

PUBLIC ROAD PETITION 688

Belmont County, Ohio, March 17, 1969

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 a 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 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 Southwest corner of Lot 80 as recorded in Plat Book 6, Page 8, of Belmont County Record of Plats, said corner is also the intersection of the East Line of Willow Avenue and the North line of Boyd Avenue; thence along the said East Line of Willow Avenue North 18°-00' West, 69.47 feet to a point in the South Limited Access Line of Interstate 70; thence along the said South Line South 72°-00' West, 50.00 feet to a point in the West Line of Willow Avenue; thence along the West Line of Willow Avenue South 18°-00' East, 69.47 feet to a point which is the intersection of the West Line of Willow Avenue and the North Line of Boyd Avenue; thence along the North Line of Boyd Avenue North 72°-00' East, 50.00 feet to the place of beginning. Containing 0.08 Acres more or less.

Commissioners Journal Vol. 43, Pg. 459

Dated this 17th day of March, A. D. 1969

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
Mrs. George Souillard Jr.	Boydsville, Ohio
Mrs. William Berus	Boydsville, Ohio
Mr. William W. Rouse	Boydsville, Ohio
Mrs. Louis Gorence	Boydsville, Ohio
Ed Bettem	
James Kosik	Boydsville, Ohio
Rose Pintarich	
Mrs. Andrew Glivar	Boydsville, Ohio
Mary Zeik	Boydsville, Ohio
Angela Kusic	Boydsville, Ohio
M. Pattochar	" "
William W. Mullen	Boydsville, Ohio
Alfred Bradar	Boydsville, Ohio
Mrs. Mary Rostovich	Boydsville, Ohio
Edward Koler	Boydsville, Ohio

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

IN THE MATTER OF THE

^{a part of} Vacation of Willow Avenue, Pease

Township

Public Road.

Petitioned for by Mrs. George Souillard, Jr.

, and others.

Office of County Commissioners,

Belmont County, Ohio

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

on the 26th day of March, 1969, at the office of the County Commissioners

with the following members present:

A. J. Sargus

Earnest C. Loy

W. Dorsey

Mr. Loy 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 part of a Public Road as described therein; therefore, be it

RESOLVED, That the 21st day of April, 1969, at 9:00 o'clock A. M., be fixed as the date when

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

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

RESOLVED, That the 23rd day of March, 1969, at 8:15 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 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 Martins Ferry 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. Dorsey seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Sargus Yes

Mr. Loy Yes

Mr. Dorsey Yes

Adopted the 26th day of March, 1969

T. + K. 100

ROAD NOTICE **PUBLIC ROAD**
(BY PUBLICATION)
 Rev. Code, Sec. 5553.05

Notice is hereby given that there is before the Board of County Commissioners of Belmont County, Ohio, the matter of vacation of a part of a Public Road on the line hereinafter described, known as ~~the~~ Willow Avenue, ~~Road~~, the general route and termini of which Road are as follows: Beginning at the southwest corner of Lot 80 as recorded in Plat Book 8, Page 6, of Belmont County Record of Plats, said corner is also the intersection of the East Line of Willow Avenue and the North line of Boyd Avenue; thence along the said East Line of Willow Avenue North 18° 00' West, 69.47 feet to a point in the South Limited Access Line of Interstate 70; thence along the said South Line South 72° 00' West, 50.00 feet to a point in the West Line of Willow Avenue; thence along the West Line of Willow Avenue South 18° 00' East, 69.47 feet to a point which is the intersection of the West Line of Willow Avenue and the North Line of Boyd Avenue; thence along the North Line of Boyd Avenue North 72° 00' East, 50.00 feet to the place of beginning. Containing 0.08 acres more or less.

Said Board of County Commissioners has fixed the 21st day of April 19 69 , at 9:00 o'clock A. M., as the date when and commencing point as the place where said Board will view the proposed improvement, and has also fixed the 23rd day of April 1969 , at 8:15 o'clock P.M., at their office in the Court House of said County, in St. Clairsville, Ohio, as the time and place for the final hearing on said proposed improvement.

By Order of the Board of County Commissioners,
 Belmont County, Ohio.

Janet K. Loy Clerk.

(Times Leader: Please publish once a week for two consecutive weeks.)

1. "locating," "establishing," "altering," "widening," "straightening," "vacating," or "changing the direction of."
 2. Insert "a part of," if so.
 3. Here set forth the general route and termini of the Road, or part thereof, to be located, established or vacated, or the general manner in which such Road is to be altered, widened, straightened, or the direction thereof changed.

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE

Vacating of a part of Willow Avenue
Pease Township, petitioned for by Mrs.
Public Road.
George Souillard, Jr. et al, Impr. # 688

Office of County Commissioners

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 21st day of April, 1969, at the office of the County Commissioners
with the following members present:

- Mr. A. J. Sargus
- Mr. Earnest C. Loy
- Mr. W. Dorsey

Mr. Loy moved the adoption of the following Resolution:

WHEREAS, On the 21st day of April, 1969, 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 April, 1969, the date fixed for the final hearing, setting forth his opinion either for or against said proposed improvement, 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. Dorsey seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

- Mr. Sargus Yes
- Mr. Loy Yes
- Mr. Dorsey Yes

Adopted the 21st day of April, 1969

Janet K. Loy

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

County Engineer's Office,

Vacating of a part of Willow

Avenue, Pease Twp.

Public Road.

Imp. # 688

Belmont County, Ohio.

April 22, 1969

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

The undersigned in obedience to your order dated April 21, 1969, proceeded on the 22nd day of April, 1969, 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.

[Redacted line]

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:

[Handwritten signature]

PETITION No. 688

Ohio Revised Code, Section 5553.04

VACATION OF A PART OF WILLOW STREET IN BOYDSVILLE

As Recorded in Belmont County Record of Plats

Vol. 6 Pg. 8

PEASE TOWNSHIP SECTION 33, T.3, R.2

BELMONT COUNTY, OHIO

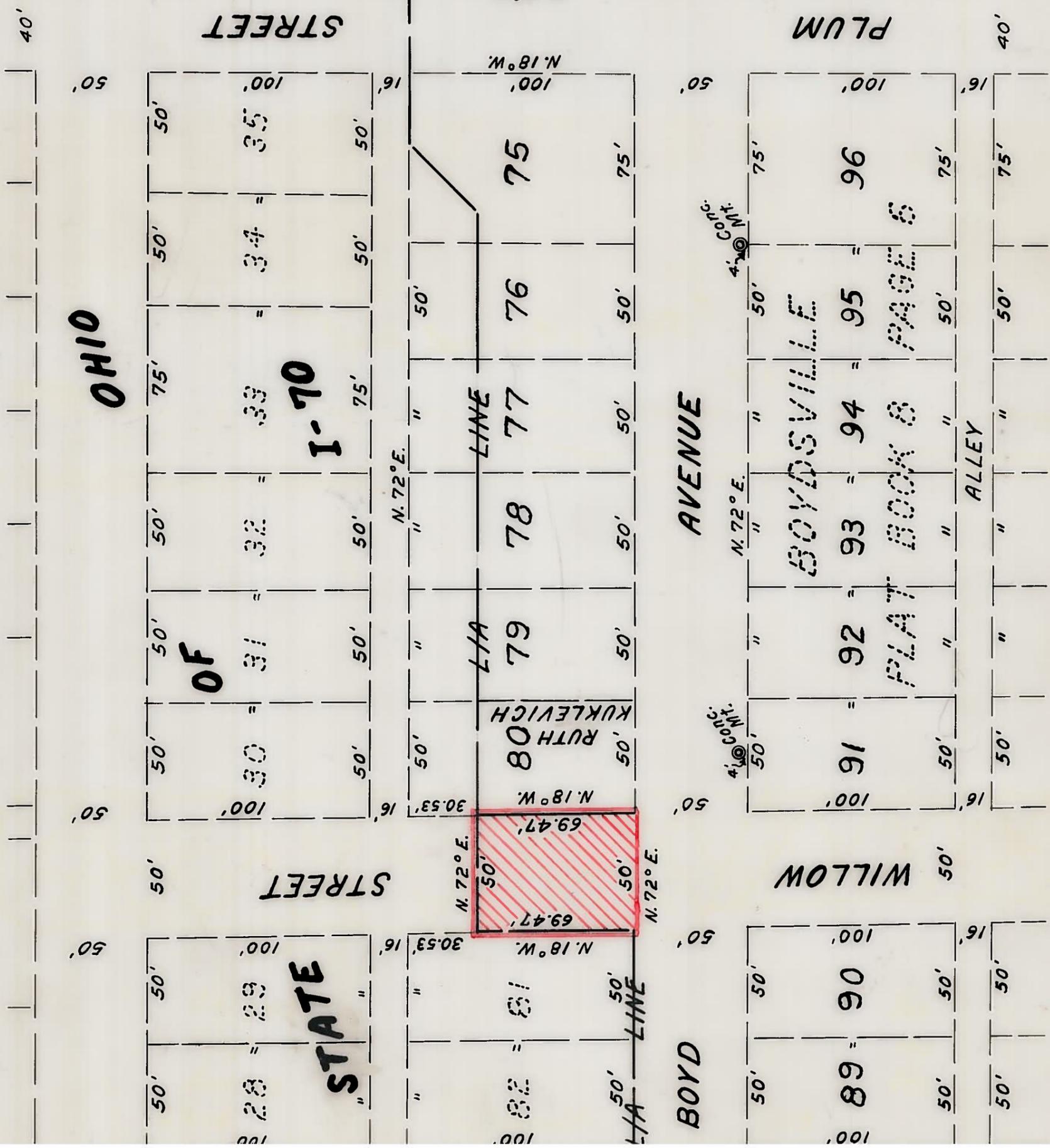
R. J. BOCCABELLA COUNTY ENGINEER

APRIL 1969



PETITIONED BY MRS. GEORGE SOUILLARD JR. ET AL

Beginning at the Southwest corner of Lot 80 as recorded in Plat Book 6, Page 8, of Belmont County Record of Plats, said corner is also the intersection of the East Line of Willow Street and the North line of Boyd Avenue; thence along the said East Line of Willow Street N. 18° 00' W., 69.47 Ft. to a point in the South Limited Access Line of Interstate 70; thence along the said South Line S. 72° 00' W., 50.00 Ft. to a point in the West Line of Willow Street; thence along the West Line of Willow Street S. 18° 00' E., 69.47 Ft. to a point which is the intersection of the West Line of Willow Street and the North Line of Boyd Avenue; thence along the North Line of Boyd Avenue N. 72° 00' E., 50.00 Ft. to the place of beginning. Containing 0.08 Acres more or less.



APPROVED BY

Co. Engineer

Co. Comm.

Co. Comm.

Co. Comm.

This 23 day of April 1969

VACATED

RESOLUTION—GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE

Vacation of a part of Willow Avenue

Pease Township, petitioned for by

Public Road.

Mrs. George Souillard, Jr. et al, Imp. #688

Office of County Commissioners,

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 23rd day of April, 1969, at the office of the County Commissioners with the following members present:

A. J. Sargus
Earnest C. Loy
W. Dorsey

Mr. Loy 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 and mutually understood that the action by the board vacating said part of Willow Street shall constitute full payment of compensation and damage to abutting owners, and be it further

Resolved that there is included in this order and made a part hereof the preservation and retention by the County of an easement for storm sewer purposes in its present location and the necessary rights for any repair and maintenance; 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 and be it further

RESOLVED and determined to proceed with said improvement and the same is hereby granted and said road is ordered

RESOLVED, That the... day of... 19... at... o'clock... 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.

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... day of... 19... at... o'clock... 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. Dorsey seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Sargus Yes
Mr. Loy Yes
Mr. Dorsey Yes

Adopted the 23rd day of April, 1969

RESOLUTION—AWARDING COMPENSATION AND DAMAGES

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio.

Public Road.

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

Mr. _____ 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

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:

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be and the same is hereby established.

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

- Mr. _____
- Mr. _____
- Mr. _____

Adopted the _____ day of _____, 19_____.