

MINUTES OF THE SEVENTY-SECOND MEETING  
AUGUST 21, 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 11:10 A. M. on August 21, 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, McKay, Shocknessy.

Absent: Linzell.

The Chairman announced that a quorum was present.

The Chairman said that the special meeting had been called primarily to take action upon two sets of bids which had been received since the last meeting of the Commission but the Commission while in session would handle whatever matters required its attention. He then said that Mr. Linzell was out of the city.

The Chairman reported that while in the East the previous two weeks he had traveled the Pennsylvania Turnpike, the New Jersey Turnpike, the Henry Hudson Highway, the George Washington Bridge, the Merritt Parkway, the Wilbur Cross Highway, the New Hampshire Turnpike, the Maine Turnpike and had crossed the Delaware Memorial Bridge, and said that he was not at all certain that Ohio was not a bit backward in its road program and mentioned developments like Route No. 128 in Massachusetts as lending themselves to deep consideration by Ohio. The Chairman stated that with the Commission building a turnpike in northern Ohio and if it builds another turnpike from Cincinnati to Conneaut, the great burden would have been relieved from the state system of highways and those in charge of the state system would then have the opportunity to spend money to improve roads like U. S. Route 40 and other similar ones. The

Chairman said that he thought it could be said that Ohio was probably ten years behind in road development, and that toll roads were not the sole answer. He stated that the public is entitled to good roads as one of the minimal services that are provided by the State.

Members of the Commission, the Chairman reported, all had received registered letters with return receipt requested from the lawyers in Cincinnati who had been nagging about the Land Title Guarantee & Trust Company serving notice that they were going to continue to nag. He said that he would turn his letter over to the General Counsel to take whatever action appeared appropriate in conjunction with post-trial counsel in the case, Mr. John Lansdale, Jr.

The Chairman stated that the Commission had received a letter apropos of the north-south turnpike from the Montgomery County Planning Commission under date of August 14, 1953. He read the letter and accompanying resolution as follows:

"Ohio Turnpike Commission  
Columbus, Ohio

Gentlemen:

We are hereby sending you a copy of the Resolution adopted by the Montgomery County Planning Commission at its Seventh Regular Meeting in reference to the construction of a north-south turnpike.

Cordially,

/s/ A. E. Suro

A. E. Suro  
Executive Director

AES:jg  
Enclosure"

"RESOLUTION

MONTGOMERY COUNTY PLANNING COMMISSION

WHEREAS, the Ohio Turnpike Commission has announced plans for the construction of a north-south turnpike extending from Conneaut, Ohio to Cincinnati,

Ohio, and passing through the general area of Springfield, Dayton, and Columbus; and

WHEREAS, the Ohio Turnpike Commission has asked the Highway Department of the State of Ohio to prepare and make available the necessary studies concerning the general route of the Turnpike, and the said Highway Department of the State of Ohio has officially agreed to do so; and

WHEREAS, in the opinion of the Montgomery County Planning Commission the proposed Turnpike constitutes a desirable improvement for traffic and transportation throughout the State; and

WHEREAS, the Montgomery County Planning Commission further is of the opinion that the proposed new turnpike will have a direct effect on the present and future plans for highways, land use, and zoning in Montgomery County, Ohio;

NOW, THEREFORE, BE IT RESOLVED that the Montgomery County Planning Commission hereby requests the Ohio Turnpike Commission and the Highway Department of the State of Ohio to coordinate its studies and plans with the studies and plans of the Montgomery County Planning Commission in order that the proposed north-south turnpike now under consideration by the Ohio Turnpike Commission may be so located, constructed, and operated as to be coordinated with local planning so that the full potential of its benefit might be realized by and made available to the people of Montgomery County, Ohio; and to that end, the Montgomery County Planning Commission hereby offers its full cooperation to the Ohio Turnpike Commission and the Highway Department of the State of Ohio;

RESOLVED, FURTHER, that the staff of this Commission be and they are hereby authorized and directed, whenever possible, and within the limits of the resources of this Commission, to give assistance to the Ohio Turnpike Commission and the Highway Department of the State of Ohio in the accomplishment of the foregoing purposes; and

RESOLVED, FURTHER, that the Executive Director of this Commission be and he is hereby authorized and directed to forward a copy of this Resolution to the Ohio Turnpike Commission and to the Director of Highways of the State of Ohio.

/s/ Nicholas F. Nolan

Nicholas F. Nolan  
Chairman

/s/ A. E. Suro

A. E. Suro  
Executive Director

Adopted: August 13, 1953"

The Chairman said that the Director of Information and Research had acknowledged the letter and he instructed the Director of Information and Research to advise the Director of Highways that the several members of the Commission had received the letter with the resolution, certified, and that the Turnpike Commission would be glad to cooperate in any way possible with the Director of Highways and the Montgomery County Planning Commission, but since the initial work was being done by the Director of Highways there was very little the Commission could do at this time.

The Chairman suggested that the Commission hold its regular monthly meeting for September in Cleveland on September 1st. He said that the Commission had never met there as a Commission and that a meeting in Cleveland would afford opportunity to people in that section who desired to bring matters to the attention of the Commission to do so by conference with the Commission while it is in Cleveland. After a general discussion it was agreed that the meeting in Cleveland should convene at 10:00 A. M., Eastern Daylight Saving Time.

The Chairman then advised that the Executive Director had gone on full-time duty shortly after undertaking his duties, and that there would be a resolution putting the Executive Director officially on full-time duty.

The Chairman concluded his report by announcing that representatives of the Pure Oil Company would present a report on service facilities to the Commission at a conference that afternoon.

The Assistant-Secretary Treasurer, reporting for the Secretary-Treasurer, said that the unaudited financial statements as of the end of July had been mailed out to the members on August 10th. In the absence of any objections the report of the Secretary-Treasurer was accepted.

The Executive Director advised that separate bids no longer would be asked for structural steel requirements. He said that all requirements for an entire construction project would be contained in one advertisement and let in one contract. He advised also that lettings had been scheduled to include December 18, 1953, which would complete the letting of all construction contracts, subject to change in case of future or subsequent cancellation of bids or for other reasons.

The Executive Director reported that proposals had been received on August 21, 1953, from ten firms bidding on construction of construction sections 24, 25, 26 and 27 in Lorain and Erie Counties, covering some seventeen and one-half miles of Ohio Turnpike Project No. 1. He described the bids as quite competitive, saying that the total of 30 proposals which had been received had provided some four hundred and seventy-seven possible combinations, and that the range of bidding in the first ten combinations was from \$14,302,000.00 to \$14,620,000.00, approximately.

Mr. McKay pointed out that fabricated structural steel was not included in the bidding. The Chairman stated that in his opinion there had been a good range and tight bidding.

The Executive Director said that the Chief Engineer recommended that the contract for construction section 24 be awarded to Lombardo Brothers Construction Company of Cleveland at its low bid of \$3,625,160.00. The Executive Director stated that he concurred in the recommendation, and that the Consulting Engineers had submitted a letter in which they also recommended that the award be so made. He advised that the Lombardo Brothers Construction Company was ready with its bond and insurance to sign all papers that day.

The General Counsel orally and by letter handed to the Chairman expressed his opinion that the bid of Lombardo Brother Construction Company conformed to the requirements of the applicable statute, and to the terms, conditions and specifications prescribed by the Commission and to the legal notice. Attached to his letter was proof of publication of notice for receipt of the bids for contracts affecting construction sections 24, 25, 26 and 27.

Mr. McKay noted that the bid of the Lombardo Brothers Construction Company on construction section 24 was approximately three hundred thousand dollars below the next nearest bid on that section.

Resolution No. 355-1953, awarding construction contract C-24, was moved for adoption by Mr. McKay, seconded by Mr. Teagarden, as follows:

"WHEREAS the Commission has duly advertised, according to law, for bids upon separate contracts for the construction of those portions of Ohio Turnpike Project No. 1 which are known as Construction Sections 24, 25, 26, and 27, which contracts are designated Contracts C-24, C-25, C-26, and C-27, respectively, and proof of said advertising is before the Commission;

WHEREAS the Commission has also advertised in like manner for bids upon contracts for the construction of the several possible combinations of any two adjacent construction sections, which contracts are designated Contracts C-24&25, C-25&26, and C-26&27, and proof of said advertising is likewise before the Commission;

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

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

WHEREAS all of the aforesaid bids for each of said contracts were solicited on the basis of the same terms and conditions, and the same specifications with respect to all

bidders and potential bidders, and the bid of Lombardo Bros. Construction Co., a partnership composed of Samuel C. Lombardo, John G. Masoni, and Joseph C. Lombardo, for the performance of Contract C-24 is, and is by the Commission determined to be, the lowest of all said bids, or combination of bids, for the construction of Construction Section 24; and the Commission has been advised by its general counsel that said bid conforms to the requirements of Section 1205 of the General Code of Ohio and to the terms, conditions, and specifications in the legal notice applicable thereto, and, accordingly, the Commission is authorized to accept said bid as the lowest and best bid for the construction of said construction section; and

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

NOW, THEREFORE, BE IT

RESOLVED that the bid of Lombardo Bros. Construction Co., a partnership composed of Samuel C. Lombardo, John C. Masoni, and Joseph C. Lombardo, for the performance of Contract C-24 be, and hereby it is, determined to be the lowest and best of all said bids or combination of bids for the work for the aforesaid construction section, and is accepted; and that each of the chairman and the executive director be, and each of them hereby is, authorized (1) to execute a contract with said successful bidder in the form heretofore prescribed by the Commission, pursuant to the aforesaid bid, and upon the condition that said successful bidder shall furnish a performance bond as heretofore approved by the Commission by and in its resolution No. 69-1952, and meeting the requirements of said resolution, (2) to return to all other bidders the bid security furnished by each of them, respectively (3) to return said successful bidder's bid security when the aforesaid contract has been duly executed and said performance bond furnished and (4) to take any and all action necessary or proper to carry out the terms of said bid and of said contract. "

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

Ayes: McKay, Teagarden, Allen, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

The Executive Director advised that members of the Commission's staff had consulted with each of the low bidders in regards to their experience, their equipment and plans for construction, and their finances and were quite satisfied that the low bidders could do the jobs. A member of the Lombardo Brothers Construction Company was present to represent the company.

The Executive Director stated that it was the Chief Engineer's recommendation that the contract for construction of construction sections 25 and 26 be awarded to Ralph Myers Construction Corporation of Salem, Indiana, at its low bid of \$7,403,328.40, and that the Consulting Engineers and the Executive Director concurred in the recommendation.

The General Counsel orally and by letter handed to the Chairman expressed his opinion that the bid of Ralph Myers Construction Corporation conformed to the requirements of the applicable statute, and to the terms, condition and specifications prescribed by the Commission and to the legal notice. He stated also that the proof of publication previously handed to the Chairman covered the advertising for contract C-25&26.

Resolution No. 356-1953, awarding construction contract C-25&26, was moved for adoption by Mr. Teagarden, seconded by Mr. Allen, as follows:

"WHEREAS the Commission has duly advertised, according to law, for bids upon separate contracts for the construction of those portions of Ohio Turnpike Project No. 1 which are known as Construction Sections 24, 25, 26, and 27, which contracts are designated Contract C-24, C-25, C-26, and C-27, respectively, and proof of said advertising is before the Commission;

WHEREAS the Commission has also advertised in like manner for bids upon contracts for the construction of the several possible combinations of any two adjacent construction sections, which contracts are designated Contracts C-24&25, C-25&26, and C-26&27, and proof of said advertising is likewise before the Commission;

WHEREAS bids for the performance of each and all of said contracts have been received, and were duly opened



and read as provided in the published notice for said bids, and said bids are before this meeting;

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

WHEREAS all of the aforesaid bids for each of said contracts were solicited on the basis of the same terms and conditions, and the same specifications with respect to all bidders and potential bidders, and the bid of Ralph Myers Construction Corp. for the performance of Contract C-25&26 is, and is by the Commission determined to be, the lowest of all said bids, or combinations of bids, for the construction of Construction Section 25 and 26; and the Commission has been advised by its general counsel that said bid conforms to the requirements of Section 1205 of the General Code of Ohio and to the terms, conditions, and specifications in the legal notice applicable thereto, and, accordingly, the Commission is authorized to accept said bid as the lowest and best bid for the construction of said construction sections; and

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

NOW, THEREFORE, BE IT

RESOLVED that the bid of Ralph Myers Construction Corp. for the performance of Contract C-25&26 be, and hereby it is, determined to be the lowest and best of all said bids or combinations of bids for the work for the aforesaid construction sections, and is accepted; and that each of the chairman and the executive director be, and each of them hereby is, authorized (1) to execute a contract with said successful bidder in the form heretofore prescribed by the Commission, pursuant to the aforesaid bid, and upon the condition that said successful bidder furnish a performance bond as heretofore approved by the Commission by and in its resolution No. 69-1952, and meeting the requirements of said resolution, (2) to return to all other bidders the bid security furnished by each of them, respectively, (3) to return said

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

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

Ayes: Teagarden, Allen, McKay, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

The Executive Director introduced to the Commission Mr. Ralph Myers and Mr. Colegrave as representatives of the Ralph Myers Construction Corporation.

The Executive Director stated that it was the recommendation of the Chief Engineer that the contract for construction of construction section 27 be awarded to A. J. Baltes, Inc., of Norwalk, Ohio, at its low bid of \$3,273,679.90, and that the Executive Director and the Consulting Engineers concurred in the recommendation.

The General Counsel orally and by letter handed to the Chairman expressed his opinion that the bid of A. J. Baltes, Inc., conformed to the requirements of the applicable statute, and to the terms, conditions and specifications prescribed by the Commission and to the legal notice.

Resolution No. 357-1953, awarding construction contract C-27, was moved for adoption by Mr. Allen, seconded by Mr. McKay, as follows:

"WHEREAS the Commission has duly advertised, according to law, for bids upon separate contracts for the construction of those portions of Ohio Turnpike Project No. 1 which are known as Construction Sections 24, 25, 26, and 27, w which contracts are designated Contract C-24, C-25, C-26, and C-27, respectively, and proof of said advertising is before the Commission;

WHEREAS the Commission has also advertised in like manner for bids upon contracts for the construction of the several possible combinations of any two adjacent construction sections, which contracts are designated Contracts C-24&25,

C-25&26, and C-26&27, and proof of said advertising is likewise before the Commission;

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

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

WHEREAS all of the aforesaid bids for each of said contracts were solicited on the basis of the same terms and conditions, and the same specifications with respect to all bidders and potential bidders, and the bid of A. J. Baltes, Inc. for the performance of Contract C-27 is, and is by the Commission determined to be, the lowest of all said bids, or combination of bids, for the construction of Construction Section 27; and the Commission has been advised by its general counsel that said bid conforms to the requirements of Section 1205 of the General Code of Ohio and to the terms, conditions, and specifications in the legal notice applicable thereto, and, accordingly, the Commission is authorized to accept said bid as the lowest and best for the construction of said construction section; and

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

NOW, THEREFORE, BE IT

RESOLVED that the bid of A. J. Baltes, Inc. for the performance of Contract C-27 be, and hereby it is, determined to be the lowest and best of all said bids or combination of bids for the work for the aforesaid construction section, and is accepted; and that each of the chairman and the executive director be, and each of them hereby is, authorized (1) to execute a contract with said successful bidder in the form heretofore prescribed by the Commission, pursuant to the aforesaid bid, and upon the condition that said successful

bidder furnish a performance bond as heretofore approved by the Commission by and in its resolution No. 69-1952, and meeting the requirements of said resolution, (2) to return to all other bidders the bid security furnished by each of them, respectively, (3) to return said successful bidder's bid security when the aforesaid contract has been duly executed and said performance bond furnished, and (4) to take any and all action necessary or proper to carry out the terms of said bid and of said contract."

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

Ayes: Allen, McKay, Teagarden, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

The Executive Director reported that proposals had been received on August 19, 1953, from eleven firms bidding on construction of construction sections 56, 57, 58 and 59 in Williams and Fulton Counties, and that the bids received provided some two hundred and two possible combinations and the first ten possible combinations ranged from \$10,253,000.00, approximately, to \$10,681,000.00. The Executive Director said that the low bids were \$5,151,193.39 for a combination of sections 56 and 57, and \$5,102,123.31 for a combination of sections 58 and 59, and that the low bidder in each instance was V. N. Holderman and Sons, Inc., of Columbus, Ohio. He said that the bidding was quite satisfactory, and that the Chief Engineer recommended the award of contract C-56&57 and contract C-58&59 to V. N. Holderman and Sons, Inc., and that the Executive Director and the Consulting Engineers concurred in the recommendation.

The General Counsel orally and by letters handed to the Chairman expressed his opinion that the bids of V. N. Holderman and Sons, Inc., conformed to the requirements of the applicable statute, and to the terms, conditions and specifications prescribed by the Commission and to the legal notice. Attached to his letter was proof of publication of notice for receipt of bids for contract affecting construction sections 56, 57, 58 and 59.

Resolution No. 358-1953, awarding construction contract C-56&57, was moved for adoption by Mr. McKay, seconded by Mr. Teagarden, as follows:

"WHEREAS the Commission has duly advertised, according to law, for bids upon separate contracts for the construction of those portions of Ohio Turnpike Project No. 1 which are known as Construction Sections 56, 57, 58, and 59, which contracts are designated Contract C-56, C-57, C-58, and C-59, respectively, and proof of said advertising is before the Commission;

WHEREAS the Commission has also advertised in like manner for bids upon contracts for the construction of the several possible combinations of any two adjacent construction sections, which contracts are designated Contracts C-56&57, C-57&58, and C-58&59, and proof of said advertising is likewise before the Commission;

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

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

WHEREAS all of the aforesaid bids for each of said contracts were solicited on the basis of the same terms and conditions, and the same specifications with respect to all bidders and potential bidders, and the bid of V. N. Holderman & Sons, Inc. for the performance of Contract C-56&57 is, and is by the Commission determined to be, the lowest of all said bids, or combinations of bids, for the construction of Construction Sections 56 and 57; and the Commission has been advised by its general counsel that said bid conforms to the requirements of Section 1205 of the General Code of Ohio and to the terms, conditions, and specifications in the legal notice applicable thereto, and, accordingly, the Commission is authorized to accept said bid as the lowest and best bid for the construction of said construction sections; and

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

NOW, THEREFORE, BE IT

RESOLVED that the bid of V. N. Holderman & Sons, Inc. for the performance of Contract C-56&57 be, and hereby it is, determined to be the lowest and best of all said bids or combinations of bids for the work for the aforesaid construction sections, and is accepted; and that each of the chairman and the executive director be, and each of them hereby is, authorized (1) to execute a contract with said successful bidder in the form heretofore prescribed by the Commission, pursuant to the aforesaid bid, and upon the condition that said successful bidder furnish a performance bond as heretofore approved by the Commission by and in its resolution No. 69-1952, and meeting the requirements of said resolution, (2) to return to all other bidders the bid security furnished by each of them, respectively, (3) to return said successful bidder's bid security when the aforesaid contract has been duly executed and said performance bond furnished, and (4) to take any and all action necessary or proper to carry out the terms of said bid and of said contract. "

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

Ayes: McKay, Teagarden, Allen, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

Mr. Holderman representing the V. N. Holderman and Sons, Inc., was introduced to the Commission.

Resolution No. 359-1953, awarding construction contract C-58&59, was moved for adoption by Mr. Teagarden, seconded by Mr. Allen, as follows:

"WHEREAS the Commission has duly advertised, according to law, for bids upon separate contracts for the construction of those portions of Ohio Turnpike Project No. 1 which are known as Construction Sections 56, 57, 58, and 59, which contracts are designated Contract C-56, C-57, C-58, and C-59, respectively, and proof of said advertising is before the Commission;

WHEREAS the Commission has also advertised in like manner for bids upon contracts for the construction of the several possible combinations of any two adjacent construction sections, which contracts are designated Contracts C-56&57,

C-57&58, and C-58&59, and proof of said advertising is likewise before the Commission;

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

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

WHEREAS all of the aforesaid bids for each of said contracts were solicited on the basis of the same terms and conditions, and the same specifications with respect to all bidders and potential bidders, and the bid of V. N. Holderman & Sons, Inc. for the performance of Contract C-58&59 is, and is by the Commission determined to be, the lowest of all said bids, or combinations of bids, for the construction of Construction Sections 58 and 59; and the Commission has been advised by its general counsel that said bid conforms to the requirements of Section 1205 of the General Code of Ohio and to the terms, conditions, and specifications in the legal notice applicable thereto, and, accordingly, the Commission is authorized to accept said bid as the lowest and best bid for the construction of said construction sections; and

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

NOW, THEREFORE, BE IT

RESOLVED that the bid of V. N. Holderman & Sons, Inc. for the performance of Contract C-58&59 be, and hereby it is, determined to be the lowest and best of all said bids or combinations of bids for the work for the aforesaid construction sections, and is accepted; and that each of the chairman and the executive director be, and each of them hereby is, authorized (1) to execute a contract with said successful bidder in the form heretofore prescribed by the Commission, pursuant to the aforesaid bid, and upon the condition that said successful bidder furnish a performance bond as heretofore approved by the Commission by and in its resolution No. 69-1952, and meeting the requirements

of said resolution, (2) to return to all other bidders the bid security furnished by each of them, respectively, (3) to return said successful bidder's bid security when the aforesaid contract has been duly executed and said performance bond furnished, and (4) to take any and all action necessary or proper to carry out the terms of said bid and of said contract. "

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

Ayes: Teagarden, Allen, McKay, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

The Chairman said that the Executive Director would execute the contracts on behalf of the Commission as soon as the documents were in order, and that the Commission, by award of the contracts, had indicated its confidence not only in the bidders but in its own staff who had recommended the award of the contracts. The Chairman then asked the Executive Director to disclose the report estimate on the complete design sections involved in the awards.

The Executive Director asked Mr. E. J. Donnelly, representing the Consulting Engineers, to make the report. Mr. Donnelly reported that the low bids, including that for the contract for fabricated structural steel previously awarded on construction sections 24, 25, 26 and 27 amounted to \$15,391,085.40, and that the report estimate for the design section was \$15,775,256.00, which was \$384,170.60 above the total of the awards for the design section. He said that the low bids, including that for the contract for fabricated structural steel previously awarded on construction sections 56, 57, 58 and 59 totaled \$10,945,772.50, and that the report estimate for the design section was \$10,485,718.00, which was \$460,054.50 under the total of the awards for the design section.

The Executive Director stated that the results of the lettings to date had been most encouraging to him, and that the Commission had let some \$78,600,000.00 in roadway contracts, plus some \$6,600,000.00 in structural steel



contracts or a total of some 37.8% of the entire project. He said that with over a third of the entire project under contract the total cost of the contracts let was under the estimated cost by some two percent. He also pointed out that with some 39.9% of the total roadway contracts plus the four largest bridges let, the Commission had not absorbed any of the ten percent cushion added to the original estimate to take care of increased costs, and that it could be anticipated that possible increased costs of rights-of-way and some additional work not then anticipated would use up some of the cushion but up to that point the Commission was in a very good position, and he described the situation as quite encouraging.

The Executive Director said that the contract documents for construction sections C-20 and C-21 in Cuyahoga County and construction sections C-34 and C-35 in Erie and Sandusky Counties, all of which had been advertised for letting on September 18, 1953, and for construction sections 31, 32 and 33 in Erie County, which had been advertised for letting on September 29, 1953, had been placed before the Commission, and that the documents had been approved by the Chief Engineer, the Consulting Engineers, the Contracting Engineers and the Executive Director. He asked approval of the documents by the Commission.

Resolution No. 360-1953, approving adopting and ratifying documents for contracts C-20, C-21, C-20&21, C-31, C-32, C-33, C-31&32, C-32&33, C-31, 32&33, C-34, C-35 and C-34&35, was moved for adoption by Mr. Teagarden, seconded by Mr. McKay, as follows:

"WHEREAS there are before this meeting forms of contract documents, to-wit: forms of notice to bidders, proposals, special provisions, and contracts, for Contracts C-20; C-21; C-20&21; C-31; C-32; C-33; C-31&32; C-32&33; C-31, 32&33; C-34; C-35; and C-34&35;

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 20, 21, 31, 32, 33, 34, and 35; and

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

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

Ayes: Teagarden, McKay, Allen, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

The Executive Director reported on the status of right-of-way as follows:

Construction section 46 - The building reported at the last meeting as not available had been moved.

Construction section 24 - Of 27 mainline parcels 25 had been acquired. One of the remaining two parcels was in condemnation and the other was a railroad parcel (Baltimore & Ohio) the contract for which was in the hands of the railroad awaiting execution.

Construction section 25 - Of 30 mainline parcels 25 had been acquired. One of the remaining parcels was in condemnation and the rest would be acquired through negotiation in the very near future.

Construction section 26 - Of 30 mainline parcels 25 had been acquired. Four of the remaining five parcels were in condemnation and no delay was anticipated in negotiating the fifth parcel.

Construction section 27 - Of 20 mainline parcels 18 had been acquired. One of the remaining parcels was in condemnation and the other was presumed to be nearing completion of negotiations.

Construction section 56 - Of 16 mainline parcels all had been acquired.

Construction section 57 - Of 13 mainline parcels seven had been acquired. Four of the remaining parcels were in condemnation.

Construction section 58 - Of nine mainline parcels seven had been acquired. The remaining parcels were in condemnation.

Construction section 59 - Of 13 mainline parcels eleven had been acquired. One of the remaining parcels was described as critical. It was at the interchange with State Route 15 and might be difficult to clear.

Construction section 13 (advertised for letting on August 26, 1953) - Of 24 mainline parcels 19 had been acquired. One of the remaining parcels was a crossing of the Wheeling and Lake Erie Railroad on which agreement on details had been reached between the railroad and the Commission so that no trouble was anticipated.

Construction section 14 (advertised for letting on August 26, 1953) - Of 29 mainline parcels eighteen had been acquired. A right of entry had been obtained from the New York Central Railroad on one of the remaining parcels. On a second parcel owned by a railroad (The Pennsylvania Railroad) there was not yet an agreement. Two other parcels were in condemnation. The Chief of the Right-of-Way Section supplemented the report on Section 14 by saying that it appeared that all remaining parcels would be would up within the very near future, that contracts had been agreed upon but not yet completed in the case of several parcels, and that he was of the opinion that the right-of-way on the section would be cleared up within the next several weeks. The Executive Director said that he did not think the bids to be received August 26, 1953, would be affected to amount to anything because of the right-of-way situation.

The Executive Director continued his report on the status of right-of-way by saying that the picture looked good, and then he referred to three construction sections which were to be let on September 18, 1953, and said that on one section 57 of 60 parcels had been acquired and the rest were in condemnation; that on the second section 46 of 54 parcels had been acquired and that it was expected the remaining parcels would be in good status by September 18, 1953; that on the third section 10 of 13 parcels had been acquired and two others were in condemnation. The Executive Director referred to three sections to be let on September 9, 1953, and said that on one section 34 of 36 parcels had been acquired and one was in condemnation; that on the second section 16 of 18 parcels had been acquired and one was in condemnation; and that on the third section all 27 parcels had been acquired. He concluded his report by stating his opinion that things were looking up in regards to the status of right-of-way, and that there was nothing that needed to concern the Commission too much in that picture at this time.

The Executive Director advised that he would defer a report on the responsibility for detailed inspection and supervision of construction until the next meeting of the Commission.

The Chairman directed the Executive Director to prepare, with the cooperation of the Consulting Engineers, reports on the servicing of disabled cars, weighing devices and toll collection facilities on the Turnpike and to present such reports to the Commission within two months.

The General Counsel reported that the Director of Information and Research was arranging for an exhibit at the 1953 Ohio State Fair, and said that someone should be authorized to enter into a lease on behalf of the Commission with the Division of State Fair of the Ohio Department of Agriculture.

The Chairman remarked that he thought the Commission had been going to get the space free.

Resolution No. 361-1953, authorizing the leasing of space at the Ohio State Fair Grounds, was moved for adoption by Mr. Allen, seconded by Mr. Teagarden, as follows:

"WHEREAS the Commission proposes to have an exhibit at the Ohio State Fair Grounds during the 1953 Ohio

State Fair; and

WHEREAS it will be necessary to lease space at the Fair Grounds from August 28, 1953 through September 4, 1953 in order to display the exhibit at said Fair;

NOW, THEREFORE, BE IT

RESOLVED that each of the executive director and executive assistant of the Commission be, and each of them hereby is, authorized to enter into a lease with The Division of State Fair of the Ohio Department of Agriculture, State of Ohio, for the necessary space at the Ohio State Fair Grounds, during the aforesaid period, for the display of the aforesaid exhibit."

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

Ayes: Allen, Teagarden, McKay, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

The General Counsel said that the trust agreement between the Commission and the two banks which were Trustee and Co-Trustee, respectively, required that the Commission make provision for the exchange of bonds at the principal offices of both the Trustee and the Co-Trustee, and that the Commission up to that time had not taken action to make such provision with respect to exchanges at the office of the Co-Trustee in New York. He presented a resolution to accomplish that purpose and stated that it had been drawn by the Commission's bond counsel, and that he had been informed that the resolution had been submitted to both the Trustee and the Co-Trustee, and that they were satisfied the resolution would accomplish the purpose.

As the result of a suggestion by Mr. McKay line four in the resolved section was amended to add after "in said section 210" the following: "of the trust agreement between the Commission and the Ohio National Bank of Columbus as Trustee and the National City Bank of New York as Co-Trustee".

Mr. McKay suggested that subsequent resolutions awarding contracts should state the low bid in the aggregate amount of dollars involved. The Chairman directed that the suggested

inclusion be put in future resolutions awarding contracts.

Resolution No. 362-1953, regarding exchanges of temporary for definitive bonds by Co-Trustee, was moved for adoption by Mr. McKay, seconded by Mr. Teagarden, as follows:

"WHEREAS the Trust Agreement between the Commission and The Ohio National Bank of Columbus as Trustee and The National City Bank of New York as Co-Trustee dated June 1, 1952, relating to the Turnpike Revenue Bonds, Project No. 1, at Section 212 provides:

'The Commission shall make provision for the exchange of bonds at the principal offices of the Trustee and of the Co-Trustee, and shall cause books to be kept by the Trustee as Bond Registrar for the registration and transfer of bonds as provided in this Agreement. ';

WHEREAS by Section 210 of said Trust Agreement it is provided that 'The Commission shall cause the definitive bonds to be prepared and to be executed and delivered to the Trustee, and the Trustee, upon surrender for exchange and cancellation of any temporary bond accompanied by all unpaid coupons, if any, shall cancel the same and authenticate and deliver in exchange therefor at the place designated by the holder, without expense to the holder, a definitive bond or bonds of the same aggregate principal amount, reduced, in the case of a temporary bond in a larger denomination than \$1,000, by the amount thereof, if any, theretofore called for redemption, and bearing interest at the same rate as the temporary bond surrendered. Upon any such exchange all coupons appertaining to definitive coupon bonds and representing interest theretofore paid shall be detached and cancelled by the Trustee. ';

WHEREAS the Commission is desirous of providing, pursuant to said section 212, for the exchange of definitive for temporary bonds, pursuant to section 210, at the principal office of the Co-Trustee as well as at the principal office of the Trustee;

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby provides that definitive bonds shall be delivered in exchange for temporary

bonds by the Co-Trustee as well as by the Trustee, in the same manner and with the same effect as is provided in said section 210 of the Trust Agreement between the Commission and The Ohio National Bank of Columbus as Trustee and The National City Bank of New York as Co-Trustee with respect to such exchange effected by the Trustee, and the Trustee shall take such action as it shall deem necessary to make available duly executed and authenticated definitive bonds at the offices of the Co-Trustee in order to effect such exchange. "

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

Ayes: McKay, Teagarden, Allen, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

The General Counsel then presented a resolution with regards to the entrance of the Executive Director upon full-time duty as of August 12, 1953.

Resolution No. 363-1953, regarding salary of Executive Director, was moved for adoption by Mr. Teagarden, seconded by Mr. Allen, as follows:

"WHEREAS by action taken by resolution No. 324-1953 at the meeting of the commission on August 4, 1953, Robert S. Beightler was employed as executive director and his salary was thereby fixed; and

WHEREAS it was contemplated by the commission at that time, and said resolution contained the statement that it was 'understood, however, that until October 1, 1953 the appointee shall serve on a half-time basis and be paid pro rata, ' but said appointee has in fact served on a full-time basis commencing on August 12, 1953;

NOW, THEREFORE, BE IT

RESOLVED that the full-time rate of compensation of Robert S. Beightler as executive director, as fixed by resolution No. 324-1953, shall be paid commencing on or as of August 12, 1953. "

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

Ayes: Teagarden, Allen, McKay, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

The General Counsel advised that a revision of the construction plans had altered the right-of-way requirements in connection with property which the Commission previously had directed to be appropriated, and that it was desirable that that resolution be rescinded and new action taken.

Resolution No. 364-1953, rescinding condemnation resolution No. 265-1953, due to changes in and revision of construction plans, was moved for adoption by Mr. McKay, seconded by Mr. Allen, as follows:

"WHEREAS certain revisions in the construction plans have altered the right-of-way requirements in connection with property owned by Millard C. Stacey et al., and

WHEREAS resolution No. 265-1953, adopted June 23, 1953; which directed the commencement of appropriation proceedings against the above-mentioned owners, is now inaccurate because of the revisions in plans mentioned above,

NOW, THEREFORE, BE IT

RESOLVED that resolution No. 265-1953, adopted June 23, 1953; be, and the same hereby is, rescinded."

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

Ayes: McKay, Allen, Teagarden, Shocknessy.

Nays: None

The Chairman declared the resolution adopted.

The General Counsel presented to the Commission the written statement of the Chief of the Right-of-Way



Section with respect to the unsuccessful efforts of the Commission's negotiators to agree as to the amounts to be paid for certain parcels of land and his recommendation that such property be appropriated; also, the written statement of the Chief Engineer that the properties referred to be acquired for the purpose of constructing Ohio Turnpike Project No. 1; the concurrence of the General Counsel in the recommendation of the Chief of the Right-of-Way Section and the General Counsel's recommendation that title be acquired as and to the extent set forth in the forms of resolutions presented to the Commission by the General Counsel.

The Chairman directed that the forms of appropriation resolutions thereafter be changed to include the Executive Director as one of the persons recommending appropriation action.

Resolutions Nos. 365-1953, 366-1953, 367-1953, 368-1953; 369-1953, 370-1953, 371-1953, 372-1953 and 373-1953, each declaring the necessity of appropriating certain property and directing that proceedings to effect such appropriation be begun and prosecuted, were moved respectively for adoption by Mr. Allen and seconded respectively by Mr. McKay, as follows:

Resolution No. 365-1953

"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 C. Marketch	200 Erie Place, S. W. Warren, Ohio

<u>Owner(s)</u>	<u>Place of Residence</u>
Ina Marketch	200 Erie Place, S. W. Warren, Ohio
John Marketch	200 Erie Place, S. W. Warren, Ohio
County Auditor of Trumbull County	Trumbull County Court House Warren, Ohio
County Treasurer of Trumbull County	Trumbull County Court House Warren, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 174-B -- Fee Simple

Situated in the Township of Braceville, County of Trumbull and State of Ohio and known as being part of Original Braceville Township Section No. 23 and bounded as follows:

Northeasterly by a line drawn parallel to and distant 170 feet Northeasterly of, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 11, pages 73 and 83 of Trumbull County Map Records; Southwesterly by a line drawn parallel to and distant 160 feet Southwesterly of, measured on a line normal to, the said center line of Ohio Turnpike Project No. 1; Northwesterly by the center line of the Mahoning River and Southeasterly by the Northwesterly line of lands conveyed to The Pittsburgh, Cleveland and Toledo Railroad Company by deed dated May 19, 1883 and recorded in Volume 138, page 33 of Trumbull County Deed Records.

Parcel No. 174-H -- Fee Simple

Situated in the Township of Braceville, County of Trumbull and State of Ohio and known as being part of Original Braceville Township Section No. 23 and bounded as follows:

Northeasterly by a line drawn parallel to and distant 225 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 11, page 73 of Trumbull County Map Records; Southerly by the Southerly line of said Section No. 23 and Northwesterly by the Southeasterly line of land described as Parcel No. 12, conveyed to The Baltimore and Ohio Railroad Company by deed dated April 3, 1947 and recorded in Volume 465, page 620 of Trumbull County Deed Records.

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. 366-1953

"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>
Elizabeth Varga	R. D. #1, Mantua, Ohio
Joseph M. Varga	R. D. #1, Mantua, Ohio

<u>Owner(s)</u>	<u>Place of Residence</u>
The County Savings and Loan Company	Ravenna, Ohio
William A. Moore	Address Unknown
The Unknown Heirs, Devisees, and Assigns of William A. Moore, deceased	Addresses Unknown
County Auditor of Portage County	Portage County Court House, Ravenna, Ohio
County Treasurer of Portage County	Portage County Court House, Ravenna, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 166-F(1) -- Permanent Easement for Highway Purposes.

Situated in the Township of Freedom, County of Portage and State of Ohio and known as being part of Original Freedom Township Lot No. 35, and being all that part of the lands described in the deed to Elizabeth Varga, dated January 11, 1952 and recorded in Volume 516, Page 305 of Portage County Deed Records, bounded as follows:

On the Southwesterly line by a line parallel to and distant 120 feet Northerly, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 8, Pages 25 and 26 of Portage County Map Records,

On the Northwesterly line by the center line of State Highway No. 88,

On the Northeasterly line by the Southwesterly line of land conveyed to Edith M. Goldman, dated April 6, 1946 and recorded in Volume 418, Page 528 of Portage County Deed Records,

On the Southeasterly line by a line 60 feet Southeasterly, measured at right angles, to the center line of said State Highway No. 88.

Excepting therefrom that portion thereof lying within the bounds of State Highway No. 88, as now established.

Parcel No. 166-F(2) -- Permanent Easement for Highway Purposes

Situated in the Township of Freedom, County of Portage and State of Ohio and known as being part of Original Freedom Township Lot No. 35, and being all that part of the lands described in the deed to Elizabeth Varga, dated January 11, 1952 and recorded in Volume 516, Page 305 of Portage County Deed Records, bounded as follows:

Northerly by 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, as shown by plat recorded in Volume 8, Pages 25 and 26 of Portage County Map Records;

Northwesterly by the center line of State Highway No. 88;

Southeasterly by a line parallel to and distant 80 feet Southeasterly, measured at right angles, from the center line of State Highway No. 88; and

Southerly by the Southerly line of land described in the deed to Elizabeth Varga as aforesaid.

Excepting therefrom that portion thereof lying within the bounds of State Highway No. 88, as now established.

Parcel No. 166-K -- Permanent Easement for Highway Purposes

Situated in the Township of Freedom, County of Portage and State of Ohio and known as being part of Original Freedom Township Lot No. 35, and being all that part of the lands described in the deed to Elizabeth Varga, dated January 11, 1952 and recorded in Volume 516, Page 305 of Portage County Deed Records, bounded as follows:

Northerly by the Northerly line of land described in the deed as aforesaid;

Southerly by the Southerly line of land described in the deed as aforesaid;

Northwesterly by the Northwesterly line of land described in the deed as aforesaid, which Northwesterly line is also the center line of State Highway No. 88; and

Southeasterly by a line parallel to and distant 80 feet Southeasterly, measured at right angles, to said Northwesterly line of land described in the deed to Elizabeth Varga, as aforesaid.

Excepting therefrom that portion thereof lying within the bounds of State Highway No. 88, as now established. "

Resolution No. 367-1953

"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>
Percival C. Hawley	R. D. #1, Mantua, Ohio
County Auditor of Portage County	Portage County Court House Ravenna, Ohio
County Treasurer of Portage County	Portage County Court House Ravenna, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 165-A - 166-G(1) -- Permanent Easement for Highway Purposes

Situated in the Township of Freedom, County of Portage and State of Ohio and known as being part of Original Freedom Township Lot No. 35, and being all that part of the lands described in the deed to Percival C. Hawley, dated March 10, 1902 and recorded in Volume 221, Page 402 of Portage County Deed Records, lying within a strip of land 50 feet wide, bounded as follows:

Southerly by a line drawn 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 plat recorded in Volume 8, Page 25 of Portage County Map Records;

Northerly by the Northerly line of land described in the deed to Percival C. Hawley, as aforesaid;

Westerly by the center line of Nichols Road; and

Easterly by a line parallel to and distant 50 feet Easterly, measured at right angles from the center line of Nichols Road.

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

Parcel No. 165-A - 166-G(2) -- Permanent Easement for Highway Purposes

Situated in the Township of Freedom, County of Portage and State of Ohio and known as being part of Original Freedom Township Lot No. 35, and being all that part of the lands described in the deed to Percival C. Hawley, dated March 10, 1902, and recorded in Volume 221, Page 402 of Portage County Deed Records, and bounded and described as follows:

Beginning on a line parallel to and distant 130 feet Northerly, measured on a line normal to Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 8, Pages 25 and 26 of Portage County Map Records, at its intersection with the center line of State Highway No. 88; thence Westerly along said parallel line to its intersection

with a line drawn 60 feet Northwesterly, measured at right angles from the center line of said State Highway No. 88; thence Northeasterly and parallel with the center line of State Highway No. 88 to a point 60 feet Northwesterly, measured at right angles to said centerline from a point distant 350 feet Northeasterly, 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 with the last described line to a point distant 30 feet Southerly, measured at right angles from the center line of Anderson Road; thence Northerly parallel to the center line of State Highway No. 88, 30 feet to the center line of Anderson Road; thence Northeasterly along the center line of Anderson Road to the center line of State Highway No. 88; thence Southwesterly along the center line of State Highway No. 88, to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of State Highway No. 88 and Anderson Road, as now established.

Parcel No. 165-A - 166-G(3) -- Permanent Easement for Highway Purposes

Situated in the Township of Freedom, County of Portage and State of Ohio and known as being part of Original Freedom Township Lot No. 35, and being all that part of the lands described in the deed to Percival C. Hawley, dated March 10, 1902 and recorded in Volume 221, Page 402 of Portage County Deed Records, bounded as follows:

Northerly by 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, as shown by plat recorded in Volume 8, Page 25 of Portage County Map Records;

Southerly by a line drawn Easterly at right angles to the center line of Nichols Road from a point on said center line distant 400 feet Southerly, measured along said center line, from the center line of said Ohio Turnpike Project No. 1;

Westerly by the center line of Nichols Road, which center line is also the Westerly line of Lot No. 35; and



Easterly by a line parallel to and distant 60 feet Easterly, measured at right angles, from the center line of Nichols Road.

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

Parcel No. 165-A - 166-G(4) -- Permanent Easement for Highway Purposes

Situated in the Township of Freedom, County of Portage and State of Ohio and known as being part of Original Freedom Township Lot No. 35, and being all that part of the lands described in the deed to Percival C. Hawley, dated March 10, 1902 and recorded in Volume 221, Page 502 of Portage County Deed Records, bounded as follows:

Northerly by 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, as shown by plat recorded in Volume 8, Page 25 of Portage County Map Records;

Southeasterly by the center line of State Highway No. 88;

Northwesterly by a line parallel to and distant 60 feet Northwesterly, measured at right angles, from the center line of State Highway No. 88; and

Southerly by the Northerly line of land conveyed to John Petrenchak, by deed dated June 16, 1952 and recorded in Volume 524, Page 211 of Portage County Deed Records.

Excepting therefrom that portion thereof lying within the bounds of State Route No. 88, as now established.

Parcel No. 165-A - 166-G(5) -- Temporary Easement for Detour Purposes

Situated in the Township of Freedom, County of Portage and State of Ohio and known as being part of Original Freedom Township Lot No. 35, and bounded as follows:

Northerly by a line drawn parallel to, and distant 125 feet Southerly of, measured on a line normal to, the

centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 8, Page 25 of Portage County Map Records;

Southerly by the Northerly line of land described in the deed to John Petrenchak, dated June 16, 1952 and recorded in Volume 524, Page 211 of Portage County Deed Records;

Southeasterly by a line drawn parallel to, and distant 60 feet Northwesterly of, measured at right angles, to the center line of State Highway No. 88;

Northwesterly by a line drawn from a point 125 feet Southerly of, measured on a line normal to said Turnpike centerline at Station 726+50, to a point 60 feet Northwesterly, measured at right angles, to the centerline of State Highway No. 88, from a point distant 850 feet Southwesterly, measured along said centerline from its intersection with said Turnpike centerline.

Parcel No. 165-A - 166-G(6) -- Temporary Easement for Detour Purposes

Situated in the Township of Freedom, County of Portage and State of Ohio and known as being part of Original Freedom Township Lot No. 35, and being all that part of the lands described in the deed to Percival C. Hawley, dated March 10, 1902 and recorded in Volume 221, Page 402 of Portage County Deed Records; bounded on the South by a line drawn 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 plat recorded in Volume 8, Page 25 of Portage County Map Records. Bounded on the West by a line drawn parallel to and distant 150 feet Westerly at right angle measurement from the center line of State Highway No. 88; bounded on the North by the center line of Anderson Road; bounded on the East by a line described as follows:

Beginning on a line drawn parallel to and distant 130 feet Northerly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, at a point which is distant 60 feet Westerly, at right angle measurement, from the center line of State Highway No. 88; thence Northerly and parallel to the center line of State Highway No. 88 to its intersection with a line drawn Westerly,

at right angle measurement, from the center line of State Highway No. 88 at a point on said center line distant 350 feet Northerly from the center line of Ohio Turnpike Project No. 1; thence Northwesterly at right angles to the last described line to a point which is 30 feet Southerly at right angles from the center line of Anderson Road; thence Northerly at right angles to Anderson Road, 30 feet to the center line thereof.

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

Resolution No. 368-1953

"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>
Bertelan Jakab	R. D. #1, Windham, Ohio
County Auditor of Portage County	Portage County Court House Ravenna, Ohio
County Treasurer of Portage County	Portage County Court House Ravenna, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 168-G(2) -- Permanent Easement for Highway Purposes

Situated in the Township of Windham, County of Portage and State of Ohio and known as being part of

Original Windham Township Lot No. 55, and being all that part of the lands described in the deed to Bertelan Jakab, dated July 8, 1925 and recorded in Volume 293, Page 220 of Portage County Deed Records, lying within a strip of land 50 feet wide between parallel lines, the Northerly line of said strip being parallel to and distant 205 feet Northerly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 8, Pages 32 and 33 of Portage County Map Records, and the Southerly line of said strip being parallel to and distant 155 feet Northerly, measured on a line normal to said center line.

Excepting therefrom that portion thereof lying within the bounds of Bryant Road, (so-called) as now established."

Resolution No. 369-1953

"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>
Marta Soldorfen	R. D. #3, Hudson, Ohio
County Auditor of Portage County	Portage County Court House Ravenna, Ohio
County Treasurer of Portage County	Portage County Court House Ravenna, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 155-B -- Fee Simple

Situated in the Township of Streetsboro, County of Portage and State of Ohio and known as being part of Original Streetsboro Township Lots Nos. 22 and 23 and being all that part of the lands described in the deed to Marta Soldorfen, dated March 8, 1943 and recorded in Volume 390, Page 165 of Portage County Deed Records lying within a strip of land 240 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 plat recorded in Volume 8, Page 38 of Portage County Map Records, and the Southerly line of said strip being parallel to and distant 110 feet Southerly measured on a line normal to said center line.

Parcel No. 155-B(1) -- Fee Simple

Situated in the Township of Streetsboro, County of Portage and State of Ohio and known as being part of Original Streetsboro Township Lots Nos. 22 and 23, and being all that part of the lands described in the deed to Marta Soldorfen dated March 8, 1943 and recorded in Volume 390, Page 165 of Portage County Deed Records, bounded and described as follows:

Beginning on the center line of State Route 14, as now existing, at its intersection with the Southerly line of land described in the deed as aforesaid; thence Northwesterly along the center line of State Route 14 to its intersection with a line parallel to and distant 110 feet Southerly of, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 8, Page 38 of Portage County Map Records; thence Westerly along said parallel line to the Northwesterly line of land described in the deed as aforesaid; thence Southwesterly along said Northwesterly line to a line parallel to and distant 150 feet Southwesterly of, measured on a line normal to, the center line of Ohio Turnpike Project No. 1 as aforesaid; thence Easterly along said parallel line to its intersection with a line parallel to and distant 130 feet Southwesterly of, measured normal to, the center line of State Route 14; thence Southeasterly parallel

to said center line to a point distant 130 feet Southwesterly, measured at right angles, from a point on the center line of State Route 14 distant 592.56 feet Southeasterly measured along said center line, from the center line of said Ohio Turnpike Project No. 1; thence Southerly on a 'straight line' to the Southerly line of land described in the deed as aforesaid, which 'straight line' if prolonged would intersect a point distant 560 feet Southwesterly of, measured at right angles, from a point on the center line of State Route 14 distant 1092.56 feet Southeasterly, measured along said center line, from the center line of Ohio Turnpike Project No. 1; thence Easterly along the Southerly line of land described in the deed as aforesaid to the place of beginning.

Parcel No. 155-B(3) -- Permanent Easement for Highway Purposes

Situated in the Township of Streetsboro, County of Portage and State of Ohio and known as being part of Original Streetsboro Township Lot No. 23, and being all that part of the lands described in the deed to Marta Soldorfen, dated March 8, 1943 and recorded in Volume 390, Page 165 of Portage County Deed Records, bounded as follows:

Southerly by a line parallel to and distant 130 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 8, Page 38 of Portage County Map Records; Northeasterly by the center line of State Route 14 as now existing; Southwesterly by a line parallel to and distant 80 feet Southwesterly of, measured normal to, the center line of said State Route 14; and Northwesterly by the Northwesterly line of land described in the deed as aforesaid.

Parcel No. 155-L -- Fee Simple

Situated in the Township of Streetsboro, County of Portage and State of Ohio and known as being part of Original Streetsboro Township Lot No. 33, and being all that part of the lands described in the deed to Marta Soldorfen, dated March 8, 1943 and recorded in Volume 390, Page 165 of Portage County Deed Records bounded and described as follows:

Beginning on the center line of State Route 14, at its intersection with the Southeasterly line of land conveyed to Marta Soldorfen as aforesaid; thence Southwesterly along the Southeasterly line of land so conveyed to its intersection with a line parallel to the center line of State Route 14 and distant 560 feet Southwesterly, measured at right angles therefrom; thence Northwesterly parallel to said center line of State Route 14 to a point distant 560 feet Southwesterly, measured at right angles from a point on said center line distant 1092.56 feet Southeasterly, 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 8, page 38 of Portage County Map Records; thence Northeasterly on a straight line to the Northerly line of Streetsboro Township Lot No. 33, which straight line if prolonged would intersect a point distant 130 feet Southwesterly, measured at right angles from a point on the center line of State Route 14, distant 592.56 feet Southeasterly, measured along said center line from its intersection with the center line of Ohio Turnpike Project No. 1; thence Southeasterly along said Northerly line of Original Lot No. 33 to the center line of State Route 14; thence Southerly along said center 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 Parcels Nos. 155-B, 155-B(1), and 155-L, including such rights to any turnpike constructed thereon.

Second: All rights to erect any billboard, sign, notice, poster, or other advertising device designed to attract the attention of travelers on Ohio Turnpike Project No. 1, upon any of the aforesaid remaining lands of the owners herein, which lands together with Ohio Turnpike Parcels Nos. 155-B, 155-B(1), and 155-L are described by deed dated March 8, 1943, and recorded in Volume 390, Page 165 of Portage County Deed Records; provided that nothing herein shall prevent the erection upon said lands of billboards, signs, notices, posters, or other advertising

devices which are so designed and located as primarily to attract the attention of travelers on any other highway, road or street."

Resolution No. 370-1953

"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>
Josephine Svab	R. D. #3, Hudson, Ohio
The Federal Land Bank of Louisville	Louisville, Kentucky
County Auditor of Portage County	Portage County Court House Ravenna, Ohio
County Treasurer of Portage County	Portage County Court House Ravenna, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 155-A - 156-D(1) -- Fee Simple

Situated in the Township of Streetsboro, County of Portage and State of Ohio and known as being part of Original Streetsboro Township Lot No. 23, and being all that part of the lands described in the deed to Vaclav J. Svab and Josephine Svab, dated January 24, 1920 and recorded in Volume 257, page 502 of Portage County Deed Records, bounded and described as follows:



Beginning on the Easterly line of land described in deed to Vaclav J. and Josephine Svab as aforesaid, at a point distant 180 feet Northerly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 8, page 38 of Portage County Map Records; thence Westerly along a line parallel with the center line of said Ohio Turnpike to an intersection with the center line of State Highway, Route No. 14; thence Northwesterly along said center line of said Route No. 14 to a point distant 200 feet Northerly, measured on a line normal to the center line of said Ohio Turnpike; thence Easterly along a line parallel with the center line of said Ohio Turnpike to an intersection with a line drawn Northerly and normal to said Turnpike center line at Station 76+50; thence Northerly along said line drawn normal to said center line at Station 76+50 a distance of 400 feet; thence Easterly in a direct line, the Easterly prolongation of said direct line passing through a point distant 620 feet Northerly, measured on a line normal to said Turnpike center line at Station 81+00, to the Easterly line of land described in deed aforesaid; thence Southerly along the Easterly line of land described in deed aforesaid to the place of beginning.

Parcel No. 155-A - 156-D(2) -- Fee Simple

Situated in the Township of Streetsboro, County of Portage and State of Ohio and known as being part of Original Streetsboro Township Lot No. 23, and being all that part of the lands described in the deed to Vaclav J. Svab and Josephine Svab, dated January 24, 1920 and recorded in Volume 257, page 502 of Portage County Deed Records, and bounded and described as follows:

Beginning on the center line of State Highway Route No. 14 at a point distant 130 feet Southerly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 8, page 38 of Portage County Map Records; thence Southeasterly along the center line of State Highway Route No. 14 to its intersection with the Southerly line of said Township Lot No. 23; thence Easterly along the Southerly line of said Township Lot No. 23 to the Easterly line of land described in deed to Vaclav J. and Josephine Svab, as aforesaid; thence Northerly along the Easterly line of land so described to a point distant 130 feet Southerly, measured on a line normal to the center line of said Ohio Turnpike; thence Westerly and parallel with the

center line of said Ohio Turnpike to the place of beginning.

Parcel No. 156-E -- Fee Simple

Situated in the Township of Streetsboro, County of Portage and State of Ohio and known as being part of Lot No. 33, bounded and described as follows:

Beginning at the Northeast corner of said Lot No. 33; thence South along the lot line about 20 feet to a point; thence in a Southwesterly direction to the center of the diagonal road (S. R. 14); thence Northwesterly along the center of said S. R. 14 to the North line of said Lot No. 33; thence East along the North line of said Lot No. 33, 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. 155-A - 156-D(1), Parcel No. 155-A - 156-D(2), and Parcel No. 156-E, including such rights to any turnpike constructed thereon.

Second: All rights to erect any billboard, sign, notice, poster, or other advertising device designed to attract the attention of travelers on Ohio Turnpike Project No. 1, upon any of the aforesaid remaining lands of the owner herein, which lands together with Ohio Turnpike Parcels No. 155-A - 156-D(1), No. 155-A - 156-D(2), and No. 156-E, are described by deed dated January 24, 1920, and recorded in Volume 257, Page 502 of Portage County Deed Records; provided that nothing herein shall prevent the erection upon said lands of billboards, signs, notices, posters, or other advertising devices which are so designed and located as primarily to attract the attention of travelers on any other highway, road, or street. "

Resolution No. 371-1953

"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>
Minnie Norris	1325 Elmwood Road Rocky River, Ohio
Donald Norris	1325 Elmwood Road Rocky River, 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. 137-N -- Fee Simple

Situated in the Village of North Royalton, County of Cuyahoga and State of Ohio and known as being part of Original Royalton Township Section No. 14, and being all that part of the lands described as Parcel No. 1 in the deed to Minnie Norris, and recorded in Volume 5808, page 59 of Cuyahoga County Deed Records, lying Northwesterly of a line drawn parallel to and distant 290 feet Southeasterly, measured on a line normal to the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 147, page 3 of Cuyahoga County Map Records.

Parcel No. 137-N(1) -- Temporary Easement for Detour Purposes

Situated in the Village of North Royalton, County of Cuyahoga and State of Ohio and known as being part of Original Royalton Township Section No. 14, and bounded

and described as follows:

Beginning on the centerline of State Road (State Route No. 94) at its intersection with a line drawn parallel to, and distant 290 feet Southerly 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 3 of Cuyahoga County Map Records; thence Westerly along said parallel line to a point 71 feet Westerly, measured at right angles from the centerline of State Road; thence Southeasterly on a 'straight line' to its intersection with the Southerly line of land described in the deed to Minnie Norris and recorded in Volume 5808, page 59 of Cuyahoga County Deed Records, said 'straight line', if prolonged, terminating at a point 33 feet Westerly, measured at right angles from the centerline of State Road at a point 375 feet Southerly, measured along said centerline from its intersection with said Turnpike centerline; thence Easterly along the Southerly line of land described in the deed to Minnie Norris by deed mentioned aforesaid, to its intersection with the centerline of State Road; thence Northerly along said centerline to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of State 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. 137-N, 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. 372-1953

"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 interest therein, to-wit:

<u>Owner(s)</u>	<u>Place of Residence</u>
Clara L. Schaefer	1120 Decatur 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. 95-C - 96-G -- Fee Simple

Situated in the Township of Milan, County of Erie and State of Ohio and known as being part of Lots Nos. One (1) and Ten (10) in Original Milan Township Section No. 3 and bounded and described as follows:

Beginning in the Easterly line of said Lot No. One (1) at its intersection with a line parallel to the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 14, page 47 of Erie County Map Records and distant Northeasterly therefrom 165 feet, measured on a line normal to said centerline; thence Southerly along said Easterly line to the Northwesterly corner of said Lot No. 10; thence Easterly along the Northerly line of Lot No. 10 to the centerline of Kelly Road (so-called); thence Southwesterly along said centerline of Kelly Road to the Northwesterly right-of-way line of The New York, Chicago and St. Louis Railroad Company; thence Southwesterly along said Northwesterly

right-of-way line to its intersection with a line parallel to said centerline of Ohio Turnpike Project No. 1 and distant Southwesterly therefrom 155 feet, measured on a line normal to said centerline; thence Northwesterly along said parallel line to its intersection with a line drawn normal to said centerline at Station 590+00; thence Northeasterly along said normal line to its intersection with a line parallel to said Turnpike centerline and distant Southwesterly therefrom 140 feet, measured on a line normal to said centerline; thence Northwesterly along said parallel line and along said line as parallel to said centerline as shown by plat recorded in Volume 14, page 46 of Erie County Map Records to the Northerly line of land conveyed to Clara Schaefer by deed dated July 30, 1918 and recorded in Volume 108, page 269 of Erie County Deed Records; thence Easterly along said Northerly line to its intersection with a line parallel to said centerline and distant Northeasterly therefrom 165 feet, measured on a line normal to said centerline; thence Southeasterly along said parallel line to the place of beginning.

Parcel No. 95-C - 96-G(3) -- Permanent Easement for Drainage Purposes

Situated in Lot No. 1, Section No. 3, Milan Township, Erie County, Ohio, and more fully described as follows:

Beginning at a point in the north property line of lands owned by Clara L. Schaefer et al, said point being north  $89^{\circ} 01' 39''$  west a distance of 189.93 feet from the intersection of the south right-of-way line at Ohio Turnpike Project No. 1, with the north property line of Clara L. Schaefer et al; thence south  $56^{\circ} 36' 14''$  west a distance of 96.11 feet; thence north  $35^{\circ} 13' 20''$  west a distance of 41.75 feet; thence north  $56^{\circ} 57' 03''$  east a distance of 36.91 feet, to the north property line of Clara L. Schaefer et al; thence south  $89^{\circ} 01' 39''$  east, along the aforesaid property line a distance of 73.44 to the place of beginning and containing 0.063 acres more or less.

Parcel No. 96-E -- Fee Simple

Situated in the Township of Milan, County of Erie and State of Ohio and known as being part of Original Milan Township Lot No. 1, Section No. 3 and bounded and described as follows:

Beginning in the Easterly line of said Lot No. 1 at its intersection with the present Southeasterly right-of-way line of The New York, Chicago and St. Louis Railway Company in said Lot No. 1; thence Southwesterly along said right-of-way line to its intersection with a line parallel to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 14, page 47 of Erie County Map Records and distant Southwesterly therefrom 165.00 feet, measured on a line normal to said center line; thence Southeasterly along said parallel line to the Easterly line of said Lot No. 1; thence Northerly along said Easterly line to the place of beginning.

Parcel No. 96-E(1) -- Permanent Easement for Drainage Purposes

Situated in the Township of Milan, County of Erie and State of Ohio and known as being part of Original Milan Township Lot No. 1, Section No. 3 and bounded and described as follows:

Beginning on the Easterly line of said Lot No. 1 at its intersection with a line parallel to and distant 165 feet Southerly, measured along a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 14, page 47 of Erie County Map Records; thence Westerly and parallel with said center line to its intersection with a line drawn Southerly and normal to said center line from Station 594/94; thence Southwesterly to a point distant 315 feet Southerly, measured along a line normal to said center line from Station 594/42; thence Southeasterly to a point distant 335 feet Southerly, measured along a line normal to said center line from Station 595/00; thence Northeasterly, to a point distant 215 feet Southerly, measured along a line normal to said center line from Station 595/42; thence Easterly and parallel with the center line of Ohio Turnpike Project No. 1 to the Easterly line of said Lot No. 1; thence Northerly along said Easterly line to the place of beginning.

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

Parcel No. 96-E(2) -- Temporary Easement for Detour Purposes

Situated in the Township of Milan, County of Erie and

State of Ohio and known as being part of Original Milan Township Lot No. 1, Section No. 3 and bounded and described as follows:

Beginning on the Easterly line of said Lot No. 1, said Easterly line being also the centerline of Kelley Road (so-called), at its intersection with a line drawn parallel to, and distant 215 feet Southwesterly of, measured on a line normal to the centerline of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 14, page 47 of Erie County Map Records; thence Northwesterly along said parallel line to a point 215 feet Southwesterly of, measured on a line normal to said Turnpike centerline at Station 595/42; thence Southwesterly on a straight line to a point 250 feet Southwesterly of, measured on a line normal to said Turnpike centerline at Station 595/30; thence Southeasterly on a straight line to a point 350 feet Southwesterly of, measured on a line normal to said Turnpike centerline at Station 596/40; thence Easterly on a line at right angles to the Easterly line of Lot No. 1, to a point thereon; thence Northerly along said Easterly line to the place of beginning.

Excepting therefrom that portion thereof lying within the bounds of Kelley 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 parcels described above as Parcel No. 95-C - 96-G, and Parcel No. 96-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. 373-1953

"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 easement, 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>
Homer R. Bringman	R. F. D. #1, Genoa, Ohio
Julia Bringman	R. F. D. #1, Genoa, Ohio
County Auditor of Wood County	Wood County Court House, Bowling Green, Ohio
County Treasurer of Wood County	Wood County Court House, Bowling Green, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 60-F -- Fee Simple

Situated in the Township of Lake, County of Wood and State of Ohio and known as being part of Original Lake Township Section No. 36, Township 7 North, Range 12 East and being all that part of the lands described in the deed to Homer R. Bringman, dated May 4, 1939 and recorded in Volume 248, Page 397 of Wood County Deed Records, lying Southwesterly of a line drawn parallel to and distant 130 feet Northeasterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 10, Page 63 of Wood County Map Records.

Parcel No. 60-F(1) -- Permanent Easement for Highway Purposes

Situated in the Township of Lake, County of Wood

and State of Ohio and known as being part of Original Lake Township Section No. 36, Township 7 North, Range 12 East and being all that part of the lands described in the deed to Homer R. Bringman, dated May 4, 1939 and recorded in Volume 248, Page 397 of Wood County Deed Records, lying within the bounds of a strip of land 100 feet wide, 50 feet on either side of the following described center line;

Beginning on the center line of Ohio Turnpike Project No. 1, as shown by the recorded plat in Volume 10 of Maps, page 63 of Wood County Records, at Station 535 thereon; thence Northeasterly on a line forming an angle of  $53^{\circ} 24' 30''$  with said center line 247.02 feet to a point of curve; thence Northeasterly, Easterly, and Southeasterly on a curve deflecting to the right, said curve having a radius of 1145.92 feet and a central angle of  $52^{\circ} 30'$ , an arc distance of 1050.0 feet to a point of tangency; thence Southeasterly along a line drawn tangent to said curve at said point of tangency, a distance of 414.94 feet to a point of curve; thence Southeasterly and Easterly on a curve deflecting to the left, said curve having a radius of 1145.92 feet and a central angle of  $26^{\circ} 25'$ , an arc distance of 528.33 feet to a point in the Southerly line of Original Lake Township Section No. 36, distant Easterly 1684.92 feet, measured along said Southerly line from the Southwesterly corner of said Lake Township Section No. 36.

Excepting therefrom that portion thereof lying within the bounds of Bradner 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. 60-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. "

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

Ayes: Allen, McKay, Teagarden, Shocknessy.

Nays: None.

The Chairman declared the resolutions adopted.

Resolution No. 374-1953, fixing the place and hour of the Commission's regular meeting, September 1, 1953, was moved for adoption by Mr. Teagarden, seconded by Mr. McKay, as follows:

"WHEREAS the Commission desires to designate a place other than its principal office for its next regular monthly meeting and to fix the hour of convening said meeting at a time other than 11:00 A. M., official Columbus time;

NOW, THEREFORE, BE IT

RESOLVED that the next regular monthly meeting of the Commission shall be held in the City Council Committee Room in the City Hall in Cleveland, Ohio, Tuesday, September 1, 1953, and that the same shall be convened at 10:00 A. M., Eastern Daylight Time."

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

Ayes: Teagarden, McKay, Allen, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

Resolution No. 375-1953, ratifying actions of administrative officers, was moved for adoption by Mr. Teagarden, seconded by Mr. Allen, as follows:

"WHEREAS the executive director, 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, including, but in no wise limited to, the action of the chief engineer and general counsel in issuing all addenda to contract documents, 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 August 7, 1953, are hereby ratified, approved, and confirmed."

Mr. McKay said that pending a report to be made to the Commission at its next meeting concerning disposition of certain resolutions he would vote for Resolution No. 375-1953. A vote by ayes and nays was taken and all members responded to roll call. The vote was as follows:

Ayes: Teagarden, Allen, McKay, Shocknessy.

Nays: None.

The Chairman declared the resolution adopted.

The Executive Director announced that some of the contractors to whom construction contracts had been awarded at the meeting were prepared with regards to the required bonds and insurance and would like to have the contracts signed that day. The General Counsel said that Mr. Cole of the legal department would handle the matter of the sufficiency of the bonds and insurance. The Chairman said that the Executive Director might execute the contracts whenever they were ready.

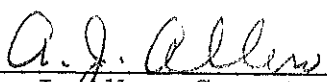
There being no further business to come before the Commission, a motion was made by Mr. Allen, seconded by Mr. Teagarden, that the meeting adjourn subject to the call of the Chairman. A vote by ayes and nays was taken and all members responded to roll call. The vote was as follows:

Ayes: Allen, Teagarden, McKay, Shocknessy.

Nays: None.

The Chairman declared the meeting adjourned. The time of adjournment was 12:31 o'clock P. M.

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

  
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A. J. Allen, Secretary-Treasurer.