

**AN ORDINANCE TO VACATE AN ALLEY PRESENTED BY MICHAEL BEAU AND  
KRISTI L TIMMONS AND BRITTANY L HOWELL**

**WHEREAS**, a Petition to Vacate an Alley has been properly presented to Council the 8th day of July, 2024; and

**WHEREAS**, the Council of the Village of West Lafayette upon the advice of the Village Solicitor and Village Administrator, finds said petition to be in proper form; and

**WHEREAS**, there are no owners of adjacent or abutting lands other than petitioners to object to said vacation.

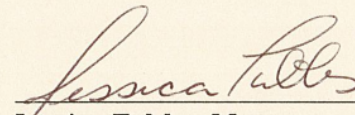
**NOW THEREFORE, BE IT ORDAINED** by the Council of the Village of West Lafayette;

**Section 1:** That certain public alleys being more fully described as follows:

All of the portion of land lying between Village's right of way of East Russell Avenue and the Village's right of way directly to the south of East Russell Avenue between Parcel Number 0200000083700, Lot 727 (Howells' property) and Parcel Number 0200000085300, Lot 728 (Timmons' property).

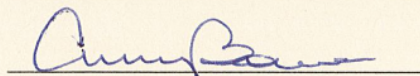
Is determined upon presentation of a statement by petitioners' agent to be no longer in general use to the public and because vacation will not be detrimental to the public, is therefore, hereby vacated in accordance with the laws of the State of Ohio.

PASSED IN COUNCIL THIS 12 day of August, 2024.



\_\_\_\_\_  
Jessica Tubbs, Mayor

ATTEST:

  
\_\_\_\_\_  
Amy Bourne, Fiscal Officer

3/28/2024

West Lafayette Planning Commission  
West Lafayette Village Council

We would like to petition for the vacation of the 16' alley that was undeveloped and runs between Lot 727 & 728 of the Mary Marx & Estate of John Marx Subdivision. A portion of this undeveloped alley we believe to be part of our current drive way.

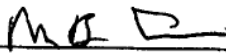
We have spoken of this with the neighboring lot owner and have procured her signature along with ours below.

Please let me know if you will need anything further and I thank you for your time and consideration.

Respectfully,

Kristi L. Timmons  
651 East Russell Ave  
Coshocton, OH

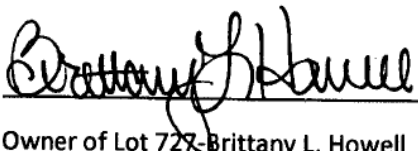
Petition by:

  
\_\_\_\_\_

Owners of Lot 728-Michael Beau Timmons

  
\_\_\_\_\_

Kristi L. Timmons

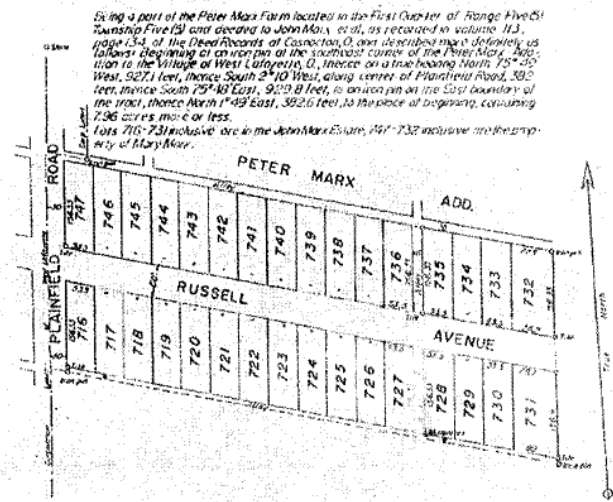
  
\_\_\_\_\_

Owner of Lot 727-Brittany L. Howell



Due to the Fair Housing Act, Title VIII of the Civil Rights Act of 1968, the conveyance of any property which restricts the sale, rental or use of property because of race or color are invalid under Federal Law and are unenforceable.

PLAT OF SUBDIVISION OF THE PROPERTY OF MARY MARX & ESTATE OF JOHN MARX SCALE 1" = 100' APRIL 28, 1945



Being a part of the Peter Marx Farm located in the First Quarter of Range Five (5) Township Five (5) and located to John Marx, et al, as recited in volume 113, page 134 of the Deed Records of Coshocton, O and described more definitely as follows beginning at a corner in the southeast corner of the Peter Marx Addition to the Village of West Lafayette, O, thence on a line bearing North 75° 30' West, 927.1 feet, thence South 2° 10' West, along center of Plainfield Road, 38.0 feet, thence South 75° 40' East, 927.8 feet, to an iron pin on the East boundary of the tract, thence North 1° 49' East, 392.6 feet, to the place of beginning, containing 2.96 acres more or less. Lots 710-731 inclusive are in the John Marx Estate, 191-732 inclusive are the property of Mary Marx.

Know all men by these presents: That we, Mary Marx and Theodosia Marx (co-owners of the estate of John Marx) owners and trustees of the lands shown in the foregoing plat bounded and described above. Thence, Mary Marx and Theodosia Marx hereby acknowledge the giving of the same to us our free act and deed and we do hereby dedicate the streets and alleys shown thereon to the public use forever, in witness whereof we have hereunto set our hands this 28th day of April 1945.

Executed in presence of:  
Witness  
Frank A. O'Carner                      Mary Marx  
Gertrude M. Hansen                    Theodosia Marx  
Alice Smith  
Helen Smith

State of Ohio, Coshocton County.  
Before me, the undersigned, a Notary Public in and for said County and State, personally appeared the aforesaid Theodosia Marx, executrix of the estate of John Marx, and acknowledged the execution of the foregoing dedication as her free and voluntary act and deed. In testimony whereof I have hereunto set my hand and official seal this 29th day of April 1945.



Edward B. Staff  
Notary Public  
My commission expires October 22nd 1945

State of Illinois, Cook County  
Before me, the undersigned, a Notary Public in and for said County and State, personally appeared the aforesaid Mary Marx and acknowledged the execution of the foregoing dedication as her free and voluntary act and deed. In testimony whereof I have hereunto set my hand and official seal this 26th day of April 1945.



Merton C. Nebel  
Notary Public  
My commission expires May 11, 1946

The above plat is hereby approved and the streets and alleys shown thereon attached to the corporate limits of West Lafayette, O, are hereby accepted.

Wm. Fisher  
L. R. Boyd  
W. N. McCurdy  
Commissioners      Coshocton County

Entered for transfer May 21st, 1945 at 1:52 PM  
W. C. Whetaker  
Auditor, Coshocton County



I hereby certify the above plat to be correct and the survey as shown therein to be correct.  
J. L. Marx  
Surveyor

Filed May 21, 1945 at 1:52 PM  
Recorded May 25, 1945

H. R. Whitman  
Recorder

Fee \$6.00

NOTE: These maps returned to County Engineer's Office, Columbus, Ohio, on August 14, 1945, and are available for reference.