

OHIO TURNPIKE COMMISSION

Resolution No. 12-1953 Declaring the Necessity of Appropriating Property and Directing that Proceedings to Effect Such Appropriation be Begun and Prosecuted

RESOLVED that the Commission has endeavored for a reasonable time to agree with the owner or owners of the property described herein as to the compensation to be paid therefor, but has been unable to agree with said owner or owners, and said property is needed for the construction and efficient operation of the Ohio Turnpike Project No. 1, and

BE IT FURTHER RESOLVED that proceedings be begun and prosecuted to effect the appropriation of the following-described property, and the easements, rights, and restrictions hereinafter described, from the following-named owner or owners and persons having interests therein, to-wit:

<u>Owner(s)</u>	<u>Place of Residence</u>
Robert A. Smith	Route 90 Petersburg, Ohio
Gladys B. Smith	Route 90 Petersburg, Ohio
Edward N. Noel	Garfield Road Petersburg, Ohio
Helen J. Noel	Garfield Road Petersburg, Ohio
County Auditor of Mahoning County	Mahoning County Court House Youngstown, Ohio
County Treasurer of Mahoning County	Mahoning County Court House Youngstown, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 198A199E - FEE SIMPLE

Situated in the Township of Springfield, County of Mahoning and State of Ohio, and known as being parts of Original Springfield Township Sections Nos. 25 and 36, and bounded and described as follows:

Beginning on the center of the Youngstown-Pittsburg Road (State Route No. 90) at the Northwesterly corner of Parcel No. 1 of lands conveyed to Robert A. Smith and Gladys B. Smith by deed dated March 6, 1951, and recorded in Volume 653, Page 349 of Mahoning County Deed Records; thence Southeasterly along the center line of said road to its intersection with a line parallel to and distant 175 feet Southwesterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, Pages 8 and 9 of Mahoning County Map Records; thence Southeasterly along said parallel line to its intersection with the Easterly line of Parcel No. 2 of lands conveyed to Robert A. Smith and Gladys B. Smith, as aforesaid; thence Northerly along the Easterly line of said Parcel No. 2 to the Northeasterly corner thereof, being also in the Southerly line of Parcel No. 3 of said deed; thence Easterly along the Southerly line of said Parcel No. 3, about 11.06 feet to the Southeasterly corner thereof, being also in the Westerly line of Parcel No. 5 of said deed; thence Southerly along the Westerly line of said Parcel No. 5 to its intersection with a line drawn parallel to and distant 175 feet Southwesterly, measured on a line normal to the center line of said Ohio Turnpike Project No. 1; thence Southeasterly along said parallel line to its intersection with the Northerly line of land conveyed to Ethel M. Grise by deed dated March 29, 1905, and recorded in Volume 129, Page 53 of Mahoning County Deed Records; thence Northeasterly along the Northwesterly line of land so conveyed to Ethel M. Grise and along the Northwesterly line of land conveyed to Edward N. Noel and Helen J. Noel by deed dated July 24, 1943, and recorded in Volume 525, Page 63 of Mahoning County Deed Records, to the most Northerly corner of land so conveyed to

Edward N. Noel and Helen J. Noel; thence Southeasterly along the Northeasterly line of said land so conveyed to Edward N. Noel and Helen J. Noel to the center line of the Garfield Petersburg Road (State Route No. 617); thence Northeasterly along the center line of said Garfield Petersburg Road to its intersection with a line drawn parallel to and distant 155 feet Northeasterly, measured on a line normal to the center line of said Ohio Turnpike Project No. 1; thence Northwesterly along said parallel line to its intersection with the Northerly line of Parcel No. 1 of lands conveyed to Robert A. Smith and Gladys B. Smith, as aforesaid; thence Westerly along the Northerly line of land so conveyed to Robert A. Smith and Gladys B. Smith, to the place of beginning.

Parcel No. 198A-199E (1) - EASEMENT FOR SEWER AND DRAINAGE PURPOSES

Situated in the Township of Springfield, County of Mahoning and State of Ohio and being part of Original Springfield Township Section No. 25 and being a strip of land 30 feet wide, between parallel lines, the center of said strip being described as follows:

Beginning at a point distant 155 feet Northeasterly of, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33 of Maps, Page 9 of Mahoning County Records, at Station 1268+25 of said center line survey; thence Northeasterly to a point distant 370 feet Northeasterly of, measured on a line normal to the said center line at Station 1267+60.

Parcel No. 198A-199E (2) - PERMANENT EASEMENT FOR HIGHWAY PURPOSES

Situated in the Township of Springfield, County of Mahoning and State of Ohio, and known as being part of Original Springfield Township Section No. 25, and bounded and described as follows:

Beginning on the center line of Garfield Road at the Southeasterly corner of land conveyed to Stanley M. Cobb by deed dated February 25, 1937 and recorded in Volume 458, Page 200 of Mahoning County Deed Records; thence Southwesterly along the center line of Garfield Road 50 feet; thence Northwesterly at right angles to the center line of Garfield Road 25 feet; thence Northeasterly in a direct line to a point in the Southwesterly line of land conveyed to Stanley M. Cobb as aforesaid distant 30 feet Northwesterly from the Southeasterly corner thereof; thence Southeasterly along the Southwesterly line of land so conveyed to Stanley M. Cobb 30 feet to the place of beginning. Excepting therefrom that portion thereof lying within the bounds of Garfield Road as now established.

The aforementioned easements, rights, and restrictions to be appropriated are as follows:

First: Any and all abutters' rights, including access rights, appurtenant to any remaining portion of the lands of said owner or owners of which the above-described real estate shall have formed a part prior hereto, in, over, or to the above-described real estate, including such rights to any turnpike constructed thereon.

Second: All rights to erect on any of the aforesaid remaining lands any billboard, sign, notice, poster, or other advertising device which would be visible from the travelway of Ohio Turnpike Project No. 1, and which is not now upon said lands.

I HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution adopted by the Ohio Turnpike Commission at a meeting duly called for and held on _____.

John Soller
Assistant Secretary-Treasurer