

OHIO TURNPIKE COMMISSION

Resolution No. 426 -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>
Jakob Wojtyna, Also Known As Jacob Woityna	R. D. #4 Swanton, Ohio
The Farmers and Merchants Deposit Company	Swanton, Ohio
Stella Gozdowski	417 Ascot Street Toledo, Ohio
Peter Gozdowski	417 Ascot Street Toledo, Ohio
Celia Vetter	2377 1/2 Vermont Ave. Toledo, Ohio
Raymond Vetter	2377 1/2 Vermont Ave. Toledo, Ohio
Sophia Mack	2665 Northwood Ave. Toledo, Ohio
Sylvester Mack	2665 Northwood Ave. Toledo, Ohio
Edward Wojtyna, Also Known As Edward Woityna	R. D. #4 Swanton, Ohio
Bertha Smalley	707 Oakwood Ave. Toledo, Ohio
C. J. Malone	Metamora, Ohio
J. E. Frommherz	Ottoville, Ohio
The Unknown Heirs and Devisees of Katarzyna Wojtyna, Deceased	Addresses Unknown
County Auditor of Lucas County	Lucas County Court House Toledo, Ohio
County Treasurer of Lucas County	Lucas County Court House Toledo, Ohio

The aforementioned property to be appropriated is described as follows:

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

Part I

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

Part II

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

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

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

Beginning on the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 48, page 99 of Lucas County Map Records at Station 72+51; thence Southwesterly on a line forming an angle of 75° in the Southwest Quadrant with said center line of Ohio Turnpike Project No. 1, 190 feet to a point, and being all that part of said strip lying Southerly of a line parallel to and distant 125 feet Southerly of, measured on a line normal to the center line of Ohio Turnpike Project No. 1.

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

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

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

thence Northerly along a line drawn from the last described point, to a point distant 31 feet Westerly, by right angle measurement from a point on the Easterly line of said Section No. 5, distant 795 feet Northerly, from the center line of Ohio Turnpike Project No. 1, as aforesaid, to the Northerly line of land described in the aforesaid deed; thence Easterly along said Northerly line to the Easterly line of said Section No. 5; thence Southerly along the Easterly line of said Section No. 5, to the place of beginning.

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

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

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

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

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

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

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. 41-A - 42-R, 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