

Road Discussions for Rustic Acres

Farmer Hub article June 26, 1980, Pg. 1

Council meeting June 23, 1980

Donn & Cindy Beck asked council to decide if a road was officially open along the north side of Rustic Acres. They cited the sub-division plat which was accepted by council in 1974 which did not show the street. Also, they said a map of 1955 and 1892 did show the street.

They contended that since council accepted the sub-division plat as drawn, that council should state that the street was closed. Council felt that if the street had not been formally vacated, it still existed but that they would look into the matter and have an answer at the next council meeting.

Farmer Hub article July 17, 1980, Pg. 2

Council meeting July 14, 1980

Council went into executive session and reconvened with a decision. The council stated that the village right of way does exist.

Attorney for Village: Jane Irving
Attorney for Beck's: Bob Hines

According to the newspaper, arguments were given by both sides. Irving stating that the local county records did not go back further than 1860, and that documents prior to that were located as part of Coshocton County, however, the records were destroyed in a flood. Therefore, the existence of older maps within Holmes County indicating the street would be the only records available. She stated that these did not mean that the street had been dedicated.

According to Bob Hines, he wanted council to state that the street was not open.

Robert Fry had been Mayor in 1974 when the sub division was approved, when asked why he had accepted the plat, he replied that he had been told that it was no longer there.

It was pointed out that just because someone tells you that, it does not mean that it is fact.

In the newspaper article for June 23, the point was brought up that the street had to be maintained to be declared open. Hamm Cliffe stated that gravel had been put on the street and that the construction crew used the street while developing Rustic Acres.

Original plat Vol. 1 pg. 92. Part of John Ingles Second Addition. Other streets are platted on this record and are considered dedicated, therefore, this street should also be considered as such.

Street extended on Deed Vol. 51 Pg. 312.
Also indicated on P.V. 4 pg. 96

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