

PUBLIC ROAD PETITION

Columbus, Ohio
March 27, 1968

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 part of 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;

Vacation of part of a fifteen (15) foot alley situated in the "Rome Heights Addition", Prairie Township, Franklin County, Ohio, the description of said vacation to read as follows:

Being a part of a fifteen (15) foot alley situated in the "Rome Heights Addition", of record in Plat Book 16, Page 43, Recorder's Office, Franklin County, Ohio, and being a part of the first fifteen (15) foot alley located immediately east of Oxley Road (50 feet in width) and running northwardly, from the existing northerly lot line of Lot 93 of the above said "Rome Heights Addition" produced eastwardly and there to terminate, excepting from same the existing utility easement rights within said alley sought to be vacated, if any.

The following persons signed said petition: Peter E. Deitchel; Flino Deitchel; Ward Brunty; Ruby Brunty; Jerry C. Phillips; Joyce K. Phillips; William R. Barney; Mary P. Barney; Ann M. Crowley; John C. Crowley; Charles R. Dean; Helen E. Pearson; July A. Dean and Harry I. Pearson.

* * * * *

June 6, 1968

PETITION TO VACATE PART OF A 15 FOOT ALLEY IN
"ROME HEIGHTS ADDITION", PRAIRIE TOWNSHIP,
FRANKLIN COUNTY, OHIO - BY JERRY C. PHILLIPS,
ET AL - REFERRED TO COUNTY ENGINEER FOR CHECKING-

On motion of Mr. Koontz, seconded by Mr. Myers, the petition filed Tuesday, June 4, 1968, by Jerry C. Phillips, et al, for the vacation of part of a fifteen (15) foot alley situated in the "Rome Heights Addition", Prairie Township, Franklin County, Ohio, be and it hereby is referred to the County Engineer's Office for sufficiency of signatures and accuracy of signatures.

Voting Aye thereon: Robert T. Southwick, Henry A. Koontz and Glenn L. Myers.

* * * * *

June 19, 1968

Board of County Commissioners
Franklin County, Ohio

Re: Vacation of part of a Fifteen (15) Foot Alley in the "Rome Heights Addition", Prairie Township, Franklin County, Ohio.

Gentlemen:

I have checked the attached petition filed by Jerry C. Phillips, et al., for the vacation of part of a fifteen (15) Foot Alley in the "Rome Heights Addition", Prairie 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 Lorenzo Fyffe/ef.

* * * * *

June 18, 1968

PETITION FILED FOR VACATION OF PART OF A FIFTEEN (15)
FOOT ALLEY IN "ROME HEIGHTS ADDITION", PRAIRIE TOWNSHIP,
FRANKLIN COUNTY, OHIO: VIEW - WEDNESDAY, JULY 10, 1968,
AT 10:00 A.M. - HEARING - WEDNESDAY, JULY 17, 1968, AT 10:00 A.M.

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

WHEREAS, Jerry C. Phillips, et al, filed a petition with the Board of County Commissioners, Franklin County, Ohio, requesting said Board to vacate a part of a fifteen (15) foot Alley in "Rome Heights Addition", Prairie Township, Franklin County, Ohio, the general route and termini thereof, to be as follows:

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 26th &
July 3rd, 1968

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 3rd
day of July, 1968

Josephine Scott
Notary Public in and for Franklin County

LEGAL NOTICE TO VACATE
NOTICE IS HEREBY GIVEN TO VACATE A FOOT ALLEY IN THE "ROME HEIGHTS ADDITION" IN FRANKLIN COUNTY, OHIO, TO VACATE A PART OF A FIFTEEN (15) FOOT ALLEY IN "ROME HEIGHTS ADDITION" PRAIRIE TOWNSHIP, FRANKLIN COUNTY, OHIO, THE SAID ALLEY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
A part of a fifteen foot alley situated in the "Rome Heights Addition" of record in Plat Book 16, Page 43, Recorder's Office, Franklin County, Ohio, and being a part of the first fifteen (15) foot alley located immediately east of Oxley Road (50 feet in width) and running northwardly from the existing northerly lot line of Lot 93 of the above said "Rome Heights Addition" produced eastwardly, a distance of approximately 509 feet to a point in the existing southerly right-of-way line of Mt. Royal Avenue (50 feet in width) produced eastwardly and there to terminate, excepting from same the existing utility easement rights within said alley sought to be vacated, if any.
Notice is hereby given that Wednesday, July 23, 1968, at 10:00 A.M. the undersigned will receive all objections to the proposed vacation of the above described alley and will receive all objections thereto on or before July 17, 1968, at 10:00 A.M. at the office of the undersigned, at the time and place of the hearing and the undersigned will receive all objections thereto on or before the time and place of the hearing and the undersigned will receive all objections thereto on or before the time and place of the hearing.
By _____
William J. Trayte, Clerk
6-26; 7-3

HEER Ptg. Co., Columbus, O. CDE2506

Cont'd. - Vac. of part of a Fifteen (15) Ft. Alley in "Rome Heights Addition",
Prairie Twp., Franklin County, Ohio

Resolution continued - June 18, 1968

Being a part of a fifteen (15) foot alley situated in the "Rome Heights Addition", of record in Plat Book 16, Page 43, Recorder's Office, Franklin County, Ohio, and being a part of the first fifteen (15) foot alley located immediately east of Oxley Road (50 feet in width) and running northwardly, from the existing northerly lot line of Lot 93 of the above said "Rome Heights Addition" produced eastwardly, a distance of approximately 509 feet to a point in the existing southerly right-of-way line of Mt. Royal Avenue (50 feet in width) produced eastwardly and there to terminate, excepting from same 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 Wednesday, July 10, 1968, at 10:00 A.M., Daylight Savings 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 Wednesday, July 17, 1968, at 10:00 A.M., Daylight Savings 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 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 the time of the final hearing, shall state briefly the character of the proposed vacation.

Voting Aye thereon: Robert T. Southwick, Henry A. Koontz and Glenn L. Myers.

July 10, 1968

VACATION OF PART OF A FIFTEEN (15) FOOT ALLEY IN
ROME HEIGHTS ADDITION:, PRAIRIE TOWNSHIP, FRANKLIN
COUNTY, OHIO: VIEWED ENGINEER TO FILE REPORT BY
WEDNESDAY, JULY 17, 1968, AT 10:00 A.M.

In the matter of the resolution of June 18, 1968, adopted by the Board of County Commissioners for vacation of part of a fifteen (15) foot Alley in "Rome Heights Addition", Prairie 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. Myers.

WHEREAS, on the 4th day of June, 1968, a petition was filed with this Board by Jerry C. Phillips, et al, praying for the vacation of part of a fifteen (15) foot Alley in "Rome Heights Addition", Prairie Township, Franklin County, Ohio; and

WHEREAS, on the 18th day of June, 1968, said Board of County Commissioners did fix the 10th day of July, 1968, at 10:00 A.M., on the line of said proposed vacation, as the time and place for viewing thereof and did further fix the 17th day of July, 1968, 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 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 July, 1968, meet on the line of said proposed vacation, as described in resolution of June 18, 1968, and heard all the proof offered by parties interested in and affected thereby, does find that the vacation of part of a fifteen (15) Foot Alley in Prairie Township, Franklin County, Ohio, 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 hereby 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

HEER PTC. CO., COLS. 6. CDS2506

Cont'd. - Vac. of a Fifteen (15) Ft. Alley in "Rome Heights Addition", Prairie Twp. Franklin Co., Ohio

Resolution Continued - July 10, 1968

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 the property owners and on or before the 17th day of July, 1968, at 10:00 A.M., said report shall set forth an 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: Robert T. Southwick, Henry A. Koontz and Glenn L. Myers.

* * * * *

July 17, 1968

Board of County Commissioners
Franklin County, Ohio

Re: Vac. of part of a Fifteen (15) Foot Alley in "Rome Heights Addition",
Prairie Township, Franklin County, Ohio.

Gentlemen:-

Pursuant to your order of July 10, 1968, I have made a survey and plat, which I hereby submit, of part of a Fifteen (15) Foot Alley in "Rome Heights Addition", Prairie Township, Franklin County, Ohio, showing the proposed vacation of the following described Alley:

Being a part of a fifteen (15) foot Alley situated in "Rome Heights Addition", of record in Plat Book 16, Page 43, Recorder's Office, Franklin County, Ohio, and being a part of the first fifteen (15) foot alley located immediately east of Oxley Road (50 feet in width) and running northwardly, from the existing northerly lot line of Lot 93 of the above said "Rome Heights Addition" produced eastwardly, a distance of approximately 509 feet to a point in the existing southerly right-of-way line of Mt. Royal Avenue (50 feet in width) produced eastwardly and there to terminate, excepting from same the existing utility easement rights within said alley sought to be vacated, if any.

The petition praying for the vacation of said part of an Alley is on file in your Office.

Utilities that are now within this Alley and the Easement granted by the sub-dividers for utilities is not to be vacated through the part of an Alley sought to be vacated.

I am of the opinion that the proposed vacation of the aforementioned 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.
Franklin County Engineer

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HEER PFG. CO., COLS., O. 0552508
 Cont'd. - Vac. of part of a Fifteen (15) Ft. Alley in "Rome Heights Addition", Prairie Twp., Franklin Co., Ohio

July 17, 1968

PRAYER OF PETITION TO VACATE PART OF A FIFTEEN (15)
 FOOT ALLEY IN "ROME HEIGHTS ADDITION", PRAIRIE TOWNSHIP
 FRANKLIN COUNTY, OHIO, GRANTED.

In the matter of the petition filed June 4, 1968, by Jerry C. Phillips, et al, for the vacation of part of a fifteen (15) foot Alley in "Rome Heights Addition", Prairie Township, Franklin County, Ohio, Mr. Koontz offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Southwick.

WHEREAS, on the 18th day of June, 1968, the Board of County Commissioners of Franklin County, Ohio, by resolution duly adopted, direct the Engineer of Franklin County, Ohio, by resolution duly adopted, direct the Engineer of Franklin County, Ohio, to make a report in writing to this Board on or before 10:00 O'clock A.M., of Wednesday, July 17, 1968, relative to the petition for the vacation of part of a fifteen (15) foot Alley in "Rome Heights Addition", Prairie Township, Franklin County, Ohio, said report to be made in manner and form set forth and required by Section 5553.06, of the Ohio Revised Code; and

WHEREAS, Guy Elbin, County Engineer, did on the 17th day of July, 1968, report thereon in writing, which report contained the following recommendation, to-wit:

July 17, 1968, Board of County Commissioners, Court House, Columbus, Ohio 43215. Re: Vac of part of a Fifteen (15) Foot Alley in "Rome Heights Addition", Prairie Township, Franklin County, Ohio. Gentlemen:-

Pursuant to your order of July 10, 1968, I have made a survey and plat, which I hereby submit, of part of a Fifteen (15) Foot Alley in "Rome Heights Addition", Prairie Township, Franklin County, Ohio, showing the proposed vacation of the following described Alley:

Being a part of a fifteen (15) foot alley situated in "Rome Heights Addition", of record in Plat Book 16, Page 43, Recorder's Office, Franklin County, Ohio, and being a part of the first fifteen (15) foot Alley located immediately east of Oxley Road (50 feet in width) and running northwardly, from the existing northerly lot line of Lot 93 of the above said "Rome Heights Addition" produced eastwardly, a distance of approximately 509 feet to a point in the existing southerly right-of-way line of Mt. Royal Avenue (50 feet in width) produced eastwardly and there to terminate, excepting from same the existing utility easement rights within said alley sought to be vacated, if any.

The petition praying for the vacation of said part of an Alley is on file in your Office.

Utilities that are now within this Alley and the Easement granted by the subdividers for utilities is not to be vacated through the part of an Alley sought to be vacated.

I am of the opinion that the proposed vacation of the aforementioned 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., Franklin County Engineer".

and

WHEREAS, no objection to the vacation of part of a Fifteen (15) Foot Alley in "Rome Heights Addition", Prairie Township, was filed, no claims for compensation or damages on account thereof was filed.

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, finds that the utilities that are now within this part of a fifteen (15) foot Alley and the Easement granted by the subdividers for utilities is not to be vacated through this part of a fifteen (15) foot Alley sought to be vacated; therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that the vacation of part of a fifteen (15) foot Alley in the "Rome Heights Addition", Prairie Township, Franklin County, Ohio, 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 part of a fifteen (15) foot Alley and the easement granted by the owners, present or past, for utilities.

Voting Aye thereon: Robert T. Southwick and Henry A. Koonta.

Absent and not voting: Glenn L. Myers.

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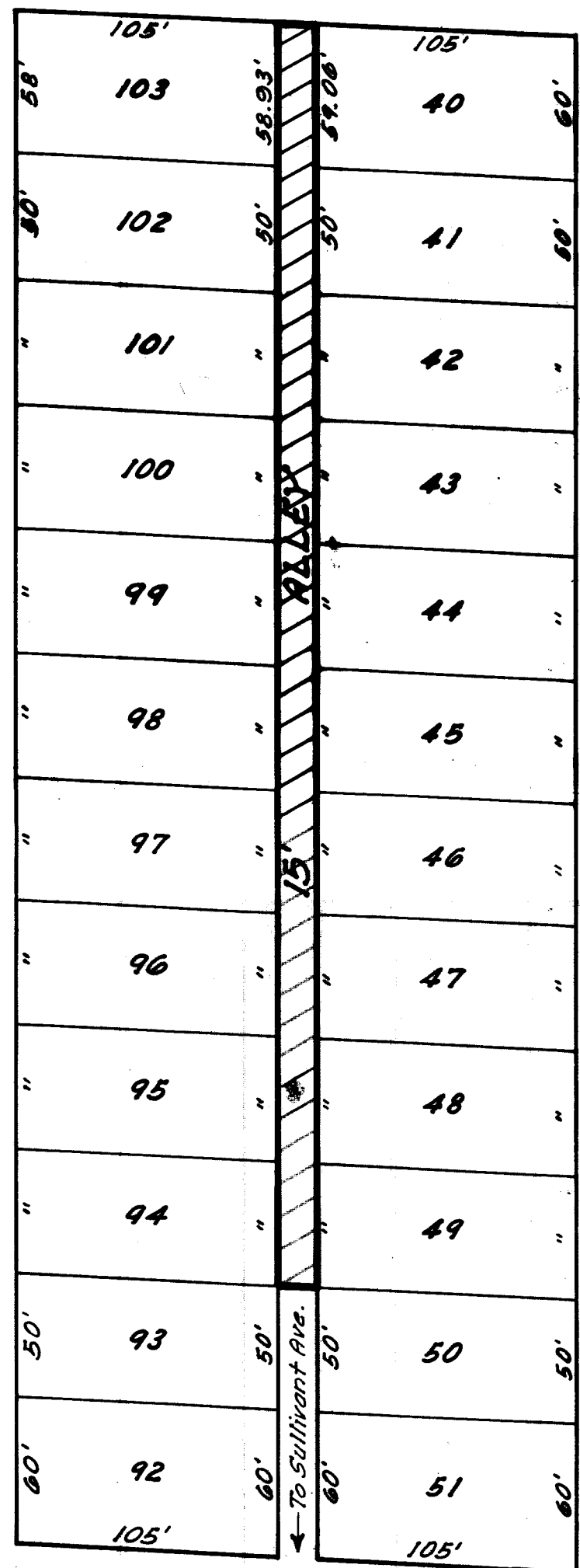
MT.

ROYAL AVENUE

50'

50'

OXLEY ROAD



50'

FERNHILL AVENUE

FERNHILL AVENUE

50'

OWEN STREET

VACATION
PART OF
15 FOOT ALLEY
IN
"ROME HEIGHTS ADDITION"
OF RECORD IN RECORDERS P.B. 16, PG. 43
PRAIRIE TWP., FRANKLIN CO., O.

APPROVED BY: FRANKLIN COUNTY ENGINEER

DATE _____
SCALE 1"=60'

 Denotes Portion To Be Vacated