

Commissioners Journal  
Vol. 40 Pg. 529

**PUBLIC ROAD PETITION No. 659**  
Rev. Code, Sec. 5553.04

St. Clairsville, \_\_\_\_\_, Ohio, January 8, 1964

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 Establishment and Construction of a new portion of No. T. 371 a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for establishing 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 a point in the center line of Belmont County road No. 10 and situated in Section No. 27, T. 9, R. 5, Flushing Township, Belmont County, Ohio. This same beginning point referenced as follows, N. 87°-33'-10" W, 3,428.56 feet from the northeast corner of Section No. 27; thence at 90° thereto S. 2°-26'-50" W, 2,307.73 feet to the place of beginning, thence the following courses and distances along the center line of a sixty (60) foot right of way: 1. N. 70°-12'-10" W. 53.14 feet; 2. N. 58°-15'-40" W. 59.97 feet; 3. N. 50°-40'-20" W. 60.53 feet; 4. N. 49°-58'-30" W. 45.09 feet; 5. N. 39°-57'-25" W. 48.27 feet; 6. N. 25°-56'-35" W. 41.15 feet; 7. N. 19°-13'-50" W. 45.54 feet; 8. N. 10°-33'-45" W. 41.51 feet; 9. N. 7°-03'-20" W. 115.93 feet; 10. N. 1°-13'-00" W. 54.15 feet; 11. North 50.00 feet; 12. N. 9°-05'-25" E. 50.64 feet; 13. N. 13°-29'-40" E. 51.42 feet; 14. N. 18°-46'-35" E. 55.98 feet; 15. N. 19°-08'-00" E. 51.86 feet; 16. N. 20°-33'-20" E. 51.26 feet; 17. N. 28°-22'-10" E. 56.82 feet; 18. N. 41°-11'-10" E. 53.15 feet; 19. N. 45°-03'-10" E. 75.08 feet; 20. N. 46°-44'-45" E. 143.87 feet; 21. N. 47°-29'-35" E. 206.96 feet; 22. N. 53°-45'-05" E. 1266.44 feet; 23. N. 57°-02'-20" E. 51.46 feet; 24. N. 37°-07'-00" E. 46.40 feet; 25. N. 31°-53'-30" E. 53.00 feet; 26. N. 31°-53'-50" E. 53.27 feet; 27. N. 22°-14'-25" E. 123.96 feet; 28. N. 22°-46'-20" E. 116.02 feet; to the terminus of this description. This same point being in the north line of Section No. 27, the boundary between Belmont County and Harrison County, and being 2,107.92 feet from the northeast corner of Section No. 27.

This new established road has been constructed at the sole expense of Consolidation Coal Company and approved by the Board of Trustees of Flushing Township, Belmont County, Ohio. The length of petitioned newly established portion of T. 371, is 3,122.87 feet more or less (0.59 mi) all in Section 27, Flushing Township (T. 9), Range 5, Belmont County, Ohio

Dated this 15<sup>th</sup> day of January, A. D. 1964

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
Consolidation Coal Company By Russell McHugh, Agent	Flushing Township

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

Commissioners Journal  
Vol. 40 Pg. 529

IN THE MATTER OF THE  
Establishment of

Office of County Commissioners,  
Belmont County, Ohio

Public Road.

Petitioned for by Consolidation Coal Co., by R.  
Mc Hugh, Agt., and others.

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

on the 15th day of January, 1964, at the office of County Commissioners

with the following members present:

Wm. H. Dorsey

Austin C. Furbee

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 establish a new portion

of T. 371 Public Road as described therein; therefore, be it

RESOLVED, That the 29th day of Jan., 1964, at 2 o'clock P.M. (EST), be fixed as the date when

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

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

RESOLVED, That the 5th day of Feby., 1964, at 11 o'clock A.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. Dorsey Yes

Mr. Furbee Yes

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

Adopted the 15th day of Jan., 1964

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

Commissioners Journal Vol. 40 Pg. 544  
Jan 29, 1964 View Postponed to Feb. 3, 1964  
2: P. M. (EST) Jan. 29, 1964 Furbee, Dorsey  
Geneva Beck—Clerk

ORDER TO COUNTY ENGINEER

Commissioners Journal Vol. 40 Pg. 550

IN THE MATTER OF THE

Establishment of a portion  
of  
Public Road.

T-371, in Flushing Township, Petitioned for  
by Consolidation Coal Co., et al

Office of County Commissioners

Belmont County, Ohio

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

on the 3rd day of February, 1964, at the office of County Commissioners

with the following members present:

W. H. Dorsey

Austin C. Furbee

Louis Salvador

Mr. Dorsey moved the adoption of the following Resolution:

WHEREAS, On the 3rd day of February, 1964, 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 5th day of February, 1964, 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. Dorsey Yes

Mr. Furbee Yes

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

Adopted the 3rd day of February, 1964

Geneva Beck

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

Establishment

Public Road.

Pet. by Consolidation Coal Co.

by R. McHugh, Agt.

County Engineer's Office,

Belmont County, Ohio.

Feb. 5, 1964

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

The undersigned in obedience to your order dated Feb. 3, 1964, proceeded on the 4th day of Feb., 1964, 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.

The width to which said improvement should be opened is 60 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 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:

R. G. ...

RESOLUTION—GRANTING PROPOSED IMPROVEMENT

ORDERING RECORD, ETC.

Commissioners Journal Vol. 40 Pg. 560

IN THE MATTER OF THE

Establishment of Portions of

Flushing Twp. Road T-371

Public Road.

petitioned for by Consolidation

Coal Co. et al., Imp. #659

Office of County Commissioners,

Belmont County, Ohio

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

on the 5th day of February, 1964, at the office of County Commissioners with the following members present:

Dorsey

Furbee

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; 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 lands 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 established 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

60 (sixty) 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 26th day of February, 1964, at 10:30 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. Dorsey Yes

Mr. Furbee Yes

Mr.

Adopted the 5th day of February, 1964

NO

RESOLUTION—AWARDING/COMPENSATION AND DAMAGES

Commissioners Journal Vol. 40 Pg. 580

IN THE MATTER OF THE

Office of County Commissioners,

Establishment of a new

Belmont County, Ohio.

portion of Public Road T-371

Public Road.

petitioned for by Consolidation

Coal Co., et al., Imp. # 659

The Board of County Commissioners of Belmont County, Ohio, met in Special session on the 26th day of February, 1964, at the office of County Commissioners with the following members present:

Wm. H. Dorsey

Austin C. Furbee

Louis Salvador

Mr. Salvador 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 minors and those under legal disabilities; therefore, be it

NO

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:

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:

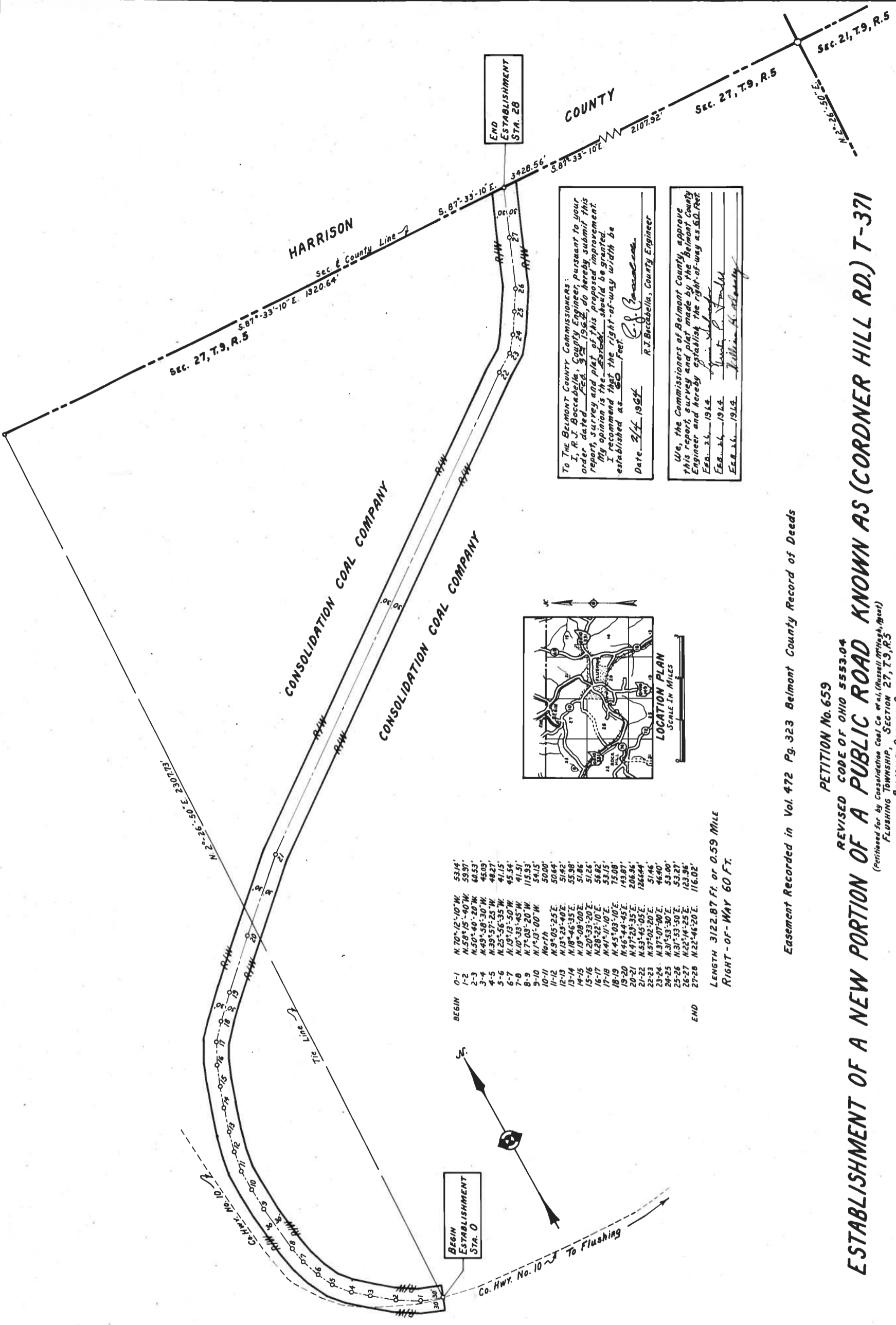
(See Plat)

be and the same is hereby established.

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

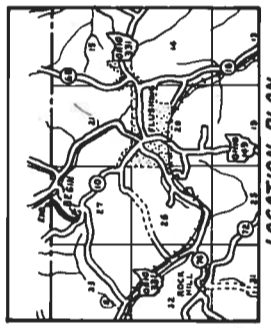
Mr. Wm. H. Dorsey Yes
Mr. Austin C. Furbee Yes
Mr. Louis Salvador Yes

Adopted the 26th day of February, 1964.



BEGIN	BEARING	DISTANCE	END
0-1	N. 70° 12' 10" W.	53.14'	
1-2	N. 59° 15' 40" W.	59.97'	
2-3	N. 50° 40' 20" W.	60.53'	
3-4	N. 49° 58' 30" W.	45.03'	
4-5	N. 39° 57' 25" W.	48.27'	
5-6	N. 25° 56' 35" W.	41.15'	
6-7	N. 19° 13' 50" W.	45.54'	
7-8	N. 10° 33' 45" W.	41.51'	
8-9	N. 7° 03' 20" W.	115.93'	
9-10	N. 7° 13' 00" W.	54.15'	
10-11	N. 7° 05' 25" E.	50.00'	
11-12	N. 9° 05' 25" E.	50.64'	
12-13	N. 13° 24' 40" E.	51.42'	
13-14	N. 18° 46' 35" E.	55.98'	
14-15	N. 18° 08' 00" E.	51.86'	
15-16	N. 20° 33' 20" E.	51.26'	
16-17	N. 28° 22' 10" E.	56.82'	
17-18	N. 41° 11' 10" E.	53.15'	
18-19	N. 45° 03' 10" E.	75.08'	
19-20	N. 46° 44' 45" E.	143.87'	
20-21	N. 47° 29' 35" E.	206.96'	
21-22	N. 53° 45' 05" E.	126.44'	
22-23	N. 57° 02' 20" E.	51.46'	
23-24	N. 37° 07' 40" E.	63.00'	
24-25	N. 31° 53' 30" E.	53.27'	
25-26	N. 23° 14' 25" E.	123.96'	
26-27	N. 22° 46' 20" E.	116.02'	
27-28			

LENGTH 3122.87 FT. OR 0.59 MILE  
RIGHT-OF-WAY 60 FT.



To THE BELMONT COUNTY COMMISSIONERS:  
I, R. J. BOCCABELLA, County Engineer, pursuant to your order dated FEB. 24, 1964, do hereby submit this report, survey and plat of this proposed improvement. My opinion is the desired should be granted. I recommend that the right-of-way width be established as 60 feet.  
Date 2/4 1964  
R. J. Boccabella, County Engineer

We, the Commissioners of Belmont County, approve this report, survey and plat made by the Belmont County Engineer and hereby establish the right-of-way as 60 feet.  
FEB. 24, 1964  
FEB. 24, 1964  
FEB. 24, 1964

Easement Recorded in Vol. 472 Pg. 323 Belmont County Record of Deeds

PETITION No. 659  
REVISED CODE OF OHIO 5553.04  
**ESTABLISHMENT OF A NEW PORTION OF A PUBLIC ROAD KNOWN AS (CORDNER HILL RD.) T-371**  
(Petitioned for by Consolidation Coal Co. et al. (Russell, Griffith, West))  
FLUSHING TOWNSHIP, SECTION 27, T.9, R.5  
BELMONT COUNTY, OHIO  
FEBRUARY 1964  
RICHARD J. BOCCABELLA COUNTY ENGINEER



