

PUBLIC ROAD PETITION

St. Clairsville, Ohio, February 21, 1986

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 relocation of a part of Belmont Co. Road # 64 a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for rededication of 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 at a point on the East line of the Northwest Quarter of Section 21, which is N 20-20-36 E for a distance of 574.76 feet from the center of Section 21; thence with the center line of the new County Road No. 64 S 38-49 W for a distance of 177.27 feet; thence with a curve to the right, which has a radius of 1432.39 feet, a delta angle of 7-41, and an arc length of 192.08 feet; thence S 46-30 W for a distance of 162.09 feet; thence with a curve to the right, which has a radius of 1206.23 feet, a delta angle of 27-02, and an arc length of 569.12 feet; thence S 73-32 W for a distance of 4.21 feet; thence with a curve to the right, which has a radius of 572.96 feet, a delta angle of 29-28, and an arc length of 294.67 feet; thence N 77-00 W for a distance of 171.98 feet; thence with a curve to the left, which has a radius of 818.51 feet, a delta angle of 15-19, and an arc length of 218.81 feet; thence S 87-41 W for a distance of 5.77 feet; thence with a curve to the left, which has a radius of 272.84 feet, a delta angle of 43-36-32, and an arc length of 207.66 feet; thence S 44-04-28 W for a distance of 2.39 feet to a previous dedicated P.C.C. of 11+88.12.

Dated this day of, A. D. 19

Table with 2 columns: PETITIONERS' NAMES and TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Includes handwritten signature: Jay Yechow Agent, Calhoun Coal Co.

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

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

Relocation and dedication of
County Road 64
Public Road.

Petitioned for by Jay Gerchaw
, and others.

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 24th day of February, 1986, at the office of the commissioners with the following members present:

A. J. Sargus

R. E. Alexo

C. A. Linch

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 and rededicate County Road # 64 a Public Road as described therein; therefore, be it

RESOLVED, That the 12th day of March, 1986, 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 17th day of March, 1986, 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 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. Alexo seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Linch, Yes

Mr. Alexo, Yes

Mr. Sargus, Yes

Adopted the 24th day of February, 1986.

RESOLUTION — UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE

Vacation and Rededication of
County Road # 64
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 March, 1926, at the office of the commissioners
with the following members present:

- A. J. Sargus
- R. E. Alexo
- C. A. Linsch

Mr. Linsch moved the adoption of the following Resolution:

WHEREAS, On the 12th day of March, 1926, 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 17th day of March, 1926, 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. Alexo seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

- Mr. Linsch, Yes
- Mr. Alexo, Yes
- Mr. Sargus, Yes

Adopted the 12th day of March, 1926

Mary Kapalka
Clerk, Board of County Commissioners,

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

County Engineer's Office,

Belmont County, Ohio

Vacation and re-dedication of
County Rd #64
Public Road

March 17, 1926

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

The undersigned in obedience to your order dated March 12, 1926, proceeded on the 13th day of March, 1926, 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 60 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:

Paul F. Bennett P.E.

REDEDICATION OF A PORTION OF BELMONT COUNTY ROAD 64
 WHEELING TOWNSHIP, BELMONT COUNTY, OHIO
 SECTION 21, TOWNSHIP 8, & RANGE 4

FRED BENNETT, COUNTY ENGINEER

DEDICATION:

BE IT KNOWN BY THESE PRESENT THAT THE UNDERSIGNED LEGAL AGENTS, OF CONSOLIDATION COAL COMPANY, DO HEREOF DEDICATE FOR PUBLIC USE FOREVER THE HEREIN PLATTED RIGHT-OF-WAY FOR ROAD PURPOSES UNDER SECTION 5555.31 OF THE OHIO REVISED CODE.



D. C. Shaden
T. T. Shryver
Caryn Loper
 AGENTS WITNESSES

Se. V. P. Minner
Asst. Secretary
Thomas M Shorts
 TITLE

BELMONT COUNTY COMMISSIONERS:

APPROVED THIS 17 DAY OF March 1986

A. J. Sayers
W. E. Olds
C. A. Linn
 BELMONT COUNTY COMMISSIONERS.

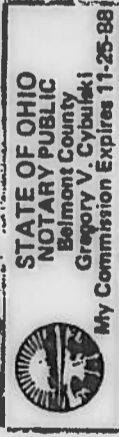
STATE OF OHIO:
 BELMONT COUNTY:

BEFORE ME, A NOTARY PUBLIC, PERSONALLY CAME THE AFORESIGNED AGENTS OF CONSOLIDATION COAL COMPANY, WHO ACKNOWLEDGED THE SIGNING OF THE FOREGOING CERTIFICATE TO BE THEIR VOLUNTARY ACT AND DEED.

IN WITNESS THEREOF I HAVE HEREOF SET MY HAND AND AFFIXED MY SEAL THIS 07th DAY OF February 1986

Gregory V. Cybulski
 NOTARY PUBLIC

11-25-88
 MY COMMISSION EXPIRES



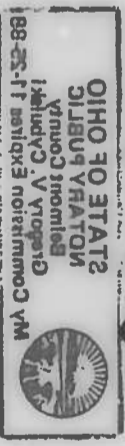
BELMONT COUNTY ENGINEER:

APPROVED THIS 17 DAY OF March 1986

Fred Z. Bennett
 BELMONT COUNTY ENGINEER.

NOTE:

RIGHT-OF-WAY IS TO EXTEND 30 FEET ON EACH SIDE OF THE CENTERLINE EXCEPT WHERE ADDITIONAL RIGHT-OF-WAY IS NEEDED ALONG AND ADJACENT TO THE ROADWAY FILLS. THE ADDITIONAL RIGHT-OF-WAY IS INTENDED FOR MAINTENANCE PURPOSES ONLY.



NOTARY PUBLIC
88-75-11

Richard J. ...

APPEARED AND PERSONALLY KNOWN TO ME AND I BELIEVE HIM TO BE THE PERSON WHOSE NAME IS SET FORTH IN THE ABOVE INSTRUMENT AND WHOSE NAME IS SET FORTH IN THE ABOVE INSTRUMENT AND WHOSE NAME IS SET FORTH IN THE ABOVE INSTRUMENT.

STATE OF OHIO



Richard J. ...

Donald M ...

BEFORE ME, the undersigned authority, on this day personally appeared *Donald M ...* known to me to be the person whose name is set forth in the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

NOTARIAL

NOTE: THE ABOVE INSTRUMENT IS INTENDED TO BE VALID AND EFFECTIVE FROM THE DATE OF RECORDING AND NOT FROM THE DATE OF EXECUTION.

Richard J. ...

APPROVED AND FORWARDED

NOTARY PUBLIC

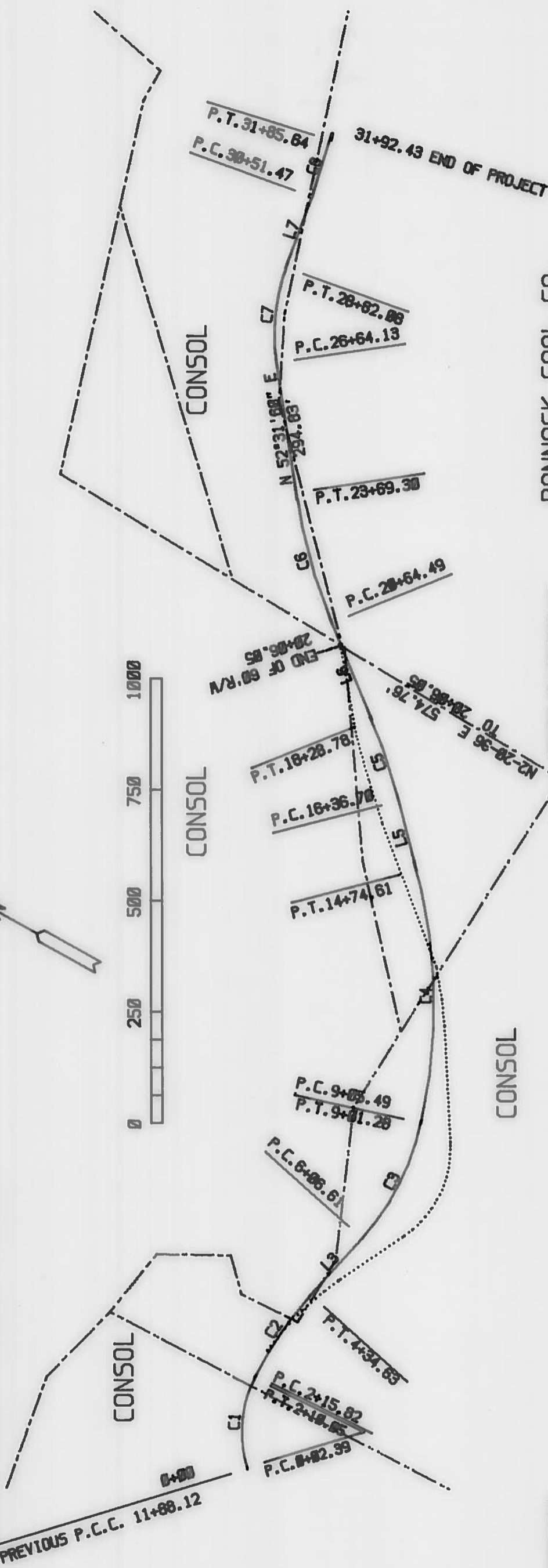
Richard J. ...

APPROVED AND FORWARDED

NOTARY PUBLIC

FRED BENNETT, CIVIL ENGINEER
SECTION 12, LOT 8 & 9
MEEHNS LOT 8 & 9
SECTION 12, LOT 8 & 9
MEEHNS LOT 8 & 9
SECTION 12, LOT 8 & 9

CURVE	DELTA ANGLE	RADIUS	ARC LENGTH	CHORD	TANGENT
C1	43°56'32"	272.84	207.66	202.69	109.15
C2	15°19'00"	818.51	218.81	218.16	110.06
C3	29°28'00"	572.96	294.67	291.43	150.67
C4	27°02'00"	1206.23	569.12	569.86	289.96
C5	07°41'00"	1432.39	192.08	191.94	96.19
C6	13°43'00"	1273.24	304.81	304.09	153.14
C7	28°20'00"	440.74	217.95	215.74	111.25
C8	02°41'00"	2864.79	134.17	134.15	67.10



DIRECTION	DISTANCE
N 44°04'28" E	2.39
N 87°40'00" E	5.77
S 76°59'00" E	171.98
N 79°32'00" E	4.21
N 46°29'00" E	162.09
N 38°48'00" E	235.71
N 80°52'00" E	169.99
N 78°11'00" E	6.79

LEGEND

- DEDICATION CENTERLINE
- DEDICATED CENTERLINE
- - - - - PROPERTY LINES

--- CENTERLINE
 CENTERLINE
 ——— SECTION INDICATION

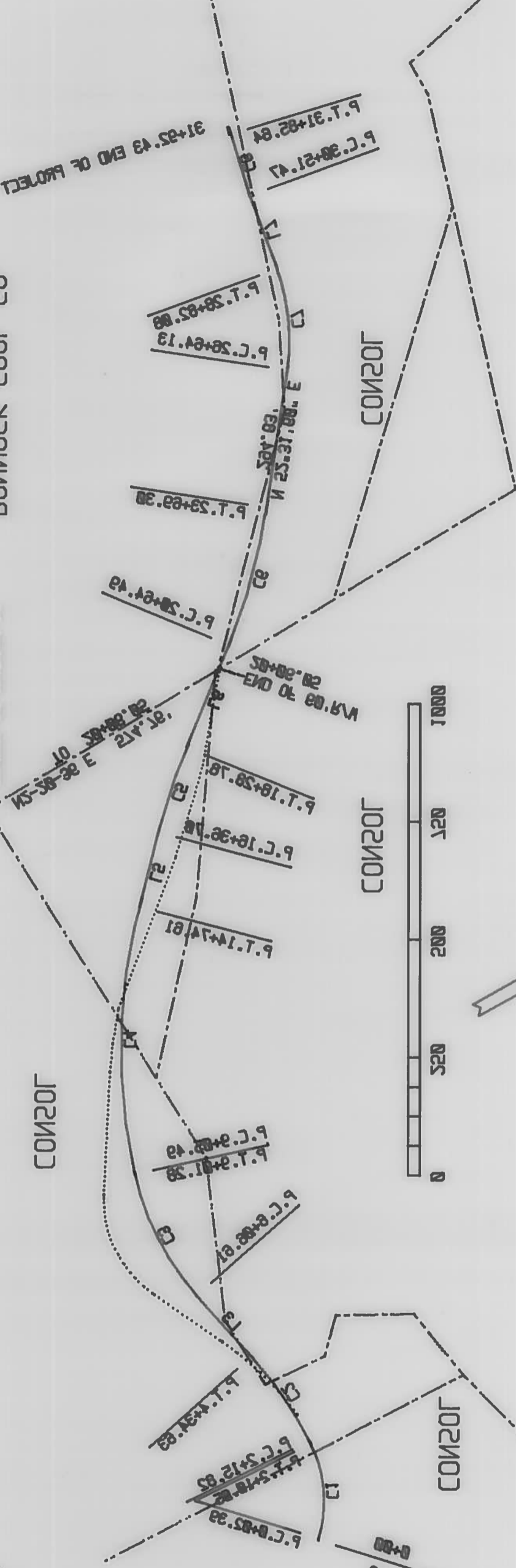
LEGEND

LINE	DIRECTION	DISTANCE
N	18.11.00"	E
N	80.25.00"	E
N	38.48.00"	E
N	48.52.00"	E
N	13.35.00"	E
S	18.22.00"	E
N	87.48.00"	E
N	44.84.58"	E
S	27.2	E
S	17.171	E
S	17.382	E
S	185.88	E
S	4	E
S	171.28	E
S	5.38	E

FRED BENNETT, CIVIL ENGINEER
 SECTION 51, TOWNSHIP 8 & RANGE 4
 WHEELING TOWNSHIP, BEGONIT COUNTY, OHIO
 BEGONIT COUNTY ROAD 24
 20 FEET TO RIGHT-OF-WAY
 OF
 DEDICATED

VOL. 287, PAGE 484
 BRUNICK CO. CO.

1/4" = 8' R. R. 4
 CENTER OF SECTION 51



STATION	ELEVATION	WIDTH	HEIGHT	WIDTH	HEIGHT	WIDTH	HEIGHT
0+00	105.41.00"	134.12	13.421	134.12	13.421	134.12	13.421
1+00	105.50.00"	132.14	12.145	132.14	12.145	132.14	12.145
2+00	105.43.00"	130.16	11.169	130.16	11.169	130.16	11.169
3+00	105.41.00"	128.18	10.183	128.18	10.183	128.18	10.183
4+00	105.38.00"	126.20	9.187	126.20	9.187	126.20	9.187
5+00	105.36.00"	124.22	8.191	124.22	8.191	124.22	8.191
6+00	105.34.00"	122.24	7.195	122.24	7.195	122.24	7.195
7+00	105.32.00"	120.26	6.199	120.26	6.199	120.26	6.199
8+00	105.30.00"	118.28	5.203	118.28	5.203	118.28	5.203
9+00	105.28.00"	116.30	4.207	116.30	4.207	116.30	4.207
10+00	105.26.00"	114.32	3.211	114.32	3.211	114.32	3.211
11+00	105.24.00"	112.34	2.215	112.34	2.215	112.34	2.215
12+00	105.22.00"	110.36	1.219	110.36	1.219	110.36	1.219
13+00	105.20.00"	108.38	0.223	108.38	0.223	108.38	0.223
14+00	105.18.00"	106.40	0.227	106.40	0.227	106.40	0.227
15+00	105.16.00"	104.42	0.231	104.42	0.231	104.42	0.231
16+00	105.14.00"	102.44	0.235	102.44	0.235	102.44	0.235
17+00	105.12.00"	100.46	0.239	100.46	0.239	100.46	0.239
18+00	105.10.00"	98.48	0.243	98.48	0.243	98.48	0.243
19+00	105.08.00"	96.50	0.247	96.50	0.247	96.50	0.247
20+00	105.06.00"	94.52	0.251	94.52	0.251	94.52	0.251
21+00	105.04.00"	92.54	0.255	92.54	0.255	92.54	0.255
22+00	105.02.00"	90.56	0.259	90.56	0.259	90.56	0.259
23+00	105.00.00"	88.58	0.263	88.58	0.263	88.58	0.263
24+00	104.98.00"	86.60	0.267	86.60	0.267	86.60	0.267
25+00	104.96.00"	84.62	0.271	84.62	0.271	84.62	0.271
26+00	104.94.00"	82.64	0.275	82.64	0.275	82.64	0.275
27+00	104.92.00"	80.66	0.279	80.66	0.279	80.66	0.279
28+00	104.90.00"	78.68	0.283	78.68	0.283	78.68	0.283
29+00	104.88.00"	76.70	0.287	76.70	0.287	76.70	0.287
30+00	104.86.00"	74.72	0.291	74.72	0.291	74.72	0.291
31+85.15	104.84.00"	72.74	0.295	72.74	0.295	72.74	0.295

PREVIOUS P.C.C. 11+88.15
 0+00

**RESOLUTION — GRANTING PROPOSED IMPROVEMENT
ORDERING RECORD, ETC.**

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

Vacation and rededication of County

Road #64

Public Road

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 17th day of March, 1936, at the office of the commissioners with the following members present:

A. J. Sargus
R. E. Alexo
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; 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. 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 and Rededicated 60' 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 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. Alexo seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Mr. Linch
Mr. Alexo
Mr. Sargus

Adopted the 17th day of March, 1936.

Mary Kapalka
Clerk, Board of County Commissioners,

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

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

Public Road

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

in _____ session on the _____ day of _____, 19____,
(Regular or Special)

at the office of _____ with the following members present:

Mr. _____ 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 _____

_____, as order heretofore, made on our journal of the date of _____, 19____,

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

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

resulted as follows:

Mr. _____,

Mr. _____,

Mr. _____,

Adopted the _____ day of _____, 19____

Clerk, Board of County Commissioners.

County, Ohio