

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 State Route 51 and the Ohio Turnpike in the vicinity of Milepost 80.9 in Ottawa and Sandusky Counties, 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>
The Arnold E. Foss Revocable Living Trust	4092 State Route 51 Elmore, OH 43416
James Snider Ottawa County Auditor	315 Madison Street Port Clinton, OH 43452
Jacqueline Chapman Ottawa County Treasurer	315 Madison Street Port Clinton, OH 43452
William Farrell Sandusky County Auditor	100 N. Park Avenue Fremont, OH 43420
Virgil Swartzlander Sandusky County Treasurer	100 N. Park Avenue Fremont, OH 43420

The aforementioned property to be appropriated is described as follows:

Parcel No. 5A-2WL - Fee Simple
Parcel No. 5A-2WL-1 - Fee Simple
Parcel No. 5A-2T - Temporary Construction Easement
Parcel No. 5A-2T-1 - Temporary Construction Easement
Parcel No. 5A-2 - Permanent Highway Easement
Parcel No. 5A-2-1 - Permanent Highway Easement

Legal descriptions are attached as Exhibits "A", "B", "C", "D", "E" and "F";

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. 33-1995 adopted August 14, 1995)

Parcel No. 5A-2 WL

All that part of the southeast 1/4 of Section 24, Harris Township, Town 6 North, Range 13 East, Ottawa County, Ohio, bounded and described as follows:

Commencing at a p.k. nail found at the east 1/4 corner of said Section 24, said p.k. nail being Station 26+77.97;

Thence proceeding along the east line of the southeast 1/4 of said Section 24 and the centerline of State Route 51, on a bearing of south 00°10'46" east a distance of 2457.40 feet to a point, said point being Station 2+20.57, and being the true point of beginning;

Thence continuing along the said east line and centerline of State Route 51 on a bearing of south 00°10'46" east a distance of 190.67 feet to the southeast corner of said section 24 and being Station 0+29.90;

Thence along the south line of said section 24 on a bearing of south 89°36'43" west a distance of 50.00 feet to a point, said point being 50.00 feet left of Station 0+29.71;

Thence north 00°10'46" west a distance of 190.86 feet to a point, said point being 50.00 feet left of Station 2+20.57;

Thence north 89°49'14" east a distance of 50.00 feet to the true point of beginning.

Containing 0.219 acres, more or less, of which the present right-of-way contains 0.175 acres, for a net take of 0.044 acres more or less.

Exhibit "A"

Parcel No. 5A- 2WL-1

All that part of the Northeast 1/4 of said Section 25, Woodville Township, Town 6 North, Range 13 East, Sandusky County, Ohio, bounded and described as follows:

Commencing at a p.k. nail found at the east 1/4 corner of said Section 25, said p.k. nail being Station 94+08.38;

Thence proceeding along the east line of the southeast 1/4 of said Section 25, and the centerline of State Route 51 on a bearing of north 00°02'17" west a distance of 1386.25 feet to a point, said point being Station 107+94.63 and being the true point of beginning;

Thence south 89°57'43" west a distance of 50.00 feet to a point, said point being 50.00 feet left of Station 107+94.63;

Thence north 00°02'17" west a distance of 1236.31 feet to a point, said point being 50.00 feet left of Station 120+30.94 back and Station 0+00.06 ahead;

Thence north 00°10'46" west a distance of 29.65 feet to a point, said point being on the north section line of said Section 25 and being 50.00 feet left of Station 0+29.71;

Thence along the north section line of said Section 25 on a bearing of north 89°36'43" east a distance of 50.00 feet to a point, said point being on the centerline of State Route 51 and being Station 0+29.90;

Thence along the centerline of State Route 51 on a bearing of south 00°10'46" east a distance of 29.90 feet to a railroad spike found, said railroad spike being at the point of deflection of the centerline of State Route 51 and being Station 0+00 back and Station 120+31.00 ahead;

Thence continuing along the centerline of State Route 51 on a bearing of south 00°02'17" east a distance of 1236.37 feet to the true point of beginning.

Containing 1.453 acres, more or less, of which the present right-of-way contains 1.163 acres, for a net take of 0.290 acres more or less.

Exhibit "B"

Parcel No. 5A- 2T

All that part of the Northeast 1/4 of said Section 25, Woodville Township, Town 6 North, Range 13 East, Sandusky County, Ohio, bounded and described as follows:

Commencing at a p.k. nail found at the east 1/4 corner of said Section 25, said p.k. nail being Station 94+08.38;

Thence proceeding along the east line of the southeast 1/4 of said Section 25, and the centerline of State Route 51 on a bearing of north 00°02'17" west a distance of 1326.25 feet to a point, said point being the grantor's southeast property corner and being Station 107+34.63;

Thence along the south property line on a bearing of south 89°39'42" west a distance of 40.00 feet to a point, said point being on the existing west right-of-way of State Route 51, and being 40.00 feet left of Station 107+34.43 and being the true point of beginning for the herein temporary agreement;

Thence continuing along said south property line on a bearing of south 89°39'42" west a distance of 70.00 feet to a point, said point being 110.00 feet left of Station 107+34.06;

Thence north 00°02'17" west a distance of 755.94 feet to a point, said point being 110.00 feet left of Station 114+90.00;

Thence south 89°57'43" west a distance of 10.00 feet to a point, said point being 120.00 feet left of Station 114+90.00;

Thence north 00°02'17" west a distance of 50.00 feet to a point, said point being 120.00 feet left of Station 115+40.00;

Thence north 89°57'43" east a distance of 10.00 feet to a point, said point being 110.00 feet left of Station 115+40.00;

Thence north 00°02'17" west a distance of 120.00 feet to a point, said point being 110.00 feet left of Station 116+60.00;

Thence north 89°57'43" east a distance of 60.00 feet to a point, said point being 50.00 feet left of Station 116+60.00;

Thence south 00°02'17" east a distance of 865.37 feet to a point, said point being 50.00 feet left of Station 107+94.63;

Thence north 89°57'43" east a distance of 10.00 feet to a point, said point being on the existing west right-of-way of State Route 51 and being 40.00 feet left of Station 107+94.63;

Thence along said west right-of-way of State Route 51 on a bearing of south 00°02'17" east a distance of 60.20 feet to the true point of beginning.

Grantor claims title by instrument of record in deed book 372, page 472, of the Sandusky County Recorder's Office.

Exhibit "C"

Parcel No. 5A 2 T-1

All that part of the southeast 1/4 of Section 24, Harris Township, Town 6 North, Range 13 East, Ottawa County, Ohio, bounded and described as follows:

Commencing at a p.k. nail at the east 1/4 corner of said section 24, said p.k. nail being Station 26+77.97;

Thence proceeding along the east line of the southeast 1/4 and being the centerline of State Route 51 on a bearing of south 00°10'46" east a distance of 1533.03 feet to a point, said point being Station 11+44.94, and being on the grantor's north property line;

Thence on and along the north property line on a bearing of south 89°56'04" west a distance of 60.00 feet to a point, said point being 60.00 feet left of Station 11+45.06 and being the point of beginning of the herein described temporary agreement;

Thence south 00°10'46" east a distance of 50.46 feet to a point, said point being 60.00 feet left of Station 10+94.60 and being on the property line between the Arnold E. Foss Revocable Living Trust and Frank & Roberta Ann Gacsal;

Thence along said property line on a bearing of south 49°49'18" west a distance of 13.05 feet to a point, said point being 70.00 feet left of Station 10+86.21;

Thence north 00°10'46" west a distance of 58.87 feet to a point, said point being 70.00 feet left of Station 11+45.08;

Thence north 89°56'04" east a distance of 10.00 feet to the point of beginning.

Grantor claims title by instrument of record in Deed Book 366, Page 354, of the Ottawa County Recorder's Office.

Exhibit "D"

Parcel No. 5A- 2

All that part of the Southeast 1/4 of Section 24, Harris Township, Town 6 North, Range 13 East, Ottawa County, Ohio, bounded and described as follows:

Commencing at a p.k. nail at the east 1/4 corner of said Section 24, said p.k. nail being Station 26+77.97, thence proceeding along the east line of the southeast 1/4 and being the centerline of State Route 51 on a bearing of south 00°10'46" east a distance of 2457.40 feet to a point, said point being Station 2+20.57 and being the true point of beginning;

Thence south 89°49'14" west a distance of 50.00 feet to a point, said point being 50.00 feet left of Station 2+20.57;

Thence north 00°10'46" west a distance of 329.85 feet to a point, said point being on the property line between the Arnold E. Foss Revocable Living Trust and Frank and Roberta Ann Gacsal and being 50.00 feet left of Station 5+50.42;

Thence along said property line on a bearing of north 89°49'14" east a distance of 50.00 feet to a point on the east line of said Section 24 and the centerline of State Route 51 and being Station 5+50.42;

Thence south 00°10'46" east a distance of 329.85 feet to the true point of beginning.

Containing 0.379 acres, more or less, of which the present right-of-way contains 0.303 acres, for a net take of 0.076 acres, more or less.

Exhibit "E"

Parcel No. 5A- 2-1

All that part of the Southeast 1/4 of Section 24, Harris Township, Town 6 North, Range 13 East, Ottawa County, Ohio, bounded and described as follows:

Commencing at a p.k. nail at the east 1/4 corner of said Section 24, said p.k. nail being Station 26+77.97;

Thence proceeding along the east line of the southeast 1/4 and being the centerline of State Route 51 on a bearing of south 00°10'46" east a distance of 1533.03 feet to a point, said point being Station 11+44.94 and being the true point of beginning;

Thence on a bearing of south 49°49'18" west on the property line between the Arnold E. Foss Revocable Living Trust and Frank & Roberta Ann Gacsal a distance of 78.32 feet to a point, said point being 60.00 feet left of Station 10+94.60;

Thence north 00°10'46" west a distance of 50.46 feet to a point on the grantor's north property line, said point being 60.00 feet left of Station 11+45.06;

Thence along the grantor's north property line on a bearing of north 89°56'04" east a distance of 60.00 feet to the true point of beginning.

Containing 0.035 acres, more or less, of which the present right-of-way contains 0.015 acres, for a net take of 0.020 acres, more or less.

Exhibit "F"