

In the matter of vacating old North Ridge Road )  
located in Original Lot No. 51, Brownhelm Town- ) November 1, 1961  
ship, Lorain County, Ohio. )

WHEREAS, the following petition was presented to vacate old North Ridge Road, formerly called Vermilion Road:

"IN THE MATTER OF VACATING AN  
ABANDONED TOWNSHIP ROAD

Now comes, Richard D. Woods and Bobbie J. Woods, who being first duly sworn, depose and say that:

1. They are the owners in fee simple of the following described property:

Situated in the Township of Brownhelm, County of Lorain and State of Ohio, and known as being part of Lot No. 51 in said Township and bounded and described as follows:

Commencing in the Northeast corner in the center of the highway near the Mill Road;

Thence in a Southwesterly direction the center of said highway to the lot of the Methodist Church;

Thence Southwesterly to the bank of the Vermilion River;

Thence down the river along said river bank to the bank of the Mill Race;

Thence down the bank of said Mill Race to the place of beginning; containing two and a half acres of land, being the same premises conveyed to the above named grantors by Frederick Allan Knapp and Ethel Knapp by deed dated November 15, 1956 and recorded in the Lorain County Records, Volume 682, Page 389, be the same more or less, but subject to all legal highways and waterways.

2. Located within the confines of the above described property is a public road which was laid out when the property was located in the then political subdivision of the Township of Brownhelm which said Township road is bounded and described as follows:

Situated in the Township of Brownhelm, County of Lorain and State of Ohio. Being known as part of Original Lot 51 of said township and more definitely described as follows:

Beginning at a stone monument found set at the center line of North Ridge Road and the line between Original Lot No. 51 and 50;

Thence North 65° 26' East in the center line of the North Ridge Road a distance of 1673.08 feet to a point in said North Ridge Road;

Resolution No. 61-789

Page -2

November 1, 1961

Thence South  $15^{\circ} 28'$  East a distance of 33.42 feet to a point where the south side line of the existing North Ridge Road intersects with the south side line of the abandoned North Ridge Road. Said point is the principal place of beginning;

Thence North  $65^{\circ} 26''$  East in the south side line of the new North Ridge Road a distance of 134.55 feet to a point;

Thence North  $45^{\circ} 36' 30''$  East in the south side line of the existing North Ridge Road a distance of 61.36 feet to a point where the south side line of the existing or new North Ridge Road intersects with the north line of the old or abandoned North Ridge Road;

Thence North  $63^{\circ} 51'$  east in the north side line of the abandoned Road a distance of 55.11 feet;

Thence North  $11^{\circ} 55'$  East in the north side line of the abandoned Road a distance of 45.67 feet to a point;

Thence North  $11^{\circ} 55'$  West in the north and west side line of the abandoned Road a distance of 19.27 feet to the south side line of the existing road;

Thence North  $25^{\circ} 47'$  East in the south side line of the new or used right of way a distance of 165.49 feet to a point where the south side line of the abandoned Road intersects the south side line of the right of way purchased in 1925;

Thence South  $20^{\circ} 29'$  West in the south side line of the abandoned Road a distance of 63.99 feet;

Thence South  $11^{\circ} 15'$  East in the south side line of the abandoned Road a distance of 110.48 feet to an iron pin;

Thence South  $11^{\circ} 15'$  West in the south side line of the abandoned Road a distance of 91.27 feet to an iron pin;

Thence South  $63^{\circ} 51'$  West in the south side line of the abandoned Road a distance of 140.13 feet to an iron pin;

Thence South  $83^{\circ} 39'$  West in the south side line of the abandoned Road a distance of 148.78 feet to the south side line of the Road now in use and the principal place of beginning;

3. That there are no public utilities or rural electric services located on, over or under the roadway of the above described property.

4. That the above described roadway has been abandoned and not used for in excess of twenty-one (21) years and has never been a roadway.

RESOLUTION No. ~~61-789~~

Page - 3

November 1, 1961

5. That no vacation proceedings have been taken to eliminate or vacate said roadway.

6. That affiants as Petitioners are requesting that the Board of County Commissioners by Resolution order the above described road vacated and all right, title interest and benefits pass to the abutting land owners who are the Petitioners herein.

7. That this Petition is presented and filed in accordance with the Statutory provision to abandon township roads under Section 5553.042 Ohio Revised Code duly enacted and effective August 24, 1961

Further affiants saith not."

Signed/ Richard D. Woods

Signed/ Bobbie J. Woods

WHEREAS, the office of the Prosecuting Attorney was requested to give an opinion as to whether the Commissioners could follow the new Section "5553.042" Revised Code of Ohio; and

WHEREAS, the following reply was received:

"Please be advised of the following: the Code specifically provides two ways in which to vacate a road under these circumstances, the two being Sections 5553.04 and 5553.042 ( a new section effective this year). The general difference between Section 5553.04 and 5553.042 is that the former is a much broader and more comprehensive statute which includes the altering, widening, straightening, etc. of roads. Also, it is a more formal statute. The latter and newer section concerns itself only with the abandonment and vacation of township roads, a petition for which there is no requirement that at least 12 freeholders of the county residing in that vicinity need sign same.

It is the opinion of this office that such latter statute is the proper one to use in light of the fact also that formal proceedings for vacation as provided in Section 5553.04 were not taken

Signed/ Donald Carek

PAUL J MIKUS

Prosecuting Attorney"

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Lorain County, Ohio, that in accordance with Section 5553.042 Revised Code of Ohio, we do and hereby approve and grant the vacation of Old North Ridge Road, formerly called Vermilion Road, located in Original Lot No. 51, Brownhelm Township, Lorain County, Ohio, and the same is hereby vacated as a public highway.

FURTHER BE IT RESOLVED that we do and hereby divide the northerly one-half of said old North Ridge Road, and enter to the benefit of the County of Lorain, Ohio, said portion of the said road being approximately .1875 acres of land. The southerly

**RESOLUTION 61-789**  
**November 1, 1961**

Page 54

one-half of the said old North Ridge Road will enter to the benefit of Richard D. and Bobbie J. Woods, and said portion of the said road being approximately .30675 acres of land.

**BE IT FURTHER RESOLVED** that certified copies of this resolution be forwarded to the County Auditor, Recorder, Engineer and Brownhelm Township Trustees for recording.

The foregoing resolution was introduced upon a motion by Commissioner J. Norman Thompson, seconded by Commissioner L. M. Pincura, and the vote taken thereon resulted as follows: J. Norman Thompson, "aye"; L. M. Pincura, "aye"; M. J. Lotke, Jr., absent.

Motion carried.

I, Edward Gawlik, Clerk of the Board of Commissioners of Lorain County, Ohio, do hereby certify that this is a true and exact copy of Resolution No. 61-789 as it appears in Journal No. 57 on pages 237 and 238 on date of November 1, 1961.

Edward Gawlik

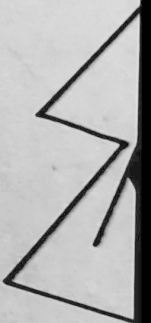
RECEIVED FOR RECORD NOV 2 - 1961  
AT 9:38 AM. RECORDED 19  
IN 5ed RECORD, VOL. 19 PAGE 19  
LORAIN COUNTY RECORDER

No. fee

Return Plot - Vacating Plat of North Ridge Road  
Mill Hollow O.P. # 51 To Co. Commissioner  
request from C.C. Board.

VACATION PLAT OF NORTH RIDGE ROAD  
MILL HOLLOW - ORIGINAL LOT \* 51  
DZOWNHELM TWP. - LOZAIN COUNTY OHIO  
SCALE 1" = 20' OCT - 1961

DY- RAY E. HOLLIS  
REG. ENG. & SURVEYOR  
REV. 10-24-61

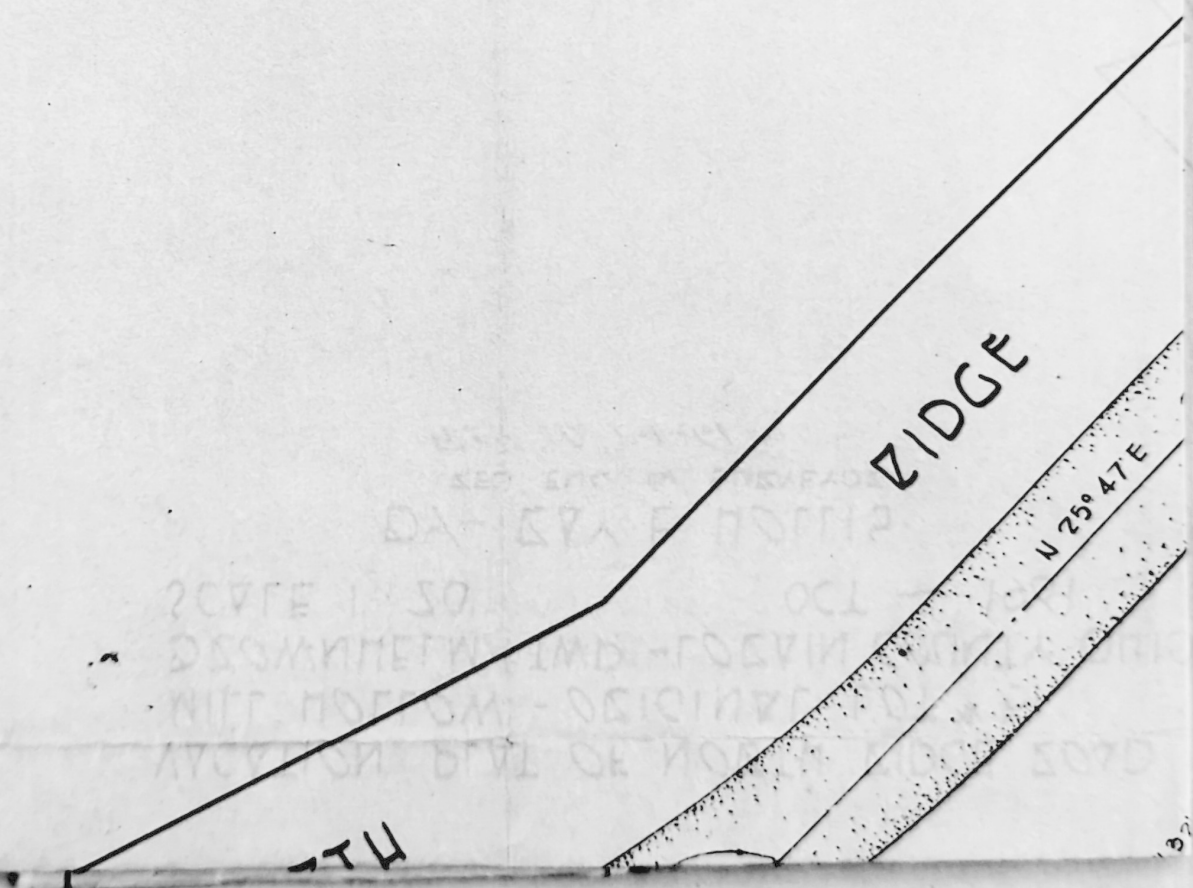


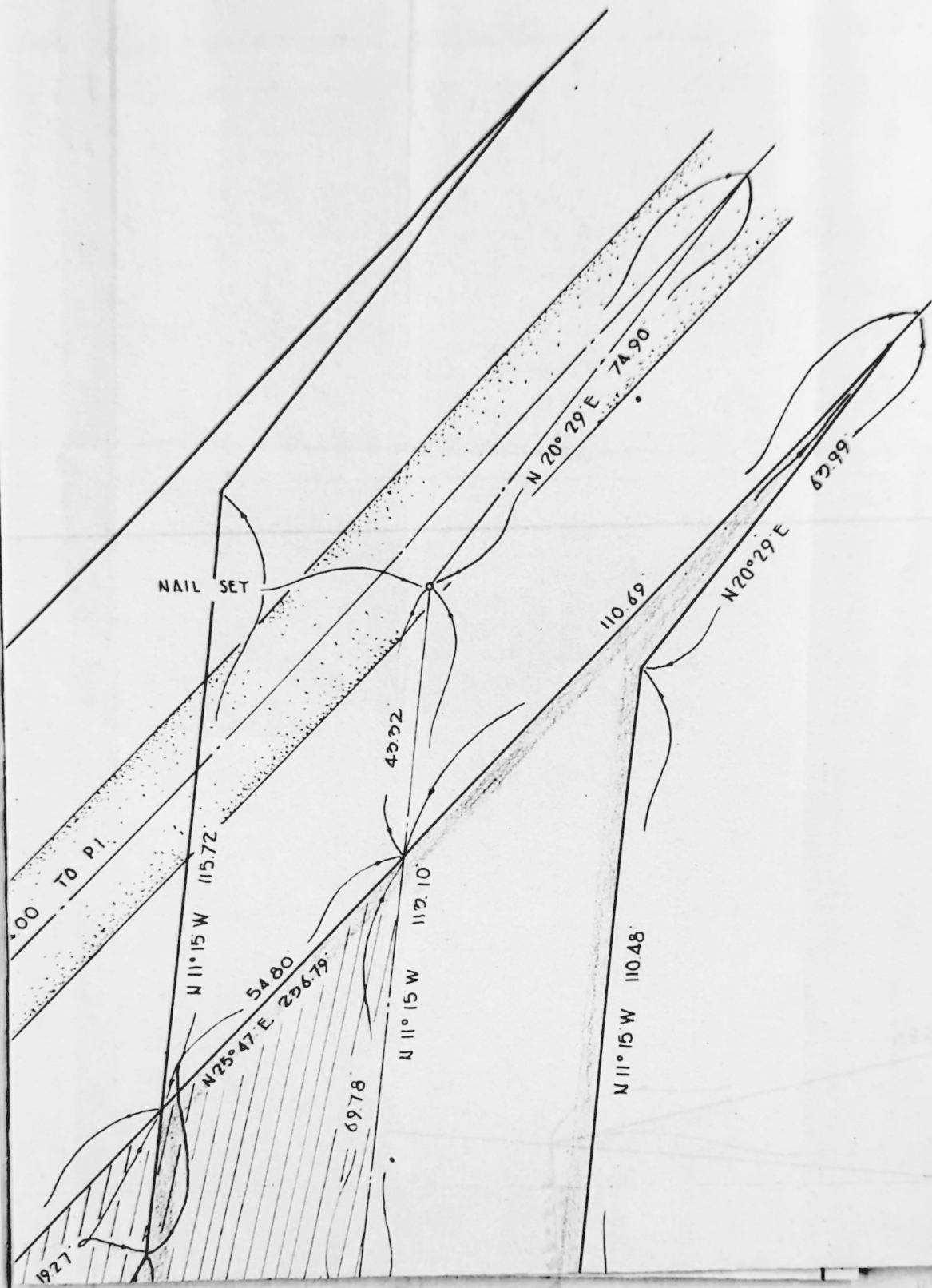


TO BE VACATED

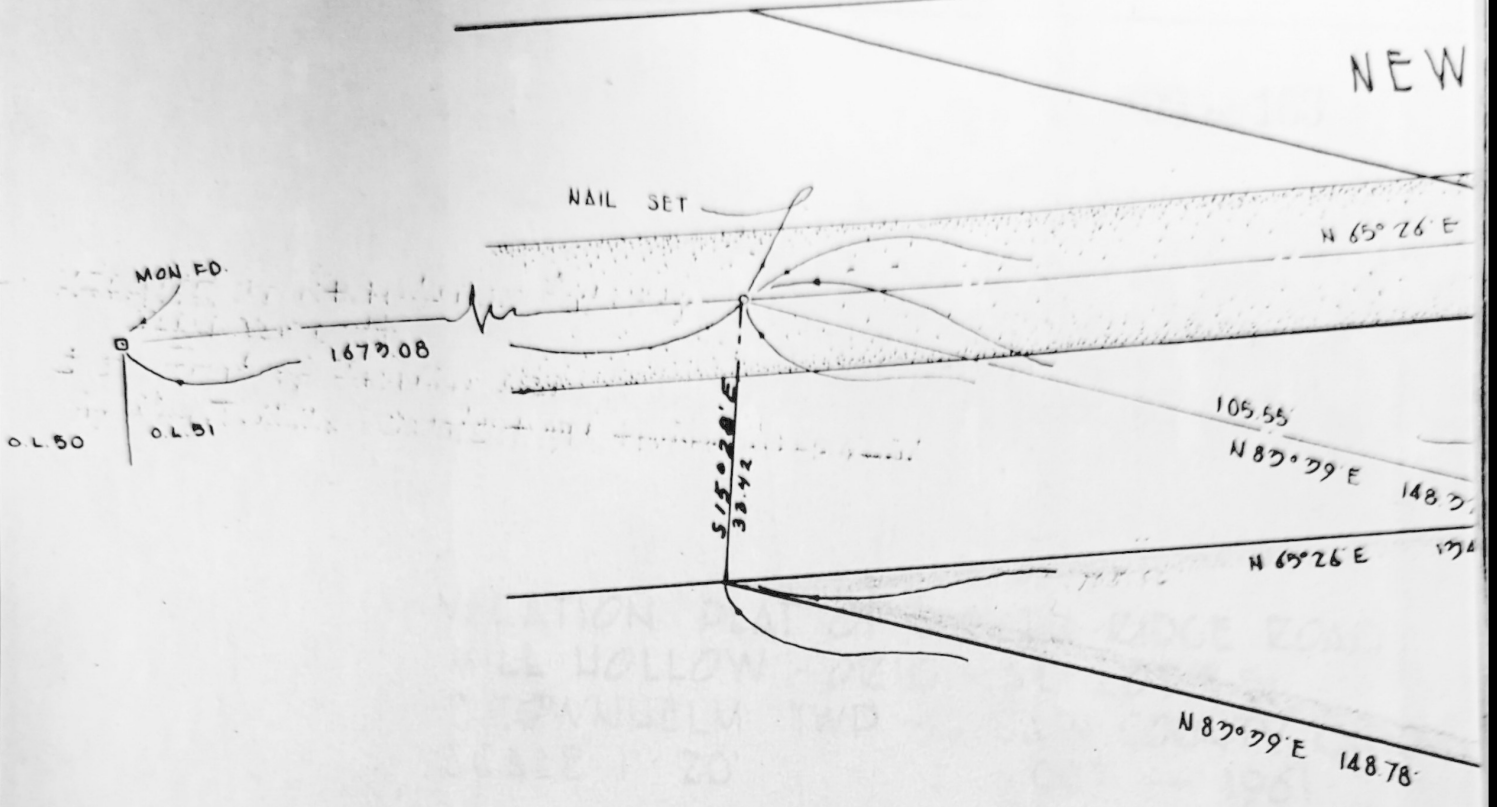


TO BE DEEDED





NEW





NOZTH

VOL 809 PAGE 167

W

6° E 168.00 TO P.I.

N 45° 26' 30" E 82.66

44.50 IRON PIN ED.

33.85

55.11

41.36

N 67° 51' E 96.47

N 45° 26' 30" E 61.76

.1875 ACRES

148.32

28.99

174.55

ROAD

OLD

42.77

OLD

N 67° 51' E 118.20

NOZTH

.306 PA ROAD

N 67° 51' E 140.17

6.24

18.80

18.85

12.12

3.87

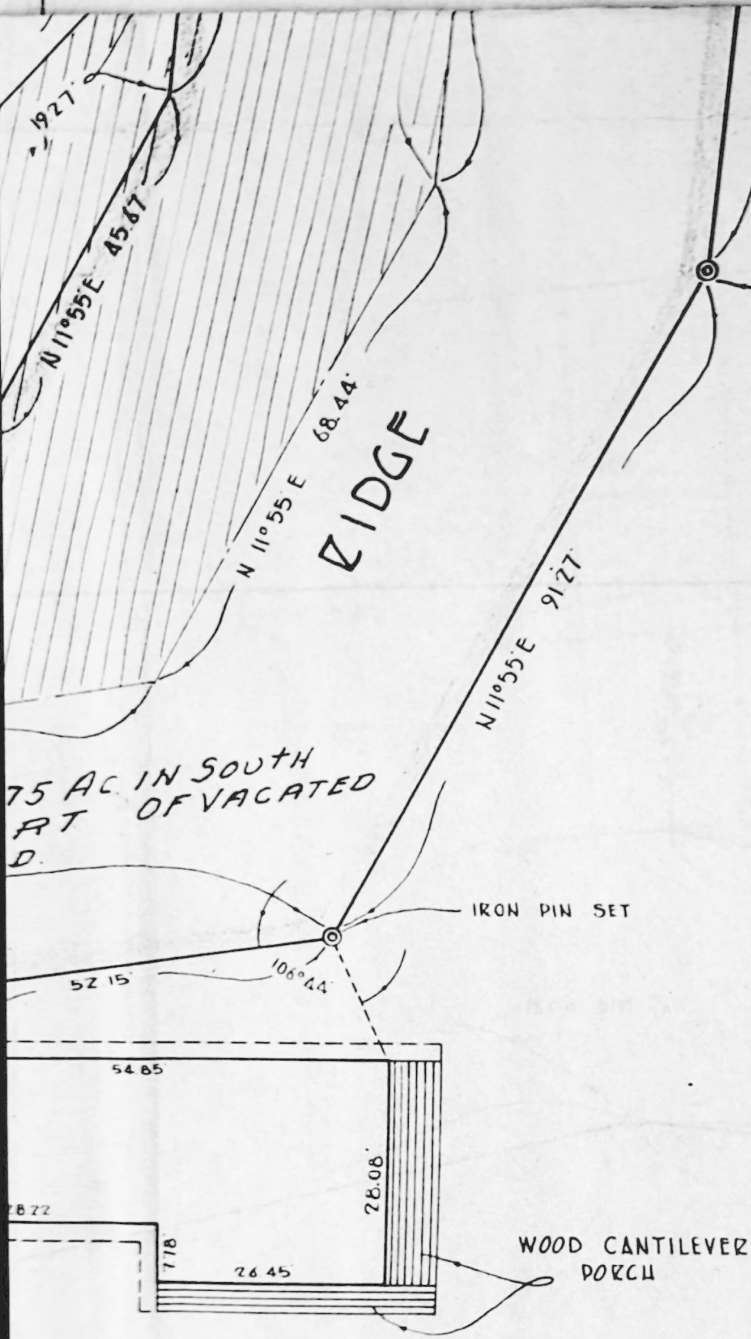
4.48

IRON PIN SET

20.40

2

601532



NOV 2 - 1961

RECEIVED FOR RECORD  
 AT 9:38 A.M. RECORDED NOV 6 - 1961  
 IN Vol 809 RECORD, VOL. 809 PAGE 159  
*Leota B. Mitchell*  
 LORAIN COUNTY RECORDER

No fee  
 Return to C. Commissioner, just  
 the Plot. -  
 MICRO FILM ROLL NO. 57