

MINUTES OF THE SIXTY-SEVENTH MEETING
JULY 9, 1953

Pursuant to call of the Chairman the Ohio Turnpike Commission met in special open session in its offices at 139 East Gay Street in Columbus, Ohio, at 11:15 A. M. on July 9, 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.

A motion was made by Mr. Teagarden, seconded by Mr. McKay, that the minutes for the meeting of June 9, 1953, which had been examined by the members of the Commission, and upon which the required corrections had been made, be approved without reading. A vote by ayes and nays was taken and all members responded to roll call. The vote was as follows:

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

Nays, none.

The Chairman declared the motion carried.

The Chairman read the following letter under date of July 8, 1953, which had been received from the Director of Highways:

"Chairman James W. Shocknessy
Ohio Turnpike Commission
135 East Gay Street
Columbus, Ohio

Dear Mr. Shocknessy:

In your letter of November 7, 1952, you attached Turnpike Resolution No. 88-1952, requesting that I advise the Commission whether or not it is appropriate for the

study to be undertaken immediately within the limitations of Sec. 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.

On the basis of traffic studies that have already been carried out, it is my opinion that it is appropriate that a detailed study as to feasibility of that portion from the Cincinnati area northward to USR 40 should be undertaken. The remaining portion from USR 40 northward to the Toledo area requires the obtaining of further traffic data. The Highway Department will proceed with your concurrence in obtaining the traffic data and will be prepared to deliver the information to a consulting engineer or the Turnpike Commission within six months. The preparation of a detailed engineering report to determine feasibility of that portion from USR 40 northward to the Toledo area can then be made by the consulting engineer, if traffic data indicates possibility of this portion being feasible.

Very truly yours,

/s/ S. O. Linzell

S. O. Linzell
Director¹¹

Mr. Linzell commented upon the letter and also advised the Commission that the preliminary traffic analyses covering that part of the state north of U. S. Route 40, should in his opinion encompass the whole width of Ohio rather than be confined to the general area of Toledo in order that the Commission might determine the most feasible location which would best serve north and south traffic. The Chairman suggested that it might be a good plan for the Commission to alter the request hitherto made to the Director of Highways, and ask him to complete his study as soon as possible from U. S. Route 40 to the Ohio Turnpike rather than to commit himself to the immediate area of Toledo. Mr. Allen, Mr. Teagarden and Mr. McKay were in agreement with the suggestion.

Mr. Linzell also advised the Commission of his belief that a connection from Conneaut to the Ohio Turnpike to be constructed either by the Ohio Turnpike Commission or by the Department of Highways was likely to be urgent not later than

1956 or 1957. He said that he based his opinion on the fact that the New York Thruway, now under construction, would terminate at the Pennsylvania-New York state line leaving only Erie County, Pennsylvania between Ohio and a tremendously heavy concentration of traffic generated by the New York Thruway. He suggested that this problem also merited study. The members of the Commission were in agreement and requested that the Chairman ask the Director of Highways to advise the Commission at his earliest convenience whether or not it is appropriate that studies be undertaken immediately to determine if a turnpike connection from Conneaut to Ohio Turnpike Project No. 1 may be feasible, and to authorize the Director of Highways to establish priority in his office for the several studies which had been requested.

The Chairman stated that the bids which had been received on July 8, 1953, had given him some concern during the preceding 20 hours, and that he had been in touch by long distance telephone with members of the Commission about them. He said that he could not tell the Commission that the bids were satisfactory, because they markedly exceeded the report estimates. He said that there were reasons apparent on the face of them which indicated why the bids exceeded the estimates. He pointed out that the Greiner Company estimates had contemplated a much longer construction period that would be possible within a completion date of October 15, 1954, and that had not the Commission suffered from litigation, the October 15 completion date would not have been burdensome, but that it became burdensome because of the shortening of the interval of construction. He stated that the Commission was faced with a price to be paid for a completion date on October 15, 1954, which he did not believe commensurate with the benefit to be derived.

The Chairman said that bids would be received on July 29, 1953, and August 5, 1953, on the western side of the state for a completion date of June 30, 1955, and that not until after the Commission had seen the bids with a completion date of June 30, 1955, in those two instances, would it be justified in saying finally what the reasons are for the high bids. The Chairman recommended that the bids be rejected and that the Commission examine the bids which would be received within the succeeding several weeks, and then make the determination about what steps it must take with respect to drawing the bids into a proper perspective.

Mr. McKay agreed with the Chairman and stated that in his opinion the bids were too high and there was an insufficient number of bidders.

The Chairman inquired of Mr. C. E. McKee, Executive Secretary of the Ohio Contractors Association, who was present at the meeting, whether he had any comment to make. Mr. McKee said that generally the construction industry had been concerned about the tightness of the time schedule for the Turnpike project and undoubtedly that had had a great deal to do with the prices which were received. He pointed out that the proposed construction schedule meant that a terrific peak was put upon the construction industry, both the suppliers and the contractors, for the year of 1954, operating in the northern part of Ohio where the construction season was shortest.

The Chairman observed that the Commission was dealing with intermediate completion dates rather than ultimate completion dates, and that he saw no reason to fear

that ultimate completion cannot be accomplished as envisioned despite the litigation. He said that he had discussed the matter with the Governor Of Ohio because any change brought about by the Commission in the dates when it may or may not absorb traffic from the Pennsylvania Turnpike was of profound concern to the Governor. He reported that the Governor had stated his belief that if the Commission determined that the bids are excessive, that the Commission would do well to reject them and need not be concerned about the impact of traffic on the state roads, but that the important thing as he saw it was to get good and proper prices and not pay any undue premiums for advantages which were not commensurate with the price. The Chairman stated his belief that there was a general view that if the Commission believed that the prices were too high that it must reject them without reference to any other consideration of less value than the disproportionate price.

The Assistant Secretary-Treasurer reported for the Secretary-Treasurer that since the preceeding meeting the financial statements as of June 30, 1953, had been mailed out to the members.

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

The Chief Engineer reported that bids had been received on July 8, 1953, from seven firms bidding on the construction of sections C-4, C-5, C-6, and C-7. He reported that the low bid in combination would be Western Contracting Corp. of Sioux City, Iowa on section C-4, a combination bid by Allegheny Asphalt and Paving Company of Pittsburgh on sections C-5 and C-6, and a bid by C. F. Lytle Company and

Green Construction Company of Sioux City, Iowa, on section C-7. He said that the low combination amounted to \$15,995,051.60. He said that these prices were considerably over the engineers' report estimate and also over the estimate as it would be adjusted for a difference in quantities, and he explained the additional quantities which had resulted after detailed designs were completed. The Chief Engineer stated his belief that the very short time schedule contributed to the high bids. He handed to the Commission his written recommendation under date of July 9, 1953, that the bids be rejected and that construction sections C-4, C-5, C-6 and C-7 be re-advertised for the receipt of bids at a later date.

Mr. Donnelly concurred with the recommendation of the Chief Engineer and pointed out to the Commission that it had been obligated to attempt to open as much of the Turnpike at the earliest practicable date as it could feasibly do. He agreed with the Chairman that the date of ultimate completion of the project need not be affected by intermediate adjustments of the construction schedule, and stated his opinion that the price to be paid for October, 1954, completion dates would far outweigh the economic advantages to be gained.

The General Counsel stated that the Commission was within its legal rights in rejecting the bids.

Resolution No. 284-1953, rejecting proposals for contracts C-4, C-5, C-6, C-7, C-4&5, C-5&6, C-6&7, C-4, 5&6, C-5, 6&7 and C-4, 5, 6&7, was moved for adoption by Mr. McKay and seconded by Mr. Linzell as follows:

"WHEREAS the Commission has duly advertised, according to law, for bids upon contracts for the construction of Construction Sections 4, 5, 6, and 7 of Ohio Turnpike Project No. 1, which contracts are designated Contracts C-4; C-5; C-6; C-7; C-4&5; C-5&6; C-6&7; C-4, 5&6; C-5, 6&7; and C-4, 5, 6&7, and proof of said advertising is before the Commission;

WHEREAS the bids for the performance 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 the Commission considers that the bids received for the aforesaid contracts are too high in price; and

WHEREAS the Commission's consulting engineer and chief engineer have recommended that all bids for said contracts be rejected by reason of the high prices quoted in the bids; and the Commission's general counsel has advised the Commission that there is no doubt that the Commission has the right to reject any and all bids for said contracts as recommended;

NOW, THEREFORE, BE IT

RESOLVED that all bids received for Contracts C-4; C-5; C-6; C-7; C-4&5; C-5&6; C-6&7; C-4, 5&6; C-5, 6&7; and C-4, 5, 6&7 be, and hereby they are, rejected; and each of the chairman and the chief engineer is authorized to return to the respective bidders all certified checks held by the Commission as security for any of the aforesaid bids; and

FURTHER RESOLVED that the chief engineer and general counsel are directed to cause said contracts to be re-advertised; and the chief engineer shall take and open bids for the same pursuant to such readvertisement, and shall report the results thereof to the Commission. "

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.

The Chief Engineer recommended approval by the Commission of a revised supplemental specification I-30, in which it had been found necessary to change three words. Mr. Donnelly concurred in the recommendation of the Chief Engineer. The General Counsel handed to the Commission a written recommendation under date of July 9, 1953, signed by himself, the Chief Engineer, and the Consulting Engineers recommending the adoption of revised supplemental specification I-30.

Resolution No. 285-1953, adopting revised supplemental specification I-30, was moved for adoption by Mr. Linzell and seconded by Mr. Allen as follows:

"WHEREAS there has been presented to this meeting, for the Commission's consideration, proposed, revised Supplemental Specification I-30, bearing the revision date of July 9, 1953, pertaining to the construction of Ohio Turnpike Project No. 1;

WHEREAS the Commission's consulting engineer, chief engineer, and general counsel have reported to the Commission with respect to the aforesaid proposed, revised Supplemental Specification, and the Commission has duly and fully considered the same; and

WHEREAS the Commission is of the opinion that the aforesaid revised supplemental specification should be adopted;

NOW, THEREFORE, BE IT

RESOLVED that revised Supplemental Specification I-30, pertaining to farm tile drains, revised, July 9, 1953, be, and the same hereby is, adopted; provided, that any changes which are in the nature of adding or changing headings, captions, tables of contents, and style of writing or printing, or in the nature of filling in blank spaces or correcting typographical, clerical, or arithmetical errors may be made upon the authorization of either the chief engineer or general counsel. "

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

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

Nays, none.

The Chairman declared the resolution adopted.

The Chief Engineer recommended approval by the Commission of contract documents for sections C-24, C-25, C-26, and C-27. The General Counsel concurred in the recommendation of the Chief Engineer.

Resolution No. 286-1953, approving, adopting and ratifying documents for contracts C-24, C-25, C-26, C-27, C-24&25, C-25&26, C-26&27, C-24, 25&26, C-25, 26&27, and C-24, 25, 26&27, were moved for adoption by Mr. Allen and seconded by Mr. Teagarden, 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-24; C-25; C-26; C-27; C-24&25; C-25&26; C-26&27; C-24, 25&26; C-25, 26&27; and C-24, 25, 26&27;

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 24, 25, 26, and 27; and

FURTHER RESOLVED that all action heretofore taken by the chief engineer and general counsel, or either of them, with reference to 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 result thereof to the Commission. "

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

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

Nays, none.

The Chairman declared the resolution adopted.

The General Counsel then presented fourteen recommended forms of resolutions by which the Commission would

declare the necessity for appropriating various parcels of property therein designated and described. He stated that in each of the fourteen 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 fourteen cases.

Resolutions Nos. 287-1953, 288-1953, 289-1953, 290-1953, 291-1953, 292-1953, 293-1953, 294-1953, 295-1953, 296-1953, 297-1953, 298-1953, 299-1953, and 300-1953, 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. Teagarden, 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 from the following-named owner or owners and persons having interests therein, to-wit:

<u>Owner(s)</u>	<u>Place of Residence</u>
Roy S. Grenamyer	Lipkey Road North Jackson, Ohio
Frances A. Grenamyer	Lipkey Road North Jackson, 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. 182-B(1) -- Permanent Easement for Highway Purposes

Situated in the Township of Jackson, County of Mahoning and State of Ohio and known as being part of Original Jackson Township Lot No. 13, Tract 11 of Salt Spring Tract and being all that part of the lands described in the deed to Roy S. Grenamyre, dated February 17, 1943 and recorded in Volume 532, page 242 of Mahoning County Deed Records and being a strip of land 50 feet wide, bounded and described as follows:

Beginning on the center line of Lipkey Road at its intersection with a line drawn parallel to and distant 140 feet Southwesterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, page 52 of Mahoning County Map Records; thence Southwesterly along the center line of said Lipkey Road to a point distant 550 feet Southwesterly, measured along said center line from its intersection with the center line of said Ohio Turnpike Project No. 1, as aforesaid; thence Northwesterly at right angles to the center line of said Lipkey Road 50 feet; thence Northwesterly and parallel with the center line of said Lipkey Road to its intersection with a line drawn parallel to and distant 140 feet Southwesterly, measured on a line normal to the center line of said Ohio Turnpike Project No. 1, as aforesaid; thence Southeasterly along said parallel line to the place of beginning.

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

Parcel No. 182-B(2) -- Temporary Easement for Detour Road

Situated in the Township of Jackson, County of Mahoning and State of Ohio and known as being part of Lot No. 13 of Tract 11 of the Original Salt Springs Tract and is further bounded and described as follows:

Beginning on the North line of lands conveyed to Roy S. Grenamyre by a deed recorded in Volume 532 Page 242 of the Mahoning County Deed Record at a point 110.00 feet West-erly by right angle measure from the centerline of Lipkey Road (60 feet) and from thence running North 89° 01' East along said North line 31.26 feet to a line parallel to and distant 140.00 feet Southwesterly from, measured on a line normal to the centerline of Ohio Turnpike Project No. 1 as shown by

plat recorded in Volume 33 Page 52 of the Mahoning County Plat Records, thence in a Southeasterly direction and curving to the left with a radius of 11,599.16 feet 39.80 feet to a line parallel to and distant 50 feet Westerly by right angle measure from the centerline of said Lipkey Road, thence South 8° 21' West along said line 404.36 feet to a line normal to the centerline of Lipkey Road, thence South 81° 39' East, normal to centerline of Lipkey Road 20.00 feet to the Westerly Right of Way line of said Road, thence South 8° 21' West along said line 200 feet to a point, thence North 30° 19' West 128.06 feet to a line parallel to and distant 110.00 feet Westerly by right angle measure from the centerline of said Road, thence North 8° 21' East along said line 526.36 feet to the place of beginning and containing 0.85 acres of land. "

Resolution No. 288-1953

"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>
Kathryn Nash Flickinger	Canfield, 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. 187-G -- 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. 12, Second Division and being all that part of the lands described in the Certificate of Transfer

in the matter of the Estate of Allen H. Flickinger, dated June 12, 1950 and recorded in Volume 629, page 586 of Mahoning County Deed Records lying within a strip of land 275 feet wide between parallel lines, the Northeasterly line of said strip being parallel to and distant 140 feet Northeasterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 33, pages 32 and 45 of Mahoning 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. 187-G(2) -- 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. 12, Second Division and being a strip of land bounded as follows:

Westerly by the center line of Canfield-Niles Road (which is also State Route No. 46 and which center line is also the Westerly line of said Original Lot No. 12); Easterly by a line drawn parallel to said center line and distant Easterly 65 feet at right angle measurement therefrom; Southerly by a line drawn Easterly at right angles to said center line of Canfield-Niles Road from a point 1390 feet Southerly, measured along said center line from its intersection with 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 Northerly by the Southerly line of land conveyed to Cemetery Trustees of The Lutheran Reformed Cemetery of Canfield, Ohio, by deed dated April 17, 1913 and recorded in Volume 179, page 585 of Mahoning County Deed Records.

Excepting therefrom that portion thereof lying within the bounds of State Route No. 46, as now established.

Parcel No. 186-W -- 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. 5, Second Division and being a strip of land between parallel lines, bounded as follows:

Northerly by the Southerly line of land conveyed to Robert Nash Flickinger, by deed dated July 18, 1953 and recorded in Volume 680, page 117 of Mahoning County Deed Records; Southerly by a line drawn Westerly, at right angles, from a point on the center line of State Route No. 46, distant Southerly 1390 feet from its intersection with the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, page 32 of Mahoning County Map Records; Westerly by a line drawn parallel to and distant Westerly 65 feet, at right angle measurement, from the center line of State Route No. 46, and Easterly by the center line of State Route No. 46, which center line is also the Easterly line of Lot No. 5.

Excepting therefrom that portion thereof lying within the bounds of State Route No. 46, as now established.

Parcel No. 186-W(1) -- Temporary Easement for Detour Road

Situated in the Township of Canfield, County of Mahoning and State of Ohio and known as being part of Original Canfield Township Lot No. 5, Second Division and bounded and described as follows:

Beginning on the centerline of State Route No. 46, said centerline being also the Easterly line of Canfield Township Lot No. 5, at a point 1390 feet Southerly, measured along said centerline from its intersection with the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, page 32 of Mahoning County Map Records; thence Westerly on a line drawn at right angles to the centerline of State Route No. 46, 65 feet to a point; thence Northerly on a line drawn parallel to said centerline to a point 65 feet Westerly, measured at right angles to said centerline from a point 1305 feet Southerly, measured along said centerline from its intersection with said Turnpike centerline; thence Northwesterly on a 'straight line' to its intersection with the Southerly line of land described in the deed to Robert Nash Flickinger, dated July 18, 1952 and recorded in Volume 680, page 117 of Mahoning County Deed Records, said 'straight line' if prolonged terminating at a point 250 feet Westerly, measured at right angles to the centerline of State Route No. 46, from a point 1005 feet Southerly, measured along said centerline from its intersection with said Turnpike centerline; thence Westerly along the Southerly line of land described in said deed to Robert Nash Flickinger to its intersection with a 'straight line' drawn from a point 330 feet Westerly, measured at right angles to the centerline of State Route No. 46 from a

point 1005 feet Southerly, measured along said centerline from its intersection with said Turnpike centerline, to a point 33 feet Westerly, measured at right angles to said centerline of State Route No. 46 from a point 1500 feet Southerly, measured along said centerline from its intersection with said Turnpike centerline; thence Southeast-erly along said 'straight line' to said point 33 feet West-erly, measured at right angles to the centerline of State Route No. 46 from a point 1500 feet Southerly, measured along said centerline from its intersection with said Turn-pike centerline; thence Easterly on a line at right angles to the centerline of State Route No. 46 to a point thereon; thence Northerly along said centerline to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of State Route No. 46, 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. 187-G, including such rights to any turnpike constructed thereon.

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

Resolution No. 289-1953

"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 con-
struction 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>
Robert Nash Flickinger	Canfield, Ohio
The Home Savings & Loan Company	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. 186-U -- 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. 5, Second Division, and being a strip of land bounded as follows:

Northerly by the Northerly line of said Original Lot 5; Southerly by the Southerly line of land conveyed to Robert Nash Flickinger, by deed dated July 18, 1952 and recorded in Volume 680, page 117 of Mahoning County Deed Records; Easterly by the center line of State Route No. 46, which is also the Easterly line of Lot 5 and Westerly by a line parallel to and distant 65 feet West-erly, at right angle measurement, from the center line of State Route No. 46.

Excepting therefrom that portion thereof lying within the bounds of State Route No. 46, as now estab-lished.

Parcel No. 186-U(1) -- Temporary Easement for Detour Road

Situated in the Township of Canfield, County of Mahoning and State of Ohio and known as being part of Lot No. 5 in the second division of lots of said Township and is further described as follows:

Beginning on the North line of Lot No. 5 at a point 250.00 feet Westerly from the centerline of the Canfield Niles Road, called State Route 46 and from thence running South 34° 19' 30" East, 286.82 feet to the South line of lands described in the deed to Robert Nash Flickinger recorded in Volume 680 Page 117 of the Mahoning County Deed Record, thence South 88° 38' West along said South line 80.00 feet to a point, thence North 34° 19' 30" East, 286.82 feet to the North line of said lands, being also the North line of Lot No. 5, thence North 88° 38' East along said line 80.00 feet to the place of beginning and containing 0.44 Acres of land."

Resolution No. 290-1953

"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>
Michael Markel	R. F. D. #1, Mineral Ridge, Ohio
Mary Markel	R. F. D. #1, Mineral Ridge, 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. 181-F (1) -- Fee Simple

Situated in the Township of Jackson, County of Mahoning and State of Ohio and known as being part of Original Jackson Township Tract No. 13 in Salt Spring Tract and being all that part of the lands described in the deed to Michael Markel and Mary Markel, dated October 13, 1945 and recorded in Volume 559, page 434 of Mahoning County Deed Records lying within a strip of land 5 feet wide between parallel lines, the Northeasterly line of said strip being parallel to and distant 130 feet Southwesterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 33, pages 40 and 48 of Mahoning 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. 181-F(2) -- Permanent Easement for Highway Purposes

Situated in the Township of Jackson, County of Mahoning and State of Ohio and known as being part of Original Jackson Township Tract No. 13 in Salt Spring Tract and being all that part of the lands described in the deed to Michael Markel and Mary Markel, dated October 13, 1945 and recorded in Volume 559, page 434 of Mahoning County Deed Records and known as being a 40 foot strip of land and bounded and described as follows:

Beginning on the center line of Silica Quarry Road at its intersection with a line drawn parallel to and distant 160 feet Northeasterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 33, pages 40 and 48 of Mahoning County Map Records; thence Southeasterly along said parallel line to its intersection with a line drawn 40 feet Southerly at right angles to the center line of Silica Quarry Road; thence Easterly and parallel with the center line of said Silica Quarry Road to its intersection with a line drawn 40 feet Southerly at right angles to said center line from a point which is distant 500 feet Easterly, measured along said center line from its intersection with the center line of said Ohio Turnpike Project No. 1, as aforesaid; thence Northerly at right angles to the center line of Silica Quarry Road 40 feet to the center line

thereof; thence Westerly along the center line of said road to the place of beginning.

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

Parcel No. 181-F(3) -- Permanent Easement for Highway Purposes

Situated in the Township of Jackson, County of Mahoning and State of Ohio and known as being part of Original Jackson Township Tract No. 13 in Salt Spring Tract and being all that part of the lands described in the deed to Michael Markel and Mary Markel, dated October 13, 1945 and recorded in Volume 559, page 434 of Mahoning County Deed Records and known as being a 40 foot strip of land bounded and described as follows:

Beginning on the center line of Silica Quarry Road at its intersection with a line drawn parallel to and distant 135 feet Southwesterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 4, pages 40 and 48 of Mahoning County Map Records; thence Southeasterly along said parallel line to its intersection with a line drawn 40 feet Southerly, measured at right angles to the center line of Silica Quarry Road; thence Westerly and parallel with the center line of Silica Quarry Road to its intersection with a line drawn 40 feet Southerly, measured at right angles to the center line of said Road from a point distant 499 feet Westerly, measured along said center line from its intersection with the center line of said Ohio Turnpike Project No. 1, as aforesaid; thence Northerly at right angles to the center line of said Silica Quarry Road, 40 feet to the center line thereof; thence Easterly along said center line to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of Silica Quarry 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 herein, in, over, or to the parcel described above as Parcel No. 181-F(1), 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. 291-1953

"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>
James Erskine	Canfield-Poland Road, Lowellville, Ohio
Margaret Ann Erskine	Canfield-Poland Road, Lowellville, 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. 181-B(1) -- Fee Simple

Situated in the Township of Jackson, County of Mahoning and State of Ohio and known as being part of Original Jackson Township Tract No. 13 in Salt Spring Tract and being all that part of the lands described in the deeds to James Erskine and Margaret Ann Erskine, one dated January 23, 1951 and recorded in Volume 651, page 602 and one dated March 28, 1951 and recorded in Volume 652, page 352 of Mahoning County Deed Records lying within a strip of land 5 feet wide between parallel lines, the Northeasterly line of said strip being parallel to and distant 140 feet Northeasterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, pages 40 and 41 of Mahoning County Map Records, and the Southwesterly line of said strip being parallel to and distant 135 feet Northeasterly, 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 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. 292-1953

"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>
Rae Coulter	North Benton-Calla Road, North Lima, Ohio
Gerald Coulter	North Benton-Calla Road, North Lima, Ohio
The Union Banking Company of Columbiana, Ohio	Columbiana, 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-Z -- Permanent Easement for Highway 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. 2 and bounded and described as follows:

Beginning at the intersection of the center line of Sharrot Road with the center line of North Benton Calla State Line Road, being also the Southwesterly corner of said Section No. 2; thence Northerly along the center line of Sharrot Road about 239.58 feet to the Northwesterly corner of land conveyed to Rae Coulter and Gerald Coulter, by deed dated May 29, 1952 and recorded in Volume 676, page 570 of Mahoning County Deed Records; thence Easterly along the Northerly line of land so conveyed to Rae Coulter and Gerald Coulter, 55.50 feet; thence Southwesterly in a direct line to a point distant 45 feet Easterly of, measured at right angles to, the center line of Sharrot Road at a point therein distant 100 feet Northerly of the place of beginning; thence Southwesterly in a direct line to a

point in the center line of North Benton Calla State Line Road, distant 38.75 feet Easterly of the place of beginning; thence Easterly along the center line of North Benton Calla State Line Road 38.75 feet to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of Sharrot Road and North Benton Calla State Line Road, as now established."

Resolution No. 293-1953

"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 Turn-pike 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>
Perry Kimmel	Kirk Road, R.D. #1, Canfield, Ohio
Goldie Kimmel	Kirk Road, R.D. #1, Canfield, 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. 184-C(4) -- Permanent Easement for Drainage
Purposes

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

of Original Austintown Township Lot No. 24, and bounded and described as follows:

Beginning on a line parallel to and distant 195 feet Southwesterly, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, page 47 of Mahoning County Map Records at its intersection with a line drawn Southwesterly from said center line at Station 322+00; thence Westerly on a line forming an angle of 55° 30' in the Northwesterly Quadrant with said parallel line, to the center line of Turner Road; thence Southerly along the center line of Turner Road to a point distant Southerly 80 feet at right angle measurement from the last described line; thence Easterly parallel to the first described Course to its intersection with said line parallel to the center line of Ohio Turnpike Project No. 1; thence Northwesterly along said parallel line to the place of beginning.

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

Resolution No. 294-1953

"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>
Tenmen, Inc.	1656 Union Commerce Building, Cleveland, Ohio
County Auditor of Summit County	Summit County Court House, Akron, Ohio
County Treasurer of Summit County	Summit County Court House, Akron, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 148A-150G -- Fee Simple

Situated in the Village of Boston Heights, County of Summit and State of Ohio and known as being part of Original Lots Numbers 16 and 21, bounded and described as follows:

Beginning at a point in the center line of State Road, distant Northwesterly 181.26 feet, measured along said center line of State Road from the Southeasterly corner of a parcel of land conveyed to John and Mary Divis, by deed recorded in Volume 241, page 671 of Summit County Records; said beginning point is also about 2277.47 feet Southerly along the centerline of the Akron-Cleveland Road (State Route #8) from its intersection with the centerline of the Boston Mills-Hines Hill Road (Highland Springs Road); thence Westerly 2647.02 feet and parallel with the Southerly line of land conveyed to John and Mary Divis as aforesaid, to a point on the Northeasterly right-of-way line of the L. E. & P. Railroad, distant Northwesterly 206.75 feet, measured along said right-of-way line from its intersection with the Easterly line of said Lot Number 21; thence Northwesterly 383.97 feet, measured along said Northeasterly right-of-way line of L. E. & P. Railroad; thence Easterly 2662.27 feet and parallel with the first described line to a point in said centerline of State Road; thence Southeasterly 377.36 feet, measured along said center line of State Road to the place of beginning."

Resolution No. 295-1953

"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>
Anna R. Szaraz	687 Broadway, Bedford, Ohio
Steve Szaraz	687 Broadway, Bedford, Ohio
Mary Dvorak	101 Northfield Road, Bedford, Ohio
Joseph Dvorak	101 Northfield Road Bedford, Ohio
County Auditor of Summit County	Summit County Court House, Akron, Ohio
County Treasurer of Summit County	Summit County Court House, Akron, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 151A-152F -- Fee Simple

Situated in the Township of Hudson, County of Summit and State of Ohio and known as being part of Original Hudson Township Lots Nos. 63, 64, 73 and 74 and being all that part of the lands described in the deeds to Anna R. Szaraz and Mary Dvorak, one dated December 12, 1946 and recorded in Volume 2334, page 517 and one dated December 8, 1948 and recorded in Volume 2551, page 256 of Summit County Deed Records lying within a strip of land 330 feet wide between parallel lines, the Northerly line of said strip being parallel to and distant 180 feet Northerly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 44, pages 149, 150 and 151 of Summit County Map Records, and the Southerly line of said strip being parallel to and distant 150 feet Southerly, measured on a line normal to said center line.

Parcel No. 151A-152F(3) -- Permanent Easement for
Drainage Purposes

Situated in the Township of Hudson, County of Summit and State of Ohio and known as being part of

Original Hudson Township Lot No. 74, and being all that part of the lands described in the Deeds to Anna R. Szaraz and Mary Dvorak, one dated December 12, 1946, and recorded in Volume 2334, page 517, and one dated December 8, 1948 and recorded in Volume 2551, page 256 of Summit County Deed Records, and bounded as follows:

Northerly by line parallel to and distant 280 feet Northerly from, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 44, page 149 of Summit County Map Records; Southerly by a line parallel to and distant 180 feet Northerly from, measured on a line normal to, said center line; Westerly by a line drawn Northerly, normal to said center line, from Station 540/50 on said center line; Easterly by a line drawn Northerly, normal to said center line, from Station 542/00 on said center line.

Parcel No. 151-A-152-F(4) - Temporary Easement for Railroad Detour

Situated in the Township of Hudson, County of Summit and State of Ohio and known as being part of Original Hudson Township Lot No. 63, and bounded and described as follows:

Beginning at Station 525/17.80 on the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 44, page 151 of Summit County Map Records; thence Southeasterly on a straight line forming an angle of $44^{\circ} 34' 20''$ in the Southeast quadrant with said Turnpike centerline, 960.21 feet to a point; thence Northeasterly at right angles to the last described line to the Northeasterly line of land described in the Land Contract to The Cleveland and Pittsburgh Railroad Company, dated February 15, 1850, and recorded in Volume 39, page 48 of Summit County Deed Records, and the principal place of beginning of the premises herein intended to be described; thence Northwesterly along said Northeasterly line to its intersection with a line drawn parallel to, and distant 150 feet Southerly of, measured on a line normal to the centerline of said Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 44, page 150 of Summit County Map Records; thence Easterly along said parallel line to a point normal to said Turnpike centerline at Station 528/85; thence

Southeasterly on a straight line to the principal place of beginning.

Parcel No. 151-A 152-F(5) -- Temporary Easement for
Railroad Detour

Situated in the Township of Hudson, County of Summit and State of Ohio and known as being part of Original Hudson Township Lot No. 73, and bounded and described as follows:

Beginning on a line drawn parallel to, and distant 180 feet Northerly of, measured on a line normal to the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 44, page 151 of Summit County Map Records, at a point normal to said centerline at Station 526+50; thence Northwesterly on a 'straight line' to its intersection with the Northerly line of land described in Parcel No. 1 of the deed to Anna R. Szaraz and Mary Dvorak, dated December 12, 1946 and recorded in Volume 2334, page 517 of Summit County Deed Records, said 'straight line' forming an angle of 52° 49' 20" in the Northwest quadrant with said Turnpike centerline; thence Westerly along said Northerly line to its intersection with the Northeasterly line of land described in the deed to the Cleveland and Pittsburgh Railroad Company, dated March 26, 1900 and recorded in Volume 249, page 377 of Summit County Deed Records; thence Southeasterly along said Northeasterly line to its intersection with said line drawn parallel to, and distant 180 feet Northerly of, measured on a line normal to said Turnpike centerline; thence Easterly along said parallel 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. 151-A - 152-F, 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. 296 - 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>
Tillie N. Anders	10156 Highland Drive Brecksville, Ohio
Walter Anders	10156 Highland Drive Brecksville, Ohio
The Ohio Fuel Gas Company	North Front Street Columbus, Ohio
County Auditor of Cuyahoga County	Cuyahoga County Court House, Cleveland, Ohio
County Treasurer of Cuyahoga County	Cuyahoga County Court House, Cleveland, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 140-H -- Fee Simple

Situated in the Village of Brecksville, County of Cuyahoga and State of Ohio and known as being part of original Brecksville Township Lot No. 62, and being all that part of the lands described in the deed to Tillie N. Anders, dated January 25, 1952 and recorded in Volume 7442, page 667 of Cuyahoga County Deed Records, lying within a strip of land 330 feet wide between parallel lines, the Northeasterly line of said strip being parallel to and distant 145 feet Northeasterly, measured on a line normal

to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 147, page 6 of Cuyahoga County Map Records, and the Southwesterly line of said strip being parallel to and distant 185 feet Southwesterly, measured on a line normal to said center line.

Parcel No. 140-H(1) -- Permanent Easement for Highway Purposes

Situated in the Village of Brecksville, County of Cuyahoga and State of Ohio and known as being part of Original Brecksville Township Lot No. 62, and being all that part of the lands described in the deed to Tillie N. Anders, dated January 25, 1952 and recorded in Volume 7442, page 667 of Cuyahoga County Deed Records bounded and described as follows:

Beginning on the center line of Richfield Road, 60 feet wide, at the Southerly line of lands conveyed to Tillie N. Anders as aforesaid; thence Westerly along the Southerly line of lands so conveyed to Tillie N. Anders to a point distant 70 feet Westerly, measured at right angles from the center line of Richfield Road; thence Northeasterly on a line parallel to the said center line to a point which is distant 70 feet Westerly, measured at right angles from a point on the said center line, said point being distant 550 feet Northeasterly, measured along said center line from its intersection with the center line of Ohio Turnpike Project No. 1 as shown by plat recorded in Volume 147, page 6 of Cuyahoga County Map Records; thence Southeasterly at right angles to last described line, 20 feet; thence Northeasterly on a line parallel to said center line of Richfield Road to its intersection with the Northerly line of lands so conveyed to Tillie N. Anders; thence Easterly along Northerly line of lands so conveyed to Tillie N. Anders to the center line of Richfield Road; thence Southwesterly along said center line of Richfield Road to the place of beginning.

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

Parcel No. 140-H(2) -- Temporary Easement for Detour Purposes

Situated in the Village of Brecksville, County of Cuyahoga and State of Ohio and known as being part of Original Brecksville Township Lot No. 62 and being all

that part of the lands described in the deed to Tillie N. Anders, dated January 25, 1952 and recorded in Volume 7442, page 667 of Cuyahoga County Deed Records bounded and described as follows:

Beginning on the Southerly line of lands so conveyed to Tillie N. Anders as aforesaid, at a point distant 70 feet Northwesterly, measured at right angles from the center line of Richfield Road; thence Westerly along the said Southerly line of lands so conveyed to Tillie N. Anders to a point distant 90 feet Northwesterly, measured at right angles from the said center line; thence Northeasterly parallel to the said center line of Richfield Road to a point distant 90 feet Northwesterly, measured at right angles from a point on the center line of Richfield Road, said point being distant 490 feet Northeasterly measured along said center line from its intersection with the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 147, page 6 of Cuyahoga County Map Records; thence Northeasterly on a 'straight line' to the Northerly line of lands so conveyed to Tillie N. Anders, said 'straight line' if prolonged would intersect a point distant 50 feet Northwesterly, measured at right angles from a point on the said center line of Richfield Road, said point being distant 680 feet Northeasterly, measured along said center line from its intersection with the said center line of Ohio Turnpike Project No. 1; thence Easterly along Northerly line of lands so conveyed to a point distant 50 feet Northwesterly, measured at right angles from the center line of Richfield Road; thence Southwesterly on a line parallel to said center line to a point distant 50 feet Northwesterly, measured at right angles from a point on the said center line said point being 550 feet Northeasterly measured along said center line from its intersection with the center line of Ohio Turnpike Project No. 1 as aforesaid; thence Northwesterly at right angles to last described line, 20 feet; thence Southwesterly parallel to the center line of Richfield Road 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. 140-H, 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. 297 - 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>
Albert C. Hasse	Highland Road, Brecksville, Ohio
Ruth E. Hasse, Also Known as Mary Ruth Hasse, Also Known as Mary Ruth Everhart	Address Unknown
The Ohio Fuel Gas Company	109 North Front Street, Columbus, Ohio
County Auditor of Cuyahoga County	Cuyahoga County Court House Cleveland, Ohio
County Treasurer of Cuyahoga County	Cuyahoga County Court House Cleveland, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 139-B -- Fee Simple

Situated in the village of Brecksville, County of Cuyahoga and State of Ohio and known as being part of

Original Brecksville Township Lot No. 62, and being all that part of the lands described in the deed to Mary L. Goldsmith, dated November 23, 1925, and recorded in Volume 3392, Page 143 of Cuyahoga County Deed Records, lying within a strip of land 320 feet wide between parallel lines, the Northeasterly line of said strip being parallel to and distant 145 feet Northeasterly measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 147, Page 7 of Cuyahoga County Map Records, and the Southwesterly line of said strip being parallel to and distant 175 feet Southwesterly measured on a line normal to said center line.

Parcel No. 139-B(1) -- Permanent Easement for Drainage Purposes

Situated in the Village of Brecksville, County of Cuyahoga and State of Ohio and known as being part of Original Brecksville Township Lot No. 62, and being all that part of the lands described in the deed to Mary L. Goldsmith, dated November 23, 1925, and recorded in Volume 3392, Page 143 of Cuyahoga County Deed Records bounded and described as follows:

Beginning on a line drawn parallel to and distant 145 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 147, Page 7 of Cuyahoga County Map Records, at a point measured Northeasterly, normal from the said center line of Station 917/80; thence Southeasterly along said parallel line to a point measured Northeasterly, normal from the said center line at Station 918/40; thence Northeasterly on a line drawn normal from the center line as aforesaid, to a point distant 215 feet measured along said normal line from the said center line; thence Northwesterly parallel to said center line to a point measured on a line normal from the center line as aforesaid, said point being distant 215 feet Northeasterly of said center line; thence Southwesterly along said normal line to the place of beginning.

Parcel No. 139-B(2) -- Permanent Easement for Drainage Purposes

Situated in the Village of Brecksville, County of Cuyahoga and State of Ohio and known as being part of Original Brecksville Township Lot No. 62, and being all that part of the lands described in the deed to Mary L.

Goldsmith, dated November 23, 1925 and recorded in Volume 3392, Page 143 of Cuyahoga County Deed Records bounded and described as follows:

Beginning on the Northerly line of lands conveyed to Albert C. Woellert and Myrna E. Woellert, by deed dated March 12, 1945 and recorded in Volume 5851, Page 572 of Cuyahoga County Deed Records, at its intersection with a line drawn Northeasterly, normal from the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 147, Pages 6 and 7 of Cuyahoga County Map Records, at its Station 919/50; thence Northeasterly along said line drawn normal to a point distant 350 feet, measured along said line from the said center line; thence Southeasterly on a line parallel to said center line of Ohio Turnpike Project No. 1, to its intersection with a line drawn normal, Northeasterly from said center line at its Station 920/60; thence Southwesterly along said normal line to its intersection with the Northerly line of lands so conveyed to Albert C. Woellert and Myrna E. Woellert, as aforesaid; thence Westerly along the Northerly line of lands so conveyed 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. 139-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. 298 - 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>
Harold H. Groves	1115 Campbell Street Sandusky, Ohio
Alta House Groves	1115 Campbell Street Sandusky, 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. 100-C -- Fee Simple

Situated in the Township of Berlin, County of Erie and State of Ohio and known as being part of Original Berlin Township Section No. 3, Lot No. 7, Sub-range No. 11, and being all that part of the lands described in the first parcel in the deed to Harold H. Groves and Alta House Groves, dated May 19, 1942 and recorded in Volume 172, page 324 of Erie 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 130 feet Northerly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 14, pages 7 and 8 of Erie County Map Records, and the Southerly line of said strip being parallel to and distant 140 feet Southerly, measured on a line normal to said center line.

Parcel No. 100-C(2) -- Permanent Easement for Drainage Purposes

Situated in the Township of Berlin, County of Erie and State of Ohio and known as being part of Original Berlin Township Section No. 3, Lot No. 7, Sub-range No. 11, and being all that part of the lands described in the

first parcel in the deed to Harold H. Groves and Alta House Groves, dated May 19, 1942 and recorded in Volume 172, page 324 of Erie County Deed Records and bounded as follows:

Northerly by a line drawn parallel to and 150 feet Northerly, as measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 14, pages 7 and 8 of Erie County Map Records; Southerly by a line drawn parallel to and 130 feet Northerly, as measured on a line normal to the center line of said Ohio Turnpike; Westerly by a line drawn normal to center line Station 882+00 of said Ohio Turnpike; Easterly by the Easterly line of lands described in aforesaid deed.

Parcel No. 100-C(3) -- Permanent Easement for Highway Purposes

Situated in the Township of Berlin, County of Erie and State of Ohio and known as being part of Original Berlin Township Section No. 3, Lot No. 7, Sub-range No. 11, and being all that part of the lands described in the first parcel in the deed to Harold H. Groves and Alta House Groves, dated May 19, 1942 and recorded in Volume 172, page 324 of Erie County Deed Records and bounded and described as follows:

Beginning on the center line of Arlington Road (so-called) at a point distant 140 feet Southerly, as measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 14, pages 7 and 8 of Erie County Map Records; thence Easterly on a line drawn parallel to said Ohio Turnpike, 70 feet; thence Southwesterly in a direct line to a point distant 35 feet Easterly by rectangular measurement from a point on the center line of said Arlington Road, 575 feet Southerly, as measured along said center line from its intersection with the center line of said Ohio Turnpike; thence Westerly in a direct line 35 feet to the last aforesaid point on the center line of Arlington Road; thence Northerly along the center line of Arlington Road to the place of beginning.

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

Parcel No. 100-C(4) -- Permanent Easement for Highway Purposes

Situated in the Township of Berlin, County of Erie and State of Ohio and known as being part of Original Berlin Township Section No. 3, Lot No. 7, Sub-range No. 11, and being all that part of the lands described in the first parcel in the deed to Harold H. Groves and Alta House Groves, dated May 19, 1942 and recorded in Volume 172, page 324 of Erie County Deed Records and bounded as follows:

Northerly by a line drawn at right angles to the center line of Arlington Road (so-called) at a point distant 625 feet Northerly, as measured along said center line from its intersection with the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 14, pages 7 and 8 of Erie County Map Records; Southerly by a line drawn parallel and distant 130 feet Northerly, as measured on a line normal to the center line of said Ohio Turnpike; Westerly by the center line of said Arlington Road; Easterly by a line drawn between a point 35 feet Easterly by rectangular measurement from a point on the center line of Arlington Road 625 feet Northerly, as measured along said center line from its intersection with the center line of said Ohio Turnpike and a point distant 70 feet Easterly from the center line of said Arlington Road on a line drawn parallel to and 130 feet Northerly, as measured on a line normal to the center line of said Ohio Turnpike.

Excepting therefrom that portion thereof lying within the bounds of Arlington 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. 100-C, 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. 299 - 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>
Louis Hoodlebrink, also known as Louis Hoodelbrink	Woodville, Ohio
Mable Hoodlebrink	Woodville, Ohio
The Bank of Elmore Company	Elmore, Ohio
County Auditor of Ottawa County	Ottawa County Court House Port Clinton, Ohio
County Treasurer of Ottawa County	Ottawa County Court House Port Clinton, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 62-E -- Fee Simple

Situated in the Township of Clay, County of Ottawa and State of Ohio and known as being part of Original Clay Township Section No. 5, Town 6 North, Range 13 East and being all that part of the lands described in the Certificate to the Recorder of Real Estate devised by will of Henry Hoodlebrink, dated August 25, 1932 and recorded in Volume 103, page 217 of Ottawa County Deed Records lying within a strip of land 230 feet wide between parallel lines, the Northeasterly line of said strip being parallel to and distant 115 feet Northeasterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 8, pages 25, 25A and 26 of Ottawa County Map Records, and the Southwesterly line of said strip being parallel to and distant 115 feet South-

westerly, measured on a line normal to said center line.

Parcel No. 62-E(5) -- Permanent Easement for Highway Purposes

Situated in the Township of Clay, County of Ottawa and State of Ohio and known as being part of Original Clay Township Section No. 5, Town 6 North, Range 13 East and being all that part of the lands described in the Certificate to the Recorder of Real Estate devised by will of Henry Hoodlebrink, dated August 25, 1932 and recorded in Volume 103, page 217 of Ottawa County Deed Records and bounded as follows:

Beginning on a line parallel to and distant 115 feet Northeasterly, measured on a line normal to Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 8, pages 25, 25A and 26 of Ottawa County Map Records at its intersection with the center line of Billman Road; thence Southeasterly along said parallel line to a point distant 85 feet Easterly at right angles to the center line of Billman Road; thence Northerly and parallel with the center line of Billman Road to its intersection with a line drawn 85 feet Easterly, measured at right angles from a point on the center line of Billman Road distant 110.95 feet Northerly, measured along said center line from its intersection with the center line of said Ohio Turnpike Project No. 1; thence Northwesterly in a direct line to its point of intersection with a line drawn 30 feet Easterly, measured at right angles from a point on the center line of Billman Road distant 660.95 feet Northerly, measured along said center line from its intersection with the center line of said Ohio Turnpike Project No. 1; thence Westerly at right angles to the center line of Billman Road, 30 feet to the center line of Billman Road; thence Southerly along the center line of Billman Road to the place of beginning.

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

Parcel No. 62-E(6) -- Permanent Easement for Highway Purposes

Situated in the Township of Clay, County of Ottawa and State of Ohio and known as being part of Original Clay Township Section No. 5, Town 6 North, Range 13 East and being all that part of the lands described in the Certificate to the Recorder of Real Estate devised by

will of Henry Hoodlebrink, dated August 25, 1932 and recorded in Volume 103, page 217 of Ottawa County Deed Records and bounded as follows:

Beginning on a line parallel to and distant 115 feet Southwesterly, measured on a line normal to Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 8, page 25, 25A and 26 of Ottawa County Map Records at its intersection with the center line of Billman Road; thence Southeasterly along said parallel line to a point distant 80 feet Easterly at right angles to the center line of Billman Road; thence Southerly and parallel with the center line of Billman Road to its intersection with a line drawn 80 feet Easterly, measured at right angles from a point on the center line of Billman Road distant 214.05 feet Southerly, measured along said center line from its intersection with the center line of Ohio Turnpike Project No. 1; thence Southwesterly in a direct line to its intersection with a line drawn 40 feet Easterly, measured at right angles from a point on the center line of Billman Road distant 589.05 feet Southerly, measured along said center line from its intersection with the center line of said Ohio Turnpike Project No. 1; thence Southwesterly in a direct line to its intersection with a line drawn 30 feet Easterly, measured at right angles from a point on the center line of Billman Road distant 759.05 feet Southerly, measured along said center line from its intersection with the center line of said Ohio Turnpike Project No. 1; thence Westerly at right angles to the center line of said Billman Road, 30 feet to the center line of Billman Road; thence Northerly along the center line of Billman Road to the place of beginning.

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

Parcel No. 62-E(8) -- Permanent Easement for Highway Purposes

Situated in the Township of Clay, County of Ottawa and State of Ohio and known as being part of Original Clay Township Section No. 5, Town 6 North, Range 13 East and being all that part of the lands described in the Certificate to the Recorder of Real Estate devised by the will of Henry Hoodlebrink, dated August 25, 1932 and recorded in Volume 103, page 217 of Ottawa County Deed Records, bounded and described as follows:

Beginning on the center line of Camper Road as now established at a point distant 605.59 feet Westerly, measured along said center line from its intersection with the center line of Ohio Turnpike Project No. 1, as shown by the plat recorded in Volume 8 of Maps, pages 25, 25A and 26 of Ottawa County Records; thence Northerly along a line at right angles from the center line of Camper Road 26.11 feet; thence Easterly on a straight line to its intersection with the Easterly line of land described in the aforesaid certificate at a point 65 feet Northerly, measured at right angles to said center line of Camper Road from a point 392 feet Westerly, measured along said center line from its intersection with said Turnpike centerline; thence Southerly along said Easterly line to the center line of Camper Road; thence Westerly along said center line to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of Camper 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. 62-E, 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. 300 - 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>
Jakob Wojtyna, Also Known as Jacob Woityna	R. D. #4 Swanton, Ohio
The Farmers and Merchants Deposit Company	Swanton, Ohio
Stella Gozdowski	417 Ascot Street Toledo, Ohio
Peter Gozdowski	417 Ascot Street Toledo, Ohio
Celia Vetter	2377 1/2 Vermont Ave. Toledo, Ohio
Raymond Vetter	2377 1/2 Vermont Ave. Toledo, Ohio
Sophia Mack	2665 Northwood Ave. Toledo, Ohio
Sylvester Mack	2665 Northwood Ave. Toledo, Ohio
Edward Wojtyna, Also Known as Edward Woityna	R. D. #4 Swanton, Ohio
Bertha Smalley	707 Oakwood Ave. Toledo, Ohio
C. J. Malone	Metamora, Ohio
J. E. Frommherz	Ottoville, Ohio
The Unknown Heirs and Devisees of Katarzyna Wojtyna, Deceased	Addresses Unknown
County Auditor of Lucas County	Lucas County Court House Toledo, Ohio
County Treasurer of Lucas County	Lucas County Court House Toledo, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 41-A - 42-R -- Fee Simple

Part I

Situated in the Township of Swanton, County of Lucas and State of Ohio and known as being part of Original Swanton Township Section No. 5, Town 7 North, Range 9 East and being all that part of the Northeast Quarter (1/4) of the Northeast Quarter (1/4) of Section No. 5 lying Southerly of a line drawn parallel to and distant 110 feet Northerly, measured on a line normal to the centerline of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 48, page 99 and Volume 50, page 35 of Lucas County Map Records.

Part II

Situated in the Township of Swanton, County of Lucas and State of Ohio and known as being part of Original Swanton Township Section No. 5, Town 7 North, Range 9 East and being all that part of the Southwest Quarter (1/4) of the Northeast Quarter (1/4) of Section No. 5 and all that part of the Southeast Quarter (1/4) of the Northwest Quarter of Section No. 5, lying East of the West Bank of Swan Creek, lying Northerly of a line drawn parallel to and distant 125 feet Southerly, measured on a line normal to the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 48, page 99 of Lucas County Map Records.

Parcel No. 41-A - 42-R(1) -- Permanent Easement for Drainage Purposes

Situated in the Township of Swanton, County of Lucas and State of Ohio and known as being part of Original Swanton Township Section No. 5, Town 7 North, Range 9 East and being all that part of the Southeast Quarter of the Northwest Quarter of said Section No. 5 lying Easterly of the Westerly bank of Swan Creek, lying within a strip of land 60 feet wide between parallel lines, the center line of said strip being described as follows:

Beginning on the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 48, page 99 of Lucas County Map Records at Station 72/51;

thence Southwesterly on a line forming an angle of 75° in the Southwest Quadrant with said center line of Ohio Turnpike Project No. 1, 190 feet to a point, and being all that part of said strip lying Southerly of a line parallel to and distant 125 feet Southerly of, measured on a line normal to the center line of Ohio Turnpike Project No. 1.

Parcel No. 41-A - 42-R(2) -- Permanent Easement for Highway Purposes

Situated in the Township of Swanton, County of Lucas and State of Ohio and known as being part of Original Swanton Township Section No. 5, Town 7 North, Range 9 East and being part of the land described in the deed to Jakob Wojtyna and Katarzyna Wojtyna, dated June 19, 1926 and recorded in Volume 691, page 415 of Lucas County Deed Records and bounded and described as follows:

Beginning on a line drawn parallel to and distant 110 feet Northerly, measured along a line normal to the center line of Ohio Turnpike Project No. 1, as shown by the plat recorded in Volume 48, page 99 and Volume 50, page 35 of Lucas County Map Records, at its intersection with the Easterly line of said Section No. 5; thence Westerly and parallel with the center line of Ohio Turnpike Project No. 1, as aforesaid, to a point distant 86.7 feet Westerly, by right angle measurement, from the Easterly line of said Section No. 5; thence Northerly along a line drawn from the last described point, to a point distant 31 feet Westerly, by right angle measurement from a point on the Easterly line of said Section No. 5, distant 795 feet Northerly, from the center line of Ohio Turnpike Project No. 1, as aforesaid, to the Northerly line of land described in the aforesaid deed; thence Easterly along said Northerly line to the Easterly line of said Section No. 5; thence Southerly along the Easterly line of said Section No. 5, to the place of beginning.

Parcel No. 41-A - 42-R(4) -- Temporary Easement for Detour Purposes

Situated in the Township of Swanton, County of Lucas and State of Ohio and known as being part of Original Swanton Township Section No. 5, Town 7 North, Range 9 East and being all that part of the Northeast Quarter (1/4) of the Northeast Quarter (1/4) of Section No. 5, bounded as follows:

Bounded on the North by the Southerly line of lands conveyed to Frank Pemberton and Dena Pemberton, by deed dated December 23, 1925 and recorded in Volume 675, page 482 of Lucas County Deed Records;

Bounded on the South by a line drawn parallel to and 110 feet Northerly by normal measurement from the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 50, page 35 of Lucas County Map Records;

Bounded on the East by a line drawn parallel to and 187 feet Westerly, by right angle measurement, from the center line of Wilkins Road, which is also the Easterly line of said Section No. 5;

Bounded on the West by a line drawn parallel to and 217 feet Westerly, by right angle measurement, from said center line of Wilkins Road.

Parcel No. 41-A - 42-R(5) -- Fee Simple

Situated in the Township of Swanton, County of Lucas and State of Ohio and known as being part of Original Swanton Township Section No. 5, Town 7 North, Range 9 East and being all that part of the Northeast Quarter of the Northeast Quarter of Section No. 5 to be described below:

The center line of an 'access road' to be hereinafter referred to is described as follows: Beginning on the center line of Wilkins Road at a point distant 596 feet Northerly, measured along said center line from the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 50, page 35 of Lucas County Map Records, said point being Station 0+00 on the center line of said 'access road'; thence Westerly at right angles to the center line of Wilkins Road, 660.96 feet to a point of curvature at Station 6+60.96 on the center line of said 'access road'; thence Southwesterly on a curve deflecting to the left 120.69 feet to a point of tangency at Station 7+81.65 on said center line, said curve having a radius of 100 feet and a central angle of $69^{\circ} 09'$; thence Southwesterly along said center line and along a line tangent to the last described curve 304.13 feet to a point of curvature at Station 10+85.78 on said center line; thence Southwesterly on a curve deflecting to the right

75.36 feet to a point of tangency at Station 11/61.14 on said center line said curve having a radius of 63 feet and a central angle of $68^{\circ} 32'$; thence Westerly 135.08 feet to the end of said center line of said 'access road.'

The parcel herein intended to be described is bounded and described as follows:

Beginning on the Northerly line of the Southerly half of the Northeast Quarter of the Northeast Quarter of Section No. 5 as aforesaid, at its intersection with the center line of an 'access road' as hereinabove described:

Course 1: Thence Westerly along said Northerly line to a point distant 28 feet Northwesterly, measured at right angles from said center line;

Course 2: Thence Southwesterly parallel to said center line to a point distant 28 feet Northwesterly, measured at right angles from Station 10/72.01 on said center line;

Course 3: Thence Westerly to a point distant 63 feet Northerly, measured at right angles from Station 12/76.22 on said center line;

Course 4: Thence Northerly at right angles to said center line 142.63 feet to a point;

Course 5: Thence Westerly parallel to Course 3 to the Westerly line of the Northeast Quarter of the Northeast Quarter of Section No. 5;

Course 6: Thence Southerly along said Westerly line to a line parallel to and distant 110 feet Northerly of, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 48, page 99 of Lucas County Map Records;

Course 7: Thence Easterly along said parallel line to a point normal to Station 94/30.9 on said Turnpike center line;

Course 8: Thence Northerly on a 'straight line' to a point distant 28 feet Southerly, measured at right angles from the center line of said 'access road' as heretofore described, which 'straight line' if prolonged

would intersect said center line at Station 12/43.22;

Course 9: Thence Easterly and Northeasterly, parallel to said center line and distant 28 feet, at right angle measurement therefrom to the Northerly line of the Southerly half of the Northeast Quarter of the Northeast Quarter of Section No. 5, as aforesaid;

Course 10: Thence Westerly along said Northerly 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 parcels described above as Parcel No. 41-A - 42-R and Parcel No. 41-A - 42-R(5), 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."

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

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

Nays, none.

The Chairman declared the resolutions adopted.

Mr. Allen reported for the Committee on Petroleum Service Facilities, that the Committee was awaiting a promised report which had not yet been forwarded by the representatives of the petroleum industry.

The Commission then considered the adoption of By-Laws, a draft of which had been submitted to the members as prepared by the General Counsel and had been informally discussed from time to time. An error in hours of work was pointed out by Mr. Linzell and the necessary correction was made.

Resolution No. 301-1953, adopting a code of By-Laws was moved for adoption by Mr. Teagarden and seconded by Mr. Allen as follows:

"RESOLVED that the commission does hereby adopt the following code of by-laws:

OHIO TURNPIKE COMMISSION

Code of By-laws

ARTICLE I

Officers; Appointment, Duties, etc.

Sec. 1. Officers. As provided by law, the officers of the Ohio Turnpike Commission (hereinafter called the 'commission') shall be a chairman, a vice chairman, a secretary-treasurer, and an assistant secretary-treasurer. Each of them shall be elected at the first meeting of the commission which is held after the thirtieth day of June in each odd-numbered year, and shall serve until his successor is elected and qualified as required by law; provided, however, that any officer who was a member of the commission when elected to his office shall cease to hold such office when and if he shall cease to be such member.

Any officer may resign by giving written notice to the chairman and secretary-treasurer, wherein he shall state when his resignation shall be effective. Any officer may be removed by vote of the commission if he shall become physically or mentally incapacitated from performing his duties as such officer. All vacancies shall be filled by election by the commission.

Sec. 2. Chairman. The chairman shall be one of the appointed members of the commission. He shall preside at all meetings of the commission, and shall be the chief executive officer of the commission. He shall perform all the duties commonly incident to the position of presiding officer of a board or commission, and all the duties commonly incident to the position of chief executive officer of a board, commission, or business organization. He shall have authority (without impairment of any authority specifically granted by the commission to other persons) to sign all contracts, releases, and other instruments and documents to be executed on behalf of the commission. He shall perform such other duties and have such other authority as the commission may from time to time provide.

Sec. 3. Vice Chairman. The vice chairman shall be one of the appointed members of the commission. He shall perform the duties and have the authority of the chairman during the absence or disability of the chairman, and shall preside at meetings of the commission when and while the chairman shall vacate the chair. He shall perform such other duties and have such other authority as the commission may from time to time provide.

Sec. 4. Secretary-Treasurer. The secretary-treasurer may, but need not, be a member of the commission. If he be a member of the commission, he shall receive no compensation for his services other than as a member of the commission. If he is not a member of the commission, he shall receive such compensation as the commission may provide. Before entering upon his duties he shall give a surety bond to the State of Ohio in the penal sum of \$50,000, such bond to be conditioned upon the faithful performance of the duties of the office, to be executed by a surety company authorized to transact business in the State of Ohio as surety, and to be approved by the governor and filed in the offices of the secretary of state.

The secretary-treasurer shall be present at meetings of the commission and keep accurate records, in books provided for the purpose, of the proceedings had at such meetings. He shall have all such authority and perform all such duties as are provided by law and in any trust agreement or other contract entered into by the commission.

The secretary-treasurer shall have the care and custody of the funds of the commission. He shall have the custody of the official seal of the commission. He may, on behalf of the commission, endorse for deposit or collection all checks, notes, and other instruments and orders for the payment of money to the commission or to its order, and may accept drafts on its behalf. He shall cause to be kept accurate books of account of all official transactions of the commission. He shall have authority (without impairment of any authority specifically granted by the commission to other persons) to sign, on its behalf, all receipts and vouchers for payments made to the commission and all checks, drafts, requisitions, notes, and other orders and obligations of the commission for the payment of money by the commission.

The secretary-treasurer shall have such other authority and perform such other duties as are commonly incident to the office of secretary and the office of treasurer of a board, commission, or business organization. He shall be deemed to have discharged any of his responsibilities under these by-laws if he shall have caused the same to be discharged by the assistant secretary-treasurer, except in any cases in which, under the law, only the secretary-treasurer may discharge them.

Sec. 5. Assistant Secretary-Treasurer.

The assistant secretary-treasurer may, but need not, be a member of the commission. If he be a member of the commission, he shall receive no compensation for his services other than as a member of the commission. If he be not a member of the commission, he shall receive such compensation as the commission may provide. Before entering upon his duties he shall file with the commission a surety bond to the State of Ohio and the commission in the penal sum of \$50,000; such bond to be conditioned upon the faithful performance of the duties of the office, to be executed by a surety company authorized to transact business in the State of Ohio as surety, and to be approved by general counsel.

The assistant secretary-treasurer may perform any and all of the duties, and have the authority, of the secretary-treasurer, except only such authority and duties as only the secretary-treasurer, under the law, may have and perform, respectively. He shall discharge any and all of the responsibilities of the secretary-treasurer, subject to the exception aforesaid, the discharge of which the secretary-treasurer shall require of him.

ARTICLE II

Meetings of Commission

Sec. 1. Quorum. As provided by law, three members of the commission shall constitute a quorum, and the affirmative vote of three members shall be necessary for any action taken by the commission.

Sec. 2. Places. All regular meetings of the commission shall be held at its principal office, unless some other place be designated by the commission at a preceding meeting. The place where each special meeting shall be held shall be designated in the call thereof.

Sec. 3. Regular Meetings. Regular meetings of the commission shall be held at 11:00 A. M., official Columbus time, on the first Tuesday of each month; provided that in any case in which it appears to the chairman to be inexpedient that any regular meeting be held at said hour or on said day, the chairman is authorized to change the hour or date or both for such meeting by mailing or delivering written notice, or causing the same to be mailed or delivered, to the other members of the commission at least 48 hours before the time for such meeting.

Sec. 4. Special Meetings. Special meetings may be held at any time upon the call of the chairman. He shall give notice, or cause the same to be given, to the other members of the commission of the date, hour and place of such meeting. Such notice may be given in writing, or by telegram, or orally, and shall if possible be given to each member sufficiently in advance of the hour fixed for the meeting that he will have time to travel to the place of meeting, and 24 hours besides; except that if all the members of the commission are together at one place, an oral call may issue and a special meeting may be convened immediately and without any lapse of time after such call.

Sec. 5. Minutes and Journal. The minutes of all meetings shall be recorded in special books to be kept for that purpose. With respect to each meeting there shall be shown the date and place at which it was held, the names of the members present, a summary of things said and done, and a record of each vote taken. Resolutions adopted shall be identified, and may be set forth in full. There shall be maintained a separate journal in which shall be set forth in full text each resolution adopted by the commission, together with identification of each resolution by a number, and a record of the vote upon its adoption. As provided by law, said journal shall be open to the inspection of the public at all reasonable times.

ARTICLE III

Official Seal

The official seal of the commission shall consist of the embossed impression of a circular, metallic disc, containing in the outer rim the words 'OHIO

TURNPIKE COMMISSION' and 'SEAL--1949'; containing between the circumferences of two small concentric circles, to be located at the upper portion of the space within the outer rim, the additional words 'TOLL ROAD'; containing also within said outer rim an outline of the shape of the State of Ohio within which shall be depicted a duplex highway on a bridge over a stream and outlines of the leaves and of the fruit of the buckeye tree; and containing within the smaller of the aforesaid concentric circles a representation of a nineteenth-century toll house and toll gate and a wagon road.

ARTICLE IV

Offices, Office Hours, Hours of Work, and Holidays

Sec. 1. Principal Office. The commission's principal office shall be within the limits of Franklin County, Ohio.

Sec. 2. Other Offices. The commission may maintain other offices as its business may require, and as it shall see fit.

Sec. 3. Office Hours. Unless and except as the commission shall otherwise specifically direct, its principal office shall be open from 8:30 A. M. to 5:00 P. M. on all days except Saturdays, Sundays, and holidays, and on Saturdays which are not holidays and do not immediately follow holidays falling on Friday shall be open from 8:30 A. M. to 12:00 M. ; official Columbus time. Other offices shall be open during such hours as the commission shall direct, or, in the absence of direction by the commission, as the executive director shall direct.

Sec. 4. Hours of Work. Except as may be otherwise provided in an employee's contract of employment, the normal, average work-week of salaried employees shall be of forty hours' duration, exclusive of lunch periods. Department heads and professional employees shall devote such time to their work as is necessary adequately to discharge their responsibilities. Each department head shall so arrange the schedule of work of his subordinates and clerical employees in his department, at the commission's principal office, that approximately one-third of them shall work each

Saturday morning (except Saturdays on which the principal office is closed). (Note: A schedule which requires an employee to work seven and three-fourths hours on Mondays, Tuesdays, Wednesdays, Thursdays, and Fridays, and three and three-quarters hours every third Saturday will result in an average work-week of forty hours.) Employees performing their services at the commission's principal office (other than custodians and janitors) shall not be required to work on days on which the office is closed, as above in section 3 provided. All state laws applicable to the employment by nongovernmental employers of women and minors shall be observed, even though the same be not applicable to the commission in its capacity as a governmental employer. Every employee shall be permitted to take time off for voting in public elections, to the extent reasonably necessary in each case under the circumstances thereof. The pay of salaried employees shall not be reduced on account thereof.

Sec. 5. Holidays. The following shall be observed as holidays: New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day. When New Year's Day, Memorial Day, Independence Day, or Christmas falls on a Sunday, the following day shall be observed as a holiday.

ARTICLE V

Staff: Administrative Officers and Departments

Sec. 1. Executive Assistant to Commission. The executive assistant to the commission shall serve and report to it directly. He shall handle arrangements for commission meetings, process and be responsible for correspondence of the chairman and members of the commission, and perform such other duties as shall from time to time be prescribed by the commission, or, between meetings of the commission, by the chairman. He shall employ such clerical and other assistants as are necessary for the proper discharge of his duties. He shall be a 'department head' as that term is used in this code of by-laws.

Sec. 2. Staff, Generally. In addition to the executive assistant to the commission and his assistants, the commission's staff shall include and be divided into

the following departments, headed by the following officers:

<u>Department</u>	<u>Head</u>
Executive Department	Executive Director
Engineering Department	Chief Engineer
Legal Department	General Counsel
Accounting and Auditing Department	Comptroller
Information and Research Department	Director of Information and Research

The departments and department heads and their subordinates shall have the functions, duties, and authority set forth below in this article V, in any contracts and resolutions of the commission, in any detailed 'plans of organization and administration' of the several departments and sections hitherto adopted by the commission to the extent that such plan is not inconsistent herewith, and in any 'plan of organization and administration' hereafter filed, pursuant to this section 2. Promptly after the adoption of this code of by-laws, each head of a department or section for which a 'plan of organization and administration' has hitherto been adopted shall file the same, amended to the extent required to make it consistent with this code of by-laws, with the secretary of the commission, and the head of each other department shall prepare, with the advice and approval of general counsel, such a 'plan' for his department and so file it. Each such amended and new plan shall set forth the authority and duties of the department and section heads, shall provide for lines and delegations of authority within the department and each section thereof, shall provide generally for the administration of the department, and shall become effective upon filing with the secretary, subject, however, to any modification or rescission which may thereafter be ordered by the commission. Thereafter, amendments of any such plan may be prepared and filed as aforesaid by any department head, to become effective upon such filing, subject to rescission or modification as aforesaid.

Sec. 3. Executive Director. Subject to legislation and directives of the commission, the executive director shall have general control of, and be responsible for, the construction, operation, and maintenance of projects undertaken by the commission, and shall have supervisory control over all employees of the commission at its headquarters or elsewhere, except those in departments whose heads report directly to the commission. With respect to all employees he shall be responsible for causing adequate personnel records and procedures to be maintained. The executive director shall have supervision over the following departments and sections, and the following heads thereof shall report to him:

<u>Department or Section</u>	<u>Head</u>
Engineering Department	Chief Engineer
Right-of-way Section	Chief
Reproduction Section	Chief
Headquarters-maintenance Section	Chief
Purchasing Section	Purchasing Agent
Information and Research Department	Director

In addition the head or heads of any departments, sections, or other divisions, hereafter constituted, which shall be responsible for maintenance and operations of any projects undertaken by the commission shall report to the executive director. The executive director shall have all the same authority to make, sign, and deliver contracts of the commission which has hitherto been conferred upon any of the chief engineer, executive assistant, and chief of the right-of-way section; the same authority as hitherto conferred upon general counsel to make, sign, and deliver contracts of the commission for the purchase of rights of way; and the same authority as hitherto conferred upon the chief engineer with respect to the issuance of addenda to 'contract documents' comprising or to comprise parts of contracts solicited by advertisement for bids under the law.

Sec. 4. Executive Department. The right-of-way, reproduction, headquarters-maintenance, and purchasing sections, together with the assistants and clerical personnel employed or assigned to work under the executive director, shall comprise the executive department. It shall handle all phases of the commission's operations and business which do not fall within the spheres of responsibility of the other departments, including the purchase and administration of insurance.

Sec. 5. Engineering Department. The engineering department shall have charge of and responsibility for all phases of engineering work involved in the construction, operation, and maintenance of turnpike projects, subject to any arrangements, including divisions of responsibility, which are provided for in contracts between the commission and consulting engineers and engineering firms. The chief engineer shall report and be answerable to the executive director.

Sec. 6. Legal Department. The legal department shall have charge of and responsibility for maintaining the legal position of the commission, for all legal work of the commission, and for all legal advice and services furnished to it, subject to any arrangements, including divisions of responsibility, which are provided for in contracts between the commission and retained (i. e., non-employee) lawyers and law firms. General counsel shall report and be answerable to the commission.

Sec. 7. Accounting and Auditing Department. The accounting and auditing department shall have charge of and responsibility for all bookkeeping, accounting, auditing, and financial-statistics work of the commission, subject to any arrangements, including divisions of responsibility, which are provided for in contracts between the commission and public accountants or public-accounting firms. The comptroller shall report and be answerable to the commission.

Sec. 8. Information and Research Department. The information and research department shall have charge of and responsibility for all information-gathering and -disseminating work of the commission, and all its research work except that in engineering, legal, accounting or other technical fields.

ARTICLE VI

Leaves of Absence

Sec. 1. Military Leaves. Leave with full pay, for not more than 15 days, in the aggregate, in any calendar year, will be granted to any employee who is a member of the active organized reserve of the Army, Navy, or Air Force of the United States or of the National Guard of the United States while under competent orders for active military duty. Such leave, with pay, shall not be granted for more than 15 days, in the aggregate, in any calendar year unless the commission shall specifically so order or provide.

Sec. 2. Sick Leaves. Leaves with full pay on account of sickness may be granted by the respective department heads to employees of the commission, subject to the following conditions:

Sec. 2.1. Each salaried employee of the commission shall be entitled to sick leave of five work days, plus one and one-fourth work days for each month of continuous service, but not in excess of 20 work days in any calendar year.

Sec. 2.2. An employee may use sick leave, upon approval of the head of his department, for absence due to his own illness, injury, or exposure to contagious disease which might reasonably be expected to be communicated to other employees, and for absence due to illness or death in the employee's immediate family.

Sec. 2.3. An employee shall not be deemed to be on sick leave on any day which is observed as a holiday, pursuant to this code of by-laws.

Sec. 2.4. If any employee shall receive or be entitled to Ohio workmen's compensation with respect to any portion of any period of sick leave, his sick-leave pay shall be reduced by the amount of such compensation.

Sec. 2.5. 'Work days' are Mondays, Tuesdays, Wednesdays, Thursdays, and Fridays. The pay for one work day, in the case of a salaried employee, shall be 4.61% of his monthly salary.

Sec. 2.6. In cases in which a salaried employee is absent on account of illness or for other reasons for less than one full work day, his department head may permit him to make up the lost time at a later date, without loss or adjustment of pay.

Sec. 2.7. Each department head shall administer sick leaves within his department equitably, but with zealous regard for the fact that the commission grants such leaves only to ameliorate hardship, and not as a perquisite of employment to which an employee is entitled as of right, regardless of his ability to work. Each department head may require his employees to present evidence satisfactory to him of the existence of facts entitling them to sick leave, and may deny such leave for failure to present such evidence.

Sec. 3. Vacations. Vacation leaves, with full pay, will be granted as follows:

Sec. 3.1. Vacations of all employees shall be taken, except as herein otherwise provided, during the period commencing on May 1 and ending on September 30 of each year. Said period is herein designated as the normal vacation period.

Sec. 3.2. By mutual consent of an employee and his department head, said employee may take his vacation, or a portion thereof, subsequent to September 30; provided, however, that except as herein otherwise specifically set forth or unless otherwise so ordered by the commission, the vacation for any calendar year must be taken prior to the end thereof.

Sec. 3.3. By mutual consent of an employee and his department head said employee may, if, and only if, he has completed 12 full months of continuous service with the commission as of the beginning of his vacation, take his vacation during a period commencing after January 1 and prior to May 1. In such case, if the employee's current period of continuous employment is terminated prior to the first day of May next after the beginning of such vacation, the employee's terminal-salary payment shall be reduced by an amount equal to 1% of his monthly salary for each 8 days remaining between the date of termination of his employment and said May 1.

Sec. 3.4. Subject to the foregoing, each employee's vacation shall be taken at such time as shall be fixed or approved by his department head, in order that there shall be as little interference as possible with the normal functioning of the department.

Sec. 3.5. Each employee who shall have been continuously employed by the commission since May 15 of the preceding year, shall be entitled in each calendar year to two weeks of vacation leave with pay.

Sec. 3.6. In the case of each employee whose current period of continuous employment shall have commenced after May 15 of the preceding year, the number of work days of paid vacation shall be as follows:

<u>If Current Period of Continuous Employment</u>		<u>Work Days of Paid Vacation</u>
<u>Began after Preceding</u>	<u>And Before Preceding</u>	
May 18	June 24	9
June 23	July 30	8
July 29	September 3	7
September 2	October 9	6
October 8	November 14	5
November 13	December 19	4
December 18	January 24	3
January 23	March 1	2
Last day of February	April 5	1
April 4		0

Sec. 3.7. Any employee who is entitled to one, two, three, or four work days of paid-vacation leave in any year may be permitted, by his department head, to take enough additional work days of leave without pay to make a total of five. Any employee who is entitled to six, seven, eight, or nine work days of paid-vacation leave in any year may be permitted, by his department head, to take enough additional work days of leave without pay to make a total of ten.

Sec. 3.8. Any employee whose employment commenced before May 1, 1952, shall be entitled to one work day of paid vacation for each 36 days (or major fraction thereof) elapsed between the commencement of his employment and May 1, 1952. Notwithstanding any other provision hereof, he may take such vacation at any time satisfactory to his department head.

Sec. 3.9. 'Work days' are Mondays, Tuesdays, Wednesdays, Thursdays, and Fridays.

Sec. 3.10. All vacations shall begin on Monday, unless special permission to commence on some other day shall be granted by the employee's department head.

Sec. 3.11. When an employee's paid-vacation period ends on a Friday, he shall not be required to work on the next Saturday.

Sec. 3.12. When a day observed as a holiday (as provided in this code of by-laws) falls on a work day during an employee's paid-vacation-leave period, he shall be entitled to an additional work day of such leave, either at the beginning or end of such period, as his department head shall prescribe.

Sec. 3.13. If at the date of termination of any period of continuous employment of any employee he shall have had less than one work day of paid vacation during such period for each one and one-fifth months of such period, he shall be given terminal pay in lieu of vacation, at the rate of one work-day's pay for each one and one-fifth month for which he shall not have had a work day of vacation. For this purpose, a fraction of one and one-fifth month of 19 days or more shall be deemed to be a full one and one-fifth month. One work-day's pay, in the case of a salaried employee, shall be 4.61% of his monthly salary.

Sec. 4. Other Voluntary Leaves. Within reasonable limits, and exercising his authority sparingly, any department head may grant any employee leave, other than vacation leave, without pay, when in the opinion of the department head such action is warranted and the work of his department will not be impaired. For each work day of leave without pay, there shall be deducted from the pay of a salaried employee an amount equal to 4.61% of his monthly salary."

Mr. McKay objected to the By-Laws because neither the legal department nor the accounting and auditing department was made subject to the Executive Director. Mr. McKay also stated his belief that a provision should be added to the By-Laws for the calling of a special meeting upon notice by three members. The several members discussed the objections raised by Mr. McKay, and Mr. McKay said that he would not press the point about the calling of meetings. Mr. Linzell pointed out that if the By-Laws do not prove to be satisfactory, they can be changed from time to time.

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

Ayes, Teagarden, Allen, Linzell, Shocknessy.

Nays, McKay.

The Chairman declared the resolution adopted.

The General Counsel then advised the Commission that the By-Laws made certain changes in responsibilities as they had existed under prior legislation of the Commission, and in particular that they imposed certain duties and responsibilities and conferred certain authority upon an officer denominated the Executive Director which position had not been filled. He handed to the Commission a form of resolution by which it might provide that until the position of Executive Director was filled, the duties and authority of the Executive Director, except as they pertained to right-of-way and other functions hitherto vested in General Counsel, should be discharged by and held by the Chairman.

Resolution No. 302-1953, providing for the performance of the duties of the Executive Director until the position is filled, was moved for adoption by Mr. Allen and seconded by Mr. Teagarden, as follows:

"WHEREAS the commission has this day adopted a code of by-laws which provides for the appointment of an executive director and establishes the duties and responsibilities of said office; and

WHEREAS the office of executive director has not yet been filled by appointment by the commission;

NOW, THEREFORE, BE IT

RESOLVED that the chairman shall have the authority and perform the duties of the executive director until such time as an executive director shall be appointed and take office, except that, until said time, the chief of the right-of-way section shall continue, as hitherto, to report to general counsel, and general counsel shall continue to have the authority and perform the duties specified in the subsisting 'plan of organization and administration of the legal staff'."

A vote by ayes and nays was taken and all members responded to roll call except the Chairman who abstained from voting. The vote was as follows:

Ayes, Allen, Teagarden, Linzell, McKay

Nays, none.

The Chairman declared the resolution adopted.

Resolution No. 303-1953, ratifying actions of administrative officers, was moved for adoption by Mr. Teagarden and seconded by Mr. Linzell, as follows:

"WHEREAS the executive assistant, chief engineer, general counsel, assistant secretary-treasurer, 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 July 2, 1953, are hereby ratified, approved, and confirmed."

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

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

Nays, none.

The Chairman declared the resolution adopted.

The Chairman announced that he and Mr.
Donnelly would be in New York City on July 10, 1953.

Mr. C. E. McKee made a further statement on behalf of the Ohio Contractors Association. He said that the contractors who had bid on July 8, 1953, had done so in good faith, that they had spent weeks in figuring costs of the contracts and had invested a considerable amount of money. He suggested that it would be good policy for the Commission in the future if there were doubt about the award of contracts to invite the bidders to appear before the Commission and explain why the bids were as they were prior to any action by the Commission to reject the bids. There was general discussion by the members of the Commission after which it was agreed that if at any time in the future it appeared practicable to advise bidders that the Commission was informally disposed to reject bids, then before taking official action upon the bids the Commission would consult with the bidders.

There being no further business to come before the Commission, a motion was made by Mr. Teagarden, seconded by Mr. Allen, 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, Teagarden, Allen, McKay, Linzell,
Shocknessy.

Nays, none.

The Chairman declared the meeting adjourned. The time of adjournment was 12:45 o'clock P. M.

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


A. J. Allen, Secretary-Treasurer.