

FRANKLIN CO. O., ROAD RECORD No. 17

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

Vacation of a Part of Moler Street

January 3, 1952

PUBLIC ROAD PETITION:

Dated: October 30, 1951

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 vacating of Moler Street, a Public Road on the line hereinafter described; and make application to you to institute and order proper proceedings in the premises, for vacating Moler Street; the same not being a road on the State Highway System.

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

Beginning at Oakwood thence East to Studer Avenue.

PETITIONERS' NAMES: Robert Kaminsky, Mildred Kaminsky, Arnold G. Verhoff, Ambrose J. Rieser, Elora C. Rieser, William F. Marzluf, Mary L. Marzluf, Frank S. Bender, Helen R. Castrop, Richard J. Castrop, Leo R. Fry, Adelaide C. Bachman, Wm. H. Bachman, Herbert C. Boden, Grace M. Boden, Laretta H. Lyons, Raymond E. Koebel.

January 4, 1952

PETITION TO VACATE A PART OF MOLER STREET, REFERRED TO ENGINEER FOR CHECKING

Robert Kaminsky, et al, on the 3rd day of January, 1952, filed with the Board of County Commissioners of Franklin County, Ohio, a petition praying for the vacation of a part of a public road described as follows:

Being Moler Street in Marion Township,
Beginning at Oakwood thence East to Studer Avenue.

On motion of Mr. Vigor, seconded by Mr. McCoy, said petition be and it hereby is referred to the County Engineer, 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..

January 15, 1952

Board of County Commissioners
Franklin County, Ohio

Re: Vacation of a part of Moler St.

Gentlemen:

I have checked the attached petition filed by William F. Marzluf, et al, praying for the vacation of a portion of Moler Street in Marion Township and find that the petition has been signed by the required number of freeholders.

Respectfully submitted,

Guy Elbin, County Engineer

By: Harold E. Smith, Land Agent

FRANKLIN CO. O., ROAD RECORD No. 17

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

PETITION FILED FOR VACATION OF PART OF MOLER STREET. VIEW, FEBRUARY 6, 1952; HEARING FEBRUARY 8, 1952

January 18, 1952

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

WHEREAS, William F. Marzluf, et al, on the 3rd day of January, 1952, filed a petition with 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 part of Moler Street in Marion Township, the general route and termini thereof, to be as follows:

Beginning at Oakwood Avenue, thence east to Studer Avenue, therefore,

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that Wednesday, February 6, 1952, at 10 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 Friday, February 8, 1952, at 10 o'clock A.M., eastern standard time, is hereby fixed as the time and date for the final hearing of said petition and proposed vacation, in the office of the Board of County Commissioners, at the Court House, Columbus, 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: Harry T. Vigor, C. P. Lauderbaugh and Nathan A. McCoy, Jr.

PROOF OF PUBLICATION

State of Ohio }
Franklin County } ss.

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 January 21-28,
1952

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

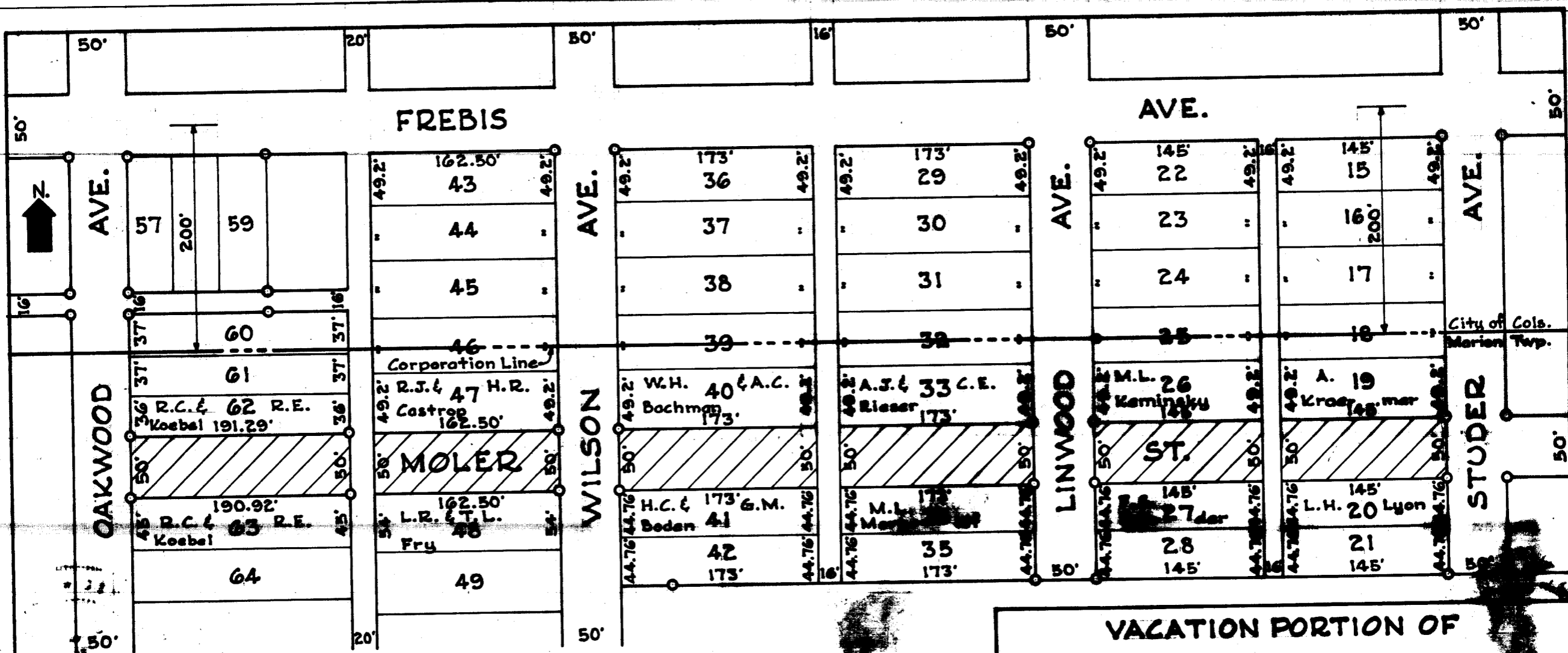
[Signature]

Suscribed and sworn to this 28th.

day of January 1952
[Signature]
Notary Public in and for Franklin Co.

E. T. SPETHARD, Notary Public
My Commission Expires Sept. 30, 1958

NOTICE OF FILING OF PETITION TO VACATE PORTION OF MOLER STREET.
Notice is hereby given that a petition was filed with the Board of County Commissioners of Franklin County, Ohio, on the 3rd day of January, 1952, praying for the vacation of:
Moler Street, from Oakwood Avenue, east to Studer Avenue in Marion Township.
Further notice is given that Wednesday, February 6, 1952, at 10 o'clock A. M. on the line of said proposed Street vacation was fixed as the time and place for the viewing thereof, and Friday, February 8, 1952, at 10 o'clock A. M., at the office of the Board of County Commissioners, Franklin County, Ohio, was fixed as the time and place for the final hearing thereon.
By order of the Board of County Commissioners, Franklin County, Ohio.
W. L. A. MCCARLEY,
1-21-52 Asst. Clerk.



 Denotes Portion To Be Vacated
 O Denotes Iron Pins

VACATION PORTION OF
MOLER ST.
 MARION TWP.-FRANKLIN COUNTY
 Approved By *[Signature]*
 FRANKLIN COUNTY ENGINEER
 Date **2-7-52** Scale 1"=100'

FRANKLIN CO. O., ROAD RECORD No. 17

VACATION OF PART OF MOLER STREET
VIEWED: ENGINEER TO FILE REPORT
FEBRUARY 8, 1952

February 6, 1952

In the matter of the petition filed with the Board of County Commissioners by William F. Marzluf, et al, on the 3rd day of January, 1952, for the vacation of part of Moler Street, beginning at Oakwood Avenue, thence east to Studer Avenue, Mr. McCoy offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Lauderbaugh:

WHEREAS, The Board of County Commissioners of Franklin County, Ohio, pursuant to legal notice by publication in the Ohio State Journal, did on the 6th day of February, 1952, the date stated in said notice, meet on the line of said proposed road 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 the premises along and adjacent thereto which are to be affected thereby, does find that the vacation of said road 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 road 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 that the bounds of the proposed road vacation may be discernible to property owners and others interested and make report to the Board of County Commissioners on or before the 8th day of February, 1952, at 10 o'clock A.M. Said report shall set forth the opinion of the County Engineer either for or against the granting of said vacation, and be made in the manner and form set forth and required by Section 6865 of the General Code of Ohio, 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 and Nathan A. McCoy, Jr.

Absent and not voting: Harry T. Vigor.

February 8, 1952

Board of County Commissioners
Franklin County, Ohio

Re: Vacation of part of Moler Street in Marion Township.

Gentlemen:

Pursuant to your order of February 6, 1952, I have made a survey and plat, which I hereby submit, of a certain street in Marion Township showing the proposed vacation of the street described as follows:

Being Moler Street in Marion Township,
Beginning at Oakwood thence East to Studer Ave.

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

It is my opinion that the vacation of a part of Moler Street will be of no inconvenience to the travelling public.

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

Therefore, I recommend the vacation of a part of Moler Street as shown on the attached plat.

Respectfully submitted,
Guy Elbin, County Engineer

FRANKLIN CO. O., ROAD RECORD No. 17

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

PRAYER OF PETITION TO VACATE PART OF MOLER STREET, FROM OAKWOOD TO STUDER AVENUE, MARION TOWNSHIP, GRANTED

February 8, 1952

In the matter of the petition filed by William F. Marzluf, et al. on the 3rd day of January, 1952, for the vacation of a part of Moler Street, from Oakwood Avenue thence east to Studer Avenue, in Marion Township, Mr. McCoy offered the following preamble and resolution and moved the adoption of the same, which motion was duly seconded by Mr. Lauderbaugh:

WHEREAS, On the 6th day of February, 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 February 8, 1952, relative to the petition for the vacation of part of Moler Street; said report to be made in manner and form set forth and required by Section 6865 of the General Code of Ohio; and

WHEREAS, Guy Elbin, County Engineer, did on the 8th day of February, 1952, before 10 o'clock A.M. report thereon in writing as follows:

"BOARD OF COUNTY COMMISSIONERS, Franklin County, Ohio, Re: Vacation of part of Moler Street, in Marion Township, Gentlemen:

"Pursuant to your order of February 6, 1952, I have made a survey and plat, which I hereby submit, of a certain street in Marion Township showing the proposed vacation of the street described as follows:

"Being Moler Street in Marion Township, Beginning at Oakwood thence East to Studer Avenue.

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

"It is my opinion that the vacation of a part of Moler Street will be of no inconvenience to the travelling public.

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

"Therefore, I recommend the vacation of a part of Moler Street as shown on the attached 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 part of Moler Street, from Oakwood Avenue east to Studer Avenue in 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 aforesaid part of Moler Street, as recommended by the County Engineer be vacated, and as described in his report and shown on the plat submitted by him, be and the same is hereby declared vacated, excepting utilities that are now within this road and the easement granted by the sub-dividers for utilities, which are not to be vacated.

Voting Aye thereon: C. P. Lauderbaugh and Nathan A. McCoy, Jr.
Absent and not voting: Harry T. Vigor