

County Commissioners Office
Auglaize County, Ohio
May 30th, 1985

IN THE MATTER OF ACCEPTING A PETITION FOR VACATION OF AN ALLEY IN NEW HAMPSHIRE SETTING
DATE OF VIEW AND HEARING.

The Board of County Commissioners of Auglaize County, Ohio met in special session
on the 30th day of May, 1985 with the following members present:

Dow Wagner

Norville W. Freymuth

Mr. Wagner moved the adoption of the following

RESOLUTION

A petition was filed with the Board of Auglaize County Commissioners on this day,
May 30th, 1985, by Dennis Faller, Attorney for James D. and Margaret S. Day,
petitioners, inregards to vacating an alley in the Village of New Hampshire,
Township of Goshen, County of Auglaize, State of Ohio.

In accordance with the Ohio Revised Code, Sections 5553.23, 5553.042, and 5553.04
through 5553.11, the Board does accept the petition for the vacation of said alley
and set the date of view in connection with same on June 18, 1985 at 10:00 a.m.
A hearing on said vacation will be held in the office of the County Commissioners,
Courthouse Ground Floor, Wapakoneta, Ohio on June 25, 1985 at 10:00 a.m.

Now, therefore, the Board does this day accept the above mentioned petition and does
officially set above dates and times for view and hearing on the alley vacation
in New Hampshire as filed.

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

Mr. Wagner yes;

Mr. Freymuth yes.

Adopted this
30th day of
May, 1985

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO


Dow Wagner

ABSENT

Robert V. Vogel


Norville W. Freymuth

cc: Director of Natural Resources
Dennis Faller, Agent for petitioners
James D. & Margaret S. Day
Goshen Township Trustees, via Clerk
✓ County Engineer

PETITION TO VACATE ALLEY

TO: The Board of Commissioners of Auglaize County, Ohio

Gentlemen:

The undersigned hereby represents to the Board of Commissioners of Auglaize County, Ohio that they are the owners of the real estate abutting the alley hereinafter described. The undersigned further represents to the Board of Commissioners of Auglaize County, Ohio that a public alley was once established by plat, that said alley has not been improved by public funds, and that for more than 21 years said alley has not been used.

The undersigned in accordance with Ohio Revised Codes Sections 5553.23, 5553.042, and 5553.04-5553.11, respectfully requests that the Board vacate the following described alley:

Situated in the Village of New Hampshire, Township of Goshen, County of Auglaize, and State of Ohio, and more particularly bounded and described as follows:

Beginning at the northeast corner of Lot 44 of said Village;

Thence west to the northwest corner of Lot 43 of said Village;

Thence north to a point on the north line of Section 4, Goshen Township, Town 6 south, range 8 east, said point being the point where the west line of Lot 43 extended intersects with said north section line of Section 4, Goshen Township;

Thence east along the north line of the Section 4, Goshen Township, town 6 south, range 8 east to a point, said point being the point where the east line of Lot 44 extended intersects the said north line of Section 4, Goshen Township;

Thence south to the Place of Beginning, being the northeast corner of Lot 44, Village of New Hampshire, Auglaize County, Ohio.

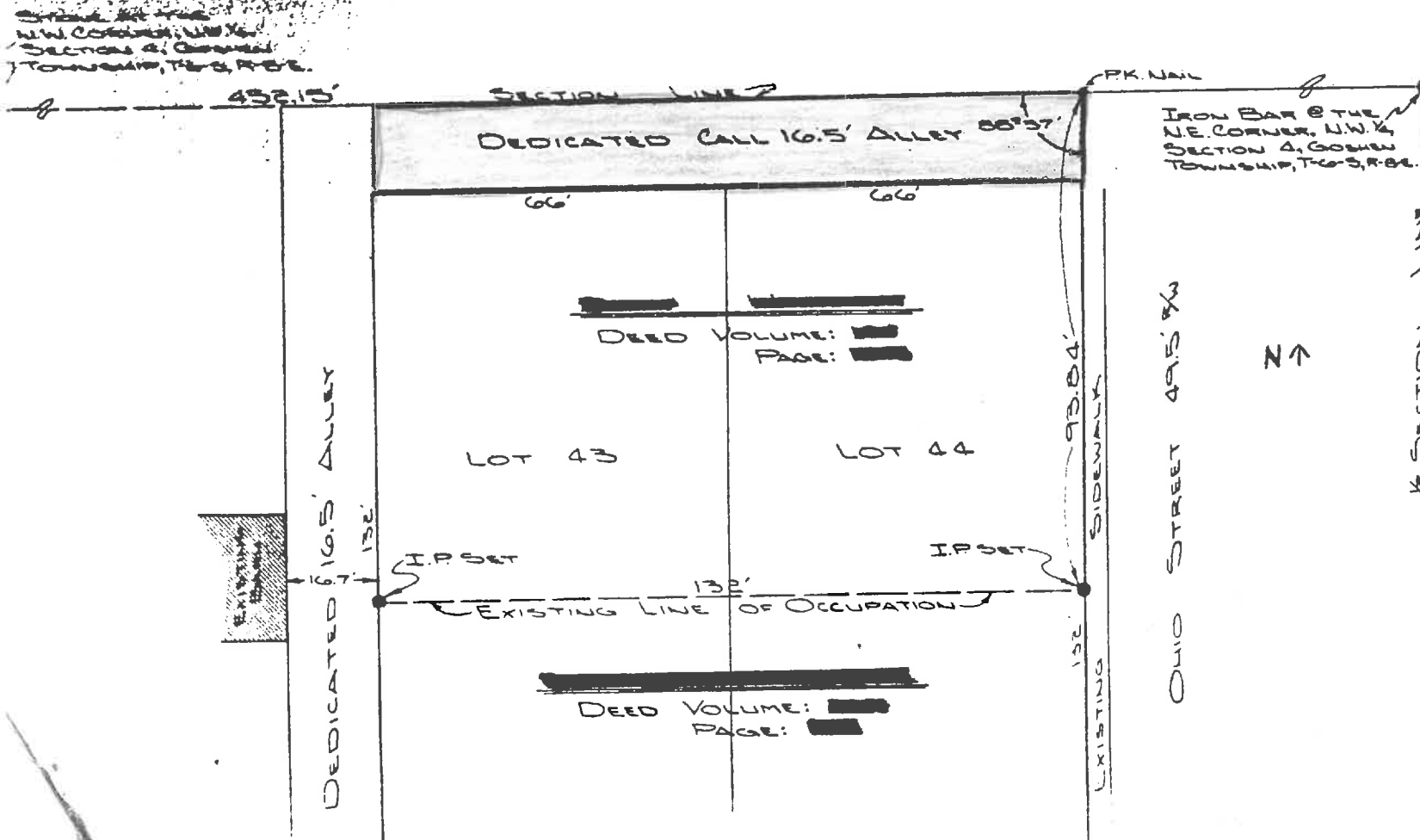
Attached hereto and marked as Exhibit A is a copy of a plat showing the portions of alley proposed to be vacated.

The undersigned represents that the alley has not been improved, maintained, nor used for a period of in excess of 21 years and that they are entitled to have the same vacated.

The undersigned further agrees to be responsible for the costs and expenses incurred by the Board of Commissioners in connection with these proceedings and agrees to furnish a bond if required by the Board to secure

LINE OF OCCUPATION OF LOTS 43+44 ORIGINAL PLAT, NEW HAMPSHIRE, OHIO

SHOWN BY THE
N.W. CORNER, N.W. 1/4
SECTION 4, GOSHEN
TOWNSHIP, T-20 S, R-2 E.



OVER

OVER

STATE OF OHIO

132'

132'

132'

132'

AFFIDAVIT

July 15, 1985

I, Connie Lauth, Clerk of the Board of Auglaize County Commissioners, hereby certify that the following steps were taken in connection with the vacation of an alley in the Village of New Hampshire, Township of Goshen, County of Auglaize, State of Ohio.

Journal Number	Page	Remarks
73	429 & 430	Petition filed with the Board for vacation of an alley in New Hampshire, Goshen Township - James D. & Margaret S. Day, petitioners; Dennis Faller, agent.
73	431	Resolution - accepting petition as filed for the vacation of alley and setting date for the view and hearing.
73	432	Copy of the Legal Notice
73	510	Resolution - granting the vacation of alley in New Hampshire as per original petition
73	542	Certification of Publication
73	556	Affidavit of the proceedings of New Hampshire alley vacation.



Connie Lauth, Clerk
Board of County Commissioners
Auglaize County, Ohio

cc: ✓ County Engineer
Goshen Township Trustees
James D. & Margaret S. Day
Dennis Faller, Agent

County Commissioners Office
Auglaize County, Ohio
June 25th, 1985

IN THE MATTER OF GRANTING THE PETITION FOR AN ALLEY VACATION IN NEW HAMPSHIRE AS
REQUESTED BY JAMES AND MARGARET DAY.

The Board of County Commissioners of Auglaize County, Ohio met in special session
on the 25th day of June, 1985 with the following members present:

Dow Wagner Robert V. Vogel Norville W. Freymuth

Mr. Vogel moved the adoption of the following

RESOLUTION

This being the date set in its order of May 30th, 1985 to hold a hearing on the vacation
of an alley in New Hampshire, Goshen Township, Auglaize County, Ohio State, with
proper advertisement having been made according to law, and the county engineer's
department having reviewed map of proposed area, the Board of County Commissioners
did hold same. Persons present for said hearing were members of the Board of
Commissioners and James Day, petitioner.

(As also ordered on May 30th, 1985, the Board of County Commissioners did view site of
proposed alley vacation, discussing same with Margaret Day at the site.)

Now, therefore, after discussing the proposed petition for vacation of alley; being no
opposition voiced, either written or oral, the Board of County Commissioners
grants the petition as requested on May 30, 1985 by James and Margaret Day.

The Board does authorize the County Engineer, Doug Reinhart, to see that the county maps
for Goshen Township are corrected in accordance with said petition. Also, copies
of this resolution be given to the Goshen Township Trustees, the County Auditor,
and James and Margaret Day.

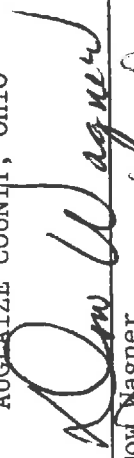
Be it known that pursuant to the law, the following persons were notified of the
hearing held today: James & Margaret Day, Petitioners; Dennis Faller, Agent
for petitioners; Director of Natural Resources; Goshen Township Trustees;
and the County Engineer.

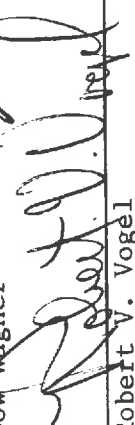
Mr. Freymuth seconded the Resolution and upon the roll being called, the vote resulted
in the adoption of the Resolution as follows:

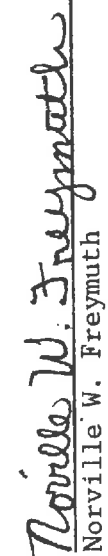
Mr. Wagner yes; Mr. Vogel yes; Mr. Freymuth yes.

Adopted this
25th day of
May, 1985

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO


Dow Wagner


Robert V. Vogel


Norville W. Freymuth

cc: ✓ County Engineer
County Auditor
Goshen Township Trustees
James & Margaret Day
Dennis Faller, Agent