

November 10, 1970

Mr. Michael J. Dorrian
 Court House Building
 Mound & High Streets
 Franklin County Commissioner
 Columbus, Ohio 43215

Dear Mr. Dorrian:

In the design and construction of Interstate-70 West the State Highway Department placed an interchange at the intersection of Interstate-70 West with Hilliard-Rome Road. In improving the intersection at the junction of Renner Road and Hilliard-Rome Road the State Highway Department relocated Hilliard-Rome Road. The State of Ohio took in fee simple land for the relocated Hilliard-Rome Road and the fee between the relocated Hilliard-Rome Road and the Old Hilliard-Rome Road including the Old Hilliard-Rome Road to the middle of the right of way. This left as a county road the East side of Old Hilliard-Rome Road to the center of the then existing right-of-way. This section of road is used for highway purposes by virtue of an easement with the fee being owned by the adjacent property owners, being the undersigned, John J. Chester and Richard J. Solove.

You will find enclosed herewith a legal description together with a plat of that part of the old highway which for practical purposes has been abandoned. It is the desire of the adjacent property owners that the highway use having been abandoned that the easement be vacated.

We have enclosed the legal description and plat of that part of the old highway which was not taken by the State of Ohio and which should now be abandoned by the County.

We have submitted this request to you pursuant to Section 5553.02 of the Ohio Revised Code and request that in view of the fact that the highway use has been abandoned that the Board of County Commissioners cause the easement to be legally vacated.

If you have any questions concerning the same Mr. Solove and I will be pleased to appear before the Board at such time as is convenient to you.

Very truly yours

John J. Chester /s/

Richard J. Solove /s/

cc: P.E. Masheter, Director of Highways and Cletus E. McPherson, Franklin county Engineer

* * * * *

December 4, 1971

REQUEST FILED FOR VACATION OF A PORTION OF HILLIARD-ROME ROAD IN NORWICH TOWNSHIP, FRANKLIN COUNTY, OHIO: VIEW: WEDNESDAY, DECEMBER 23, 1970, AT 10:00 A.M. - HEARING: MONDAY, DECEMBER 28, 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, Richard offered the following preamble and resolution and moved the adoption of the same, which was duly seconded by Mr. Dorrian.

WHEREAS, Richard J. Solove and John J. Chester, filed a letter with the Board of County Commissioners, Franklin County, Ohio, requesting said Board to vacate a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio, the general route and termini thereof, to be as follows:

Situated in the County of Franklin, State of Ohio, Township of Norwich, Virginia Military Survey No. 7065, and more particularly bounded and described as follows:

Beginning at a point in the centerline of the Hilliard-Rome Road, said point being located North 9° 59' 47" West, 90.0 feet from a railroad spike at the intersection of the said centerline with the centerline of Renner Road, being the Southwesterly corner of lands owned by Richard J. Solove and John J. Chester;

thence with the centerline of the said Hilliard-Rome Road, North 9° 59' 47" West, 374.59 feet to the point of intersection of the centerline of the said Hilliard-Rome Road with the east right-of-way line of relocated Hilliard-Rome Road;

thence with the easterly right-of-way line of relocated Hilliard-Rome Road, North 7° 04' 17" East, 102.21 feet to a point on the existing right-of-way line of the original Hilliard-Rome Road;

thence with the existing east right-of-way line of Old Hilliard-Rome Road, South 9° 59' 47" East, 472.66 feet to a point;

thence South 80° 42' 02" West, (parallel to and 90 feet Northerly from the southerly line of the said Richard J. Solove and John J. Chester tract), 30.0 feet to the place of beginning, containing 0.292 acre, more or less.

therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that Wednesday, December 23, 1970, 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 Monday, December 28, 1970, at 10:00 A.M., is hereby fixed as the time and date for the final hearing of said request and proposed vacation, in the Office of the Board of County Commissioners, at the Court House, Columbus, Ohio; and

Johnson-Watson • Dayton Blank Book - C-8925

con'td. - Vac. of a Por. of Hilliard-Rome Rd. in Norwich Twp.

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 Daily Reporter, 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 Dorrian, Harold M. Cooper and Robert T. Southwick.

* * * * *

December 2, 1970

REQUEST TO VACATE A PORTION OF HILLIARD-ROME ROAD IN NORWICH TOWNSHIP, FRANKLIN COUNTY, OHIO, BY RICHARD J. SOLOVE AND JOHN J. CHESTER - REFERRED TO COUNTY ENGINEER FOR CHECKING.

On motion of Mr. Southwick, seconded by Mr. Cooper, the request filed Tuesday, November 10, 1970, by Richard J. Solove and John J. Chester, for the vacation of a portion of Hilliard-Rome Road, Norwich Township, Franklin County, Ohio, be and it hereby is referred to the County Engineer's Office to review the request and check for accuracy of the description.

Voting Aye thereon: Harold M. Cooper, and Robert T. Southwick.

* * * * *

December 4, 1970

Board of County Commissioners
Court House
Columbus, Ohio 43215

Re: Vacation of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio.

Gentlemen:-

I have checked the description and reviewed the request filed by Richard J. Solove and John J. Chester, for the vacation of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio, and find that the request is in order and the description is accurate.

Respectfully submitted,

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

By Lorenzo H. Fyffe /S/

* * * * *

Advertising Fee, - - - \$ 32.00

Notice of Intention to Vacate
a Portion of Hilliard-Rome
Road in Norwich Township,
Franklin County, Ohio.
VS.

Case No.

Court

Proof of Publication

THE DAILY REPORTER

December 23, 1970

VACATION OF A PORTION OF HILLIARD-ROME ROAD IN NORWICH TOWNSHIP, FRANKLIN COUNTY, OHIO - VIEWED: ENGINEER TO FILE PLAT AND REPORT BY MONDAY, DECEMBER 28, 1970, AT 10:00 A.M.

In the matter of the resolution adopted December 4, 1970, by the Board of County Commissioners of Franklin County, Ohio, relative to the vacation of a portion of Hilliard-Rome Road in Norwich 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 December 4, 1970, the Board of County Commissioners of Franklin County, Ohio, adopted a resolution declaring it necessary to vacate a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio; and

WITNESSES: HAROLD M. COOPER, and Robert T. Southwick.

Board of Col
Court House
Columbus, Oh

THE DAILY REPORTER

Proof of Publication

STATE OF OHIO,
Franklin Co., ss.

Gentlemen:-

I have
Chester, for
Ohio, and fi

E. E. Smith

*Bookkeeper of THE DAILY REPORTER,
a newspaper published and printed
in Franklin County, Ohio, personally
appeared and made oath that the at-
tached printed advertisement was
published² consecutive weeks in
said newspaper, i. e., on 8th
15th 19 70;
and that said newspaper is of gen-
eral circulation in said County.*

E. E. Smith

*Subscribed and sworn to this 15th
day of Dec. 19 70*

Notary Public in and for Franklin County.

12/15/70

NOTICE OF INTENTION TO VACATE A PORTION OF HILLIARD-ROME ROAD IN NORWICH TOWNSHIP, FRANKLIN COUNTY, OHIO

Notice is hereby given that it is the
intention of the Board of County Com-
missioners of Franklin County, Ohio,
to vacate a portion of Hilliard-Rome
Road in Norwich Township, Franklin
County, Ohio, the said Road being more
particularly described as follows:

Situated in the County of Franklin,
State of Ohio, Township of Norwich,
Virginia Military Survey No. 7065, and
more particularly described and bound-
ed as follows:

Beginning at a point in the center-
line of Hilliard-Rome Road, said point
being located North 9° 59' 47" West,
90.0 feet from a railroad spike at the
intersection of the said centerline with
the centerline of Renner Road, being the
southwesterly corner of lands owned
by Richard J. Solove and John J. Ches-
ter;

Thence with the centerline of the
said Hilliard-Rome Road, North 9° 59'
47" West, 374.59 feet to the point of in-
tersection of the centerline of the said
Hilliard-Rome Road with the east right-
of-way line of relocated Hilliard-Rome
Road;

Thence with the easterly right-of-way
line of relocated Hilliard-Rome Road,
North 7° 04' 17" East, 102.21 feet to a
point on the existing right-of-way line
of the original Hilliard-Rome Road;

Thence with the existing east right-
of-way line of Old Hilliard-Rome Road,
South 9° 59' 47" East, 472.66 feet to a
point;

Thence South 90° 48' 02" West, (paral-
lel to and 90 feet Northerly from the
southerly line of the said Richard J.
Solove and John J. Chester tract), 30.0
feet to the place of beginning, contain-
ing 0.292 acre, more or less.

Notice is hereby given that Wed-
nesday, December 23, 1970, at 10:00
A.M., Eastern Standard Time, at the
place of said proposed vacation was
fixed as the time and place for view-
ing thereof and Monday, December 28,
1970, at 10:00 A.M., Eastern Standard
Time, at the Office of the Board of
County Commissioners was fixed as
their time and place for final hearing
thereon.

By order of the Board of County
Commissioners of Franklin County,
Ohio.

RICHARD BORROR,
Clerk.

12/8/70 Tues.

John J.
County,

Cont'd.- Vac. of a portion of Hilliard-Rome Rd. in Norwich Township.

WHEREAS, on the 4th day of December, 1970, said Board of County Commissioners did fix the 23rd day of December, 1970, at 10:00 o'clock A.M., on the line of said proposed vacation, as the time and place for the viewing thereof, and did further fix the 28th day of December, 1970, at 10:00 o'clock A.M., at the Office of the Board of County Commissioners, Franklin County, Ohio, as the time and place for the final hearing on said vacation; and

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

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, did, on the 23rd day of December, 1970, the day fixed for the viewing of the said proposed vacation meet on the line thereof as described in said resolution of December 4, 1970, and heard 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 vacation and by actual view of same, and the premises along the adjacent thereto which are to be affected thereby, does find that the vacation of a portion of Hilliard-Rome Road in Norwich 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; therefore

BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Ohio, that the Engineer of Franklin County, Ohio, be and hereby is authorized and instructed to make a survey and plat of the proposed vacation of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio and make a report to the Board of County Commissioners on or before 10:00 o'clock A.M., of Monday, December 28, 1970, 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 survey and plat of the proposed vacation be deposited with the County Commissioners.

Voting Aye thereon; Michael Dorrian and Harold M. Cooper

Absent and not voting: Robert T. Southwick.

* * * * *

December 28, 1970

Board of County Commissioners
Franklin County, Ohio 43215

Re: Vacation of a portion of Hilliard-Rome Road in Norwich
Township, Franklin County, Ohio.

Gentlemen:-

Pursuant to your resolution of December 23, 1970, I have made a survey and plat, which I hereby submit for the vacation of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio, and being more particularly described as follows:

Situated in the County of Franklin, State of Ohio, Township of Norwich, Virginia Military Survey No. 7065, and more particularly described and bounded as follows:

Beginning at a point in the centerline of Hilliard-Rome Road, said point being located North 90° 59' 47" West, 90.0 feet from a railroad spike at the intersection of the said centerline with the centerline Section of the said centerline with the centerline of Renner Road, being the southwesterly corner of lands owned by Richard J. Solove and John J. Chester;

thence with the centerline of the said Hilliard-Rome Road, North 90° 59' 47" West, 374.59 feet to the point of intersection of the centerline of the said Hilliard-Rome Road with the east right-of-way line of relocated Hilliard-Rome Road;

thence with the easterly right-of-way line of relocated Hilliard-Rome Road, North 7° 04' 17" East, 102.21 feet to a point on the existing right-of-way line of the original Hilliard-Rome Road;

thence with the existing east right-of-way line of Old Hilliard-Rome Road, South 90° 59' 47" East, 472.66 feet to a point;

thence South 80° 42' 02" West, (parallel to and 90 feet Northerly from the southerly line of the said Richard J. Solove and John J. Chester tract), 30.0 feet to the place of beginning, containing 0.292 acre, more or less.

It is the opinion of this Office that the vacation of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio, with the exceptions regarding utilities, will not inconvenience the general public, therefore, I recommend the vacation of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio, as above described and shown on the submitted plat.

Respectfully submitted,

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

* * * * *

Cont'd. - Vac. of a Portion of Hilliard-Rome Road in Norwich Twp., Franklin County, Ohio.

December 28, 1970

VACATION OF A PORTION OF HILLIARD-ROME ROAD IN
NORWICH TOWNSHIP, FRANKLIN COUNTY, OHIO GRANTED.

In the matter of the proceedings relative to the vacation of a portion of Hilliard-Rome Road in Norwich 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 December 23, 1970, the Board of County Commissioners of Franklin County, Ohio, did by resolution duly adopted, direct the Engineer of Franklin County, Ohio, to make a report in writing to said Board on or before 10:00 o'clock A.M., Monday, December 28, 1970, relative to the vacation of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio, said report to be in manner and form set forth and required by Section 5553.06 of the Revised Code of Ohio; and

WHEREAS, on the 28th day of December, 1970, Cletus E. McPherson, County Engineer, did report thereon in writing, which report is as follows:

December 28, 1970, Board of County Commissioners, Franklin County, Ohio 43215. Re:
Vac. of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio.
Gentlemen:-

Pursuant to your resolution of December 23, 1970, I have made a survey and plat, which I hereby submit for the vacation of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio, and being more particularly described as follows:

Situated in the County of Franklin, State of Ohio, Township of Norwich, Virginia Military Survey No. 7065, and more particularly described and bounded as follows:

Beginning at a point in the centerline of Hilliard-Rome Road, said point being located North $9^{\circ} 59' 47''$ West, 90.00 feet from a railroad spike at the intersection of the said centerline with the centerline of Renner Road, being the southwesterly corner of lands owned by Richard J. Solove and John J. Chester;

thence with the centerline of the said Hilliard-Rome Road, North $9^{\circ} 59' 47''$ West, 374.59 feet to the point of intersection of the centerline of the said Hilliard-Rome Road with the east right-of-way line of relocated Hilliard-Rome Road;

thence with the easterly right-of-way line of relocated Hilliard-Rome Road, North $7^{\circ} 04' 17''$ East, 102.21 feet to a point on the existing right-of-way line of the original Hilliard-Rome Road;

thence with the existing east right-of-way line of Old Hilliard-Rome Road, South $9^{\circ} 59' 47''$ East, 472.66 feet to a point;

thence South $80^{\circ} 42' 02''$ West, (parallel to and 90 feet Northerly from the southerly line of the said Richard J. Solove and John J. Chester tract), 30.0 feet to the place of beginning, containing 0.292 acre, more or less.

It is the opinion of this Office that the vacation of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio, with the exceptions regarding utilities, will not inconvenience the general public, therefore, I recommend the vacation of a portion of Hilliard-Rome Road in Norwich Township, Franklin County, Ohio, as above described and shown on the submitted plat.

Respectfully submitted, Cletus E. McPherson, P.E., Franklin County Engineer;

and

WHEREAS, no objections to the vacation of said road was 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 Road, and the easement granted by the sub-dividers or owners, present or past, for utilities is not to be vacated through this 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 Hilliard-Rome Road in Norwich 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 Road and the Easement granted by the owners, present or past, for utilities.

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

Absent and not voting: Robert T. Southwick.

* * * * *

APPROVED FOR VACATION
Michael Durban 11-28-70
Merrill Cohen 12-28-70

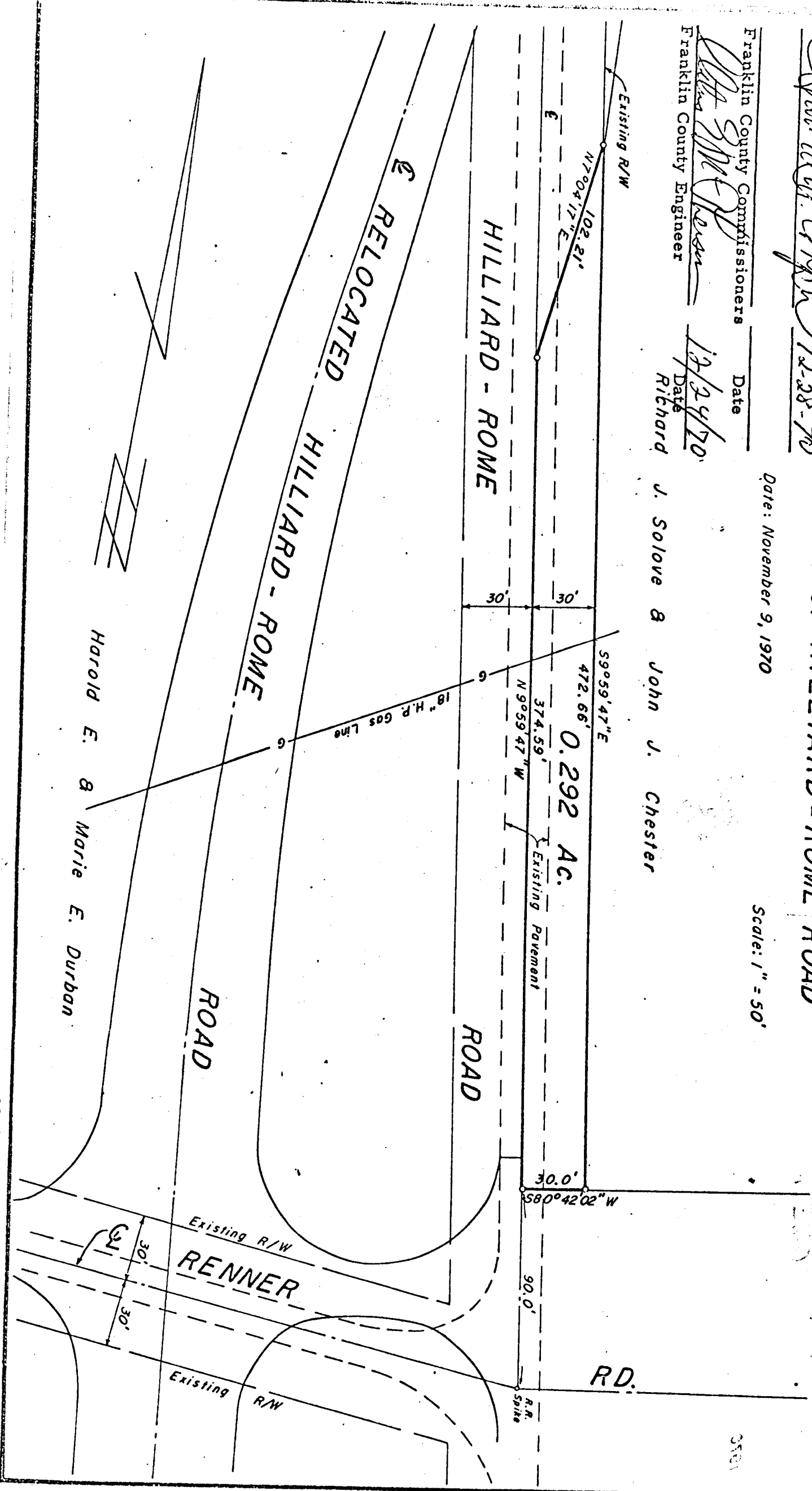
PLAT OF PROPOSED VACATION OF
PART OF HILLIARD - ROME ROAD

Date: November 9, 1970

Scale: 1" = 50'

Franklin County Commissioners Date

Richard J. Solove & John J. Chester
Date 11/24/70
Franklin County Engineer



Harold E. & Marie E. Durban

NOTE

25-28-1742-70-F1