

MINUTES OF THE SIXTY-SIXTH MEETING  
JULY 2, 1953

Pursuant to call of the Chairman, the Ohio Turnpike Commission met in regular open session in its offices at 139 East Gay Street in Columbus, Ohio at 11:30 A. M. on July 2, 1953, with the key members of its staff, representatives of the Consulting Engineers, of the Trustee, members of the press and others in attendance.

The meeting was called to order by the Chairman, the roll was called and the attendance was reported to be as follows:

Present: Allen, Teagarden, Linzell, McKay, Shocknessy.

Absent: None.

The Chairman announced that a quorum was present.

The Chairman announced that the first order of business would be the organization of the Commission for the ensuing two years.

Resolution No. 267-1953 nominating and electing officers of the Commission was moved for adoption by Mr. McKay and seconded by Mr. Linzell as follows:

"RESOLVED that the following officers be nominated and elected, each to serve until his respective successor is elected and qualified as required by law or by the commission; provided, however, that should any officer hereby elected, who is now a member of the commission cease to be such member, the term of such officer shall terminate at such time as he ceases to be such member:

For Chairman James W. Shocknessy

For Vice-Chairman O. L. Teagarden

For Secretary-Treasurer Archibald J. Allen

For Assistant Secretary-Treasurer John Soller "

A vote by ayes and nays was taken and all members responded to roll call. The vote was as follows:

Ayes, McKay, Linzell, Teagarden, Allen, Shocknessy.

Nays, none.

The Chairman declared the resolution adopted and gave his assurances that he was grateful for the confidence expressed. He said that he would persevere in furthering the purposes envisioned by the General Assembly and the Governor and the Commission.

The Chairman reported that the Commission had been sued in mandamus by the City of Elyria seeking to require the Commission to submit plans of the turnpike as it affects that municipality to a municipal body there. He said that he was dismayed that anybody should think the Commission was required by law to advise the municipality or any of its incidents about the line and get permission to pursue its state-wide mission. He pointed out that representatives of the Commission had been at Elyria and representatives of Elyria had been in the Commission's offices frequently over the past many months and that what new information the City of Elyria might garner from a successful conclusion of its action in mandamus greater than it already had was beyond his ken. He stated that even if by law the Commission could be required to present something to the City of Elyria that had not been presented there was nothing further to present; that the City of Elyria had been very well informed by the Commission, and the statute upon which counsel for the City of Elyria relied provides that the City of Elyria might at any time advise the Commission.

The Chairman pointed out that the turnpike barely touches the City of Elyria with its line, and that wherever the turnpike would cross in Lorain County it would unquestionably touch an area which was potentially for development. The Chairman stated that he did not want to say that this was a dilatory tactic, but he was obliged to mention that it was an action in mandamus, and that the Supreme Court of Ohio had original jurisdiction in mandamus and that finality could be attained by filing the action and seeking its determination in the Supreme Court sooner than if it must go through the processes of the Common Pleas Court, the Court of Appeals and the Supreme Court of Ohio. He said that in any event the Commission must rely upon its lawyers for the disposition of the action, and at the same time the Commission

repeated through its Chairman that it has at all times sought by thoughtful means and consideration with the city to attain a reasonable solution which might be satisfactory to the City of Elyria and satisfactory to the Commission, which is the satisfaction of the State of Ohio. The Chairman stated his belief that a reasonable solution was still available, but he pointed out that the similarity of this situation to the one with which the Commission was confronted at Maumee was manifest on the face of the matter.

The Chairman mentioned that the counsel for the City of Elyria made much moan about a certain letter dated October 4, 1951, from Mr. Ladislav Segoe of Cincinnati, which was the same letter that had been in the hands of the Commission and brought to the attention of the Governor before the Governor approved the line prior to November 1, 1951. He said the Governor had flown over the area in dispute with the letter in mind and had done a great deal of intensive investigating of the contentions of the city, as expressed in the letter of Mr. Segoe, before he approved the line which the Commission had recommended.

The Chairman reported that the income from investment of funds of the Commission for the eleven months ending June 30, 1953, was \$5,678,786.00, or \$1,867,786.00 in excess of the amount originally forecast for the period by the underwriters. He said that the income included interest on invested funds, amortization of discounts, and a small amount of profit on securities sold. He pointed out that it had been estimated originally that such investments would earn a total of \$6,700,000.00 during the whole 46-month construction period of the project.

The Chairman said that a summary of construction awards to date as compared with estimates would be reported at the meeting and that some intermediate conclusions had been drawn in the report which he did not want to suggest as being anything more than symptoms at this time, because the Commission had not had enough experience with the award of contracts thus far to establish a trend.

The Chairman announced that at the request of Mr. Linzell the consideration of the proposed by-laws would be postponed until the next meeting of the Commission.

The Chairman then reported the receipt of the following letter from the Clerk of Council of the City of Cincinnati:

"(June 24 9:34 AM 1953  
Ohio Turnpike Commission)

CITY OF CINCINNATI  
Council

June 22, 1953

Ohio Turnpike Commission  
State Office Building  
Columbus 15, Ohio

Gentlemen:

The City Council of Cincinnati, Ohio, in regular session on June 17, 1953, unanimously adopted a resolution memorializing the Ohio Turnpike Commission to proceed with the planning, programming, and construction of a North-South Turnpike, the southern terminus thereof to be in or near the City of Cincinnati.

A copy of the resolution is attached.

Very truly yours,

/s/ C. R. McHugh

C. R. McHugh  
Clerk of Council

CRM:cj  
Att. -1"

The Chairman stated that the letter had been acknowledged for the Commission by the Director of Information and Research. He stated his belief that there was nothing the Commission itself could do until it should hear from the Director of Highways, to whom the Commission had addressed the following letter on November 7, 1952:

" OHIO TURNPIKE COMMISSION

November 7, 1952

The Honorable Samuel O. Linzell  
Director of Highways  
State Office Building  
Columbus, Ohio

Dear Mr. Linzell:

The Ohio Turnpike Commission at its regular meeting on November 4, 1952, gave recognition to the request of the Governor of Ohio, mentioned publicly by you, that this Commission consider a North and South turnpike in Ohio. The Commission, accordingly, adopted a resolution authorizing and directing its Chairman to request the Director of Highways to advise the Commission at his earliest convenience whether or not it is appropriate that studies be undertaken immediately pursuant to the request of the Governor and within the limitations of Section 1220 of the Turnpike Act to determine whether or not a turnpike terminating at Cincinnati and originating in the general area of Toledo is feasible.

Pursuant to the direction of the Commission, I hereby request your advice in the matter. A copy of the resolution adopted by the Commission is attached hereto.

Very truly yours

James W. Shocknessy  
Chairman

Enc. "

The Chairman then read to the Commission a letter which the Governor of Ohio transmitted to the Clerk of Council of the City of Cincinnati under date of June 22, 1953, as follows:

"June 22, 1953

Mr. C. R. McHugh  
Clerk of Council  
City of Cincinnati  
City Hall  
Cincinnati, Ohio

Dear Mr. McHugh:

I received your letter of June 19, 1953, and a copy of the Resolution passed by the Council of the City of Cincinnati, requesting the Ohio Turnpike Commission to proceed immediately with a study that will determine the feasibility of building a North-South Turnpike having a southern terminus in or near the City of Cincinnati.

I am glad to inform you that it is only about ten days ago that I discussed this subject with Mr. Samuel O. Linzell, Director of Public Highways of the State of Ohio, and an ex officio member of the Turnpike Commission. The study will have to be made by the Department of Public Highways and financed by it.

I am sincerely hoping that the legislature will adopt a highway program that will provide the Department with gravely needed monies with which to do the highway work required in Ohio.

Sincerely yours,

Frank J. Lausche

FJL:cc

P. S. The study which you requested will definitely be made. F. J. L. "

Mr. Linzell confirmed to the Commission that he had discussed the matter with the Governor and said that preliminary study was being made by the Department of Highways to determine in a preliminary way the feasibility of a North-South Turnpike. The Secretary was directed to advise the City of Cincinnati of the advice which the Commission had received from the Director of Highways as an ex officio member of the Commission.

The Assistant Secretary-Treasurer reported for the Secretary-Treasurer that since the preceding meeting the following documents had been sent to the Commission members:

1. Detail of reinvestment of funds during June, mailed July 1, 1953.
2. Letter with reference to publishing notice of exchange of bonds, mailed July 1, 1953.

In the absence of any objection the reports of the Chairman and of the Secretary-Treasurer, respectively, were accepted.

The Chief Engineer then reported to the Commission that bids had been received on June 30, 1953, for construction contracts C-2, C-3 and C-16. He reported that seven bids had been submitted on the combination of contracts C-2 & C-3, the lowest being the combination submitted by the D. W. Winkelman Company, Inc., of Syracuse, New York, and D. W. Winkelman Carolina Company, of Greensboro, North Carolina in the amount of \$8,973,237.00. The Chief Engineer stated that the Winkelman Company had been thoroughly investigated by himself and by the Consulting Engineers; that the bid had been reviewed and the prices found to be reasonable. He recommended the award of contracts C-2 and C-3 to the Winkelman companies. The Consulting Engineers concurred in the recommendation.

The Chief Engineer then reported that eight bids had been received for construction contract C-16, and that the low bidder was the Herkner Construction Company of Cleveland in the amount of \$5,271,276.53. He said that the Herkner Company had been thoroughly investigated as to financial ability and as to ability to perform the work, and that he was convinced that the Herkner Company could do the work properly. The Chief Engineer recommended the award of construction contract C-16 to the Herkner Company. The Consulting Engineers concurred in the recommendation of the Chief Engineer.

The Chief Engineer handed to the Commission his written recommendation for the award, together with the written recommendation of the J. E. Greiner Company under date of July 1, 1953. The General Counsel handed to the Commission his written opinion under date of July 1, 1953, with respect to the awards of construction contracts

C-2 & 3, and C-16 pursuant to the engineers' recommendations and submitted proofs of publication of notices of the receipt of bids for those contracts.

The several members of the Commission discussed the details of the bids and the features of the construction sections involved with the Chief Engineer and the Consulting Engineer.

Resolution No. 268-1953, awarding construction contract C-2 & 3 was moved for adoption by Mr. McKay and seconded by Mr. Teagarden as follows:

'WHEREAS the Commission has duly advertised, according to law, for bids upon separate contracts for the construction of those portions of Ohio Turnpike Project No. 1 which are known as Construction Sections 2 and 3, which contracts are designated Contract C-2 and C-3, respectively, and proof of said advertising is before the Commission;

WHEREAS the Commission has also advertised in like manner for bids upon a contract for the construction of both construction sections, which contract is designated Contract C-2&3 and proof of said advertising is likewise before the Commission;

WHEREAS bids for the performance of each and all of said contracts have been received, and were duly opened and read as provided in the published notice for said bids, and said bids are before this meeting;

WHEREAS said bids have been analyzed by the Commission's consulting engineer and by its chief engineer, and they have reported thereon to the Commission with respect to said analysis and made their recommendations predicated thereon;

WHEREAS all of the aforesaid bids for each of said contracts were solicited on the basis of the same terms and conditions, and the same specifications with respect to all bidders and potential bidders, and the bid of D. W. Winkelman Co., Inc. and D. W. Winkelman Carolina Co., a joint venture, for the performance of Contract C-2&3 was, and is by the Commission determined to be, the lowest of all said bids, or combinations of bids, for the construction of the aforesaid construction sections; and the Commission has been advised by its general counsel



that said bid conforms to the requirements of section 1205 of the General Code of Ohio and to the terms, conditions, and specifications in the legal notice applicable thereto, and, accordingly, the Commission is authorized to accept said bid as the lowest and best bid for the construction of said construction sections; and

WHEREAS the Commission is satisfied with the capacity of said bidder to perform its obligations pursuant to its proposal;

NOW, THEREFORE, BE IT

RESOLVED that the bid of D. W. Winkelman Co., Inc. and D. W. Winkelman Carolina Co. for the performance of Contract C-2&3 be, and hereby it is, determined to be the lowest and best of all said bids, or combinations of bids, and is accepted; and that each of the chairman and the chief engineer be, and each of them hereby is, authorized (1) to execute a contract with said successful bidder in the form heretofore prescribed by the Commission, pursuant to the aforesaid bid, and upon the condition that the successful bidder shall furnish a performance bond as heretofore approved by the Commission by and in its resolution No. 69-1952 and meeting the requirements of said resolution, (2) to return to all other bidders the bid security furnished by each of them, respectively, (3) to return said successful bidder's bid security when the aforesaid contract has been duly executed and said performance bond furnished, and (4) to take any and all action necessary or proper to carry out the terms of said bid and of said contract."

A vote by ayes and nays was taken and all members responded to roll call.

Ayes, McKay, Teagarden, Linzell, Allen, Shocknessy.

Nays, none.

The Chairman declared the resolution adopted.

Resolution No. 269-1953, awarding construction contract C-16 was moved for adoption by Mr. McKay and seconded by Mr. Allen as follows:

"WHEREAS the Commission has duly advertised, according to law, for bids upon a contract for the construction of that portion of Ohio Turnpike Project No. 1

which is known as Construction Section 16, which contract is designated Contract C-16, and proof of said advertising is before the Commission;

WHEREAS bids for the performance of said contract have been received and were duly opened and read as provided in the published notice for said bids, and said bids are before this meeting;

WHEREAS said bids have been analyzed by the Commission's consulting engineer and by its chief engineer, and they have reported thereon to the Commission with respect to said analysis and made their recommendations predicated thereon;

WHEREAS all of the aforesaid bids for said contract were solicited on the basis of the same terms and conditions, and the same specifications with respect to all bidders and potential bidders, and the bid of Herkner Construction Co. for the performance of Contract C-16 is, and is by the Commission determined to be, the lowest of all said bids for the construction of the aforesaid construction section; and the Commission has been advised by its general counsel that said bid conforms to the requirements of section 1205 of the General Code of Ohio, and to the terms, conditions, and specifications in the legal notice applicable thereto, and, accordingly, the Commission is authorized to accept said bid as the lowest and best bid for the construction for said construction section; and

WHEREAS the Commission is satisfied with the capacity of said bidder to perform its obligations pursuant to its proposal;

NOW, THEREFORE, BE IT

RESOLVED that the bid of Herkner Construction Co. for the performance of Contract C-16, be, and hereby it is, determined to be the lowest and best of all said bids and is accepted, and that each of the chairman and the chief engineer be, and each of them hereby is, authorized (1) to execute a contract with said successful bidder in the form heretofore prescribed by the Commission, pursuant to the aforesaid bid, and upon the condition that said successful bidder shall furnish a performance bond as heretofore approved by the Commission by and in its resolution No. 69-1952, and meeting the requirements of said resolution, (2) to return to all other bidders for the aforesaid contract the bid security furnished by each of them,

respectively, (3) to return said successful bidder's bid security when the aforesaid contract has been duly executed and said performance bond furnished, and (4) to take any and all action necessary or proper to carry out the terms of said bid and of said contract."

A vote by ayes and nays was taken and all members responded to roll call. The vote was as follows:

Ayes, McKay, Allen, Teagarden, Linzell, Shocknessy.

Nays, none.

The Chairman declared the resolution adopted.

The Chief Engineer then reported that a total of \$24,786,605.00 in contracts covering five complete design sections for Project No. 1 had been awarded to date by the Commission. The design sections included D-1, D-5, D-10, D-13 and D-16. He pointed out that while the cost of design section D-1 exceeded the engineering estimates by about 17.5%, the total awards for the five completed design sections represented an overrun of 2.2% in awards over estimated cost. He advised the Commission that there had not yet been sufficient experience to enable it or its engineers to determine whether there might be a trend in construction costs either higher or lower than the overall estimates of the Greiner Company for grading, drainage, structures and paving for the entire 241.4 miles of the turnpike. A press release summarizing this report of the Chief Engineer was distributed by the Director of Information & Research.

The Chairman advised the Commission that he had to leave the meeting to keep an appointment. He stated that he had reviewed all of the documents that were to be presented to the meeting and he instructed the Secretary to cast his vote with the majority on any further business transacted by the Commission. The Vice-Chairman then assumed the chair and presided over the remainder of the meeting.

The Chief Engineer then presented to the Commission the plans and forms, proposals and other contract documents for contract M-4B and M-7A involving the furnishing of fabricated structural steel in construction sections 13 and 14. He reported that these proposed contracts totalled 3,524 tons of steel; that awards of contract for fabricated structural steel previously made totalled about

30,000 tons; that there were embodied in construction contracts about 17,000 tons of structural steel. The Consulting Engineer and General Counsel concurred in the recommendation of the Chief Engineer for approval of the plans and other contract documents.

Resolution No. 270-1953, approving, adopting and ratifying the plans and other contract documents for contract M-4B and contract M-7A was moved for adoption by Mr. Linzell and seconded by Mr. Allen as follows:

" WHEREAS there are before this meeting forms of contract documents, to-wit: forms of notice to bidders, proposals, plans, special provisions, and contracts for Contract M-4B and Contract M-7A for the furnishing of fabricated structural steel for Construction Sections 13 and 14 in Design Section D-4 and for Construction Sections 20 and 21 in Design Section D-7; and

WHEREAS the Commission has duly and fully considered the same;

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby approves, adopts, and ratifies the forms before it at this meeting of the aforesaid contract documents, being for and in connection with contracts for furnishing fabricated structural steel for Construction Sections 13 and 14 in Design Section D-4 and for Construction Sections 20 and 21 in Design Section D-7; and

FURTHER RESOLVED that all action heretofore taken by the chief engineer and general counsel, or either of them, with reference to each of said contracts, be, and the same hereby is, ratified, approved, and confirmed; that the chief engineer shall take and open bids for the same and report the result thereof to the Commission."

A vote by ayes and nays was taken and all members present responded to roll call. The vote was as follows:

Ayes, Linzell, Allen, McKay, Teagarden.

The Secretary cast an "aye" vote on behalf of Mr. Shocknessy.

Nays, none.

The Vice-Chairman declared the resolution adopted.

The Chief Engineer then presented to the Commission and recommended for its approval contract documents (other than plans) for construction contracts C-8, C-9, C-10, C-11, C-12, C-50, C-51, C-52, C-53, C-54 and C-55 and various combinations thereof. The Consulting Engineers and the General Counsel concurred in the recommendation.

Resolution No. 271-1953, approving, adopting and ratifying documents for contracts C-8, C-9, C-10, C-8&9, C-9&10, C-8, 9&10, C-11, C-12, C-11&12, C-50, C-51, C-52, C-50&51, C-51&52, C-50, 51&52, C-53, C-54, C-55, C-53&54, C-54&55, and C-53, 54&55 was moved for adoption by Mr. Allen and seconded by Mr. McKay as follows:

"WHEREAS there are before this meeting forms of contract documents, to-wit: forms of notice to bidders, proposals, special provisions, and contracts for Contracts C-8; C-9; C-10; C-8&9; C-9&10; C-8, 9&10; C-11; C-12; C-11&12; C-50; C-51; C-52; C-50&51; C-51&52; C-50, 51&52; C-53; C-54; C-55; C-53&54; C-54&55; and C-53, 54&55;

WHEREAS the Commission has duly and fully considered the same; and

WHEREAS the Commission has previously approved the plans which comprise a part of the contract documents for said contracts;

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby approves, adopts, and ratifies the forms before it at this meeting of the aforesaid contract documents, being for and in connection with the construction of those portions of Ohio Turnpike Project No. 1 which are known as Construction Sections 8, 9, 10, 11, 12, 50, 51, 52, 53, 54, and 55; and

FURTHER RESOLVED that all action heretofore taken by the chief engineer and general counsel, or either of them, with reference to the said contracts, be, and the same hereby is, ratified, approved, and confirmed; that the chief engineer is directed to take and open bids for the same and report the results thereof to the Commission."

A vote by ayes and nays was taken and all members present responded to roll call. The vote was as follows:

Ayes, Allen, McKay, Linzell, Teagarden.

The Secretary cast an "aye" vote on behalf of Mr. Shocknessy.

Nays, none.

The Vice-Chairman declared the resolution adopted.

The Chief Engineer concluded his report by reviewing with the Commission the proposed schedule for receipt of bids for the remainder of the month of July, 1953.

The General Counsel presented to the Commission two forms of resolutions dealing with changes in locations of certain county roads and recommended adoption of the resolutions.

Resolution No. 272-1953, finding it necessary to change the location of a portion of Edgerton Road, Royalton-Brecksville Township, Cuyahoga County, was moved for adoption by Mr. McKay and seconded by Mr. Allen as follows:

"WHEREAS a portion of Edgerton Road, a county road, in Cuyahoga County, Ohio, intersects the route to be traversed by Ohio Turnpike Project No. 1, hereinafter called 'the turnpike'; and

WHEREAS Sec. 1206 of the Ohio General Code provides for the relocation of any portion of any public road upon the Commission's finding that it is necessary to change the location thereof;

NOW, THEREFORE, BE IT

RESOLVED that the Commission, having duly and fully considered the same, finds it necessary to change the location of that portion of Edgerton Road, Royalton-Brecksville Township, Cuyahoga County, Ohio, the centerline of which presently intersects the centerline of Ohio Turnpike Project No. 1 at or near turnpike station 848/38 and which extends from a point which is 1603.1 feet west of the centerline intersection of Edgerton Road with Broadview Road to a point which is 1216.4 feet east of said intersection with Broadview Road; and

FURTHER RESOLVED that the Secretary of the Commission be, and hereby is, instructed to transmit a certified copy of this resolution to the Board of County Commissioners of Cuyahoga County, Ohio."

A vote by ayes and nays was taken and all members present responded to roll call. The vote was as follows:

Ayes, McKay, Allen, Teagarden.

The Secretary cast an "aye" vote on behalf of Mr. Shocknessy.

Nays, none.

Mr. Linzell explained that he refrained from voting upon this resolution for the reason that he had certain administrative action to take as Director of Highways with respect to it.

The Vice-Chairman declared the resolution adopted.

Resolution No. 273-1953, finding it necessary to change the location of a portion of Lynn Drive, Olmstead Township, Cuyahoga County, was moved for adoption by Mr. McKay and seconded by Mr. Allen as follows:

"WHEREAS a portion of Lynn Drive, a county road, in Cuyahoga County, Ohio, intersects the route to be traversed by Ohio Turnpike Project No. 1, hereinafter called 'the turnpike'; and

WHEREAS Sec. 1206 of the Ohio General Code provides for the relocation of any portion of any public road upon the Commission's finding that it is necessary to change the location thereof;

NOW, THEREFORE, BE IT

RESOLVED that the Commission, having duly and fully considered the same, finds it necessary to change the location of that portion of Lynn Drive, Olmstead Township, Cuyahoga County, Ohio, the centerline of which presently intersects the south right-of-way line of Ohio Turnpike Project No. 1 opposite turnpike station 77 approximately and which extends from a point at the centerline intersection of Lynn Drive with Stearns Road to a point approximately 808 feet easterly from said intersection with Stearns Road; and

FURTHER RESOLVED that the Secretary of the Commission be, and hereby is, instructed to transmit a certified copy of this resolution to the Board of County Commissioners of Cuyahoga County, Ohio."

A vote by ayes and nays was taken and all members present responded to roll call. The vote was as follows:

Ayes, McKay, Allen, Teagarden

The Secretary cast an "aye" vote on behalf of Mr. Shocknessy.

Nays, none.

Mr. Linzell explained that he refrained from voting upon this resolution for the reason that he had certain administrative action to take as Director of Highways with respect to it.

The Vice-Chairman declared the resolution adopted.

The General Counsel then presented nine recommended forms of resolution by which the Commission would declare the necessity for appropriating various parcel of property therein designated and described. He stated that in each of the nine cases the Commission's negotiators had endeavored without success to agree with the owners of the land as to the compensation to be paid therefor. He presented to the Commission written recommendations signed by himself, by the Chief Engineer and by the Chief of the Right-of-Way Section with respect to each of the nine cases.

Resolutions Nos. 274-1953, 275-1953, 276-1953, 277-1953, 278-1953, 279-1953, 280-1953, 281-1953 and 282-1953, each declaring the necessity of appropriating certain property and directing that proceedings to effect such appropriation be begun and prosecuted were moved for adoption by Mr. Linzell and seconded by Mr. McKay as follows:

"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>
Sam Lamancusa	Market Street Extension North Lima, Ohio
Rose Lamancusa	Market Street Extension North Lima, Ohio
The Federal Land Bank of Louisville	Louisville, Kentucky
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. 192-A - 193-N -- Fee Simple

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 and 12 and bounded and described as follows:

Beginning on the Southerly line of land conveyed to Leo H. Sapienza and Clara Sapienza, by deed dated June 1, 1946 and recorded in Volume 573, page 579 of Mahoning County Deed Records at its intersection with a line parallel to and distant 190 feet Northeasterly of, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 33, pages 18 and 19 of Mahoning County Map Records; thence Southeasterly along said parallel line to its intersection with the Westerly line of said Section No. 12; thence Southerly along the Westerly line of Section No. 12, to the Southwesterly corner of land conveyed to The Youngstown & Southern Railway Company, by deed dated August 18, 1915 and recorded in Volume 198, page 488 of Mahoning County Deed Records; thence Easterly along

the Southerly line of land so conveyed to said Railway Company 6.50 feet to the Northwesterly corner of land conveyed to said Railway Company, by deed dated May 6, 1916 and recorded in Volume 196, page 486 of Mahoning County Deed Records; thence Southerly along the Westerly line of land so conveyed to said Railway Company to its intersection with a line parallel to and distant 140 feet Southwesterly of, measured on a line normal to, said center line of Ohio Turnpike Project No. 1, as aforementioned; thence Northwesterly along said parallel line to its intersection with the Southerly line of land conveyed to Leo H. Sapienza and Clara Sapienza, as aforesaid; thence Easterly along the Southerly line of land so conveyed to Leo H. Sapienza and Clara Sapienza, to the place of beginning.

Parcel No. 192-A - 193-N(1) -- Fee Simple

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 and bounded and described as follows:

Beginning on the center line of the Youngstown-North Lima Road (State Route No. 7) as originally established at the Northwesterly corner of land conveyed to Sam Lamancusa, by deed dated June 21, 1943 and recorded in Volume 524, page 185 of Mahoning County Deed Records; thence North  $89^{\circ} 07' 54''$  East along the Northerly line of land so conveyed to Sam Lamancusa to its intersection with a line parallel to and distant 140 feet Southwesterly of, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, page 18 of Mahoning County Map Records; thence Southeasterly along said parallel line, being a curved line deflecting to the right having a radius of 11319.16 feet, to a point of tangency in said line opposite Station 850-4-08.90 of said center line survey; thence South  $47^{\circ} 14' 13''$  East continuing along said parallel line 791.10 feet; thence North  $65^{\circ} 25' 40''$  West, 378.97 feet; thence North  $82^{\circ} 29' 20''$  West, 271.87 feet; thence South  $76^{\circ} 02' 51''$  West, 446.68 feet; thence South  $73^{\circ} 38' 02''$  West 89.20 feet; thence South  $57^{\circ} 00' 59''$  West, 102.96 feet; thence South  $3^{\circ} 39' 47''$  West, 92.42 feet; thence South  $6^{\circ} 23' 50''$  West, 445.97 feet; thence South  $1^{\circ} 42' 44''$  West, 751.08 feet; thence South  $19^{\circ} 41' 35''$  West, 53.54 feet to a point in the Easterly line of the Youngstown-North Lima Road as originally established 50 feet wide; thence South  $88^{\circ} 44' 45''$  West about 25.00 feet to the center line of said road as originally established; thence North  $1^{\circ} 03' 40''$  East along said center

line about 200 feet to the Southeasterly corner of land conveyed to Sam Lamancusa and Rose Lamancusa, by deed dated October 29, 1949 and recorded in Volume 627, page 629 of Mahoning County Deed Records; thence Westerly along the Southerly line of land so conveyed to Sam Lamancusa and Rose Lamancusa, 25 feet to the Southwesterly corner thereof; thence Northerly along the Westerly line of land so conveyed to Sam Lamancusa and Rose Lamancusa, being also the Westerly line of said Youngstown-North Lima Road, as originally established, 50 feet wide, 1120.33 feet to an angle therein; thence Northwesterly along said Westerly line to its intersection with the center line of the Youngstown-North Lima Road (State Route No. 7) as now relocated and established by The State Highway Department; thence Northerly along said new center line to its intersection with the Southeasterly line of the first parcel of land conveyed to Matilda Welling by deed dated February 2, 1943 and recorded in Volume 522, page 408 of Mahoning County Deed Records; thence Northeasterly along said Southeasterly line to the most Easterly corner thereof on the original center line of the Youngstown-North Lima Road; thence Northwesterly along the center line of said road to the place of beginning.

Parcel No. 192-A - 193-N(2) -- Fee Simple

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 and bounded and described as follows:

Beginning on the center line of the Youngstown-North Lima Road (State Route No. 7) as now relocated and established by the State Highway Department, at the Northeasterly corner of land conveyed to Paul S. Swope and Lois L. Swope, by deed dated February 23, 1946 and recorded in Volume 577, page 128 of Mahoning County Deed Records; thence South  $88^{\circ} 44' 45''$  West along the Northerly line of land so conveyed to Paul S. Swope and Lois L. Swope, 490.44 feet to the Northwesterly corner thereof, being also the Southwesterly corner of land conveyed to Sam Lamancusa and Rose Lamancusa, by deed dated October 29, 1949 and recorded in Volume 634, page 599 of Mahoning County Deed Records; thence North  $0^{\circ} 51' 15''$  West along the Westerly line of land so conveyed to Sam Lamancusa and Rose Lamancusa, 366.74 feet to a Northwesterly corner thereof, thence North  $71^{\circ} 57' 45''$  East along a Northerly line of land so conveyed to Sam Lamancusa and Rose Lamancusa and along the Easterly prolongation thereof, 392.53 feet to the intersection with a line drawn parallel to and distant 70 feet Westerly of,

measured on a line normal to, the said center line of the Youngstown-North Lima Road as now established; thence Northerly along said parallel line, being a curved line deflecting to the left having a radius of 5659.65 feet, an arc distant of 154.56 feet; thence Easterly on a line drawn normal to said center line of the Youngstown-North Lima Road as now established, 70 feet to said center line; thence Southerly along said center line to the place of beginning.

Parcel No. 192-A - 193-N(3) -- Fee Simple

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 and bounded and described as follows:

Beginning on the Northerly line of land conveyed to Sam Lamancusa, by deed dated June 21, 1943 and recorded in Volume 524, page 185 of Mahoning County Deed Records at its intersection with a line drawn parallel to and distant 190 feet Northeasterly of, measured at right angles to, the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, page 18 of Mahoning County Map Records; thence South  $47^{\circ} 14' 13''$  East along said parallel line to a point in said line opposite Station 863-13.78 of said center line survey; thence North  $43^{\circ} 14' 13''$  West, 247.56 feet; thence North  $39^{\circ} 28' 54''$  West, 177.99 feet; thence North  $14^{\circ} 44' 13''$  West, 212.42 feet; thence North  $1^{\circ} 45' 47''$  East, 209.35 feet; thence North  $19^{\circ} 41' 25''$  West about 137.96 feet to the Northerly line of land conveyed to Sam Lamancusa, as aforesaid; thence South  $89^{\circ} 07' 54''$  West along said Northerly line to the place of beginning.

Parcel No. 192-A - 193-N(4) -- Fee Simple

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 and bounded as follows:

Easterly by the center line of the Youngstown-North Lima Road (State Route No. 7) as now relocated and established by the State Highway Department; Westerly by a line parallel with and distant 70.00 feet Westerly of, measured on a line normal to, the said center line of the Youngstown-North Lima Road; Northerly by the Northerly line of land conveyed to Sam Lamancusa and Rose Lamancusa, by deed dated October 29, 1949 and recorded in Volume 634, page 599

of Mahoning County Deed Records and Southerly by a line normal to said center line of the Youngstown-North Lima Road at Station 71-100.

Parcel No. 192-A - 193-N(5) -- Permanent Easement for Drainage Purposes

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 and being a strip of land 50 feet wide bounded Westerly by a Westerly line of land conveyed to Sam Lamancusa and Rose Lamancusa, by deed dated October 29, 1949 and recorded in Volume 634, page 599 of Mahoning County Deed Records and Easterly by a line parallel with and distant 70 feet Westerly of, measured on a line normal to the center line of the Youngstown-North Lima Road (State Route No. 7) as now relocated and established by the State Highway Department; the center line of said strip being described as follows:

Beginning on the center line of said Youngstown-North Lima Road at Station 71/58; thence Southwesterly in a straight line forming an angle of  $84^{\circ} 15'$  from the South to the West with a tangent to said center line at Station 71/58.

Parcel No. 192-A - 193-N(6) -- Permanent Easement for Drainage Purposes

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 and bounded and described as follows:

Beginning at a point 140 feet Southwesterly, measured on a line drawn normal to the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, page 18 of Mahoning County Map Records, at centerline Station 858/00, said centerline having a bearing of South  $47^{\circ} 14' 13''$  East; thence North  $65^{\circ} 25' 40''$  West, 378.97 feet; thence North  $82^{\circ} 29' 20''$  West, 271.87 feet; thence South  $76^{\circ} 02' 51''$  West, 446.68 feet; thence South  $73^{\circ} 38' 02''$  West, 89.20 feet, to the principal place of beginning of the premises herein intended to be described; thence South  $57^{\circ} 00' 59''$  West, 102.96 feet; thence South  $03^{\circ} 39' 47''$  West, 37.39 feet; thence North  $57^{\circ} 00' 59''$  East, 125.28 feet; thence North  $32^{\circ} 59' 01''$  West, 30.00 feet to the principal place of beginning.

Parcel No. 192-KK -- Fee Simple

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 bounded and described as follows:

Beginning on the Easterly line of Parcel 1 of land conveyed to Sam Lamancusa and Rose Lamancusa, by deed dated May 1, 1944 and recorded in Volume 542, page 133 of Mahoning County Deed Records at a Northwesterly corner of land conveyed to Sam Lamancusa and Rose Lamancusa by deed dated October 29, 1949 and recorded in Volume 634, page 599 of Mahoning County Deed Records; thence South  $0^{\circ} 51' 15''$  East along an Easterly line of Parcel 1 of land conveyed to Sam Lamancusa and Rose Lamancusa, as first aforesaid, 492.98 feet to a point in said line, distant 14.24 feet Southerly from the Northwesterly corner of land conveyed to John Backus and Elizabeth Backus, by deed dated January 11, 1946 and recorded in Volume 565, page 115 of Mahoning County Deed Records; thence North  $57^{\circ} 37' 14''$  West 11.48 feet; thence North  $35^{\circ} 30' 48''$  West 107.04 feet; thence North  $2^{\circ} 29' 42''$  West 220.87 feet; thence North  $22^{\circ} 31' 42''$  East 193.78 feet to the place of beginning.

Parcel No. 192-KK(1) -- Permanent Easement for Drainage Purposes

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 and bounded and described as follows:

Beginning on the Easterly line of land conveyed to Sam Lamancusa and Rose Lamancusa, by deed dated May 1, 1944 and recorded in Volume 542, page 133 of Mahoning County Deed Records at a point distant South  $0^{\circ} 51' 15''$  East 14.24 feet, measured along said line, from the Northwesterly corner of land conveyed to John Backus and Elizabeth Backus, by deed dated January 11, 1946 and recorded in Volume 565, page 115 of Mahoning County Deed Records; thence North  $57^{\circ} 37' 14''$  West 11.48 feet; thence North  $35^{\circ} 30' 48''$  West 31.83 feet; thence South  $69^{\circ} 08' 45''$  West 164.77 feet; thence South  $20^{\circ} 51' 15''$  East 40.00 feet; thence North  $69^{\circ} 08' 45''$  East 179.69 feet to the place of beginning.

Parcel No. 192-KK(2) -- Fee Simple

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 and bounded as follows:

Northerly and Southerly by the Northerly and Southerly lines of Parcel No. 2 of lands conveyed to Sam Lamancusa and Rose Lamancusa, by deed dated May 1, 1944 and recorded in Volume 542, page 133 of Mahoning County Deed Records; Easterly by the center line of the Youngstown-North Lima Road (State Route No. 7) as now relocated and established by the State Highway Department and Westerly by a line parallel with and distant 70 feet Westerly of, measured on a line normal to, said center line.

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 fee-simple parcels described above, 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. "

4 Resolution No. 275-1953

"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>
Anthony Sapienza	4521 Market Street Youngstown, Ohio
Antoinette Sapienza	4521 Market Street Youngstown, 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. 192-C(1) -- Fee Simple

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of Original Beaver Township Section No. 11 and bounded and described as follows:

Beginning on the Southerly line of land conveyed to Anthony and Antoinette Sapienza, by deed dated January 5, 1944 and recorded in Volume 537, page 52 of Mahoning County Deed Records at its intersection with a line drawn parallel to and distant 150 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, page 18 of Mahoning County Map Records; thence Northwesterly along said parallel line to a point distant 150 feet Northeasterly of, measured on a line normal to, said center line at Station 838/00; thence Southeasterly in a direct line to a point distant 180 feet Northeasterly of, measured on a line normal to said center line at Station 839/00; thence Southeasterly on a line parallel with said center line to its intersection with the Southerly line of land conveyed to Anthony and Antoinette Sapienza, as aforesaid; thence Westerly along the Southerly line of land so conveyed to Anthony and Antoinette Sapienza, to the place of beginning.

Parcel No. 192-C(2) -- Fee Simple

Situated in the Township of Beaver, County of Mahoning and State of Ohio and known as being part of



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>
Verne Rae Miller Semple formerly Verne Rae Miller	Niles-Canfield Road Canfield, Ohio
Clarence Semple	Niles-Canfield Road Canfield, Ohio
Lewis Seaborn	Address Unknown
Alphonse Weber	Address Unknown
Verna Miller Semple, Trustee	Niles-Canfield Road Canfield, Ohio
County Auditor of Mahoning County	Mahoning County Court House Youngstown, Ohio
County Treasurer of Mahon- ing County	Mahoning County Court House Youngstown, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 186-Q -- Fee Simple

Situated in the Township of Canfield, County of Mahoning and State of Ohio and known as being part of Original Canfield Township Lot No. 6, 2nd Division and being all that part of the lands described in the deed to Verne Rae Miller, dated October 22, 1932 and recorded in Volume 430, page 61 of Mahoning County Deed Records lying Northeasterly of a line drawn parallel to and distant 145 feet Southwesterly, measured on a line normal to the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, page 32 of Mahoning County Map Records.

Parcel No. 186-Q(1) -- Permanent Easement for Highway Purposes

Situated in the Township of Canfield, County of Mahoning and State of Ohio and known as being part of

Original Canfield Township Lot No. 6, 2nd Division, and being all that part of the lands described in the deed to Verne Rae Miller, dated October 22, 1932 and recorded in Volume 430, page 61 of Mahoning County Deed Records, lying within a strip of land bounded as follows:

Easterly by the center line of Canfield-Niles Road, which is also the Easterly line of said Original Lot No. 6; Westerly by a line 65 feet Westerly, at right angle measurement, from the center line of Canfield-Niles Road; North-easterly by a line drawn parallel to and distant Southwesterly 145 feet, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, page 32 of Mahoning County Map Records, and Southerly by the Southerly line of land conveyed to Verne Rae Miller, as aforesaid.

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

Parcel No. 186-Q(2) -- Temporary Easement for Detour Purposes

Situated in the Township of Canfield, County of Mahoning and State of Ohio and known as being part of Great Lot 6 in the second division of lots in said Township and is further bounded as follows:

Beginning at a point on the North line of lot No. 6 330 feet Westerly from, measured on a line normal to the centerline of the Canfield Niles Road, thence South  $1^{\circ} 07' 30''$  East along a line parallel to said Road 886.00 feet to the South line of said lot 6, thence South  $88^{\circ} 38'$  East along said lot line 80.00 feet to a point, thence North  $1^{\circ} 07' 30''$  West along a line parallel to said Road 772.32 feet to a point, thence North  $22^{\circ} 36' 30''$  East 124.18 feet to the North line of said lot 6, thence North  $88^{\circ} 38'$  West along said lot line 130.00 feet to the point of beginning and containing 1.76 acres of land.

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 parcel described above as Parcel No. 186-Q, 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."

Resolution No. 277-1953

"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 from the following-named owner or owners and persons having interests therein, to-wit:

<u>Owner(s)</u>	<u>Place of Residence</u>
Erwin Johnson	Newton Falls-Braceville Road, Braceville, Ohio
Sadie Johnson	Newton Falls-Braceville Road, Braceville, Ohio
The Trumbull Savings and Loan Company	Warren, 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-D(1) -- Permanent Easement for Highway Purposes

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 land conveyed to Erwin Johnson and Sadie Johnson, by deed dated February 20, 1950 and recorded in Volume 532, page 415 of Trumbull County Deed Records, bounded and described as follows:

Beginning on the center line of Newton Falls-Braceville Road at its intersection with a line drawn parallel to and distant 160 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 270.95 feet to a point of curvature; thence Northwesterly on the arc of a curve deflecting to the left, an arc distance of 359.13 feet to a point on the centerline of Oviatt-Windham Road, as now established, said arc having a radius of 499.06 feet and said point being the principal place of beginning; thence Southerly at right angles to the center line of Oviatt-Windham Road, 25 feet to a point; thence Southeasterly on the arc of a curve deflecting to the right to its intersection with a line drawn parallel to and distant 185 feet Southwesterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, said arc having a radius of 474.06 feet; thence Southeasterly parallel to said center line of Ohio Turnpike Project No. 1, to the center line of Newton Falls-Braceville Road; thence Northerly along said center line to a line drawn parallel to and distant 135 feet Southwesterly, measured on a line normal to the center line of said Ohio Turnpike Project No. 1; thence Northwesterly along said parallel line to the center line of Oviatt-Windham Road as now established; thence Westerly along said center line, to the principal place of beginning.

Excepting therefrom that portion thereof lying within the bounds of Newton Falls-Braceville Road and Oviatt-Windham Road, as now established. "

Resolution No. 278-1953

"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>
M. E. Whitman	1085 Gulf Road, Elyria, Ohio
Myrtle Joan Whitman	1085 Gulf Road Elyria, Ohio
The Lorain County Savings and Loan Company	124 Middle Avenue Elyria, Ohio
County Auditor of Lorain County	Lorain County Court House, Elyria, Ohio
County Treasurer of Lorain County	Lorain County Court House, Elyria, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 120-R -- Fee Simple

Part 1

Situated in the Township of Elyria, County of Lorain and State of Ohio and known as being part of Original Elyria Township Lot No. 32, East of Black River and bounded and described as follows:

Beginning on the Southerly line of said Lot No. 32 at the Southwest corner of land conveyed to The Fairview Building and Land Company, by deed dated February 24, 1931 and recorded in Volume 255, page 569 of Lorain County Deed Records; thence Northerly along the Westerly line of said land so conveyed to The Fairview Building and Land Company as aforesaid, said line being a Westerly corporation line of Elyria City, to a point which is 140 feet Northerly from the center line of Ohio Turnpike Project No. 1 as shown by plats recorded in Volume 15, pages 40 and 41 of Lorain County Records, measured on a line normal to said center line; thence Westerly on a line

parallel to said center line and 140 feet distant Northerly therefrom, measured on a line normal to said center line to the Easterly line of Olive Street as shown by the recorded plat of Spring Valley Subdivision No. 6, recorded in Volume 13, page 16 of Lorain County Records; thence Southerly along the Easterly line of Olive Street, to the Southerly line of said Lot No. 32; thence Easterly along the Southerly line of said Lot No. 32 to the place of beginning.

## Part II

Situating in the Township of Elyria, County of Lorain and State of Ohio and known as being part of Original Elyria Township Lot No. 32 East of Black River, and bounded and described as follows:

Beginning on the Southerly line of said Lot No. 32 at its intersection with the Westerly line of Olive Street as shown by the recorded plat in Volume 13, page 16 of Lorain County Records; thence Northerly along the Westerly line of Olive Street to a point which is 140 feet Northerly from the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 15, pages 40 and 41 of Lorain County Records, measured on a line normal to said center line; thence Westerly on a line parallel to said center line and 140 feet distant Northerly therefrom, measured on a line normal to said center line to the Southerly line of said Lot No. 32; thence Easterly along the Southerly line of said Lot No. 32 to the 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. "

Resolution No. 279-1953

"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>
Warren D. Haise	R. F. D. , Wakeman, Ohio
Louise Haise	R. F. D. , Wakeman, Ohio
County Auditor of Erie County	Erie County Court House Sandusky, Ohio
County Treasurer of Erie County	Erie County Court House Sandusky, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 105-B -- Fee Simple

Situated in the Township of Florence, County of Erie and State of Ohio and known as being part of Original Florence Township Section No. 3, Original Lots Nos. 34 and 44 and being all that part of the lands described in the deeds to Warren D. Haise, dated January 31, 1930 and recorded in Volume 141, page 204 of Erie County Deed Records and dated February 21, 1946 and recorded in Volume 189, page 161 of Erie County Deed Records and dated December 16, 1946 and recorded in Volume 189, page 63 of Erie County Deed Records lying within a strip of land 240 feet wide between parallel lines, the Northwesterly line of said strip being parallel to and distant 120 feet Northwesterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 13, pages 24 and 25 of

Erie County Map Records, and the Southeasterly line of said strip being parallel to and distant 120 feet Southeasterly, measured on a line normal to said center line the Westerly line being the center line of Angling Road, and the Easterly line being the Westerly line of land conveyed to Leonard A. Wettlaufer and Hazel C. Wettlaufer by deed dated March 10, 1947 and recorded in Volume 190, page 402 of Erie County Deed Records.

Parcel No. 105-B(3) -- Permanent Easement for Drainage Purposes

Situated in the Township of Florence, County of Erie and State of Ohio and known as being part of Original Florence Township Section No. 3, Original Lot No. 34, and being all that part of the lands described in the deed to Warren D. Haise, dated February 21, 1946, and recorded in Volume 189, page 161 of Erie County Deed Records, bounded and described as follows:

Beginning at a point on a line drawn parallel to the center line and 120 feet Northerly as measured on a line drawn normal to the center line at Station 1219/30 of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 13, page 24 of Erie County Map Records.

Course 1: thence Northeasterly on a line forming an angle of  $63^{\circ} 43'$  in the Northeasterly quadrant with said parallel line, to the Northerly line of lands described in aforesaid deed.

Course 2: thence Easterly along the Northerly line of land described in said deed to a line parallel to and distant 115 feet Southeasterly by rectangular measurement from Course No. 1.

Course 3: thence Southwesterly parallel to Course No. 1 to a point distant 120 feet Northerly as measured on a line normal to center line at Station 1220/55 of said Ohio Turnpike Project No. 1.

Course 4: thence Westerly on a line drawn parallel to the center line of said Ohio Turnpike Project No. 1 to the place of beginning.



Parcel No. 105-B(4) -- Permanent Easement for Highway Purposes

Situated in the Township of Florence, County of Erie and State of Ohio and known as being part of Original Florence Township Section No. 3, Original Lot No. 34 and being part of the land described in the deed to Warren D. Haise, dated February 21, 1946 and recorded in Volume 189, page 161 of Erie County Deed Records and bounded and described as follows:

Beginning on a line parallel to and distant 120 feet Northwesterly, measured along a line normal to the center line of Ohio Turnpike Project No. 1 as recorded in Volume 13, page 24 of Erie County Map Records, at its intersection with the center line of Angling Road; thence Northeasterly and parallel with the center line of Ohio Turnpike Project No. 1 as aforesaid, to a point distant 40 feet by right angle measurement, from the center line of Angling Road; thence Northerly and parallel with the center line of Angling Road, to a point distant 40 feet Easterly, by right angle measurement from a point on the center line of Angling Road, distant 350 feet Northerly, measured along said center line, from its intersection with the center line of Ohio Turnpike Project No. 1 as aforesaid; thence Westerly along a line at right angles with the last described line, 40 feet to the center line of Angling Road; thence Southerly along the center line of Angling Road, to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of Angling 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 parcel described above as Parcel No. 105-B, 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. "

Resolution No. 280-1953

"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>
George A. Kiser	R. F. D. #1, Fremont, Ohio
Daisy M. Kiser	R. F. D. #1, Fremont, Ohio
County Auditor of Sandusky County	Sandusky County Court House Fremont, Ohio
County Treasurer of Sandusky County	Sandusky County Court House Fremont, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 74-D -- Fee Simple

Situated in the Township of Sandusky, County of Sandusky and State of Ohio and known as being part of Original Sandusky Township Section No. 9, Town 5 North, Range 15 East and being all that part of the lands described in the deed to Daisy M. Kiser, dated March 31, 1923 and recorded in Volume 119, page 52 of Sandusky County Deed Records bounded and described as follows:

Beginning on the Westerly line of land described in the deed to Daisy M. Kiser as aforesaid, at its intersection with a line drawn parallel to and distant 120 feet Northeasterly, measured on a line normal to the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 9, pages 2b and 1c of Sandusky County Map Records; thence Southeasterly along said parallel line to the Easterly line of land so described in the deed

to Daisy M. Kiser; thence Southerly along said Easterly line to its intersection with a line drawn parallel to and distant 140 feet Southwesterly, measured on a line normal to said Turnpike centerline; thence Northwesterly along said parallel line to its intersection with a line drawn normal to said Turnpike centerline at Station 440+00; thence Southwesterly along said normal line 10 feet to its intersection with a line drawn parallel to and distant 150 feet Southwesterly, measured on a line normal to said Turnpike centerline; thence Northwesterly along said parallel line to its intersection with the Westerly line of land described in the deed to Daisy M. Kiser, as aforesaid; thence Northerly along said Westerly line to the 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 parcel described above as Parcel No. 74-D, 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."

Resolution No.281-1953

"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 from the following-named owner or owners and persons having interests therein, to-wit:

Original Beaver Township Section No. 11 and bounded and described as follows:

Beginning on the center line of Market Street Extension also known as Youngstown-North Lima Road (State Route No. 7) at the Southwesterly corner of land conveyed to Anthony and Antoinette Sapienza, by deed dated January 5, 1944 and recorded in Volume 537, page 52 of Mahoning County Deed Records; thence Northerly along the centerline of Market Street Extension to its intersection with a line drawn parallel to and distant 155 feet Southwesterly of, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 33, pages 7 and 18 of Mahoning County Map Records; thence Southeasterly along said parallel line to its intersection with the Southerly line of land conveyed to Anthony and Antoinette Sapienza, as aforesaid; thence Westerly along the Southerly line of land so conveyed to Anthony and Antoinette Sapienza to the 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."

Resolution No. 276-1953

"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

<u>Owner(s)</u>	<u>Place of Residence</u>
Edward B. Reitz	Route #1, Walbridge, Ohio
Charlotte C. Reitz	Route #1, Walbridge, Ohio
County Auditor of Wood County	Wood County Court House Bowling Green, Ohio
County Treasurer of Wood County	Wood County Court House Bowling Green, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 55-K -- Permanent Easement for Highway Purposes

Situated in the Township of Perrysburg, County of Wood and State of Ohio and known as being part of Original Perrysburg Township Section No. 12, Town 4, United States Reserve and being bounded and described as follows:

Beginning on the Northerly line of land conveyed to Edward B. Reitz by deed dated February 25, 1925 and recorded in Volume 204, Page 115 of Wood County Deed Records at its intersection with the Easterly line of the Westerly half of said Section No. 12; thence Southerly along said Easterly line to a point distant Southerly 859.81 feet, measured along said Easterly line from its intersection with the center line of Ohio Turnpike Project No. 1 as recorded in Volume 10, page 68 of Wood County Map Records; thence Westerly at right angles to said Easterly line of the Westerly half of Section No. 12, 30 feet to a point; thence Northerly parallel to said Easterly line 350 feet to a point; thence Northwesterly on a "straight" line to the Northerly line of land conveyed to Edward B. Reitz as aforesaid, which "straight" line if prolonged would intersect a point distant 50 feet Westerly, measured at right angles to the Easterly line of the Westerly half of Section No. 12, from a point distant Southerly 309.81 feet, measured along said Easterly line from its intersection with the center line of Ohio Turnpike Project No. 1 as aforesaid; thence Easterly along the Northerly line of land so conveyed to the place of beginning.

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

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>
Charles F. Swartz	R. F. D. #3, Perrysburg, Ohio
Lottie Swartz	R. F. D. #3, Perrysburg, Ohio
County Auditor of Wood County	Wood County Court House Bowling Green, Ohio
County Treasurer of Wood County	Wood County Court House Bowling Green, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 57-B -- Fee Simple

Situated in the Township of Lake, County of Wood and State of Ohio and known as being part of Original Lake Township Section No. 28, Township 7 North, Range 12 East and being all that part of the lands described in the deed to Charles F. Swartz and Lottie Swartz, dated October 21, 1941 and recorded in Volume 256, Page 380 of Wood County Deed Records lying within a strip of land 260 feet wide between parallel lines, the Northeasterly line of said strip being parallel to and distant 125 feet Northeasterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 10, Page 60 of Wood County Map Records, and the Southwesterly line of said strip being parallel to and distant 135 feet Southwesterly, measured on a line normal to said center line.

Parcel No. 57-B(1) -- Permanent Easement for Highway Purposes

Situated in the Township of Lake, County of Wood and State of Ohio and known as being part of Original Lake Township Section No. 28, Township 7 North, Range 12 East and bounded and described as follows:

Beginning at the intersection of the center line of Luckey Road with the center line of Wagoner Road; thence Southerly along the center line of Luckey Road 608.86 feet; thence Easterly along a line at right angles with the center line of Luckey Road 30 feet; thence Northerly to a point distant 50 feet Easterly, by right angle measurement from a point on the center line of Luckey Road distant 308.86 feet Southerly, measured along said center line from its intersection with the center line of Wagoner Road; thence Northerly to a point distant 85 feet Easterly by right angle measurement from a point on the center line of Luckey Road distant 8.86 feet Southerly, measured along said center line from its intersection with the center line of Wagoner Road; thence Northerly and parallel with the center line of Luckey Road, to the Northerly line of land conveyed to Charles F. Swartz and Lottie Swartz, dated October 21, 1941 and recorded in Volume 256, Page 380 of Wood County Deed Records; thence Westerly along the Northerly line of land so conveyed to the place of beginning.

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

Parcel No. 57-G -- Permanent Easement for Highway Purposes

Situated in the Township of Lake, County of Wood and State of Ohio and known as being part of Original Lake Township Section No. 29, Town 7 North, Range 12 East, and known as being all that part of Parcel No. 1 of land conveyed to Charles F. Swartz and Lottie Swartz, by deed dated October 21, 1941 and recorded in Volume 256, Page 380 of Wood County Deed Records, and bounded and described as follows:

Beginning on the Easterly line of Parcel No. 1 of land so conveyed, at a point distant 798.71 feet Southerly, measured along said Easterly line and its Northerly prolongation, from its intersection with the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 10, Page 60 of Wood County Map Records; thence Northerly along the Easterly line of land so conveyed to the Northeasterly corner thereof; thence Westerly along the Northerly line of Parcel No. 1 of land so conveyed, 750 feet to a point; thence Southerly at right angles to the Northerly line of land so conveyed, 20 feet to a point; thence Easterly to a point distant 35 feet Southerly,

measured at right angles, from a point on the Northerly line of land so conveyed, distant 650 feet Westerly from the Northeasterly corner thereof; thence Easterly to a point distant 80 feet Southerly, measured at right angles, from a point on the Northerly line of land so conveyed, distant Westerly 125 feet from the Northeasterly corner thereof; thence Easterly parallel to the Northerly line of land so conveyed, 15 feet to a point distant 110 feet Westerly from the Easterly line of land so conveyed; thence Southerly parallel to the Easterly line of land so conveyed to a point distant 110 feet Westerly, measured at right angles from a point 298.71 feet Southerly, measured along said Easterly line and its Northerly prolongation from its intersection with the center line of Ohio Turnpike Project No. 1 as aforesaid; thence Southerly to a point distant 55 feet Westerly, measured at right angles, from a point on said Easterly line of land conveyed and its Northerly prolongation as aforesaid, distant Southerly 498.71 feet from its intersection with the center line of Ohio Turnpike Project No. 1; thence Southerly to a point distant Westerly 30 feet, measured at right angles from a point on the Easterly line of land so conveyed to Swartz and its Northerly prolongation, distant 798.71 feet Southerly from its intersection with the center line of Ohio Turnpike Project No. 1; thence Easterly at right angles to the Easterly line of land so conveyed, 30 feet to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of Luckey and Wagoner Roads, 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 parcel described above as Parcel No. 57-B, 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. "



Parcel No. 55-K(1) -- Permanent Easement for Highway Purposes

Situated in the Township of Perrysburg, County of Wood and State of Ohio and known as being part of Original Perrysburg Township Section No. 12, Town 4, United States Reserve and being bounded and described as follows:

Beginning on the Northerly line of land conveyed to Edward B. Reitz, by deed dated February 25, 1925 and recorded in Volume 204, page 115 of Wood County Deed Records at a point distant Westerly 75 feet, measured at right angles, from the Easterly line of the Westerly half of said Section No. 12; thence Southerly parallel to said Easterly line to a point distant 75 feet Westerly, measured at right angles from a point on said Easterly line distant Southerly 334.81 feet from its intersection with the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 10, page 68 of Wood County Map Records; thence Southerly to a point distant 55 feet Westerly, measured at right angles, from a point on said Easterly line distant 509.81 feet Southerly, from the center line of Ohio Turnpike Project No. 1; thence Southerly parallel to said Easterly line of the Westerly half of Section No. 12, 275 feet to a point; thence Easterly at right angles, to the last described line, 25 feet to a point; thence Northerly parallel to the Easterly line of the Westerly half of Section No. 12, 275 feet to a point; thence Northwesterly on a "straight" line to the Northerly line of land conveyed to Edward B. Reitz, as aforesaid, which "straight" line if prolonged would intersect a point distant 50 feet Westerly, measured at right angles from a point on the Easterly line of the Westerly half of Section No. 12, distant 309.81 feet Southerly from its intersection with the center line of Ohio Turnpike Project No. 1; thence Westerly along the Northerly line of land so conveyed to Edward B. Reitz to the place of beginning. "

Resolution No. 282-1953

"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

A vote by ayes and nays was taken and all members present responded to roll call. The vote was as follows:

Ayes, Linzell, McKay, Allen, Teagarden. The Secretary cast an "aye" vote on behalf of Mr. Shocknessy.

Nays, none.

The Vice-Chairman declared the resolutions adopted.

The General Counsel then reported in detail upon the status of right-of-way acquisition for construction sections 4, 5, 6 and 7, for which bids would be received on July 8, 1953. He then reported with respect to the acquisition of mainline parcels for those construction sections for which bids would be received for the remainder of the month of July, 1953.

Resolution No. 283-1953, ratifying actions of administrative officers was moved for adoption by Mr. Linzell and seconded by Mr. Allen as follows:

"WHEREAS the executive assistant, chief engineer, general counsel, assistant secretary, comptroller, chief of the right-of-way section, and director of information and research of the Commission have, by various written and oral communications, fully advised the members of the Commission with respect to their official actions taken on behalf of the Commission since the Commission's last meeting, and the Commission has duly reviewed and considered the same;

NOW, THEREFORE, BE IT

RESOLVED that all official actions taken by the aforesaid administrative officers of the Commission on its behalf since the Commission's meeting on June 23, 1953, are hereby ratified, approved, and confirmed."

A vote by ayes and nays was taken and all members present responded to roll call. The vote was as follows:

Ayes, Linzell, Allen, McKay, Teagarden. The Secretary cast an "aye" vote on behalf of Mr. Shocknessy.

Nays, none.

The Vice-Chairman declared the resolution adopted.

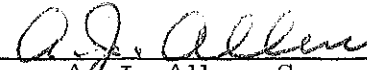
There being no further business to come before the Commission, a motion was made by Mr. McKay, seconded by Mr. Linzell that the meeting adjourn subject to call of the Chairman. A vote by ayes and nays was taken and all members responded to roll call. The vote was as follows:

Ayes, McKay, Linzell, Allen, Teagarden, Shocknessy.

Nays, none.

The Vice-Chairman declared the meeting adjourned. The time of adjournment was 1:00 o'clock P. M.

Approved as a correct transcript of the proceedings of the Ohio Turnpike Commission



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A. J. Allen, Secretary-Treasurer.