

## OHIO TURNPIKE COMMISSION

Resolution No. 87 -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>
Elsie Irene McDivitt	Windham, Ohio
Homer McDivitt	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. 169-C -- Fee Simple

Situated in the Village of Windham, County of Portage and State of Ohio, and known as being part of Original Windham Township Lot No. 57, and being all that part of the lands described in the deed to Elsie Irene McDivitt dated December 18, 1936, and recorded in Volume 346, Page 453 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 120 feet Northerly, measured on a line normal to the centerline of Ohio Turnpike Project No. 1, as shown by plats recorded in Volume 8, Pages 34 and 35 of Portage County Map Records, and the Southerly line of said strip being parallel to and distant 120 feet Southerly, measured on a line normal to said center line.

Parcel No. 169-C(1) -- Fee Simple

Situated in the Village of Windham, County of Portage and State of Ohio, and known as being part of Original Windham Township Lot No. 57 and being all that part of the lands described in the Deed to Elsie Irene McDivitt, dated December 18, 1936, and recorded in Volume 346, Page 453 of Portage County Deed Records, lying within a strip of land 20 feet wide bounded as follows:

Northerly by a line drawn parallel to and distant 140 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 34 and 35 of Portage County Map Records; Southerly by a line drawn parallel to and distant 120 feet Northerly, measured

on a line normal to said center line of Ohio Turnpike Project No. 1; Easterly by the Easterly line of land conveyed to Elsie Irene McDivitt, as aforesaid; and Westerly by a line drawn Northerly, normal to the center line of Ohio Turnpike Project No. 1 from Station 967 + 00.

Parcel No. 169-C(2) -- Permanent Easement for Drainage Purposes

Situated in the Village of Windham, County of Portage and State of Ohio and known as being part of Original Windham Township Lot No. 57, and being a strip of land 30 feet wide, between parallel lines, the center line of said strip being described as follows:

Beginning at a point distant Northerly 140 feet, measured on a line normal to the center line of Ohio Turnpike Project No. 1, as shown by plat recorded in Volume 8, Pages 34 and 35 of Portage County Map Records at Station 967 + 60 of said center line survey; thence Northerly in a direct line 25 feet to a point distant 165 feet Northerly measured on a line normal to said center line of Ohio Turnpike Project No. 1 at said Station 967 + 60. Containing about .02 acres of land.

Parcel No. 169-C(3) -- Permanent Easement for Drainage Purposes

Situated in the Village of Windham, County of Portage and State of Ohio, and known as being part of Original Windham Township Lot No. 57, and being a strip of land 30 feet wide between parallel lines, the center line of said strip being described as follows:

Beginning at a point distant 120 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, Pages 34 and 35 of Portage County Map Records, at Station 967 + 60; thence Southerly in a direct line, 100 feet to a point distant 220 feet Southerly of, measured on a line normal to said center line at said Station 967 + 60.

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 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 Parcel No. 169-C are described by deed dated December 18, 1936 and recorded in Volume 346, Page 453 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.

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 \_\_\_\_\_.

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John Soller  
Assistant Secretary-Treasurer