

Amended by Resolution CR-17-89
3/6/89

RESOLUTION NO. CR-99-88

A RESOLUTION OF INTENT TO APPROPRIATE A FEE
SIMPLE INTEREST IN CERTAIN LANDS FOR THE
CONSTRUCTION OF KATHRYN DRIVE,
APPURTENANCES THERETO AND LANDSCAPING

WHEREAS, the City of Grove City contemplates construction of a new city street; and

WHEREAS, it is necessary to exercise the right of eminent domain to acquire property from the Ohio Holding Company for said construction;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GROVE CITY, STATE OF OHIO, THAT

SECTION 1. This Council hereby deems it necessary and declares its intention for the purpose of construction of Kathryn Drive, to appropriate the fee simple interest in and to the premises described as Exhibits 1 and 2 attached hereto and made a part hereof. Said project pursuant to and in accordance with the Charter of the City of Grove City, Ohio and the Constitution and Laws of the State of Ohio.

SECTION 2. The Mayor be and he is hereby authorized to cause written notice of the passage of this resolution be given to the owners, persons in possession of, or having an interest of record in the above described premises, and said notice shall be served according to law by such person designated for that purpose by the Mayor and to make return of service of notice in the manner provided by law.

SECTION 3. This resolution shall take effect at the earliest opportunity allowed by law.

Earl R. Nicholson
Earl R. Nicholson, President of Council

Passed: 1/16/89

Richard L. Stage
Richard L. Stage, Mayor

Effective: 1/16/89

Attest: June A. Cook
June A. Cook, Clerk of Council

I Certify that this resolution is correct as to form.

R. E. Gunderman
R. E. Gunderman, Director of Law

Bischoff & Associates, Inc.

Consulting Engineers

3425 Grant Avenue

Grove City, Ohio 43123

614-875-8776

Job No. 429

December 16, 1988

C.E. Bischoff
A.D. Robinson

E.A. Bischoff
J.R. Grosse

EXHIBIT "2"

DESCRIPTION OF A PERMANENT EASEMENT AND TEMPORARY CONSTRUCTION EASEMENTS ACROSS THE PROPERTY OF OHIO HOLDING COMPANY VOLUME 3036, PAGE 360 FOR KATHRYN DRIVE

Situated in the State of Ohio, County of Franklin, City of Grove City, Township of Jackson and being a part of Virginia Military Survey No. 8231 and conveyed by Deed to OHIO HOLDING COMPANY as recorded in Volume 3036, Page 360, Records Office, Franklin County, Ohio and being more particularly described as follows:

PERMANENT EASEMENT

Commencing at a corner of the above said OHIO HOLDING COMPANY tract and at the northeast corner of a tract owned by VENTURE ONE as recorded in Deed Book 3597, Page 77.

Thence North 01 Degrees 04 Minutes 08 Seconds East, a distance of 56.76 to a point;

Thence South 88 Degrees 55 Minutes 52 Seconds East, a distance of 80.00 feet to the TRUE PLACE OF BEGINNING of this Easement description;

Thence North 01 Degrees 04 Minutes 08 Seconds East, a distance of 1419.06 feet to a point in the southerly property line of the David Davies, Inc. tract;

Thence South 83 Degrees 36 Minutes 32 Seconds East, a distance of 10.04 feet to a point;

Thence South 01 Degrees 04 Minutes 08 Seconds West, a distance of 1418.12 feet leaving the southerly property line of David Davies, Inc. tract;

Thence North 88 Degrees 55 Minutes 52 Seconds West, a distance of 10.00 feet and returning to the TRUE PLACE OF BEGINNING;

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C.E. Bischoff
A.D. Robinson

EXHIBIT "1"

E.A. Bischoff
J.R. Grosse

DESCRIPTION OF 2.6130 ACRES FOR ACCESS ROAD RIGHT-OF-WAY FROM OHIO HOLDING COMPANY

Situated in the State of Ohio, County of Franklin, City of Grove City, Township of Jackson and being a part of Virginia Military Survey No. 8231 and conveyed by Deed to OHIO HOLDING COMPANY as recorded in Volume 3036, Page 360, Records Office, Franklin County, Ohio and being more particularly described as follows:

Commencing at a corner of the above said OHIO HOLDING COMPANY tract and at the northeast corner of a tract owned by VENTURE ONE as recorded in Deed Book 3597, Page 77.

Thence North 01 Degrees 04 Minutes 08 Seconds East, a distance of 56.76 feet to THE TRUE PLACE OF BEGINNING of this description;

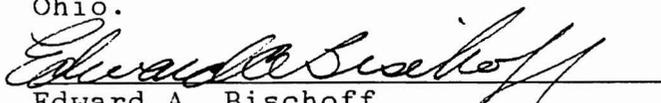
Thence North 01 Degrees 04 Minutes 08 Seconds East, a distance of 1426.51 feet to a point in the southerly property line of the David Davies, Inc. tract;

Thence South 83 Degrees 36 Minutes 32 Seconds East, a distance of 80.34 feet to a point;

Thence South 01 Degrees 04 Minutes 08 Seconds West leaving the southerly property line of David Davies, Inc. tract, a distance of 1419.06 feet to a point;

Thence North 88 Degrees 55 Minutes 52 Seconds West, a distance of 80.00 feet returning to the TRUE PLACE OF BEGINNING and containing 2.6130 acres more or less and being subject to legal rights-of-way and easements of record.

The above description was prepared from information on record obtained at the Records Office, Franklin County, Ohio and from survey information obtained from R.L. Edwards & Associates, Consulting Engineers and Surveyors, Grove City, Ohio and from Paul K. Moore and Associates, Registered Surveyor, Reynoldsburg, Ohio.


Edward A. Bischoff
Registered Surveyor No. 5206

16 Dec 88
Date

TEMPORARY CONSTRUCTION EASEMENTS

TEMPORARY STRIP NO. 1

Commencing at a corner of the above said OHIO HOLDING COMPANY tract and at the northeast corner of a tract owned by VENTURE ONE as recorded in Deed Book 3597, Page 77;

Thence North 01 Degrees 04 Minutes 08 Seconds East, a distance of 56.76 feet to a point;

Thence South 88 Degrees 55 Minutes 52 Seconds East, a distance of 90.00 feet to the TRUE PLACE OF BEGINNING of this Easement description;

Thence North 01 Degrees 04 Minutes 08 Seconds East, a distance of 1418.12 feet to a point in the southerly property line of the David Davies, Inc. tract;

Thence South 83 Degrees 36 Minutes 32 Seconds East, a distance of 50.22 feet to a point;

Thence South 01 Degrees 04 Minutes 08 Seconds West, a distance of 1413.47 feet leaving the southerly property line of David Davies, Inc. tract;

Thence North 88 Degrees 55 Minutes 52 Seconds West, distance of 50.00 feet and returning to the TRUE PLACE OF BEGINNING.

TEMPORARY STRIP NO. 2

Commencing at a corner of the above said OHIO HOLDING COMPANY tract and at the northeast corner of a tract owned by VENTURE ONE as recorded in Deed Book 3597, Page 77, said corner being the TRUE PLACE OF BEGINNING of this Easement description.

Thence North 81 Degrees 24 Minutes 10 Seconds West, a distance of 20.17 feet to a point;

Thence North 01 Degrees 04 Minutes 08 Seconds East, a distance of 1482.48 feet to a point in the southerly property line of David Davies, Inc. tract;

Thence South 83 Degrees 36 Minutes 32 Seconds East, a distance of 20.09 feet to a point;

Thence South 01 Degrees 04 Minutes 08 Seconds West, a distance of 1426.51 leaving the southerly property line of David Davies, Inc. tract and returning to the TRUE PLACE OF BEGINNING.

The above described Permanent Easement and Temporary Construction Easements were prepared from an actual field survey and from records on file at the Recorders Office, Franklin County, Ohio.

In the event the above described Easements overlap(s) part(s) of an existing Easement(s), it is not the intent to limit the existing Easement(s) in any manner.

See Exhibit "A" attached and made a part thereof.


Edward A. Bischoff
Registered Surveyor No. 5206

16 Dec 88
Date