

RESOLUTION

Vacating a PUBLIC ROAD WITHOUT PETITION AND FIXING TIME OF VIEW AND FINAL HEARING

Gen'l Code, Secs. 6802.-3.

IMP 753

Office of the Board of County Commissioners,

Belmont County, Ohio.

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

Special session on the 12th day of March, 1975, at the office of

(Regular or Special)

Belmont County Commissioners with the following members present:

A. J. Sargus

J. F. Giffen

C. A. Linch

Mr. Giffen moved the adoption of the following Resolution:

WHEREAS, This Board of County Commissioners is of the opinion that it will be for the public convenience or welfare to vacate of C.H.# 120-A and C.H.# 120-D a Public Road on the line hereinafter described, known as the old State Route #148 Road; the same not being a road on the State Highway System.

The following is the general route and termini of said Road:

Beginning for the vacation of County Highway No. 120-A where it meets State Route No. 148 about 40 feet more or less southeast of a bridge over Captina Creek in Washington Township Section 10, Township 5, Range 4, on land of Consolidation Coal Company; thence continue in a southeasterly direction for approximately 730 feet to where it meets State Route No. 148 again, through land of Consolidation Coal Company. Also begin Vacation of County Highway No. 120-D where it meets State Route No. 148 approximately 2445' West of East Section line of Section 4, Township 5 Range 4, Washington Township on land of William E. Rice et al (2); thence in a Northeasterly direction through Rice's land 260 feet to North Section line of Section 4, Township 5, Range 4 thence continue in a Northeasterly direction for about 380 feet; thence in a southeasterly direction to a point in North Section line of Section 4, Township 5, Range 4 about 265 feet; thence continue in a southeasterly direction about 330 feet to where it meets State Route No. 148 the end of vacation. Length 1235 feet more or less.

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

IMP. No. 753

IN THE MATTER OF THE

Vacation of old S.R. #148

C.H. #120 A & #120-D

Public Road.

Without Petition

Office of County Commissioners,

Belmont County, Ohio

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

on the 12th day of March, 1975, at the office of Belmont County Commissioners

with the following members present:

A. J. Sargus

J. F. Giffen

C. A. Linch

Mr. Giffen 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 pre-

sented to this Board of County Commissioners requesting said Board to the Vacation of C.H. #120-A and

C.H. #120-D known as old State Route #148

a Public Road as described therein; therefore, be it

RESOLVED, That the 16th day of April, 1975, at 2:30 o'clock P.M., be fixed as the date when

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

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

RESOLVED, That the 5th day of May, 1975, at 10:30 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 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 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. Linch seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Sargus YES

Mr. Giffen YES

Mr. Linch YES

Adopted the 12th day of March, 1975

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IMP. No. 753

IN THE MATTER OF THE

Vacating C.H. #120-A and 120-D

Public Road.

Originally State Route #148

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, 1975, at the office of the Belmont County Commissioners with the following members present:

A. J. Sargus

C. A. Linch

J. F. Giffen

Mr. Linch moved the adoption of the following Resolution:

WHEREAS, On the 16th day of April, 1975, 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 May, 1975, 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. Sargus seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Sargus YES

Mr. Giffen YES

Mr. Linch YES

Adopted the 21st day of April, 1975

Jeanne P. Harris

Clerk, Board of County Commissioners

REPORT OF COUNTY ENGINEER

IMP. No. 753

IN THE MATTER OF THE

Vacating C.H. #120-A and 120-D

Public Road.

Originally State Route #148

County Engineer's Office,

Belmont County, Ohio.

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

The undersigned in obedience to your order dated April 21, 1975, proceeded on the 22nd day of April, 1975, 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.

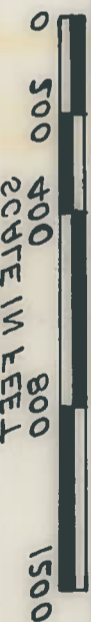
[Redacted text]

An accurate and detailed description of the proposed improvement describing therein the center line and right of way lines follows:

See Plat

[Redacted text]

[Signature]

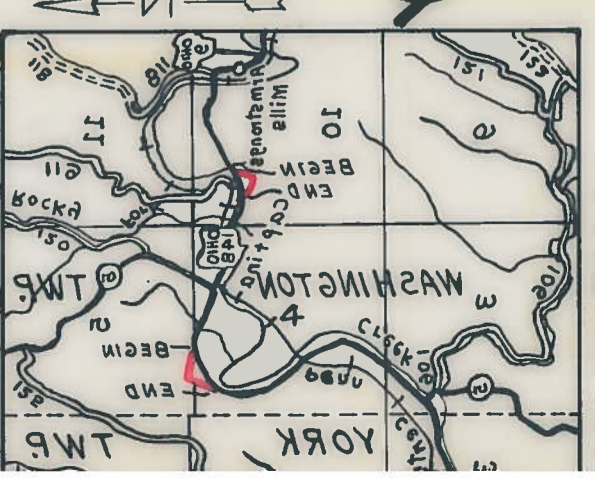


RICHARD J. BOCCABETTA COUNTY ENGINEER
 WASHINGTON TWP SECTIONS 4, 2 & 10, T.2, R.4
 (PART OF OLD S.R. NO. 148)

C.H. 150-A & C.H. 150-D

VACATION OF COMTY HIGHWAY
 VACATION OHIO REVISED CODE 2223.04
 IWB NO. 223

LOCATION MAP
 Scale 1/4 Miles



Length 130 Ft. or 0.13 Mile ±

2-2	2.85°-00'.E.	110', END
4-2	2.28°-30'.E.	190',
3-4	2.28°-00'.E.	30',
5-3	2.44°-30'.E.	150',
1-5	2.35°-30'.E.	150',
0-1	2.52°-00'.E.	100', BEGIN

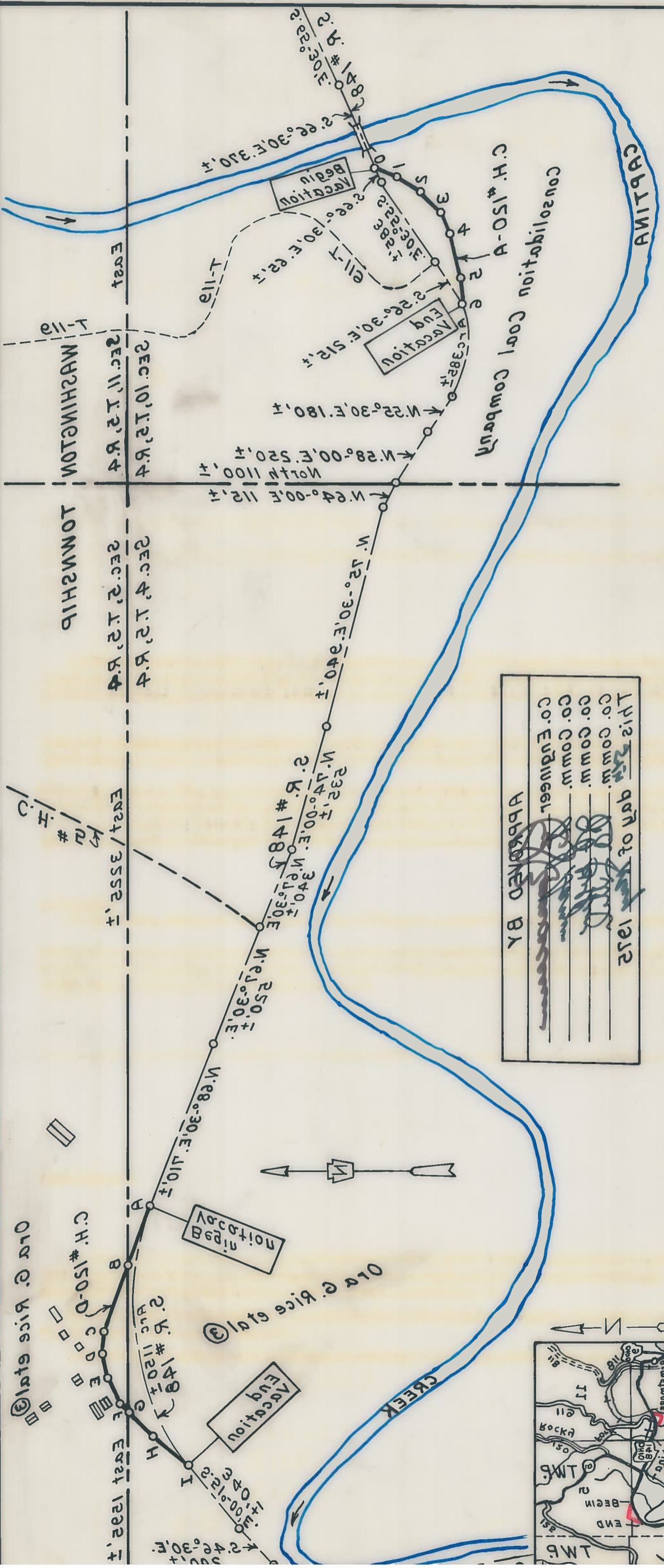
VACATION-C.H. 150-A

Length 1532 Ft. or 0.53 Mile ±

H-I	2.33°-00'.E.	182', END
G-H	2.42°-00'.E.	142',
E-G	2.42°-00'.E.	42',
F-E	2.28°-00'.E.	112',
D-E	2.28°-00'.E.	102',
C-D	W.84°-00'.E.	30',
B-C	W.20°-00'.E.	520',
A-B	W.20°-00'.E.	520', BEGIN

VACATION-C.H. 150-D

This map was prepared by
 Co. Comm. _____
 Co. Comm. _____
 Co. Comm. _____
 Co. Engineer _____
 APPROVED BY _____



VACATION - C. H. 120-A

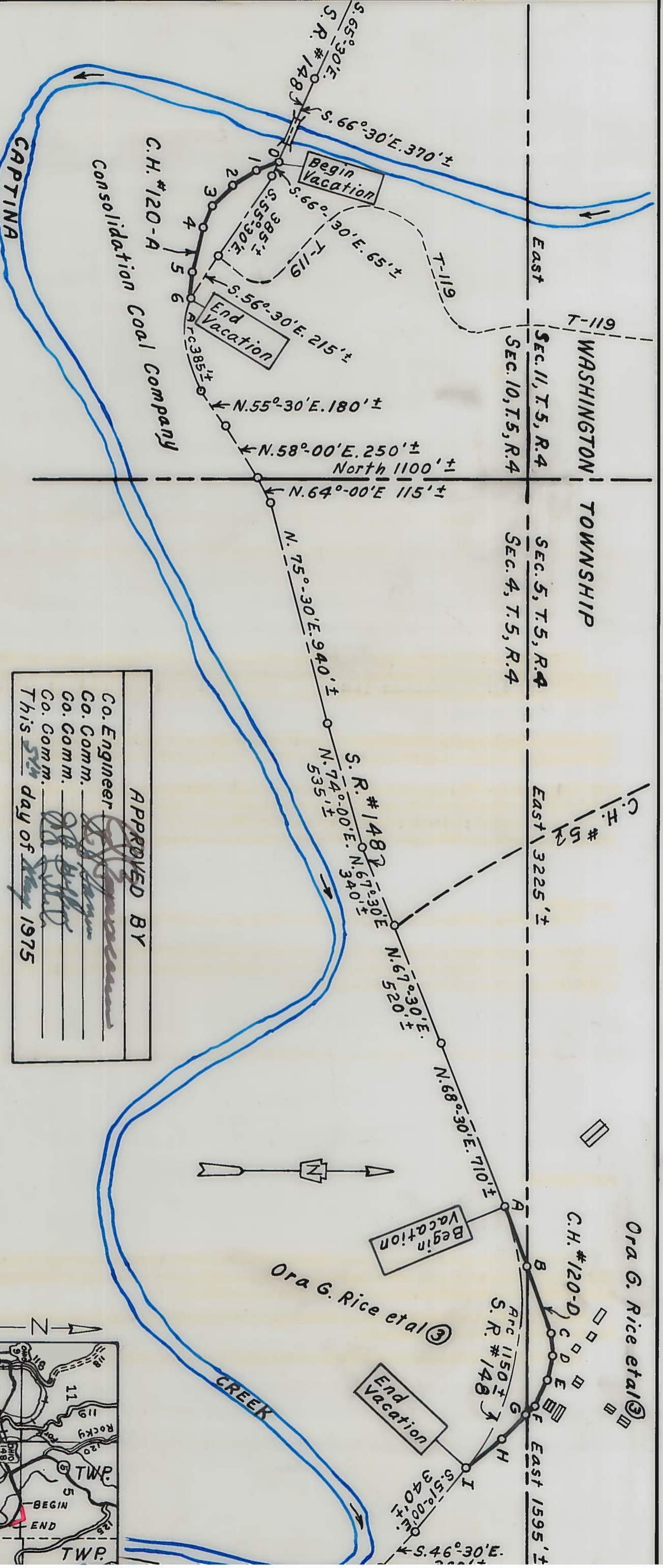
0-1	S. 25°-00'E.	100'	BEGIN
1-2	S. 32°-30'E.	120'	
2-3	S. 44°-30'E.	120'	
3-4	S. 68°-00'E.	90'	
4-5	S. 76°-30'E.	190'	
5-6	S. 82°-00'E.	110'	END

Length 730 Ft. or 0.13 Mile ±

VACATION - C. H. 120-D

A-B	N. 70°-00'E.	260'	BEGIN
B-C	N. 70°-00'E.	290'	
C-D	N. 84°-00'E.	90'	
D-E	S. 78°-00'E.	105'	
E-F	S. 66°-00'E.	115'	
F-G	S. 45°-00'E.	45'	
G-H	S. 45°-00'E.	145'	
H-I	S. 39°-00'E.	185'	END

Length 1235 Ft. or 0.23 Mile ±



APPROVED BY

Co. Engineer *[Signature]*

Co. Comm. *[Signature]*

Co. Comm. *[Signature]*

Co. Comm. *[Signature]*

This 5th day of May 1975

IMP. No. 753

VACATION OHIO REVISED CODE 5553.04

VACATION OF COUNTY HIGHWAY

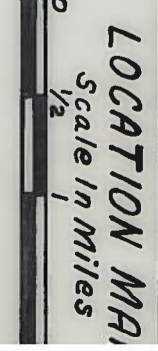
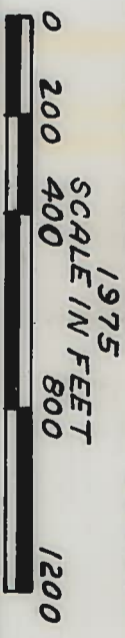
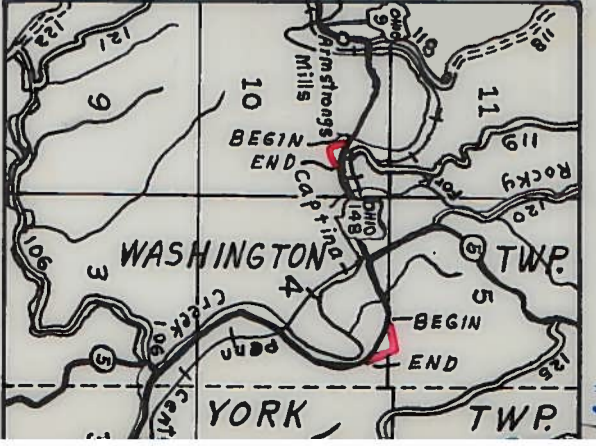
C.H. 120-A & C.H. 120-D

(PART OF OLD S.R. NO. 148)

WASHINGTON TWP. SECTIONS 4, 5 & 10, T. 5, R. 4

BELMONT COUNTY, OHIO

RICHARD J. BOCCABELLA COUNTY ENGINEER



RESOLUTION—GRANTING PROPOSED IMPROVEMENT

ORDERING RECORD, ETC.

IMP. No. 753

IN THE MATTER OF THE

Vacating C. H. #120-A and 120-D

Office of County Commissioners,

Belmont County, Ohio

Public Road.

Originally State Route #148

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 5th day of May, 1975, at the office of the Belmont County Commissioners with the following members present:

A. J. Sargus

C. A. Linch

J. F. Giffen

Mr. Giffen 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 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,

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, 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;

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

Mr. Sargus YES

Mr. Giffen YES

Mr. Linch YES

Adopted the 5th day of May, 1975

ORDER TO CLOSE ROAD

RESOLUTION—

~~Sec. 5563.01 R.C.~~

IMP. No. 753

IN THE MATTER OF THE

Vacating C.H. #120-A and 120-D

Office of County Commissioners,

Belmont County, Ohio.

Public Road.

Originally State Route #148

The Board of County Commissioners of Belmont County, Ohio, met in Special session on the 28th day of May, 1975, at the office of the Commissioners

with the following members present:

Mr. Linch

Mr. Sargus

Mr. Giffen

Mr. Giffen moved the adoption of the following Resolution:

~~WHEREAS, the Board of County Commissioners of Belmont County, Ohio, on May 5, 1975, ordered the vacating of the above named road, and~~
~~WHEREAS, no person, firm or corporation interested, has effected an appeal from our orders in the matter of the above named improvement, therefore, be it~~

WHEREAS, At least ten days have elapsed since the final order of the board in the matter of this improvement, and
WHEREAS, No person, firm or corporation interested, has effected an appeal from our orders in the matter of the above named improvement, therefore, be it

RESOLVED, That it is hereby ordered that the proceedings be recorded as provided by law, and that said road be vacated, as order heretofore, made on our journal of the date of May 5, 1975,

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

resulted as follows:

Mr. <u>Sargus</u>	<u>YES</u>
Mr. <u>Giffen</u>	<u>YES</u>
Mr. <u>Linch</u>	<u>YES</u>

Adopted the 28th day of May, 1975

Maru Kanaka