

OHIO TURNPIKE COMMISSION

Resolution Authorizing Release of Interest in Parcel No. 155E-1

WHEREAS, the Commission purchased in the name of the State of Ohio a perpetual easement for public highway purposes over a parcel of real estate designated as Parcel No. 155E-1, located in the City of Streetsboro, Ohio;

WHEREAS, the purchase of the aforesaid parcel was for the realignment and widening of S.R. 14 as a result of the construction of Ohio Turnpike Project No. 1;

WHEREAS, the City of Streetsboro and the Property Owner, Depew Cast Partners, an Ohio General Partnership have requested that the Commission take any and all action necessary to release its interest in Parcel No. 155E-1;

WHEREAS, the Consulting Engineers, by letter dated June 4, 2007, have advised the Commission that the subject parcel is no longer needed for the construction and operation of the Turnpike;

WHEREAS, the Chief Engineer, by letter dated July 2, 2007, has advised the Commission that the subject parcel is no longer needed for the construction and operation of the Turnpike;

WHEREAS, the Commission has determined, based on the recommendations of the Consulting Engineer and the Chief Engineer, that Parcel No. 155E-1 is no longer needed for the construction, operation and maintenance of the Turnpike;

NOW, THEREFORE, BE IT

RESOLVED, that the Executive Director and General Counsel, are authorized and directed to take any and all action necessary on behalf of the Commission or by or through the appropriate officers of the State of Ohio to release its interest in Parcel 155E-1 to the Property Owner, Depew Cast Partners, an Ohio General Partnership; and

FURTHER RESOLVED that the authority hereby granted to the Executive Director and General Counsel shall include authority, if deemed appropriate, to execute the release of easement of the Commission's jurisdiction to the Property Owner, Depew Cast Partners, an Ohio General Partnership, as permitted by statute.

(Resolution No. 33 - 2007 adopted August 20, 2007)

OHIO TURNPIKE COMMISSION

Release of Easement for Public Highway Purposes

The OHIO TURNPIKE COMMISSION, a body corporate and politic of the State of Ohio, with its principal office in the City of Berea, County of Cuyahoga and State of Ohio, Grantor, for good and valuable consideration, the receipt of which is hereby acknowledged, and in accordance with the provisions of Section 5537.06(C) R.C., does hereby release an interest in an easement for public highway purposes, held in the name of the State of Ohio for the use of the Grantor, over the real estate described herein to Depew Cart Partners, an Ohio General Partnership, said parcel being an easement for public highway purposes designated as Parcel No. 155E-1.

Parcel No. 155E-1

Situated in the Township of Streetsboro, County of Portage and State of Ohio, and known as being part of Original Streetsboro Township Lot No. 22, and being all that part of the lands described in the deed to Louise Mitschke, dated January 7, 1939, and recorded in Volume 357, Page 288 of Portage County Deed Records, bounded as follows,

Northeasterly by the centerline of State Route No. 14, as now existing, Southwesterly by a line parallel to and distant 80 feet Southwesterly of measured normal to said centerline of State Route No. 14, southeasterly by a Southeasterly line of land described in the deed as aforesaid and Northwesterly by a line drawn Southwesterly at right angles to the centerline of State Route No. 14, from a point on said centerline distant 1097.44 feet Northwesterly, measured along said centerline from its intersection with the centerline of Ohio turnpike Project No. 1, as shown by plat recorded in Volume 8, Page 38 of Portage County Map Records.

Title to said real estate is based on instruments of record in Volume 560, Page 175 of Portage County Deed Records.

IN WITNESS WHEREOF, Grantor has caused its corporate name to be hereunto affixed by its duly authorized officers on _____, 2007.

Signed and acknowledged:

OHIO TURNPIKE COMMISSION

By _____
Gary C. Suhadolnik, Executive Director

And _____
Noelle Tsevdos, General Counsel

STATE OF OHIO)
) SS:
COUNTY OF CUYAHOGA)

On _____, 2007, before me, a Notary Public, personally came the above-named Ohio Turnpike Commission, Grantor, by Gary C. Suhadolnik, Executive Director, and Noelle Tsevdos, General Counsel, and as such officer and duly authorized, acknowledged the signing of the foregoing deed to be their voluntary act and deed for and as the act and deed of said Ohio Turnpike Commission.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and impressed my official seal on the date above last written.

Notary Public