

06/21/91

OHIO TURNPIKE COMMISSION

Resolution Authorizing the Extinguishment of Easement

WHEREAS, the Commission in 1955 purchased, in the name of the State of Ohio, a perpetual easement for water line purposes to serve the Middle Ridge and Vermilion Valley Service Plazas, Lorain County, Ohio;

WHEREAS, R.L.R. Construction, Inc. has agreed to construct a new, eight-inch water main for the sole benefit and use of the Commission's Middle Ridge and Vermilion Valley Service Plazas and to further construct a meter vault to the specifications of the City of Amherst to house a master meter for the aforesaid water line, both at no cost to the Commission;

WHEREAS, at such time as a contractual relationship is entered into between the Commission and R.L.R. Construction, Inc. and the construction of the new, eight-inch distribution main and meter vault is completed and in operation, the present easement for water line purposes shall no longer be needed for the construction, maintenance and operation of the Ohio Turnpike;

WHEREAS, the deputy executive director-chief engineer by letter dated June 4, 1991, has stated that in his opinion it is in the best interests of the Commission to abandon the existing water line serving the Middle Ridge and Vermilion Valley Service Plazas and to vacate the easement at such time as the new water main and meter vault is in operation, and the executive director has concurred in such recommendation;

NOW, THEREFORE, BE IT

RESOLVED that at such time as the contract between the Commission and R.L.R. Construction, Inc. is finalized and the new, eight-inch water main and meter vault is constructed and in operation that the present easement for water line purposes serving the Middle Ridge and Vermilion Valley Service Plazas will no longer be needed for the construction, maintenance and operation of the Ohio Turnpike; and it is

FURTHER RESOLVED that the general counsel is directed at such time as the aforesaid contingencies have been satisfied to prepare the necessary documents extinguishing the present easement and to deliver said documents, properly executed, to the underlying fee owner, namely, R.L.R. Construction, Inc., and it is

FURTHER RESOLVED that the executive director and the general counsel are hereby authorized and directed to take any and all action necessary to finalize the extinguishment of the present easement.

(Resolution No. 5-1991 adopted June 21, 1991)