

I hereby certify that the following is a true copy of that part of the proceedings of the Gouncil of the City of St.Marys, State of Ohio, relating to the petetion for the vacation of certain streets and alleys in the vicinity of the Central Ohio Power and Light Company, at their regular meeting July 9,1937.

Mont Youngs-Clerk of Council.

Present: Ferris, Goodwin, Hertenstein, Sullivan, Sunderland. Absent: President Botkin, Williams.

R.B.Anderson, representing the Central Light and Power Company, presented a petetion asking the vacation of certain streets and alleys in the vicinity of the power plant belonging to the above company.

Moved by Sunderland and seconded by Goodwin that the petetion be accepted and the clerk instructed to publish the necessary legal notice.

Yeas: Ferris, Goodwin, Hertenstein, Sullivan, Sunderland.

Attest: Mont Youngs
Clerk

C.F.Wirwille.
President pro tem

The above Minutes will be found on Page 238, Vol.12, of The Records of Minutes of the City of St. Marys, Ohio.

The following is a certified copy of the petetion presented to Council of the City of St.Marys, Ohio; the original being on file in the office of the Clerk of the Council.

Mont youngs Clerk of Council

TO THE HONORABLE MAYOR AND COUNCIL OF THE CITY OF ST.MARYS, OHIO.

The undersigned respectfully represents that it is the owner of most of the lots and lands abutting the streets and alleys hereinafter mentioned.

That about the year of 1900, the Council of St.Marys, Ohio, attempted to vacate a part of said streets but without the passage of any Ordinance, as provided by law.

That relying on such vacation, The Western Ohio Railway Company, then the owner of most of said abutting property, erected a large power house, and other improvments on said property, and the streets and alleys abutting the same, and it, and its successors, have exclusively used and occupied the same ever since.

Your petetioner, as owner as aforesaid, is now using and occupying said streets and alleys hereinafter mentioned, in connection with its said power house; that the streets and alleys hereinafter mentioned are of no use to the public and the vacation thereof will not be detrimental to the general interest.

WHEREFOR, the undersigned respectfully prays your honorable body to vacate the followinf described parts of said streets and alleys in the City of St.Marys, to-wit:

Perry Street from the south line of the right of way of the Minster branch of the Lake Erie and Western Railway to the north line of Outlot 90, and from the south line of said Outlot 90, to the Greenville Road.

Also, Oliver Street north of Lots 10 and 11 in Sweigart's Addition to said City.

Also, the alley south of Lot 10 in said Sweigart's Addition.

Also, the alley south of Lot 13 of Heusch and Mills Addition to said City.

The Central Ohio Light and Power Company.

By Anderson & Lusk
Its Attorneys

July 9,1937.

I hereby certify that the following is a true copy of that portion of the minutes of the adjourned meeting of the Council of the City of St.Marys, State of Ohio, relating to the passing of Ordinance No.1072. Meeting held Aug.30,1937.

Mont- Youngs Clerk of Council.

Adjourned Meeting

St.Marys, Ohio.Aug. 30, 1937.

Present: President Botkin Members: Ferris, Goodwin, Hertenstein, Sullivan, Sunderland, Williams, Wirwille.

Ordinance No.1072, vacating certain streets and alleys, was introduced.

Moved by Sunderland and seconded by Williams that Ordinance No.1072 be read the first time.
Yeas: Ferris, Goodwin, Hertenstein, Sullivan, Sunderland, Williams, Wirwille.

Moved by Williams and seconded by Wirwille that Ordinance No.1072 be read the second time under the suspension of rules.
Yeas: Ferris, Goodwin, Hertenstein, Sullivan Sunderland, Williams, Wirwille.

Moved by Sullivan and seconded by Goodwin that the rules be suspended and Ordinance No.1072 be read the third time.
Yeas: Berris, Goodwin, Hertenstein, Sullivan, Sunderland, Williams, Wirwille.

Moved by Wirwille and seconded by Williams that Ordinance No.1072 be passed as read and placed on file.
Yeas: Ferris, Goodwin, Hertenstein, Sullivan, Sunderland, Williams, Wirwille.

Attest: Mont Youngs
Clerk

L.E. Botkin
President of Council

The above Minutes will be found in Volume 12, Page 242 in the Records of Minutes of St. Marys, Ohio.

Ordinance No.1072 is recorded on Page 532, Vol.1, of the Ordinances and Resolutions of St. Marys. Ohio.

## CERTIFICATE OF PUBLICATION

GROINANCE NO. 1072	State of Ohio, Auglaize County, ss:
To vacate Perry Street from the south line of the right-of-way of the	(ii) disa
Minster branch of the Lake Erje an Western Railway to the north line of Outlot 30 and from the north line of	personally appeared before the undersigned a Nature Data to
said Outlot 30, to the Greenville road Also, Ohiver Street morth of Lots I and II is Swellbert's Addition to said the Also, the They south of Lot in said Swelgart's Addition. Also, the Insert of Lot of the Swelgart's Addition.	said County and State, A. C. BUSS, who being duly sworn, states on oath
city. Also, the alrey south of Lot I in said Sweigart's Addition. Also, the alley south of Lot 13 of Heusch an Mills Addition to said city.	that he is Manager of THE ST. MADUS EVENTURE AND ADDRESS ON Oath
WHEREAS, on the 5th day of July 1827, a position by persons ewain most of the lots and lands in the im mediate vicinity of Perry Street from	that he is Manager of THE ST. MARYS EVENING LEADER, a newspaper
time nouter time or the times-of-why o	
the Minater Branch of The Lake Eri and Western Railway to the nort line of Outlot 39, and from the sout	
the of said Outlot 90, to the Green ville Road, also Oliver Street north o Lots 10 and 11 in Swelculf Addition to said City; also, the alley south o	
Lo. 10 in said Sweigart's Addition also, the alley south of Lot 13 o Heusch and Mills Addition to said City	weeks in its issues of Alekt. 2 - 9
was duly presented to the Council praying that said strets and alleys be tween the points named be vacated dud notice of the pendency and praye	
spiced by law, by publication in The	A. D. 193_/_
Evening Leader of St. Marys, Ohio, acceptant of general circulation in the corporation, for six consecutive weeks	
ending August 21, 1937, and. WHEREAS, the Council upon hear- ing, is satisfied that there is good	day of
cause for such vacation as prayed for that it will not be determosptal to the general interest and ought to be made	
Now, Therefore,  EE IT ORDAINED, by the Council of the City of St. Manys, State of Onio	Pr's Hage \$ 1397
the south line of the right-of-way of the Minster Branch of The Lake Ern	
and Western Rullway to the north line of Outlot 30, and from south line of said Outlot 20, to the Greenville Hoad	Affidavit Total, \$ Notary Public
also, Oliver Street north of Lois 19 and 11 in Sweigart's Addition to said City; also, the alloy south of Lot 19	
in said Sweigart's Addition; also, the alley south of Lot 13 of Heach an Mills Addition to said City, be, an the same are, hereby vacated, subject	KATHEYN C. GEISS M. Nature Power In and for Auginize County. We Commission County at 1938.
however, to the right of the City to erect, construct, maintain, operate, re- pair and renew storm sewers, sant-	land the second
tary sewers and police and fire alarm poles and wires, and the right of in gress and egress for any or all o	
said purposes, without however, un necessarily interferring with or cur	
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PURSUIT TRATES JAMAS

## STATE OF OHIO, COUNTY OF AUGIAIZE, SS:

We hereby certify that the foregoing pages show all the proceedings had by the Council or the City of St. Marys, Ohio, in the vacation of certain streets and alleys described in Ordinance No. 1072 of said City.

Dated at Wapakoneta, Ohio, this September 13,

ANDERSON & LUSK, Attorneys,

By MB Anduron

88209

Recorded April 16th 19.59

Recorded April 16th 19.59

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