

PUBLIC ROAD PETITION IMP. No. 779

St. Clairsville, Ohio, May 19, 1976

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

with right to mine

The undersigned petitioners, freeholders of said County in the vicinity of the proposed improvement hereinafter described, respectfully represent that the public convenience and welfare require the vacation of all of Warren Township Road 166 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 centerline intersection of Warren Township Road No. 166 and Warren Township Road No. 164; said beginning point situated in State of Ohio, County of Belmont, Township of Warren, Section No. 23; thence from place of beginning northerly for a distance of 3,500 feet more or less; thence northwesterly for a distance of 1,500 feet more or less; thence westerly for a distance of 3,200 feet more or less; thence southerly for a distance of 4,500 feet more or less to the terminus of the road herein petitioned for vacation; said terminus being the centerline intersection of Warren Township Road No. 166 and Warren Township Road No. 801; said terminus situated in the State of Ohio, County of Belmont, Township of Warren, Section No. 23; total length being 12,700 feet (2.41 miles).

Consolidation Coal Company, the petitioner, herein states that the road is now impassable and that the travelling public will not be inconvenienced by said vacation.

Consolidation Coal Company states that it is the owner of surface or right to mine coal underlying and adjacent to said road

Dated this 19th day of May, A. D. 1976

PETITIONERS' NAMES	TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE
CONSOLIDATION COAL COMPANY AGENT: <u>Elmer Loper</u> Paul J. Anderson - Trustee Hagar H. Myers - Trustee	Warren Township Warren Township, Belmont Co. Warren Township, Belmont Co.

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

IMP. No. 779

IN THE MATTER OF THE

Vacation of all of Warren Township

Road No. 166

Public Road.

Petitioned for by Elmer Loper

and others.

Office of County Commissioners,

Belmont County, Ohio

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

on the 19th day of May, 1976, at the office of the Commissioners

with the following members present:

J. F. Giffen

C. A. Linch

A. J. Sargus

Mr. Linch 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 Vacation of all of Warren

Township Road No. 166 a Public Road as described therein; therefore, be it

RESOLVED, That the 30th day of June, 1976, at 2:15 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 12th day of July, 1976, at 10:15 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. Sargus seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Giffen Yes

Mr. Linch Yes

Mr. Sargus Yes

Adopted the 19th day of May, 1976

Maru Kapnik

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IMP. No. 779

IN THE MATTER OF THE

Vacation of all of Warren Township

Road No. 166

Public Road.

Office of County Commissioners,

Belmont County, Ohio

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

on the 30th day of June, 1976, at the office of Belmont County Commissioners

with the following members present:

J. F. Giffen

C. A. Linch

A. J. Sargus

Mr. Sargus moved the adoption of the following Resolution:

WHEREAS, On the 30th day of June, 1976, 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 12th day of July, 1976, 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. Giffen YES

Mr. Linch YES

Mr. Sargus YES

Adopted the 30th day of June, 1976

Mary Kapolka

REPORT OF COUNTY ENGINEER

IMP. No. 779

Gen'l Code Sec. 5553.06

IN THE MATTER OF THE

Vacation of all of

Warren Township No. 166

Public Road.

County Engineer's Office,

Belmont County, Ohio

July 12, 1976

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

The undersigned in obedience to your order dated June 30<sup>th</sup>, 1976, proceeded on the 1<sup>st</sup> day of July, 1976, 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]

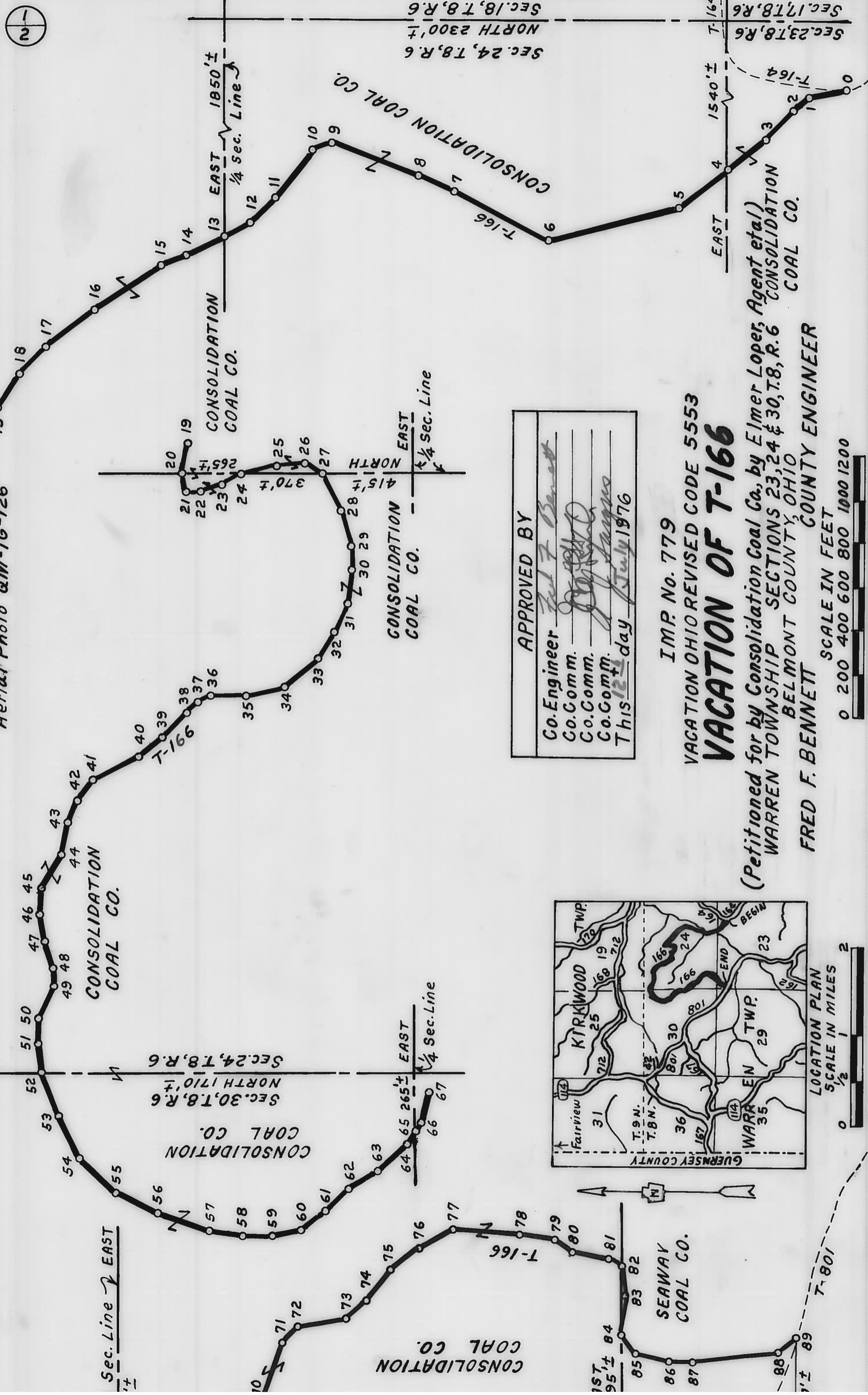
An accurate and detailed description of the proposed improvement describing therein the center line and right of way lines follows:

" See attached Plat "

[Redacted text]

Fred F Bennett

Aerial Photo QM-16-126



1  
2



APPROVED BY

Co. Engineer *Fred F. Bennett*

Co. Comm. *[Signature]*

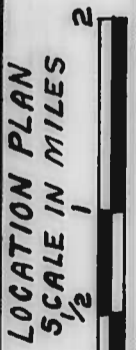
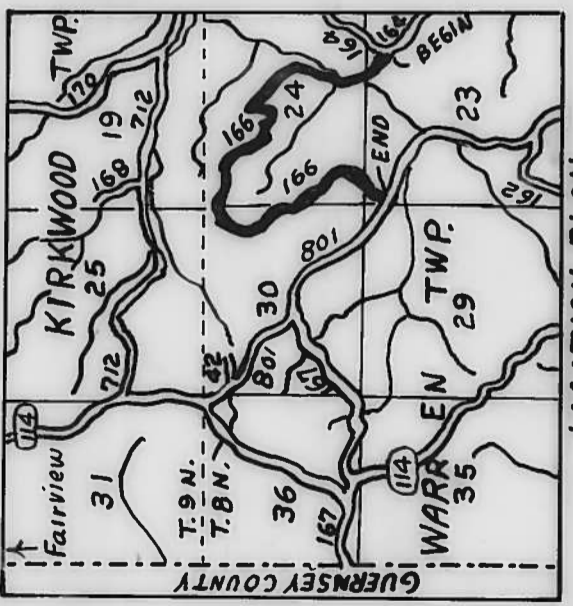
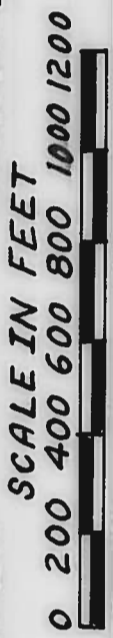
Co. Comm. *[Signature]*

Co. Comm. *[Signature]*

This 12<sup>th</sup> day July 1976

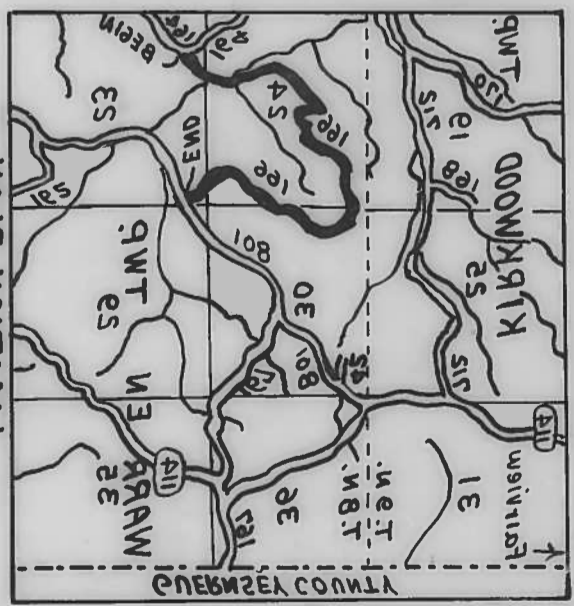
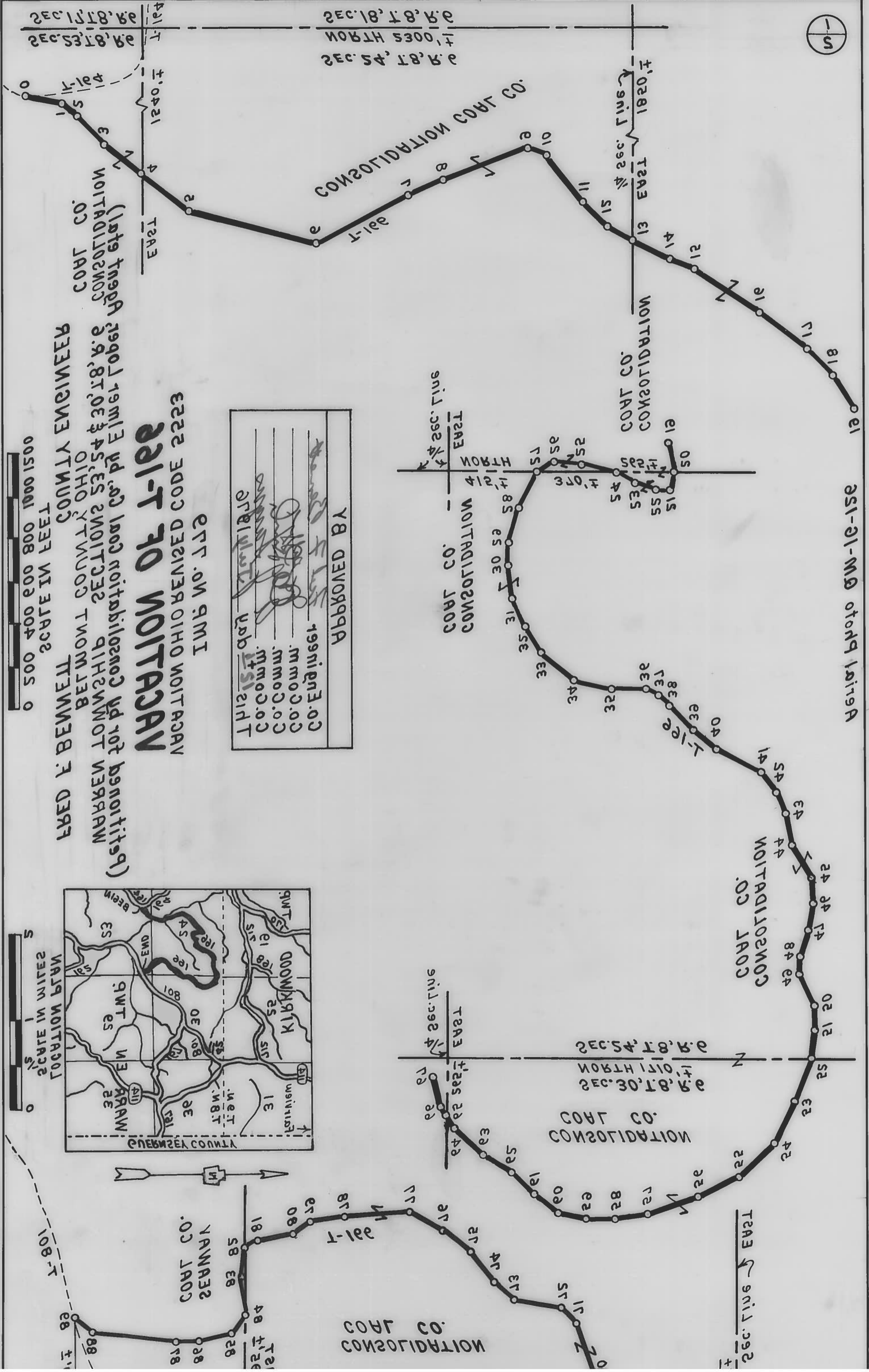
IMP. No. 779  
VACATION OHIO REVISED CODE 5553  
**VACATION OF T-166**

(Petitioned for by Consolidation Coal Co., by Elmer Loper, Agent et al)  
WARREN TOWNSHIP SECTIONS 23, 24 & 30, T. 8, R. 6 CONSOLIDATION COAL CO.  
BELMONT COUNTY, OHIO  
COUNTY ENGINEER





251-21-MD otodp 1219A



# VACATION OF T-122

REVISION OHIO REVISED CODE 2223

IMP. NO. 172

FRED F. BEMMETT  
COUNTY ENGINEER  
BELOWT COUNTY OHIO  
MARKED TO BE VACATED BY CONSOLIDATION CO. LAOC

APPROVED BY
CO. ENGINEER
CO. COMM.
CO. COMM.
CO. COMM.
DATE

0 500 1000 1500  
SCALE IN FEET

SEC. 24, T. 8, R. 2  
SEC. 30, T. 8, R. 2  
T. 8  
N. 1710  
CONSOLIDATION CO. LAOC

SEC. 24, T. 8, R. 2  
NORTH 5300, T  
SEC. 18, T. 8, R. 2

SEC. 24, T. 8, R. 2  
NORTH 1710  
SEC. 30, T. 8, R. 2  
CONSOLIDATION CO. LAOC

T. 8  
N. 1710  
CONSOLIDATION CO. LAOC

CONSOLIDATION CO. LAOC

CONSOLIDATION CO. LAOC

CONSOLIDATION CO. LAOC

VACATION OF TWP. RD. T-166

0-1	N.12°-00'W.	175'
1-2	N.36°-30'W.	90'
2-3	N.45°-30'W.	190'
3-4	N.39°-00'W.	225'
4-5	N.39°-00'W.	285'
5-6	N.13°-30'W.	620'
6-7	N.28°-00'E.	485'
7-8	N.24°-00'E.	180'
8-9	N.21°-00'E.	425'
9-10	N.20°-00'W.	100'
10-11	N.52°-00'W.	285'
11-12	N.44°-00'W.	160'
12-13	N.31°-00'W.	140'
13-14	N.26°-00'W.	195'
14-15	N.21°-00'W.	120'
15-16	N.35°-00'W.	365'
16-17	N.37°-30'W.	280'
17-18	N.46°-30'W.	180'
18-19	N.58°-00'W.	180'
19-20	N.80°-00'W.	140'
20-21	S.76°-00'W.	85'
21-22	S.1°-30'W.	70'
22-23	S.20°-00'E.	100'
23-24	S.29°-00'E.	100'
24-25	S.13°-30'E.	175'
25-26	S.5°-00'E.	135'
26-27	S.33°-00'W.	90'
27-28	S.62°-00'W.	190'
28-29	S.73°-30'W.	170'
29-30	West	115'
30-31	N.83°-00'W.	160'
31-32	N.65°-00'W.	155'
32-33	N.60°-00'W.	145'
33-34	N.40°-30'W.	200'
34-35	N.15°-00'W.	180'
35-36	N.2°-00'W.	170'
36-37	N.20°-00'W.	60'
37-38	N.45°-00'W.	85'
38-39	N.46°-30'W.	160'
39-40	N.39°-00'W.	145'
40-41	N.28°-00'W.	245'
41-42	N.52°-30'W.	125'
42-43	N.67°-30'W.	110'
43-44	N.78°-00'W.	150'
44-45	N.58°-00'W.	190'
45-46	N.86°-00'W.	120'
46-47	S.81°-00'W.	125'
47-48	S.73°-00'W.	130'
48-49	West	85'
49-50	N.65°-00'W.	165'
50-51	N.87°-30'W.	125'
51-52	S.85°-00'W.	145'
52-53	S.70°-00'W.	210'
53-54	S.64°-30'W.	220'
54-55	S.42°-30'W.	235'
55-56	S.28°-00'W.	215'
56-57	S.19°-30'W.	255'
57-58	S.7°-00'W.	160'
58-59	South	140'
59-60	S.12°-00'E.	140'
60-61	S.34°-30'E.	140'
61-62	S.47°-00'E.	140'
62-63	S.31°-30'E.	160'
63-64	S.42°-00'E.	190'
64-65	S.58°-00'E.	80'
65-66	S.58°-00'E.	40'
66-67	S.75°-00'E.	145'
67-68	S.47°-30'E.	125'
68-69	S.11°-00'E.	440'
69-70	S.43°-30'E.	115'
70-71	S.70°-00'E.	315'
71-72	S.45°-00'E.	100'
72-73	S.10°-00'E.	225'
73-74	S.40°-00'E.	110'
74-75	S.52°-00'E.	190'
75-76	S.38°-00'E.	170'
76-77	S.28°-00'E.	175'
77-78	S.4°-30'W.	310'
78-79	S.8°-00'W.	155'
79-80	S.36°-00'W.	105'
80-81	S.12°-30'W.	170'
81-82	S.35°-00'W.	65'
82-83	S.84°-30'W.	135'
83-84	N.85°-30'W.	185'
84-85	S.56°-00'W.	115'
85-86	S.12°-00'W.	170'
86-87	South	110'
87-88	S.6°-00'E.	400'
88-89	S.38°-00'E.	110'

Length 15,690 Feet or 2.97 Miles ±

VACATION OF TWP. RD. T-166

110	2.38°-00'E	110
400	2.60°-00'E	110
110	SOUTH	110
82-86	2.15°-00'M	110
84-82	2.26°-00'M	112
83-84	1.82°-30'M	182
82-83	2.84°-30'M	132
81-82	2.32°-00'M	82
80-81	2.15°-30'M	140
79-80	2.36°-00'M	102
78-79	2.80°-00'M	122
77-78	2.40°-30'M	310
76-77	2.58°-00'E	142
75-76	2.38°-00'E	140
74-75	2.25°-00'E	130
73-74	2.40°-00'E	110
72-73	2.10°-00'E	52
71-72	2.42°-00'E	100
70-71	2.10°-00'E	212
69-70	2.43°-30'E	112
68-69	2.11°-00'E	440
67-68	2.41°-30'E	152
66-67	2.12°-00'E	142
65-66	2.78°-00'E	40
64-65	2.28°-00'E	80
63-64	2.42°-00'E	130
62-63	2.31°-30'E	160
61-62	2.41°-00'E	140
60-61	2.34°-30'E	140
59-60	2.15°-00'E	140
58-59	SOUTH	140
57-58	2.10°-00'M	140
56-57	2.10°-00'M	140
55-56	2.10°-00'M	140
54-55	2.42°-30'M	532
53-54	2.64°-30'M	550
52-53	2.10°-00'M	510
51-52	2.82°-00'M	142
50-51	1.81°-30'M	152
49-50	1.62°-00'M	162
48-49	West	82
47-48	2.13°-00'M	130
46-47	2.81°-00'M	152
45-46	1.86°-00'M	150
44-45	1.28°-00'M	130
43-44	1.18°-00'M	120
42-43	1.91°-30'M	110
41-42	1.25°-30'M	152
40-41	1.58°-00'M	542
39-40	1.30°-00'M	142
38-39	1.46°-30'M	160
37-38	1.42°-00'M	82
36-37	1.50°-00'M	60
35-36	1.50°-00'M	160
34-35	1.12°-00'M	140
33-34	1.40°-30'M	500
32-33	1.60°-00'M	142
31-32	1.62°-00'M	160
30-31	1.83°-00'M	160
29-30	West	112
28-29	2.13°-30'M	140
27-28	2.65°-00'M	140
26-27	2.33°-00'M	130
25-26	2.20°-00'E	132
24-25	2.30°-30'E	142
23-24	2.52°-00'E	100
22-23	2.10°-30'M	100
21-22	2.10°-30'M	100
20-21	2.10°-30'M	100
19-20	2.10°-30'M	100
18-19	2.10°-30'M	100
17-18	2.10°-30'M	100
16-17	2.10°-30'M	100
15-16	2.10°-30'M	100
14-15	2.10°-30'M	100
13-14	2.10°-30'M	100
12-13	2.10°-30'M	100
11-12	2.10°-30'M	100
10-11	2.10°-30'M	100
9-10	2.10°-30'M	100
8-9	2.10°-30'M	100
7-8	2.10°-30'M	100
6-7	2.10°-30'M	100
5-6	2.10°-30'M	100
4-5	2.10°-30'M	100
3-4	2.10°-30'M	100
2-3	2.10°-30'M	100
1-2	2.10°-30'M	100

Length 12,620 Feet or 2.37 Miles ±



RESOLUTION—GRANTING PROPOSED IMPROVEMENT

ORDERING RECORD, ETC.

IMP. No. 779

IN THE MATTER OF THE

Vacation of All of  
Warren Township No. 166  
Public Road.

Office of County Commissioners,

Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 12th day of July, 1976, at the office of Belmont County Commissioners with the following members present:

J. F. Giffen  
C. A. Linch  
A. J. Sargus

Mr. Linch 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 description 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 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.

[REDACTED]

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

[REDACTED]

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 Belmont County.

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

Mr. Giffen YES  
Mr. Linch YES  
Mr. Sargus YES

Adopted the 12th day of July, 1976.

Kathleen Norris  
Clerk Board of County Commissioners

RESOLUTION—ORDER TO Close ROAD

Sec. 5563.01 R.C. ~~Close~~

IMP. No. 77-9

IN THE MATTER OF THE

Vacation of all Warren Township

No. 166

Public Road.

Office of County Commissioners,

Belmont County, Ohio

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

in Regular session on the 28<sup>th</sup> day of July, 1976,  
(Regular ~~session~~)

at the office of the Commissioners with the following members present:

J. F. Giffen

C. A. Linch

A. J. Sargus

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 July 28, 1976,

and a copy of this resolution be forwarded to the Warren Township Trustees.

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

resulted as follows:

Mr. Giffen, Yes

Mr. Linch, Yes

Mr. Sargus, Yes

Adopted the 28<sup>th</sup> day of July, 1976

Mary Kapolka

Clerk, Board of County Commissioners.

Belmont

County, Ohio