

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 replacement of the Cuyahoga River Bridge structures with new bridges, including the demolition of existing bridges and associated roadway work, between Milepost 176.34 and 178.01 in Summit County, Ohio, which project is identified as Contract No. 43-99-01;

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>
James E. Davis Susan A. Davis	6666 Riverview Road Peninsula, OH 44264
James McCarthy Auditor, Summit County	175 South Main Street Akron, OH 44308
John A. Donofrio Treasurer, Summit County	175 South Main Street Akron, OH 44308

The aforementioned property to be appropriated is described as follows:

Parcel 10WL - Fee Simple

A legal description is attached as Exhibit "A";

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. 46-1999 adopted October 4, 1999)

Parcel 10WL

Situated in Summit County, Boston Township, State of Ohio, Original Lot 2 of Tract 1, Township 4 North, Range 11 West, being part of a tract described in Deed Records Volume OR515, Page 140 in the Summit County Recorder's Office, and on the right side of Centerline ROW Ohio Turnpike as shown on the centerline plat recorded in Volume _____, Page _____ in the Summit County Recorder's Office, and more particularly described as follows:

Commencing at a railroad spike set marking the intersection of said Centerline ROW Ohio Turnpike Station 1266+86.40 with the centerline tangent of a three degree curve of Riverview Road (C.H. No. 9);

Thence South 66° 58' 05" West a distance of 311.92 feet to a point on Centerline ROW Ohio Turnpike Station 1258+78.00 back and 1263+74.48 ahead;

Thence South 66° 58' 05" West a distance of 95.48 feet to a point on Centerline ROW Ohio Turnpike Station 1257 + 82.52;

Thence South 23° 01' 55" East along a line normal to Centerline ROW Ohio Turnpike a distance of 100.00 feet to an iron pin set 100.00 feet right of Centerline ROW Ohio Turnpike Station 1257+82.52 being the place of beginning of the parcel of land herein described;

Thence North 66° 58' 05" East along the existing right-of-way line of the Ohio Turnpike Commission as described in Deed Records Volume 3170, Page 180 in the Summit County Recorder's Office, a distance of 420.29 feet to a railroad spike set in the centerline of Riverview Road (C.H. No. 9) 100.00 feet right of Centerline ROW Ohio Turnpike Station 1266+99.29;

Thence southeasterly along the centerline of Riverview Road (C.H. No. 9) following the arc of a circle curving to the left (radius=1910.04', central angle = 00° 55' 13", chord bearing South 29° 54' 18" East and length = 30.67') a distance of 30.67 feet to a point on the centerline of Riverview Road (C.H. No. 9);

Thence South 30° 21' 54" East along the centerline of Riverview Road (C.H. No. 9) a distance of 70.12 feet to a railroad spike set in the centerline of Riverview Road (C.H. No. 9) 200.00 feet right of Centerline ROW Ohio Turnpike Station 1267+11.91;

Thence South 66° 58' 05" West a distance of 432.91 feet to an iron pin set 200.00 feet right of Centerline ROW Ohio Turnpike Station 1257+82.52;

Thence North 23° 01' 55" West along said existing right-of-way line of the Ohio Turnpike Commission a distance of 100.00 feet to an iron pin set 100.00 feet right of Centerline ROW Ohio Turnpike Station 1257+82.52, the place of beginning;

Containing 0.979 acres more or less but subject to all legal highways and other easements of record.

Bearings for the above description are based on Ohio State Plane Coordinate System, North Zone, NAD 1983.

Iron pins set in the above description are ¾ inch by 30 inch reinforcing rod with a cap stamped "G & T, S-7554".

The preceding description was prepared by G & T Associates, Inc. in 1998 based on field surveyed information gathered by, or under the supervision of Kiran C. Patel, P.S., Ohio Registration No. S-7554.

The above described area is a part of Auditor's Parcel No. 06-00827.

EXHIBIT "A"