

STATE OF OHIO
DEPARTMENT OF HIGHWAYS
RIGHT OF WAY

File No. 70 Parcel No. 20-20A-24
I. C. H. 148 Section M
County Richland
Grantor E. J. Chamberlin & Lee Henry
Grantee Ohio

EASEMENT

Date of Signature _____ Transferred _____
Recorded _____ Vol. _____ Page _____

CONDEMNATION

Resolution 4-5-32 by state
Vol. 17 Page 66 Transcript 6-2-32

Release of Part of Premises from Lien of Easements
(Corporation)

KNOW ALL MEN BY THESE PRESENTS, That The Ohio Telephone and Telegraph

Company, a corporation of the State of Ohio, for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, receipt of which is hereby acknowledged, does hereby release, to the State of Ohio, for highway purposes, and discharge unrecorded easements

from the operation of certain executed by Israel Swineford, W.H. Roasberry and C. L. Crabbs to said The Ohio Telephone and Telegraph Company, June 27, 1902, June 27, 1902 and July 25, 1902 respectively dated the day of 1902

Page XXXXX County Record of, such part of the property described therein as is known and described as follows, and situated in

Weller Township, Richland County, Ohio, Section 5 & 8, Town 24, Range 17, to-wit:

PARCEL NO. 20

Commencing at a point in the northeasterly boundary of the present right-of-way, said point being on a radius to and 30' from sta. 204+65.20 in the center line of survey made by the Department of Highways; thence 'a an easterly direction with a curve to the left, the same having a radius of 2854.93', a distance of 76.61' to a point at right angles to and 30' from sta. 205+41.25 in the center line of said survey; thence S. 89° 25' East, 158.75' to a point at right angles to and 30' from sta. 207+00 in the center line of said survey; thence N. 0° 35' East, 20' to a point at right angles to and 50' from sta. 207+00 in the center line of said survey; thence S. 89° 25' East, 434' to a point in the property line between E. J. Chamberlain and L. C. Henry and Byron Swineford, said point being at right angles to and 50' from sta. 211+34.0 in the center line of said survey; thence S. 1° 51' West along said property line, a distance of 15' to a point in the section line between Sections 5 & 8, said line being also the property line between E. J. Chamberlain and L. C. Henry, and Byron Swineford, said point being 35' from and at right angles to sta. 211+35.58 in the center line of said survey; thence S. 89° 09' East along said section line and property line aforesaid a distance of 381.62' to its intersection with the property line between E. J. Chamberlain and L. C. Henry and the Abner Kirkwood heirs, said point being at right angles to and 6.5' to the left of sta. 221+16 in the center line of said survey; thence S. 24° 43' West along said property line a distance of 39' to a point at right angles to and 30' to the right of sta. 221+01 in the center line of said survey; thence N. 89° 25' West, 751' to a point at right angles to and 30' from sta. 215+50 in the center line of said survey; thence S. 0° 35' West, 20' to a point at right angles to and 50' from sta. 215+50 in the center line of said survey; thence N. 89° 25' West, 650' to a point at right angles to and 50' from sta. 207+00 in the center line of said survey; thence N. 0° 35' East, 20' to a point at right angles to and 30' from sta. 207+00 in the center line of said survey; thence N. 89° 25' West, 116.43' to a point in the northeasterly boundary of the present right-of-way, aforesaid, said point being at right angles to and 30' from sta. 205+83.57 in the center line of said survey; thence S. 89° 25' East along said boundary line a distance of 68.50' to a point; thence in a north-westerly direction along said boundary line, with a curve to the left, same having a radius of 716' a distance of 96.30' to the place of beginning and containing 2.520 acres, more or less.

PARCEL NO. 20-A

Commencing at a point at right angles to and 30' from sta. 217+12.68 in the center line of survey made by the Department of Highways; thence S. 89° 25' East, 46.19' to a point at right angles to and 30' from sta. 217+58.87 in the center line of said survey; thence S. 29° 25' West, 100' to a point; thence N. 53° 25' West, 40' to a point; thence N. 29° 25' East, 76.91' to the place of beginning and containing .081 acres, more or less.

✓ PARCEL NO. 24

Commencing at the intersection of the northwest corner of the north alley with the east line of Vermilion Street in the Village of Oliversburg; thence N. 24° 43' East along the east line of said Vermilion Street a distance of 11.85' to its intersection with the section line between Sections 5 & 8, the said point being at right angles to and 2.5' from sta. 225+12.23 in the center line of survey made by the Department of Highways; thence N. 88° 09' West along said section line a distance of 2.55' to its intersection with the easterly roadway limits of Vermilion Street Extension, said point bears N. 24° 43' East, a distance of 2.5' from sta. 225+06.90 in the center line of said survey; thence N. 24° 43' East along the roadway limits of said street a distance of 20.45' to a point at right angles to and 30' from sta. 225+19.35 in the center line of said survey; thence S. 89° 25' East, 201.95' to a point in the westerly boundary line of Greenwich Road, said point being at right angles to and 30' from sta. 225+21.30 in the center line of said survey; thence S. 24° 43' West along said boundary line of Greenwich Road a distance of 70' more or less to a point at right angles to and 30' from sta. 225+59.76 in the center line of said survey; thence N. 89° 25' West, 209.57' to a point in the north line of the north alley of said plat of Olivesburg aforesaid, said point being at right angles to and 30' from sta. 223+50.19 in the center line of said survey; thence N. 85° 24' West along the north line of said alley a distance of 48.72' to the place of beginning and containing 0.361 acres, more or less.

Provided, however, that this release shall not be construed to waive or in any manner affect or invalidate the lien of said easements upon the residue of the real property.

IN WITNESS WHEREOF, said The Ohio Telephone and Telegraph Company has caused its corporate name to be subscribed, and its corporate seal to be affixed by its XXXXXX President, and its Assistant Secretary, this 20th day of January, 19 33.

In presence of:

John R. Whitman
W.S. Kuhn

(SEAL)

THE OHIO TELEPHONE AND TELEGRAPH COMPANY,

Attest:

W.S. Kuhn President.

John R. Whitman Assistant Secretary.

(OVER)

Release of Part of Premises from Lien of Easements
(Corporation)

KNOW ALL MEN BY THESE PRESENTS, That The Ohio Telephone and Telegraph

Company

a corporation of the State of Ohio, for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, receipt of which is hereby acknowledged, does hereby release, to the State of Ohio, for highway purposes, and discharge unrecorded easements

from the operation of ~~any certain~~ executed by Israel Swineford, W.H. Roasberry and C. L. Crabbs

to said The Ohio Telephone and Telegraph Company,
June 27, 1902, June 27, 1902 and July 25, 1902 respectively
dated ~~the~~ approx, ~~1902~~ 1902

~~Page XXXXX~~ ~~XXXXXX~~, such part of the

property described therein as is known and described as follows, a located in

Weller Township, Richland County, Ohio, Sections 5 & 8,

Town 24, Range 17, to-wit:

PARCEL NO. 20

Commencing at a point in the northeasterly boundary of the present right-of-way, said point being on a radius to and 30' from sta. 204+63.20 in the center line of survey made by the Department of Highways; thence in an easterly direction with a curve to the left, the same having a radius of 2834.93', a distance of 76.61' to a point at right angles to and 30' from sta. 205+41.25 in the center line of said survey; thence S. 89° 25' East, 158.75' to a point at right angles to and 30' from sta. 207+00 in the center line of said survey; thence N. 0° 35' East, 20' to a point at right angles to and 50' from sta. 207+00 in the center line of said survey; thence S. 89° 25' East, 434' to a point in the property line between E. J. Chamberlain and L. C. Henry and Byron Swineford, said point being at right angles to and 50' from sta. 211+34.0 in the center line of said survey; thence S. 1° 51' West along said property line, a distance of 15' to a point in the section line between Sections 5 & 8, said line being also the property line between E. J. Chamberlain and L. C. Henry, and Byron Swineford, said point being 35' from and at right angles to sta. 211+33.58 in the center line of said survey; thence S. 89° 09' East along said section line and property line aforesaid a distance of 981.62' to its intersection with the property line between E. J. Chamberlain and L. C. Henry and the Abner Kirkwood heirs, said point being at right angles to and 6.5' to the left of sta. 221+16 in the center line of said survey; thence S. 24° 43' West along said property line a distance of 39' to a point at right angles to and 30' to the right of sta. 221+01 in the center line of said survey; thence N. 89° 25' West, 751' to a point at right angles to and 30' from sta. 215+50 in the center line of said survey; thence S. 0° 35' West, 20' to a point at right angles to and 50' from sta. 215+50 in the center line of said survey; thence N. 89° 25' West, 650' to a point at right angles to and 50' from sta. 207+00 in the center line of said survey; thence N. 0° 35' East, 20' to a point at right angles to and 30' from sta. 207+00 in the center line of said survey; thence N. 89° 25' West, 118.43' to a point in the northeasterly boundary of the present right-of-way, aforesaid, said point being at right angles to and 30' from sta. 205+83.57 in the center line of said survey; thence N. 81° 47' West along said boundary line a distance of 53.50' to a point; thence in a north-westerly direction along said boundary line, with a curve to the left, same having a radius of 716' a distance of 96.30' to the place of beginning and containing 2.520 acres, more or less.

PARCEL NO. 20-A

Commencing at a point at right angles to and 30' from sta. 217+12.68 in the center line of survey made by the Department of Highways; thence S. 89° 25' East, 46.19' to a point at right angles to and 30' from sta. 217+58.87 in the center line of said survey; thence S. 29° 25' West, 100' to a point; thence N. 59° 25' West, 40' to a point; thence N. 29° 25' East, 76.91' to the place of beginning and containing .081 acres, more or less.

✓ PARCEL NO. 24

Commencing at the intersection of the northwest corner of the north alley with the east line of Vermilion Street in the Village of Olivesburg; thence N. 24° 43' East along the east line of said Vermilion Street a distance of 11.85' to its intersection with the section line between Sections 5 & 8, the said point being at right angles to and 2.5' from sta. 225+12.23 in the center line of survey made by the Department of Highways; thence N. 88° 09' West along said section line a distance of 2.55' to its intersection with the easterly roadway limits of Vermilion Street Extension, said point bears N. 24° 43' East, a distance of 2.5' from sta. 225+06.80 in the center line of said survey; thence N. 24° 43' East along the roadway limits of said street a distance of 29.45' to a point at right angles to and 30' from sta. 225+19.35 in the center line of said survey; thence S. 89° 25' East, 201.95' to a point in the westerly boundary line of Greenwich Road, said point being at right angles to and 30' from sta. 225+21.30 in the center line of said survey; thence S. 24° 43' West along said boundary line of Greenwich Road a distance of 70' more or less to a point at right angles to and 30' from sta. 225+59.76 in the center line of said survey; thence N. 89° 25' West, 209.57' to a point in the north line of the north alley of said plat of Olivesburg aforesaid, said point being at right angles to and 30' from sta. 223+50.19 in the center line of said survey; thence N. 55° 24' West along the north line of said alley a distance of 48.72' to the place of beginning and containing 0.361 acres, more or less.

Provided, however, that this release shall not be construed to waive or in any manner affect or invalidate the lien of said easements upon the residue of the real property.

IN WITNESS WHEREOF, said The Ohio Telephone and Telegraph Company has caused its corporate name to be subscribed, and its corporate seal to be affixed by its ~~President~~ Assistant and its Secretary, this 20th day of JANUARY, 19 33.

In presence of:

John R. Whitman
W.S. Kuhn

(SEAL)

THE OHIO TELEPHONE AND TELEGRAPH COMPANY
W.S. Kuhn President.
ATTEST: John R. Whitman Assistant Secretary.

(OVER)

STATE OF NEW YORK

NEW YORK

COUNTY, ss.:

Before me, a Notary Public

T. G. Miller

President, and James Robb

Assistant Secretary, of THE OHIO TELEPHONE AND TELEGRAPH COMPANY, the corporation which executed the foregoing instrument, who acknowledged that the seal affixed to said instrument is the corporate seal of said corporation; that they did sign and seal said instrument as such President, and Assistant Secretary, in behalf of said corporation and by authority of its board of directors; and that said instrument is their free act and deed individually and as such

President and Assistant Secretary and the free and corporate act and deed of said THE OHIO TELEPHONE AND TELEGRAPH COMPANY.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal at the City of New York, New York, this 20th day of January, 1933.

John Kistler
Notary Public

NOTARY PUBLIC, QUEENS COUNTY
CERTIFICATE FILED IN NEW YORK CO.
CLERK'S NO. 825, REGISTER'S NO. 4-3-93
MY COMMISSION EXPIRES MARCH 22, 1934

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal

at _____, this _____ day of _____, 19____

RECEIVED FOR RECORD

AT 10:32

RECORDED August 1st 1933

IN RICHMOND COUNTY RECORDS

VOLUME 3 PAGE 283-284

Release of Mts by North York

Record

Richard County Recorder

150

STATE OF OHIO
DEPARTMENT OF HIGHWAYS
RIGHT OF WAY

File No. 70 Parcel No. 21
I. C. H. 148 Section M
County Richland
Grantor Sam Swineford
Grantee State

EASEMENT

Date of Signature 1-20-32 Transferred 4-11-32
Recorded 5-2-32 Vol. 198 Page 462

CONDEMNATION

Resolution _____ by _____
Vol. _____ Page _____ Transcript _____

96817

3060R

EASEMENT
FOR
HIGHWAY PURPOSES
FROM

Sarah Winford

R.P.D. 26

Ashland, Ohio

TO THE
STATE OF OHIO

S.H.(I.C.H.) No. 146 County Richland

Section 11 Parcel No. 21

TRANSFERRED

April 11, 1932

Arthur S. Reed, Auditor.

Received April 25, 1932

At 4:00 o'clock P.M.

Recorded May 2, 1932

in Ashland County

Record of Deeds, Vol. 198 Page 462.

Thomas F. Webb, Recorder

Recorder's Fee, \$1.10

NOTE

To the County Recorder:

As soon as this easement has been recorded, it should be mailed to the Department of Highways, Columbus, Ohio.

Easement for Highway Purposes

KNOW ALL MEN BY THESE PRESENTS:

That Sarah Swinesford

, the Grantor ,

for and in consideration of the sum of One Hundred Sixty and 00/100

Dollars (\$ 160.00) and for other good and valuable considerations to her paid by the

State of Ohio, the Grantee, the receipt whereof is hereby acknowledged, do as hereby grant, bargain, sell, convey and release to the said Grantee, its successors and assigns forever, a perpetual easement and right of way for public highway and road purposes, in, upon and over the lands hereinafter described,

situated in Richland County, Ohio, Weller Township,

Section 5 , Town 22 , Range 17 ,

and bounded and described as follows:

PARCEL NO. 21

Commencing at the intersection of the property line between said party of the first part and E.J. Chamberlain, et al, with the section line between Section 5 and 8, the same being at right angles to and 35 feet from station 211+33.58 in the center line of survey made by the Department of Highways, running thence south 88° 09' east along and binding upon said section line, the same being the property line between said party of the first part and Abe Chamberlain and E.J. Chamberlain, et al, a distance of 1144.55 feet to its intersection with the center line of Vermilion Street extended, the same being at right angles to and 4.05 feet from station 222+76.71 in the center line of said survey; thence north 24° 43' east along the center line of said street a distance of 28.45 feet to its intersection with the northerly boundary line of the right of way herein bargained, sold and conveyed, and being at right angles to and 30 feet from station 222+89.35 in the center line of said survey; thence north 89° 25' west along said boundary line, 30 feet from and parallel to said center line of survey a distance of 939.35 feet to a point at right angles to and 30 feet from station 213+50 in the center line of said survey; thence north 0° 35' east a distance of 20 feet to a point; thence north 89° 25' west, 50 feet from and parallel to said center line of survey a distance of 216.0 feet to its intersection with the property line between said party of the first part and E.J. Chamberlain, et al, the same being at right angles to and 50 feet from station 211+34 in the center line of said survey; thence south 1° 51' west a distance of 15 feet along said property line to the place of beginning.

as shown by plans on file in the office of the Department of Highways, Columbus, Ohio.

It is understood that the strip of land above described is not to be in excess of 25.95 feet in width, except as hereinafter stipulated on sheet , and contains .417 acres, more or less, of which the present road occupies 0.0 acres, more or less.

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1100

TO HAVE AND TO HOLD said easement and right of way unto the Grantee, its successors and assigns forever.

And the said Grantor S., for herself and her heirs, executors and administrators, hereby covenant with the said Grantee, its successors and assigns that she is the true and lawful owner of said premises, and is lawfully seized of the same in fee simple, and has all good right and full power to grant, bargain, sell, convey and release the same in manner aforesaid, and that the same are free and clear from all liens and encumbrances whatsoever, and that she will warrant and defend the same against all claims of all persons whomsoever.

And for the consideration aforesaid _____

hereby relinquish to said Grantee, its successors and assigns, all right and expectancy of Dower in the above described premises.

IN WITNESS WHEREOF Sarah Swineford Widow

have hereunto set her hand, the 20th day of January in the year of our Lord one thousand nine hundred and Twenty Two.

Signed and sealed in the presence of:

James J. Kagey
John J. Canning

Sarah Swineford

STATE OF OHIO,

Richland

COUNTY.

ss.:

Before me, a Notary Public in and for said County and State, personally appeared the above named Sarah Swineford, who acknowledged that she did sign the foregoing instrument and that the same is her free act and deed.

IN TESTIMONY WHEREOF I have hereunto set my hand and official seal, at Oliverburg this 20th day of January, A. D. 19 32

John J. Canning

D.R. (100) Number 148, Section " W-B, " , Richland County,

Articles of Agreement.

These articles of agreement entered into this 20th day of January 1932, by Sarah Swineford and the Department of Highways, State of Ohio, Witnesseth:

That Sarah Swineford, for and in consideration of the sum of Fifteen and 00/100 Dollars (\$15.00) to her paid by the State of Ohio, does hereby grant permission to the State of Ohio to use the hereinafter described portion of her premises for the purpose of excavating and constructing a channel change for Branch of Whetstone Creek in connection with the above proposed improvement; the Grantor further agrees to permit the State of Ohio to perform such maintenance and repair operations on said channel change that may be necessary to protect the highway, and further, the Grantor for the consideration hereinbefore named, releases the State of Ohio and the County of Richland from and waives all damages of every kind and nature whatsoever arising from or in any manner growing out of the aforesaid channel change or said maintenance and repair operations necessary to protect the highway. The said channel change is situated in the State of Ohio, County of Richland,

and is more fully described as follows:

Parcel number 21-K

Commencing at a point at right angles to and 30 feet from station 217+30 in the center line of survey made by the Department of Highways, running thence south 89° 25' east, 30 feet from and parallel to said center line of survey a distance of 40 feet to a point at right angles to and 30 feet from station 217+70 in the center line of said survey; thence north 0° 35' east a distance of 50 feet to a point; thence north 44° 25' east a distance of 100 feet to a point; thence north 45° 35' west a distance of 40 feet to a point; thence south 44° 25' west a distance of 116.57 feet to a point; thence south 0° 35' west a distance of 66.57 feet to the place of beginning, the same containing .153 acres, more or less.

IN WITNESS WHEREOF, said Sarah Swineford and

has hereunto set her hand the

20th day of January, in the year of our Lord one thousand nine hundred and thirty-two.

Signed and sealed in the presence of:

James J. Kozay

Sarah Swineford

John J. Cunningham

STATE OF OHIO

COUNTY OF

Richland

(ss.:)

Before me, a Notary Public, in and for said County and State, personally appeared the above named Sarah Swineford and

who acknowledged that she did sign the foregoing instrument and that the same is her free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at

Chillicothe, Ohio, this 20th day of January, A.D. 1932.

JOHN J. CUNNING, NOTARY PUBLIC

RICHLAND COUNTY, OHIO

My Commission Expires Sep. 8, 1934

John J. Cunningham

Agreement

RECEIVED FOR RECORD

April 25th 1938AT 3¹⁵ O'CLOCK P. M.

RECORDED April 27th 1938

IN EICHLEA COUNTY RECORDS

VOLUME Misc. 3 PAGE 346

Samuel L. Wolfe

Richard County Recorder