

## FRANKLIN CO. O., ROAD RECORD No. 18

Vacation of Boyd Drive South - Sharon Township (50 ft. in width)

THE COL. B. B. MFG. CO. 86947

## PUBLIC ROAD PETITION

Columbus, Ohio  
August 26, 1955

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 the vacating 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:

Vacation of Boyd Drive South (50' in width) in Plat Book 21, Page 32.

Description as follows:

Beginning at an iron pin in the northwest corner of Lot 22; thence in a straight line from said point; to an iron pin on west line of Lot 25, 100 feet south of said north lot line; thence proceeding easterly along the south line of said lot a distance of 193.40 feet; thence continuing easterly along the south line of lot 24 a distance of 210.96 feet to an iron pin; thence with a straight line to an iron pin in the northeast corner of lot 17; thence westerly along the north line of lots 17, 18, 19, 20, 21 and 22 totaling a distance of 509.2 feet to the place of beginning.

The following people signed said petition: George V. Thomas, Justine H. Thomas, Willis W. Sunderland, Mrs. Willis Sunderland, Albert A. French, Edna M. French, Cameron Williams, Ethel G. Williams, Marjorie L. Zipf, Cecilia C. Knaus, Lionel Knaus, Esther E. Bach, Carlton W. Bach, Lewis W. Baker, Irma E. Baker, Richard J. Sladky, Katherine C. Sladky, Stanley Davis, Justin Hinley, and Mrs. Mary Elizabeth Hinley.

\* \* \* \* \*

August 30, 1955

PETITION TO VACATE BOYD DRIVE SOUTH, SHARON TOWNSHIP:  
REFERRED TO ENGINEER FOR CHECKING.

On motion of Mr. Lauderbaugh, seconded by Mr. Vigor, the petition filed for the vacation of Boyd Drive South (50' in width), Sharon Township, be, and it hereby is, referred to the Engineer's office for checking for sufficiency of signatures and accuracy of description.

Voting Aye thereon: Henry A. Koontz, C.P. Lauderbaugh and Harry T. Vigor.

\* \* \* \* \*

September 7, 1955

Board of County Commissioners  
Franklin County, Ohio.

Re: Vacation of Boyd Drive South, Sharon Township

Gentlemen:-

I have checked the attached petition filed by George V. Thomas, et al, praying for the vacation of Boyd Drive South (50' in width), Sharon Township, and find that the petition contains sufficient number of signatures. Also, the description is accurate.

Respectfully submitted,

Guy Elbin,  
County Engineer

GE:FRM:cd

By Frank R. McIllyar (Sgnd.)  
Land Agent

\* \* \* \* \*

September 9, 1955

PETITION FILED FOR VACATION OF BOYD DRIVE SOUTH,  
SHARON TOWNSHIP: VIEW, OCTOBER 10, 1955; HEARING,  
OCTOBER 28, 1955.

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

WHEREAS, George V. Thomas, et al., on the 26th day of August, 1955, 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 Boyd Drive South, Sharon Township, the general route and termini thereof to be as follows:

Vacation of Boyd Drive South (50' in width) in Plat Book 21, Page 32.

# 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, September 19-  
26, 1955

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]*  
Subscribed and sworn to this 26th.

day of September 19 55  
*E. T. Spetnagel*  
Notary Public in and for Franklin County

Unit L595

E. T. SPETNAGEL, Notary Public  
My Commission Expires Oct. 1, 1966

## RECEIVED

SEP 27 1955

BOARD OF COUNTY COMMISSIONERS  
FRANKLIN COUNTY, OHIO

### NOTICE OF FILING OF PETITION TO VACATE BOYD DRIVE SOUTH, SHARON 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 26th day of August, 1955, praying for the vacation of Boyd Drive South, Sharon Township, described as follows:

Vacation of Boyd Drive South (50' in width) in Plat Book 21, Page 32.

Beginning at an iron pin in the northwest corner of Lot 22; thence in a straight line from said point; to an iron pin on west line of Lot 25, 100 feet south of said north lot line; thence following the radius of 20' of the south-west corner of said lot; thence proceeding easterly along the south line of said lot, a distance of 198.40 feet; thence continuing easterly along the south line of lot 24 a distance of 210.95 feet to an iron pin; thence with a straight line to an iron pin in the northeast corner of lot 17; thence westerly along the north line of lots 17, 18, 19, 20, 21, and 22, totaling a distance of 509.2 feet to the place of beginning;

Therefore further notice is hereby given that Monday, October 10, 1955, at ten o'clock a. m., on the line of said street was fixed as the time and place for the viewing thereof, and Friday, October 28, 1955, at ten o'clock a. m., in the office of the Board of County Commissioners of Franklin County, Ohio, was fixed as the time and place for the hearing thereon.

By order of the Board of County Commissioners of Franklin County, Ohio,  
Ella A. McCauley,  
Assistant Clerk.

9-19 26

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THE COL. B. B. MFG. CO. 86947

Contd. - Vac. of Boyd Drive South Sharon Twp.

Beginning at an iron pin in the northwest corner of Lot 22; thence in a straight line from said point; to an iron pin on west line of Lot 25, 100 feet south of said north lot line; thence following the radius of 20' of the southwest corner of said lot; thence proceeding easterly along the south line of said lot, a distance of 193.40 feet; thence continuing easterly along the south line of lot 24 a distance of 210.96 feet to an iron pin; thence with a straight line to an iron pin in the northeast corner of lot 17; thence westerly along the north line of lots 17, 18, 19, 20, 21 and 22, totaling a distance of 509.2 feet to the place of beginning;

therefore,

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that Monday, October 10, 1955, 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, October 28, 1955, 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: Henry A. Koontz, C. P. Lauderbaugh and Harry T. Vigor.

\* \* \* \* \*

October 11, 1955

VACATION OF BOYD DRIVE SOUTH, SHARON TOWNSHIP,  
VIEWED: ENGINEER TO FILE REPORT BY OCTOBER 28, 1955.

In the matter of the petition filed for the vacation of Boyd Drive South, Sharon Township, Mr. Lauderbaugh offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Vigor:

WHEREAS, on the 26th day of August, 1955, a petition was filed with this Board by George V. Thomas, et al., praying for the vacation of Boyd Drive South, Sharon Township, Franklin County, Ohio; and

WHEREAS, on September 9, 1955, said Board of County Commissioners did fix the 10th day of October, 1955, at 10 o'clock a.m., on the line of the proposed vacation as the time and place for the viewing thereof, and did further fix October 28, 1955, 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 10th day of October, 1955, meet on the line of said proposed alley 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 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 survey and plat 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 such sufficient other points of the right-of-way lines to 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 28th day of October, 1955, at 10 o'clock a.m.; said report shall set forth the opinion of the County Engineer either for or against 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.

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THE COL. B. B. MFG. CO. 86947

Contd. - Vac. of Boyd Drive South, Sharon Twp.

Voting Aye thereon: Henry A. Koontz, C. P. Lauderbaugh and Harry T. Vigor.

\* \* \* \* \*

October 28, 1955

Board of County Commissioners  
Franklin County, Ohio.

Re: Vacation of Boyd Drive South, Sharon Twp.

Gentlemen:-

Pursuant to your order of October 11, 1955, I have made a survey and plat, which I hereby submit, of part of Boyd Drive South, Sharon Township, showing the proposed vacation of the following described Drive:

Beginning at an iron pin in the northwest corner of Lot 22; thence in a straight line from said point; to an iron pin on west line of Lot 25, 100 feet south of said north lot line thence following the radius of 20' of the southwest corner of said lot; thence proceeding easterly along the south line of said lot; a distance of 193.40 feet; thence continuing easterly along the south line of lot 24 a distance of 210.36 feet to an iron pin; thence with a straight line to an iron pin in the northeast corner of lot 17; thence westerly along the north line of lots 17, 18, 19, 20, 21 and 22, totaling a distance of 509.2 feet to the place of beginning.

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

Utilities that are now within this Drive and the Easement granted by the sub-dividers for utilities is not to be vacated through this 50 foot Drive sought to be vacated.

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

Respectfully submitted,

Guy Elbin, (Signed)  
County Engineer

GE:FRM:cd

\* \* \* \* \*

October 28, 1955

HEARING ON PETITION TO VACATE BOYD DRIVE SOUTH,  
SHARON TOWNSHIP: CLAIMS FOR COMPENSATION AND  
DAMAGES TO BE HEARD NOVEMBER 4, 1955.

In the matter of the petition filed by George V. Thomas, et al., with the Board of County Commissioners of Franklin County, Ohio, on the 26th day of August, 1955, praying for the vacation of Boyd Drive South, Sharon Township, Franklin County, Ohio, Mr. Lauderbaugh offered the following preamble and resolution and moved the adoption of the same, which motion was duly seconded by Mr. Vigor:

WHEREAS, on October 11, 1955, 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, October 28, 1955, relative to the petition for the vacation of Boyd Drive South, Sharon Township, Franklin County, Ohio; said report to made in manner and form set forth and required by Section 5553.06 of the Revised Code of Ohio; and

WHEREAS, Guy Elbin, County Engineer, did, on October 28, 1955, report thereon in writing as follows:

"Board of County Commissioners, Franklin County, Ohio.

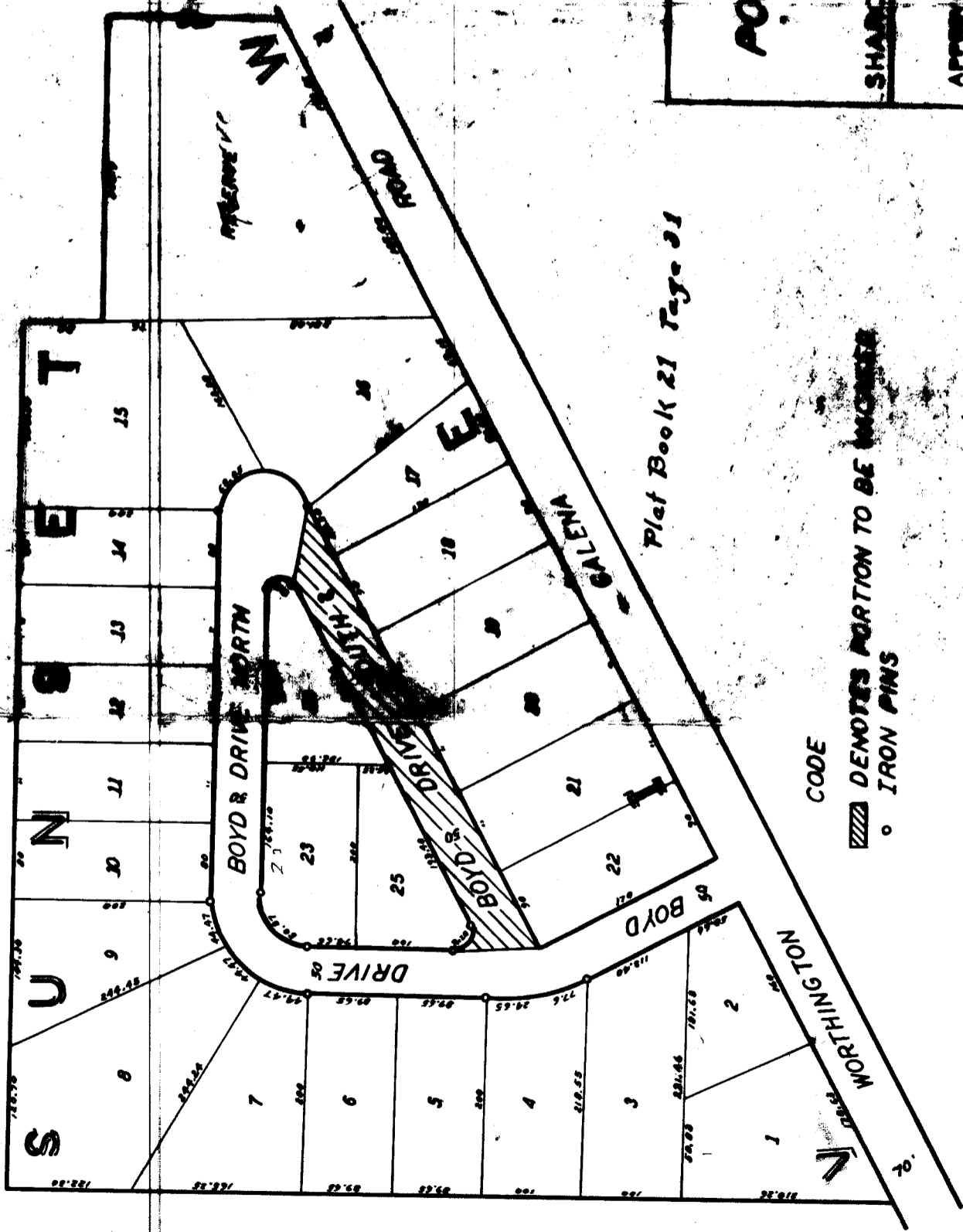
"Re: Vacation of Boyd Drive South, Sharon Township

"Gentlemen: Pursuant to your order of October 11, 1955, I have made a survey and plat, which I hereby submit, of part of Boyd Drive South, Sharon Township, showing the proposed vacation of the following described Drive:

Beginning at an iron pin in the northwest corner of Lot 22; thence in a straight line from said point; to an iron pin on west line of Lot 25, 100 feet south of said north lot line thence following the radius of 20' of the southwest corner of said lot; thence proceeding easterly along the south line of said lot, a distance of 193.40 feet; thence continuing easterly along the south line of lot 24, a distance of 210.36 feet to an iron pin; thence with a straight line to an iron pin in the northeast corner of lot 17; thence westerly along the north line of lots 17, 18, 19, 20, 21 and 22, totaling a distance of 509.02 feet to the place of beginning.

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

"Utilities that are now within this Drive and the Easement granted by the sub-dividers for utilities is not to be vacated through this 50 foot Drive sought to be vacated.



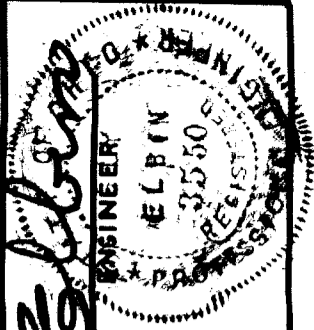
VACATION  
**PORTION OF BOYD DRIVE SOUTH**  
 SUNSET VIEW

SHARON TWP. FRANKLIN COUNTY OHIO

APPROVED BY *Guy E. Blinn* FRANKLIN COUNTY ENGINEER

DATE Oct. 28, 1955

SCALE 1" = 120' ±



CODE

▨ DENOTES PORTION TO BE INCREASED  
 ○ IRON PINS

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THE COL. S. B. WFC. CO. 86947

Contd. - Vac. of Boyd Drive South, Sharon Twp.

"I am of the opinion that the proposed vacation of the aforesaid Drive, 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, (Signed) 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 Boyd Drive Souty, Sharon Township, and that the vacation thereof would not inconvenience the public; now, therefore,

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that Friday, November 4, 1955, at 10 o'clock a.m., eastern standard time be, and the same is hereby, fixed as the time and the office of this Board the place for hearing and considering claims for compensation and damages in said matter, and all claims shall be filed in writing with the Board on or before the time of said hearing; and

BE IT FURTHER RESOLVED, that any and all claims allowed shall be assessed against the abutting property owners affected by said vacation; and

BE IT FURTHER RESOLVED, that decision on said vacation is hereby deferred until claims for compensation and damages are heard and determined.

Voting Aye thereon: Henry A. Koontz, C.P. Lauderbaugh, and Harry T. Vigor.

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PRAYER OF PETITION TO VACATE BOYD DRIVE SOUTH,  
SHARON TOWNSHIP - GRANTED.

This being the day and hour set for the purpose of considering claims for compensation and damages that may be filed in the matter of the petition of George V. Thomas, et al., for the vacation of Boyd Drive South in Sharon Township, same came on and the Board of County Commissioners of Franklin County, Ohio, finds that there were no claims filed, and Mr. Lauderbaugh offered the following resolution and moved the adoption of the same, which motion was duly seconded by Mr. Vigor:

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that Boyd Drive South in Sharon Township, Franklin County, Ohio, as recommended by the County Engineer, be vacated, and as described in his report shown on the plat submitted by him on October 28, 1955, be, and the same ~~is~~ hereby is, ~~on the plat submitted by him on October 28, 1955, and the~~ declared vacated, excepting, however, utilities that are now within this Drive and the easement granted by the subdividers for utilities, which are not vacated.

Voting Aye thereon: Henry A. Koontz, C. P. Lauderbaugh and Harry T. Vigor.

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