

FRANKLIN CO. O., ROAD RECORD No. 16

Vacate Alley in Earhart Addition

THE COL. R. R. MAPS, CO. 76473

PUBLIC ROAD PETITION

Filed July 2 1946

Columbus Ohio June 18 1946

To the Hon. 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 vacating of alley on the line hereinafter described; and make application to you to institute and order proper proceedings in the premises for vacating such alley; the same not being a road on the State Highway System.

The following is the general route and termini of said road:

Being an alley in Earhart Addition, and being the first alley east of South Champion Avenue, between Markison and Southwood Ave.

Petitioners Names: Elmer Eichner, Robert P Wasmus, John L Eichner, Hilda M Earhart, Clarence Eichner, Hugh L Earhart, Della Harris, Harold Eichner, J Edward Gans Cline Dailey Robt A White Mrs Reis Ceilia, Raymond Koebel Floyd C Shadwick Esther Shadwick J W Miller A H Butler.

PETITION TO VACATE ALLEY IN EARHART ADD. MARION TWP. FILED. VIEW JULY 18 1946; final HEARING JULY 23 1946

July 2 1946

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

WHEREAS, Elmer A Eichner, et al. on the 2nd day of July 1946, 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 an alley in Earhart Addition, Marion Township, said alley to be vacated more particularly described as follows:

Being an alley in Earhart Addition, and being the first alley east of South Champion Avenue between Markison and Southwood Ave.

therefore

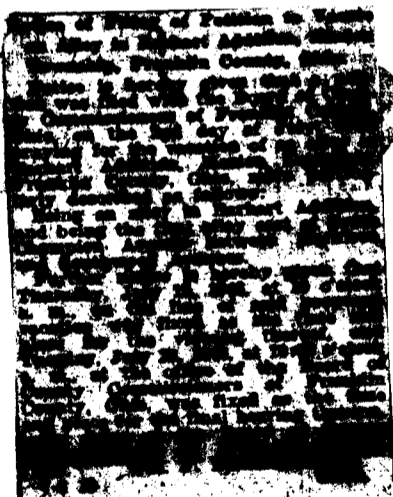
BE IT RESOLVED' By the Board of County Commissioners of Franklin County, Ohio, that Thursday, July 18 1946, at ten o'clock A M is hereby fixed as the date and hour when the board of county commissioners will view the proposed vacation along the general route thereof; and that Tuesday, July 23, 1946, at 10:30 o'clock A M 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 final 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 of the final hearing, shall state briefly the character of the proposed vacation.

Voting Aye thereon: George W Watson, C P Heuderbaugh and Harry T Vigor.

PROOF OF PUBLICATION

State of Ohio } ss. Franklin County } ss. Robert W. Irwin Secretary-Treasurer of the Ohio State Journal, a newspaper published at Columbus, Franklin County, Ohio, with a paid circulation of more than 25,000, personally appeared and made oath that the attached printed advertisement was published for



2 times, July 3-10, 1946

in said newspaper and that the rate charged therefor is the same as that charged to commercial advertisers for like services on annual contracts.

Subscribed and sworn to this 10th day of July 19 46

Josephine Scott Notary Public in and for Franklin Co.

JOSEPHINE SCOTT, Notary Public MY COMMISSION EXPIRES AUG. 1, 1947

## FRANKLIN CO. O., ROAD RECORD No. 16 Vacate Alley in Earhart Addition

ALLEY VACATION IN EARHART ADD. VIEWED  
ENGINEER TO FILE REPORT JULY 23 1946

July 18 1946

In the matter of the petition filed with the board of county commissioners of Franklin County, Ohio, on the 2nd day of July, 1946, for the vacation of an alley in Earhart Addition, Marion Township, Franklin County, Ohio, Mr. Vigor offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Matson.

WHEREAS, On the 2nd day of July, 1946, a petition was filed with this Board by Elmer A Bichner, et al. praying for the vacation of an alley in Earhart Addition, Marion Township, Franklin County, Ohio; and

WHEREAS, On the 2nd day of July, 1946, said board of county commissioners did fix the 18th day of July, 1946, at ten o'clock A.M. on the line of the proposed vacation as the time and place for the viewing thereof, and did further fix the 23rd day of July, 1946, at 10:30 o'clock at the office of the Board of County Commissioners of Franklin County, Ohio, as the time and place for the final hearing on said proposed 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 proposed vacation and of the final hearing thereon; and

WHEREAS, The Board of County Commissioners of Franklin County, Ohio, did, on the 18th day of July, 1946, the day fixed for the viewing of the said proposed alley vacation, meet on the line thereof as described in the petition, 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 vacation, 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 said alley 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 23rd day of July, 1946, at 10:30 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 vacation shall be deposited with the county commissioners.

Voting Aye thereon: George W Matson and Harry T Vigor. Absent and not voting: C F Lauderbaugh.

FINAL HEARING RE VACATION OF ALLEY  
IN EARHART ADD. MARION TWP. POSTPONED  
TO AUGUST 6 1946

July 23 1946

This being the time and day fixed for final hearing in the matter of the proposed vacation of an alley in Earhart Addition, Marion Township, same came on; and

WHEREAS, the Engineer of Franklin County, Ohio, requested an extension of time to file a plat and report, so as to permit the Columbus and Southern Ohio Electric Company and the Ohio Bell Telephone Company an opportunity to perfect plans for the relocation or alteration of their power lines now installed in said alley; therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, on motion of Mr. Vigor, seconded by Mr. Matson, that the filing of a plat and report by the County Engineer and the final hearing thereon in the matter of the vacation of an alley in Earhart Addition, Marion Township, be and the same is hereby postponed to ten A.M. of Tuesday, August 6, 1946.

Voting Aye thereon: George W Matson and Harry T Vigor. Absent and not voting C F Lauderbaugh.

Board of County Commissioners, Court House  
Franklin County, Ohio.

August 5, 1946

Re: Vacation of Alley in Earhart  
Addition, Marion Township.

Gentlemen: Pursuant to your order of July 18, 1946, I have made a survey and plat, which I hereby submit, of a certain alley in the Earhart Addition to the City of Columbus, Marion Township, showing the proposed vacation of the said alley described as follows:-

Being the sixteen (16) foot alley situated between Champion Avenue and Oakwood Avenue, extending from the north right of way line of Markison Avenue northerly to the south right of way line of Southwood Avenue, a distance of 306 feet, and there to terminate.

The petition praying for the vacation of said alley is on file in your office bearing a sufficient number of property owners. Owners of the property abutting the alley proposed to be vacated have signed the petition to vacate said alley.

I am of the opinion that the proposed vacation of the aforesaid described alley in Earhart Addition in Marion Township will be of no inconvenience to the general public, and I, therefore, recommend the said vacation as shown on the accompanying plat. Respectfully submitted- Allen Slade-  
County Engineer.

PRAYER OF PETITION TO VACATE  
ALLEY IN EARHART ADDITION  
MARION TOWNSHIP GRANTED

August 6, 1946

In the matter of the petition filed by Elmer A. Bichner, et al. praying for the vacation of the first alley east of South Champion Avenue, between Markison and Southwood Avenue, in Earhart Addition, Marion Township, Mr. Vigor offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Leuderbaugh.

WHEREAS, On the 18th day of July, 1946, the board of county commissioners of Franklin County, Ohio, by resolution duly adopted directed the engineer of Franklin County, Ohio, to make report to said Board on or before 10:30 A.M. of Tuesday, July 23, 1946, relative to the proceedings for the vacation of an alley in Earhart's Addition, Marion Township; said report to be made in manner and form set forth and required by section 6865 General Code of Ohio. and

WHEREAS, On the 23rd day of July, 1946, the board of county commissioners of Franklin County, Ohio, by resolution duly adopted, at the request of the Engineer of Franklin County, Ohio, so as to permit the Columbus and Southern Ohio Electric Company and the Ohio Bell Telephone Company an opportunity to perfect plans for the relocation or alteration of their power lines now installed in said alley, postponed the filing of a plat and report by the County engineer and the final hearing thereon in the matter of the vacation of an alley in Earhart Addition, Marion Township, to ten A.M. of Tuesday August 6, 1946; and

WHEREAS, Allen Slade, County engineer, did on the 6th day of August, 1946, report thereon in writing, which report contained the following recommendations, to wit:--

August 5, 1946. Board of County Commissioners, Court House, Franklin County, Ohio. Re: Vacation of Alley in Earhart Addition, Marion Township.

Gentlemen: Pursuant to your order of July 18, 1946, I have made a survey and plat, which I hereby submit, of a certain alley in the Earhart Addition to the City of Columbus, Marion Township, showing the proposed vacation of the said alley described as follows:

Being the sixteen (16) foot alley situated between Champion Avenue and Oakwood Avenue, extending from the north right of way line of Markison Avenue northerly to the south right of way line of Southwood Avenue, a distance of 306 feet, and there to terminate.

The petition praying for the vacation of said alley is on file in your office bearing a sufficient number of property owners. Owners of the property abutting the alley proposed to be vacated have signed the petition to vacate said alley.

I am of the opinion that the proposed vacation of the aforesaid described alley in Earhart Addition in Marion Township will be of no inconvenience to the general public, and I, therefore, recommend the said vacation as shown on the accompanying plat. Respectfully submitted, Allen Slade, County Engineer.

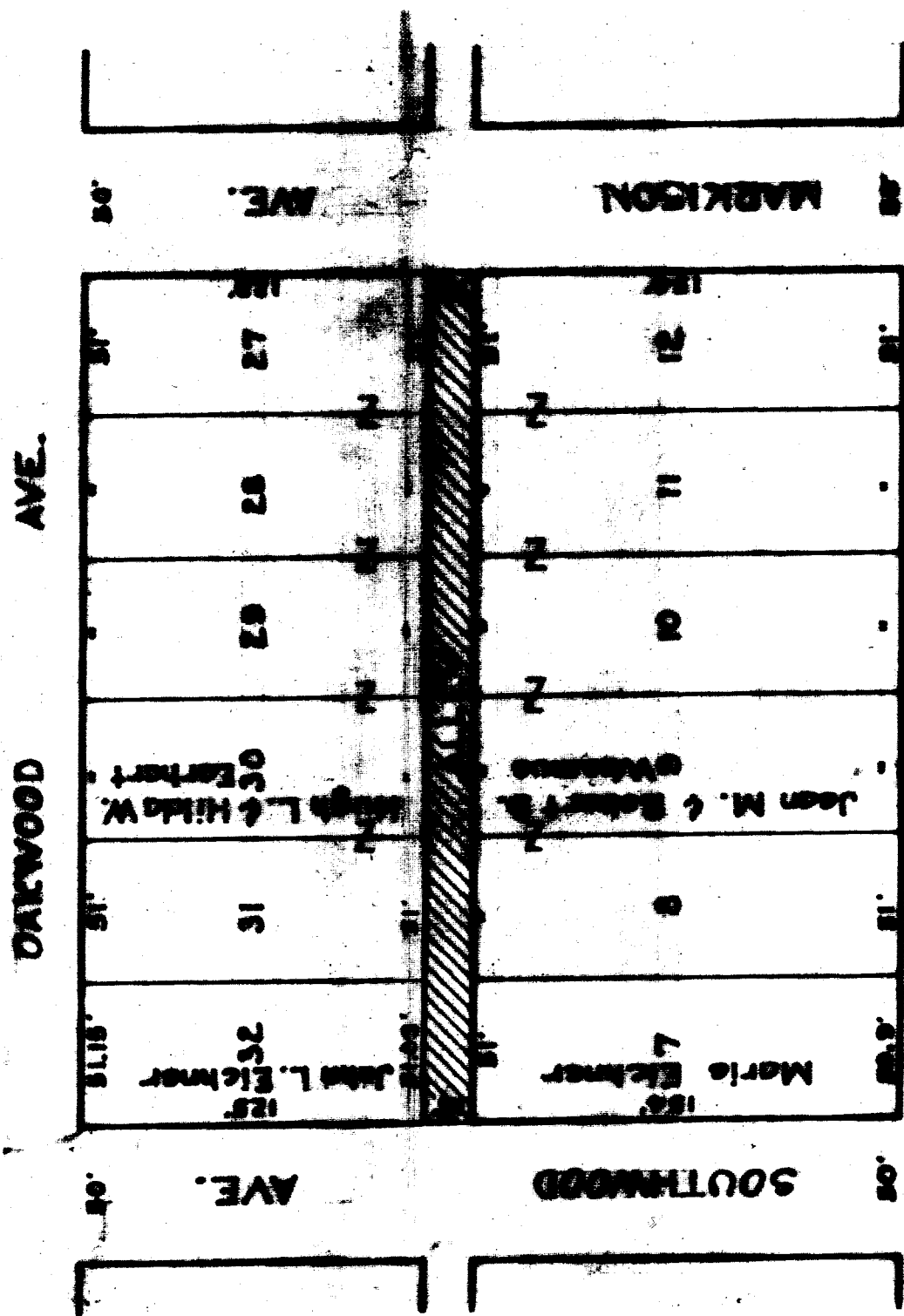
and

WHEREAS, No objections to the vacation of said alley were filed with this Board; and

WHEREAS, the County Commissioners of Franklin County, Ohio, find that the public utility and welfare do not require said alley in Earhart Addition, Marion Township, and that the vacation thereof would not inconvenience the public; therefore

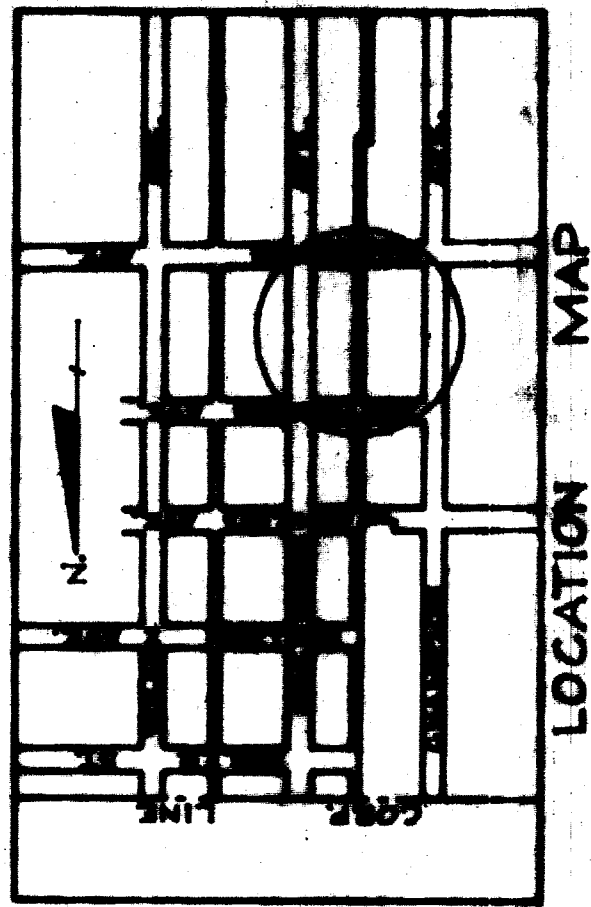
BE IT RESOLVED By the Board of County Commissioners of Franklin County, Ohio, that said Board hereby determines that the public utility and welfare do not require said alley in Earhart Addition, and therefore said alley be and the same is hereby declared vacated in accordance with the recommendation of the County Engineer and as set forth in the plat submitted by said engineer; reserving, however, to the City of Columbus, the County of Franklin and public and quasi public corporations now and hereafter holding franchises and permits from the City and County for the supplying of water, gas, electricity and telephone service, all necessary easements in, under or over said alley, for the purpose of sewers, mains, poles, wires, repairs so far as the City and County may deem it necessary to supply their inhabitants with public utility service, sewers and drains.

Voting Aye thereon: George W. Watson, C. P. Lauderbaugh and Harry T. Vigor.



CHAMPION AVE.

Denotes Portion of Alley to be Vacated



**VACATION PLAT OF ALLEY**  
**EARHART ADDITION**  
**MARION TWP. - FRANKLIN COUNTY, O.**

Approved By: *[Signature]*  
 Franklin County Engineer

Date: *6-21-20*