

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 real estate described herein with the owners, 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 S. R. 58 and the Ohio Turnpike in the vicinity of Milepost 140.2 in Lorain County, Ohio; and

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 owners and persons having an interest therein, to wit:

<u>Owners</u>	<u>Location</u>
Grobe Fruit Farm, Ltd.	Lorain County Auditor Permanent Parcel Nos. 05-00-055-000-001 05-00-055-000-002 05-00-055-000-003
David J. Talarek Lorain County Treasurer	226 Middle Avenue Elyria, Ohio 44035
Mark R. Stewart Lorain County Auditor	226 Middle Avenue Elyria, Ohio 44035

The aforementioned property to be appropriated is described as follows:

Parcel 13WL – Fee Simple

Legal description of the parcel is attached as Exhibit "A";

FURTHER RESOLVED that the general counsel be, and she is hereby 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. 20-2005 adopted April 18, 2005)

I, Gary C. Suhadolnik, Assistant Secretary-Treasurer of the Ohio Turnpike Commission, do hereby certify that the above is a true copy of the aforesaid resolution which was duly adopted at a meeting of the Commission, duly called for and convened and held on April 18, 2005, at which a quorum was at all times present and voting.

WITNESS my hand and the seal of the Ohio Turnpike Commission on this 18th day of April, 2005.

Gary C. Suhadolnik
Assistant Secretary-Treasurer

PARCEL NO. 13WL

Being a parcel of land lying on the left side of the centerline of a survey, made for the Ohio Turnpike Commission, and recorded in Plat File____, Slot____, of the records of Lorain County and being located within the following described points in the boundary thereof:

Commencing at the intersection of the north line of Lots 34 and 47 and the centerline of S.R. 58 (railroad spike set), said point being located at station 1156+91.23 in the centerline of a survey of S.R. 58 made for the State of Ohio, Ohio Turnpike Commission in 1994; thence N 88°38'51" E along the lot line of Lots 46 and 47, a distance of 2733.18 feet to a ¾" I. Pipe found, said point being the intersection of Lots 46, 47, 54, and 55, and being 1154.63 feet right of Proposed Ramp A station 112+39.51; thence N 00°07'57" E along the lot line of 46 and 55, a distance of 1602.92 feet to an iron pin set, said point being 152.22 feet right of station 126+63.84, and being the TRUE PLACE OF BEGINNING of this description;

Thence N 00°07'57" E along the grantor's west line a distance of 121.11 feet to an iron pin set, said iron pin being 64.64 feet right of station 127+47.48; thence N 41°42'46" E a distance of 838.24 feet to an iron pin set, said iron pin being 152.25 feet left of station 134+95.37; thence S 54°42'47" E a distance of 514.95 feet to an iron pin set, said iron pin being 63.00 feet left of station 139+49.00; thence S 64°26'21" E a distance of 176.92 feet to an iron pin set, said iron pin being 54.00 feet left of station 141+42.00; thence S 78°39'02" E a distance of 146.73 feet to an iron pin set, said iron pin being 47.00 feet left of station 143+00.00; thence N 84°20'11" E a distance of 141.92 feet to an iron pin set, said iron pin being 53.04 feet left of Ramp A station 144+49.58 and 150.00 feet left of the Ohio Turnpike station 444+58.06; thence S 75°52'03" W along the grantor's south line a distance of 1466.91 feet to the True Place of Beginning.

Stationing for the above description is based on the centerline of The Ohio Turnpike and Proposed Ramp A.

Bearings for the above description were based on the centerline bearing of S.R. 58 shown on the State of Ohio, Department of Transportation plan "LOR-58-21.06" made in 1958. The above description was prepared by Joseph Wilin Jr., Registered Surveyor No. 7638, on October 26, 2000.

Property owner claims title through instrument recorded in Volume 294 at Page 810 (film 479527 at frame 1234) in the Records of Lorain County, Ohio.

The above parcel contains 9.309 acres, more or less, of which the present road occupies 0.000 acres, more or less, leaving a net take of 9.309 acres.

The following is a breakdown according to Lorain County Auditor's Permanent Parcel number:

3.113 acres more or less of which the present road occupies 0.000 acres, more or less, leaving a net take of 3.113 acres to be taken from Auditor's Parcel 05-00-055-000-001 which contains 17.820 acres.

0.112 acres more or less of which the present road occupies 0.000 acres, more or less, leaving a net take of 0.112 acres to be taken from Auditor's Parcel 05-00-055-000-002 which contains 0.360 acres.

6.084 acres more or less of which the present road occupies 0.000 acres, more or less, leaving a net take of 6.084 acres to be taken from Auditor's Parcel 05-00-055-000-003 which contains 7.000 acres.

All iron pins set shall be a ¾" by 30" rebar with a 1-1/2" diameter aluminum cap marked "ODOT R/W and RII".

Exhibit "A"