

FRANKLIN CO. O., ROAD RECORD No. 16 Vacation of portion of alley in Malinda and Chas Obetz Addition.

THE COL. B. B. MFG. CO. 76473

PUBLIC ROAD PETITION

Filed Dec. 9, 1940.

Columbus, O. Dec. 4 1940.

To the Honorable Board of County Commissioners of Franklin 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 of a portion of a 20 foot alley in M and C. Obetz Subdivision, a public road on the line hereinafter described; and make application to you to institute and order proper proceedings in the premises for the vacation of such alley; the same not being a road on the state highway system. The following is the general route and termini of said alley:

Being that portion of the 20 ft alley, extending east of south Seventh St. to a 10 ft. alley along the east side of the Malinda and Charles Obetz Sub. Said 20 ft. alley being the first alley south of Fornoff Lane, and shown of record in the plat of the Malinda and Charles Obetz Sub. on file in Plat Book #5, page 242 in the office of County Recorder, Franklin County, Ohio. Length of alley proposed to be vacated being 130 feet.

This petition is hereby presented to your Honorable Board for consideration on the understanding that the portion of the aforesaid alley proposed to be vacated is required for the development and construction of an addition to the Teeters Packing Company building, and it is further understood that the aforesaid Teeters Packing Company, will purchase at its expense, Lot #57 of the aforesaid addition, and dedicate 12 feet off the south side of the said Lot #57 for public use as an alley, to replace the portion of the alley proposed to vacate.

Petitioners Names; Owen C. Obetz; Geo L. Schmidt; The Keever Starch Co, C J Kurtz, V.P. Dudley Lankmer, Addie Gwarhart; Sterling Shoaf; Anna M Schmidt; Rosa Boden; Isabelle Bender; Marie L. Spillman; Jacob Becker; Louise B Becker; Helen Berger; Marie Fisher; Wm Karn.

PETITION TO VACATE ALLEY IN  
MALINDA AND CHAS OBETZ SUBDIVISION  
FILED. VIEW DEC. 30, 1940. FINAL  
HEARING JAN 4 1941

Mr. Schneider offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Trabue.

WHEREAS, Owen C. Obetz, et al., on the 9th day of December, 1940, presented a petition to the Board of County Commissioners of Franklin County, Ohio, signed by at least twelve freeholders of Franklin County, Ohio, residing in the vicinity of the proposed vacation, requesting said Board to vacate a portion of a 20 foot alley in the Malinda and Charles Obetz Subdivision, Marion Township, described as follows:-

being that portion of the 20 ft. alley extending east of south Seventh St., to a 10 foot alley along the east side of the Malinda and Charles Obetz Subdivision; said 20 ft alley being the first alley south of Fornoff Lane, and shown of record in the Plat of the Malinda and Charles Obetz Subdivision, on file in Plat Book No. 5, page 424, Recorder's Office, and proposed to be vacated to a length of approximately 130 feet.

therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that Monday December 30, 1940, at ten o'clock A M., eastern standard time, is hereby fixed as the date and hour when the Board of County Commissioners will view the proposed vacation along the general route thereof, and that Saturday, January 4, 1941, at ten o'clock A M., eastern standard time, is hereby fixed as the time and date for the final hearing on said petition and proposed vacation at the office of the Board of County Commissioners in the court house of Franklin County, Ohio; and

BE IT FURTHER RESOLVED, That notice of the time and place for both such view and hearing be given by publication once a week for two consecutive weeks in the Ohio State Journal, a newspaper published in and having a general circulation in Franklin County, Ohio, where the proposed vacation is located and that said notice, in addition to the date and place of such view, and place and time for the final hearing shall state briefly the character of the proposed vacation.

Voting Aye thereon; Harry T Vigor, Charles W Schneider and George G Trabue.

## FRANKLIN CO. O., ROAD RECORD No. 16

Vacation of a Portion of an Alley in Malinda and Chas Obetz Subdivision.

THE COL. B. B. MFG. CO. 76473

December 30, 1940

In the matter of the resolution of December 11, 1940, adopted by the Board of County Commissioners for the vacation of a portion of a 20 foot alley in the Malinda and Charles Obetz Subdivision, Marion Township, Franklin County, Ohio, Mr. Schneider offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Trabue.

WHEREAS, On the 11th day of December, 1940, the Board of County Commissioners of Franklin County, Ohio, adopted a resolution declaring it necessary to vacate a portion of a 20 foot alley in the Malinda and Charles Obetz Subdivision, Marion Township, Franklin County, Ohio; and

WHEREAS, On the 11th day of December, 1940, said Board of County Commissioners did fix the 30th day of December, 1940, at ten o'clock A.M., eastern standard time, on the line of said proposed alley vacation as the time and place for the viewing thereof, and did further fix the 4th day of January, 1941, at ten o'clock A.M., eastern standard time, at the office of the Board of County Commissioners of Franklin County, Ohio, as the time and place for the Final Hearing on said vacation; and

WHEREAS, Legal notice by publication in the Ohio State Journal, a newspaper published in and of general circulation in said County, was given of the time and place for the viewing of said vacation and of the Final Hearing thereon; and

WHEREAS, The Board of County Commissioners of Franklin County, Ohio, did on the 30th day of December, 1940, the day fixed for the viewing of the said proposed vacation, meet on the line thereof, as described in the resolution and heard all the proof offered by parties interested in and affected thereby, and other persons competent to testify, and did go over and along the line of said proposed alley, and by actual view of same, and the premises along and adjacent thereto, which are to be affected thereby, does find that the vacation of a portion of the 20 foot alley in the Malinda and Charles Obetz Subdivision, is of sufficient importance to require that the engineer of Franklin County, Ohio, be instructed and directed to make a survey and plat thereof; therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that the Engineer of Franklin County, Ohio, be and he hereby is instructed and directed to make a plat and survey of the proposed alley vacation, an accurate and detailed description of each tract of land which will be necessary to be taken, together with the names of each owner; shall 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 alley vacation may be discernible to property owners and others interested, and make report to the Board of County Commissioners on or before the 4th day of January, 1941, at ten o'clock A.M., eastern standard time. Said report shall set forth the opinion of the County Engineer either for or against the granting of said vacation, which report, together with the plat and survey of the proposed alley vacation shall be deposited with the County Commissioners.

Voting Aye thereon: Harry T Vigor, Chas. W Schneider and George G Trabue.

Columbus, Ohio. Jan 4. 1941

SUBJECT: RE PROPOSED VACATION OF A PORTION  
OF A 20 FT. ALLEY SITUATED IN THE  
MALINDA AND CHAS OBETZ SUBDIVISION  
MARION TOWNSHIP, FRANKLIN COUNTY, O.

Hon Board of County Commissioners, Franklin County, Ohio.

Gentlemen: Pursuant to your order of December 30, 1940, I have made a survey and plat, which I hereby submit, of a portion of a 20 ft. alley located in the Malinda and Charles Obetz Subdivision in Marion Township. Said portion of alley proposed to be vacated being described as follows:-

Being all that portion of the 20 ft. alley extending east of the east line of Seventh Street to the west line of the 10 ft. alley located along the east side of the Malinda and Charles Obetz Subdivision; said portion of the 20 ft. alley proposed to be vacated being the first alley south of Fornoff Lane, and being that portion abutting lots Nos. 15, 16, 17 and 18 on the north and lot No. 55 on the south, as shown of record in the plat of the Malinda and Charles Obetz Subdivision, on file in Plat Book #5, page 424, Recorder's Office. Length of proposed vacated portion being 150 feet.

I am of the opinion that the vacation of this portion of the aforesaid described 20 foot alley, would be of no inconvenience to the general public, and recommend the vacation as shown.  
Respectfully submitted, Allan C. Slade, County Engineer.

FRANKLIN CO. O., ROAD RECORD No. 16 Vacation of a Portion of Alley in Malinda and Chas  
Obetz Subdivision.

THE COL. B. B. MFG. CO. 76473

20 FOOT ALLEY SITUATED IN THE  
MALINDA AND CHARLES OBETZ SUBDIVISION  
MARION TOWNSHIP DECLARED VACATED

January 4, 1941

In the matter of the resolution adopted by the Board of County Commissioners December 30, 1940, pertaining to the vacation of a portion of a 20 foot alley situated in the Malinda and Chas. Obetz Subdivision, Marion Township, Mr. Schneider offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Trabue.

WHEREAS, On the 30th day of December, 1940, the Board of County Commissioners of Franklin County, Ohio, did, by resolution duly adopted direct the engineer of Franklin County, Ohio, to make report in writing to this Board on or before ten o'clock A.M., eastern standard time, of Saturday, January 4, 1941, relative to the proceedings for the vacation of a portion of a 20 foot alley situated in the Malinda and Charles Obetz Subdivision, Marion Township, said report to be in manner and form set forth and required by section 6865 of the General Code of Ohio; and

WHEREAS, This 4th day of January, 1941, Allan C Slade, County Engineer, did report thereon in writing, which report contained the following recommendations, to wit:-

"Hon. Board of County Commissioners, Franklin County, Ohio.

January 4, 1941

Gentlemen: Pursuant to your order of December 30, 1940, I have made a survey and plat, which I hereby submit, of a portion of a 20 foot alley located in the Malinda and Chas. Obetz Subdivision in Marion Township, said portion of alley proposed to be vacated being described as follows:-

Being all that portion of the 20 foot alley extending east of the east line of Seventh Street to the west line of the 10 foot alley located along the east side of the Malinda and Charles Obetz Subdivision; said portion of the 20 foot alley proposed to be vacated being the first alley south of Fornoff Lane, and being that portion abutting Lots Nos. 15, 16, 17 and 18 on the north and lot No. 55 on the south, as shown of record in the plat of the Malinda and Charles Obetz Subdivision, on file in Plat Book #5, page 484, Recorder's Office. Length of proposed vacated portion being 150 ft.

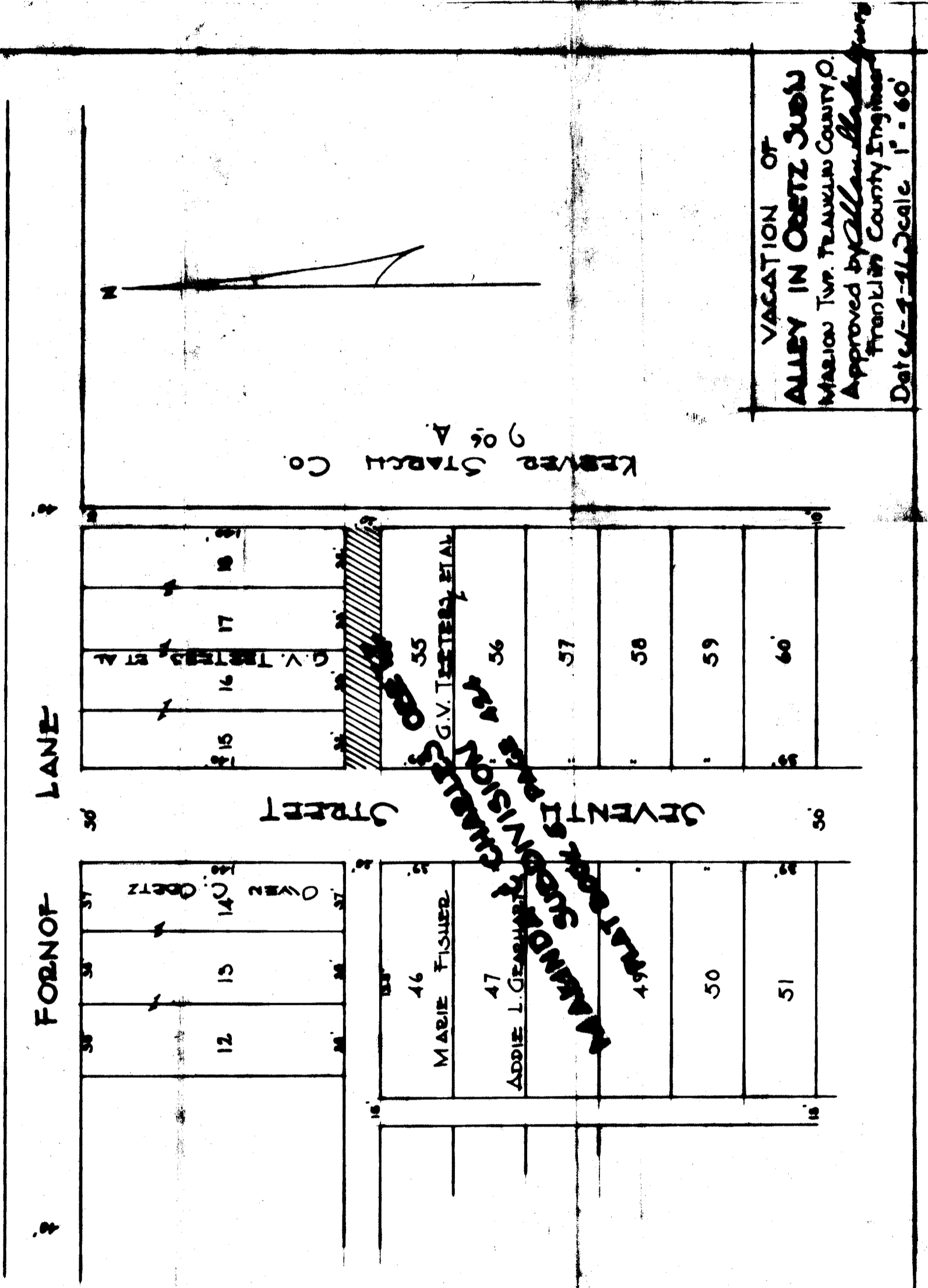
I am of the opinion that the vacation of this portion of the aforesaid described 20 ft. alley would be of no inconvenience to the general public, and recommend the vacation as shown. Respectfully submitted, Allan C. Slade, County Engineer; and

WHEREAS, No objections to the vacation of said 20 foot alley situated in the Malinda and Charles Obetz Subdivision, Marion Township, were filed, nor claims for compensation or damages on account thereof were filed; and

WHEREAS, The Board of County Commissioners of Franklin County, Ohio, finds that the public utility and welfare do not require said 20 foot alley situated in the Malinda and Charles Obetz Subdivision, Marion Township, and that the vacation thereof would not inconvenience the public; therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that the 20 foot alley situated in the Malinda and Charles Obetz Subdivision, Marion Township, as recommended by the County Engineer, to be vacated, and as described in his report and shown on the plat submitted by him be and the same is hereby declared vacated.

Voting Aye thereon: Harry T Vigor, Chas W Schneider and George G. Trabue.



FORNOF

LANE

SEVENTH STREET

KEEVER STARBUCK CO. 9 of A

