

OHIO TURNPIKE COMMISSION

Resolution No. 274 -1953 Declaring the Necessity of Appropriating Property and Directing that Proceedings to Effect Such Appropriation be Begun and Prosecuted

RESOLVED that the Commission has endeavored for a reasonable time to agree with the owner or owners of the property described herein as to the compensation to be paid therefor, but has been unable to agree with said owner or owners, and said property is needed for the construction and efficient operation of the Ohio Turnpike Project No. 1, and

BE IT FURTHER RESOLVED that proceedings be begun and prosecuted to effect the appropriation of the following-described property, and the easements, rights, and restrictions hereinafter described, from the following-named owner or owners and persons having interests therein, to-wit:

<u>Owner(s)</u>	<u>Place of Residence</u>
Sam Lamancusa	Market Street Extension North Lima, Ohio
Rose Lamancusa	Market Street Extension North Lima, Ohio
The Federal Land Bank of Louisville	Louisville, Kentucky
County Auditor of Mahoning County	Mahoning County Court House Youngstown, Ohio
County Treasurer of Mahoning County	Mahoning County Court House Youngstown, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 192-A - 193-N -- Fee Simple

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

Beginning on the Southerly line of land conveyed to Leo H. Sapienza and Clara Sapienza, by deed dated June 1, 1946 and recorded in Volume 573, page 579 of Mahoning County Deed Records at its intersection with a line parallel to and distant 190 feet North-easterly of, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 33, pages 18 and 19 of Mahoning County Map Records; thence South-easterly along said parallel line to its intersection with the Westerly line of said Section No. 12; thence Southerly along the Westerly line of Section No. 12, to the Southwesterly corner of land conveyed to The Youngstown & Southern Railway Company, by deed dated August 18, 1915 and recorded in Volume 198, page 488 of Mahoning County Deed Records; thence Easterly along the Southerly line of land so conveyed to said Railway Company 6.50 feet to the Northwesterly corner of land conveyed to said Railway Company, by deed dated May 6, 1916 and recorded in Volume 196, page 486 of Mahoning County Deed Records; thence Southerly along the Westerly line of land so conveyed to said Railway Company to its intersection with a line parallel to and distant 140 feet Southwesterly of, measured on a line normal to, said center line of Ohio Turnpike Project No. 1, as aforementioned; thence Northwesterly along said parallel line to its intersection with the Southerly line of land conveyed to Leo H. Sapienza and Clara Sapienza, as aforesaid; thence Easterly along the Southerly line of land so conveyed to Leo H. Sapienza and Clara Sapienza, to the place of beginning.

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

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

Beginning on the center line of the Youngstown-North Lima Road (State Route No. 7) as originally established at the Northwestern corner of land conveyed to Sam Lamancusa, by deed dated June 21, 1943 and recorded in Volume 524, page 185 of Mahoning County Deed Records; thence North $89^{\circ} 07' 54''$ East along the Northerly line of land so conveyed to Sam Lamancusa to its intersection with a line parallel to and distant 140 feet Southwesterly of, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 33, page 18 of Mahoning County Map Records; thence Southeasterly along said parallel line, being a curved line deflecting to the right having a radius of 11319.16 feet, to a point of tangency in said line opposite Station 850+08.90 of said center line survey; thence South $47^{\circ} 14' 13''$ East continuing along said parallel line 791.10 feet; thence North $65^{\circ} 25' 40''$ West, 378.97 feet; thence North $82^{\circ} 29' 20''$ West, 271.87 feet; thence South $76^{\circ} 02' 51''$ West, 446.68 feet; thence South $73^{\circ} 38' 02''$ West, 89.20 feet; thence South $57^{\circ} 00' 59''$ West, 102.96 feet; thence South $3^{\circ} 39' 47''$ West, 92.42 feet; thence South $6^{\circ} 23' 50''$ West, 445.97 feet; thence South $1^{\circ} 42' 44''$ West, 751.08 feet; thence South $19^{\circ} 41' 35''$ West, 53.54 feet to a point in the Easterly line of the Youngstown-North Lima Road as originally established 50 feet wide; thence South $88^{\circ} 44' 45''$ West about 25.00 feet to the center line of said road as originally established; thence North $1^{\circ} 03' 40''$ East along said center line about 200 feet to the Southeasterly corner of land conveyed to Sam Lamancusa and Rose Lamancusa, by deed dated October 29, 1949 and recorded in Volume 627, page 629 of Mahoning County Deed Records; thence Westerly along the Southerly line of land so conveyed to Sam Lamancusa and Rose Lamancusa, 25 feet to the Southwesterly corner thereof; thence Northerly along the Westerly line of land so conveyed to Sam Lamancusa and Rose Lamancusa, being also the Westerly line of said Youngstown-North Lima Road, as originally established, 50 feet wide, 1120.33 feet to an angle therein; thence Northwesterly along said Westerly line to its intersection with the center line of the Youngstown-North Lima Road (State Route No. 7) as now relocated and established by The State Highway Department; thence Northerly along said new center line to its intersection with the Southeasterly line of the first parcel of land conveyed to Matilda Welling by deed dated February 2, 1943 and recorded in Volume 522, page 408 of Mahoning County Deed Records; thence Northeasterly along said Southeasterly line to the most Easterly corner thereof on the original center line of the Youngstown-North Lima Road; thence Northwesterly along the center line of said road to the place of beginning.

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

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

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

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Rose Lamancusa, 366.74 feet to a Northwesterly corner thereof, thence North $71^{\circ} 57' 45''$ East along a Northerly line of land so conveyed to Sam Lamancusa and Rose Lamancusa and along the Easterly prolongation thereof, 392.53 feet to the intersection with a line drawn parallel to and distant 70 feet Westerly of, measured on a line normal to, the said center line of the Youngstown-North Lima Road as now established; thence Northerly along said parallel line, being a curved line deflecting to the left having a radius of 5659.65 feet, an arc distant of 154.56 feet; thence Easterly on a line drawn normal to said center line of the Youngstown-North Lima Road as now established, 70 feet to said center line; thence Southerly along said center line to the place of beginning.

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

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

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

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

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

Easterly by the center line of the Youngstown-North Lima Road (State Route No. 7) as now relocated and established by the State Highway Department; Westerly by a line parallel with and distant 70.00 feet Westerly of, measured on a line normal to, the said center line of the Youngstown-North Lima Road; Northerly by the Northerly line of land conveyed to Sam Lamancusa and Rose Lamancusa, by deed dated October 29, 1949 and recorded in Volume 634, page 599 of Mahoning County Deed Records and Southerly by a line normal to said center line of the Youngstown-North Lima Road at Station 71+00.

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

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

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

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

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

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

Parcel No. 192-KK -- Fee Simple

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

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

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

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

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

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

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

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

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parallel with and distant 70 feet Westerly of, measured on a line normal to, said center line.

The aforementioned rights and restrictions to be appropriated are as follows:

First: Any and all abutters rights, including access rights, appurtenant to any remaining portion of the lands of said owner or owners of which the above-described real estate shall have formed a part prior hereto, in, over, or to the fee-simple parcels described above, including such rights to any turnpike constructed thereon.

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

I HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution adopted by the Ohio Turnpike Commission at a meeting duly called for and held on _____.

John Soller
Assistant Secretary-Treasurer