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99. 75-79

COPY

upon the plat attached to the petition, to-wit: An alley 14 feet in width running northerly and southerly from Bond Street to Groveland Street being 14 feet off the East side of lot 45 and lot 56 in said plat and being an alley 14 feet wide running northerly and southerly from Bond Street to Groveland Street being 14 feet off the west sides of lots 49 and 62 in said plat; and it is hereby decreed that that portion of the alley in said petition first described be and the same is hereby vacated and that the alleys lastly described in said petition are located and established over the respective routes therein described all as shown on the plat attached to said petition. It is further decreed that a record of these proceedings and plat connected therewith, shall be made by the clerk, and a copy thereof be by him filed with the county Recorder as provided by law, and the Recorder's fee for recording the same, be charged as a part of the costs herein; and it is further ordered that the said petitioners herein pay the costs of these proceedings to be taxed. The state of Ohio }
 } J. C. G. Washburn, Clerk of the Common Pleas Court, within and for said County do hereby certify that the foregoing is a true copy of the final record in the case of: In the matter of the Alteration and Vacation of a Portion of the Plat of Danbals and Browns Addition to the city of Lorain Ohio Case No. 6843. as the same appears upon the records of said court, and I further certify that I have carefully compared the foregoing copy with the original record, and that the same is a full and correct transcript thereof. In witness whereof, I have hereunto set my hand and affixed the seal of said Court, at Elyria Ohio this 12th day of February A. D. 1903. C. G. Washburn Clerk. *(Seal)*

Received February 13th 1903 at 9¹⁰ A. M. Recorded February 18th 1903
 NOTE= For record of plates attached to this instrument see Plat book No. 5 page 23
 Chas. E. Tucker Recorder

No. 16540

The City of Lorain Ohio. To The Lorain Board of Education Copy of record in Common Pleas Court, ordered recorded in Recorder's office. In the matter of the alteration and vacation of a Portion of the Plat known as Fairhome Allotment, in the city of Lorain Ohio, - 6842 - Pleas. before the Court of Common Pleas, within and for the County of Lorain and state of Ohio, bring in the second sub-division of the fourth Judicial district at a term thereof begun and held by the Honorable Amos R. Webber, one of the Judges of said Court in the Court house at Elyria, said county and state, on the 5th day of January A. D. 1903. Be it remembered that heretofore to-wit: on the 4th day of October, A. D. 1902. was filed in the Clerk's office of said Court a

certain petition and application In re matter of the alteration and vacation of a portion of the plat, known as Fairhome Allotment, in the city of Lorain, Ohio. Which said petition is as follows to-wit: State of Ohio Lorain County ss. In the Court of Common Pleas. In the matter of the alteration and vacation of a portion of the plat, known as Fairhome Allotment, in the city of Lorain, Ohio. Petition to alter and vacate a part of a plat. Now comes the Board of Education of the city of Lorain, Ohio, and represents that said Board consists of the following named persons: J. M. Jones, Pres. C. C. Ellis, E. E. Hopkins, Clark, D. Oberholzer, J. J. Kauf, W. H. Williams, Dr. Frank Young, C. H. Loughry, E. Powell, M. A. Henline, J. P. Bratish, Chas. Irish, J. W. Noyes, E. J. Kaneen, that they are duly elected qualified and acting Board of Education in and for the said city of Lorain, Ohio, and that they as such Board of Education are the owners of the following described premises: Situated in Fairhome allotment in the city of Lorain Ohio, and known as lots Nos. 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300 and 301: That said premises are bounded as follows: on the north by the south line of lots 302 and 324 in said allotment; on the east by Orchard Avenue; on the south by Groove Avenue; and on the west by Fairhome Avenue. Said petitioners say that said premises are a part or portion of Fairhome Allotment in the city of Lorain Ohio, and that the plat of the same was duly accepted by the council of the said city of Lorain by ordinance passed August 21, 1893, and recorded in Journal 2, page 240 of the proceedings of Council of said city. Said plat of said above described premises has been duly filed with the recorder of said County and is now of record in the office of said Recorder in plat book 4 and at pages 13 and 14 and a copy of said plat is hereto attached and marked Exhibit "A". Said petitioners say that $\frac{2}{3}$ and more of the proprietors and owners or their authorized attorneys or agents of lots or parts of lots in said allotment have signed the application hereto attached and marked exhibit "B". Said petitioners represent that they desire a part of said plat of said premises to be altered in the following particulars, to-wit: That the alley running northward and southward through the lands of petitioners between Fairhome Avenue and Orchard Avenue from the northerly line of Groove Avenue to the northerly line of lots 300 and 236 to be vacated and that an alley 25 feet in width be opened from Fairhome Avenue Eastward to Orchard Avenue between lots 302 and 234 on the north and lots 300 and 236 on the South, as a public alley in said city. Said petitioners represent that they are the owners of lots 301 and 235 and that these lots and the lots to be dedicated for the opening of said alley. Said

petitioners represent that they as such Board of Education hold the above described premises for school purposes, that they have erected thereon a school building and that said changes and alteration is necessary in order to carry out the purposes for which said lands are so held, and that the alley so to be opened and dedicated to public use is for the purpose of providing means of egress and regress to and from the alley first above described. Wherefore said petitioners pray that said part of said allotment hereto attached and marked Exhibit "A" may be altered as herein above set forth and to conform accurately to the exhibit hereto attached and marked Exhibit C. Said petitioners further pray that these proceedings may be recorded with the Clerk of said Court and that the court may make such orders for the vacation and alteration for such part of said allotment as may be proper and required by law.

Wm S. Hughes, City Solicitor, City of Petitioners. State of Ohio, Lorain County ss. J. M. Jones being first duly sworn according to law, says that he is the J. M. Jones named in the foregoing petition as president of said Board of Education and that the facts stated and allegations made in the foregoing petition are true as he verily believes.

J. M. Jones, President. Sworn to before me and subscribed in my presence this 30th day of September A. D. 1902. A. V. Haggaman, Notary Public (Seal). Exhibit "B". State of Ohio, Lorain County ss. In the Court of Common Pleas. In the matter of the alteration and vacation of a part of Fairhome allotment in the city of Lorain, Ohio. Application. We, the owners and proprietors of lots or parts of lots in what is known as Fairhome allotment in the city of Lorain Ohio, hereby make application for the alteration and vacation in accordance with the prayer of the petition herewith filed, and the annexed plat marked Exhibit "C" of the following part of said allotment, being known as lots Nos. 235-236, 237-238, 239-240-241-242-243-244-245 246-247-289-290-291-292-293-294-295-296-297-298-299-300 and 301 in said allotment, and bounded on the north by the south line of lots 302 and 234, in said allotment; on the East by Orchard Avenue; on the south by Grove Avenue and on the west by Fairhome Avenue. Cleveland Trust Co., by David Wallace, Agt. J. B. Nuhn, The Board of Education of Lorain Ohio, by J. M. Jones, Pres. State of Ohio, Lorain County ss. Before me, a notary public in and for said County, personally appeared David Wallace Agt. of Cleveland Trust Co., and J. B. Nuhn, who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed. In testimony whereof, I have hereunto set my hand this 30th day of September A. D. 1902. A. V. Haggaman, Notary

(108) Thereupon at the October term, 1902. This cause is continued. On the 9th day of January A. D. 1903. was filed the following Proof. To-wit: State of Ohio, Lorain County, ss. J. F. A. Rowley being duly sworn, do upon my oath depose and say that the annexed advertisement was published in the Herald, Lorain Ohio, a daily newspaper published in said county, and in general circulation therein for the period of four consecutive weeks from and after the 6th day of October A. D. 1902, and that said advertisement contained... ems at the legal rate of \$1.00 per square of 240 ems for the first insertion and 50 cents a square for each subsequent insertion. Sworn to and subscribed before me this 28th day of October 1902. Frank Coleman, Notary Public (Seal). Legal Notice, State of Ohio Lorain County, ss. In the Court of Common Pleas. In the matter of the alteration and vacation of a portion of C. A. Sturtevant's addition to the city of Lorain Ohio. Notice is hereby given that the Board of Education of the City of Lorain Ohio, et al have this day filed in said Court, a petition and application for the vacation and alteration, in accordance with plat attached to said petition of the plat of the following described premises, known as lots Nos. 235, 236-237-238-239-240-247-289-290-291-292-293-294-295-296-297-298-299-300-301 in said Fairhorne allotment, in the city of Lorain Ohio. Said application and petition will be for hearing on November 3rd 1902, or as soon thereafter as may be possible. Dated this 14th day of March 1902. Wm L. Hughes, Atty. for Petitioners. Thereupon at the January term 1903, To-wit: At this term this cause came on to be heard on the petition and evidence and upon due consideration the court finds that due notice of this proceeding has been given according to law, and that all the allegations of said petition are true, and good cause being shown therefor the prayer of said petition is granted: and that part of the plat of said addition shown on plat attached to the petition be recorded wherein is located the alley named in said petition to-wit: The alley running northwily and southerly between Fairhorne Avenue and Orchard Avenue from the northerly lines of lots 300 and 236 in said plat and the northerly lines of Groves Avenue in said addition is altered as prayed for in the petition by vacating said alley as prayed for; and that portion of said plat is further altered by locating and establishing the alley upon the route as described in the petition and as shown upon the plat attached thereto. To-wit An alley 25 feet in width running easterly and westerly from Fairhorne Avenue to Orchard Avenue. being all of lots 301 and 235 in said plat: and it is hereby decreed, that that portion of the alley in said petition first described be and the same is hereby vacated.

and that the alley lastly described in said petition is located and established over the route described therein, all is shown in the plat attached to said petition. It is further deemed that a record of these proceedings and plat marked exhibit "C" connected therewith shall be made by the clerk and a copy thereof be by him filed with the county Recorder as provided by law, and the Recorders fees for recording the same be charged as a part of the costs herein, and it is further ordered that said petitioners herein pay the costs of these proceedings, to be taxed. The State of Ohio Lorain County \$5. Certificate. J. C. S. Washburn Clerk of the Common Pleas Court, within and for said county, do hereby certify that the foregoing is a true copy of the final record in the case of In the matter of the alteration and vacation of a portion of the plat, known as fair home allotment in the city of Lorain Ohio No. 6842. as the same appears upon the records of said Court, and I further certify that I have carefully compared the foregoing copy with the original record, and that the same is a full and correct transcript thereof. In witness whereof I have hereunto set my hand and affixed the seal of said court at Elyria Ohio this 13th day of February A.D. 1903
 C. S. Washburn Clerk

Received July 13th 1903 at 10²² AM. Recorded July 20th 1903

NOTE: For record of plat attached to this instrument See plat book No. 5 page 23.
 Chas. E. Tucker Recorder

#16541 Cordelia Boon to Geo. P. Walton
 Elyria Ohio 12/30-1901. We the undersigned do agree to furnish ice to Mrs. Cordelia Boon for the privilege of cutting the ice on her half of river after the present crop is cut or gone for the time of 10 years
 Geo. P. Walton
 Mrs. Cordelia Boon

Received July 13th 1903 at 10⁴⁰ AM. Recorded July 23rd 1903
 Chas. E. Tucker Recorder

#16542 Geo. A. Anselm to Geo. P. Walton
 Elyria O. Oct 11. 1902. It is hereby agreed by and between Geo. P. Walton of the first part and G. A. Anselm of the second part, that said Geo. P. Walton will furnish unto said G. A. Anselm between 1902 to 1912 all the ice needed by second party in the business of housekeeping used economically, and for which said second party hereby agrees to permit the first party, his heirs and assigns to all the ice that freezes on his half of the river back of his property for ten years from 1902 to 1912. In witness whereof we have hereunto set our hands this 11 day of Oct. 1902
 Geo. A. Anselm