

Vacation of all the streets and alleys in the Kenneyetto Addition Subdivision

ROAD RECORD NO. 12

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IN THE MATTER OF THE VACATION OF KENNEYETTO ADDITION ROADS AND ALLEYS ROAD PETITIONED FOR BY EARL C. Peters AND OTHERS IN CLINTON, FRANKLIN COUNTY, OHIO.

NOTICE OF PRESENTING COUNTY ROAD PETITION.

Notice is hereby given that a petition will be presented to the Commissioners of Franklin County, at their next session January 25th 1913, praying for the vacation of streets, avenues and alleys in Kenneyetto Addition, to-wit: Ellington Avenue from High Street east to the Cleveland, Cincinnati, Chicago & St. Louis Railway Company's right of way; Fuller Avenue from High Street east to said Railway Company's right-of-way; East Avenue from the north to the south line of said Addition; Forest Avenue from the north to the south line of said Addition; Sharon Avenue from the north to the south line of said Addition; Foster Street from the north to the south line of said Addition, and the Alley lying between High Street and Foster Street from the north to the south line of said Addition, being all the streets, avenues and alleys in said Addition excepting High Street, the plat of said Addition being of Record in Plat Book 8, page 9-A, Recorder's Office, Franklin County, Ohio.
Dec. 23, 1912.

Earl C. Peters; Earl C. Peters as Guardian of
Katherine F. Peters.
Martha E. Fuller, Helen Osborn.

PROOF OF POSTING AND PUBLISHING NOTICE.

THE STATE OF OHIO, FRANKLIN COUNTY, SS.

Earl C. Peters being duly sworn, says that on the 23, day of December, 1912, and at least thirty days before the _____ day of _____ 19____, he set up copies of the foregoing notice in three public places in the Township of Clinton through which the roads are proposed to be vacated.

Earl C. Peters

Sworn to before me, and signed in my presence, this 31st day of December, 1912.

E. G. Pease
Rotary Public, Franklin County, Ohio.

COUNTY ROAD PETITION.

FILED:
Jan. 25, 1913.
County Commissioners
John Scott, Clerk.

Columbus, Ohio, January 25, 1913.

TO THE BOARD OF COUNTY COMMISSIONER
of Franklin County, Ohio.

Columbus, Ohio.

Gentlemen:-

In re Streets and Alleys of Kenyetto Add.-
Petition for Vacation thereof.

The undersigned, Earl C. Peters, Earl C. Peters as Guardian of Katherine F. Peters, Martha E. H. Fuller and Helen Osborn, respectively represent:-

That heretofore on the 19th day of April, 1906, Earl C. Peters, Katherine F. Peters, Martha E. H. Fuller and Helen Osborn, were the owners in fee simple, each owning an undivided one-fourth, of a tract of land containing 168.02 acres, more or less, located in Clinton Township, Franklin County, Ohio, and being a part of Quarter Sections 1 and 2, Township 1, Range 18, United States Military Lands; that on the 19th day of April, 1906 said parties above mentioned, plated said premises by plat of record in Plat Book 8, page 9-A, Recorder's Office, Franklin County, Ohio, and thereby dedicated the streets, and alleys, shown on said Plat to public use;

That no part of said street or alleys has ever been opened up for, or used by the public; that all of said property, including that part thereof designated on said plat as streets, avenues and alleys, has always been, as well before as continuously after said dedication, inclosed by fences and used exclusively as farm lands; that no lots in said Addition have ever been sold; that said Earl C. Peters and Katherine F. Peters, Martha E. H. Fuller and Helen Osborn have ever since said 19th day of April, 1906, continued to own, and still own, said premises and all lots in said Addition according to their respective interest as above set forth; that no injustice will be done by the vacation of the streets, avenues and alleys so dedicated as aforesaid; that they will pay all costs, and expenses accruing upon this petition, or in connection with this proceeding.

Wherefore the undersigned petition your honorable board to vacate all the streets, avenues and alleys shown on said Plat, excepting High Street, to-wit: Ellington Avenue from High Street east to the Cleveland, Cincinnati, Chicago & St. Louis Railway Company's right of way; Fuller Avenue from High Street east to said Railway Company's right of way; East Avenue from the north to the south line of said Addition; Forest Avenue from the north to the south line of said Addition; Sharon Ave. from the north to the

south line of said Addition; Foster Street from the north to the south line of said Addition, and the Alley lying between High Street and Foster Street, from the north to the south line of said Addition.

The undersigned further represent that they have given notice of the fact that a petition would this day be presented to your honorable body, praying for the vacation of said streets, avenues and alleys, by 30 days' notice in the Columbus Dispatch, a newspaper published and of general circulation in Franklin County, Ohio, and by posting copies of such notice in three public places in Clinton Township, Franklin County, Ohio; proofs of the publication and posting of such notice are hereto attached, marked Exhibits "A" and "B" respectively.

Earl C. Peters
Earl C. Peters
as Guardian of Katherine F. Peters.
Martha E. H. Fuller
Helen Osborn.

STATE OF OHIO,)
Franklin County,) ss:

EARL C. PETERS, MARTHA E. H. FULLER and HELEN OSBORN, being first duly sworn, say that the facts stated and the allegations contained in the foregoing petition are true.

Earl C. Peters
Martha E. H. Fuller
Helen M. Osborn

SWORN TO before me and subscribed in my presence by the said Earl C. Peters, Martha E. H. Fuller and Helen Osborn this 25th day of January, 1913.

(SEAL)

William E. Benoy
Notary Public, Franklin County, O.

Filed:
Jan. 25, 1913.
County Commissioners.
John Scott, Clerk

COUNTY ROAD PETITION.

THE STATE OF OHIO, FRANKLIN COUNTY, SS.

A. E. Campbell being duly sworn, deposes and saith, that the Notice of which a true copy is hereunto attached, was published in the COLUMBUS DISPATCH, A DAILY Newspaper printed in and in general circulation in said Franklin County, Ohio, once a week for 4 consecutive weeks, commencing December 23, 1912, to-wit, on December 23/ 30, 1912.

January- 6 - 13 - 20 - 1913

A. E. Campbell

Sworn to and subscribed before me, this Twentieth day of January, 1913, as witness my hand and seal of office.

G. E. Fowler
Notary Public in and for Franklin County, Ohio.
(SEAL)

NOTICE OF PETITION TO VACATE STREETS,
AVENUES AND ALLEYS IN KENNYETTO ADDITION.

TO WHOM IT MAY CONCERN:

Notice is hereby given that a petition will be presented to the Board of County Commissioners of Franklin County, Ohio, at their session to be held on the 25th day of January, 1913, praying for the vacation of the following streets, avenues and alleys in Kenyetto Addition in Clinton Township, Franklin County, Ohio, to-wit: Ellington Avenue from High Street east to the Cleveland, Cincinnati, Chicago and St. Louis Railway Company's right of way; Fuller avenue from High Street east to said Railway Company's right of way; East avenue from the north to the south line of said addition; Forset avenue from the north to the south line of said addition; Sharon avenue from the north to the south line of said addition; Foster street from the north to the south line of said addition, and the alley lying between High street and Foster street, from the north to the south line of said addition, being all the streets, avenues and alleys in said addition excepting High street, the plat of said addition being of record in Plat Book 8, page 9-A, Recorder's Office, Franklin County, Ohio.

Dated this 23rd day of December, 1912.

Earl C. Peters
Earl C. Peters
as Guardian of Katherine F. Peters.
Martha E. H. Fuller
Helen Osborn

Dec. 23, 30 Jan. 6, 13, 20.

IN THE MATTER OF THE VACATION OF THE
STREETS, AVENUES AND ALLEYS IN KEN-
NYETTO ADDITION, CLINTON TOWNSHIP,
FRANKLIN COUNTY, OHIO.....

Columbus, Ohio, Jan. ____, 1913.

TO THE RECORDER OF FRANKLIN COUNTY, OHIO.
Columbus, Ohio.

Excerpt from the minutes of the meeting of the Board of County Commissioners of Franklin County, Ohio, held Jan. 25, 1913, showing the action of said County Commissioners in reference to petition for the vacation of streets, avenues, and alleys in Kenyetto Addition located in Clinton Township, Franklin County, Ohio.

Mr. Humphreys offered the following resolution and moved its adoption:

WHEREAS, Earl C. Peters, Earl C. Peters as Guardian of Katherine F. Peters, Martha E. H. Fuller and Helen Osborn, filed their petition with this Board, praying for the vacation of all the streets, avenues and alleys, excepting High Street, in Kenyetto Addition, which said Addition is located in Clinton Township of Franklin County, Ohio, and the plat of which is recorded in Plat Book 8, page 9-A, Recorder's Office, Franklin County, Ohio; and,

WHEREAS, this Board finds:

That the statements in said petition are true; that said streets, avenues and alleys shown on said plat and hereafter mentioned, were dedicated to public use on April 19, 1906 by said Earl C. Peters, Katherine F. Peters, Martha E. H. Fuller and Helen Osborn; that said parties owned all the lands adjoining said streets, avenues and alleys, each owning an un-divided one-fourth interest therein; and

WHEREAS, said parties have given notice of the filing of said petition for more than 30 days prior thereto, by notice published in the Columbus Dispatch, a newspaper published and in general circulation in Franklin County, Ohio, and by posting copies of such notice in three public places in Clinton Township, Franklin County, Ohio, for more than 30 days prior to the filing of said petition; and

WHEREAS, said Board is satisfied that due and legal notice has been given of the filing of said petition, as required by law, and is further satisfied that no injustice will result from the vacation of said streets, avenues, and alleys in said Addition.

NOW THEREFORE, BE IT RESOLVED, that the following streets, avenues, and alleys, as shown on the plat of said Kenneyette Addition, be, and the same are, hereby vacated, to-wit: Ellington Avenue from High Street east to the Cleveland, Cincinnati, Chicago & St. Louis Railway Company's right of way; Fuller Avenue from High Street east to said Railway Company's right of way; East Avenue from the north to the south line of said Addition; Forest Avenue from the north to the south line of said Addition; Sharon Avenue from the north to the south line of said Addition; Foster Street from the north to the south line of said Addition, and the alley lying between High Street and Foster Street from the north to the south line of said Addition;- being all the streets, avenues and alleys in said addition, excepting High Street; and

BE IT FURTHER RESOLVED, that all costs accruing on said petition shall be paid by said petitioners,

Said resolution was duly seconded by Mr. Sinclair, and upon call of the roll, Mr. Sinclair voted "Aye"; Mr. Humphreys voted "Aye", and Mr. Davis voted "Aye" and no one voted "No", and thereupon said resolution was declared duly adopted.

Columbus, Ohio, Jan. 25, 1913.

I, JOHN SCOTT, Clerk of the Board of County Commissioners of Franklin County, Ohio, do hereby certify that the foregoing is a true and correct transcript of a resolution passed January 25, 1913, by the Board of County Commissioners of Franklin County, Ohio, said transcript being taken from the minutes of the proceedings of said meeting.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 25 day of January, 1913.

John Scott
 Clerk of the Board of County
 Commissioners of Franklin County, Ohio.