

FRANKLIN CO. O., ROAD RECORD No. 18 Vac. of part of Old Lane Ave. - Clinton Twp.  
(Fred W. Legg, et al)

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

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VAC. OF A PART OF OLD LANE AVE. - CLINTON TOWNSHIP (Fred W. Legg, et al)

Lane Avenue - vacation of a portion of the right-of-way on the north side of the centerline from Wood Avenue east to the railroad

PUBLIC ROAD PETITION

Columbus, Ohio  
April 30, 1958

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 part of Original Lane Avenue a Public Road on the line hereinafter described; and make application to you to institute and order proper proceedings in the premises for vacating such road; the same not being a road on the State Highway System.

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

Being a thirty (30) foot strip of road right-of-way, containing 0.086 acres of land, more or less, situated within the original existing road right-of-way of the original Lane Avenue (County Road No. 59 - 60 lineal feet in width - see set of Right-of-way Plans for the Establishment, Alteration, Widening and Relocation of Lane Avenue Sections "C" and "D" on file in Road Record Book No. 18, Page 80, Franklin County Engineer's Office, Court House, Columbus 15, Ohio), Clinton Township, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point in the original north right-of-way line of the said original Lane Avenue, said point being a point of intersection of the original north right-of-way line of the said original Lane Avenue with the existing east right-of-way line of Wood Avenue (60 lineal feet in width) and being 30.00 lineal feet (measured at right angles) north of the original centerline of the said original Lane Avenue; thence in a easterly direction, along and with the original north right-of-way line of the said original Lane Avenue (30.00 lineal feet north of and running parallel to the original centerline of said original Lane Avenue), a scaled distance of 127.00 lineal feet, more or less, to a point of intersection with the existing west right-of-way line of the C. & O. Railroad (100.00 lineal feet in width); thence in a southeasterly direction, along and with the existing west right-of-way line of the C. & O. Railroad produced southeasterly, a scaled distance of 31.00 lineal feet, more or less, to a point of intersection with the original centerline of the said original Lane Avenue; thence in a westerly direction, along and with the original centerline of the said original Lane Avenue, a scaled distance of 122.00 lineal feet, more or less, to a point of intersection with the existing east right-of-way line of Wood Avenue produced southeasterly; thence in a northwesterly direction, along and with the existing east right-of-way line of Wood Avenue produced southeasterly, a scaled distance of 32.00 lineal feet, more or less, to the place of beginning of this description and there to terminate, excepting the existing utility easement and storm sewer easement rights within said 0.086 acres of land, if any.

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Contd. - Vac. of a part of Old Lane Ave. - Clinton Twp. (Fred W. Legg, et al)

The following persons signed said petition: Fred W. Legg; Chesapeake Ohio Railway Co., Supt.; Thelma L. Leach; Robert R. Leach; James T. Vaughn; Lorene S. Legg; Wm. E. Blake; Millicent L. Kepke; M. Lyman Gerould; Davis D. Gerould; Rhoda A. Poli and Elwood H. Poli.

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May 2, 1958

PETITION TO VACATE A PART OF ORIGINAL LANE AVENUE,  
CLINTON TOWNSHIP - REFERRED TO ENGINEER FOR CHECKING.

Richard C. Addison, Attorney, for Fred W. Legg, et al., on the 30th day of April, 1958, filed with the Board of County Commissioners of Franklin County, Ohio, a petition praying for the vacation of Old Lane Avenue, in Clinton Township.

On motion of Mr. Koontz, Seconded by Mr. Vigor, 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 and if the description is proper.

Voting Aye thereon: Harri T. Vigor and Henry A. Koontz /S/

Absent and not voting: Fred U. Berkhemer

\* \* \* \* \*

May 9, 1958

Board of County Commissioners  
Franklin County, Ohio.

Re: Vacation of a part of Original Lane Avenue, Clinton Township.

Gentlemen:-

I have checked the attached petition filed by Richard C. Addison, Attorney, for Fred W. Legg, et al., praying for the vacation of part of Original Lane Avenue, Clinton Township, and find that the petition contains sufficient number of signatures. Also the description is accurate.

Respectfully submitted,

Guy Elbin,  
County Engineer

By Frank R. McIllyar /S/  
R/W Representative

GE:FRM:cd

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May 13, 1958

PETITION FILED FOR VACATION OF PART OF ORIGINAL LANE  
AVENUE, CLINTON TOWNSHIP, FRANKLIN COUNTY, OHIO.  
VIEW: THURSDAY, JUNE 5, 1958, HEARING: MONDAY, JUNE 9, 1958.

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

WHEREAS, Fred W. Legg, et al., on the 30th day of April, 1958, filed a petition with the Board of County Commissioners of Franklin County, Ohio, signed by at least twelve freeholders 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 a thirty foot strip of road right-of-way, containing 0.08 acres of land, more or less, situated within the original existing road right-of-way of the original Lane Avenue, in Clinton Township, Franklin County, Ohio, the general route and termini thereof, to be as follows:

Being a thirty (30) foot strip of road right-of-way, containing 0.086 acres of land, more or less, situated within the original existing road right-of-way of the original Lane Avenue (County Road No. 59 - 60 lineal feet in width - see set of Right-of-Way Plans for the Establishment, Alteration, Widening and Relocation of Lane Avenue, Section "D" and "C" on file in Road Record Book No. 18, Page 80, Franklin County Engineer's Office, Court House, Columbus 15, Ohio), Clinton Township, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point in the original north right-of-way line of the said original Lane Avenue, said point being a point of intersection of the original north right-of-way line of the said original Lane Avenue with the existing east right-of-way line of Wood Avenue (60 lineal feet in width) and being 30.00 lineal feet (measured at right angles) north of the original centerline of the said original Lane Avenue; thence in a easterly direction, along and with the original north right-of-way line of the said original Lane Avenue (30.00 lineal feet north of and running parallel to the original centerline of said original Lane Avenue), a scaled distance of 127.00 lineal feet, more or less, to a point of intersection with the existing west right-of-way line of the C. & O. Railroad (100.00 lineal feet in width); thence in a southeasterly direction, along and with the existing west right-of-way line of the C. & O. Railroad produced southeasterly, a scaled distance of 31.00 lineal feet, more or less, to a point of intersection with the original centerline of the said original Lane Avenue; thence in a westerly direction, along and with the original centerline of the said original Lane Avenue, a scaled distance of 122.00 lineal feet, more or less, to a point of intersection with the existing east right-of-way line of Wood Avenue produced southeasterly; thence in a northwesterly direction, along and with the existing east right-of-way line of Wood Avenue produced southeasterly, a scaled distance of 32.00 lineal feet, more or less, to the place of beginning of this description and there to terminate, excepting the existing utility easement and storm sewer easement rights within said 0.086 acres of land, if any.

therefore,

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

THE COL. B. B. WFG. CO. 86947

Contd. - Vac. of a part of Old Lane Ave. - Clinton Twp. (Fred W. Legg, et al)

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that Thursday, June 5, 1958, at 10 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 Monday, June 9, 1958, at 10 o'clock a.m., 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, Fred C. Berkhemer and Henry A. Koontz.

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June 5, 1958

VACATION OF PART OF ORIGINAL LANE AVENUE,  
CLINTON TOWNSHIP - VIEWED - HEARING, MONDAY,  
JUNE 9, 1958, AT 10:00 A.M.

In the matter of the petition filed with the Board of County Commissioners of Franklin County, Ohio, on the 30th day of April, 1958, for the vacation of part of Original Lane Avenue, Clinton Township, Franklin County, Ohio, Mr. Berkhemer offered the following preamble and resolution and moved the adoption of the same, which motion was duly seconded by Mr. Koontz:

WHEREAS, on April 30, 1958, a petition was filed with this Board by Fred W. Legg, et al., praying for the vacation of part of Original Lane Avenue, Clinton Township, Franklin County, Ohio; and

WHEREAS, on May 13, 1958, said Board of County Commissioners did fix the 5th day of June, 1958, at 10 A.M. on the line of the proposed vacation as the time and place for the viewing thereof, and did further fix June 9, 1958, at 10 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 5th day of June, 1958, 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 and along the line of said proposed road 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 plat and survey of the proposed alley vacation, and 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 9th day of June, 1958, at 10 o'clock 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: Harry T. Vigor, Fred C. Berkhemer and Henry A. Koontz.

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

THE COL. S. S. MFG. CO. 86947

Contd. - Vac. of a part of Original Lane Avenue - Clinton Twp.

June 9, 1958

Board of County Commissioners  
Franklin County, Ohio

Re: Vacation of a part of Original Lane Avenue, Clinton Township.

Gentlemen:-

Pursuant to your order of June 5, 1958, I have made a survey and plat, which I hereby submit, of a part of Original Lane Avenue, Clinton Township, showing the proposed vacation of the following described Road:

Being a thirty (30) foot strip of road right-of-way, containing 0.086 acres of land, more or less, situated within the original existing road right-of-way of the original Lane Avenue (County Road No. 59 - 60 lineal feet in width - see set of Right-of-way Plans for the Establishment, Alteration, Widening and Relocation of Lane Avenue, Section "C" and "D" on file in Road Record Book No. 18, Page 80, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point in the original north right-of-way line of the said original Lane Avenue, said point being a point of intersection of the original north right-of-way line of the said original Lane Avenue with the existing east right-of-way line of Wood Avenue (60 lineal feet in width) and being 30.00 lineal feet (measured at right angles) north of the original centerline of the said original Lane Avenue; thence in a easterly direction, along and with the original north right-of-way line of the said original Lane Avenue (30.00 lineal feet north of and running parallel to the original centerline of said original Lane Avenue), a scaled distance of 127.00 lineal feet, more or less, to a point of intersection with the existing west right-of-way line of the C. & O. Railroad (100.00) lineal feet in width); thence in a southeasterly direction, along and with the existing west right-of-way line of the C. & O. Railroad produced southeasterly, a scaled distance of 31.00 lineal feet, more or less, to a point of intersection with the original centerline of the said original Lane Avenue; thence in a westerly direction, along and with the original centerline of the said original Lane Avenue, a scaled distance of 122.00 lineal feet, more or less, to a point of intersection with the existing east right-of-way line of Wood Avenue produced southeasterly; thence in a northwesterly direction, along and with the existing east right-of-way line of Wood Avenue produced southeasterly, a scaled distance of 32.00 lineal feet, more or less, to the place of beginning of this description and there to terminate, excepting the existing utility easement and storm sewer easement rights within said 0.086 acres of land, if any.

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

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.

I am of the opinion that the proposed vacation of the aforesaid Road, 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.

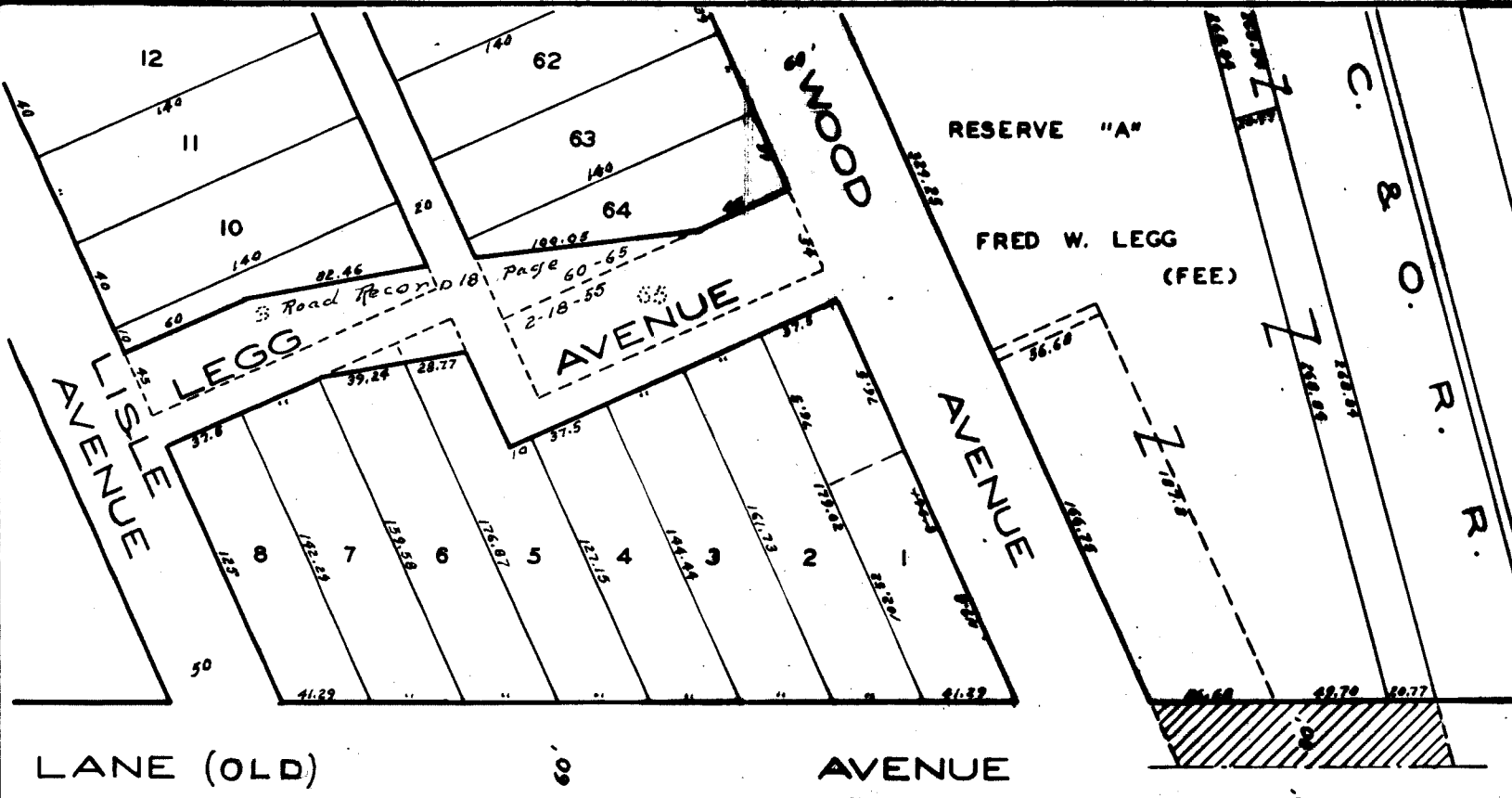
Respectfully submitted,

Guy Elbin /S/  
Franklin County Engineer

GE:FRM:cd

C.K. M-17  
T.T.C.

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CODE

 DENOTES PORTION TO BE VACATED

VACATION  
 PORTION OF ORIGINAL LANE AVE 60'  
 200 WOOD-BROWN CO. ADDITION  
 PLAT BOOK 5 PAGE 247  
 CLINTON TWP. FRANKLIN COUNTY OHIO  
 APPROVED BY Guy Elbin  
 FRANKLIN COUNTY ENGINEER  
 DATE June 10, 1958  
 SCALE 1" = 80' ±

FRANKLIN CO. O., ROAD RECORD No. 18

THE COL. B. S. WFG. CO. 86947

Contd. - Vac. of a part of Original Lane Ave. - Clinton Twp.

June 9, 1958

VACATION OF A PORTION OF ORIGINAL LANE AVENUE,  
CLINTON TOWNSHIP - GRANTED.

In the matter of the proceedings relative to the vacation of a portion or part of Original Lane Avenue, Clinton Township, Mr. Koontz offered the following preamble and resolution and moved the adoption of the same, which motion was duly seconded by Mr. Berkhemer:

WHEREAS, on the 13th day of May, 1958, the Board of County Commissioners of Franklin County, Ohio, did, by resolution duly adopted, direct the Engineer of Franklin County, Ohio, to make report in writing to said Board on or before 10:00 a.m., Monday, June 9, 1958, relative to the vacation of a portion of Original Lane Avenue, Clinton Township; said report to be in manner and form set forth and requested by Section 5553.06, of the Ohio Revised Code; and

WHEREAS, on the 9th day of June, 1958, before 10:00 a.m., Guy Elbin, County Engineer, did report thereon in writing, which report is as follows:

"June 9, 1958, Board of County Commissioners, Franklin County, Ohio.  
"Re: Vacation of a part of Original Lane Avenue, Clinton Township.

"Gentlemen:- Pursuant to your order of June 5, 1958, I have made a survey and plat, which I hereby submit, of a part of Original Lane Avenue, Clinton Township, showing the proposed vacation of the following described Road:

Being a thirty (30) foot strip of road right-of-way, containing 0.086 acres of land, more or less, situated within the original existing road right-of-way of the original Lane Avenue (County Road No. 59 - 60 lineal feet in width - see set of Right-of-Way Plans for the Establishment, Alteration, Widening and Relocation of Lane Avenue, Section "C" and "D" on file in Road Record Book No. 18, Page 80, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point in the original north right-of-way line of the said original Lane Avenue, said point being a point of intersection of the original north right-of-way line of the said original Lane Avenue with the existing east right-of-way line of Wood Avenue (60 lineal feet in width) and being 30.00 lineal feet (measured at right angles) north of the original centerline of the said original Lane Avenue; thence in a easterly direction, along and with the original north right-of-way line of the said original Lane Avenue (30.00 lineal feet north of and running parallel to the original centerline of said original Lane Avenue), a scaled distance of 127.00 lineal feet, more or less, to a point of intersection with the existing west right-of-way line of the C. & O. Railroad (100.00) lineal feet width); thence in a south-easterly direction, along and with the existing west right-of-way line of the C. & O. Railroad produced southeasterly, a scaled distance of 31.00 lineal feet, more or less, to a point of intersection with the original centerline of the said original Lane Avenue; thence in a westerly direction, along and with the original centerline of the said original Lane Avenue, a scaled distance of 122.00 lineal feet, more or less, to a point of intersection with the existing east right-of-way line of Wood Avenue produced southeasterly; thence in a northwesterly direction, along and with the existing east right-of-way line of Wood Avenue produced southeasterly, a scaled distance of 32.00 lineal feet, more or less, to the place of beginning of this description and there to terminate, excepting the existing utility easement and storm sewer easement rights within said 0.086 acres of land, if any.

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

"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.

"I am of the opinion that the proposed vacation of the aforesaid Road, 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, (S) Guy Elbin, Franklin County Engineer"

and,

WHEREAS, no objections to the vacation of said Avenue were filed, nor claims for compensation or damages on account thereof were filed; and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, finds that the utilities that are now within this Avenue and the easement granted by the sub-dividers for utilities is not to be vacated through this Avenue sought to be vacated; therefore,

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that the portion of Original Lane Avenue, Clinton Township, as recommended by the County Engineer to be vacated and as described in his report and shown on the plat submitted by him, be, and the same hereby is, declared vacated, excepting, however, the utilities that are now within this road and the easement granted by the owners, present or past, for utilities.

Voting Aye thereon: Harry T. Vigor, Henry A. Koontz and Fred C. Berkhemer.

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