

January 4, 1989

Board of County Commissioners
Franklin County Administration Building
410 South High Street
Columbus, Ohio 43215

Honorable Board:

I have checked the attached petition filed by John L. Neal, Jr., for the vacation of Lemington Street and Seven Oaks Avenue in Hearthstone Subdivision, Jefferson Township, Franklin County, Ohio, and find that the petition contains sufficient number of valid signatures.

Respectfully submitted,

John Circle, P.E., P.S.
Franklin County Engineer

By: Joseph J. Gatto, II
Real Estate Administrator

JC:JG:cmc

January 10, 1989

PETITION FILED FOR VACATION OF
LEMINGTON STREET AND SEVEN OAKS AVENUE,
IN HEARTHSTONE SUBDIVISION, JEFFERSON
TOWNSHIP, FRANKLIN COUNTY, OHIO -
VIEW JANUARY 31, 1989 AT 10:00 A.M.
HEARING FEBRUARY 7, 1989 AT 9:15 A.M.
FRANKLIN COUNTY ENGINEER

WHEREAS, John L. Neal, Jr., filed a petition with the Board of County Commissioners, Franklin County, Ohio, requesting said Board to vacate Lemington Street and Seven Oaks Avenue in Hearthstone Subdivision, Jefferson Township, Franklin County, Ohio, the general route and termini thereof, to be as follows:

Situated in the State of Ohio, County of Franklin, Township of Jefferson, being a part of Quarter Township 1, Township 1, Range 16, United States Military Lands, and being more particularly described as follows:

TRACT 1

Being all of Lemington Street, 60 feet in width, as shown on Heartstone Subdivision Plat, Plat Book 18, Page 24, all records herein described are of record in the Franklin County Recorder's Office, Franklin County, Ohio, said description begins on the north right-of-way line of Havens Road, 45 feet in width at that point, (projected easterly and westerly).

Thence in a northerly direction along the centerline of Lemington Street for plat distance of 1679.77 feet to the north property line of Lot Nos. 11 and 12, (projected easterly and westerly), of said Heartstone Subdivision and there to terminate.

TRACT 2

Being all of Seven Oaks Avenue, 60 feet in width, as shown on the above said Heartstone Subdivision Plat, said description begins on east right-of-way line of Lemington Street (projected northerly and southerly).

Thence in an easterly direction along the centerline of Seven Oaks Avenue for a plat distance of 309.72 feet to the east property line of Lot Nos. 17 and 18 (projected northerly and southerly) of said Heartstone Subdivision plat and there to terminate.

This vacation description was prepared in the Office of the Franklin County Engineer by Vincent L. Volpi, Registered Surveyor No. 5462 from available records and not a field survey. Baises of bearing is Heartstone Subdivision Plat.

VACATION - LEMINGTON ST. AND SEVEN OAKS AVE., JEFFERSON TOWNSHIP, Cont'd.

Now therefore, upon motion of Commissioner Teater, seconded by Commissioner DeMoss,

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

Section 1) That January 31, 1989 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 February 7, 1989 at 9:15 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 County Administration Building, 410 South High Street, Columbus, Ohio 43215.

Section 2) That notice of the time and place for both such view and hearing will be given by publication once a week for two consecutive weeks in 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: Dorothy S. Teater, Jack Foulk and Hugh DeMoss.

* * * * *

NOTICE OF INTENTION TO VACATE
LEMINGTON STREET AND SEVEN OAKS AVENUE,
IN HEARTHSTONE SUBDIVISION, JEFFERSON 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 Lemington Street and Seven Oaks Avenue, in Hearthstone Subdivision, Jefferson Township, Franklin County, Ohio, the said vacation being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, Township of Jefferson, being a part of Quarter Township 1, Township 1, Range 16, United States Military Lands, and being more particularly described as follows:

TRACT 1

Being all of Lemington Street, 60 feet in width, as shown on Hearthstone Subdivision Plat, Plat Book 18, Page 24, all records herein described are of record in the Franklin County Recorder's Office, Franklin County, Ohio, said description begins on the north right-of-way line of Havens Road, 45 feet in width at that point, (projected easterly and westerly).

Thence in a northerly direction along the centerline of Lemington Street for plat distance of 1679.77 feet to the north property line of Lot Nos. 11 and 12, (projected easterly and westerly), of said Hearthstone Subdivision and there to terminate.

TRACT 2

Being all of Seven Oaks Avenue, 60 feet in width, as shown on the above said Hearthstone Subdivision Plat, said description begins on east right-of-way line of Lemington Street (projected northerly and southerly).

Thence in an easterly direction along the centerline of Seven Oaks Avenue for a plat distance of 309.72 feet to the east property line of Lot Nos. 17 and 18 (projected northerly and southerly) of said Hearthstone Subdivision plat and there to terminate.

This vacation description was prepared in the Office of the Franklin County Engineer by Vincent L. Volpi, Registered Surveyor No. 5462 from available records and not a field survey. Baises of bearing is Hearthstone Subdivision Plat.

NOTICE is hereby given that January 31, 1989 at 10:00 a.m. at the place of said proposed vacation was fixed as the time and place for viewing thereof and February 7, 1989 at 9:15 a.m. 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 Franklin County, Ohio.

Sharon Bice, Clerk
BOARD OF COUNTY COMMISSIONERS

PUBLISHED - January 17, 1989 and January 24, 1989.

Please furnish two (2) Copies of Proof of Publication and Mail to -
Franklin County Engineer's Office, 970 Dublin Road, Columbus, Ohio 43215

January 31, 1989

VACATION OF LEMINGTON STREET AND SEVEN
OAKS AVENUE, IN HEARTHSTONE SUBDIVISION,
JEFFERSON TOWNSHIP, FRANKLIN COUNTY, OHIO,
VIEWED - ENGINEER TO FILE REPORT BY
FEBRUARY 7, 1989
FRANKLIN COUNTY ENGINEER

WHEREAS, a petition was filed with this Board by John L. Neal, Jr., praying for the vacation of Lemington Street and Seven Oaks Avenue in Hearthstone Subdivision, Jefferson Township, Franklin County, Ohio, and

WHEREAS, on the 10th day of January, 1989, said Board of County Commissioners did fix the 31st day of January, 1989 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 7th day of February, 1989, 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 of the viewing and final hearing was published in a newspaper of general circulation in said County, and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, did on the 31st day of January, 1989, meet on the line of said proposed vacation, as described in resolution of 10th day of January, 1989, and heard all of the proof offered by parties interested in the affected thereby, does find that the vacation of Lemington Street and Seven Oaks Avenue, in Hearthstone Subdivision, Jefferson 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 upon motion of Commissioner Teater, seconded by Commissioner DeMoss,

BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

Section 1) That the Engineer of Franklin County, Ohio, be and 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 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 7th day of February, 1989, 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 Commissioners.

Voting Aye thereon: Dorothy S. Teater, Jack Foulk and Hugh DeMoss.

* * * * *

February 1, 1989

Board of County Commissioners
Franklin County Administration Building
410 South High Street
Columbus, Ohio 43215

Honorable Board:

Pursuant to your order of January 31, 1989, I have made a survey and plat, which I hereby submit for the vacation of Lemington Street and Seven Oaks Avenue, in Hearthstone Subdivision, Jefferson Township, Franklin County, Ohio, showing the proposed vacation of the following:

Situated in the State of Ohio, County of Franklin, Township of Jefferson, being a part of Quarter Township 1, Township 1, Range 16, United States Military Lands, and being more particularly described as follows:

TRACT 1

Being all of Lemington Street, 60 feet in width, as shown on Hearthstone Subdivision Plat, Plat Book 18, Page 24, all records herein described are of record in the Franklin County Recorder's Office, Franklin County, Ohio, said description begins on the north right-of-way line of Havens Road, 45 feet in width at that point, (projected easterly and westerly).

Thence in a northerly direction along the centerline of Lemington Street for plat distance of 1679.77 feet to the north property line of Lot Nos. 11 and 12, (projected easterly and westerly), of said Hearthstone Subdivision and there to terminate.

TRACT 2

Being all of Seven Oaks Avenue, 60 feet in width, as shown on the above said Hearthstone Subdivision Plat, said description begins on east right-of-way line of Lemington Street (projected northerly and southerly).

Thence in an easterly direction along the centerline of Seven Oaks Avenue for a plat distance of 309.72 feet to the east property line of Lot Nos. 17 and 18 (projected northerly and southerly) of said Hearthstone Subdivision plat and there to terminate.

This vacation description was prepared in the Office of the Franklin County Engineer by Vincent L. Volpi, Registered Surveyor No. 5462 from available records and not a field survey. Baises of bearing is Hearthstone Subdivision Plat.

The petition praying for the vacation of Lemington Street and Seven Oaks Avenue, in Hearthstone Subdivision, Jefferson Township, Franklin County, Ohio, is on file in your Office.

Utilities that now within this part of the vacation and Easements granted by the subdividers for utilities are not to be vacated.

It is my recommendation that Lemington Street and Seven Oaks Avenue, in Hearthstone Subdivision, Jefferson Township, Franklin County, Ohio, be vacated.

Respectfully submitted,

John Circle, P.E., P.S.
Franklin County Engineer

JC:JJG:cmc

* * * * *

February 7, 1989

PRAYER OF PETITION TO VACATE LEMINGTON
STREET AND SEVEN OAKS AVENUE, IN HEARTHSTONE
SUBDIVISION, JEFFERSON TOWNSHIP,
FRANKLIN COUNTY, OHIO - GRANTED
FRANKLIN COUNTY ENGINEER

WHEREAS, John L. Neal, Jr., has petitioned for the vacation of Lemington Street and Seven Oaks Avenue, in Hearthstone Subdivision, Jefferson Township, Franklin County, Ohio.

WHEREAS, on January 31, 1989, 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 7th day of February, 1989, relative to the petition for the vacation of Lemington Street and Seven Oaks Avenue, in Hearthstone Subdivision, Jefferson Township, Franklin County, Ohio, said report to be made in manner and form set forth and required by Section 5553.04 of the Ohio Revised Code, and

WHEREAS, John Circle, County Engineer did on February 7th, 1989, report thereon in writing which report contained the following recommendation, to-wit:

Situated in the State of Ohio, County of Franklin, Township of Jefferson, being a part of Quarter Township 1, Township 1, Range 16, United States Military Lands, and being more particularly described as follows:

TRACT 1

Being all of Lemington Street, 60 feet in width, as shown on Hearthstone Subdivision Plat, Plat Book 18, Page 24, all records herein described are of record in the Franklin County Recorder's Office, Franklin County, Ohio, said description begins on the north right-of-way line of Havens Road, 45 feet in width at that point, (projected easterly and westerly).

Thence in a northerly direction along the centerline of Lemington Street for plat distance of 1679.77 feet to the north property line of Lot Nos. 11 and 12, (projected easterly and westerly), of said Hearthstone Subdivision and there to terminate.

TRACT 2

Being all of Seven Oaks Avenue, 60 feet in width, as shown on the above said Hearthstone Subdivision Plat, said description begins on east right-of-way line of Lemington Street (projected northerly and southerly).

Thence in an easterly direction along the centerline of Seven Oaks Avenue for a plat distance of 309.72 feet to the east property line of Lot Nos. 17 and 18 (projected northerly and southerly) of said Hearthstone Subdivision plat and there to terminate.

This vacation description was prepared in the Office of the Franklin County Engineer by Vincent L. Volpi, Registered Surveyor No. 5462 from available records and not a field survey. Baises of bearing is Hearthstone Subdivision Plat. Respectfully submitted, John Circle, P.E., P.S., Franklin County Engineer.

WHEREAS, no objections to the vacation of Lemington Street and Seven Oaks Avenue, in Hearthstone Subdivision, Jefferson 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 are now within the said vacation, and the easement granted by the subdividers for utilities are not to be vacated through the area sought to be vacated, therefore upon motion of Commissioner Teater, seconded by Commissioner DeMoss,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO,

Section 1) That the vacation of Lemington Street and Seven Oaks Avenue, in Hearthstone Subdivision, Jefferson Township, Franklin County, Ohio, as recommended by the County Engineer to be vacated and as described in his report and shown on the submitted plat, be and the same is hereby declared vacated, excepting however, the utilities that are now within the said portion of the above mentioned vacation and the easement granted by the owners, present or past for utilities.

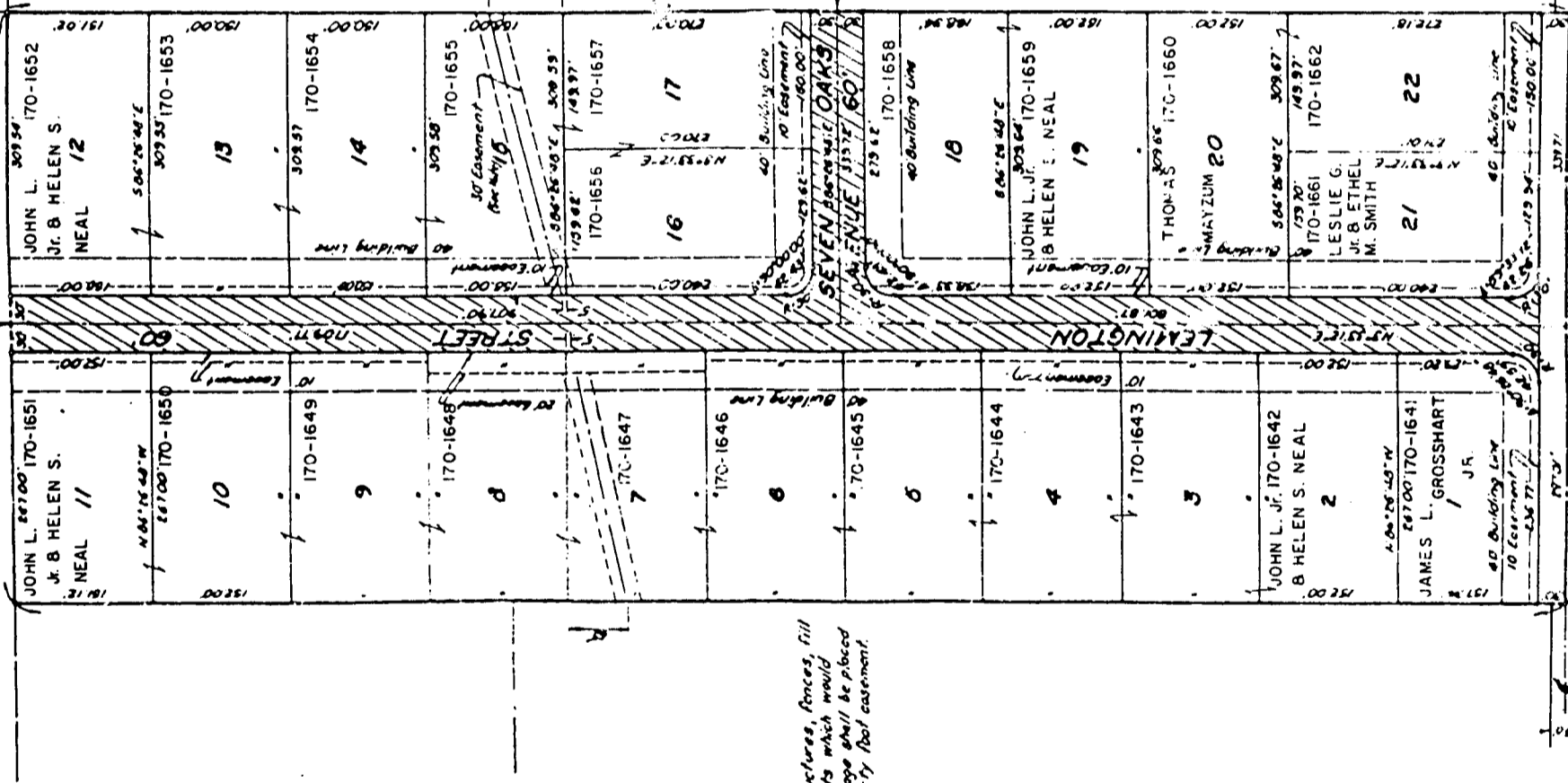
Voting Aye thereon: Dorothy S. Teater, Jack Foulk and Hugh DeMoss.

VACATION PLAT OF ALL OF LEMINGTON STREET AND SEVEN OAKS AVENUE

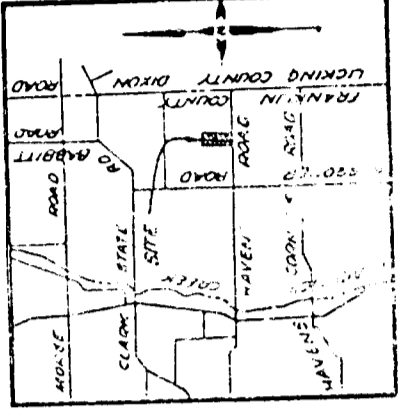
SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, TOWNSHIP OF JEFFERSON, BEING A PART OF QUARTER TOWNSHIP I, TOWNSHIP I, RANGE 16, UNITED STATE MILITARY LANDS, AND BEING IN HEARTSTONE SUBDIVISION, PLAT-BOOK 18, PAGE 24 OF RECORD IN THE FRANKLIN COUNTY RECORDERS OFFICE, FRANKLIN COUNTY, OHIO

No vehicular access to be in effect until said street is extended by plat or deed.

No vehicular access to be in effect until said street is extended by plat or deed.



NOTE: No structures, fences, fill or other objects which would obstruct drainage shall be placed within this thirty foot easement.



LOCATION MAP 80' = 1" SCALE

AREA TO BE VACATED

COUNTY COMMISSIONER
Donald S. Jester
 COUNTY COMMISSIONER DATE 2-12-89

COUNTY COMMISSIONER
W. L. Hill
 COUNTY COMMISSIONER DATE 2-12-89

COUNTY ENGINEER
G. J. G. G. G.
 COUNTY ENGINEER DATE 2-12-89

CHIEF DEPUTY COUNTY ENGINEER
 DATE

HAVENS ROAD