

OHIO TURNPIKE COMMISSION

Resolution No. 404 -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>
Cooley Ellis	3635 Talmadge Road, Toledo, Ohio
Mary Ellis	3635 Talmadge Road, Toledo, Ohio
Ruth E. Slater, formerly Ruth E. Ellis	Lakeland, Michigan
Joel S. Rhinefort	3866 Brookside Road, Toledo, Ohio
Nolan Boggs, Howard W. Boggs, and Ralph Boggs, doing business as Boggs, Boggs, and Boggs, a partnership	828 Nicholas Bldg., Toledo, Ohio
County Auditor of Lucas County	Lucas County Court House Toledo, Ohio
County Treasurer of Lucas County	Lucas County Court House Toledo, Ohio

The aforementioned property to be appropriated is described as follows:

Parcel No. 51-G -- Fee Simple

Situated in the City of Toledo, County of Lucas and State of Ohio and known as being part of Private Grant No. 580 in the United States Reserve and being all that part of the lands described in the deed to Cooley Ellis, dated January 29, 1948 and recorded in Volume 1291, page 221 of Lucas County Deed Records lying within a strip of land 300 feet wide between parallel lines, the Northeasterly line of said strip being parallel to and distant 150 feet Northeasterly, measured on a line normal to, the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 50, page 18 of Lucas County Map Records, and the Southwesterly line of said strip being parallel to and distant 150 feet Southwesterly, measured on a line normal to said center line.

Parcel No. 51-G(1) -- Permanent Easement for Highway Purposes

Situated in the City of Toledo, County of Lucas and State of Ohio and known as being part of Private Grant No. 580 in the United States Reserve and being all that part of the lands described in the deed to Cooley Ellis, dated January 29, 1948 and recorded in Volume 1291, page 221 of Lucas County Deed Records:

Beginning on the Northeasterly line of Ogontz Subdivision as shown by the recorded plat in Volume 21 of Maps, page 27 of Lucas County Records at its intersection with a line being parallel to and distant 150 feet Northeasterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by the recorded plat in Volume 50 of Maps, page 18 of Lucas County Records; thence Southeasterly along said parallel line to a point on a line drawn radially Southeasterly

from Station 2+34.38 on line A, (said line A being described as follows: - Beginning on the center line of Ohio Turnpike Project No. 1 as aforesaid at Station 720+17.72; thence Northeasterly along a line forming an angle of 49° 50' 23" in the Easterly quadrant 232.31 feet to a point of curvature; thence along a line curving to the right forming a central angle of 13° 16' 40" and a radius of 716.20 feet to a point of tangency; thence Northeasterly on a line tangent to said curve 157.31 feet to a point of curvature; thence along a line curving to the left forming a central angle of 13° 45' 00" and a radius of 716.20 feet to a point on the Southwesterly line of the Replat of Vanderbilt Terrace, an Addition recorded in Volume 46 of Maps, page 64 of Lucas County Records); thence Northeasterly along a line parallel to and distant 45 feet Southeasterly, measured on a line normal to line A as aforesaid to a point distant 45 feet Southeasterly, measured on a line normal to line A as aforesaid at Station 4+50; thence Northwesterly along said normal line to 10 feet; thence Northeasterly along a line parallel to and distant 35 feet Southeasterly, measured on a line normal to line A as aforesaid to a point distant 35 feet Southeasterly, measured on a line normal to line A as aforesaid; to a point distant 35 feet Southeasterly, measured on a line normal to the center line of line A as aforesaid at Station 6+50; thence Northwesterly along said normal line 5 feet; thence Northeasterly along a line parallel to and distant 30 feet Southeasterly, measured on a line normal to line A as aforesaid to a point on the Southwesterly line of the Replat of Vanderbilt Terrace as aforesaid; thence Northwesterly along said Southwesterly line 60 feet; thence Southwesterly along a line parallel to and distant 30 feet Northwesterly, measured on a line normal to line A as aforesaid to a point distant 30 feet Northwesterly, measured on a line normal to line A as aforesaid at Station 6+50; thence Northwesterly along said normal line 5 feet; thence Southwesterly along a line parallel to and distant 35 feet Northwesterly, measured on a line normal to line A as aforesaid to a point distant 35 feet Northwesterly, measured on a line normal to line A as aforesaid at Station 4+50; thence Northwesterly along said normal line 5 feet; thence Southwesterly along a line parallel to and distant 40 feet Northwesterly, measured on a line normal to line A as aforesaid to a point distant 40 feet Northwesterly, measured on a line normal to line A as aforesaid at Station 3+50; thence Northwesterly along said normal line 10 feet; thence Southwesterly along a line parallel to and distant 50 feet Northwesterly, measured on a line normal to line A as aforesaid to a point distant 50 feet Northwesterly, measured on a line normal to line A as aforesaid at Station 2+45; thence Northwesterly along a line drawn from a point distant 50 feet Northwesterly, measured on a line normal to line A as aforesaid at Station 2+45 to a point distant 180 feet Northeasterly, measured on a line normal to the center line of Ohio Turnpike Project No. 1 as aforesaid at Station 716+50 to the Northeasterly line of Ogontz Subdivision as aforesaid; thence Southeasterly along said Northeasterly line to the place of beginning.

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

First: Any and all abutters' rights, including access rights, appurtenant to any remaining portion of the lands of said owner or owners of which the above-described real estate shall have formed a part prior hereto, in, over, or to the parcel described above as Parcel No. 51-G, 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

-2- Assistant Secretary-Treasurer