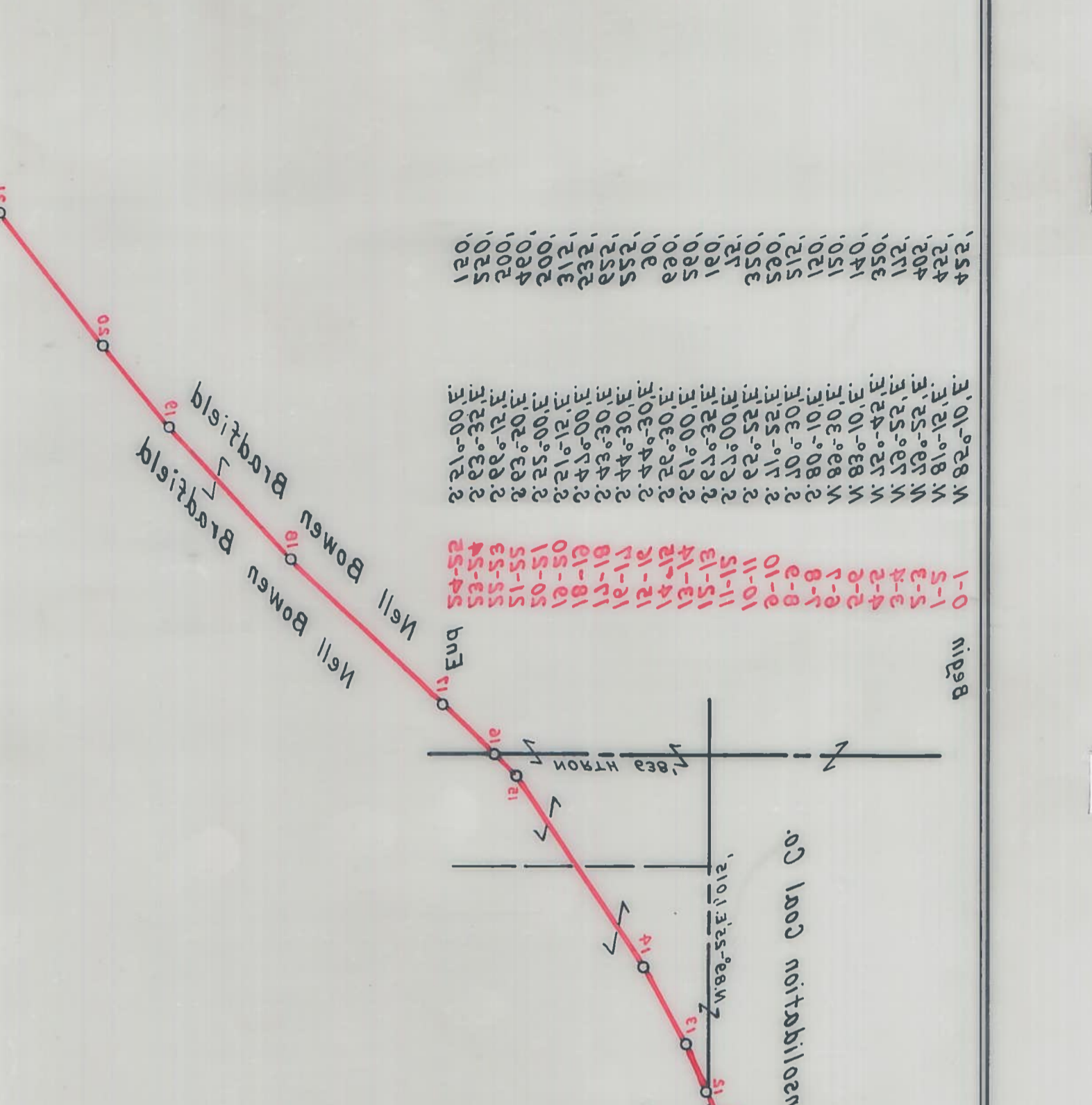
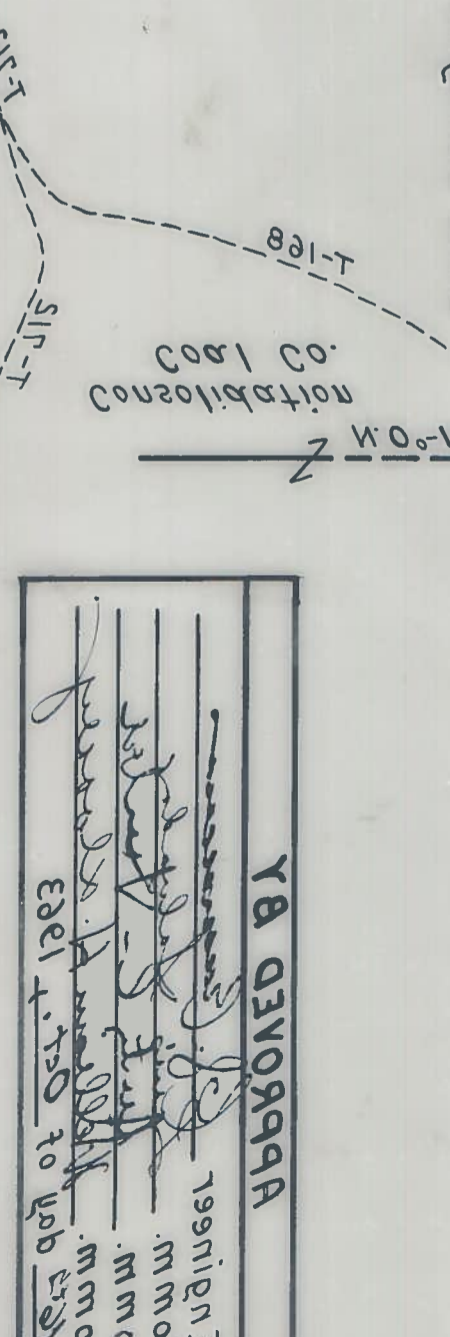
PETITION No. 654

(Petitioned for by Floyd Morris et al)
 Kirkwood Twp. Secs. 19, 25, 26, & 32, T. 9, R. 6
 Belmont County, Ohio
 COUNTY ENGINEER
 Sept. 1963

APPROVED BY
 Engineer *[Signature]*
 Comm. *[Signature]*
 Comm. *[Signature]*
 Comm. *[Signature]*
 16th day of Oct., 1963



РЕГИСТРАЦИЯ НА ПЛАНЪТА
 ЗА ДАТАТА НА ПОСЛЕДНОТО ИЗПЪЛНЕНИЕ
 НА ПЛАНА ЗА НАСЛОВЕНАТА РАБОТА
 ВЪЗЛЪЖАВАТЕЛНИТЕ ЛЮДЕ
 РИЧАРД У. ВОССАВЕЛТА
 ДИНАМИК
 КОМПАНИИ
 СЪЩО И
 (ЛЪТЪ СЪЩО И ВЪЗЛЪЖАТЕЛНИТЕ ЛЮДЕ)
 Д.А. ЕТ, СЪЩО И СЪЩО И СЪЩО И СЪЩО И
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Point	Coordinates (Easting, Northing)
15	150, 1025
14	150, 1024
13	150, 1023
12	150, 1022
11	150, 1021
10	150, 1020
9	150, 1019
8	150, 1018
7	150, 1017
6	150, 1016
5	150, 1015
4	150, 1014
3	150, 1013
2	150, 1012
1	150, 1011

APPROVED BY

DATE OF THIS PLAN
 1928

RESOLUTION—GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE

Office of County Commissioners,

Vacation of

Belmont County, Ohio

Floyd G. Morris
Public Road.

Kirkwood Twp.

The Board of County Commissioners of Belmont County, Ohio, met in special session on the 25 day of Sept, 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, 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; there fore, 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 improve- ment 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 16th day of October, 1963, at 11 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. <u>Salvador</u>	<u>Yes</u>
Mr. <u>Furbee</u>	<u>Yes</u>
Mr. <u>Dorsey</u>	<u>Yes</u>

Adopted the 25 day of Sept., 1963

~~RESOLUTION—AWARDING~~ ^{NO} ~~COMPENSATION AND DAMAGES~~

IN THE MATTER OF THE

Office of County Commissioners,

Vacation of
Floyd G. Morris
Public Road.

Belmont County, Ohio.

Kirkwood

The Board of County Commissioners of Belmont County, Ohio, met in special session on the 2nd st. day of October ~~1962~~, 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, 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 mine and those under legal disabilities; therefore, be it~~ ^{finds that no claims have been filed, no allowances were made} and said improvement

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:

~~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. Salvador seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows: Commissioners Journal Vol. 40 Pg. 431

Mr. Salvador Yes

Mr. Furbee Yes

Mr. Dorsey Yes

Adopted the 16th day of October, 19 63

Geneva Beck

Wm. Lillenthal & Sons, Cambridge, O.—47033

IN THE MATTER OF THE VACATION OF
CERTAIN PORTIONS OF CERTAIN TOWNSHIP
ROADS, IN SOMERSET TOWNSHIP. - IMP. 654A.

MR. FURBEE MOVED THE ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, THE COUNTY ENGINEER OF THIS COUNTY HAS RECOMMENDED THE VACATION OF CERTAIN PORTIONS
OF CERTAIN TOWNSHIP ROADS, IN SOMERSET TOWNSHIP, AS FOLLOWS, TO-WIT:

ST. CLAIRSVILLE, OHIO
AUGUST 7, 1963.

BOARD OF COUNTY COMMISSIONERS
BELMONT COUNTY
ST. CLAIRSVILLE, OHIO

RE: ROAD VACATION
NEW BARNESVILLE RESERVOIR
SOMERSET TOWNSHIP

GENTLEMEN:

DUE TO THE CONSTRUCTION OF A RESERVOIR BY THE VILLAGE OF BARNESVILLE
IN THE SLOPE CREEK AREA OF SOMERSET TOWNSHIP, THE PUBLIC CONVENIENCE AND
WELFARE NECESSITATES THE VACATION OF THE HEREINAFTER DESCRIBED TOWNSHIP
ROADS, OR PORTIONS THEREOF, IN SOMERSET TOWNSHIP.

T-10 (PART)

BEING IN SECTION 16, TOWNSHIP 7, RANGE 6, SOMERSET TOWNSHIP AND BEGINNING
FOR SAID VACATION AT THE THE INTERSECTION OF TOWNSHIP ROAD No T10 WITH THE
SOUTH LINE OF THE NORTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION, SAID
POINT BEING ALSO A SOUTH PROPERTY LINE OF ALBERT E. SCHAFER; THENCE SOUTHERLY
THROUGH LANDS OWNED BY THE VILLAGE OF BARNESVILLE TO THE INTERSECTION OF T-24
AND BEING APPROXIMATELY 700 FEET IN LENGTH.

T-12 (PART)

BEGINNING AT THE INTERSECTION OF SOMERSET TOWNSHIP ROAD No. T-12 WITH
THE WEST LINE OF SECTION 16, TOWNSHIP 7, RANGE 6, THENCE IN A SOUTHEASTERLY
DIRECTION OVER LANDS OWNED BY THE VILLAGE OF BARNESVILLE, THROUGH SECTIONS
16, 15, AND EXTENDING INTO SECTION 9, A DISTANCE OF APPROXIMATELY 1730 FEET
TO A POINT WHERE A PROPERTY LINE OF SAID VILLAGE INTERSECTS SAID ROAD ON THE
RIGHT SIDE THEREOF AND BEING IN TOTAL LENGTH APPROXIMATELY 8,500 FEET.

T-24 (PART)

BEGINNING IN SECTION 22, TOWNSHIP 7, RANGE 6, AT THE EASTERN END OF A
PREVIOUSLY VACATED PORTION OF SOMERSET TOWNSHIP ROAD No. T-24 AS RECORDED IN
ROAD RECORD 12, PAGE 386, AT A POINT IDENTIFIED AS STATION 20-A THEREIN, SAID
POINT BEING ON A WEST PROPERTY LINE OF WILLIAM L. , JESSE H., AND JOHN R.
SULLIVAN, AND SAID POINT BEING ALSO THE INTERSECTION T-24 WITH THE WEST LINE
OF THE EAST HALF OF THE NORTHEAST QUARTER OF SAID SECTION 22, THENCE IN A
SOUTHEASTERLY DIRECTION THROUGH THE LANDS OF SAID SULLIVANS AND THROUGH LAND
BELONGING TO THE VILLAGE OF BARNESVILLE IN SECTION 16, TOWNSHIP 6, RANGE 4,
TO THE JUNCTION OF T-12 AND BEING APPROXIMATELY 4,500 FEET IN LENGTH.

T-515 (ALL)

BEING IN SECTION 16, TOWNSHIP 7, RANGE 6, AND BEGINNING FOR THE SAME
AT THE JUNCTION OF SOMERSET TOWNSHIP ROAD No. T-515 WITH COUNTH HIGHWAY No. 126,
THENCE THROUGH LANDS OWNED BY THE VILLAGE OF BARNESVILLE IN A SOUTHERLY
DIRECTION TO THE JUNCTION OF T-12 AT THE SOUTHEAST CORNER OF SAID SECTION 16,
AND BEING APPROXIMATELY 4,300 FEET IN LENGTH.

T-548 (PART)

BEING IN SECTION 15, TOWNSHIP 7, RANGE 6, AND BEGINNING FOR THE SAME
AT THE JUNCTION OF SOMERSET TOWNSHIP ROAD No. 5-548 WITH T-12, THENCE THROUGH
LANDS OWNED BY THE VILLAGE OF BARNESVILLE IN A SOUTHERLY DIRECTION TO A
SOUTH PROPERTY LINE OF SAID VILLAGES WHICH IS ALSO A NORTHERLY PROPERTY
LINE OF THURZA MAYBERRY, AND BEING APPROXIMATELY 700 FEET IN LENGTH.

REQUEST IS HEREBY MADE THAT YOU INSTITUE PROPER PROCEEDINGS TO VACATE
SAID ROADS AS AFORESTATED.

RESPECTFULLY,

R. J. BOCCABELLA
BELMONT COUNTY ENGINEER

RJB:MR

THEREFORE, BE IT RESOLVED, THAT THE 4TH DAY OF SEPTEMBER, 1963, AT 3:00 OCLOCK P. M.
(DST), BE FIXED AS THE DATE WHEN WE WILL VIEW THE PROPOSED VACATIONS, ON WHICH DATE WE WILL
MEET AT THE COMMENCING POINT OF SAID PROPOSED VACATIONS AND GO OVER THE LINE OF SAID PROPOSED

Wm. Lillenthal & Sons, Cambridge, O.—47033

VACATIONS; AND BE IT FURTHER

RESOLVED, THAT THE 11TH DAY OF SEPTEMBER, 1963, AT 11:30 O'CLOCK A. M. (DST), BE FIXED AS THE DATE FOR FINAL HEARING THEREOF, WHICH HEARING WILL BE AT THE OFFICE OF THE BOARD, IN THE COURTHOUSE, ST. CLAIRSVILLE, OHIO; AND BE IT FURTHER

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 ST. CLAIRSVILLE GAZETTE, A NEWSPAPER PUBLISHED AND HAVING A GENERAL CIRCULATION IN THE COUNTY, WHICH SAID NOTICE SHALL ALSO STATE BRIEFLY THE CHARACTER OF SAID PROPOSED IMPROVEMENT.

MR. DORSEY 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 7TH DAY OF AUGUST, 1963.

Commissioners Journal Vol. 40 Pg. 368