

OHIO TURNPIKE COMMISSION

Resolution No. 121 -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>
John W. Barkley	14501 South Woodland Blvd. Shaker Heights, Ohio
Marie G. Barkley	14501 South Woodland Blvd. Shaker Heights, Ohio
Mary J. Barkley	2661 North Moreland Blvd. Cleveland, Ohio
County Auditor of Trumbull County	Trumbull County Court House Warren, Ohio
County Treasurer of Trumbull County	Trumbull County Court House Warren, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 173-B - - Fee Simple

Situated in the Township of Braceville, County of Trumbull and State of Ohio and known as being part of Original Braceville Township Section No. 18 and being all that part of the lands described in the Certificate of Transfer in the matter of the Estate of John Barkley, dated July 15, 1919 and recorded in Volume 261, Page 143 of Trumbull County Deed Records lying within a strip of land 280 feet wide between parallel lines, the Northeasterly line of said strip being parallel to and distant 140 feet Northeasterly measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 11, Pages 81 and 82 of Trumbull County Map Records, and the Southwesterly line of said strip being parallel to and distant 140 feet Southwesterly measured on a line normal to said center line.

Parcel No. 173-B(1) - - Fee Simple

Situated in the Township of Braceville, County of Trumbull and State of Ohio and known as being part of Original Braceville Township Section No. 18 and being all that part of the lands described in the Certificate of Transfer in the matter of the estate of John Barkley, dated July 15, 1919 and recorded in Volume 261, Page 143 of Trumbull County Deed Records bounded and described as follows:

Beginning at a point 400 feet Northwesterly measured at right angles from a point on the center line of State Route #5 distant Southwesterly 660 feet measured along said center line from its

Parcel No. 173-B(1) - continued

intersection with the center line of Ohio Turnpike Project No. 1 as shown by plat recorded in Volume 11, Page 82 of Trumbull County Map Records; thence continuing Northwesterly at right angles to said center line of State Route No. 5 to the Southerly line of land described in the Certificate of Transfer in the matter of the estate of John Barkley as aforesaid and the principle place of beginning; thence continuing Northwesterly along said line at right angles to the center line of State Route No. 5 to its intersection with a line drawn parallel to and distant 300 feet Southwesterly measured on a line normal to the center line of Ohio Turnpike Project No. 1 as shown by plat recorded in Volume 11, Page 81 of Trumbull County Map Records; thence Northwesterly along said parallel line to its intersection with the Northerly line of land described in the Certificate of Transfer as aforesaid; thence Easterly along the Northerly line of land so described to a line drawn parallel to and distant 140 feet Southwesterly measured on a line normal to the center line of Ohio Turnpike Project No. 1; thence Southeasterly along said parallel line to the Southerly line of land described as aforesaid; thence Westerly along the Southerly line of land so described to the principle place of beginning.

Parcel No. 173-B(2) - - Fee Simple

Situated in the Township of Braceville, County of Trumbull and State of Ohio and known as being part of Original Braceville Township Section No. 18 and being bounded and described as follows:

Beginning on a line drawn parallel to and distant 350 feet Northeasterly measured on a line normal to the center line of Ohio Turnpike Project No. 1 as shown by plat recorded in Volume 11, Page 81 of Trumbull County Map Records at its intersection with a line drawn Northeasterly normal to said center line at Station 159+00; thence Easterly on a line deflecting 30° to the left from said parallel line as first aforesaid, 750 feet to a point; thence Southeasterly on a "straight" line to its intersection with the Northerly line of land described in the Certificate of Transfer in the matter of the estate of John Barkley, dated July 15, 1919 and recorded in Volume 261, Page 143 of Trumbull County Deed Records, which "straight" line if prolonged would intersect a point distant 480 feet Northeasterly of measured on a line normal to the center line of said Ohio Turnpike Project No. 1 at Station 173+00, said intersection of said "straight" line and said Northerly line of land described in said Certificate of Transfer being the principle place of beginning; thence Southeasterly along said "straight" line to a point distant 480 feet Northeasterly of measured on a line normal to the center line of Ohio Turnpike Project No. 1 at Station 173+00; thence Southwesterly along said normal line to the Southerly line of land described as aforesaid; thence Westerly along said Southerly line to a line drawn parallel to and distant 140 feet Northeasterly measured on a line normal to the center line of Ohio Turnpike Project No. 1; thence Northwesterly along said parallel line to the Northerly line of land described in Certificate of Transfer as aforesaid; thence Easterly along the Northerly line of land so described to the principle place of beginning.

The aforementioned 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 \_\_\_\_\_.

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John Soller  
Assistant Secretary-Treasurer