

FRANKLIN CO. O., ROAD RECORD No. 17

VACATION OF AN ALLEY ON THE WEST BOUNDARY LINE OF
VIRGINIA AVENUE IN CLINTON TOWNSHIP

THE COL. S. B. MFG. CO. 83512

PUBLIC ROAD PETITION

May 1, 1950

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 all of 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 road; the same not being a road on the State Highway System.

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

Beginning at a point in the west boundry line of Virginia Avenue in Clinton Township, Franklin County, Ohio, and extending west to the east boundry line of Lot No. 17 of John M. Pugh's Subdivision as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 4, page 324, recorder's Office, Franklin County, Ohio.

Said alley, the vacation of which is hereby sought, is bounded on the south by Lots No. 2, 5, 8, 11 and 14; on the west by Lot No. 17 and on the north by Lots Nos. 1, 6, 7 and 12, all said Lots being located in John M. Pugh's Subdivision as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 4, page 324, Recorder's Office, Franklin County, Ohio.

The following persons having signed the petition: Suffolk Realty Co., The Upper Arlington Co., C. Barthelmes, The Fellows Construction Co., Roy C. Haddox, Norman Products Co., Vivien H. Campbell, Howard M. Gilmore, Hilda Irene Radebaugh, Carbo V. Radebaugh, Alfred Brenholts, Heleise Brenholts, Mary W. Stanton, Elinor K. Morton, Virginia B. Campbell.

March 2, 1951

VACATION OF A PUBLIC ROAD
IN CLINTON TOWNSHIP REFERRED
TO ENGINEER TO CHECK

Suffolk Realty Co., et al., on the 28th day of February, 1951, filed with the Board of County Commissioners of Franklin County, Ohio, a petition praying for the vacation of all of a public road described as follows:

Beginning at a point in the west boundry line of Virginia Avenue in Clinton Township, Franklin County, Ohio, and extending west and the east boundry line of Lot No. 17 of John M. Pugh's Subdivision as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 4, page 324, Recorder's Office, Franklin County, Ohio.

Said alley, the vacation of which is hereby sought, is bounded on the south by Lots Nos. 2, 5, 8, 11 and 14, on the west by Lot No. 17 and on the north by Lots. Nos. 1, 6, 7 and 12, all said Lots being located in John M. Pugh's Subdivision as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 4, page 324, Recorder's Office, Franklin County, Ohio.

On motion of Mr. Vigor, seconded by Mr. McCoy, said petition be and it hereby is referred to the County Surveyor, with directions that he check same and report to the Board whether or not said petition is signed by the required number of property owners.

Voting Aye thereon: C. P. Lauderbaugh, Harry T. Vigor and Nathan A. McCoy, Jr.

March 13, 1951

Board of County Commissioners
Franklin County, Ohio

Re: Vacation of an Alley on the West boundary
line of Virginia Avenue in Clinton Township

Gentlemen:-

I have checked the petition filed by Suffolk Realty Company, et al, praying for the vacation of the above mentioned Alley and find that the petition has been signed by the required number of freeholders.

Respectfully submitted,

Guy Elbin,
County Engineer

Harold E. Smith
Land Agent

March 16, 1951

PETITION FILED FOR VACATION OF AN ALLEY
ON THE WEST BOUNDARY LINE OF VIRGINIA
AVENUE IN CLINTON TOWNSHIP: VIEW
APRIL 2, 1951; FINAL HEARING, APRIL 3, 1951

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

WHEREAS, Suffolk Realty Company, et al., on the 28th day of February, 1951, 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 Clinton Township, the general route and termini thereof to be as follows:

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THE COL. B. B. MFG. CO. 83512

Beginning at a point in the west boundary line of Virginia Avenue in Clinton Township, Franklin County, Ohio, and extending west to the east boundary line of Lot No. 17 of John M. Pugh's Subdivision as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 4, page 324, Recorder's Office, Franklin County, Ohio.

Said alley, is bounded on the south by Lots Nos. 2, 5, 8, 11 and 14; on the west by Lot No. 17 and on the north by Lots Nos. 1, 6, 7 and 12, all said Lots being located in John M. Pugh's Subdivision as the same is numbered and delineated upon the recorded plat thereof, or record in Plat Book No. 4, page 324, Recorder's Office, Franklin County, Ohio.

therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that Wednesday, April 2, 1951, 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, April 3, 1951, at ten 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 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: C. P. Lauderbaugh, Harry T. Vigor and Nathan A. McCoy, Jr.

PROOF OF PUBLICATION

State of Ohio } ss.
Franklin County }

Robert W. Irwin 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 March 19-26, 1951

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

Robert W. Irwin
Subscribed and sworn to this 26th.

day of March 19 51
E. T. Sperry
Notary Public in and for Franklin Co.

E. T. SPERRY, Notary Public
My Commission Expires Sept. 30, 1952

NOTICE OF FILING OF PETITION TO VACATE AN ALLEY ON THE WEST BOUNDARY LINE OF VIRGINIA AVENUE IN CLINTON TOWNSHIP, FRANKLIN COUNTY, OHIO
Notice is hereby given that a petition was filed with the Board of County Commissioners of Franklin County, Ohio, on the 28th day of February, 1951, praying for the vacation of an alley on the west boundary line of Virginia Avenue in Clinton Township, described as follows:
Beginning at a point in the west boundary line of Virginia Avenue in Clinton Township, Franklin County, Ohio, and extending west to the east boundary line of Lot No. 17 of John M. Pugh's Subdivision as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 4, page 324, Recorder's Office, Franklin County, Ohio.
Said alley is bounded on the south by Lots Nos. 2, 5, 8, 11 and 14; on the west by Lot No. 17 and on the north by Lots Nos. 1, 6, 7 and 12, all said Lots being located in John M. Pugh's Subdivision as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 4, page 324, Recorder's Office, Franklin County, Ohio.
Further notice is hereby given that Monday, April 2, 1951, at 10 o'clock A. M. on the line of said proposed vacation was fixed as the time and place for the viewing thereof, and Tuesday, April 3, 1951, at ten o'clock A. M. at the office of the Board of County Commissioners of Franklin County, Ohio, was fixed as the time and place for the final hearing thereon.
By order of the Board of County Commissioners of Franklin County, Ohio.
ELLA A. McCARLEY,
3-19-26 Ass't. Clerk.

FRANKLIN CO. O., ROAD RECORD No. 17

VACATION OF ALL OF AN ALLEY ON THE
WEST BOUNDARY LINE OF VIRGINIA AVE.
IN CLINTON TOWNSHIP VIEWED: ENGINEER
TO FILE REPORT APRIL 3, 1951

April 3, 1951

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

WHEREAS, a petition to vacate all of a public road in Clinton Township, Franklin County, Ohio, was filed with this Board on February 28, 1951, and

WHEREAS, On March 16th, 1951, the Board of County Commissioners did fix the 2nd day of April, 1951, at 10:00 A.M., on the line of the proposed vacation as the time and place for the viewing thereof, and did further fix April 3, 1951 at 10:00 A.M., 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 2nd day of April, 1951, meet on the line of said proposed street vacation, as described in the petition, and hear 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 street is of sufficient importance to require that the engineer of Franklin County, Ohio, be instructed and direct 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 street 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 such sufficient other points of the right of way lines so owners and others interest and make report to the Board of County Commissioners on or before the 3rd day of April, 1951, at 10:00 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: C. P. Lauderbaugh, Harry T. Vigor and Nathan A. McCoy, Jr.

April 3, 1951

Board of County Commissioners
Franklin County, Ohio

Re: Vacation of an alley on the West boundary
line of Virginia Avenue in Clinton Township

Gentlemen:

Pursuant to your order of April 3, 1951, I have made a survey and plat, which I hereby submit, of a certain alley in John M. Pugh's Subdivision in Clinton Township showing the proposed vacation of the alley described as follows:

Beginning at a point the west boundary line of Virginia Avenue in Clinton Township Franklin County, Ohio, and extending west to the east boundary line of Lot No. 17 of John M. Pugh's Subdivision as the same is numbered and delineated upon the recorded plat thereof, or record in Plat Book No. 4, Page 324, Recorder's Office, Franklin County, Ohio.

The petition praying for the vacation of said alley is on file in your office bearing a sufficient number of signatures of abutting property owners.

This alley is not improved.

Utilities that are now within this alley and the easement granted by the sub-dividers for utilities is not to be vacated through this 20 foot alley south to be vacated.

I am of the opinion that the proposed vacation of the aforesaid alley, with the exception above stated will be of no inconvenience to the general public and I, therefore, recommend the said vacation as shown on the accompanying plat.

Respectfully submitted,

Guy Elbin,
County Engineer

PRAYER OF PETITION TO VACATE AN
ALLEY ON WEST BOUNDARY LINE OF
VIRGINIA AVENUE IN CLINTON TOWNSHIP
GRANTED

April 3, 1951

In the matter of the petition filed February 28, 1951, praying for the vacation of an alley on the west boundary line of Virginia Avenue, Clinton Township, Mr. Vigor offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. McCoy:

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WHEREAS, On the 3rd day of April, 1951, the Board of County Commissioners of Franklin County, Ohio, did by resolution duly adopted direct the Engineer of Franklin County, Ohio, to make a report in writing to this board on or before 10 o'clock A.M., of Tuesday, April 3, 1951, relative to the petition for the vacation of an alley beginning at a point in the west boundary line of Virginia Avenue in Clinton Township; said report to be made in manner and form set forth and required by Section 6365 of the General Code of Ohio; and

WHEREAS, Guy Elbin, County Engineer, did on the 3rd day of April, 1951, report thereon in writing, which report contained the following recommendations, to-wit:

"Board of County Commissioners, Franklin County, Ohio. Re: Vacation of an Alley on the West Boundary line of Virginia Avenue in Clinton Township. Gentlemen:-

"Pursuant to your order of April 3, 1951, I have made a survey and plat, which I hereby submit, of a certain alley in John M. Pugh's subdivision in Clinton Township showing the proposed vacation of the alley described as follows:

"Beginning at a point in the west boundary line of Virginia Avenue in Clinton Township, Franklin County, Ohio, and extending west to the east boundary line of Lot No. 17 of John M. Pugh's Subdivision as the same is numbered and delineated upon the recorded plat thereof, or record in Plat Book No. 4, Page 324, Recorder's Office, Franklin County, Ohio.

"The petition praying for the vacation of said alley is on file in your office bearing a sufficient number of signatures of abutting property owners.

"This alley is not improved.

"Utilities that are now within this alley and the easement granted by the sub-dividers for utilities is not to be vacated through this 20 foot alley sought to be vacated.

"I am of the opinion that the proposed vacation of the aforesaid alley, with the exception above stated will be of no inconvenience to the general public and I, therefore, recommend the said vacation as shown on the accompanying plat.

"Respectfully submitted, Guy Elbin, County Engineer."

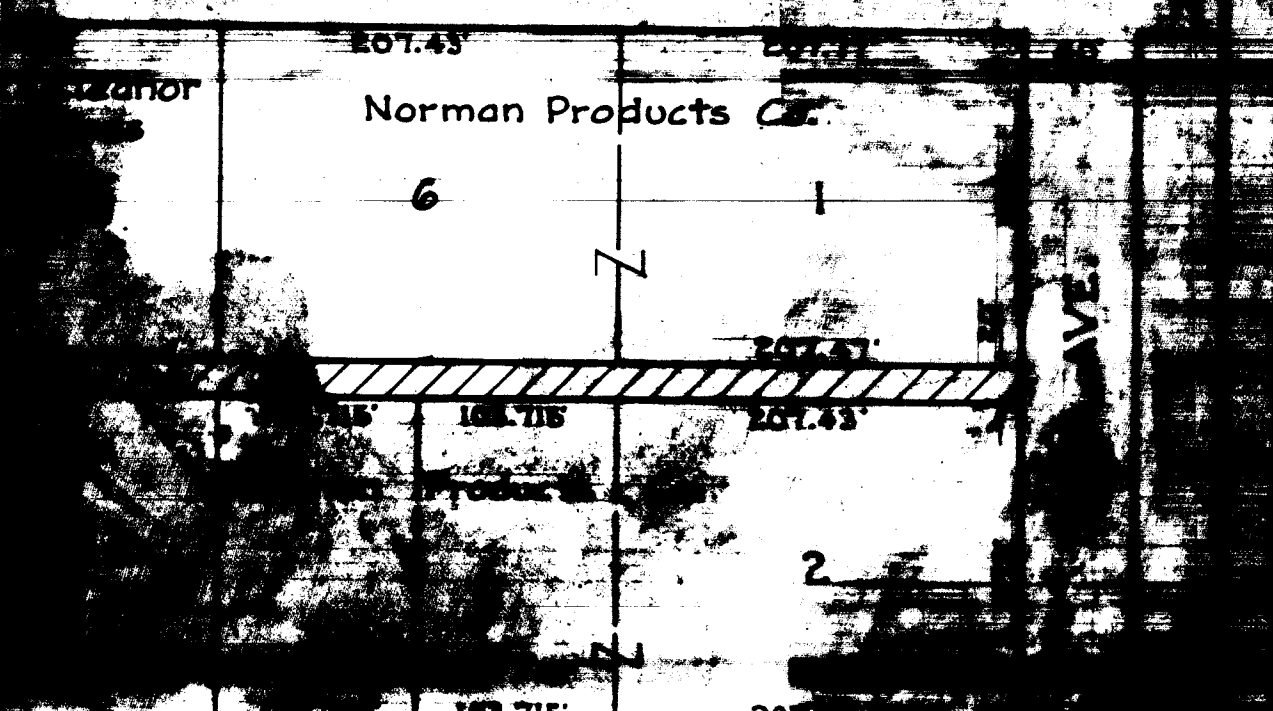
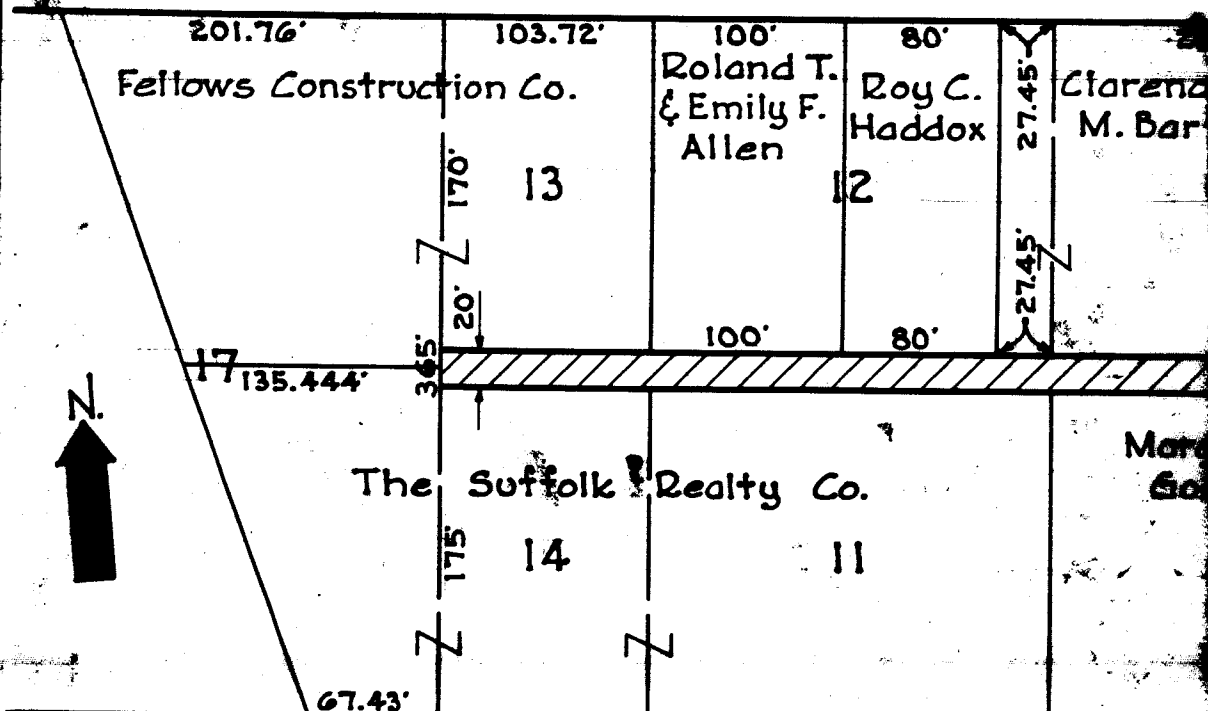
and

WHEREAS, The Board of County Commissioners of Franklin County, Ohio, finds that the public utility and welfare do not require said alley in John M. Pugh's subdivision, Clinton Township, beginning at a point in the west boundary line of Virginia Avenue, and that the vacation thereof would not inconvenience the public; therefore

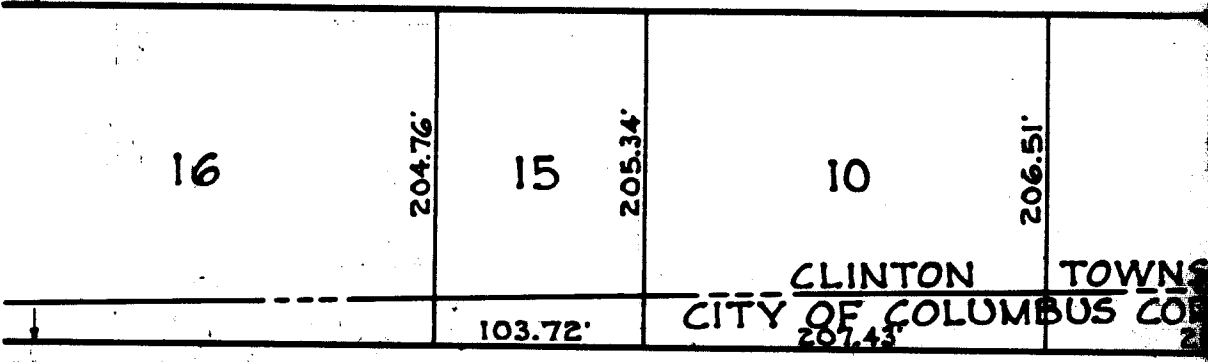
BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that the aforesaid alley in John M. Pugh's subdivision, beginning at a point in the west boundary line of Virginia Avenue and extending west to the east boundary line of Lot No. 17 of John M. Pugh's subdivision, Clinton Township, Franklin County, Ohio, as recommended by the County Engineer be vacated and as shown on the plat submitted by him and described in his report, be and the same is hereby declared vacated, excepting however, easements for utilities that are now within this alley and the easement granted by the sub-dividers for utilities.

Voting Aye thereon: C. P. Lauderbaugh, Harry T. Vigor and Nathan A. McCoy, Jr.

CHAMBERS



CHESAPEAKE



 Denotes Portion To Be Vacated

VACATION OF
20' ALLEY
 JOHN M. PUGH'S SUBDIVISION
 CLINTON TWP. - FRANKLIN COUNTY, OHIO
 Approved By *Guy C. Pugh*
 FRANKLIN COUNTY ENGINEER
 Date 3-21-51 Scale 1"=100'