

PUBLIC ROAD PETITION

IMP 842

JACOBSBURG, Ohio, DECEMBER 9, 1980

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

The undersigned 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 PORTION 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:

BEING A PORTION OF BARNESVILLE STREET AS SHOWN ON THE PLAT OF JACOBSBURG, A COPY OF SAID PLAT IS RECORDED IN Vol F. PAGE 499, AND ALSO IN Vol. J PAGE 536 OF THE DEED RECORDS OF BELMONT COUNTY, OHIO

TRACT NO I.

BEGINNING FOR THE SAME AT A POINT AT THE SOUTHWEST CORNER OF LOT No 16 OF JACOBSBURG; THENCE FROM THIS PLACE OF BEGINNING WITH A CURVE TO THE LEFT HAVING A RADIUS OF 20.0 FEET TO A POINT; THENCE EASTERLY AND PARALLELING THE SOUTH LINE OF SAID LOT No 16, AND DISTANT 20 FEET THEREFROM, A DISTANCE OF 125.0 FEET TO A POINT; THENCE WITH A CURVE TO THE LEFT WHOSE RADIUS IS 20.0 FEET TO A POINT AT THE SOUTHEAST CORNER OF SAID LOT No 16; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT No 16 A DISTANCE OF 165.0 FEET TO THE PLACE OF BEGINNING, CONTAINING 0.07 AC. MORE OR LESS

TRACT NO II

BEGINNING FOR THE SAME AT A POINT AT THE SOUTHWEST CORNER OF LOT No 33 OF JACOBSBURG; THENCE FROM THIS PLACE OF BEGINNING WITH A CURVE TO THE LEFT HAVING A RADIUS OF 20.0 FEET TO A POINT; THENCE EASTERLY A DISTANCE OF 264.84 FEET TO A POINT ON THE NORTHEASTERLY LINE OF SAID BARNESVILLE STREET; THENCE THEREWITH NORTHWESTERLY A DISTANCE OF 41.91 FEET TO A POINT ON THE NORTH LINE OF BARNESVILLE ST.; THENCE THEREWITH 248.0 FT. TO THE PLACE OF BEGINNING. CONTAINING 0.13 AC. MORE OR LESS

Dated this 9TH day of DECEMBER, A. D. 1980

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Lists names like MARTIN, DEXTER R. & ROSALEE D and their respective addresses in JACOBSBURG, OHIO.

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

IN THE MATTER OF THE
VACATING A PORTION OF
BARNESVILLE STREET IN JACOBSBURG
Public Road.
Petitioned for by DEXTER MARTIN, ETAL
and others.

Office of County Commissioners,
Belmont County, Ohio
IMP 842

The Board of County Commissioners of Belmont County, Ohio, met in REGULAR session
on the 24TH day of DECEMBER, 1980, at the office of COMMISSIONERS
with the following members present:

- R. E. OLEXO
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 VACATE A PORTION OF BARNESVILLE STREET IN JACOBSBURG a Public Road as described therein; therefore, be it

RESOLVED, That the 21ST day of JANUARY, 1981, at 1:30 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 26TH day of JANUARY, 1981, 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 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 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. OLEXO
Mr. LINCH
Mr. SARGUS

Adopted the 24TH day of DECEMBER, 1980.

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IMP 842

IN THE MATTER OF THE
VACATING A PORTION OF
BARNESVILLE ST. IN JACOBSBURG
Public Road.

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 JANUARY, 1981, at the office of COMMISSIONERS

with the following members present:

- A. J. SARGUS
- R. E. OLEXO
- C. A. LINCH

Mr. LINCH moved the adoption of the following Resolution:

WHEREAS, On the 21ST day of JANUARY, 1981, 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 26TH day of JANUARY, 1981, 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. OLEXO seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

- Mr. SARGUS YES
- Mr. OLEXO YES
- Mr. LINCH YES

Adopted the 21ST day of JANUARY, 1981.

MARY KAPOLKA CLERK

REPORT OF COUNTY ENGINEER

IMP 842

IN THE MATTER OF THE
VACATING A PORTION OF BARNESVILLE
ST. IN JACOBURG
Public Road.

County Engineer's Office,
Belmont County, Ohio

JAN. 26, 1981

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

The undersigned in obedience to your order dated JAN 21, 1981, proceeded on the 22ND day of JAN, 1981, 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.

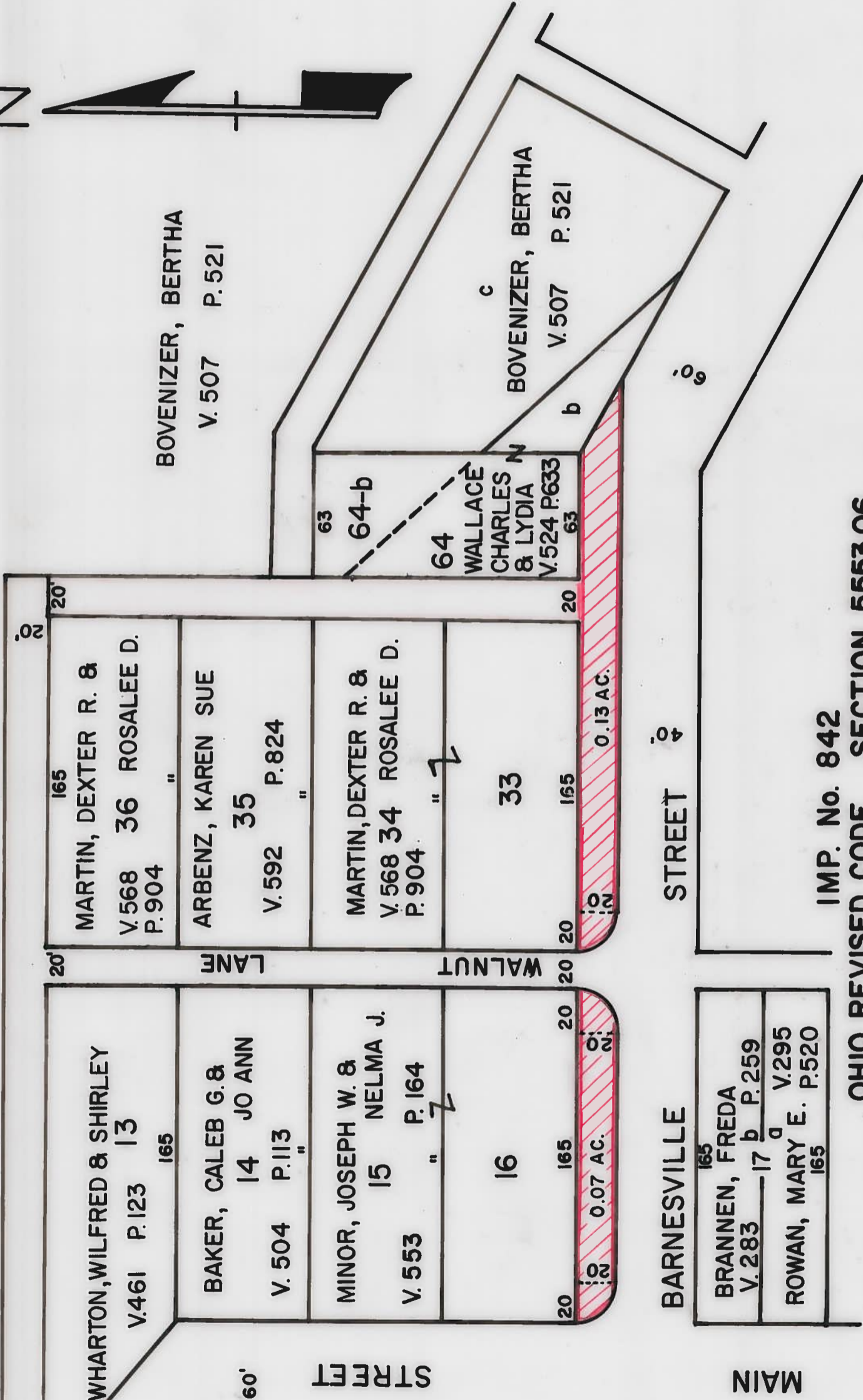
[REDACTED]

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

SEE ATTACHED PLAT

[REDACTED]

Paul F. Bennett



IMP. No. 842

OHIO REVISED CODE SECTION 5553.06

VACATION OF A PART OF BARNESVILLE ST. IN JACOBSBURG, OHIO

RECORDED Plat book F Pg. 499 & Bk. J Pg. 536

SMITH TOWNSHIP
BELMONT COUNTY, OHIO
FRED F. BENNETT
COUNTY ENGINEER



SCALE 1" = 60'

VACATION

APPROVED BY

Co. Engineer *Fred F. Bennett*
Co. Comm. *John F. Smith*
Co. Comm. *John J. Adams*
Co. Comm. *Mike O'Leary*

This 26TH day JANUARY 1981

1881
 Co. Comm. [Signature]
 Co. Comm. [Signature]
 Co. Comm. [Signature]
 Co. Engineer [Signature]

APPROVED BY

ИОИТАСАВ

ВАСОВАНИЕ И
 ВАСОВСТВО ОИО
 Т2 ЭЛЖИВЛГЕ СТ
 SECTION 2223.08
 OHIO REVISED CODE SECTION 2223.08

SP8.01.9MI

ФРЕД Ф. ВЕИНИТТ
 ТТЕМЕТ
 ПИШИШП
 БЕГМОИТ СОИТИС ОИО
 СОИТИС ЕИИЕЕР
 SECTION 5.01.2
 А.Р. АТ. С ИОИТЕС

SCALE 1" = 60'



RECORDED Plat Book 19 1000.00 & Vol. 19.238

ВРАИИЕН, ФРЕДА 825.9 885.V	АДРЕА 825.9 885.V
МАНОР 052.9 81	МАРА Е 825.9 885.V

ЭЛЖИВЛГЕ

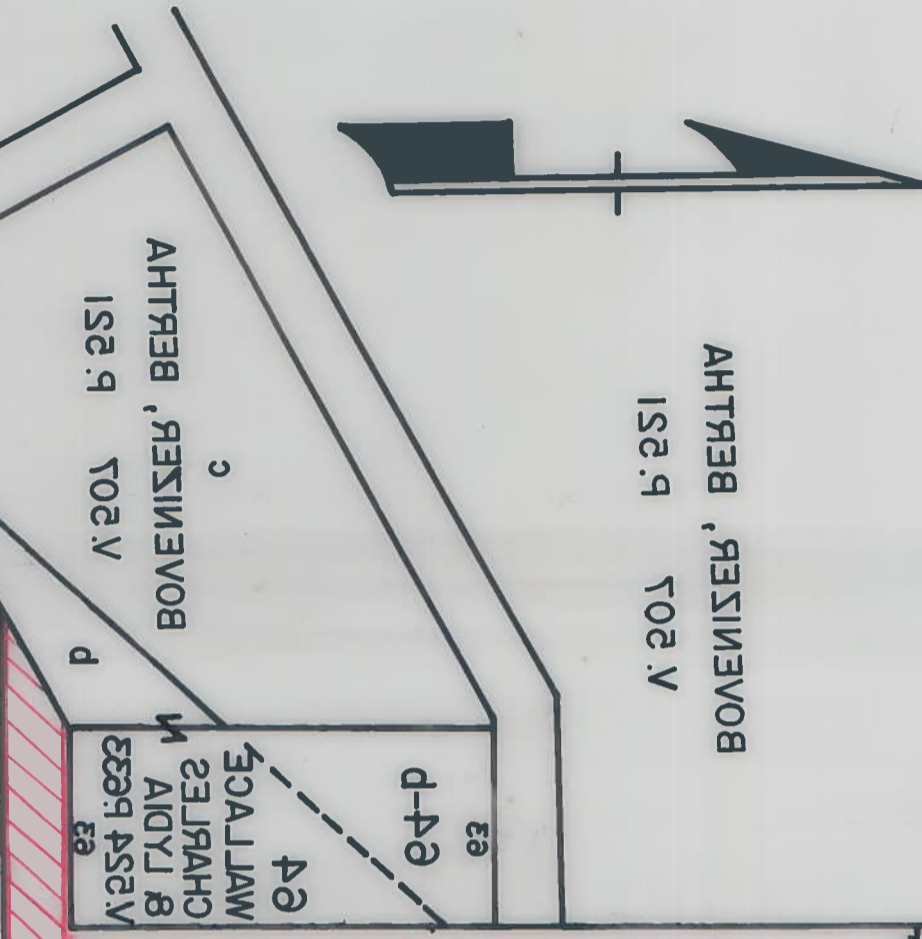
СТРЕЕТ

МАРТАМ 400.9 825.V	Д 825.9 825.V	МАРТАМ 400.9 825.V	Д 825.9 825.V
КАРЕН СИВРА 458.9 825.V	" 458.9 825.V	МАРТАМ 400.9 825.V	Д 825.9 825.V
МАРТАМ 400.9 825.V	" 400.9 825.V	МАРТАМ 400.9 825.V	Д 825.9 825.V

МАНОР 052.9 81	МАРА Е 825.9 885.V
МАНОР 052.9 81	МАРА Е 825.9 885.V

ЭЛЖИВЛГЕ

СТРЕЕТ



АНТНА
 ВОЕИИЕР, ВЕРТНА
 152.9
 702.V

АНТНА
 ВОЕИИЕР, ВЕРТНА
 152.9
 702.V



22'

60'

ИИИИ

RESOLUTION—GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IMP 842

IN THE MATTER OF THE VACATING A PORTION OF BARNESVILLE ST. IN JACOBSBURG Public Road.

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 JANUARY, 1981, at the office of with the following members present:

R. E. OLEXO C. A. LINCH

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.

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 land; 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 _____ 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

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 County Engineer proceed to acquire the necessary right-of-way in accordance with Sections 163.01 to 163.32 inclusive, of the Revised Code.

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

Mr. _____ Mr. OLEXO YES Mr. LINCH YES

Adopted the 26TH day of JANUARY, 1981

MARY KAPOLKA

RESOLUTION—ORDER TO CLOSE ROAD
Sec. 5563.01 R.C. (Open or Close)

IMP 842

IN THE MATTER OF THE
VACATION OF A PART OF
BARNESVILLE ST. IN JACOBSBURG
Public Road.

Office of County Commissioners,
Belmont County, Ohio

The Board of County Commissioners of BELMONT County, Ohio, met
in REGULAR session on the 9TH day of FEBRUARY, 1981,
(Regular)
at the office of with the following members present:

- A. J. SARGUS
- R. E. OLEXO
- 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 JANUARY 26, 1981,
and a copy of this resolution be forwarded to the SMITH Township Trustees.

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

- Mr. SARGUS
- Mr. OLEXO
- Mr. LINCH

Adopted the 9TH day of FEBRUARY, 1981.

MARY KAPOLKA
Clerk, Board of County Commissioners.

BELMONT County, Ohio