72

ENVELOPE: 154B

ATHENS-JUDGEMENT ENTRY-VACATING of HOUSE STREET AND ALLEY IN S.F. WOLFE'S ADDITION

IN THE COMMON PLEAS COURT OF ATHENS COUNTY, OHIO

The Ohio University by its President, John C. Baker, and its Trustees, Gordon K. Bush, H. E. Frederick, John W. Galbreath, Joseph B. Hall, Fred H. Johnson, C. Don McVay, and Harvey B. Jordan, Plaintiff,	:	Cause No. 21714
-vs-	:	JUDGMENT ENTRY VACATING A PART OF HOUSE STREET AND AN ALLEY IN THE CITY OF ATHENS, OHIO.
The City of Athens, Ohio, a Municipal Corporation, Kathryn B. McKibben, Victor D. Hill, and Carrie Hill, Defendants.	:	

This cause came on for trial on the petition of the plaitiff, all defendants being in default for answer or demurrer, and the evidence and on consideration the Court finds that notice of the pendency, object of and prayer for vacating an Alley in S. F. Wolfe's Addition to the City of Athens, Ohio, located along the west boundary line of said S. F. Wolfe's Addition extending from Ullom Street to the Baltimore and Ohio Railroad right of way, and for vacating that part of House Street from Ullom Street to Bedford Avenue in said City of Athens, Ohio, have been served upon the City of Athens, Ohio, and that notice by publication has been given in The Athens Messenger, a newspaper of general circulation in Athens County, Ohio, in accordance with the provisions of Section 723.10 of the Revised Code of Ohio, and that the defendants Kathryn B. McKibben, Victor D. Hill, and Carrie Hill entered their appearance and consented to the prayer of the petition.

Wherefore, the Court finds that said alley from Ullom Street to the south line of the Baltimore and Ohio Railroad right of way, and said House Street from said Ullom Street to said Bedford Avenue is no longer of public use to the lot owners abutting thereon, nor to the public, nor to the City of Athens, Ohio, and the vacation of said street and alley will conduce to the general interest of said municipality and should be vacated. It is therefore ordered, adjudged, and decreed that all of House Street in the City of Athens, Ohio from said Ullom Street to said Bedford Avenue be and the same is hereby vacated. It is further ordered, adjudged, and decreed that 25 feet of said premises in said House Street so vacated adjacent to each lot abutting on said street

so vacated revert to the owner or owners of such abutting lots as a matter of law; and it is further ordered, adjudged, and decreed that said alley in the City of Athens, Ohio from Ullom Street to the south line of the Baltimore and Ohio Railroad right of way be and the same is hereby vacated, and it is further ordered, adjudged, and decreed that 5.75 feet of said premises in said alley so vacated adjacent to each lot abutting on said alley so vacated revert to the owner or owners of such abutting lots as a matter of law, and it is ordered that the plaintiff pay the costs of this proceeding for which judgment is rendered.

s/ Francis D. White
Judge

CERTIFICATE TO COPY
of Journal Entry

The State of Ohio, Athens County. Common Pleas Court

I, the undersigned, Clerk of the Common Pleas Court within and for said County, and in whose custody the Files, Journals and Records of said Court are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing entry is taken and copied from the journal of the proceedings of said Court; that the same has been compared by me with the original entry on said journal, and that it is a true and correct copy thereof.

IN TESTIMONY WHEREOF, I hereunto subscribed my name officially, and affix the seal of said Court, at the Court House, in Athens in said County, this 19th day of July, A.D., 1958.

s/ Phyllis L. Cross,
Clerk of said Common Pleas Court. SEAL.

Tr. July 22, 1958
Received July 22, 1958 - 3 P.M.
Recorded July 22, 1958 .....

Attest: Claudia E. Chappel
Recorder