

RESOLUTION NO. CR-9-72

A RESOLUTION OF INTENT TO APPROPRIATE RIGHT
OF WAY AND TO DECLARE AN EMERGENCY

WHEREAS, Helen M. Schoch and T. Richard Barbee; Paul E. White and Martha C. White; Harry H. Weinhart and Olga Weinhart; Sladeco Inc.; and Oscar Hoffman and Grant Hoffman are the owners of certain lands and,

WHEREAS, it is necessary to acquire a right of way over said lands for the extension of Southwest Boulevard, and

WHEREAS, negotiations for the acquisition of said right of ways have failed to result in the acquisition of same and,

WHEREAS, such acquisition is necessary for the health, safety and welfare of the citizens of Grove City.

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

SECTION 1. This Council hereby declares the necessity and its intent to appropriate a right of way and temporary easement as herein designated, over and through the below described real estate for the purpose of extending Southwest Boulevard to Demorest Road all 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.

- A. Description of Right of Way over and through the property of Helen M. Schoch and T. Richard Barbee containing 8.327 acres plus temporary easement:

Being a permanent right of way in Fee Simple Title, in, over and through a tract of land situated in the State of Ohio, County of Franklin, and in the City of Grove City, and being part of survey No. 1388, Virginia Military Lands, also being part of a 53.784 acre tract conveyed to T. Richard Barbee by deed shown of record in Deed Book 2805, Page 40, Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Beginning at an iron pin in the southwesterly corner of the property as described in Deed Book 2805, Page 40; thence North 03°25'39" East 620.00 feet to the true point of beginning in the westerly property line of said property; thence North 03°35'00" East 140.00 feet to a point in the westerly line of said property; thence South 87°07'45" East 1258.42 feet; thence South 89°35'23" East 201.75 feet; thence South 83°40'58" East 317.80 feet; thence South 68°18'45" East 37.72 feet more or less to a point in the westerly B & O Railroad right of way line; thence South 54°12'09" East 60.07 feet more or less to a point in the easterly B & O Railroad right of way line; thence South 66°23'00" East 221.22 feet; thence South 56°33'33" East 207.48 feet; thence South 55°45'11" East 232.00 feet; thence South 88°16'32" East 44.94 feet more or less to a point in the westerly right of way line of Broadway; thence South 56°00'00" East 30.00 feet to a point in the centerline of Broadway; thence South 34°00'00"

Excepting the B & O Railroad right of way described as follows:

Beginning at a point in the westerly right of way line at the intersection of the northerly Southwest Boulevard Extension right of way line as described above; thence South 54°12'09" East 60.07 feet more or less to the easterly B & O Railroad right of way line; thence along the easterly B & O Railroad right of way line South 32°58'00" West 159.75 feet; thence North 76°43'27" West 63.73 feet more or less to the westerly B & O Railroad right of way line; thence along the westerly B & O Railroad right of way line North 32°58'00" East 184.19 feet to the point of beginning, containing 0.237 acres.

The above described parcel contains 8.327 acres of which 0.127 acres are included in the Broadway right of way easement.

Also a temporary easement for the purpose of removing the buildings all or part of which are within the above described right of way as follows:

Beginning at the intersection of Broadway westerly right of way line and the proposed Southwest Boulevard Extension southerly right of way line; thence along the Broadway westerly right of way line South 34°00'00" West approximately 11 feet; thence North 56°00'00" West approximately 110 feet; thence North 34°00'00" East approximately 40 feet to the southerly right of way line of Southwest Boulevard Extension; thence along the said right of way line to the point of beginning.

B. The Description of right of way over and through the property of Paul E. White and Martha C. White containing 2.794 acres:

Beginning at an iron pin in the Owner's easterly property line, also being in the southwesterly property corner of Helen M. Schoch and T. Richard Barbee, thence North 03°25'39" East 620.00 feet to the true point of beginning in the easterly property line; thence North 88°8'27" West 339.89 feet; thence North 87°07'45" West 300.00 feet; thence North 85°33'14" West 400.15 feet; thence North 87°07'45" West 203.80 feet more or less to a point in the southwesterly property line, also being the northwesterly property line of the Beulah Park Jockey Club, Inc., as described in Deed Book 2144, Page 15, thence along the property line North 55°50'00" West 82.62 feet more or less to a point in the south property line of Sladeco, Inc., also being the northeasterly property line of Beulah Park Jockey Club, Inc.; thence along the south property line of Sladeco, Inc., and Harry H. and Olga Weinhart South 87°34'00" East 814.10 feet, more or less to the southeasterly corner of Harry H. and Olga Weinhart property; thence along the easterly property line of Harry H. and Olga Weinhart North 03°41'00" East 115.88 feet; thence South 87°07'45" East 163.63 feet; thence South 82°02'11" East 337.96 feet more or less to a point in the westerly property line of Helen M. Schoch and T. Richard Barbee; thence along said property line, which is also the Paul E. & Marth C. White easterly property line, containing 2.794 acres.

C. The description of the right of way over and through the property of Harry H. Weinhart and Olga Weinhart, containing 1.197 acres:

Beginning at a spike in a stone; thence South 71°42'53" West 10.45 feet to the true point of beginning being the southwesterly corner of the Harry H. & Olga Weinhart property; thence along the westerly property line North 03°11'00" East 94.65 feet; thence North 89°59'09" East 496.74 feet, more or less to the Harry H. & Olga Weinhart easterly property line; thence along said easterly property line South 03°41'00" West 115.88 feet to the southeasterly property corner; thence along the

southeasterly property corner; thence along the Sladeco, Inc., southerly property line North 87°34'00" West 1082.73 feet more or less to the point of beginning, containing 2.455 acres.

E. The description of right of way over and through the property of Oscar Hoffman and Grant Hoffman, containg 0.084 acres plus temporary easement.

Beginning at an iron pin in the southerly line of the Oscar and Grant Hoffman property; thence North 87°07'45" West 24.49 feet more or less to the southwesterly corner of the Oscar and Grant Hoffman property also being the centerline of Demorest Road; thence North 03°17'25" East along the centerline of Demorest Road 148.72 feet;thence South 86°42'35" East 35.00 feet, passing the Demorest Road right of way line at 25.00 feet; thence South 03°17'25" West 35.80 feet; thence South 74°37'10" East 183.47 feet; thence South 87°07'45" East 1162.89 feet more or less to the Oscar and Grant Hoffman easterly property line; thence along the Oscar and Grant Hoffman easterly property line South 03°22'15" West 72.92 feet to an iron pin being the southeasterly property corner of the Oscar and Grant Hoffman Tract; thence along the Oscar and Grant Hoffman southeasterly property line North 87°07'45" West 1352.70 feet, more or less to the point of beginning, containg 2.448 acres, including 0.084 acres being in the Demorest Road right of way.

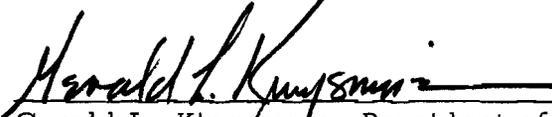
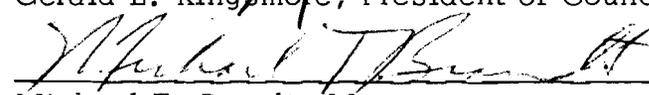
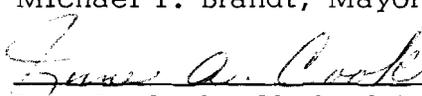
Also, for the purpose of removing buildings all or part of which are within the above described right of way:

Beginning at the intersection of the Oscar and Grant Hoffman easterly property line and the Southwest Boulevard Extension northerly right of way line; thence along the Southwest Boulevard Extension northerly right of way line North 87°07'45" West approximately 379 feet to the point of beginning; thence along the Southwest Boulevard Extension northerly right of way line North 87°07'45" West approximately 220 feet; thence North 02°52'15" East approximately 35 feet; thence South 87°07'45" East approximately 220 feet; thence South 02°52'15" West 35 feet to the point of beginning.

SECTION 2. The Mayor is hereby authorized and directed to cause a written notice of adoption of this Resolution to be given to the owners, persons in possession of, and person having a real or possible interest of record in the above described premises. Said notice shall be served by the Chief of Police and he shall make return of service of notice in a manner provided by law.

SECTION 3. That for reasons stated in the preamble hereto and made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval of the Mayor.

Submitted: 3/6/72
Passed: 3/6/72
Effective: 3/6/72


Gerald L. Kingsmore, President of Council

Michael T. Brandt, Mayor

June A. Cook, Clerk of Council