

FRANKLIN CO. O., ROAD RECORD No. 16 VACATION ALLEY MERIDIAN ADDITION

THE COL. B. S. M.F.E. CO. 76473

ALLEY BETWEEN LOTS 35 to 40 INCL.
ON THE NORTH AND LOTS 41 to 46 INCL.
ON THE SOUTH IN MERIDIAN ADD. CLINTON
TOWNSHIP VACATED FOR DISUSE

September 10 1946

Mr. Leuderbaugh offered the following preamble and resolution and moved its adoption, which was duly seconded by Mr. Vigor.

WHEREAS, on September 9, 1946, Christian Ackerman, Jr. and Iva May Ackerman, filed a sworn statement with the Board of County Commissioners of Franklin County, Ohio, stating that:

1. They are the joint owners of the fee simple title of the following described real estate situated in the County of Franklin, State of Ohio, and in the Township of Clinton.

Being Lots Nos. 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46 of Meridian Addition, being a subdivision of 8.75, of the Infirmary Farm, in Clinton Township, conveyed by Charles W. Hess, and his wife, Anna Hess, to several parties, viz; two acres to George W Goodspeed; one and one half acres to Viola Goodspeed; two acres to Irene Klintworth; and three and one fourth acres to Margaret Merriss; as the same are numbered and delineated on the Recorded Plat thereof, of record in Plat Book 5, Page 22, Recorder's Office, Franklin County, Ohio.

2. That the Recorded Plat of such real estate shows an alley, fourteen (14) feet in width, as running through said property and being contiguous with the south end of Lots 35 to 40, inclusive, and with the north end of Lots 41 to 46, inclusive.

3. That said alley has never been improved by public funds.

4. That said alley for more than twenty one years, to-wit: since 1912, has been enclosed by a fence.

5. That no easement has ever been given through such property by bargain or purchase.

now therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, That said alley which runs through the property of Christian Ackerman Jr. and Iva May Ackerman, being bounded on the north by lots 35 to 40, inclusive, and on the south by lots 41 to 46, inclusive, of Meridian Addition, Clinton Township, Franklin County, Ohio, be and it hereby is, in accordance with Section 6880 of the General Code of Ohio, deemed to have been vacated by such disuse and neglect as in the above sworn statement set forth.

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

County Commissioners
Franklin County, Ohio

Gentlemen:

The undersigned are the joint owners of the fee simple title of the real estate described on the attached affidavit. The recorded plat of this property shows an alley as running through our property.

The attached affidavit is filed with you, in accordance with Section 6880 of the Ohio General Code, as a sworn statement of disuse of said alley. It is requested that said alley "be deemed to have been vacated by such disuse and neglect" in accordance with the statute and such fact be properly noted on the recorded plat of our property.

Respectfully submitted,

Christian Ackerman Jr.) (Signed)
Iva May Ackerman)

John A. Eckert, Atty.
Rm 3340
50 W. Broad St.
Columbus, Ohio

A F F I D A V I T

STATE OF OHIO) SS
COUNTY OF FRANKLIN)

Christian Ackerman, Jr. and Iva May Ackerman, being first duly sworn according to law, upon their oath say:

(1) That they are the joint owners of the fee simple title of the following described real estate situated in the County of Franklin, State of Ohio, and in the Township of Clinton.

Being Lots Nos. 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, and 46 of Meridian Addition, being a subdivision of 8.75, of the Infirmary Farm, in Clinton Township, conveyed by Charles W. Hess, and his wife, Anna Hess, to several parties, viz: two acres to George W. Goodspeed; one and one-half acres to Viola Goodspeed; two acres to Irene Klintworth; and three and one-fourth acres to Margaret Merriss; and the same are numbered and delineated on the recorded Plat thereof, of record in Plat Book 5, page 22, Recorder's Office, Franklin County, Ohio.

(2) That the Recorded Plat of such real estate shows an alley, fourteen (14) feet in width, as running through said property and being contiguous with the south end of Lots 35 to 40, inclusive, and with the north end of Lots 41 to 46, inclusive.

(3) That said alley has never been improved by public funds.

(4) That said alley for more than twenty-one years, to-wit, since 1912, has been enclosed by a fence.

(5)

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(5) That no easement has ever been given through such property by bargain or purchase.

Further affiants sayeth not.

(Signed) Christian Ackerman Jr.
Iva May Ackerman

Sworn to before me and subscribed in my presence this 9th day of September, 1946.

William S. Evatt (Signed)
William S. Evatt
Notary Public, for the State of Ohio