

OHIO TURNPIKE COMMISSION

Resolution No. 135 -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>
Wilbur H. Kleck	R. F. D. #3, Delta, Ohio
Fern E. Kleck	R. F. D. #3, Delta, Ohio
Clarence L. Hutchins	Adrian Street, Delta, Ohio
Teresa W. Hutchins	Adrian Street, Delta, Ohio
County Auditor of Fulton County	Fulton County Court House Wauseon, Ohio
County Treasurer of Fulton County	Fulton County Court House Wauseon, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 36-C - - Fee Simple

Situated in the Township of Fulton, County of Fulton and State of Ohio, and known as being part of Original Fulton Township Section No. 6, Town 7 North, Range 8 East, and being all that part of the lands described in the deed to Wilbur H. Kleck and Fern E. Kleck, dated March 29, 1947, and recorded in Volume 150, page 437 of Fulton County Deed Records lying within a strip of land 270 feet wide between parallel lines, the Northerly line of said strip being parallel to and distant 135 feet Northerly measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 4, Page 12 of Fulton County Map Records, and the Southerly line of said strip being parallel to and distant 135 feet Southerly measured on a line normal to said center line.

Parcel No. 36-C(3) - - Temporary Easement for Detour Purposes

Situated in the Township of Fulton, County of Fulton and State of Ohio and known as being part of Original Fulton Township Section No. 6, Town 7 North, Range 8 East, and being all that part of the lands described in the deed to Wilbur H. Kleck and Fern E. Kleck, dated March 29, 1947, and recorded in Volume 150, Page 437 of Fulton County Deed Records, and bounded and described as follows:

Beginning on a line parallel to, and distant 135 feet Southerly of, measured on a line normal to the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 4, Page 12

Parcel No. 36-C(3) - - continued

of Fulton County Map Records, at a point 90 feet Easterly of, measured at right angles to the centerline of Brigham-Fraker Road (so called);

Course No. 1. Thence Easterly on said parallel line to a point 120.3 feet Easterly of, measured at right angles to said centerline of Brigham-Fraker Road;

Course No. 2. Thence Southwesterly on a line which if extended would terminate at a point 47.6 feet Easterly measured at right angles from said centerline of Brigham-Fraker Road at a point 800 feet Southerly measured along said centerline from its intersection with said Turnpike centerline, to its intersection with the Southerly line of land so described in the deed mentioned aforesaid;

Course No. 3. Thence Westerly along said Southerly line to its intersection with a line parallel to, and distant 30 feet Northwesterly of, measured at right angles to the line described in Course No. 2;

Course No. 4. Thence Northeasterly along said parallel line to the place of beginning.

Parcel No. 36-C(4) - - Permanent Easement for Highway Purposes

Situated in the Township of Fulton, County of Fulton and State of Ohio and known as being part of Original Fulton Township Section No. 6, Town 7 North, Range 8 East, and being all that part of the lands described in the deed to Wilbur H. Kleck and Fern E. Kleck, dated March 29, 1947, and recorded in Volume 150, Page 437 of Fulton County Deed Records, bounded and described as follows:

Beginning on the center line of Brigham-Fraker Road at its intersection with a line drawn parallel to and distant 135 feet Southerly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 4, Page 12 of Fulton County Map Records; thence Easterly along said parallel line to a point distant 90 feet Easterly, measured at right angles, from the center line of Brigham-Fraker Road; thence Southerly on a "straight line" to the Southerly line of land described in the deed as aforesaid, which "straight line" if prolonged would intersect a point distant 23 feet Easterly, measured at right angles, from a point on the center line of Brigham-Fraker Road distant 750 feet Southerly from the center line of Ohio Turnpike Project No. 1; thence Westerly along the Southerly line of land described in the deed as aforesaid, to the center line of Brigham-Fraker Road; thence Northerly along the center line of Brigham-Fraker Road to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of Brigham-Fraker Road as now established.

Parcel No. 36-C(5) - - Permanent Easement for Highway Purposes

Situated in the Township of Fulton, County of Fulton and State of Ohio and known as being part of Original Fulton Township Section No. 6, Town 7 North, Range 8 East, and being all that part of the lands described in the deed to Wilbur H. Kleck and Fern E. Kleck, dated March 29, 1947, and recorded in Volume 150, Page 437 of Fulton County Deed Records, bounded and described as follows:

Beginning on the center line of Brigham-Fraker Road at its intersection with a line drawn parallel to and distant 135 feet Northerly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 4, Page 12 of Fulton County Map Records; thence Easterly along said parallel line to a point distant 82 feet Easterly, measured at right

Parcel No. 36-C(5) - - continued

angles from the center line of Brigham-Fraker Road; thence Northerly to a point distant 30 feet Easterly, measured at right angles from a point on the center line of Brigham-Fraker Road distant 730 feet Northerly from the center line of said Ohio Turnpike Project No. 1; thence Westerly at right angles to said center line of Brigham-Fraker Road, 30 feet to a point thereon; thence Southerly along the center line of Brigham-Fraker Road to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of Brigham-Fraker Road as now established.

Parcel No. 36-C(6) - - Temporary Easement for Detour Purposes

Situated in the Township of Fulton, County of Fulton and State of Ohio, and known as being part of Original Fulton Township Section No. 6, Town 7 North, Range 8 East, and being all that part of the lands described in the deed to Wilbur H. Kleck and Fern E. Kleck dated March 29, 1947, and recorded in Volume 150, Page 437 of Fulton County Deed Records, and bounded and described as follows:

Beginning on a line parallel to, and distant 135 feet Northerly of, measured on a line normal to the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 4, Page 12 of Fulton County Map Records, at a point 82 feet Easterly of, measured at right angles to the centerline of Brigham-Fraker Road (so-called);

Course No. 1. Thence Easterly along said parallel line to a point 132 feet Easterly of, measured at right angles to said centerline;

Course No. 2. Thence Northwesterly to a point 78 feet Easterly of, measured at right angles to said centerline at a point 758 feet Northerly measured along said centerline from its intersection with said Turnpike centerline;

Course No. 3. Thence Northwesterly to a point 28 feet Easterly of, measured at right angles to said centerline of Brigham-Fraker Road at a point 800 feet Northerly measured along said centerline from its intersection with said Turnpike centerline;

Course No. 4. Thence Westerly on a line at right angles to said centerline of Brigham-Fraker Road 28 feet to a point thereon;

Course No. 5. Thence Southerly along said centerline 70 feet to a point;

Course No. 6. Thence Easterly on a line at right angles to said centerline 30 feet to a point;

Course No. 7. Thence Southeasterly, on a line parallel to the line described in Course No. 2, to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of Brigham-Fraker Road, as now established.

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