

FRANKLIN CO. O., ROAD RECORD No. 17

Vacation of Alley at South line of
Moler to North of Sheldon Avenue
between Lockbourne Road and Studer
Avenue.

PUBLIC ROAD PETITION

Columbus 7, Ohio, January 14, 1952

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 a Public Road on the line hereinafter described; and make application to you to institute and order proper proceedings in the premises, for 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 alley South line of Moler to North of Sheldon Avenue between Lockbourne Road and Studer Avenue; Alley running North and South.

Petitioners' names: Clarke W. Johnson, John E. Hart, Julia K. Hart, Andrew Komives, Mary Komives, Herman Hollenbach, Joe Thoma, Edna K. Brantner, Leonard F. Jamick, A. A. Hughes, Sr., Leona W. Waibel, Herbert J. Waibel, Wm. Hickey, Gertrude Heinmiller, William E. Heinmiller, and Walter B. Jones.

February 11, 1952

PETITION TO VACATE AN ALLEY IN
MARION TOWNSHIP, REFERRED TO THE
ENGINEER FOR CHECKING

Clarke W. Johnson, et al. on the 4th day of February, 1952, filed with the Board of County Commissioners of Franklin County, Ohio, a petition praying for the vacation of an alley:

Beginning at the south line of Moler to north of Sheldon Avenue between Lockbourne Road and Studer Avenue, said alley running north and south.

On motion of Mr. McCoy, seconded by Mr. Lauderbaugh, 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 and Nathan A. McCoy, Jr.
Absent and not voting: Harry T. Vigor.

February 29, 1952

Board of County Commissioners
Court House
Columbus 15, Ohio

Re: Vacation of Alley at South line of Moler to North
of Sheldon Avenue between Lockbourne Road and Studer
Avenue, alley running north and south.

Gentlemen:

I have checked the attached petition filed by Clarke W. Johnson, et al, praying for the vacation of the above mentioned avenue or alley 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

PETITION FILED FOR VACATION OF AN ALLEY
IN MARION TOWNSHIP: VIEW, MARCH 31, 1952;
FINAL HEARING, APRIL 4, 1952

March 11, 1952

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

WHEREAS, Clarke W. Johnson, et al., on the 4th day of February, 1952, 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 Marion Township, the general route and termini thereof to be as follows:

Beginning at South line of Moler to North of Sheldon Avenue between Lockbourne Road and Studer Avenue, alley running north and south.

therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that Monday, March 31, 1952, 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 Friday, April 4, 1952, 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 the time of the final hearing, shall state briefly the character of the proposed vacation.

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

PROOF OF PUBLICATION

State of Ohio }
Franklin County } ss.

E.T. Spetnagel
~~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, on March 13-20,
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.

E.T. Spetnagel
Subscribed and sworn to this 20th.

day of March 1952

Josephine Scott
Notary Public in and for Franklin Co.

JOSEPHINE SCOTT, Notary Public
MY COMMISSION EXPIRES FEB. 3, 1953

Notice of Filing of Petition to
Vacate Alley in Marion Town-
ship, Franklin County, Ohio

Notice is hereby given that a
petition filed with the Board
of County Commissioners of
Franklin County, Ohio, on the 4th
day of February, 1952, praying for
the vacation of an alley in Marion
Township, Franklin County, Ohio,
and more particularly described as
follows:

Beginning at the south line of
Moler to North of Sheldon Avenue
between Lockbourne Road and
Studer Avenue, alley running
north and south.

Further notice is hereby given
that on March 31, 1952, at
ten o'clock A.M. on the line of
said proposed vacation was fixed
as the time and place for the
viewing thereof and Friday, April
4, 1952, at ten o'clock A.M. at the
office of the Board of County
Commissioners of Franklin Coun-
ty, Ohio, was fixed as the time
and place for the final hearing
thereon.

By order of the Board of County
Commissioners of Franklin Coun-
ty, Ohio,
W. A. McCARLEY,
Assistant Clerk.

3-13 20

March 31, 1952

VIEW OF VACATION OF ALLEY IN MARION
TOWNSHIP: ENGINEER TO FILE REPORT
APRIL 4, 1952

In the matter of the petition filed with the Board of County Commissioners of Franklin County, Ohio, on the 4th day of February, 1952, for the vacation of an alley in Marion Township beginning at South line of Moler to North of Sheldon Avenue between Lockbourne Road and Studer Avenue, Franklin County, Ohio, Mr. Lauderbaugh offered the following preamble and resolution, and moved the adoption of the same, which was duly seconded by Mr. McCoy:

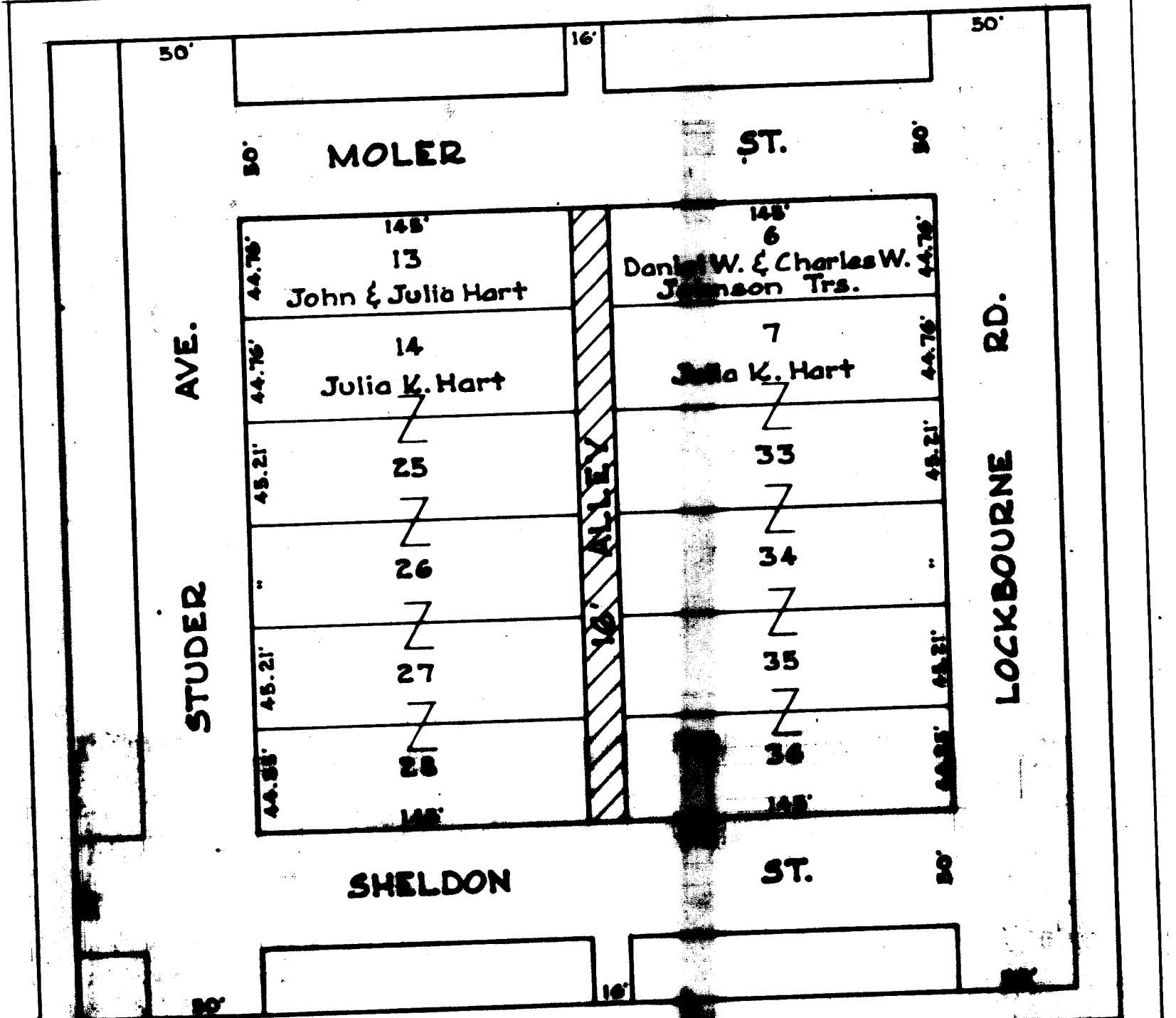
WHEREAS, On the 4th day of February, 1952, a petition was filed with this Board by Clarke W. Johnson, et al., praying for the vacation of an alley in Marion Township, Franklin County, Ohio; and

WHEREAS, On the 11th day of March, 1952, the Board of County Commissioners did fix the 31st day of March, 1952, at 10:00 o'clock A.M., on the line of the proposed vacation as the time and place for the viewing thereof, and did further fix April 4, 1952, at 10 o'clock 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 31st day of March, 1952, 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 street 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 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 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



PORTION OF 16' ALLEY
 MARION TWP - FRANKLIN COUNTY, MO.

////// Denotes
 Portion To Be Vacated

APPROVED: *[Signature]*
 LICENSED SURVEYOR & ENGINEER

DATE: *[Date]* SCALE: *[Scale]*

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

right-of-way line and at all angles between sufficient other points of the right-of-way lines so that the bounds of the proposed street vacation may be discernible to property owners interested and make report to the Board of County Commissioners on or before the 4th day of April, 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, which report, together with the plat and survey of the proposed vacation shall be deposited with the County Commissioners.

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

April 3, 1952

Board of County Commissioners
Court House
Columbus, Ohio

Re: Vacation of part of an Alley in Marion Township.

Gentlemen:-

Pursuant to your order of April 1, 1952, I have made a survey and plat, which I hereby submit, of an alley in Marion Township, showing the proposed vacation of the following described alley:

Beginning at South line of Moler to North of Sheldon Avenue between Lockbourne Road and Studer Avenue, Alley running north and south.

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.

Utilities that are now within this alley and the easement granted by the sub-dividers for utilities is not to be vacated through this 16 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

FRANKLIN CO. O., ROAD RECORD No. 17

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

PRAYER OF PETITION TO VACATE AN ALLEY IN
MARION TOWNSHIP FROM MOLER TO SHELDON AVENUE
GRANTED

April 4, 1952

In the matter of the petition filed February 4, 1952, praying for the vacation of an alley in Marion Township, Mr. Leuderbaugh offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. McCoy:

WHEREAS, On the 31st day of March, 1952, 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 Friday, April 4, 1952, relative to the petition for the vacation of an alley in Marion Township; 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 3rd day of April, 1952, report thereon in writing, which report contained the following recommendations, to-wit:

"Board of County Commissioners, Court House, Columbus, Ohio. Re: Vacation of part of an Alley in Marion Township. Gentlemen:-

"Pursuant to your order of April 1, 1952, I have made a survey and plat, which I hereby submit, of an alley in Marion Township, showing the proposed vacation of the following described alley:

Beginning at South line of Moler to North of Sheldon Avenue between Lockbourne Road and Studer Avenue, Alley running north and south.

"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.

"Utilities that are now within this alley and the easement granted by the sub-dividers for utilities is not to be vacated through this 16 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 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 alley in Marion Township, beginning at the south line of Moler to the north of Sheldon Avenue between Lockbourne Road and Studer Avenue (Alley running north and south), 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 the utilities that are now within this alley and the easement granted by the sub-dividers for utilities, which are not to be vacated.

Voting Aye thereon: Larry T. Vigor, C. P. Leuderbaugh and Nathan A. McCoy, Jr.