VOL 220 PAGE 560

59720

E_A_S_E_M_E_N_T

KNOW ALL MEN BY THESE PRESENTS, That THE NEW YORK CENTRAL RAILROAD COMPANY, a corporation of the State of Ohio, and other States, the Grantor (successor of The Toledo, Norwalk and Cleveland Railroad Company), for and in consideration of the sum of TEN DOLLARS ($10.00) and other good and valuable consideration, received to its full satisfaction of the Ohio Turnpike Commission, a body corporate and politic established by law of the State of Ohio, does hereby grant unto the STATE OF OHIO, the Grantee, its successors and assigns, forever, a perpetual easement for a viaduct, with its foundations and supports and the drainage system therefor, carrying Ohio Turnpike Project No. 1 over and across the land and right of way of the Grantor, said easement being in, upon and over the following described parcel of land:

PARCEL 68-E
Situated in the Township of Washington, County of Sandusky and State of Ohio, and known as being parts of Sections 28 and 29, Township 6 North, Range 14 East, bounded and described as follows:

Beginning at a point in the northeasterly line of the Norwalk Branch right of way, 100 feet in width, of the Grantor, said line being distant 50 feet by rectangular measurement northeasterly from the original center line of said right of way, and said point being distant 140 feet by rectangular measurement northeasterly from the center line of Ohio Turnpike Project No. 1 as shown on a map thereof recorded in Volume 9, Page 34 of the Map Records of said County;

Course 1
Thence South 44° 54' 14" East along said northeasterly line of said Norwalk Branch right of way, a distance of 960.51 feet to a point in a line drawn parallel with and distant 160 feet by rectangular measurement southwesterly from said center line of turnpike; this Course at a distance of 792.25 feet from its beginning intersects the Section Line between Sections 28 and 29 at a point distant South 0° 35' 24" West 1095.19 feet along said Line from a stone monument marking the point of intersection of said Line with the Half Section Line of Sections 28 and 29;

Course 2
Thence North 63° 06' 14" West along said last mentioned parallel line, a distance of 320.17 feet to a point in the southwesterly line of said Norwalk Branch right of way, said line being parallel with and distant 50 feet by rectangular measurement southwesterly from said original center line of right of way;

Course 3
Thence North 44° 54' 14" West along said southwesterly right of way line, a distance of 960.51 feet to a point in a line drawn parallel with and distant 140 feet by rectangular measurement northeasterly from said center line of turnpike;

Course 4
Thence South 63° 06' 14" East along said last mentioned parallel line, a distance of 320.17 feet to the place of beginning, and containing 2.21 acres, more or less; but subject to all legal highways.

Said center line of right of way intersects said center line of turnpike at Railroad Station 4897+95.12 and Turnpike Station 71+30.95.

As a part of the consideration for the easement herein granted and by the acceptance thereof, the Grantee, for itself and its successors and assigns, covenants and agrees with the Grantor, its successors and assigns, that:

(1) Said Ohio Turnpike Project No. 1 with its viaduct, foundations, supports and drainage system shall be constructed, maintained, repaired, renewed and reconstructed in accordance with the provisions of the Agreement between the Grantor and the Ohio Turnpike Commission bearing date of December 9, 1953, and the Plans for said project referred to in said Agreement, which Agreement and Plans are on file in the respective offices of the parties thereto;

(2) The Grantor shall have the right, subject to the approval of the Chief Engineer of the Ohio Turnpike Commission, to attach to the under portion of said viaduct where it crosses over the land hereinabove described, such signal, electric and communication wires as may be requisite or useful in the operation of the railroad of the Grantor, said attachments to be made and maintained by the Grantor at its own cost and expense;

(3) In the event Grantee shall abandon, remove or relocate said Ohio Turnpike Project No. 1 and its viaduct, foundations, supports and drainage system, or any part or parts thereof, located within, upon or across the land hereinabove described, the easement herein granted shall as to such part or parts thereupon cease and determine.

IN WITNESS WHEREOF, said THE NEW YORK CENTRAL RAILROAD COMPANY has caused its corporate name and seal to be subscribed and affixed to these presents by its proper officers, thereunto duly authorized, this 18th day of August, A. D. 1954.

Signed, Sealed and Acknowledged in the presence of:

J. W. Mc Carthy

G M Jones Jr

THE NEW YORK CENTRAL RAILROAD COMPANY

a.f.c.

By W H Leach
VICE President

And Charles T. Ireland Jr
Secretary

JRR/dg 2RL 3T cb 4-7-54

VOL 220 PAGE 562

STATE OF NEW YORK)
: ss.
COUNTY OF NEW YORK)

BEFORE ME, the subscriber, a Notary Public, in and for said County and State, personally appeared the above named W. F. PLACE and CHARLES T. IRELAND JR., known to me to be the VICE President and _____ Secretary, respectively, of said THE NEW YORK CENTRAL RAILROAD COMPANY, who acknowledged that they did as such officers hereunto affix the corporate name and seal of said Company, being thereunto duly authorized, and that the same is their free act and deed, and the free act and deed of said Company.

IN TESTIMONY WHEREOF, I hereunto set my hand and official seal at New York, New York, this 23rd day of August A. D. 1954.

Gunther C. Holpp

GUNTHER C. HOLPP
NOTARY PUBLIC, STATE OF NEW YORK
No. 60-1844880
Qualified in Westchester County
Certs. filed with Clerks & Registers
of New York and Bronx Counties
Term expires March 30, 1955

RECEIVED FOR RECORD
SEP 9 1955
At 1:52 O'clock P M.
Recorded SEP 12 1955
In Sandusky County Record
Volume 220 Page 560
Florence E Brown Recorder
Recorder's Fee $ 2.10