

PUBLIC ROAD PETITION FOR ABANDONMENT AND VACATION OF TOWNSHIP ROAD REV. CODE Sec. 553.042

Columbus, Ohio, May 11, 1962

TO THE HONORABLE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

The undersigned petitioner of said county, being the owner of the property described as follows:

Being lots 1, 2, 3, 4, 174 and 173 of Castle-Farms Subdivision, Jackson Township, Franklin County, Ohio, the same being recorded in Plat Book 21, page 3, Recorder's Office, Franklin County, Ohio,

respectfully represents that the public convenience and welfare require the vacating of the alley as marked in the attached exhibit and hereinafter described and the petitioner makes application to you to institute and order a proper proceeding in the premises for vacating such alley, the same not being an alley on a state or county highway system.

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

one alley east of the CCC Highway and beginning at the south side of Casa Boulevard, which is lot 4, to the end of lot 1.

The following is the description of said vacation:

Being a part of the first sixteen (16) foot alley situated within the Castle-Farms Subdivision, of record in Plat Book 21, page 3, Recorder's Office, Franklin County, Ohio, located east of the Columbus Washington C.H. Road (S.R. No. 3) and running northeasterly, parallel to the existing centerline of the said S.R. No. 3, from the existing south Subdivision line of the said Castle-farms Subdivision, a distance of 210.28 lineal feet, more or less, to the existing south right-of-way line of Casa Boulevard (60 lineal feet in width) produced southeasterly across said sixteen (16) foot alley and there to terminate, excepting the existing utility easement rights within said alley sought to be vacated, if any.

Respectfully submitted,

THE JUSTICE REALTY COMPANY, INC.
1131 East Main Street

By S. H. Justice, Secretary (Signed)

STATE OF OHIO
FRANKLIN COUNTY, ss:

S. H. Justice, being first duly sworn, on oath deposes and says that he is Secretary of the above named petitioner, an Ohio corporation, and that the facts stated and allegations contained in the foregoing petition are true, as he verily believes.

S. H. Justice (Signed)

Sworn to before me and subscribed in my presence this 11th day of May, 1962.

Max Robins (Signed)
Notary Public, State of Ohio
Franklin County

* * * * *

May 21, 1962

PETITION TO VACATE PART OF SIXTEEN (16) FOOT ALLEY, IN JACKSON TOWNSHIP, FRANKLIN COUNTY, OHIO, REFERRED TO THE COUNTY ENGINEER FOR CHECKING.

On motion of Mr. Koontz, seconded by Mr. Brown, the petition filed for the vacation of a part of a sixteen (16) foot alley, in the Castle-Farms Subdivision, Jackson Township, Franklin County, Ohio, be, and it hereby is referred to the Engineer's Office for checking for sufficiency of signatures and accuracy of description.

Voting Aye thereon: Glenn L. Myers, Henry A. Koontz and Eldon H. Brown.

* * * * *

June 13, 1962

Board of County Commissioners
Franklin County, Ohio

Re: Vac. of part of sixteen (16) Foot Alley, Jackson Township.

Gentlemen:-

I have checked the attached petition filed by S. H. Justice, et al., praying for the vacation of a part of a Sixteen (16) Foot Alley, in Jackson Township, Franklin County, Ohio, and find that the petition contains sufficient number of signatures. Also the description is accurate.

Respectfully submitted,

Guy Elbin, P.E.
Franklin County Engineer

By Frank R. McIllyar (Signed)
R/wRepresentative

GE:FRM:cd

* * * * *

PROOF OF PUBLICATION

State of Ohio }
Franklin County } ss.

Clyde R. Roberts
Classified Advertising Manager

of the Columbus Citizen-Journal,
a newspaper published at Colum-
bus, Franklin County, Ohio, with
a paid circulation of more than
25,000, personally appeared and
made oath that the attached
printed advertisement was pub-
lished for

... 2 ... times, June 21st, and
28th, 1962

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

Clyde R. Roberts
Subscribed and sworn to this 28th
day of June 1962

Josephine Scott
Notary Public in and for Franklin County

NOTICE OF INTENTION TO VACATE A PART OF A SIXTEEN (16) FOOT ALLEY, JACKSON TOWNSHIP, FRANKLIN COUNTY, OHIO.
Notice is hereby given that it is the intention of the Board of County Commissioners of Franklin County, Ohio, to vacate a part of a sixteen (16) foot Alley, Jackson Township, Franklin County, Ohio, along the following general route and termini.

Being a part of the first sixteen (16) foot alley situated within the Castle-Farms Subdivision, of record in Plat Book 21, Page 3, Recorder's Office, Franklin County, Ohio, located east of the Columbus Washington C. H. Road (S.R. No. 3) and running north-easterly, parallel to the existing centerline of the said S.R. No. 3 from the existing south Subdivision line of the said Castle-Farms Subdivision, a distance of 210.28 lineal feet, more or less, to the existing south right-of-way line of Casa Boulevard (60 lineal feet in width) produced southeast-erly across said sixteen (16) foot alley and there to terminate, excepting the exist- ing utility easement rights within said alley sought to be vacated, if any.

Notice is hereby given that Tuesday, July 10, 1962, at 10:00 A.M., Eastern Standard Time, on the line of said proposed vacation was fixed as the time and place for viewing thereof and Friday, July 13, 1962, at 10:00 A.M., Eastern Standard Time, at the Office of the Board of County Commissioners was fixed as the time and place for final hearing thereon.

By order of the Board of County Commissioners of Frank- lin County, Ohio.
DEE F. PEMBERTON, Clerk.
6-21-28

Franklin County, Ohio ROAD RECORD No. 19

Made by The Cott Index Company, Columbus, Ohio

Contd. - Vac. of Part of Sixteen (16) Foot Alley, In Jackson Township.

June 20, 1962

PETITION FILED FOR VACATION OF PART OF A SIXTEEN (16)
FOOT ALLEY, JACKSON TOWNSHIP, FRANKLIN COUNTY, OHIO:
VIEW - TUESDAY, JULY 10, 1962 AT 10:00 A.M. -
HEARING - FRIDAY, JULY 13, 1962 AT 10:00 A.M. - 62-4

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

WHEREAS, S. H. Justice, et al, on the 11th day of May, 1962, filed a petition with the Board of County Commissioners, 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 sixteen (16) foot Alley, Jackson Township, Franklin County, Ohio, the general route and termini thereof, to be as follows:

Being a part of the first sixteen (16) foot Alley situated within the Castle-Farms Subdivision, of record in Plat Book 21, Page 3, Recorder's Office, Franklin County, Ohio, located east of the Columbus Washington C.H. Road (S.R. No. 3) and running northeasterly, parallel to the existing centerline of the said S.R. No. 3, from the existing south Subdivision line of the said Castle-Farms Subdivision, a distance of 210.28 lineal feet, more or less, to the existing south right-of-way line of Case Boulevard (60 lineal feet in width) produced southeasterly across said sixteen (16) foot Alley and there to terminate, excepting the existing utility easement rights within said alley sought to be vacated, if any.

therefore

BE IT RESOLVED, By the Board of County Commissioners of Franklin County, Ohio, that Tuesday, July 10, 1962, at 10:00 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, July 13, 1962, at 10:00 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 Columbus Citizen 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: Glenn L. Myers, and Henry A. Koontz.

Absent and not Voting: Eldon H. Brown.

July 12, 1962

VACATION OF PART OF A SIXTEEN (16) FOOT ALLEY, JACKSON
TOWNSHIP, FRANKLIN COUNTY, OHIO, VIEWED: ENGINEER TO
FILE REPORT BY JULY 13, 1962, AT 10:00 A.M.

In the matter of the resolution of June 20, 1962, adopted by the Board of County Commissioners for the vacation of part of a sixteen (16) foot Alley Jackson Township, Franklin County, Ohio, Mr. Koontz offered the following preamble and resolution and moved the adoption of the same, which motion was duly seconded by Mr. Brown.

WHEREAS, on the 20th day of June, 1962, the Board of County Commissioners of Franklin County, Ohio, adopted a resolution declaring it necessary to vacate a part of a sixteen (16) foot Alley, Jackson Township; and

WHEREAS, on the 20th day of June, 1962, said Board of County Commissioners did fix the 10th day of July, 1962, at 10:00 A.M., on the line of said proposed vacation, as the time and place for the viewing thereof, and did further fix the 13th day of July, 1962, at 10:00 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 vacation; and

WHEREAS, legal notice by publication in the Columbus Citizen Journal, a newspaper published in and of general circulation in said County, was given the time and place for the viewing of said proposed vacation, and of the final hearing thereon; and,

Franklin County, Ohio ROAD RECORD No. 19

Made by The Cott Index Company, Columbus, Ohio

Contd. - Resolution - Vac. of part of a sixteen (16) Ft. Alley Jackson Township

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, did, on the 10th day of July, 1962, meet on the line of said proposed vacation, as described in resolution of June 20, 1962, and heard all the proof offered by parties interested in and affected thereby, does find that the vacation of part of a sixteen (16) foot Alley, Jackson Township, is of sufficient importance to require that the Engineer of Franklin County, Ohio, be instructed and directed to make a survey and plat thereof; now, therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that the Engineer of Franklin County, Ohio, be, and he is, instructed and directed to make a plat and survey of the proposed 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 vacation may be discernible to property owners and on or before the 13th day of July, 1962, at 10:00 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: Glenn L. Myers, Henry A. Koontz and Eldon H. Brown.

* * * * *

July 13, 1962

Board of County Commissioners
Franklin County, Ohio.

Re: Vac. of part of a sixteen (16) Foot Alley, Jackson Township.

Gentlemen:-

Pursuant to your order of July 13, 1962, I have made a survey and plat, which I hereby submit, of part of a sixteen (16) foot Alley, Jackson Township, Franklin County, Ohio, showing the proposed vacation of the following described Alley

Being a part of the first sixteen (16) foot Alley situated within the Castle-Farms Subdivision, of record in Plat Book 21, Page 3, Recorder's Office, Franklin County, Ohio, located east of the Columbus Washington C.H. Road (S.R. No. 3) and running northeasterly, parallel to the existing centerline of the said S.R. No. 3, from the existing south Subdivision line of the said Castle-Farms Subdivision, a distance of 210.28 lineal feet, more or less to the existing south right-of-way line of Casa Boulevard (60 lineal feet in width) produced southeasterly across said sixteen (16) foot Alley and there to terminate, excepting the existing utility easement rights within said Alley sought to be vacated, if any.

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 subdividers for utilities is not to be vacated through this 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, P.E. (Signed)
Franklin County Engineer

GE:FRM:cd

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TAX MAP 11-11-C 18 2-7-61

Franklin County, Ohio ROAD RECORD No. 19

Made by The Cott Index Company, Columbus, Ohio

Contd. - Vac. of part of a Sixteen (16) Foot Alley, Jackson Township

July 13, 1962

VACATION OF PART OF A SIXTEEN (16) FOOT ALLEY,
JACKSON TOWNSHIP, FRANKLIN COUNTY, OHIO, GRANTED.

In the matter of the proceedings relative to the vacation of part of a sixteen (16) foot Alley, Jackson Township, Franklin County, Ohio, Mr. Koontz offered the following preamble and resolution and moved the adoption of the same, which motion was duly seconded by Mr. Brown.

WHEREAS, on the 12th day of July, 1962, 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 o'clock A.M., Friday, July 13, 1962, relative to the vacation of part of a sixteen (16) foot Alley, Jackson 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 13th day of July, 1962, before 10:00 o'clock A.M., Guy Elbin, County Engineer, did report thereon in writing, which report is as follows:

"July 13, 1962, Board of County Commissioners, Franklin County, Ohio. Re: Vacation of part of a 16 sixteen foot Alley, Jackson Township.

Gentlemen:- Pursuant to your resolution of June 20, 1962, I have made a survey and plat, which I hereby submit, of part of a sixteen (16) foot Alley, Jackson Township, Franklin County, Ohio and being more particularly described as follows:

"Being a part of the first sixteen (16) foot Alley situated within the Castle-Farms Subdivision, of record in Plat Book 21, Page 3, Recorder's Office, Franklin County, Ohio, located east of the Columbus Washington C.H. Road (S.R. No. 3) and running northeasterly, parallel to the existing centerline of the said S.R. No. 3, from the existing south Subdivision line of the said Castle-Farms Subdivision, a distance of 210.28 lineal feet, more or less, to the existing south right-of-way line of Case Boulevard (60 lineal feet, more or less, to the existing south right-of-way line of Case Boulevard (60 lineal feet in width) produced southeasterly across said sixteen (16) foot Alley and there to terminate, excepting the existing utility easement rights within said Alley sought to be vacated, if any.

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 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, thereofre, recommend the said vacation as shown on the accompanying plat.

"Respectfully submitted, Guy Elbin, Franklin County Engineer."

and

WHEREAS, no objections to the vacation of said Alley were filed, no claims for compensation or damages on account thereof were filed;

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

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that the vacation of a part of a sixteen foot Alley, Jackson 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 is hereby declared vacated, excepting however, the utilities that are now within this Alley and the Easement granted by the owners, present or past, for utilities.

Voting Aye thereon: Glenn L. Myers, Henry A. Koontz and Eldon H. Brown.

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MAK PAST 1962 1963 1964