

PUBLIC ROAD PETITION IMP. No. 759

New Castle, Ohio, May, 1975

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 a part of Twp. Rd. - 63 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: Twp. Rd. - T-63

Beginning at Junction of Township Road T-60 and T-64 in Wayne Township, Section 26, Township 6, Range 5. Thence from said point of beginning in a northerly direction approximately thirty-one hundred feet (3100 feet) to the Junction of T-60 with T-59, and there terminate. Being entirely thru the property of Ronald L. Foster. This road has not been used for twenty-one (21) years.

Dated this 14th day of May, A. D. 1975

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
Ronald L. Foster	

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

IMP. No. 759

IN THE MATTER OF THE

vacating a part of T-63 known as Foster Road

Public Road.

Office of County Commissioners,

Belmont County, Ohio

Petitioned for by

, and others.

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

on the 17th day of July, 1975, at the office of The 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, 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 Twp. Road 63

Known As Foster Road a Public Road as described therein; therefore, be it

RESOLVED, That the 2nd day of July, 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 Site

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

RESOLVED, That the 14th day of July, 1975, at 10:00 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. A. J. Sargus YES

Mr. C. A. Linch YES

Mr. J. F. Giffen YES

Adopted the 14th day of May, 1975

Teanna P. Harris

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IMP. No. 759

IN THE MATTER OF THE

Vacating a part of T-63 known
as Foster Road
Public Road.

Office of County Commissioners

Belmont County, Ohio

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

on the 7th day of July, 1975, at the office of the 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, On the 2nd day of July, 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 14th day of July, 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. 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 7th day of July, 1975

Mary Kapolka

REPORT OF COUNTY ENGINEER

IMP. No. 759

IN THE MATTER OF THE

Vacation of a part of T-63

Known as Foster Road
Public Road.

County Engineer's Office,

Belmont County, Ohio.

July 11, 1975

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

The undersigned in obedience to your order dated July 7, 1975, proceeded on the 10th day of July, 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 block]

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

"See Plat"

[Redacted text block]

[Handwritten signature]

THEODORE. E. &
ELIZABETH M.
DAVIS

END
VACATION

East 1000'±
Tie Line

VACATION OF FOSTER ROAD T-63

0-1	N.28°-00'E.	320'
1-2	N.10°-00'E.	50'
2-3	N.0°-30'W.	150'
3-4	N.7°-00'W.	145'
4-5	N.25°-30'W.	60'
5-6	N.68°-00'W.	75'
6-7	N.49°-00'W.	120'
7-8	N.16°-30'W.	130'
8-9	N.28°-30'W.	370'
9-10	N.44°-00'W.	150'
10-11	N.36°-00'W.	150'
11-12	N.12°-00'W.	215'
12-13	N.15°-30'E.	420'
13-14	N.38°-00'E.	100'
14-15	N.2°-00'E.	115'
15-16	N.2°-00'E.	125'
16-17	N.6°-31'W.	280'
17-18	N.17°-18'W.	160'
18-19	N.50°-30'W.	270'

Length 3405 Ft. or 0.64 Mile ±

1/4 Sec. Line

590'± East 710'±

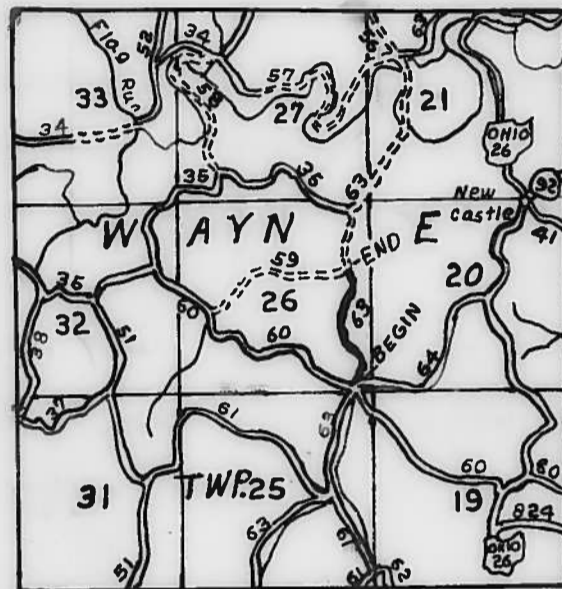
RONALD L. & ANN H.
FOSTER

BEGIN
VACATION

East
395'±

SEC. 26, T.6, R.5
SEC. 25, T.6, R.5

SEC. 19, T.6, R.5



LOCATION MAP
Scale in Miles

Aerial Photo 2983-8-285

APPROVED BY	
Co. Engineer	<i>[Signature]</i>
Co. Comm.	<i>[Signature]</i>
Co. Comm.	<i>[Signature]</i>
Co. Comm.	<i>[Signature]</i>
This 14 th day July, 1975	

IMP. No. 759

VACATION OHIO REVISED CODE 5553

VACATION OF A PART OF FOSTER ROAD T-63

(Petitioned by Ronald L. Foster)

WAYNE TWP. SECTION 26, T.6, R.5
BELMONT COUNTY, OHIO

RICHARD J. BACCARELLA COUNTY ENGINEER

VACATION OF A PART OF FOSTER ROAD T-63

WAYNE TWP
SECTION 26, T.6, R.2
(Petitioned by Ronald L. Foster)

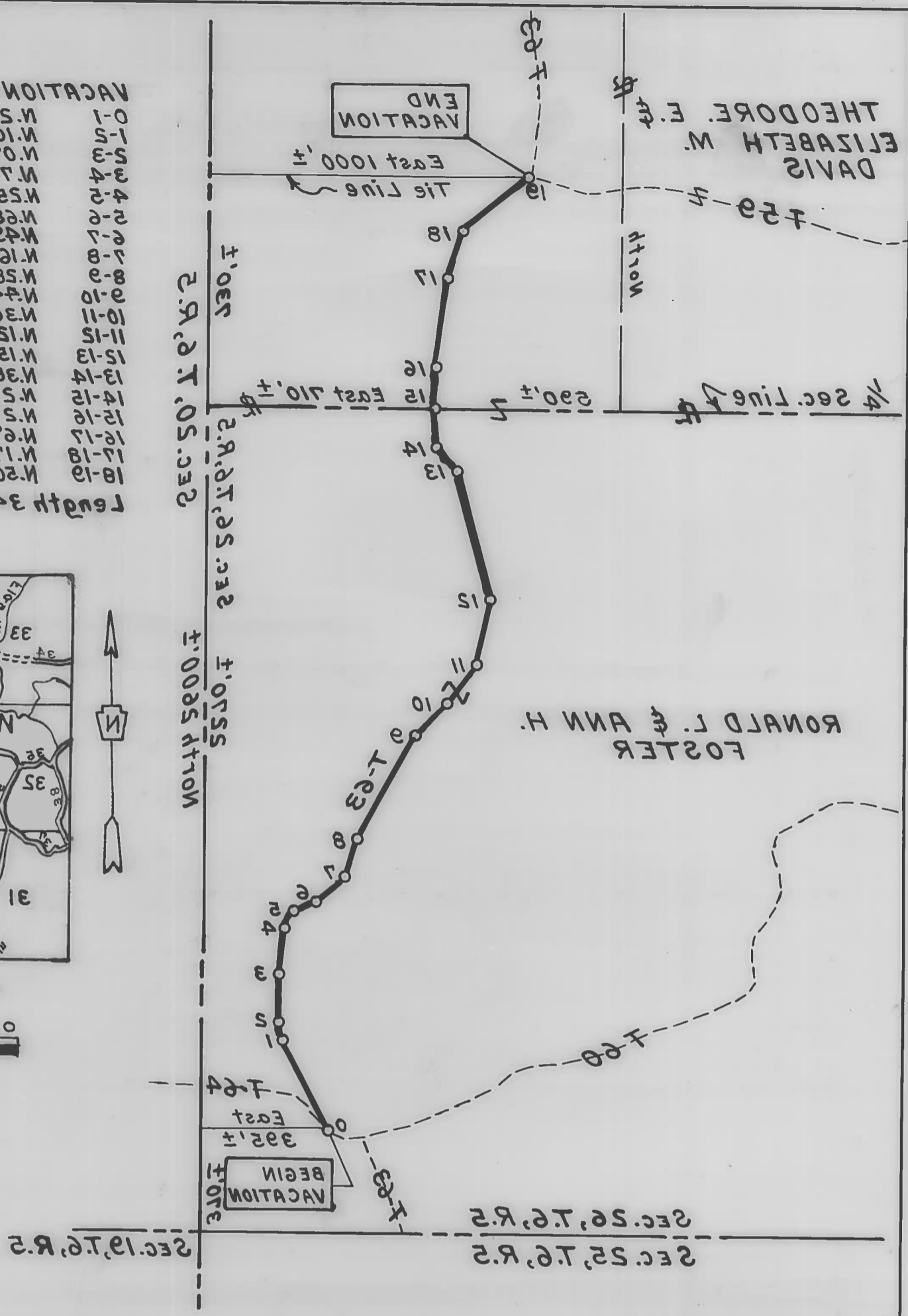
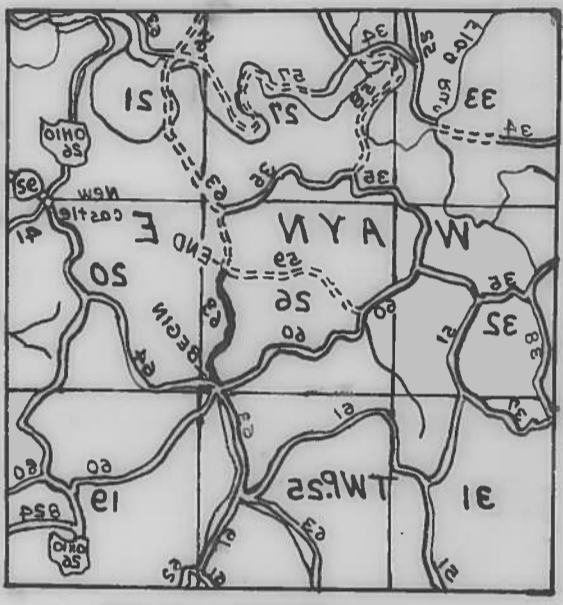
VACATION OHIO REVISED CODE 2523
IMR No. 729

This day 1st of July 1972
Co. Comm. _____
Co. Comm. _____
Co. Comm. _____
Co. Engineer _____
APPROVED BY _____
Aerial Photo 2983-8-282

Length 3402 Ft. or 0.64 Mile ±

18-19	N. 20° 30' W.	570
17-18	N. 17° 18' W.	160
16-17	N. 6° 31' W.	580
15-16	N. 5° 00' E.	152
14-15	N. 5° 00' E.	112
13-14	N. 38° 00' E.	100
12-13	N. 15° 30' E.	450
11-12	N. 15° 00' W.	512
10-11	N. 36° 00' W.	150
9-10	N. 4° 00' W.	150
8-9	N. 58° 30' W.	370
7-8	N. 16° 30' W.	130
6-7	N. 43° 00' W.	150
5-6	N. 68° 00' W.	152
4-5	N. 52° 30' W.	60
3-4	N. 7° 00' W.	142
2-3	N. 0° 30' W.	150
1-2	N. 10° 00' E.	50
0-1	N. 58° 00' E.	350

VACATION OF FOSTER ROAD T-63



RESOLUTION—GRANTING PROPOSED IMPROVEMENT
ORDERING RECORD, ETC.
IMP. No. 759

IN THE MATTER OF THE
Vacating a part of T-63, Known
as Foster Road
Public Road.

Office of County Commissioners,
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 14th day of July, 1975, at the office of the Commissioners
with the following members present:

A. J. Sargus
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. 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 Absent

Adopted the 14th day of July, 1975

ORDER TO CLOSE ROAD

RESOLUTION

SEC. 5563.01 R.C.,
F.M.P. No. 759

IN THE MATTER OF THE

Vacating a part of T-63
Known as Foster Road
Public Road.
Wayne Township

Office of County Commissioners,
Belmont County, Ohio.

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 11th day of August, 1975, at the office of
with the following members present:

A. J. Sargus
C. A. Linch

Mr. Linch moved the adoption of the following Resolution:

~~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 August 11, 1975 and a copy of this resolution be forwarded to the Wayne Township Trustees.~~

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

Mr. Sargus YES
Mr. Linch YES
Mr. _____

Adopted the 11th day of August, 1975

Mary Kankner