

VACATION OF A PORTION OF A 20 FOOT ALLEY IN HAMILTON TWP., FRANKLIN COUNTY, OHIO

January 14, 1998

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

Honorable Board:

I have reviewed the petition from Paul Pratt, for the vacation of a portion of a 20 foot wide alley located in Hamilton Township, Franklin County, Ohio, and find that the petition is valid.

Respectfully submitted,

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

JC:DLP:cmc

RESOLUTION NO. 39-98

January 20, 1998

PETITION FILED FOR VACATION OF A PORTION OF A 20 FOOT WIDE ALLEY LOCATED IN HAMILTON TOWNSHIP, FRANKLIN COUNTY, OHIO, VIEW - TUESDAY, FEBRUARY 10, 1998 AT 11:00 A.M., HEARING - TUESDAY, FEBRUARY 24, 1998 AT 9:00 A.M. (FRANKLIN COUNTY ENGINEER)

WHEREAS, Paul Pratt filed a petition with the Board of County Commissioners, Franklin County, Ohio, requesting said Board to vacate a portion of a 20 foot wide alley located in Hamilton 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 Hamilton, and being a part of Section 4, Township 3 North, Range 22 West, and also being a part of a 20 foot wide alley located in the Village of Shadeville as shown and delineated upon the recorded plat thereof in Plat Book 4, Page 143, Franklin County Recorder's Office, Franklin County, Ohio, being more particularly described as follows:

Beginning at a found iron pin with a red plastic cap stamped "P.S. 6579" at the northeast corner of lot 22 and the intersection of the westerly right-of-way of a 20 foot alley and the southerly right-of-way of Cottage St. (60 feet wide), said iron pin being the true place of beginning;

Thence along the southerly right-of-way of Cottage St. N 89° 47' 41" E, a distance of 10.00 feet to an iron pin set;

Thence S 00° 06' 28" W, a distance of 70.00 feet to an iron pin set;

Thence S 89° 47' 41" W, a distance of 8.00 feet to an iron pin set;

Thence S 00° 06' 28" W, a distance of 90.06 feet to an iron pin set on the northerly right-of-way of a 20 foot wide alley;

Thence along said right-of-way S 89° 41' 15" W, a distance of 2.00 feet to a found iron pin with a red plastic cap stamped "P.S. 6579" at the southeast corner of said lot 22 and the westerly right-of-way of a 20 foot wide alley;

Thence along the easterly lot line of said lot 22 and the westerly right-of-way line of said 20 foot wide alley N 00° 06' 28" E a distance of 160.06 feet to the true place of beginning, containing 0.020 acres of land more or less.

Bearings in this description are based on an assumed meridian, (original subdivision plat has no bearings assigned). Iron pins set are 5/8" solid rebar with yellow plastic caps stamped "FRANKLIN COUNTY ENGINEERS".

The above description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio registered surveyor No. 7298 in October of 1997 from an actual field survey and available courthouse records; now therefore, upon motion of Commissioner Stokes, seconded by Commissioner Teater,

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

Section 1) That Tuesday, February 10, 1998 at 11:00 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 Tuesday, February 24, 1998 at 9:00 a.m. is hereby fixed as the time and date for the final hearing of said petition and proposed vacation in the office of the Board of County Commissioners, at the Franklin County Administration Building, 373 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: Arlene Shoemaker, Dorothy S. Teater and Dewey R. Stokes.

**NOTICE OF INTENTION TO VACATE
A PORTION OF A 20 FOOT WIDE ALLEY LOCATED IN
HAMILTON TOWNSHIP, FRANKLIN COUNTY, OHIO**

NOTICE is hereby given that it is the intention of the Board of County Commissioners of Franklin County, Ohio, to vacate a portion of a 20 foot wide alley located in Hamilton Township, Franklin County, Ohio, the said drive being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, Township of Hamilton, and being a part of Section 4, Township 3 North, Range 22 West, and also being a part of a 20 foot wide alley located in the Village of Shadeville as shown and delineated upon the recorded plat thereof in Plat Book 4, Page 143, Franklin County Recorder's Office, Franklin County, Ohio, being more particularly described as follows:

Beginning at a found iron pin with a red plastic cap stamped "P.S. 6579" at the northeast corner of lot 22 and the intersection of the westerly right-of-way of a 20 foot alley and the southerly right-of-way of Cottage St. (60 feet wide), said iron pin being the true place of beginning;

Thence along the southerly right-of-way of Cottage St. N 89° 47' 41" E, a distance of 10.00 feet to an iron pin set;

Thence S 00° 06' 28" W, a distance of 70.00 feet to an iron pin set;

Thence S 89° 47' 41" W, a distance of 8.00 feet to an iron pin set;

Thence S 00° 06' 28" W, a distance of 90.06 feet to an iron pin set on the northerly right-of-way of a 20 foot wide alley;

Thence along said right-of-way S 89° 41' 15" W, a distance of 2.00 feet to a found iron pin with a red plastic cap stamped "P.S. 6579" at the southeast corner of said lot 22 and the westerly right-of-way of a 20 foot wide alley;

Thence along the easterly lot line of said lot 22 and the westerly right-of-way line of said 20 foot wide alley N 00° 06' 28" E a distance of 160.06 feet to the true place of beginning, containing 0.020 acres of land more or less.

Bearings in this description are based on an assumed meridian, (original subdivision plat has no bearings assigned).

Iron pins set are 5/8" solid rebar with yellow plastic caps stamped "FRANKLIN COUNTY ENGINEERS".

The above description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio registered surveyor No. 7298 in October of 1997 from an actual field survey and available courthouse records.

NOTICE is hereby given that Tuesday, February 10, 1998 at 11:00 a.m. at the place of said proposed vacation was fixed as the time and place for viewing thereof and Tuesday, February 24, 1998 at 9:00 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 Y. Bice, Clerk
Board of County Commissioners

PUBLISHED - Tuesday, January 27, 1998 and February 3, 1998.

RESOLUTION NO. 140-98

February 17, 1998

**VACATION OF A PORTION OF A 20 FOOT WIDE ALLEY, LOCATED
IN HAMILTON TOWNSHIP, FRANKLIN COUNTY, OHIO, VIEWED -
ENGINEER TO FILE REPORT BY FEBRUARY 24, 1998
(FRANKLIN COUNTY ENGINEER)**

WHEREAS, a petition was filed with this Board by Paul Pratt, praying for the vacation of a portion of a 20 foot wide alley, located in Hamilton Township, Franklin County, Ohio; and

WHEREAS, on the 20th of January, 1998, said Board of County Commissioners did fix the 10th of February, 1998 at 11:00 a.m. on the line of said proposed vacation, as the time and place for viewing thereof and did further fix the 24th of February, 1998 at 9:00 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 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 10th of February, 1998 meet on the line of said proposed vacation, and heard all of the proof offered by parties interested in the affected thereby, does find that the vacation of a portion of a 20 foot wide alley located in Hamilton 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 Stokes, seconded by Commissioner Teater,

VACATION OF A PORTION OF A 20 FOOT ALLEY IN HAMILTON TWP., FRANKLIN COUNTY, OHIO, Cont'd.

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 24th of February, 1998 at 9:00 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 Commissioners.

Voting Aye thereon: Arlene Shoemaker, Dorothy S. Teater and Dewey R. Stokes.

February 18, 1998

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

Honorable Board:

Pursuant to your order of February 17, 1998, I have made a survey and plat, which I hereby submit for the vacation of a portion of a 20 foot wide alley located in Hamilton Township, Franklin County, Ohio, showing the proposed vacation of the following:

Situated in the State of Ohio, County of Franklin, Township of Hamilton, and being a part of Section 4, Township 3 North, Range 22 West, and also being a part of a 20 foot wide alley located in the Village of Shadeville as shown and delineated upon the recorded plat thereof in Plat Book 4, Page 143, Franklin County Recorder's Office, Franklin County, Ohio, being more particularly described as follows:

Beginning at a found iron pin with a red plastic cap stamped "P.S. 6579" at the northeast corner of lot 22 and the intersection of the westerly right-of-way of a 20 foot alley and the southerly right-of-way of Cottage St. (60 feet wide), said iron pin being the true place of beginning;

Thence along the southerly right-of-way of Cottage St. N 89° 47' 41" E, a distance of 10.00 feet to an iron pin set;

Thence S 00° 06' 28" W, a distance of 70.00 feet to an iron pin set;

Thence S 89° 47' 41" W, a distance of 8.00 feet to an iron pin set;

Thence S 00° 06' 28" W, a distance of 90.06 feet to an iron pin set on the northerly right-of-way of a 20 foot wide alley;

Thence along said right-of-way S 89° 41' 15" W, a distance of 2.00 feet to a found iron pin with a red plastic cap stamped "P.S. 6579" at the southeast corner of said lot 22 and the westerly right-of-way of a 20 foot wide alley;

Thence along the easterly lot line of said lot 22 and the westerly right-of-way line of said 20 foot wide alley N 00° 06' 28" E a distance of 160.06 feet to the true place of beginning, containing 0.020 acres of land more or less.

Bearings in this description are based on an assumed meridian, (original subdivision plat has no bearings assigned).

Iron pins set are 5/8" solid rebar with yellow plastic caps stamped "FRANKLIN COUNTY ENGINEERS".

The above description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio registered surveyor No. 7298 in October of 1997 from an actual field survey and available courthouse records.

The petition praying for the vacation of a portion of a 20 foot wide alley located in Hamilton Township, Franklin County, Ohio, is on file in your office.

Utilities that are 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 a portion of a 20 foot wide alley location in Hamilton Township, Franklin County, Ohio, be vacated.

Respectfully submitted,

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

JC:DP:cmc

VACATION OF A PORTION OF A 20 FOOT ALLEY IN HAMILTON TWP., FRANKLIN COUNTY, OHIO, Cont'd.

RESOLUTION NO. 195-98

February 24, 1998

PRAYER OF PETITION TO VACATE A PORTION OF A 20 FOOT WIDE ALLEY LOCATED IN HAMILTON TOWNSHIP, FRANKLIN COUNTY, OHIO - GRANTED (FRANKLIN COUNTY ENGINEER)

WHEREAS, Paul Pratt has petitioned for the vacation of a portion of a 20 foot wide alley located in Hamilton Township, Franklin County, Ohio; and

WHEREAS, on February 17, 1998, the Board of County Commissioners of Franklin County, Ohio, by resolution duly adopted directed the Engineer of Franklin County, Ohio, to make a report in writing to this Board on or before February 24, 1998, relative to the petition for the vacation of a portion of a 20 foot wide alley located in Hamilton 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 18, 1998, report thereon in writing which report contained the following recommendation, to-wit:

Situated in the State of Ohio, County of Franklin, Township of Hamilton, and being a part of Section 4, Township 3 North, Range 22 West, and also being a part of a 20 foot wide alley located in the Village of Shadeville as shown and delineated upon the recorded plat thereof in Plat Book 4, Page 143, Franklin County Recorder's Office, Franklin County, Ohio, being more particularly described as follows:

Beginning at a found iron pin with a red plastic cap stamped "P.S. 6579" at the northeast corner of lot 22 and the intersection of the westerly right-of-way of a 20 foot alley and the southerly right-of-way of Cottage St. (60 feet wide), said iron pin being the true place of beginning;

Thence along the southerly right-of-way of Cottage St. N 89° 47' 41" E, a distance of 10.00 feet to an iron pin set;

Thence S 00° 06' 28" W, a distance of 70.00 feet to an iron pin set;

Thence S 89° 47' 41" W, a distance of 8.00 feet to an iron pin set;

Thence S 00° 06' 28" W, a distance of 90.06 feet to an iron pin set on the northerly right-of-way of a 20 foot wide alley;

Thence along said right-of-way S 89° 41' 15" W, a distance of 2.00 feet to a found iron pin with a red plastic cap stamped "P.S. 6579" at the southeast corner of said lot 22 and the westerly right-of-way of a 20 foot wide alley;

Thence along the easterly lot line of said lot 22 and the westerly right-of-way line of said 20 foot wide alley N 00° 06' 28" E a distance of 160.06 feet to the true place of beginning, containing 0.020 acres of land more or less.

Bearings in this description are based on an assumed meridian, (original subdivision plat has no bearings assigned). Iron pins set are 5/8" solid rebar with yellow plastic caps stamped "FRANKLIN COUNTY ENGINEERS".

The above description was prepared in the office of the Franklin County Engineer by David L. Pearson, P.S., Ohio registered surveyor No. 7298 in October of 1997 from an actual field survey and available courthouse records. Respectfully submitted, John Circle, P.E., P.S., Franklin County Engineer; and

WHEREAS, no objections to the vacation of a portion of a 20 foot wide alley located in Hamilton Township, Franklin County, Ohio, was filed, no claims for compensation or damages on account thereof was filed; and

WHEREAS, the Board of County Commissioners of Franklin County, Ohio, finds that the utilities are now within the said vacation, and the easements granted by the subdividers for utilities are not to be vacated through the area sought to be vacated; now, therefore, upon motion of Commissioner Teater, seconded by Commissioner Shoemaker,

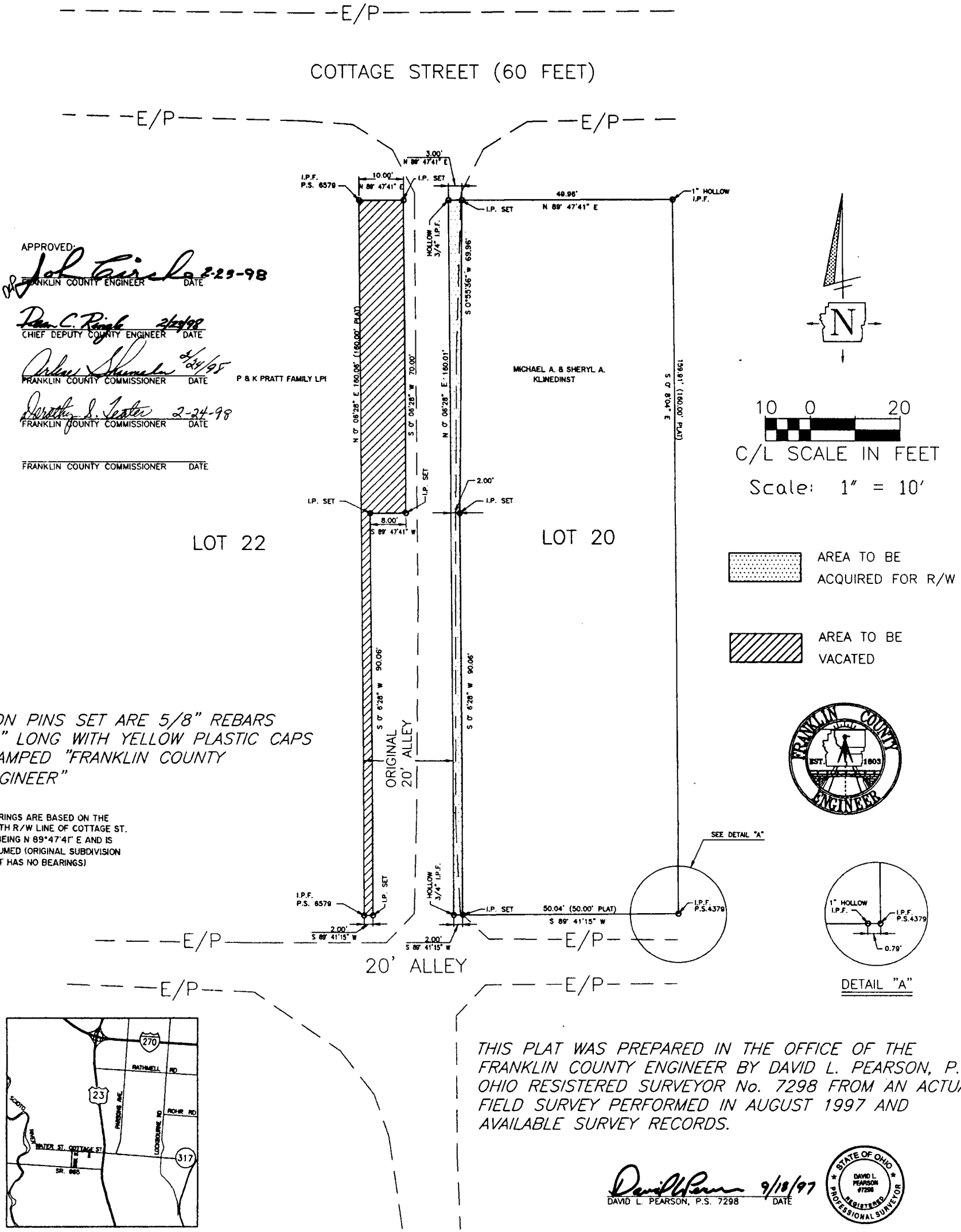
BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, OHIO:

Section 1) That the vacation of a portion of a 20 foot wide alley located in Hamilton 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: Arlene Shoemaker and Dorothy S. Teater.

PLAT OF SURVEY OF 0.008 ACRES MORE OR LESS FOR ALLEY R/W PURPOSES ALONG WITH THE VACATION OF A PORTION OF A 20' WIDE ALLEY CONTAINING 0.020 ACRES OF LAND MORE OR LESS IN THE VILLAGE OF SHADEVILLE, LOCATED IN HAMILTON TOWNSHIP.

Situated in the State of Ohio, County of Franklin, Township of Hamilton, and being a part of Section 4, Township 3 North, Range 22 West, and also being a part of the Village of Shadeville as shown and delineated upon the recorded plat thereof in Plat Book 4, Page 143, Recorder's Office, Franklin County, Ohio.



APPROVED: *John G. Baird* 2-25-98
FRANKLIN COUNTY ENGINEER DATE

Don C. Riehl 2/25/98
CHIEF DEPUTY COUNTY ENGINEER DATE

Orlando Shumaker 2/24/98
FRANKLIN COUNTY COMMISSIONER DATE P & K PRATT FAMILY LPI

Donna S. Sester 2-24-98
FRANKLIN COUNTY COMMISSIONER DATE

FRANKLIN COUNTY COMMISSIONER DATE

IRON PINS SET ARE 5/8" REBARS
30" LONG WITH YELLOW PLASTIC CAPS
STAMPED "FRANKLIN COUNTY
ENGINEER"

BEARINGS ARE BASED ON THE
SOUTH R/W LINE OF COTTAGE ST.
AS BEING N 89° 47' 41" E AND IS
ASSUMED (ORIGINAL SUBDIVISION
PLAT HAS NO BEARINGS)

THIS PLAT WAS PREPARED IN THE OFFICE OF THE
FRANKLIN COUNTY ENGINEER BY DAVID L. PEARSON, P.S.,
OHIO REGISTERED SURVEYOR No. 7298 FROM AN ACTUAL
FIELD SURVEY PERFORMED IN AUGUST 1997 AND
AVAILABLE SURVEY RECORDS.

David L. Pearson 9/18/97
DAVID L. PEARSON, P.S. 7298 DATE

