

OHIO TURNPIKE COMMISSION

Resolution No. 173 -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>                 |
|-----------------------------------|---|
| Archie Earl McDowell              | R. D. #2, Amherst, Ohio                   |
| Ohio Fuel Gas Company             | 99 North Front Street<br>Columbus, Ohio   |
| County Auditor of Lorain County   | Lorain County Court House<br>Elyria, Ohio |
| County Treasurer of Lorain County | Lorain County Court House<br>Elyria, Ohio |

The aforementioned property to be appropriated is described as follows:

Parcel No. 109-E - - Fee Simple

Situated in the Township of Henrietta, County of Lorain and State of Ohio and known as being part of Original Henrietta Township Lot No. 96, and being all that part of the lands described in the deed to Archie Earl McDowell, dated January 31, 1938 and recorded in Volume 288, Page 619 of Lorain County Deed Records lying within a strip of land 260 feet wide between parallel lines, the Northerly line of said strip being parallel to and distant 125 feet Northerly measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 15, Pages 50 and 51 of Lorain 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. 109-E(1) - - Fee Simple

Situated in the Township of Henrietta, County of Lorain and State of Ohio and known as being part of Original Henrietta Township Lot No. 96, and being all that part of the lands described in the deed to Archie Earl McDowell, dated January 31, 1938 and recorded in Volume 288, Page 619 of Lorain County Deed Records bounded on the North by a line drawn parallel to and distant 230 feet Northerly measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 15, Pages 50 and 51 of Lorain County Map Records, bounded on the South by a line drawn parallel to and distant 125 feet Northerly measured on a line normal to said center line;

Parcel No. 109-E(1) - continued

bounded on the West by the Westerly line of land so conveyed to said Archie Earl McDowell; bounded on the East by a line drawn Northerly from and normal to the centerline of Ohio Turnpike from Station 12+00.

Parcel No. 109-E(2) - - Permanent Easement for Highway Purposes

Situated in the Township of Henrietta, County of Lorain and State of Ohio and known as being part of Original Henrietta Township Lot No. 96, and being all that part of the lands described in the Deed to Archie Earl McDowell, dated January 31, 1938 and recorded in Volume 288, Page 619 of Lorain County Deed Records and bounded and described as follows:

Beginning on the center line of Gore-Orphange 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 15, Pages 50 and 51 of Lorain County Map Records; thence Westerly along said parallel line to a point which is distant 45 feet Westerly at right angles measurement from the center line of Gore-Orphange Road; thence Southerly and parallel to the center line of said road to its point of intersection with a line drawn Westerly at right angles to the center line of Gore-Orphange Road from a point on said center line which is distant 400 feet Southerly measured along said center line from the center line of Ohio Turnpike; thence Easterly along a line drawn at right angles to the center line of said Road, 15 feet; thence Southerly and parallel to the center line of said Road to the Southerly line of land so conveyed to Archie Earl McDowell; thence Easterly along said Southerly line of land conveyed to the center line of Gore-Orphange Road; thence Northerly along the center line of said Road to the place of beginning.

Excepting that part which falls within the bounds of Gore-Orphange Road.

Parcel No. 109-E(3) - - Permanent Easement for Highway Purposes

Situated in the Township of Henrietta, County of Lorain and State of Ohio and known as being part of Original Henrietta Township Lot No. 96, and being all that part of the lands described in the deed to Archie Earl McDowell, dated January 31, 1938 and recorded in Volume 288, Page 619 of Lorain County Deed Records and bounded and described as follows:

Beginning on the center line of Gore-Orphange Road at its intersection with a line drawn parallel to and distant 125 feet Northerly measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 15, Pages 50 and 51 of Lorain County Map Records; thence Westerly along said parallel line to a point which is distant 45 feet Westerly at right angles measurement from the center line of Gore-Orphange Road; thence Northerly and parallel to the center line of said Road to its intersection with a line drawn Westerly at right angles to the center line of Gore-Orphange Road from a point on said center line distant 400 feet Northerly from the center line of Ohio Turnpike; thence Easterly and at right angles to the center line of said Road 45 feet to the center line thereof; thence Southerly along the center line of said Road to the place of beginning.

Excepting that part which falls within the bounds of Gore-Orphange Road.

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