

PUBLIC ROAD PETITION

Belmont Co, Ohio, June, 19 93

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 vacation & Rededication of Twp Rd. 437 a Public Road on the line hereinafter described, and make application to you to institute and order proper proceedings in the premises, for vacating & rededicating such road, the same not being a road on the State Highway System.

The first Begin.

Beginning at a point in the center of T.R. 437, said point being located on the West line of Sec. 22, T6, R3 and N2° 31' 22" E 700' from the southwest corner of said Sec. 22 thence from said point of beginning the following bearings and distances: (1) N3° 08' 26" E 435.60' (2) N 7° 35' 03" W 344.21' (3) N 30° 20' 08" E 150.50' (4) N 37° 03' 41" W 60.46' (5) N 56° 38' 47" E 78.39' (6) with a curve to the left having a central angle of 35° 22' 33", a tangent of 55.25', a length of 106.97' a radius of 173.25' and a long chord which bears N 40° 02' 41" E 105.28' (7) N 21° 16' 14" E 138.92' (8) with a curve to the right having a central angle of 45° 25' 38", a tangent of 61.61' a length of 116.70' a radius of 147.20' and a long chord which bears N43° 59' 03" E 113.67' (9) with a curve to the left having a central angle of 33° 41' 13", a tangent of 130.59' a length of 253.61', a radius of 431.35' and a long chord which bears N 50° 11' 48" E 249.97', (10) with a curve to the left having a central angle of 58° 44' 24", a tangent of 69.75', a length of 127.07', a radius of 123.94' and a long chord which bears N 3° 38' 27" E 121.58' (11) N 25° 43' 45" W 185.46' (12) with a curve to the right having a central angle of 77° 01' 23", a tangent of 121.26', a length of 204.84', a radius of 152.38' and a long chord which bears N 13° 16' 26" E 189.76' (13) N 51° 17' 38" E 274.51' to end of said alteration. Upon completion of the above described alteration and acceptance by the Belmont County Commissioner's, the abandoned portions of said roadway outside the right-of-way of the above described alteration shall be vacated.

Dated July 5, 1993

Table with 2 columns: PETITIONERS' NAMES, TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE

Table with 2 columns: PETITIONERS' NAME, TAXING DISTRICT OF COUNTY IN WHICH PETITIONER OWNS REAL ESTATE. Includes handwritten entry: Ohio Coal & Const. Corp by Patrick J. Spier Agent

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

altering a portion of T.R. 437

Public Road.

Petitioned for by Eric Cook Construction

, and others.

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

on the 12 day of May, 1993, at the office of the Commissioners

with the following members present:

Jim Hape

Michael Bianconi

Lawrence Passack

Mr. Bianconi 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 alter a portion of T.R. 437

a Public Road as described therein; therefore, be it

RESOLVED, That the 2nd day of June, 1993, 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 7th day of June, 1993, at 9:45 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. Passack seconded the Resolution and the roll being called upon its adoption, the vote

resulted as follows:

Mr. Bianconi, Yes

Mr. Passack, Yes

Mr. Hape, Yes

Adopted the 12 day of May, 1993

RESOLUTION — UPON VIEW OF PROPOSED IMPROVEMENT
ORDER TO COUNTY ENGINEER

IN THE MATTER OF THE

restoring a portion of T.R.
437
Public Road

Office of County Commissioners,
Belmont County, Ohio

The Board of County Commissioners of Belmont County, Ohio, met in regular session
on the 2nd day of June, 1993, at the office of the commissioners
with the following members present:

Lin Dape
Michael C. Bianconi
John Pappas

Mr. Bianconi moved the adoption of the following Resolution:

WHEREAS, On the 2nd day of June, 1993 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 June, 1993, 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. Pappas seconded the Resolution and the roll being called upon its adoption, the vote
resulted as follows:

Mr. Bianconi Yes
Mr. Pappas Yes
Mr. Dape Yes

Adopted the 2nd day of June, 1993

John Pappas
Clerk. Board of County Commissioners.

REPORT OF COUNTY ENGINEER

IN THE MATTER OF THE

County Engineer's Office,

Belmont County, Ohio

restoration of Dred Trip

Rd 437

Public Road

June 7, 1993

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

The undersigned in obedience to your order dated June 2, 1993, proceeded on the 3rd day of June, 1993, 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.

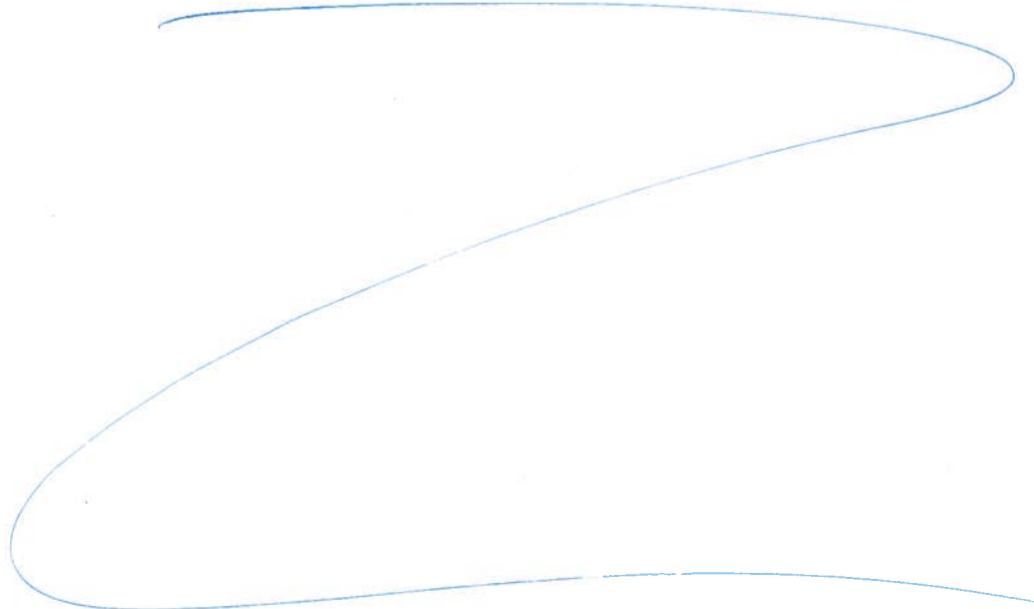
The width to which said improvement should be opened is 60 feet.

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:



Fred F. Bennett, P.E.

TOWNSHIP ROAD NO. 437

IMPROVEMENT NO. 967

RICHLAND TOWNSHIP

SECTIONS 22,28 T-6, R-3

60' R/W

BELMONT COUNTY, OHIO

FRED BENNETT COUNTY ENGINEER

0.48 MILES

KNOW ALL MEN BY THESE PRESENTS, THAT WE TONY GENTILE, PRES. OHIO

RIVER COLLIERIES AND TONY GENTILE, TRUSTEE

THE UNDERSIGNED AND PROPERTY OWNERS HEREIN DO GIVE, GRANT BARGAIN AND FOREVER

DEDICATE TO THE BELMONT COUNTY COMMISSIONERS, AND THEIR SUCCESSORS IN OFFICE,

BELMONT COUNTY, OHIO, SEC. 5553.31 OF THE OHIO REVISED CODE.

WITNESS

SIGNERS

Frank Cady
Frank Cady

OHIO RIVER COLLIERIES CO.

Tony Gentile, PRES
Tony Gentile, Trustee

STATE OF OHIO

COUNTY OF BELMONT

BEFORE ME A NOTARY PUBLIC PERSONALLY APPEARED THE ABOVE PERSONS

TONY GENTILE, PRES. OHIO RIVER COLLIERIES

AND TONY GENTILE, TRUSTEE WHO ACKNOWLEDGE THAT THEY DID SIGN

THE FOREGOING, AND THAT THE SAME IS THEIR FREE ACT AND DEED, IN TESTIMONY WHEREOF,

I HAVE HEREINTO SET MY HAND AND OFFICIAL SEAL THIS 2nd DAY OF FEB, 1987.

MY COMMISSION EXPIRES

Jerry E. Pullins

NOTARY Jerry E. Pullins

Notary Public, State Of Ohio

My Commission Expires Aug. 4, 1988

APPROVED BY

COUNTY ENGINEER

COUNTY COMMISSIONER

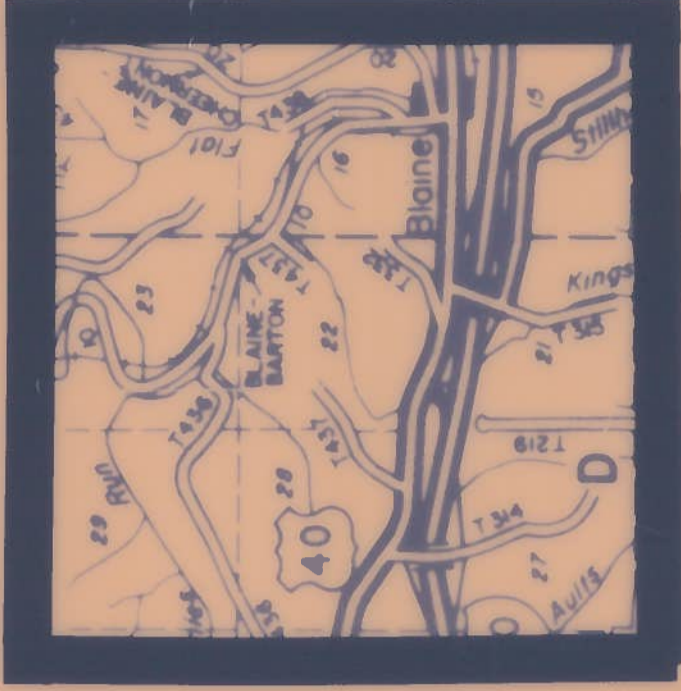
COUNTY COMMISSIONER

COUNTY COMMISSIONER

THIS ___ DAY OF ___ 1987

Fred F. Bennett, P.E.
Jim Hester

John Pollock



SCALE : 1 INCH = 1 MILE

21817 _____ TO YAC _____ 1987

СОЛИТА СОММИ2210ИИЕР
СОЛИТА СОММИ2210ИИЕР
СОЛИТА СОММИ2210ИИЕР
СОЛИТА ЕИДИИИЕР

James P. Miller
James P. Miller
James P. Miller
James P. Miller

АБРАВЕД ВА

Commission Expires Aug. 4, 1988
Ohio Public State of Ohio
Public Utility E Public

James P. Miller

МА СОММИ2210ИИ ЕХБРИЕЗ
I HAVE HEREBY SET MY HAND AND OFFICIAL SEAL THIS 2ND DAY OF FEB 1987
THE FOREGOING AND THAT THE SAME IS TRUE FREE AND UNDEER IN TESTIMONY HEREBY
AND TOMY ГЕИТИГЕ, ГИРГИЕ

ТОМУ ГЕИТИГЕ, БРЕЗ ОИО БИВЕР СОЛГИЕРИЕЗ

ВЕЛДРЕ МЕ А ИОЛВА БУРГИС БЕРКОММТА АБРАВЕД ЛЕ ВДОВЕ БЕРКОМ

СОЛМА ОЕ БЕГНОМТ
СТАТЕ ОЕ ОИО

James P. Miller

James P. Miller
James P. Miller
James P. Miller
James P. Miller

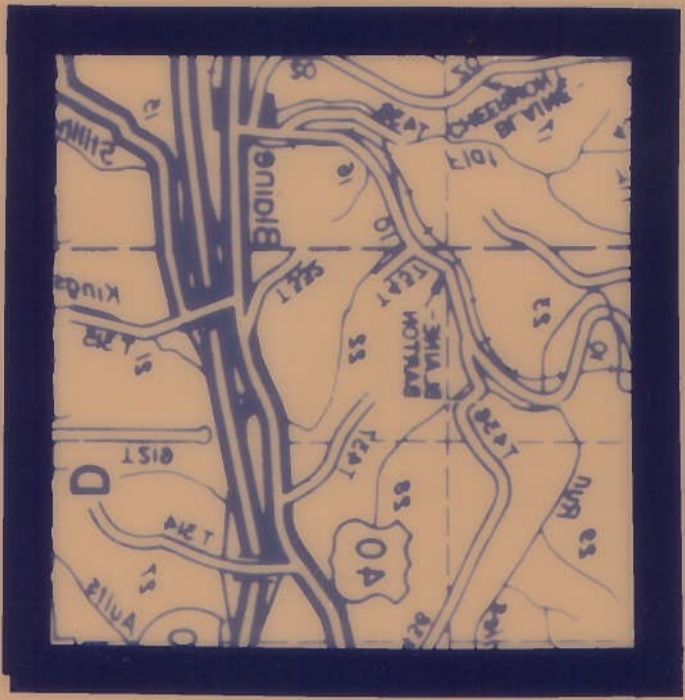
223171V

218172

БЕГНОМТ СОЛМА, ОИО СЕС 223171 ОЕ ЛЕ ОИО РЕЛВИЗЕД СОДЕ
ДЕДИСАЛЕ ЛО ЛО ЛЕ БЕГНОМТ СОЛМА СОММИ2210ИИЕР2 ЧИО ЛЕИР СЛССЕ220ИЕ2 ИИ ОЕЛЛО
ЛЕ ИДЕК220ИЕ2 ЧИО БРОБРЕТЛУ ДАИЕ2 НЕБЕДИ ДО СЛА СВАТ БУРОВА ИИО ЛОВЕЛЕР

БИВЕР СОЛГИЕРИЕЗ _____ ИИО _____ ТОМУ ГЕИТИГЕ, ГИРГИЕ
КИИЛ АТ ЛЕИ ВЕ ЛЕЗЕ БРЕЗЕИЛ2, ЛИИЛ ЛЕ _____ ТОМУ ГЕИТИГЕ, БРЕЗ ОИО

2САГЕ : 1 ИИИИ = 1 ИИГЕ



048 ИИГЕ2

БРЕД ВЕИИЕТТ СОЛМА ЕИДИИЕР

БЕГНОМТ СОЛМА, ОИО

ЕО, В\В

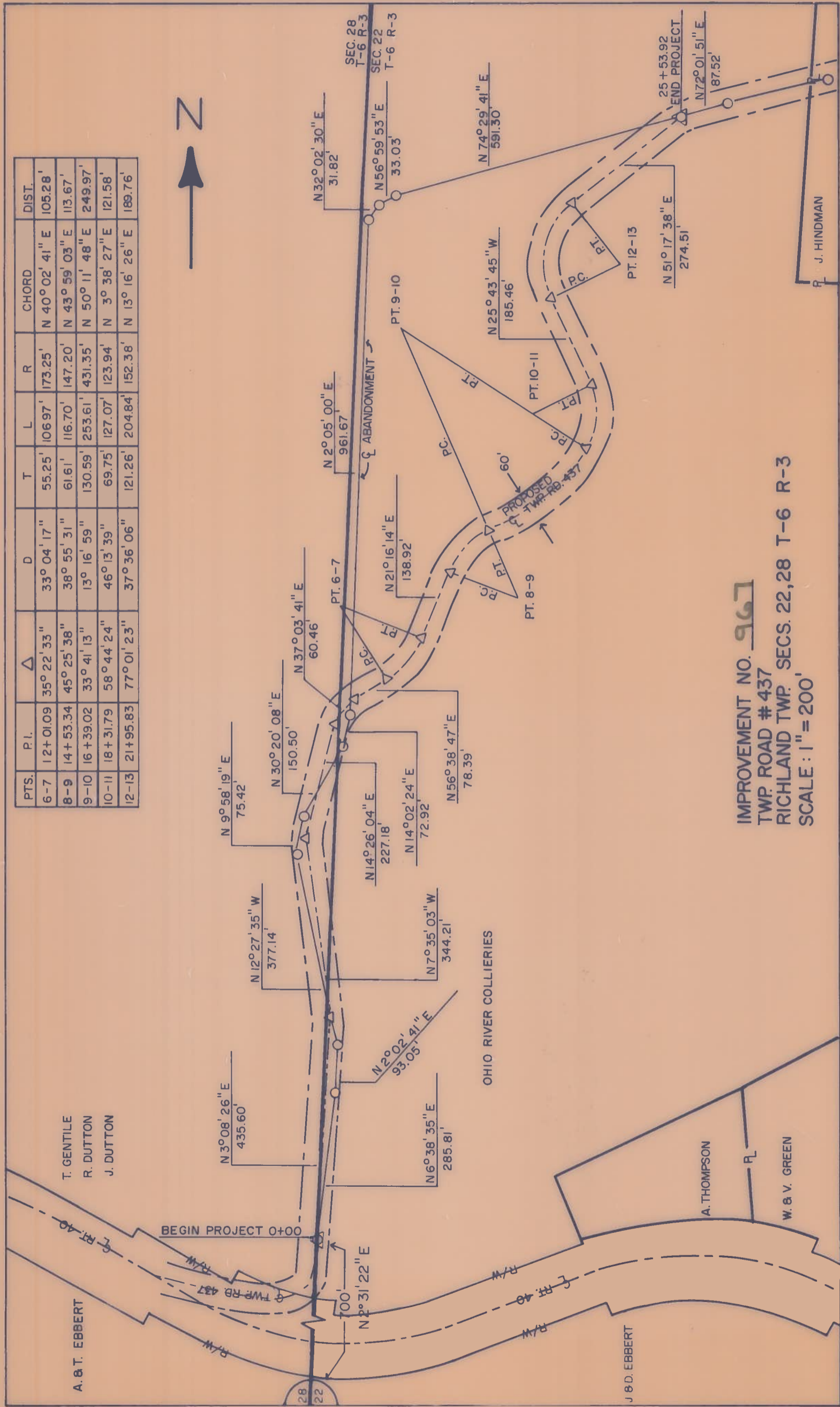
ЗЕСТИДИЗ 55,58 1-2' В-3

РИСНГЛИИОТ СИДЛНННН

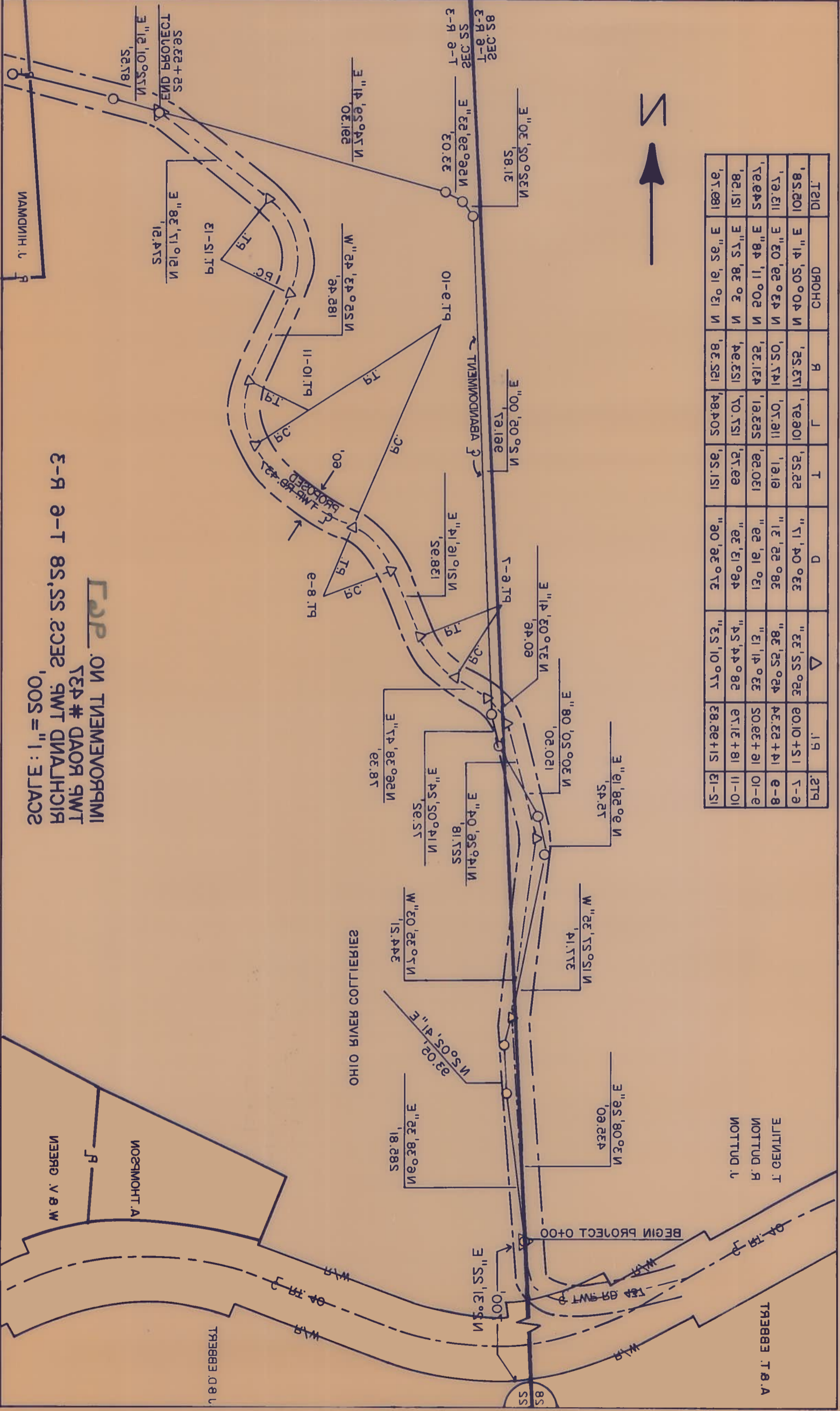
ИИ\БРЕВЕРИИ ИИ РСИ

ТОИИИИИ РКОР ИИ 431

PTS.	P.I.	Δ	D	T	L	R	CHORD	DIST.
6-7	12+01.09	35° 22' 33"	33° 04' 17"	55.25'	106.97'	173.25'	N 40° 02' 41" E 105.28'	
8-9	14+53.34	45° 25' 38"	38° 55' 31"	61.61'	116.70'	147.20'	N 43° 59' 03" E 113.67'	
9-10	16+39.02	33° 41' 13"	13° 16' 59"	130.59'	253.61'	431.35'	N 50° 11' 48" E 249.97'	
10-11	18+31.79	58° 44' 24"	46° 13' 39"	69.75'	127.07'	123.94'	N 3° 38' 27" E 121.58'	
12-13	21+95.83	77° 01' 23"	37° 36' 06"	121.26'	204.84'	152.38'	N 13° 16' 26" E 189.76'	



IMPROVEMENT NO. **967**
 TWP. ROAD # 437
 RICHLAND TWP. SECS. 22, 28 T-6 R-3
 SCALE: 1" = 200'



SCALE: 1" = 500'
 RICHARD TMB SEC 25 S8 T 8 R 3
 TWP ROAD # 43
 IMPROVEMENT NO. 22P

STATION	BEARING	DISTANCE	POINT	CHORD	DIST.
15-13	S 1° 22' 28"	170.01, 53.11	151.5e,	504.84,	125.38,
10-11	N 18° 31' 12"	280.44, 54.11	153.04,	153.04,	151.28,
8-10	N 10° 10' 08"	330.41, 13.11	130.20,	523.81,	421.32,
8-8	N 14° 23' 34"	420.52, 38.11	118.50,	147.50,	113.24,
8-7	N 15° 01' 08"	320.55, 33.11	22.52,	108.24,	102.58,
BT2	BT	BT	T	Γ	ϕ

RESOLUTION — GRANTING PROPOSED IMPROVEMENT ORDERING RECORD, ETC.

IN THE MATTER OF THE

Office of County Commissioners,

Belmont County, Ohio

Continuation of a part of
Richmond Twp Rd 437
Public Road

The Board of County Commissioners of Belmont County, Ohio, met in regular session on the 7th day of June, 1993, at the office of the commissioners with the following members present:

Jim Hays
Michael C. Bianconi

Mr. Bianconi 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 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;~~

~~Two large blue X marks crossing out the text above.~~

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

Mr. Bianconi Yes
Mr. Hays Yes
Mr. _____

Adopted the 7th day of June, 1993.

Darand Pappik
Clerk, Board of County Commissioners,

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

IN THE MATTER OF THE

Office of County Commissioners,
Belmont County, Ohio

1
separation of Richmond Twp
Rd. 437
Public Road

The Board of County Commissioners of Belmont County, Ohio, met
in regular session on the 7th day of June, 1993,
(Regular or Special)
at the office of the commissioners with the following members present:

Mr. Bianconi
Mr. Hape

Mr. Hape 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 restored
as order heretofore, made on our journal of the date of June 7, 1993
and a copy of this resolution be forwarded to the Richmond Township Trustees.

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

Mr. Bianconi, yes
Mr. Hape, yes
Mr. Poolock, yes

Adopted the 28 day of June, 1993.

Patricia Bittenger
Clerk, Board of County Commissioners.

.....County, Ohio