

IN THE MATTER OF ACCEPTING A PETITION FOR VACATING STREETS IN THE VILLAGE OF FREYBURG:
SETTING DATES OF VIEW AND HEARING.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 3rd day of March, 1992 with the following members present:

Norville W. Freymuth Robert V. Vogel

Mr. Vogel moved the adoption of the following

RESOLUTION

WHEREAS, a petition was filed with the clerk of the Board of County Commissioners by Rick & Louise Westbay, being one of the petitioners in regards to vacating portions of streets in the unincorporated village of Freyburg, Pusheta Township, Auglaize County, State of Ohio; and,

WHEREAS, in accordance with the Ohio Revised Code, Seciton 5553.23, 5553.042 and 5553.04 through 5553.11, the Board does accept the petition for the vacation of said portions of streets and sets the date of view in connection with same on March 31, 1992 at 1:30 p.m., meeting at the proposed street vacation site; with a hearing on said vacation being held in the office of the County Commissioners, Courthouse basement level, Wapakoneta, Ohio on April 7, 1992 at 10:00 a.m.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners does accept the above mentioned petition and does officially set about dates and time for view and hearing on the street vacation as filed in original petition.

Mr. Freymuth seconded the Resolution and upon the roll being called, the Vote resulted in the adoption of the Resolution as follows:

Adopted this
3rd day of
march, 1992

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Norville W. Freymuth, yes
Norville W. Freymuth
Robert V. Vogel, yes
Robert V. Vogel

_____, _____
Dow Wagner

- cc: Director of Natural Resources
Rick & Louise Westbay
Pusheta Township Trustees
County Engineer
Adjacent Property Owners as listed by petitioner
County Auditor

March 2, 1972

Petition to vacate Schemel St. located
between Fryburg Rd and Pusheta creek, also
Spring St. between Main St. and Schemel St.
Also alley from Sidney St to lot 107 in the
Village of Fryburg.

Richard S Westbay
Joan Westbay
Lillian Cooper
Thomas R. Cooper
Pamela J. Marcum
Howard Marcum
Wilbur Schreiner
John Fengerich
Sylvia Fengerich
Mara Cooper
Eric Kent
Jennifer Kent
Christina Cooper
Beverly Davis
Robert J Davis

738-8557

Rick Westbay

R#5 B#50

Wagon, O

45075

March 2, 1992

List of Land Owners adjacent to area to be vacated

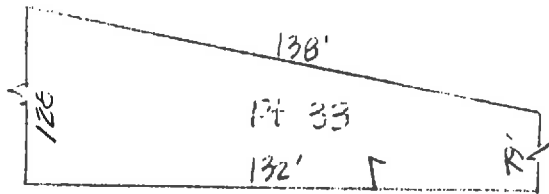
Lot 28 Cal Schneider
Lot 27, 2 ERIC Kent
Lot 26, 3 Ray Wachauf
25 Ray Wachauf
Lot V. Tom Nuss
Lot Tim Coil
Lot 109 Nora Cooper North half

Lot 29, Rich Westbay } Vacates
Lot 30 Rich Westbay }
Lot 31 Rich Westbay }
Lot 32 Rich Westbay }
Lot 33 Rick Westbay East portion
Lot 109 Rich Westbay South half

Legal Description of area to be vacated

The East end of Schemel St commencing at the West Right-of-way line of county road 171 (Seitap St.) to the East line of Pusheta Creek; Spring St. commencing with the South right-of-way line of Main St. to the South Right-of-way line of Schemel St; and the alley commencing at the North right-of-way line of Sidney St. to the South line of 20th and being adjacent to the East sides of lots 3, 26 + 31 and

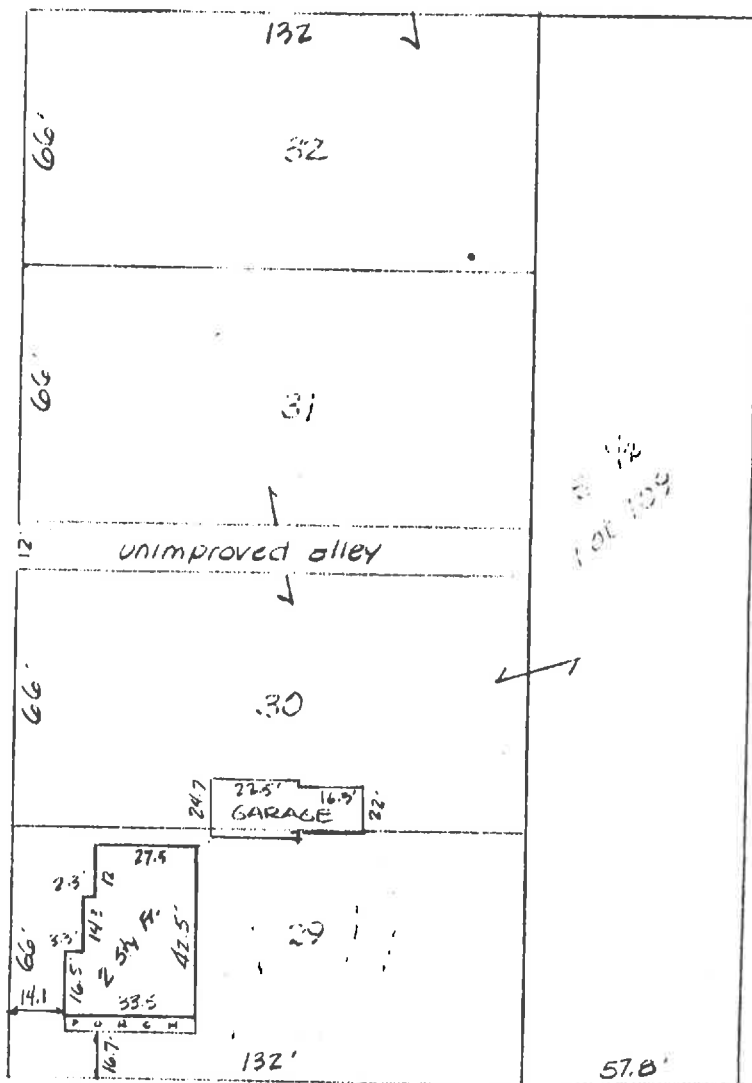
the west side of Lots 2, 27 + 30; and
being in the Hamlet of Fryburg, Ohio.



scale: 1"=50'

SPRING ST (49.5')
unimproved

SCHEMEL ST (45.5') unimproved

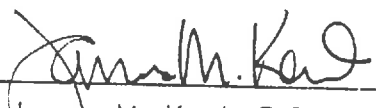


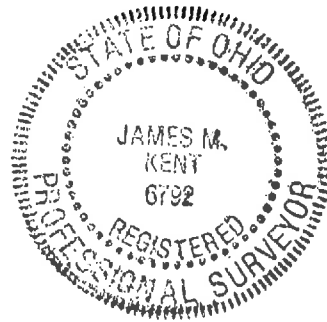
Lot's 29, 30, 31,
32, Pt 33 & Pt 109
of the Village of
Freyburg, Ohio

SEITEP ST (60')
(Wapak-Freyburg Rd)

I hereby certify that the foregoing Mortgage Location Survey was prepared from actual field measurements in accordance with Chapter 4733-38, Ohio Administrative Code, and is not a boundary survey pursuant to Chapter 4733-37 of said Code.

The subject parcel is /is not in a Flood Hazard Area in accordance with FIRM panel No. 39011C0125 (unprinted) effective SEPT 6, 1982.


James M. Kent, P.S. 6792 OH



CLIENT Richard & Louise Westbay DATE 12/17/91
COUNTY Amherst TOWNSHIP Freyburg
SECTION --- T-----S; R-----E
DRAWN BY JMK DRAWING NO. 1453
SHEET 1 OF 1

kent
surveying
p.o. box 96 • 419/738-5677
wapakoneta, ohio