

OHIO TURNPIKE COMMISSION

Resolution Declaring the Necessity of Appropriating Property and Directing that Proceedings to Effect Such Appropriation be Begun and Prosecuted

RESOLVED that the Commission has negotiated for a reasonable time for the purchase of the real estate described herein with the owner, but has been unable to enter into an agreement and has complied with the provisions of section 163.04 of the Revised Code; and said property is necessary for the construction of an interchange with Baumhart Road and the Ohio Turnpike in the vicinity of Milepost 136.0 in Lorain County, Ohio;

BE IT FURTHER RESOLVED that proceedings be begun and prosecuted to effect the appropriation of the fee title and necessary easements on the following described property from the owner and persons having an interest therein, to-wit:

<u>Owners</u>	<u>Place of Residence</u>
David D. Miller	8690 Vermilion Road Amherst, OH 44001
Roger G. Miller	8716 Vermilion Road Amherst, OH 44001
Mark Stewart Auditor, Lorain County	226 Middle Avenue Elyria, OH 44035
Daniel Talarek Treasurer, Lorain County	226 Middle Avenue Elyria, OH 44035

The aforementioned property to be appropriated is described as follows:

**Parcel No. 7A-3WL - Fee Simple
Parcel No. 7A-3WL-1 - Fee Simple**

Legal descriptions are attached as Exhibit "A" and "B";

FURTHER RESOLVED that the general counsel be, and he hereby is instructed to do or cause to be done all things that may be necessary in the premises in order that proceedings for the appropriation of the property described above may be commenced.

(Resolution No. 7-1995 adopted March 13, 1995)

Parcel No. 7A-3WL

Situated in Lorain County, Brownhelm Township, Town 6 North, Range 19 West, Lot 75 in the State of Ohio, bounded and described as follows:

Commencing at the intersection of the north line of Lot 74 and the centerline of Baumhart Road (C. R. 51) (iron pin found and used); thence $S77^{\circ}55'02''W$ a distance of 2219.53 feet to a point, said point being the intersection of the existing southerly Right of Way line of the Ohio Turnpike and the Grantor's east line, said point also being 175.00 feet right of station 172+02.71 on the centerline of a survey of the Ohio Turnpike made for the Ohio Turnpike in 1994, said point also being the True Place of Beginning;

Thence $S2^{\circ}58'43''W$ along grantor's east line a distance of 525.35 feet to a point, said point being 633.60 feet right of station 169+46.44; thence $N87^{\circ}22'15''W$ a distance of 562.26 feet to a point, said point being 362.33 feet right of station 164+53.95; thence $N2^{\circ}58'43''E$ along grantor's west line a distance of 214.59 feet to a point, said point being 175.00 feet right of station 165+58.62; thence $N63^{\circ}46'56''E$ along said right of way line and grantor's north line a distance of 644.09 feet to the True Place of Beginning.

The above parcel contains 4.775 acres more or less of which the present road occupies 0.000 acres more or less.

Bearings for the above description were based on the centerline bearing of C. R. 51 (Baumhart Road) shown on the State of Ohio, Department of Transportation plan "LOR-CR-51" made in 1993.

From Auditor's Parcel No. 01-00-075-000-002, and carried on the Tax map as 9.31 acres.

The above description was prepared by Joseph S. Bolzenius, Registered Surveyor No. 7526, on January 24, 1995.

Exhibit "A"

Parcel No. 7A-3WL-1

Situated in Lorain County, Brownhelm Township, Town 6 North, Range 19 West, Lots 70 and 75 in the State of Ohio, bounded and described as follows:

Commencing at the intersection of the north line of Lot 74 and the centerline of Baumhart Road (C. R. 51) (iron pin found and used); thence N86°46'46"W a distance of 1743.75 feet to a point, said point being the intersection of the existing northerly Right of Way line of the Ohio Turnpike and the Grantor's north line, said point also being 140.00 feet left of station 178+36.43 on the centerline of a survey of the Ohio Turnpike made for the Ohio Turnpike Commission in 1994, said point also being the True Place of Beginning;

Thence S63°46'56"W a distance of 37.31 feet to a point, said point being 140.00 feet left of station 177+99.12; thence N87°22'15"W a distance of 366.99 feet to a point, said point being 317.06 feet left of station 174+77.67; thence S2°58'43"W a distance of 202.83 feet to a point, said point being 140.00 feet left of station 173+78.73; thence S63°46'56"W a distance of 644.08 feet to a point, said point being 140.00 feet left of station 167+34.65; thence N2°58'43"E a distance of 531.59 feet to a point, said point being 604.05 feet left of station 169+93.96; thence S87°22'15"E a distance of 961.82 feet to the True Place of Beginning.

The above parcel contains 5.014 acres more or less of which the present road occupies 0.000 acres more or less.

Bearings for the above description were based on the centerline bearing of C. R. 51 (Baumhart Road) shown on the State of Ohio, Department of Transportation plan "LOR-CR-51" made in 1993.

4.834 acres are from Auditor's Parcel No. 01-00-075-000-002, carried on the Tax map as 9.31 acres, and 0.18 acres are from Auditor's Parcel No. 01-00-075-000-012, carried on the Tax map as 0.18 acres.

The above description was prepared by Joseph S. Bolzenius, Registered Surveyor No. 7526, on January 24, 1995.

Exhibit "B"