

PUBLIC ROAD PETITION

St. Clairsville

Ohio, 19

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 of the road in Morristown Interchange a plat dedicated private 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

Beginning for the same at an iron pin at the Northeast corner of Lot #2 of Morristown Interchange Subdivision as recorded in Plat Book 14, at Page 80 of the Belmont County Plat Records. (Bearing along the north line of Lot #2 being N. 72 deg. 34 min. 20 sec. E.).

Thence from this place of beginning S. 17 deg. 25 min. 40 sec. E. 25 feet; thence N. 72 deg. 34 min. 20 sec. E. a distance of 50 feet; thence N. 17 deg. 25 min. 40 sec. W. a distance of 100 feet; thence S. 72 deg. 34 min. 20 sec. W. a distance of 50 feet; thence S. 17 deg. 25 min. 40 sec. E. a distance of 25 feet; thence S. 72 deg. 34 min. 20 sec. W. a distance of 205.34 feet to an iron pin set in concrete at the southeast corner of Lot #1 of the Standard Oil Company Morristown Subdivision; thence S. 26 deg. 54 min. 09 sec. E. a distance of approximately 51 feet to an iron pin located on the north boundary line of Lot #1 and Lot #2 of the Morristown Interchange Subdivision at the intersection of Lot #1 and Lot #2 of the Morristown Interchange Subdivision; thence N. 72 deg. 34 min. 20 sec. E. a distance of 197 feet along the northern boundary line of Lot #2 to the place of beginning.

Dated this day of, A. D. 19

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Contains 17 rows of handwritten signatures.

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

IN THE MATTER OF THE

Vacation of a portion of Public Road in the Morristown Interchange Subdivision

Plat dedicated ~~Public Road~~ Private Road
Petitioned for by Lee Conway, Pres.

....., and others.

Office of County Commissioners,
Belmont County, Ohio

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

on the 13th day of June, 1983, at the office of the Commissioners

with the following members present:

A. J. Sargus

R. E. Olexo

C. A. Lynch

Mr. Lynch 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 a public road in the Morristown Interchange Subdivision ~~a Public Road~~ as described therein; therefore, be it a Plat dedicated Private Road

RESOLVED, That the 6th day of July, 1983, 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 11th day of July, 1983, 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. Olexo seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Lynch, Yes

Mr. Olexo, Yes

Mr. Sargus, Yes

Adopted the 13th day of June, 1983

RESOLUTION—UPON VIEW OF PROPOSED IMPROVEMENT

ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE
Vacation of a Portion of a Public Road Known
as Morristown Interchange Subdivision
Plat Dedicated ~~Public Road~~ Private Road

Office of County Commissioners,
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in Regular session
on the 6TH day of July, 1983, at the office of the Commissioners
with the following members present:

A. J. Sargus

C. A. Linch

Mr. Linch moved the adoption of the following Resolution:

WHEREAS, On the 6TH day of July, 1983, 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 11TH
day of July, 1983, 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. Linch Yes

Mr. Sargus Yes

Mr. _____

Adopted the 6TH day of July, 1983

Mary Kapolka

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

Vacation of a portion of Public Road in the
Morristown Interchange Sub-division
Plat Dedicated ^{Public Road.} Private Road

County Engineer's Office,

Belmont County, Ohio

July 11, 1983

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

The undersigned in obedience to your order dated July 6, 1983, proceeded on the 7th day of July, 1983, 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.

The width to which said improvement should be opened is _____ feet.

~~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.~~

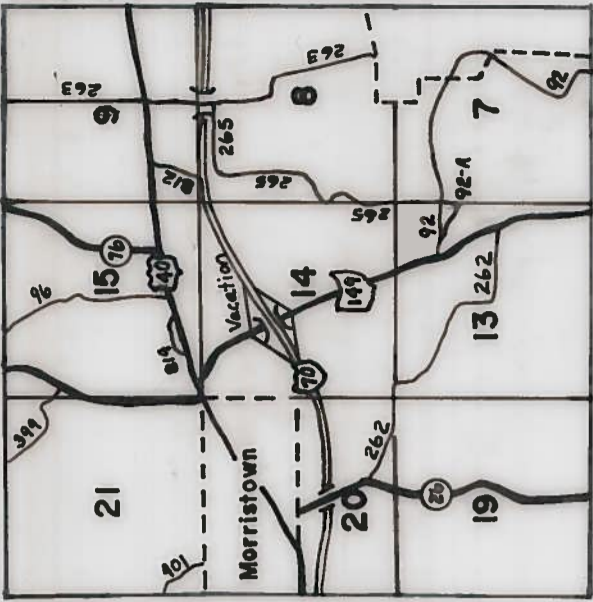
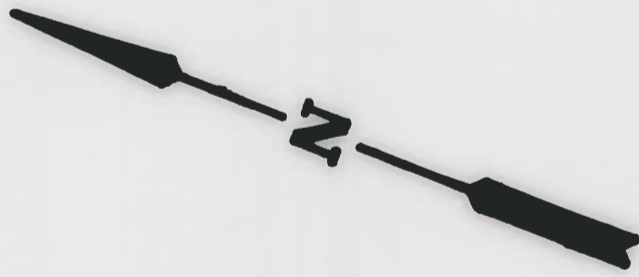
An accurate and detailed description of the proposed improvement describing therein the center line and right of way lines follows:

"see attached plat"

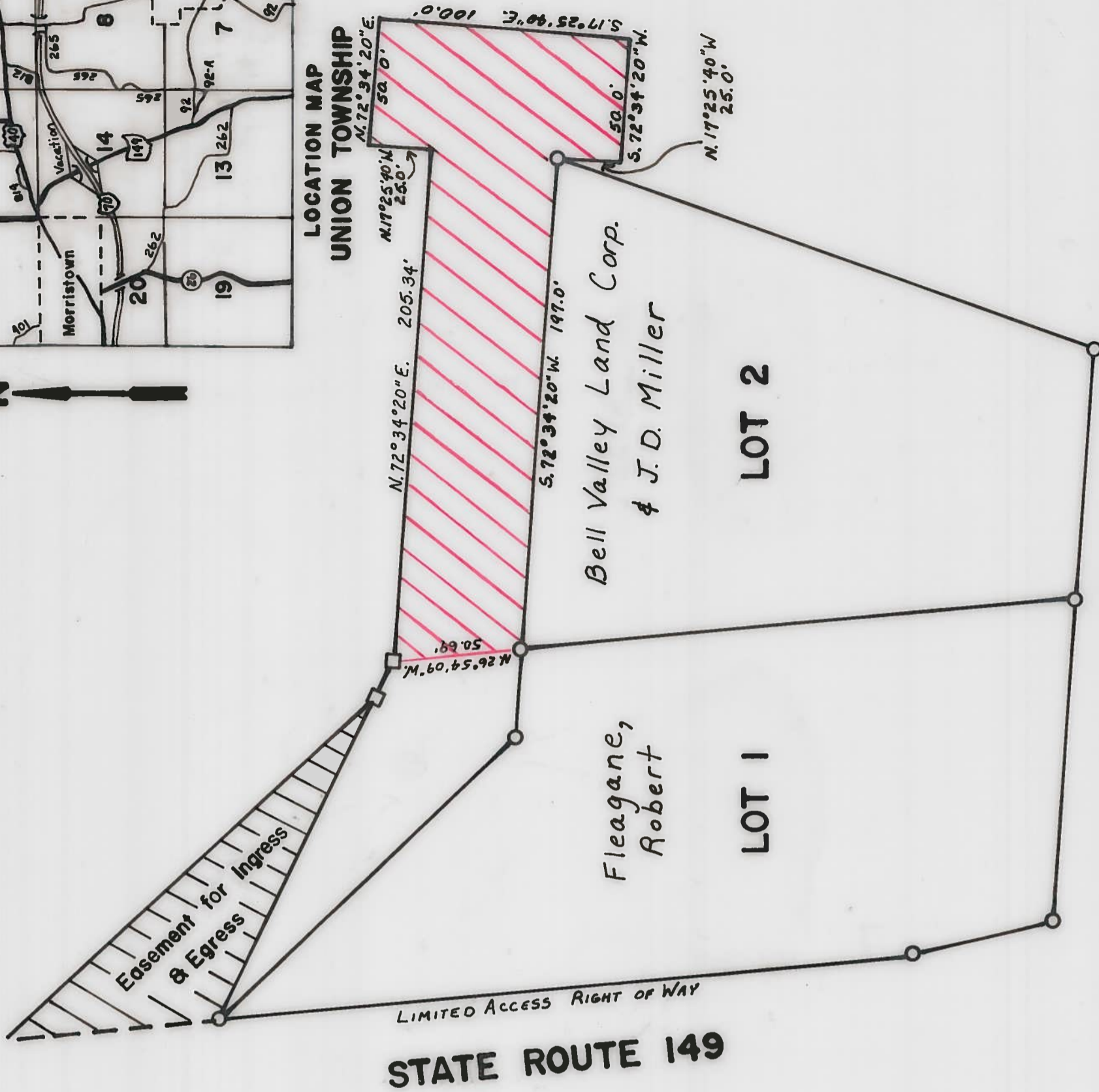
The undersigned recommends the following changes in the proposed improvement which in his judgment should be made in the event the proposed improvement be granted, to-wit: _____

Fred F Bennett

IMP. No. 876
 OHIO REVISED CODE 5553.06
 VACATION OF 0.345 AC. OF ROAD IN
 MORRISTOWN INTERCHANGE SUB.
 RECORDED CABINET C SLIDE 191
 UNION TWP. Sec. 14, T. 8, R. 5
 BELMONT COUNTY, OHIO
 D. F. BENNETT COUNTY ENGINEER



LOCATION MAP
UNION TOWNSHIP




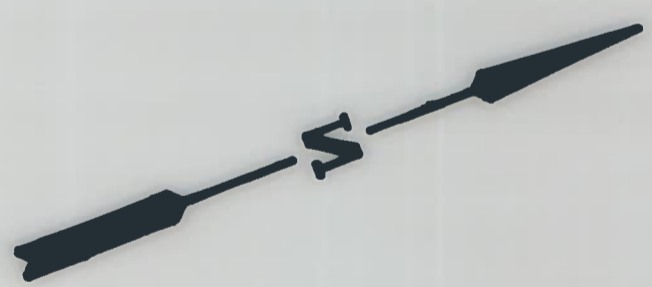
VACATION

APPROVED BY

ENGINEER John F. Bennett, P.E.
 MM. July
 MM. 14
 MM. 1983
 1st day July 1983

15-1
 MM
 MM
 MM
 ENGINEER
 APPROVED BY
 1982
 ydb

LOCATION 



D. F. WEINMILLER
 CIVIL ENGINEER
 BEAUMONT COUNTY, OHIO
 2001 TWP. SEC. 14, T. 8, R. 2
 RECORDED CABINET C 2101 101
 INTERCHANGE SUB.
 IN ORDER TO ADJUST TO POINT
 OHIO REVISION CODE 222200
 878 .01 878

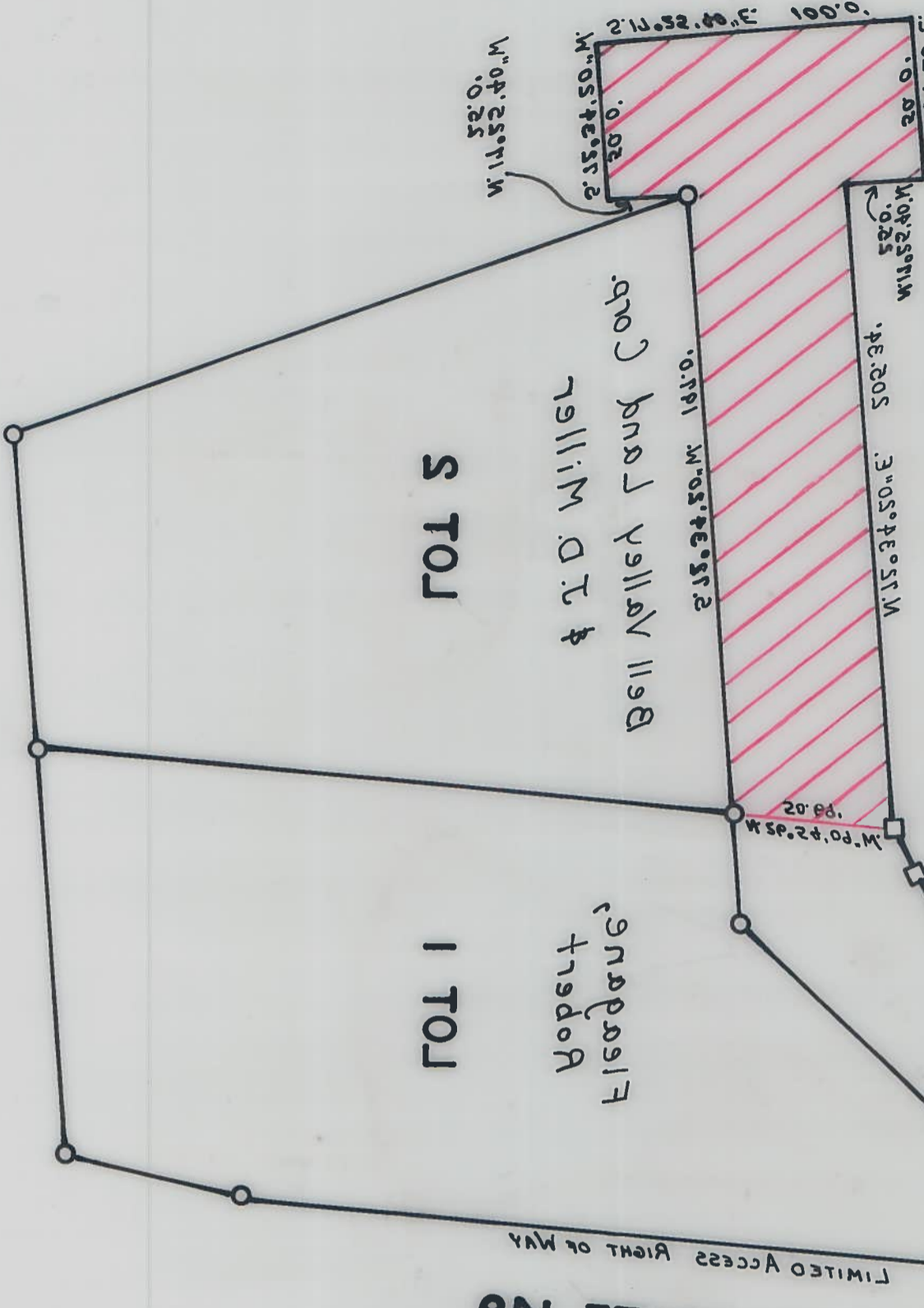
STATE ROUTE 149

LIMITED ACCESS RIGHT OF WAY

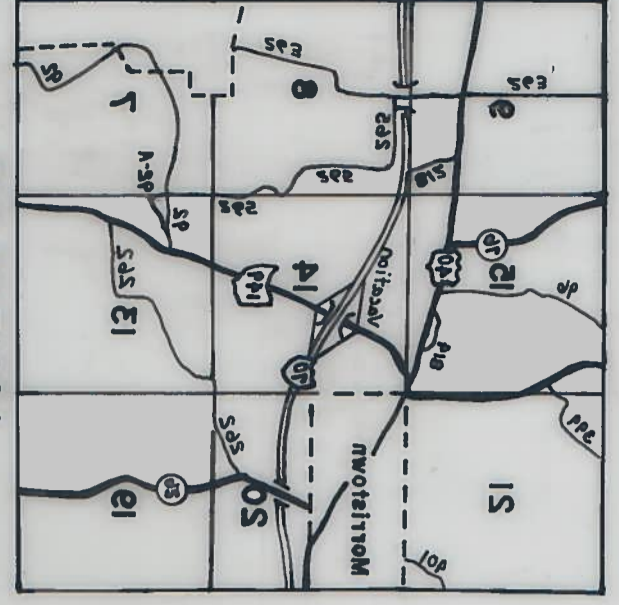
Easement for
8' Egress
for
Ingress

LOT 1
 Hopcraft
 +
 Fiedorowicz

LOT 5
 & J.D. WILLET
 Bell Valley Land Corp.



LOCATION MAP
 ПОЛОЖЕНИЕ МАРЫ



RESOLUTION—GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE

Office of County Commissioners,

Vacation of a portion of Public Road in the Morristown Interchange Sub-division

Belmont County, Ohio

Union Twp. Plat Dedicated Private Road

The Board of County Commissioners of Belmont County, Ohio, met in Regular session on the 11th day of July, 1983, at the office of the Commissioners with the following members present:

Mr. Lynch, abstained from action on this proposed improvement, due to conflict of interest.

A. J. Sargus

R. E. Olexo

C. A. Lynch

Mr. Olexo 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. 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 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 of such compensation and damages to be paid by the owner, or owners, of each parcel of such land; 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 feet in width; and be it further

RESOLVED and determined to proceed with said improvement and the same is hereby granted and said road is hereby ordered feet in width, with the following modifications and changes in the route and termini which in our judgment the public convenience and welfare require, and it is hereby ordered that an accurate and detailed description of such 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. Sargus seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Olexo Yes

Mr. Sargus Yes

Mr. Lynch Abstain

Adopted the 11th day of July, 1983

Mary Kapolka

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

IN THE MATTER OF THE

Vacation of a Portion of Public Road
in the Morristown Interchange Sub-division
~~Public Road~~
Plat Dedicated Private Road

Office of County Commissioners,
Belmont County, Ohio

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

in Regular session on the 27th day of July, 1983,
(Regular or Special)

at the office of the 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, 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 11, 1983,

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

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

resulted as follows:

- Mr. Linch, Yes
- Mr. Olexo, Yes
- Mr. Sargus, Yes

Adopted the 27th day of July, 1983

Mary Kapolka
Clerk, Board of County Commissioners.

Belmont County, Ohio