

## PUBLIC ROAD PETITION

Columbus, Ohio  
October 8, 1970

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 being a road on the State Highway System.

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

Situated in the State of Ohio, County of Franklin, Township of Madison, being part in Section 3 and Section 4, Township 11, Range 21, Congress Lands, being 0.978 acres of land, more or less, said 0.978 acres of land being part of the 35.00 foot wide strip of record in Road Record No. 5, Page 205, and Noe-Bixby Road, of record in Road Record 15, Page 121, said 0.978 acres of land being part of those tracts of land conveyed to Consolidated Development Co. (Tract I) (7.380 acres) of record in Deed Book 2933, Page 465, Consolidated Development Company, (19.014 acres) of record in Deed Book 2837, Page 487, William L. Herderick and Lois J. Herderick (4.007 acres) of record in Deed Book 2704, Page 227, William Herderick and Lois June Herderick (0.391 acres) of record in Deed Book 2704, Page 225, The Madison Local Board of Education of the City of Groveport, County of Franklin, State of Ohio (14.655 acres) of record in Deed Book 2789, Page 469 and Robert E. Albright, Trustee (Reserve "E" of Blacklick Estates No. 5) of record in Deed Book 2550, Page 376, all being of record in the Recorder's Office, Franklin County, Ohio, said 0.978 acre tract of land being more particularly described as follows:

Beginning, for reference, at the northwesterly corner of said Reserve "E", the southwesterly corner of said 0.391 acre tract, the southeasterly corner of said 4.007 acre tract; thence N. 44° 47' 24" W., a distance of 22.02 feet to the true place of beginning;

Thence, from said true point of beginning, N. 82° 35' 30" E. with a northerly line of said 35.00 foot wide strip, crossing said 4.007 acre tract, said 0.391 acre tract and said 14.655 acre tract, a distance of 155.61 feet to a point in the northerly line of said Noe-Bixby Road;

Thence northeastwardly, with a northerly line of said Noe-Bixby Road, and with the arc of a curve to the right having a radius of 317.94 feet, the sub-chord of which bears N. 74° 16' 18" E., a sub-chord distance of 86.36 feet to a point of tangency;

Thence continuing with a northerly line of said Noe-Bixby Road, N. 82° 35' 30" E. a distance of 232.90 feet to a point;

Thence southwestwardly, crossing the northerly line of said Reserve "E", and with anorthwesterly line of the Proposed Relocation Noe-Bixby Road (80 feet in width) as the same is shown and delineated upon the recorded plat of Blacklick Estates No. 5, of record in Plat Book 36, Pages 74-75, Recorder's Office, Franklin County, Ohio, and with the arc of a curve to the left having a radius of 804.49 feet, the sub-chord of which bears S. 66° 01' 05" W., a sub-chord distance of 210.50 feet to a point on the southerly line of said Noe-Bixby Road;

Thence S. 82° 35' 30" W. with the southerly line of said Noe-Bixby Road, a distance of 31.13 feet to a point of curvature;

Thence southwestwardly, continuing with the southeasterly line of said Noe-Bixby Road, and with the arc of a curve to the left having a radius of 257.94 feet, the chord of which bears S. 45° 35' 22" W., a chord distance of 310.60 feet to a point of tangency;

Thence S. 8° 33' 14" W., with the easterly line of said Noe-Bixby Road, a distance of 31.13 feet to a point on the northwesterly line of said Proposed Relocation of Noe-Bixby Road;

Thence southwestwardly, with the northwesterly line of said Proposed Relocation of Noe-Bixby Road, and with the arc of a curve to the left having a radius of 804.49 feet, the sub-chord of which bears S. 29° 31' 56" W., a sub-chord distance of 87.02 feet to a point in the northerly line of that 0.517 acre tract of land, now or formerly owned by Curtis and Cora E. Moore and described in a deed of record in Deed Book 1946, Pg. 622, Recorder's Office, Franklin County, Ohio, the southeasterly corner of said Reserve "E";

Thence N. 82° 10' 30" W., with the northerly line of said 0.517 acre tract, the southerly line of said Reserve "E" extended westerly (crossing the easterly line of said 7.380 acre tract), a distance of 28.85 feet to a point in the westerly line of said Noe-Bixby Road;

Thence N. 8° 33' 14" E. with the westerly line of said Noe-Bixby Road, crossing said 7.380 acre tract, a distance of 112.75 feet to a point of curvature;

Thence northeasterly, continuing with the westerly line of said Noe-Bixby Road and with the arc of a curve to the right having a radius of 317.94 feet, the sub-chord of which bears N. 13° 50' 08" E., a sub-chord distance of 48.42 feet to a point in the westerly line of said 35.00 foot wide strip;

Thence N. 7° 49' 30" E. with the westerly line of said 35.00 foot wide strip crossing said 7.380 acre tract and said 19.014 acre tract, a distance of 179.16 feet to the true point of beginning and containing 0.978 acres of land, more or less.

Excepting therefrom that triangular tract of land between said 35.00 foot wide strip of land and said Noe-Bixby Road and being more particularly described as follows:

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Cont'd. - Vac. of a Portion of a Public Road (NOE-BIXBY ROAD) located in the area of Blacklick Estates No. 5, Madison Township.

Beginning, for reference at the northwesterly corner of said Reserve "E", the southwesterly corner of said 0.391 acre tract, the southeasterly corner of said 4.007 acre tract; thence S. 44° 47' 24" E., a distance of 22.02 feet to the true point of beginning.

Thence, from said true point of beginning, N. 82° 35' 30" E., with the southerly line of said 35.00 wide strip, a distance of 48.62 feet to a point in the northwesterly line of said Noe-Bixby Road;

Thence southwestwardly, with the northwesterly line of said Noe-Bixby Road and with the arc of a curve to the left having a radius of 317.94 feet, the sub-chord of which bears S. 43° 52' 40" W., a sub-chord distance of 79.70 feet to a point in the easterly line of said 35.00 foot wide strip;

Thence N. 7° 49' 30" E., with the easterly line of said 35.00 foot wide strip, a distance of 51.66 feet to the true point of beginning and containing 0.025 acres of land, more or less.

The following persons signed said petition: Mrs. Cora Moore, Mrs. Terry L. Boyd, William E. Lacher, William R. Harvey, James W. Petty, William L. Herderick, Lois June Herderick, Eugenia Lee Carnes, Rosalee Armstrong, Elizabeth R. Voss, Susie J. Harmon, Raymond S. Fry, Patricia A. Fry, Esther R. Quinn and Christine O. Coey.

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October 14, 1970

PETITION TO VACATE PART OF A PUBLIC ROAD LOCATED IN BLACKLICK ESTATES NO. 5, MADISON TOWNSHIP, FRANKLIN COUNTY, OHIO, BY WILLIAM H. DAVIS, JR. REFERRED TO COUNTY ENGINEER FOR CHECKING.

On motion of Mr. Southwick, seconded by Mr. Cooper, the petition filed Thursday, October 8, 1970, by William H. Davis, Jr. for the vacation of part of a public road in Blacklick Estates No. 5, Madison 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: Michael Dorrian and Harold M. Cooper.

\* \* \* \* \*

October 19, 1970

Board of County Commissioners  
Court House  
Columbus, Ohio 43215

Re: Vacation of a portion of a public Road (Noe-Bixby Road) located in Blacklick Estates No. 5, Madison Township, Franklin County, Ohio.

Gentlemen:

I have checked the attached petition filed by William H. Davis Jr., et al, for the vacation of part of a public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison 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 H. Fyffe /s/

\* \* \* \* \*

October 19, 1970

PETITION FILED FOR VACATION OF A PORTION OF A PUBLIC ROAD (NOE-BIXBY ROAD) LOCATED IN BLACKLICK ESTATES NO. 5, MADISON TOWNSHIP FRANKLIN COUNTY, OHIO: VIEW - THURSDAY, NOVEMBER 5, 1970, AT 10:00 A.M. - HEARING - THURSDAY, NOVEMBER 12, 1970, AT 10:00 A.M.

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

WHEREAS, William H. Davis Jr., et al, filed a petition with the Board of County Commissioners of Franklin County, Ohio, requesting said Board to vacate a portion of a public road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio, the general route and termini thereof, to be as follows:

Cont'd. - Vac. of a portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Twp., Franklin County, Ohio.

Situated in the State of Ohio, County of Franklin, Township of Madison, being part in Section 3 and Section 4, Township 11, Range 21, Congress Lands, being 0.978 acres of land, more or less, said 0.978 acres of land being part of the 35.00 foot wide strip of record in Road Record No. 5, Page 205, and Noe-Bixby Road, of record in Road Record 15, Page 121, said 0.978 acres of land being part of those tracts of land conveyed to Consolidated Development Company (Tract 1) (7.380 acres) of record in Deed Book 2933, Page 465, Consolidated Development Company, (19.014 acres) of record in Deed Book 2837, Page 487, William L. Herderick and Lois J. Herderick (4.007 acres) of record in Deed Book 2704, Page 227, William Herderick and Lois June Herderick (0.391 Acres) of record in Deed Book 2704, Page 225, The Madison Local Board of Education of the City of Groveport, County of Franklin, State of Ohio (14.655 acres) of record in Deed Book 2787, Page 469 and Robert E. Albright, Trustee (Reserve "E" of Blacklick Estates No. 5) of record in Deed Book 2550, Page 376, all being of record in the Recorder's Office, Franklin County, Ohio, said 0.978 acre tract of land being more particularly described as follows:

Beginning for reference, at the northwesterly corner of said Reserve "E", the southwesterly corner of said 0.391 acre tract, the southeasterly corner of said 4.007 Acre tract; thence N.  $44^{\circ} 47' 24''$  W. a distance of 22.02 feet to the true point of beginning;

Thence, from said true point of beginning, N.  $82^{\circ} 35' 30''$  E. with a northerly line of said 35.00 foot wide strip, crossing said 4.007 acre tract, said 0.391 acre tract and said 14.655 acre tract, a distance of 155.61 feet to a point in the northerly line of said Noe-Bixby Road;

Thence northeastwardly, with a northerly line of said Noe-Bixby Road, and with the arc of a curve to the right having a radius of 317.94 feet, the sub-chord of which bears N.  $74^{\circ} 16' 18''$  E. a sub-chord distance of 86.36 feet to a point of tangency;

Thence continuing with a northerly line of said Noe-Bixby Road, N.  $82^{\circ} 35' 30''$  E. a distance of 232.90 feet to a point.

Thence southwestwardly, crossing the northerly line of said Reserve "E", and with a northwesterly line of the proposed Relocation of Noe-Bixby Road (30 feet in width) as the same is shown and delineated upon the recorded plat of Blacklick Estates No. 5, of record in Plat Book 36, Pages 74-75, Recorder's Office, Franklin County, Ohio, and with the arc of a curve to the left having a radius of 804.49 feet, the sub-chord of which bears S.  $66^{\circ} 01' 05''$  W. a sub-chord distance of 210.50 feet to a point on the southerly line of said Noe-Bixby Road;

Thence S.  $82^{\circ} 35' 30''$  W. with the southerly line of said Noe-Bixby Road, a distance of 31.13 feet to a point of curvature;

Thence southwestwardly, continuing with the southeasterly line of said Noe-Bixby Road, and with the arc of a curve to the left having a radius of 257.94 feet, the chord of which bears S.  $45^{\circ} 35' 22''$  W. a chord distance of 310.60 feet to a point of tangency;

Thence S.  $8^{\circ} 33' 14''$  W. with the easterly line of said Noe-Bixby Road, a distance of 31.13 feet to a point on the northwesterly line of said Proposed Relocation of Noe-Bixby Road;

Thence southwestwardly, with the northwesterly line of said Proposed Relocation of Noe-Bixby Road, and with the arc of a curve to the left having a radius of 804.49 feet, the sub-chord of which bears S.  $29^{\circ} 31' 56''$  W. a sub-chord distance of 87.02 feet to a point in the northerly line of that 0.517 acre tract of land, now or formerly owned by Curtis and Cora E. Moore and described in a deed of record in Deed Book 1946, Page 622, Recorder's Office, Franklin County, Ohio, the southeasterly corner of said Reserve "E";

Thence N.  $82^{\circ} 10' 30''$  W. with the northerly line of said 0.517 acre tract, the southerly line of said Reserve "E" extended westerly (crossing the easterly line of said 7.380 acre tract), a distance of 28.85 feet to a point in the westerly line of said Noe-Bixby Road;

Thence N.  $8^{\circ} 33' 14''$  E. with the westerly line of said Noe-Bixby Road, crossing said 7.380 acre tract, a distance of 112.75 feet to a point of curvature;

Thence northeasterly, continuing with the westerly line of said Noe-Bixby Road and with the arc of a curve to the right having a radius of 317.94 feet, the sub-chord of which bears N.  $13^{\circ} 50' 08''$  E. a sub-chord distance of 48.43 feet to a point in the westerly line of said 35.00 foot wide strip;

Thence N.  $7^{\circ} 49' 30''$  E. with the westerly line of said 35.00 foot wide strip crossing said 7.380 acre tract and said 19.014 acre tract, a distance of 179.16 feet to the true point of beginning and containing 0.978 acres of land, more or less.

Excepting therefrom that triangular tract of land between said 35.00 foot wide strip of land and said Noe-Bixby Road and being more particularly described as follows:

Beginning, for reference, at the northwesterly corner of said Reserve "E", the southwesterly corner of said 4.007 acre tract; thence S.  $44^{\circ} 47' 24''$  E. a distance of 22.02 feet to the true point of beginning;

Thence from said true point of beginning N.  $82^{\circ} 35' 30''$  E. with the southerly line of said 35.00 foot wide strip, a distance of 48.62 feet to a point in the northwesterly line of said Noe-Bixby Road;

## Franklin County, Ohio ROAD RECORD No. 21

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Cont'd. - Vac. of a portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio.

Thence southwesterly, with the northwesterly line of said Noe-Bixby Road and with the arc of a curve to the left having a radius of 317.94 feet, the sub-chord of which bears S. 43° 52' 40" W. a sub-chord distance of 79.70 feet to a point in the easterly line of said 35.00 foot wide strip;

Thence N. 7° 49' 30" E. with the easterly line of said 35.00 foot wide strip, a distance of 51.66 feet to the true point of beginning and containing 0.025 acres of land, more or less.

therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that Thursday, November 5, 1970, at 10:00 A.M., Eastern Standard 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 Thursday, November 12, 1970, at 10:00 A.M., Eastern Standard 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: Michael Dorrien, Harold M. Cooper and Robert T. Southwick.

\* \* \* \* \*

October 23, 1970

The Madison Local Board of Education  
Groveport, Ohio 43125

Attention: Mr. Phil Williams

Dear Sir:-

In compliance with Section 5553.05 of the Revised Code of Ohio, Please be advised that the Board of County Commissioners has adopted a resolution to proceed with the proposed vacation of a portion of Noe-Bixby Road, located in Blacklick Estate #5, in Madison Township, Franklin County, Ohio.

The final hearing will be held in the Office of the Board of County Commissioners on Thursday, November 12, 1970, at 10:00 A.M. Eastern Standard Time.

Respectfully submitted,

Richard Borrer, Clerk  
Board of County Commissioners

cc. Mr. Robert E. Albright, Atty - 43 East Gay St., Columbus, Ohio 43215  
Consolidated Development Company, 1706 E. Broad St., Columbus, Ohio  
Mr. & Mrs. Curtis Moore, 3300 Noe-Bixby Road, Columbus, Ohio 43227  
Mr. & Mrs. William L. Herderick, 3309 Noe-Bixby Road, Columbus, Ohio 43227

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November 5, 1970

VACATION OF A PORTION OF A PUBLIC ROAD (NOE-BIXBY ROAD) LOCATED  
IN THE AREA OF BLACKLICK ESTATES NO. 5, MADISON TOWNSHIP, FRANKLIN  
COUNTY, OHIO: VIEWED - ENGINEER TO FILE REPORT BY THURSDAY,  
NOVEMBER 12, 1970, AT 10:00 A.M.

In the matter of the resolution of October 19, 1970, adopted by the Board of County Commissioners for vacation of a portion of a public road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio, Mr. Cooper offered the following preamble and resolution and moved the adoption of the same which motion was duly seconded by Mr. Dorrian.

WHEREAS, on the 8th day of October, 1970, a petition was filed with this Board by William H. Davis Jr., et al, praying for the vacation of a portion of a public road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio; and

WHEREAS, on the 19th day of October, 1970, said Board of County Commissioners did fix the 5th day of October, 1970, 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 15th day of October, 1970, 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 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 5th day of October, 1970, meet on the line of said proposed vacation, as described in resolution of October 19, 1970, and heard all the proof offered by parties interested in and affected thereby, does find that the vacation of a portion of a public road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison 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

Cont'd. - Vac. of a portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio.

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 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 12th day of October, 1970, 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: Harold M. Cooper and Michael Dorrian.

Absent and not voting: Robert T. Southwick.

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November 12, 1970

Board of County Commissioners  
Franklin County, Ohio.

Re: Vac. of a portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio.

Gentlemen:-

Pursuant to your order of November 5, 1970, I have made a survey and plat, which I hereby submit, of a part of a public Road (Noe-Bixby Road), located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio, showing the proposed vacation of the following described Road:

Situated in the State of Ohio, County of Franklin, Township of Madison, being part in Section 3 and Section 4, Township 11, Range 21, Congress Lands, being 0.978 acres of land, more or less, said 0.978 acres of land being part of the 35.00 foot wide strip of record in Road Record No. 5, Page 205, and Noe-Bixby Road, of record in Road Record 15, Page 121, said 0.978 acres of land being part of those tracts of land conveyed to Consolidated Development Company (Tract I) (7.380 Acres) of record in Deed Book 2933, Page 465, Consolidated Development Company, (19.014 acres) of record in Deed Book 2837, Page 487, William L. Herderick and Lois J. Herderick (4.007 Acres) of record in Deed Book 2704, Page 227, William Herderick and Lois June Herderick (0.391 acres) of record in Deed Book 2704, Page 225, the Madison Local Board of Education of the City of Groveport, County of Franklin, State of Ohio (14.655 acres) of record in Deed Book 2789, Page 469 and Robert F. Albright, Trustee (Reserve "E" of Blacklick Estates No. 5) of record in Deed Book 2550, Page 376, all being of record in the Recorder's Office, Franklin County, Ohio, said 0.978 acre tract of land being more particularly described as follows:

Beginning for reference at the northwesterly corner of said Reserve "E", the southwesterly corner of said 0.391 acre tract, the southeasterly corner of said 4.007 acre tract; thence N. 44° 47' 24" W., a distance of 22.02 feet to the true place of beginning;

Thence from said true point of beginning, N. 82° 35' 30" E. with a northerly line of said 35.00 foot wide strip, crossing said 4.007 acre tract, said 0.391 acre tract and said 14.655 acre tract, a distance of 155.61 feet to a point in the northerly line of said Noe-Bixby Road;

Thence northeastwardly, with a northerly line of said Noe-Bixby Road, and with the arc of a curve to the right having a radius of 317.94 feet, the sub-chord of which bears N. 74° 16' 18" E. a sub-chord distance of 86.36 feet to a point of tangency;

Thence continuing with a northerly line of said Noe-Bixby Road, N. 82° 35' 30" E. a distance of 232.90 feet to a point;

Thence southwestwardly, crossing the northerly line of said Reserve "E", and with a northwesterly line of the proposed Relocation of Noe-Bixby Road (80 feet in width) as the same is shown and delineated upon the recorded plat of Blacklick Estates No. 5, of record in Plat Book 36, Pages 74-75, Recorder's Office, Franklin County, Ohio, and with the arc of a curve to the left having a radius of 804.49 feet, the sub-chord of which bears S. 66° 01' 05" W. a sub-chord distance of 210.50 feet to a point on the southerly line of said Noe-Bixby Road;

Thence S. 82° 35' 30" W. with the southerly line of said Noe-Bixby Road, a distance of 31.13 feet to a point of curvature;

Cont'd. - Vac. of a portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio.

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Thence S. 8° 33' 14" W. with the easterly line of said Noe-Bixby Road, a distance of 31.13 feet to a point on the northwesterly line of said Proposed Relocation of Noe-Bixby Road;

Thence southwesterly, with the northwesterly line of said proposed Relocation of Noe-Bixby Road, and with the arc of a curve to the left having a radius of 804.49 feet, the sub-chord of which bears W. 29° 31' 56" W. a sub-chord distance of 87.02 feet to a point in the northerly line of that 0.517 acre tract of land, now or formerly owned by Curtis and Cora E. Moore and described in a deed of record in Deed Book 1946, Page 622, Recorder's Office, Franklin County, Ohio, the southeasterly corner of said Reserve "E";

Thence N. 82° 10' 30" W. with the northerly line of said 0.517 acre tract, the southerly line of said Reserve "E" extended westerly (crossing the easterly line of said 7.380 acre tract), a distance of 28.85 feet to a point in the westerly line of said Noe-Bixby Road;

Thence N. 8° 33' 14" E. with the westerly line of said Noe-Bixby Road, crossing said 7.380 acre tract, a distance of 112.75 feet to a point of curvature;

Thence northeasterly, continuing with the westerly line of said Noe-Bixby Road and with the arc of a curve to the right having a radius of 317.94 feet, the sub-chord of which bears N. 13° 50' 03" E. a sub-chord distance of 48.43 feet to a point in the westerly line of said 35.00 foot wide strip;

Thence N. 7° 49' 30" E. with the westerly line of said 35.00 foot wide strip crossing said 7.380 acre tract and said 19.014 acre tract, a distance of 179.16 feet to the true place of beginning and containing 0.978 acres of land, more or less.

Excepting therefrom that triangular tract of land between said 35.00 foot wide strip of land and said Noe-Bixby Road and being more particularly described as follows:

Beginning, for reference, at the northwesterly corner of said Reserve "E", the southwesterly corner of said 0.391 acre tract, the southeasterly corner of said 4.007 acre tract; thence S. 44° 47' 24" E. a distance of 22.02 feet to the true point of beginning;

Thence from said true point of beginning, N. 82° 35' 30" E. with the southerly line of said 35.00 foot wide strip, a distance of 48.62 feet to a point in the northwesterly line of said Noe-Bixby Road;

Thence southwestwardly, with the northwesterly line of said Noe-Bixby Road and with the arc of a curve to the left having a radius of 317.94 feet, the sub-chord of which bears S. 43° 52' 40" W. a sub-chord distance of 79.70 feet to a point in the easterly line of said 35.00 foot wide strip;

Thence N. 7° 49' 30" E. with the easterly line of said 35.00 foot wide strip, a distance of 51.66 feet to the true point of beginning and containing 0.025 acres of land, more or less.

The petition praying for the vacation of said portion of a road is on file in your Office.

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

I am of the opinion that the proposed vacation of the aforementioned 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,

Cletus E. McPherson, P.E.  
Franklin County Engineer

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November 12, 1970

PRAYER OF PETITION TO VACATE A PORTION OF A PUBLIC ROAD  
(NOE-BIXBY ROAD) LOCATED IN THE AREA OF BLACKLICK ESTATES  
NO. 5, MADISON TOWNSHIP, FRANKLIN COUNTY, OHIO, GRANTED.

In the matter of the petition filed October 8, 1970, by William H. Davis Jr., et al, for the vacation of a portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio, Mr. Cooper offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Dorrian.

WHEREAS, on the 5th day of November, 1970, the Board of County Commissioners 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 Thursday, November 12, 1970, relative to the petition for the vacation of part of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison 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, Cletus E. McPherson, County Engineer, did on the 12th day of November, 1970, report thereon in writing which report contained the following recommendation, to-wit:

Cont'd - Vac. of a Portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township.

November 12, 1970, Board of County Commissioners, Court House, Columbus, Ohio 43215. Re: Vac. of a portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio. Gentlemen:-

Pursuant to your order of November 5, 1970, I have made a survey and plat, which I hereby submit, of a part of a public Road (Noe-Bixby Road), located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio, showing the proposed vacation of the following described Road;

Situated in the State of Ohio, County of Franklin, Township of Madison, being part in Section 3 and Section 4, Township 11, Range 21, Contress Lands, being 0.976 acres of land, more or less, said 0.978 acres of land being part of the 35.00 foot strip of record in Road Record No. 5, Page 205, and Noe-Bixby Road, of record in Road Record 15, Page 121, said 0.978 acres of land being part of those tracts of land conveyed to Consolidated Development Company (Tract I) (7.380 Acres) of record in Deed Book 2933, Page 465, Consolidated Development Company, (19.014 Acres) of record in Deed Book 2837, Page 487, William L. Herderick and Lois J. Herderick (4.007 Acres) of record in Deed Book 2704, Page 227, William Herderick and Lois June Herderick (0.391 acres) of record in Deed Book 2704, Page 225, the Madison Local Board of Education of the City of Groveport, County of Franklin, State of Ohio (14.655 acres) of record in Deed Book 2789, Page 469 and Robert E. Albright, Trustee (Reserve "E" of Blacklick Estates No. 5) of record in Deed Book 2550, Page 376, all being of record in the Recorder's Office, Franklin County, Ohio, said 0.978 acre tract of land being more particularly described as follows:

Beginning for reference at the northwesterly corner of said Reserve "E", the southwesterly corner of said 0.391 acre tract, the southeasterly corner of said 4.007 acre tract; thence N. 44° 47' 24" W., a distance of 22.02 feet to the true place of beginning;

Thence from said true point of beginning, N. 82° 35' 30" E. with a northerly line of said 35.00 foot wide strip, crossing said 4.007 acre tract, said 0.391 acre tract and said 14.655 acre tract, a distance of 155.61 feet to a point in the northerly line of said Noe-Bixby Road;

Thence northeastwardly, with a northerly line of said Noe-Bixby Road, and with the arc of a curve to the right having a radius of 317.94 feet, the sub-chord of which bears N. 74° 16' 18" E. a sub-chord distance of 86.36 feet to a point of tangency;

Thence continuing with a northerly line of said Noe-Bixby Road, N. 82° 35' 30" E. a distance of 232.90 feet to a point;

Thence southwestwardly, crossing the northerly line of said Reserve "E", and with a northwesterly line of the Proposed Relocation of Noe-Bixby Road (80 feet in width) as the same is shown and delineated upon the recorded plat of Blacklick Estates No. 5, of record in Plat Book 36, Pages 74-75 Recorder's Office, Franklin County, Ohio, and with the arc of a curve to the left having a radius of 804.49 feet, the sub-chord of which bears S. 66° 01' 05" W. a sub-chord distance of 210.50 feet to a point on the southerly line of said Noe-Bixby Road;

Thence S. 82° 35' 30" W. with the southerly line of said Noe-Bixby Road, a distance of 31.13 feet to a point of curvature;

Thence southwestwardly, continuing with the southeasterly line of said Noe-Bixby Road, and with the arc of a curve to the left having a radius of 257.94 feet, the chord of which bears S. 45° 34' 22" W. a chord distance of 310.60 feet to a point of tangency;

Thence S. 8° 33' 14" W. with the easterly line of said Noe-Bixby Road, a distance of 31.13 feet to a point on the northwesterly line of said Proposed Relocation of Noe-Bixby Road;

Thence southwestwardly, with the northwesterly line of said proposed Relocation of Noe-Bixby Road, and with the arc of a curve to the left having a radius of 804.49 feet, the sub-chord of which bears W. 29° 31' 56" W. a sub-chord distance of 87.02 feet to a point in the northerly line of that 0.517 acre tract of land, now or formerly owned by Curtis and Cora E. Moore and described in a deed of record in Deed Book 1946, Page 622, Recorder's Office, Franklin County, Ohio, the southeasterly corner of said Reserve "E";

Thence N. 82° 10' 30" W. with the northerly line of said 0.517 acre tract, the southerly line of said Reserve "E" extended westerly (crossing the easterly line of said 7.380 acre tract), a distance of 28.25 feet to a point in the westerly line of said Noe-Bixby Road;

Thence N. 8° 33' 14" W. with the westerly line of said Noe-Bixby Road, crossing said 7.380 acre tract, a distance of 112.75 feet to a point of curvature;

Thence northeasterly, continuing with the westerly line of said Noe-Bixby Road and with the arc of a curve to the right having a radius of 317.94 feet, the sub-chord of which bears N. 13° 15' 08" E. a sub-chord distance of 48.43 feet to a point in the westerly line of said 35.00 foot wide strip;

Cont'd. - Vac. of a Portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township.

Thence N.  $7^{\circ} 49' 30''$  E. with the westerly line of said 35.00 foot wide strip crossing said 7.380 acre tract and said 19.014 acre tract, a distance of 179.16 feet to the true point of beginning and containing 0.978 acres of land, more or less. Excepting therefrom that triangular tract of land between said 35.00 foot wide strip of land and said Noe-Bixby Road and being more particularly described as follows:

Beginning, for reference, at the northwesterly corner of said Reserve "E", the southwesterly corner of said 0.391 acre tract, the southeasterly corner of said 4.007 acre tract; thence S.  $44^{\circ} 47' 24''$  E., a distance of 22.02 feet to the true point of beginning;

Thence from said true point of beginning, N.  $82^{\circ} 35' 30''$  E. with the southerly line of said 35.00 foot wide strip, a distance of 48.62 feet to a point in the northwesterly line of said Noe-Bixby Road;

Thence southwestwardly, with the northwesterly line of said Noe-Bixby Road and with the arc of a curve to the left having a radius of 317.94 feet, the sub-chord of which bears S.  $43^{\circ} 52' 40''$  W. a sub-chord distance of 79.70 feet to a point in the easterly line of said 35.00 foot wide strip;

Thence N.  $7^{\circ} 49' 30''$  E. with the easterly line of said 35.00 foot wide strip, a distance of 51.66 feet to the true point of beginning and containing 0.025 acres of land, more or less.

The petition praying for the vacation of said portion of a road is on file in your Office.

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

I am of the opinion that the proposed vacation of the aforementioned 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, Cletus E. McPherson, P.E., Franklin County Engineer".

and

WHEREAS, no objection to the vacation of a portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison Township, Franklin County, Ohio, 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 Public Road (Noe-Bixby Road) and the Easement granted by the subdividers for utilities is not to be vacated through this portion of a Public Road (Noe-Bixby Road) sought to be vacated; therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that the vacation of a portion of a Public Road (Noe-Bixby Road) located in the area of Blacklick Estates No. 5, Madison 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 portion of a Public Road) and the easement granted by the owners, present or past, for utilities.

Voting Aye thereon: Michael Dorrian and Harold M. Cooper.

Absent and not voting: Robert T. Southwick.

\* \* \* \* \*

Johnson-Watson • Dayton Blank Book • C-8925

NO. 1 MAP PAGE 3-10-12  
K. LOCATION 1-1-13 MK

MAP PAGE 3-10-12  
MK

# VACATION PLAT OF PART OF NOE-BIXBY ROAD

MADISON TOWNSHIP - FRANKLIN COUNTY, OHIO

WILLIAM L. HERDERICK  
and LOIS J. HERDERICK  
4.007 AC.  
D.B. 2704 PG. 227

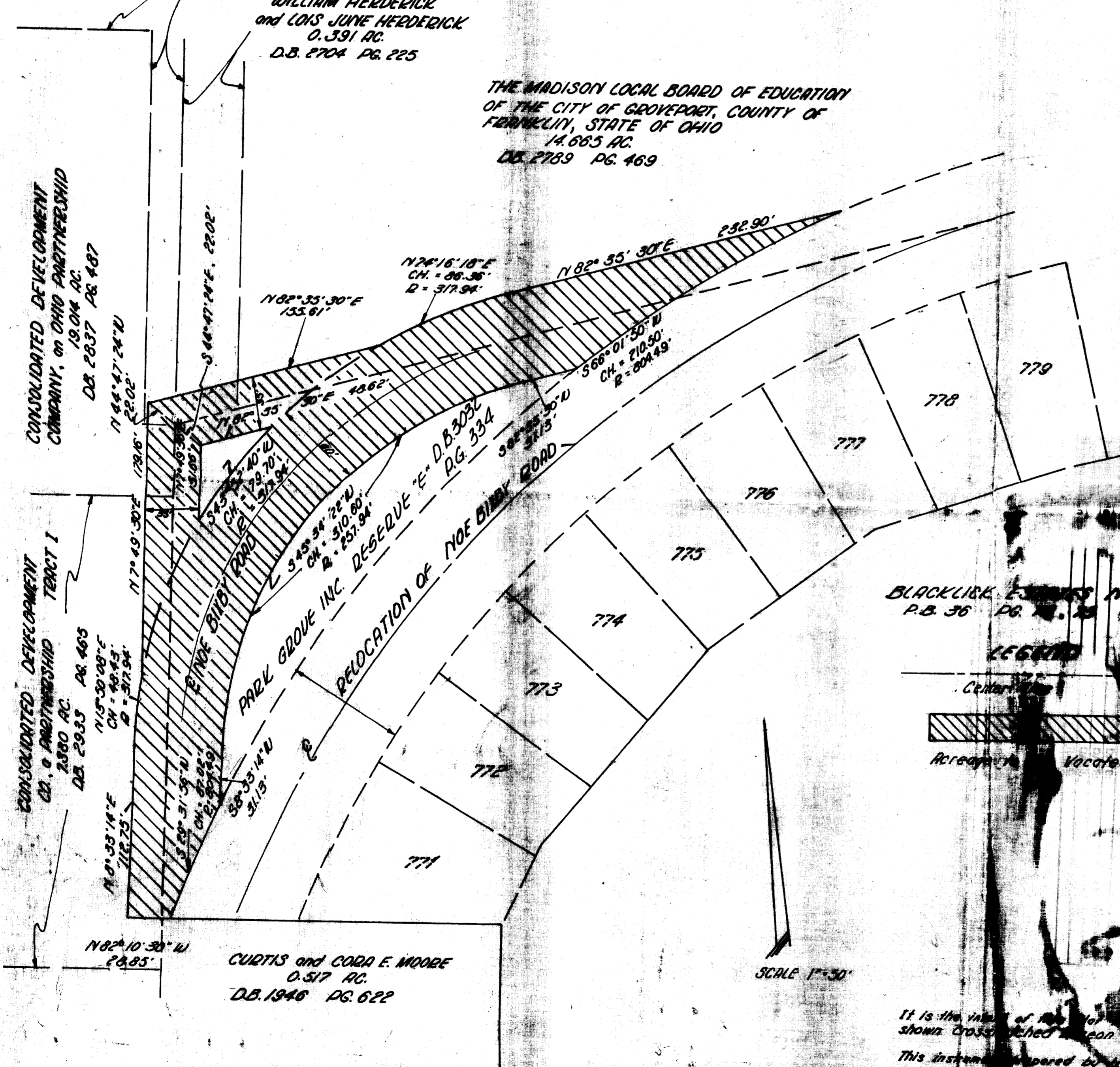
WILLIAM HERDERICK  
and LOIS JUNE HERDERICK  
0.391 AC.  
D.B. 2704 PG. 225

THE MADISON LOCAL BOARD OF EDUCATION  
OF THE CITY OF GROVEPORT, COUNTY OF  
FRANKLIN, STATE OF OHIO  
14.665 AC.  
D.B. 2769 PG. 469

CONSOLIDATED DEVELOPMENT  
COMPANY, an OHIO PARTNERSHIP  
19.014 AC.  
D.B. 2837 PG. 487

CONSOLIDATED DEVELOPMENT  
CO. & PARTNERSHIP TRACT 1  
2.880 AC.  
D.B. 2933 PG. 403

CURTIS and CORA E. MOORE  
0.517 AC.  
D.B. 1946 PG. 622

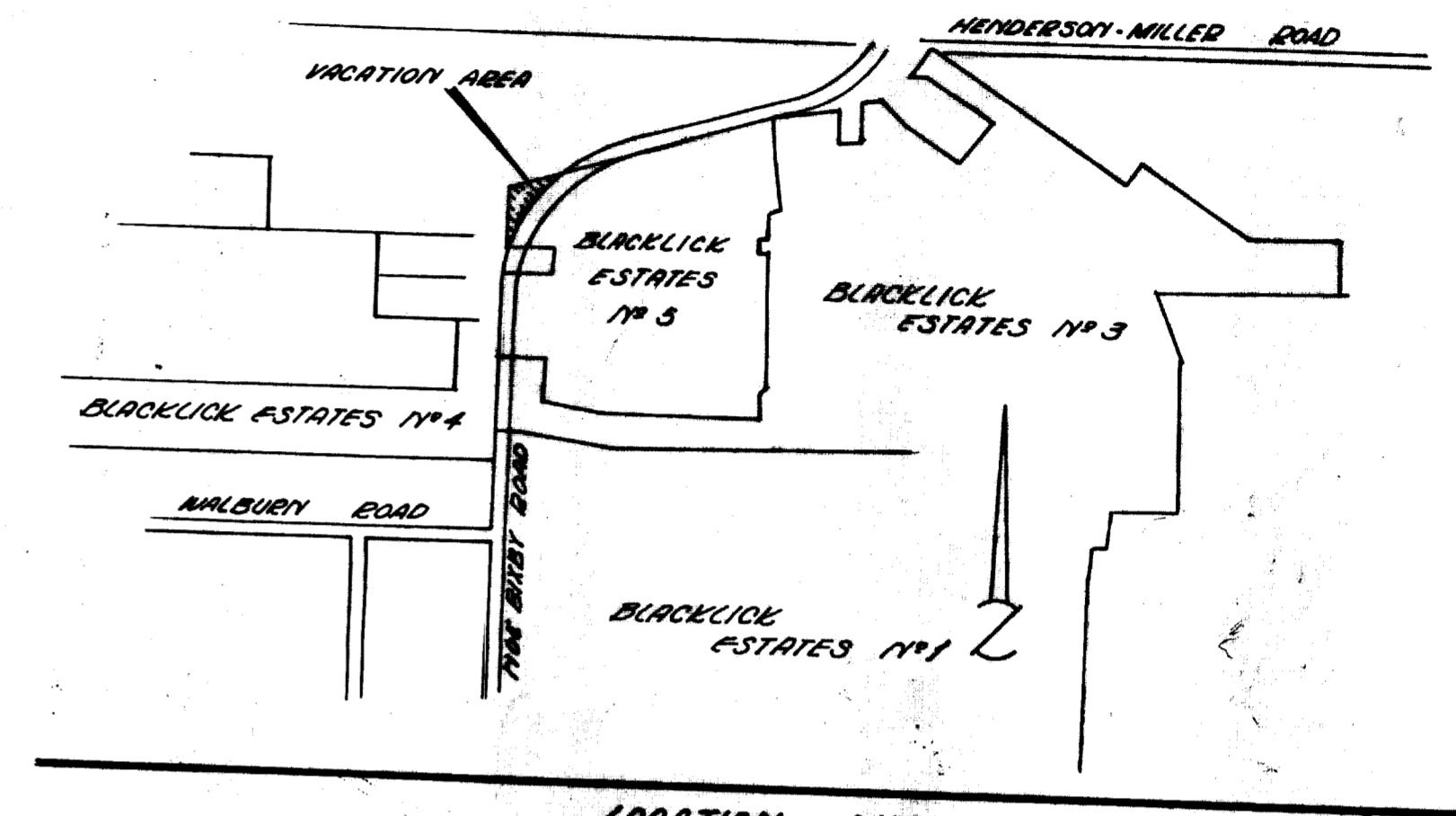


BLACKLICK ESTATES No. 5  
P.B. 36 PG. 12



SCALE 1" = 50'

It is the intent of the Board of Franklin County Commissioners that the part of Noel-Bixby Road shown cross-hatched hereon is to be vacated.  
This instrument prepared by the FRANKLIN COUNTY ENGINEERS, INC.  
The dimensions and bearings are as shown on this plat and are subject to the usual surveying errors.  
Dimensions are given in feet and curves are given in feet and degrees.



LOCATION MAP  
SCALE 1" = 800'

Transferred This 24<sup>th</sup> Day of May 1970 *Chas. J. Warren*  
Auditor, Franklin County, OHIO

Filed for record This 1<sup>st</sup> Day of August

Recorded This 2<sup>nd</sup> Day of August 1970 *James A. Schell*  
Recorder, Franklin County, Ohio

Plat 41 Page  
*William M. Cahill*  
County Recorder

Fee \$10.60 File No. 19375

Approved This 1<sup>st</sup> Day of July 1970 *[Signature]*

APPROVED  
FOR TRANSFER  
C. B. MOFFERSON  
Franklin County Engineer  
11-29-70  
V.L.V.

Board of Franklin County Commissioners

1970-11-29-70