

1673

ENTRY

\$9.00

IN RE: VACATION OF LOTS NUMBERS 1798 TO 1804, INCLUSIVE, IN THE GALLAGHER AND HENRIETTA FRIESNER'S ADDITION TO THE CITY OF LOGAN, OHIO, BY THE LOGAN DEVELOPMENT COMPANY, CAUSE NO. 11,018

In the Court of Common Pleas
Hocking County Ohio Thelma Keyes Clerk
: ENTRY JOURNAL 36 PAGE 489 Thelma Keyes Clerk
: Filed July 19, 1955 Hocking Common Pleas
: CERTIFICATE TO COPY ORIGINAL ON FILE
: THE STATE OF OHIO, HOCKING COUNTY,

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 is taken and copied from the original now on file in said court, that said foregoing has been compared by me with the original document and that it is a true and correct copy thereof.

IN TESTIMONY WHEREOF, I hereunto subscribe my name officially and affix the seal of said Court, at the Court House, in Logan, Ohio in said County, this 11 day of Aug. 1955.

PROOF READ

SEAL *Esther Carpenter*
Recorder, Hocking County, O.

(s) Thelma Keyes
Clerk of said Common Pleas Court

IN THE COURT OF COMMON PLEAS, HOCKING COUNTY, OHIO

IN RE: VACATION OF LOTS NUMBERS 1798, to 1804, INCLUSIVE, IN THE GALLAGHER AND HENRIETTA FRIESNER'S ADDITION TO THE CITY OF LOGAN, OHIO, BY THE LOGAN DEVELOPMENT COMPANY.

: APPLICATION CAUSE NO. 11018
: Applicant, The Logan Development Company,
: states that it is an Ohio corporation duly
: organized under the laws of the State of Ohio
with its principal place of business at Logan, Ohio.

Applicant further states that it is the sole owner of Lots Numbers 1798, 1799, 1800, 1801, 1802, 1803 and 1804 of the Gallagher and Henrietta Friesner's Addition to the City of Logan, Ohio, and that the only person or corporation owning any land in said subdivision to said City of Logan, Ohio, is the Buckeye Pipe Line Company, which owns Lot Number 1805 in said Addition, and applicant therefore represents that it is the owner of more than two thirds of the land described in said plat of said addition.

Applicant further states that there is hereto attached and marked "Exhibit A", and made a part of this application, a copy of the plat of the Gallagher and Henrietta Friesner's Addition to the City of Logan, Ohio.

Applicant further states that said Gallagher and Henrietta Friesner's Addition to said City of Logan, Ohio, was originally a part of Fractional Lot No. 13, Section 14, Township 14, Range 17, in the City of Logan, Ohio, and that said addition was originally a part of a tract of land consisting of approximately 13 acres situated in Fractional Lot 13, Section 14, Township 14 and Range 17, all of which land was in the corporate limits of the City of Logan, Ohio, at the time said addition was properly laid out and dedicated.

Applicant further states that no part of the streets or alleys heretofore dedicated in said addition are now generally used by the public and that there is no through traffic over any of said streets or alleys, or is any actual use now being made of said streets or alleys.

Applicant further states that it now proposes to plat the premises contained in said subdivision together with all of the other land adjacent thereto owned by it in said Fractional Lot 13 into a new addition to the City of Logan, Ohio, and that it would therefore be to the best interests of all persons concerned that the portion of said Gallagher and Henrietta Friesner's Addition to the City of Logan, Ohio, hereinabove described, together with all of the streets and alleys heretofore dedicated in said subdivision, be vacated and the portion of said subdivision vacated be hereafter considered a part of said Fractional Lot 13 as though that part thereof had never been platted into said Gallagher and Henrietta Friesner's Addition to said City of Logan, Ohio.

WHEREFORE, your applicant prays that Lots Numbers 1798, 1799, 1800, 1801, 1802, 1803 and 1804, together with the streets and alleys and any other remaining portion of said subdivision except that part thereof owned by Buckeye Pipe Line Company, shown on the recorded plat of the Gallagher and Henrietta Friesner's Addition, be vacated and hereafter be considered a part of said Fractional Lot 13, Section 14, Township 14, Range 17, as though the same had never been platted, and for such other and further equitable relief to which it may be entitled.

STATE OF OHIO, HOCKING COUNTY, SS: (s) Barton A. Holl Applicant
Barton A. Holl, being first duly sworn, deposes and says that he is the President of the Logan Development Company; that at the direction and by authority of the Board of Directors of said Corporation, he has caused this application to be prepared and submitted to the Court of Common Pleas of Hocking County, Ohio; that the facts stated and allegations contained in said application are true as he verily believes.

(s) Barton A. Holl President Logan Development Company
Sworn to and subscribed before me this 15th day of June, 1955. (s) Hubert D. Lappen Notary Public, State of Ohio

IN THE COURT OF COMMON PLEAS, HOCKING COUNTY, OHIO

IN RE: VACATION OF LOTS NUMBERS 1798, 1799, 1800, 1801, 1802, 1803 and 1804 IN THE GALLAGHER AND HENRIETTA FRIESNER'S ADDITION TO THE CITY OF LOGAN, OHIO, BY THE LOGAN DEVELOPMENT COMPANY

: NO. 11018 NOTICE
: Notice is hereby given that on the 15th day of June, 1955, the Logan Development Company of Logan, Ohio, filed its application in the Court of Common Pleas of Hocking County, Ohio, praying, among other things, that Lots Numbers 1798, 1799, 1800, 1801, 1802, 1803, and 1804, together with the streets and alleys and any other remaining portion of said subdivision except that part thereof owned by Buckeye Pipe Line Company, located in Gallagher and Henrietta Friesner's Addition to the City of Logan, Ohio, be vacated.

Said application will be for hearing on and after the 18th day of July, 1955.

Hubert D. Lappen (s) Attorney for Applicant
THE LOGAN DEVELOPMENT COMPANY
By: Barton A. Holl, Its President (s)

Filed: June 15, 1955 Hocking County Common Pleas Thelma Keyes, Clerk
Copy
AFFIDAVIT OF PUBLICATION THE STATE OF OHIO, HOCKING COUNTY, SS:

I, William S. Miller of THE LOGAN DAILY NEWS a daily newspaper published in the city of Logan and of general circulation in said county, make solemn oath that a notice of which the attached is a true copy was published in said newspaper for 4 consecutive weeks, commencing on the 16th day of June A. D. 1955. (s) Wm. S. Miller Sworn to and subscribed before me this 13th day of July A D 1955.
My Comm. expires May 21, 1958
Printer's Fee \$11.64
Seal (s) Lawrence T. Webb Notary Public
Lawrence T. Webb, Notary Public

Please Include this number with payment to insure proper credit. 2307
NOTICE

In the Court of Common Pleas, Hocking County, Ohio. No. 11018

IN RE: VACATION OF LOTS NUMBERS 1798, 1799, 1800, 1801, 1802, 1803 and 1804 IN THE GALLAGHER AND HENRIETTA FRIESNER'S ADDITION TO THE CITY OF LOGAN, OHIO BY THE LOGAN DEVELOPMENT COMPANY.

Notice is hereby given that on the 15th day of June, 1955, the Logan Development Company of Logan, Ohio filed its application in the Court of Common Pleas of Hocking County, Ohio, praying among other things that Lots Numbers 1798, 1799, 1800, 1801, 1802, 1803 and 1804, together with the streets and alleys and any other remaining portion of said subdivision except that part thereof owned by Buckeye Pipe Line Company, located in Gallagher and Henrietta Friesner's Addition to the City of Logan, Ohio, be vacated.

Said application will be for hearing on and after the 18th day of July, 1955.
THE LOGAN DEVELOPMENT COMPANY By (s) Barton A. Holl, Its Pres.
(s) Hubert D. Lappen Attorney for Applicant 6-16-4t

Filed July 14, 1955 Hocking County Common Pleas Thelma Keys Clerk
IN THE COURT OF COMMON PLEAS, HOCKING COUNTY, OHIO NO. 11018 ENTRY

IN RE: VACATION OF LOTS NUMBERS 1798, to 1804, INCLUSIVE, IN THE GALLAGHER AND HENRIETTA FRIESNER'S ADDITION TO THE CITY OF LOGAN, OHIO BY THE LOGAN DEVELOPMENT COMPANY

This 19th day of July, 1955, this cause came on to be heard upon the application of the applicant, The Logan Development Company, the exhibits and the evidence.

The Court, being fully advised in the premises, finds that due and legal notice of the pendency of this action in this Court was properly given according to law by the insertion of a notice of the prayer to vacate that portion of the Gallagher and Henrietta Friesner's Addition to the City of Logan, Ohio, as described in the application, which notice was published in the Logan Daily News, a newspaper of general circulation in Hocking County, Ohio, once a week for four consecutive weeks and for at least thirty days prior to the date of this hearing, and the Court hereby approves said notice.

The Court further finds that the applicant, The Logan Development Company, is the owner of more than two thirds of the lots in said Addition which they now seek to be vacated, and the Court further finds that no objection has been filed by any person to the vacation of the premises hereinbefore referred to, and that therefore the prayer of said application for such vacation of the premises described in the application should be granted. It is, therefore,

ORDERED, ADJUDGED AND DECREED that Lots Numbers 1798, 1799, 1800, 1801, 1802, 1803, and 1804, together with the streets and alleys and any other remaining portion of the Gallagher and Henrietta Friesner's Addition to the City of Logan, Ohio, except that part thereof owned by Buckeye Pipe Line Company, be vacated and that said premises so vacated be no longer considered a part or portion of said Gallagher and Henrietta Friesner's Addition to the City of Logan, Ohio, but that hereafter said real premises formerly in said subdivision be considered a part of Fractional Lot No. 13, Section 14, Township 14, Range 17, as though the same had never been platted. It is further,

ORDERED that the Clerk of Courts of Hocking County, Ohio, prepare certified copies of all the proceedings relating to such vacation, including the application, legal notice of such vacation, together with the printer's affidavit, and this entry, and deliver them to the Recorder of Hocking County, Ohio, and further, that the Recorder of Hocking County, Ohio, cause said proceedings to be duly recorded in the Plat Book Records of Hocking County, Ohio, in the office of said Hocking County Recorder.
(s) Harley Meyer Judge
Received August 11, 1955 at 11:42 A. M.
Recorded August 13, 1955

Esther Carpenter
Recorder

