Meeting Agenda

September 16, 2019

6:00 PM

Council Work Session

Mike Walker – Chair
Jill Amos
Will Bennett
Bob Clark
Mike Coolman
Bruce Jarvis
Patrick Lynch
A. Call To Order

B. Roll Call

C. Also In Attendance

Mayor Ebert, Matt Peoples, Lucas Haire, Amanda Jackson, Bill Sims, Dick Miller, Steve Smith, Shawn Starcher, Rick Brown, Joe Taylor, Sargent Cassel, Shane Spencer

D. Reports

Bill Sims -
Dick Miller -
Steve Smith -
Shawn Starcher -
Rick Brown -
Sargent Cassel -
Shane Spencer -

E. Request for Council Action

**RES-19-021**
Development

A Resolution Of Intent To Appropriate A Fee Simple Absolute Interest In 2.391 Acres, More Or Less, Located At West Waterloo Street, For The Public Purpose Of Constructing Roadway Improvements, Which Shall Be Open To The Public Without Charge, And Declaring An Emergency (**Resolution, Attachment**)

- Request to move to full Council

**RES-19-022**
Finance

A Resolution Accepting The Amounts And Rates Determined By The Budget Commission And Authorizing The Necessary Tax Levies And Certifying Them To The County Auditor (**Resolution**)

- Request to move to full Council

**ORD-19-052**
Development

An Ordinance Authorizing The Appropriation Of Property For The Public Purpose Of Constructing Roadway Improvements, Which Such Roadway Shall Be Open To The Public Without Charge, And Declaring An Emergency (**Ordinance, Exhibit A, Exhibit B**)

- Request to move to full Council

**ORD-19-053**
Law

An Ordinance To Amend Section 331.44 Of The Codified Ordinances Of The City of Canal Winchester (**Ordinance**)

- Request to move to full Council

~ 2 ~
ORD-19-054  An Ordinance To Authorize The Mayor And Finance Director To Enter Into Contracts With The Director Of Transportation For The Improvements Of State Route 674 (Ordinance)

- Request to move to full Council

F. Items for Discussion

G. Old/New Business

H. Adjournment
RESOLUTION NO. 19-021

A RESOLUTION OF INTENT TO APPROPRIATE A FEE SIMPLE
ABSOLUTE INTEREST IN 2.391 ACRES, MORE OR LESS,
LOCATED AT WEST WATERLOO STREET, FOR THE PUBLIC
PURPOSE OF CONSTRUCTING ROADWAY IMPROVEMENTS,
WHICH SHALL BE OPEN TO THE PUBLIC WITHOUT
CHARGE, AND DECLARING AN EMERGENCY

WHEREAS, the City of Canal Winchester City Council has determined that it is
necessary to acquire certain property for the public purpose of quieting title and improving
Waterloo Street (“the Project”); and

WHEREAS, said Project requires the City to obtain a fee simple interest from the
heirs of Robert S. Wood, deceased, as described and depicted in the attached legal
descriptions and surveys, said property being located in the City of Canal Winchester,
County of Franklin, and State of Ohio;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Canal Winchester,
Franklin and Fairfield Counties, State of Ohio:

SECTION 1. That Council hereby considers it necessary and declares its intention
to appropriate, for the public purpose of quieting title and making or repairing a road, which
shall be open to the public, without charge, a 2.391 acre, more or less, tract in fee simple,
said property interest being situated in the City of Canal Winchester, Franklin County,
Ohio, as more particularly described on the legal description and accompanying survey
plat attached hereto as Exhibits A and B and incorporated herein by reference.

SECTION 2. That the Mayor shall forthwith cause written notice of the passage of
this Resolution to be given to the owners and persons in possession and having an interest
of record in the premises, such notice to be served and returned according to law.

SECTION 3. That this Resolution is hereby declared to be an emergency measure
necessary for the immediate preservation of the public peace, health, safety or welfare, such
necessity arising from the need to begin appropriation proceedings for the expeditious
completion of the Project; WHEREFORE, this Resolution shall take effect and be in force
from and after its passage.

DATE PASSED ______________________          ______________________________

PRESIDENT OF COUNCIL

ATTEST __________________________________________

CLERK OF COUNCIL              MAYOR
I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen (15) days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

Clerk of Council
DESCRIPTION OF A 2.391 ACRE TRACT
BEING A PORTION OF W. WATERLOO STREET, EAST OF GENDER ROAD
CITY OF CANAL WINCHESTER, FRANKLIN CO., OHIO

Situated in the State of Ohio, County of Franklin, City of Canal Winchester, in Section 24, Township 11 North, Range 21 West, Congress Lands, and being a portion of an original 35.35 acre tract of land conveyed, as Parcel IV, to Robert S. Wood, by deed of record in Official Record 30958, Page D 16, all references being to the Recorder’s Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a 3/4” I.D. iron pipe set within the current right-of-way of W. Waterloo Street ~ Relocated S.R. 674 (variable width) per Ohio Department of Transportation Centerline Plat for Fra-33-(26.21-30.13) Columbus ~ Lancaster Road, in the north line of said original 35.35 acre tract and in the south line of an original 36.8 acre tract of land conveyed to Frank R. Schirm, by deeds of record in Deed Book 1314, Page 264 and Deed Book 2325, Page 330 and at the northwest corner of 0.914 acre tract of land conveyed, for Gender Road and W. Waterloo Street ~ Relocated S.R. 674 roadway purposes as Parcel 19 WD (FRA-33-29.53), to State of Ohio, by deed of record in Deed Book 3097, Page 307, said iron pipe being N 85° 25' 21" W a distance of 284.80 feet from a point in the centerline of Gender Road at centerline station 33+15.30 as shown upon sheet 28 of Ohio Department of Transportation Centerline Plat for Fra-33-(26.21-30.13) Columbus ~ Lancaster Road, said iron pipe also being N 77° 53' 48" W a distance of 286.47 feet from a 1/2" solid iron pin found at the centerline intersection of W. Waterloo Street ~ Relocated S.R. 674 with Gender Road;

thence S 85° 25' 21" E along a portion of the north line of said original 35.35 acre tract and along a portion of the south line of said original 36.8 acre tract a distance of 1,209.41 feet to a 3/4” I.D. iron pipe set at the southeast corner of said original 36.8 acre tract;

thence S 52° 32' 01" W passing through the residual of said original 35.35 acre tract and along the southeasterly line of said original 36.8 acre tract, extended southwesterly, a distance of 140.21 feet to a 3/4” I.D. iron pipe set in the southerly right-of-way line of W. Waterloo Street ~ Relocated S.R. 674 and in a north line of an original 6.137 acre tract of land conveyed to Waterloo Crossing OP, LLC, by deed of record in Instrument No. 201208160119984;

thence N 83° 30' 54" W along the southerly right-of-way line of W. Waterloo Street ~ Relocated S.R. 674 and along a portion of a north line of said original 6.137 acre tract a distance of 89.53 feet to a 3/4” I.D. iron pipe set;

thence N 85° 36' 35" W along the southerly right-of-way line of W. Waterloo Street ~ Relocated S.R. 674, along a portion of a north line of said original 6.137 acre tract, along a northerly right-of-way line of Waterloo Street (this section being 100 feet in width), as shown upon the plat entitled Wincher Boulevard, Waterloo Street, and Canal Street Dedication and Easements, of record in Plat Book 102, Pages 38-40 and along a north line of a 0.676 acre tract of land conveyed to Waterloo Crossing OP, LLC, by deed of record in Instrument No. 201208160119984 a distance of 500.00 feet to a 3/4” I.D. iron pipe set;

thence N 84° 39' 18" W along the southerly right-of-way line of W. Waterloo Street ~ Relocated S.R. 674, along a north line of said 0.676 acre tract, along a north of Waterloo Street (this section being 70 feet in width), as shown upon said plat entitled Wincher Boulevard, Waterloo Street, and Canal Street Dedication and Easements and along a north line of the 1.789 acre tract of land conveyed to Mildred Gollp Family Partnership, by deed of record in Instrument No. 20160820111312 a distance of 515.53 feet to a 3/4” I.D. iron pipe found at the northwest corner of said 1.789 acre tract, at the northeast corner of a 0.938 acre tract of land conveyed to AT Canal Winchester OH, LLC, by deed of record in Instrument No. 201611150157038 and at a southeast corner of said 0.914 acre tract;

thence N 04° 20' 11" E crossing a portion of the right-of-way of W. Waterloo Street ~ Relocated S.R. 674, and along an east line of said 0.918 acre tract a distance of 84.86 feet to the place of beginning;
containing 2.391 acres of land, more or less, and being subject to all highways, easements and restrictions of record. Of said 2.391 acres, all are within W. Waterloo Street ~ Relocated S.R. 674 Right-of-Way.

The above description was prepared by Kevin L. Baxter, Ohio Surveyor No. 7697, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio from an actual field survey, performed under his supervision, in October, 2017. 3/4" I.D. iron pipe set are 30" in length with a plastic cap stamped "BIRD & BULL, INC.". Basis of bearings is the centerline of W. Waterloo Street ~ Relocated S.R. 674, being S 85° 36'; 35" W, derived from VRS observations referencing monument, PID designation of AJ7184 and CORS_ID of COLB, Ohio South Zone, NAD 83 (2011 Adj.), and all other bearings are based upon this meridian.

Kevin L. Baxter ~ Ohio Surveyor #7697

October 26, 2017
RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES
AND CERTIFYING THEM TO THE COUNTY AUDITOR

(CITY COUNCIL)
OHIO REVISED CODE, SECTION 5705.34, 5705.35

The Council of the City of CANAL WINCHESTER, Franklin County
Ohio, met in ________ session on the ________ day of ________
(Regular or Special)
2019, at the office of __________________________ with the following members
present:

________________________________________________________________________
________________________________________________________________________
________________________________________________________________________
________________________________________________________________________
________________________________________________________________________

__________________________________________ moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously
adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2020, and

WHEREAS, The Budget Commission of Franklin County, Ohio, has certified its
action thereon to this Council together with an estimate by the County Auditor of the rate of
each tax necessary to be levied by this Council, and what part thereof is without, and what
part within, the ten mill tax limitation; therefore, be it

RESOLVED, By the Council of the City of CANAL WINCHESTER
Franklin County, Ohio, that the amounts and rates, as determined by the Budget
Commission in its certification, be and the same are hereby accepted: and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City
the rate of each tax necessary to be levied within and without the ten mill limitation for tax year
2019 (collection year 2020) as follows:
SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY APPROVED BY THE
BUDGET COMMISSION, AND COUNTY AUDITOR'S ESTIMATED TAX RATES

<table>
<thead>
<tr>
<th>FUND</th>
<th>Amount to be Derived from Levies Outside 10 Mill Limitation</th>
<th>Amount Approved by Budget Commission Inside 10 Mill Limitation</th>
<th>County Auditor's Estimate of Full Tax Rate to Be Levied Inside 10 Mill Limit</th>
<th>County Auditor's Estimate of Full Tax Rate to Be Levied Outside 10 Mill Limit</th>
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<tbody>
<tr>
<td>General</td>
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<td>$506,159.10</td>
<td>2.00</td>
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<tr>
<td>General Fund Charter</td>
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<td>Bond Retirement</td>
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<td>Bond Retirement Charter</td>
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<td>Police Pension</td>
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<td>Police Operating</td>
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<td>Fire Pension</td>
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<td>Fire Operating</td>
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<tr>
<td>Police/Fire Pension</td>
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<td>Capital Improvement Charter</td>
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<td>Road &amp; Sidewalk Fund</td>
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<tr>
<td>TOTAL</td>
<td></td>
<td></td>
<td>$506,159.10</td>
<td>2.00</td>
</tr>
</tbody>
</table>

and be it further

RESOLVED, That the Clerk of this Council be and is hereby directed to certify a copy of this Resolution to the County Auditor of said County.

_________________________ seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

________________________________________________________________________

________________________________________________________________________

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Adopted the __________ day of __________, 2019.

Attest:                                                                                   President of Council

________________________________________________________________________

Clerk of Council                                                                                     CANAL WINCHESTER

________________________________________________________________________

Franklin County, Ohio.
CERTIFICATE OF COPY
ORIGINAL ON FILE

The State of Ohio, Franklin County, ss.

I, __________________________, Clerk of the Council of the City of CANAL WINCHESTER within and for said County, and in whose custody the Files and Records of said Council are required by the Laws of State of Ohio to be kept do hereby certify that the foregoing is taken and copied from the original __________

______________________________

now on file, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this ______________ day of ________________________, 2019.

______________________________
Clerk of Council

______________________________
CANAL WINCHESTER

Franklin County, Ohio.
AN ORDINANCE AUTHORIZING THE APPROPRIATION OF PROPERTY FOR THE PUBLIC PURPOSE OF CONSTRUCTING ROADWAY IMPROVEMENTS, WHICH SUCH ROADWAY SHALL BE OPEN TO THE PUBLIC WITHOUT CHARGE, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Canal Winchester City Council has determined that it is necessary to acquire certain property for the public purpose of quieting title and improving Waterloo Street (“the Project”); and

WHEREAS, the Project requires that the City obtain a fee simple interest from the heirs and assigns of Frank Schirm, as described and depicted in the attached legal description and survey, said property being located in the City of Canal Winchester, County of Franklin, and State of Ohio; and

WHEREAS, the property in question is presently occupied by roadway subject to a highway easement to the benefit of the City; and

WHEREAS, Council previously passed Resolution No. 18-003, stating its intent to proceed with appropriation of said property; and,

WHEREAS, since passage of Resolution No. 18-003, the City has complied with the statutory requirements of Chapters 719 and 163 of the Revised Code related to the appropriation of property; and

WHEREAS, the City has procured an appraisal of the fair market value estimate of the fee simple interest in the 0.463-acre property, and said appraisal has determined the fair market value estimate of such interest to be three hundred dollars ($300.00);

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Canal Winchester, Franklin and Fairfield Counties, State of Ohio:

SECTION 1. That Council considers it necessary and declares its authorization to appropriate, for the public purpose of constructing a roadway project which shall be open to the public without charge, the property from the property owner identified above, being a fee simple interest, preserving rights of access, in the 0.463-acre property described in the attached Exhibit A.

SECTION 2. That Council hereby authorizes and directs such appropriations to proceed. The City, through its counsel, is hereby authorized to file a petition for appropriation in the Franklin County Court of Common Pleas should it become necessary, and to utilize the quick-take procedures pursuant to R.C. 163.06.

SECTION 3. Council further hereby authorizes and directs the Mayor, the Director
of Law, the Director of Finance, the Clerk of Council, or other appropriate officers of the City to take any other lawful actions necessary to appropriate or acquire the property identified in Section 1, including the authority to reach a reasonable administrative resolution with the property owner to acquire the property interests in an amount greater than the appraised value without further Council action required.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety or welfare, such necessity arising from the need to begin appropriation proceedings for the expeditious completion of the Project; WHEREFORE, this ordinance shall take effect and be in force from and after its passage.

DATE PASSED_____________________         ______________________________
PRESIDENT OF COUNCIL

ATTEST___________________________         ______________________________
CLERK OF COUNCIL              MAYOR

APPROVED AS TO FORM:

_________________________________
LEGAL COUNSEL

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen (15) days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

_________________________________
Clerk of Council
DESCRIPTION OF A 0.463 ACRE TRACT
BEING A PORTION OF W. WATERLOO STREET, EAST OF GENDER ROAD
CITY OF CANAL WINCHESTER, FRANKLIN CO., OHIO

Situated in the State of Ohio, County of Franklin, City of Canal Winchester, in Section 24, Township 11 North, Range 21 West, Congress Lands, and being a portion of an original 36.8 acre tract of land conveyed to Frank R. Schirm, by deeds of record in Deed Book 1314, Page 264 and Deed Book 2325, Page 330, all references being to the Recorder’s Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a P.K. nail set in the centerline of Gender Road at centerline station 33+15.30 as shown upon sheet 28 of 36 of Ohio Department of Transportation Centerline Plat for Fra-33-(26.21-30.13) Columbus – Lancaster Road, at the northwest corner of 0.914 acre tract of land conveyed, for Gender Road and W. Waterloo Street – Relocated S.R. 674 roadway purposes as Parcel 19 WD (FRA-33-29.53), to State of Ohio, by deed of record in Deed Book 3097, Page 307 and at the southwest corner of said original 36.8 acre tract, said P.K. nail being N 04° 23’ 25” E a distance of 39.38 feet from a P.K. nail set at the centerline intersection of also being N 81° 38’ 54” W a distance of 570.04 feet from a 1/2” solid iron pin found at the centerline intersection of W. Waterloo Street – Relocated S.R. 674 with Gender Road;

thence N 04° 23’ 25” E along the centerline of Gender Road a distance of 15.62 feet to a P.K. nail set;

thence S 85° 36’ 35” E passing through the residue of said 36.8 acre tract, crossing a portion of Gender Road and with the Limited Access Right-of-Way line of Parcel 81-LA as conveyed, as a perpetual easement for roadway purposes, to the State of Ohio, by deed of record in Deed Book 2370, Page 527 a distance of 130.00 feet to a 3/4” I.D. iron pipe set at the intersection of the easterly right-or-way line of Gender Road with the northerly right-of-way line of W. Waterloo Street – Relocated S.R. 674, at the south corner of a 0.099 acre tract of land conveyed, as Parcel 13-WL, for Gender Road roadway purposes, to the State of Ohio, by deed of record in Deed Book 3065, Page 167 and at the southeast corner of a 2.677 acre tract of land conveyed to Canal Winchester Duchess, LLC, by deed of record in Instrument No. 201603040026283;

thence S 83° 00’ 26” E along a northerly right-of-way line of W. Waterloo Street – Relocated S.R. 674 and along a south line of said 2.677 acre tract a distance of 110.11 feet to a 3/4” I.D. iron pipe set;

thence S 85° 36’ 35” E along a northerly right-of-way line of W. Waterloo Street – Relocated S.R. 674, along a south line of said 2.677 acre tract, along the southerly line of a 4.363 acre tract of land conveyed to ALDI Inc., by deed of record in Instrument No. 201610200143787, along the southerly line of a 1.418 acre tract of land conveyed to State Savings Bank, by deed of record in Official Record 29529, Page G 01 and along a southerly line of a 2.00 acre tract of land conveyed to Carriage Services of Ohio, LLC, by deed of record in Instrument No. 200106250142489 a distance of 1,160.00 feet to a 3/4” I.D. iron pipe set (passing a 3/4” I.D. iron pipe found at the southeast corner of said 2.677 acre tract at 229.88 feet and passing a 3/4” I.D. iron pipe found at the southeast corner of said 4.363 acre tract at 751.58 feet);

thence S 48’ 04” E along a northerly right-of-way line of W. Waterloo Street – Relocated S.R. 674 and along a southerly line of said 2.000 acre tract a distance of 104.03 feet to a 3/4” I.D. iron pipe set at the southeast corner of said 2.000 acre tract, at the south corner of a 0.452 acre tract of land conveyed, as Parcel 1, to Gale L. Taylor, Trust, by deed of record in Instrument No. 201612130171390, at the northwesterly line of a tract of land conveyed, as Parcel 2, to Gale Taylor, Trust, by deed of record in Instrument No. 201612130171390 and in the southeasterly line of said original 36.8 acre tract;

thence S 52° 32’ 01” W crossing a portion of said right-of-way of W. Waterloo Street – Relocated S.R. 674, along a portion of the northwesterly line of said Parcel 2 and along a portion of the southeasterly line of said original 36.8 acre tract a distance of 12.88 feet to a 3/4” I.D. iron pipe set at the southeast corner of said original 36.8 acre tract and in the north line of an original 35.35 acre tract of land conveyed, as Parcel IV, to Robert S. Wood, by deed of record in Official Record 30958, Page D 16;

thence N 85° 25’ 21” W along a portion of the south line of said original 36.8 acre tract and along a portion of the north line of said original 35.35 acre tract a distance of 1,494.21 feet to the place of beginning;
containing 0.463 acre of land, more or less, and being subject to all highways, easements and restrictions of record. Of said 0.463 acres, 0.047 acre is with Gender Road Right-of-way and 0.416 acre is within W. Waterloo Street ~ Relocated S.R. 674 Right-of-Way and all is within P.N. 184-001952.

The above description was prepared by Kevin L. Baxter, Ohio Surveyor No. 7697, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio from an actual field survey, performed under his supervision, in October, 2017. 3/4” I.D. iron pipe set are 30” in length with a plastic cap stamped “BIRD & BULL, INC.”. Basis of bearings is the centerline of W. Waterloo Street ~ Relocated S.R. 674, being S 85° 36; 35” W, derived from VRS observations referencing monument, PID designation of AJ7184 and CORS ID of COLB, Ohio South Zone, NAD 83 (2011 Adj.), and all other bearings are based upon this meridian.

Kevin L. Baxter ~ Ohio Surveyor #7697
Appraisal Report

of the Property Located at:

Vacated Right Of Way Sites
Waterloo Street
Canal Winchester,
Franklin County, Ohio 443110

As of:

July 1st, 2019

Appraisal Prepared for:

Mr. Lucas Hair
Canal Winchester
Development Director
City of Canal Winchester
36 S. High Street
Canal Winchester, Ohio 43110

By:

Affiliated Appraisers of America LLC
4051 West Dublin Granville Road
Dublin, Ohio 43017
Appraisal Report
of the Property Located at:

Vacated Right Of Way Sites
Waterloo Street
Canal Winchester,
Franklin County, Ohio 443110

As of:
July 1st, 2019

Appraisal Prepared for:

Mr. Lucas Hair
Canal Winchester
Development Director
City of Canal Winchester
36 S. High Street
Canal Winchester, Ohio 43110

By:

Affiliated Appraisers of America LLC
4051 West Dublin Granville Road
Dublin, Ohio 43017
July 10th, 2019

Mr. Lucas Hair
Canal Winchester
Development Director
City of Canal Winchester
36 S. High Street
Canal Winchester, Ohio 43110

Re: Summary Appraisal Report
of the Property Located at:
Vacated Right Of Way Sites
Waterloo Street
Canal Winchester,
Franklin County, Ohio 443110

Mr. Lucas Hair:

Pursuant to your request and in accordance with your directives, I have inspected the subject site on July 1st, 2019 and have gathered and analyzed applicable market and economic data for the purpose of estimating the market value of the subject site along with all improvements, fee simple estate, of the subject property as of July 1st, 2019.

The subject sites are located on the north east quadrant Gender Road and Waterloo Street and situated south of State Rt. 33 north of downtown Canal Winchester within the a commercial/ retail area Canal Winchester, Franklin, County, Ohio.
The subject sites consists of two parcel each of right of way easements crested within the interchange and needed to be vacated. The one parcel has been transferred to the City of Canal as of 2019. Both are rectangular in shape as shown on the attached survey and legal descriptions within the addendum of this report.

Please review Flood Maps as well as County Property records within the addendum of this report.

Both sites are residual land that was created within the state right of way taking and have no value shown by the Highest and Best Use and sold be vacated and conveyed to the City of Canal Winchester.

The reader is directed to the addendum of this report were there is a copy of FEMA Flood Zone and zoning maps...

My value is based along with the eminent State of Ohio Right-of-way value as well as supported by land sales shown right-of-ways taking.

As a result of my appraisal and analysis, it is my opinion that the market value, fee simple estate, of the subject property, in terms of financial arrangements equivalent to cash, as of July 1st, 2019.

THREE HUNDRED DOLLARS

($ 300,00)
Page-4
Mr. Hair:

Re: Summary Appraisal Report
of the Property Located at:
Vacated Right Of Way Sites
Waterloo Street
Canal Winchester,
Franklin County, Ohio 443110

I hereby certify that I have no present or future contemplated interest in the subject property and that my fee for this complete appraisal summary report is in no way contingent upon the value estimates reported herein. I hereby certify that this appraisal summary report has been made in accordance with FIRREA, the Uniform Standards of Professional Appraisal Practice of the Appraisal Foundation (USPAP), The Code of Professional Ethics and Standards of Professional Practice of the Appraisal Institute and The Principles of Appraisal Practice and Code of Ethics of the America Society of Appraisers.

I hereby certify that I have inspected the subject property being appraised and the comparable properties: that the statements contained in this appraisal and upon which the opinions expressed herein are based, are true and correct to the best of my knowledge and belief, subject to limited conditions herein set forth: and that to the best of my knowledge and belief no pertinent information has been overlooked in the appraisal of the property.

The undersigned certifies that except as otherwise noted in this appraisal report:

1. I have no past or contemplated future interest in the real estate that is the subject on his report. Furthermore, it is stated that no other party has infused the appraiser’ final value conclusion.

2. I have no personal interest or bias with respect to the subject matter of this appraisal report or, the parties involved.

3. I do hereby certify that I have inspected the subject property; that to the best of my knowledge and belief, the statements of fact in this report, upon which the analysis, opinions and conclusions expressed herein are based, are correct and true.
4. This appraisal report sets forth all these assumptions and limiting conditions affecting the analysis, opinions and conclusions contained in the report.

5. This appraisal report has been made in conformity with and is subject to the Uniform Standards of Professional Appraisal Practices (USPA) as promulgated by the Appraisal Standards Board of the Appraisal Foundation.

6. No one other than the undersigned prepared the analysis, conclusions and opinions concerning the real estate that are set forth in this appraisal report.

7. Disclosure of the content of this appraisal report is governed by the guidelines and regulations of USPA.

8. Neither the employment to appraise, nor the compensation agreed upon, is in any manner contingent upon the valuation given.

The appraiser has not been furnished with any information concerning the subjects subsurface or load bearing capabilities nor has the appraiser been provided with any information pertaining to the presence of hazardous conditions, which may have an adverse effect on the value of the subject property. This complete appraisal summary report has been made assuming that no such conditions exist. If additional information is required, the client is advised to obtain the services of a qualified engineer.

Thank you for this opportunity to be of service.

Respectfully submitted,

AFFILIATED APPRAISERS OF AMERICA

Deno J. Duros, Appraiser, CCA.,GRI.
Certified General Appraiser
State of Ohio
G-397439
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**PREFACE**
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- Photographs of the Subject
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- Area Description
SUMMARY OF SALIENT FACTS AND CONCLUSIONS

PROPERTY: Vacant Right of way land

LOCATION: The subject sites are located on the north east quadrant Gender Road and Waterloo Street and situated south of State Rt. 33 north of downtown Canal Winchester, Canal Winchester, Franklin County Ohio.

SITE FEATURES:

The subject sites are located on the north east quadrant Gender Road and Waterloo Street and situated south of State Rt. 33 north of downtown Canal Winchester within the a commercial/retail area Canal Winchester, Franklin, County, Ohio.

The subject sites consists of two parcel each of right of way easements crested within the interchange and needed to be vacated. The one parcel has been transferred to the City of Canal as of 2019. Both sis are rectangular in shape as shown on the attached survey and legal descriptions within the addendum of this report.

Please review Flood Maps as well as County Property records within the addendum of this report. Both sites are residual land that was created within the state right of way taking and have no value shown by the Highest and Best Use and shod be vacated and conveyed to the City of Canal Winchester.
HIGHEST AND BEST USE:

The subject's site Highest and Best Use would be for it to be vacated and attached within the Canal Winchester properties, present use.

REASONABLE MARKETING PERIOD:

Due to the nature of the subject sites, there is no market value to an investor developer.

INDICATION OF VALUE:

The value is based on the subject sites with present use and zoning.

FINAL VALUE ESTIMATE: $300.00

(Based upon State of Ohio Right of way minim value.)

DATE OF VALUE ESTIMATE: July 1st, 2019

DATE OF APPRAISAL: July 1st, 2019
QUALIFICATIONS OF THE APPRAISER

Deno J. Duros

PRESENT STATUS

President of Affiliated Appraisers of America, an independent real estate appraisal and consulting firm, handling residential, commercial, and investment properties.

FORMAL EDUCATION

B.S., Industrial Management, The Ohio State University, 1961.

PROFESSIONAL MEMBERSHIPS

Columbus Board of Realtors
Ohio Association of Realtors
National Association of Realtors
Broker, State of Ohio
State of Ohio Certification # G397439

FORMAL REAL ESTATE EDUCATION

Society of Real Estate Appraisers Courses
Course 101: An Introduction to Appraising Real Property
Course 102: Applied Residential Property Valuation
Course 201: Principles of Income Property Appraising
Course 202: Applied Income Property Valuation
Certified Course: Appraisal Residential, Property Valuation
Certified Course: Appraisal Small Residential Income Property
Certified Course: Real Estate Appraisal
Certified Course: Uniform Standard of Appraisal Practice

Attendance at numerous seminars and lectures dealing with new areas of real estate, real estate appraisal, finance, etc., to stay current with changes in the marketplace.

BACKGROUND

Affiliated Appraisers of America is a full service appraisal company, which has been in business for over ten years. It was established to handle residential, commercial, and investment appraisals. The purpose of the appraisal reports have been for condemnation, mortgage and for individual buying and selling. Deno J. Duros has 50 years of real estate experience and 47 years of appraisal experience. The company has on-line computer access with Ameristate to all recorded sales in 40 counties of Ohio. In addition the MLS database and numerous contacts with Realtors and banks are used to obtain the most accurate comparable. Both the Means Cost Data Index and Marshal and Swift are used for new cost estimates. This enables Affiliated to quickly and accurately process appraisals while being confident that the most accurate comparable are being used.
ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is made under the following assumptions and limiting conditions.

1) The legal description/survey furnished the appraiser is assumed to be correct.

2) This appraiser does not assume any responsibility for the matters legal in character, and title to the subject is considered good, free and clear of existing liens and encumbrances (except where noted) and under proper management and ownership.

3) Sketches are furnished as an aid in visualizing the property; no surveys have been made, and as a result, appraiser assumes responsibility for such surveys.

4) This appraiser believes reliable certain information identified in this report as being furnished by others, but we assume no responsibility for its accuracy.

5) Separate values for land and building may not be used in connection with any other appraisal and are invalid if soured. Land and building values are allocated separately for accounting purposes under the present land utilization.

6) No responsibility is assumed for failure to disclose damages to the property not readily visible through normal visual inspection.

7) Possession of this appraisal does not carry with it the do not right of publication, nor may it be used for any other purpose by anyone but the specific client without the written permission of this appraiser. This report, as an instrument of service, is and shall remain the property of the appraiser.

8) This appraiser shall not be required to give testimony or appear in court by reason of this appraisal unless previous arrangements have been made thereof.

9) Where construction of contemplated improvement is considered, this appraisal is predicated on construction as per plans and specifications. Further, it assumes building will be done expeditiously and in a workman like fashion.

10) In this appraisal assignment, the existence of potentially hazardous materials used in the construction or maintenance of the building, such as the presence of asbestos, urea-formaldehyde foam insulation, and/or the existence of toxic waste, which may or may not be present on the property, was not observed by us; nor do I have any knowledge of the existence of such materials on or in the property.

The appraisers, however, are not to detect such substances. The existence of urea-formaldehyde insulation or other potentially hazardous waste material may have an effect on the value of the property. We urge the client to retain an expert in this field, if desired.
ASSIGNMENT AND OBJECTIVE OF THE APPRAISAL

The objective of the appraisal is to estimate the market value of the unencumbered fee simple title to the subject property, in terms of financial arrangements equivalent to cash. The date of this appraisal and effective date of the value estimate is July 1st, 2019.

For the purpose of this appraisal, market value is defined as follows:

"The most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller, each acting prudently, knowledgeably, and assuming the price is not affected by undue stimulus."

Implicit in this definition are the consummation of a sale as of a specific date and the passing of title from seller to buyer, under conditions whereby:

1) Buyer and seller are typically motivated.

2) Both parties are well informed or well advised and acting in what he considers his own best interest.

3) A reasonable time is allowed for exposure in the open market.

4) Payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and

5) The price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions granted by anyone associated with the sale.

(Source: Federal Home Loan Bank Memorandum R 41 (c), September 11, 1986, Office of Examinations and Supervision)
PURPOSE OF THE APPRAISAL

The purpose of this appraisal report is to estimate the market value, fee simple estate, of the subject property, in terms of financial arrangements equivalent to cash, as of July 1st, 2019.

SCOPE OF THE APPRAISAL

The appraisal will cover an investigation of all matters considered pertinent by the appraiser to the valuation. The investigation will include a study analysis of current sales of properties, of a comparable nature, a construction cost study (if applicable), an analysis of the income and expenses interpreted into a capitalized value (if applicable), and finally a correlation of the various value indicators into a final property value, estimates as of the date of this appraisal.

FUNCTION OF THE APPRAISAL

This report is to be used in conjunction with a Franklin County Probate Court Hearing.

OWNERSHIP

See legal description and deed’s attached.

LEGAL DESCRIPTION

See legal description and deed’s attached.
LAGAL DATA

FLOOD MAP & ZONING: See Flood Information with the addendum of this report

ZONING: According to the zoning officials of Canal Winchester, Franklin County, Ohio, the subject is zoned (Commercial District). The subject’s present use is a permitted zoning classification.

TOPOGRAPHY: The subject site is primarily level.

PRESENT USE: Grass area and abounded right of way...
MARKET PERIOD

A reasonable marketing period of the subject property has been considered. My estimation of a reasonable market period is contingent upon an asking price near the estimate of market value provided in the appraisal report. The typical sites have no value to an investor/developer due to there size, location and use. Assuming a marketable title and available

EXPOSURE PERIOD

A reasonable exposure period for the subject property has also been considered. A reasonable exposure period may be defined as the estimated length of time the property interest being appraised would have been offered on the market prior to the hypothetical consummation of a sale at market value on the effective date of the appraisal a retrospective estimate based upon an analysis of the past events assuming a competitive and open market.
ANALYSIS AND DEFINITION OF HIGHEST AND BEST USE

Present Use of the Subject Property

Present vacant right-of-way residual land.
The subject sites are located on the north east quadrant Gender Road and Waterloo Street and situated south of State Rt. 33 north of downtown Canal Winchester within the a commercial/retail area Canal Winchester, Franklin, County, Ohio. The subject sites consists of two parcel each of right of way easements crested within the interchange and needed to be vacated. The one parcel has been transferred to the City of Canal as of 2019. Both sis are rectangular in shape as shown on the attached survey and legal descriptions within the addendum of this report. Please review Flood Maps as well as County Property records within the addendum of this report.

Highest and best use may be defined as:

The reasonably probable and legal use of vacant land or an improved property, which is physically possible, appropriately supported, financially feasible and results in the highest value.\(^{(1)}\)


HIGHEST AND BEST USE OF THE SUBJECT

Legally permissible uses of the subject site, if vacant, include a wide range of uses falling under a business user.

The subject is conducive to development based upon all of its physical characteristics.

All legal permissible uses are also considered to be physically possible on the subject site.

All of the physical possible uses for the subject site are also considered to be financially feasible.

In conclusion, it is the appraiser's opinion that the highest and best use of the subject sites to be vacated and connected to the adjacent parcels...
DEFINITION OF MARKET VALUE

Market Value is defined as follows:

"The most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller, each acting prudently, knowledgeably, and assuming the price is not affected by undue stimulus".

Implicit in this definition is the consummation of a sale as of a specific date and the passing of title form seller to buyer, under conditions whereby:

1) Buyer and seller are typically motivated.

2) Both parties are well informed or well advised and acting in what he considers his own best interest.

3) A reasonable time is allowed for exposure in the open market.

4) Payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and

5) The price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions granted by anyone associated with the sale.

(Source: Federal Home Loan Bank Memorandum R 41 (c), September 11, 1986, Office of Examinations and Supervision)
METHODS OF VALUATION

The value of real estate is estimated through the three methods of valuation being 1) the Cost Approach, 2) the Market Data Approach, and 3) the Income Approach. The basic concept of each method is discussed below:

Cost Approach

The Cost Approach to Value is the method of valuation in which the estimated replacement costs new of the subject's improvements as well as all indirect costs are determined and from this all forms of physical, functional, and external obsolescence are deducted. To the depreciated value of the building improvements is added to the depreciated value of the site improvements and the total land value to arrive at the total value for the subject by the Cost Approach.

Market Data Approach

The Market Approach to Value is an appraisal procedure in which the market value is predicated upon the price, actual market transactions and current listings. This process analyzes sales of similar, recently sold properties in order to derive an indication of the most probable sales price of the property being appraised. The reliability of this technique is dependent upon:

a) The availability of comparable sales data.
b) The verification of sales data.
c) The degree of comparability or extent of adjustment necessary for time differences.
d) The absence of non-typical conditions affecting the sales price.

Income Approach

This technique is based upon the estimates of economic rent and net operating income attributable to the property. The estimated net operating income is converted into a final property value by direct capitalization.

Each of these approaches is valid only if sufficient information is available in order to substantiate their development.
MARKET DATA APPROACH

As stated earlier, the Market Data Approach, also known as the sales comparison approach, is the appraisal procedure in which the market value estimate is predicated upon prices paid, actual market transactions, and current listings. This process analyzes sales of similar, recently sold properties in order to derive an indication of the most probable sale price of the property being appraised.

As a basis for estimating the value of the subject as a vacant land basis, the appraiser made a search of the subject’s immediate market area, Columbus, Franklin County, in general in an effort to locate vacant land sales considered comparable to the subject.

The appraiser was not able to locate vacated right of way closed sales within the area as well as Franklin County. I was able to locate four (4) vacant land sales within the subject’s immediate market area ranging from a low of 0.15 per sq. ft. to a high of 1.27 per sq. ft. with an unadjusted mean of $0.58 per sq. ft..

Due to the nature of the sales comparables I have relied upon them to show there low square foot value before any adjustments were made. The subject property is a unique t situation and irregular shape.

Due to not having good market sales the market approach was not given most weight.

Information pertaining to the land sales comparables is located in the addendum of this report.

The minim value applied by The State of Ohio right-of-way authorized is $300.00 which was applied to the subject.
CONCLUSION AND RECONCILIATION

Cost Approach to Value: N/A

Market Data Approach to Value: $300.00
(Based upon State of Ohio Department of Transportation)

Income Approach to Value: N/A

The market data approach indicates the activities of typical buyers and sellers in the marketplace. The subject sites due to their nature/size/location, easements have no real market value to an investor buyer and given no weight. I have indicated a value of $300.00 based upon the State of Ohio Department of Right of ways minim value to the subjects.

The cost approach was not developed due to not being applicable.

The income approach is not applicable and not given weight.

As a result of my appraisal and analysis, it is my opinion that the market value, fee simple estate, of the subject property, in terms of financial in terms of financial arrangements equivalent to cash, as of July 1st, 2019 is:

THREE HUNDRED DOLLARS

($300.00)
APPRAISER DISCLOSURE STATEMENT

In compliance with Ohio Revised Code section 4763.12 (C)

1. Name of Appraiser: Deno J. Duros

2. Class of Certification/Licensure: Certified General
   Certification/Licensure Number: 397439

3. Scope: This report is within the scope of my certification of License.

4. Service provided by: Disinterested & Unbiased Third Party.

5. Signature of person preparing and reporting the appraisal:

[Signature]
Deno J. Duros, Appraiser

State of Ohio
Department of Commerce
Division of Real Estate
Appraisal Section
ADDENDUM
OHIO DEPARTMENT OF COMMERCE
DIVISION OF REAL ESTATE & PROFESSIONAL LICENSING

AN APPRAISER LICENSE/CERTIFICATE
has been issued under ORC Chapter 4763 to:

NAME: Deno John Duros
LIC/CERT NUMBER: 000397439
LIC LEVEL: Certified General Real Estate Appraiser
CURRENT ISSUE DATE: 10/31/2018
EXPIRATION DATE: 10/04/2019
USPAP DUE DATE: 10/04/2020
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COPY
OF
FRANKLIN COUNTY
AUDITORS PROPERTY RECORDS
Summary

ParcelID: 184-001952-00
SCHIRM FRANK R

Owner

Owner

SCHIRM FRANK R

Owner Address

Legal Description

ROUTE 33
R21 T11 1/4S24
13.82 ACS (HWY EASE)
16.68

Calculated Acres

Legal Acres

0

View or Change on the Treasurer’s Website

If you have recently satisfied or refinanced your mortgage, please visit the above link to review your tax mailing address to ensure you receive your tax bill and other important mailings.

View Google Map

Transfer Date

JAN-01-0001

Transfer Price

$0

2018 Current Market Value

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2018 Taxable Value

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2018 Taxes

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Summary

Parcel ID: 184-001952-00
SCHIRM FRANK R

Tax Status

Property Class:
- 099 - ZERO VALUE-PARCELS IN RIGHT OF WAY/ROW

Land Use:

Tax District:
184 - MADISON TWP- CANAL WINCHESTER CORP

Net Annual Tax:
0.00

Taxes Paid:
0.00

CDQ Year:

Current Year Tax Rates

Full Rate:
129.36

Reduction Factor:
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Effective Rate:
129.36

Non Business Rate:
.094181

Owner Occ. Rate:
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2018 Taxable Value

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Tax Year Detail

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property.franklincountyauditor.com/_web/datagets/dataset.aspx?mode=taxpayments&index=0&idx=1&LMparent=20
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**Summary**

**ParcelID:** 184-001952-00
**Map-Rt:** 184-00195200--

**Land Profile**

**Residential**

**Commercial**

**Improvements**

**Permits**

**Mapping**

**Sketch**

**Historical Parcel Sheets (PDF)**

**Actions**

- Neighborhood Sales
- Proximity Search
- Printable Version
- Custom Report Builder

**Reports**

- Proximity Report
- Map Report
- Parcel Summary
- Parcel Detail

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DESCRIPTION OF A 0.463 ACRE TRACT
BEING A PORTION OF W. WATERLOO STREET, EAST OF GENDER ROAD
CITY OF CANAL WINCHESTER, FRANKLIN CO., OHIO

Situated in the State of Ohio, County of Franklin, City of Canal Winchester, in Section 24, Township 11 North, Range 21 West, Congress Lands, and being a portion of an original 36.8 acre tract of land conveyed
to Frank R. Schirm, by deeds of record in Deed Book 1314, Page 264 and Deed Book 2325, Page 330, all
references being to the Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a P.K. nail set in the centerline of Gender Road at centerline station 33+15.30 as shown upon
sheet 28 of 36 of Ohio Department of Transportation Centerline Plat for Pm-33 (26.21-30.13) Columbus -
Lancaster Road, at the northwest corner of 0.914 acre tract of land conveyed, for Gender Road and W.
Waterloo Street - Relocated S.R. 674 roadway purposes as Parcel 19 WD (PRA-33-29.53), to State of
Ohio, by deed of record in Deed Book 3097, Page 307 and at the southwest corner of said original 36.8 acre
tract, said P.K. nail being N 04° 23' 25" E a distance of 39.38 feet from a P.K. nail set at the centerline
intersection of also being N 81° 38' 54" W a distance of 570.04 feet from a 1/2" solid iron rod found at the
centerline intersection of W. Waterloo Street - Relocated S.R. 674 with Gender Road;

thence N 04° 23' 25" E along the centerline of Gender Road a distance of 15.62 feet to a P.K. nail set;

thence S 85° 36' 35" E passing through the residue of said 36.8 acre tract, crossing a portion of Gender
Road and with the Limited Access Right-of-Way line of Parcel 81-LA as conveyed, as a perpetual easement
for roadway purposes, to the State of Ohio, by deed of record in Deed Book 2370, Page 527 a distance of
130.00 feet to a 3/4" I.D. iron pipe set at the intersection of the easterly right-of-way line of Gender Road
with the northerly right-of-way line of W. Waterloo Street - Relocated S.R. 674, at the south corner of a
0.099 acre tract of land conveyed, as Parcel 13-WL for Gender Road roadway purposes, to the State of
Ohio, by deed of record in Deed Book 3065, Page 167 and at the southeast corner of a 2.677 acre tract of
land conveyed to Canal Winchester Duchess, LLC, by deed of record in Instrument No. 201603040026283;

thence S 83° 00' 26" E along a northerly right-of-way line of W. Waterloo Street - Relocated S.R. 674 and
along a south line of said 2.677 acre tract a distance of 110.11 feet to a 3/4" I.D. iron pipe set;

thence S 85° 36' 35" E along a northerly right-of-way line of W. Waterloo Street - Relocated S.R. 674, along
a south line of said 2.677 acre tract, along the southerly line of a 4.363 acre tract of land conveyed to
ALDI Inc., by deed of record in Instrument No. 201610200143787, along the southerly line of a 1.418 acre
tract of land conveyed to State Savings Bank, by deed of record in Official Record 29529, Page G 01 and
along a southerly line of a 2.00 acre tract of land conveyed to Carriage Services of Ohio, LLC, by deed of
record in Instrument No. 200106250142489 a distance of 1,160.00 feet to a 3/4" I.D. iron pipe set (passing
a 3/4" I.D. iron pipe found at the southeast corner of said 2.677 acre tract at 229.88 feet and passing a 3/4"
I.D. iron pipe found at the southeast corner of said 4.363 acre tract at 751.58 feet);

thence S 81° 48' 04" E along a northerly right-of-way line of W. Waterloo Street - Relocated S.R. 674 and
along a southerly line of said 2.000 acre tract a distance of 104.03 feet to a 3/4" I.D. iron pipe set at the
southeast corner of said 2.000 acre tract, at the south corner of a 0.652 acre tract of land conveyed, as Parcel
1, to Gale L. Taylor, Trust, by deed of record in Instrument No. 201612130171390, at the northwesterly
line of a tract of land conveyed, as Parcel 2, to Gale Taylor, Trust, by deed of record in Instrument No.
201612130171390 and in the southeasterly line of said original 36.8 acre tract;

thence S 52° 32' 01" W crossing a portion of said right-of-way of W. Waterloo Street - Relocated S.R.
674, along a portion of the northwesterly line of said Parcel 2 and along a portion of the southeasterly line
of said original 36.8 acre tract a distance of 12.88 feet to a 3/4" I.D. iron pipe set at the southeast corner of
said original 36.8 acre tract and in the north line of an original 35.35 acre tract of land conveyed, as Parcel
IV, to Robert S. Wood, by deed of record in Official Record 30958, Page D 16;

thence N 85° 25' 21" W along a portion of the south line of said original 36.8 acre tract and along a portion
of the north line of said original 35.35 acre tract a distance of 1,494.21 feet to the place of beginning;
DESCRIPTION OF A 1.391 ACRE TRACT
BEING A PORTION OF W. WATERLOO STREET, EAST OF GENDER ROAD
CITY OF CANAL WINCHESTER, FRANKLIN CO., OHIO

Situated in the State of Ohio, County of Franklin, City of Canal Winchester, in Section 24, Township 11 North, Range 21 West, Congress Lands, and being a portion of an original 35.35 acre tract of land conveyed, as Parcel IV, to Robert S. Wood, by deed of record in Official Record 30958, Page 16, all references being to the Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a 3/4" I.D. iron pipe set within the current right-of-way of W. Waterloo Street ~ Relocated S.R. 674 (variable width) per Ohio Department of Transportation Centerline Plan for Fra-33-(26.21-30.13) Columbus ~ Lancaster Road, in the north line of said original 35.35 acre tract and in the south line of an original 36.8 acre tract of land conveyed to Frank R. Schirm, by deeds of record in Deed Book 1314, Page 264 and Deed Book 2325, Page 330 and at the northwest corner of 0.914 acre tract of land conveyed, for Gender Road and W. Waterloo Street ~ Relocated S.R. 674 roadway purposes as Parcel 19 WD (Fra-33-29.53), to State of Ohio, by deed of record in Deed Book 3097, Page 307, said iron pipe being N 85° 25' 21" W a distance of 284.80 feet from a point in the centerline of Gender Road at centerline station 33+15.30 as shown upon sheet 28 of 36 of Ohio Department of Transportation Centerline Plan for Fra-33-(26.21-30.13) Columbus ~ Lancaster Road, said iron pipe also being N 77° 53' 48" W a distance of 286.47 feet from a 1/2" solid iron pin found at the centerline intersection of W. Waterloo Street ~ Relocated S.R. 674 with Gender Road;

thence S 85° 25' 21" E along a portion of the north line of said original 35.35 acre tract and along a portion of the south line of said original 36.8 acre tract a distance of 1,209.41 feet to a 3/4" I.D. iron pipe set at the southeast corner of said original 36.8 acre tract;

thence S 52° 32' 01" W passing through the residual of said original 35.35 acre tract and along the southeasterly line of said original 36.8 acre tract, extended southwesterly, a distance of 140.21 feet to a 3/4" I.D. iron pipe set in the southerly right-of-way line of W. Waterloo Street ~ Relocated S.R. 674 and in a north line of an original 6.137 acre tract of land conveyed to Waterloo Crossing OP, LLC, by deed of record in Instrument No. 201208160119984;

thence N 83° 00' 54" W along the southerly right-of-way line of W. Waterloo Street ~ Relocated S.R. 674 and along a portion of a north line of said original 6.137 acre tract a distance of 89.53 feet to a 3/4" I.D. iron pipe set;

thence N 85° 36' 35" W along the southerly right-of-way line of W. Waterloo Street ~ Relocated S.R. 674, along a portion of a north line of said original 6.137 acre tract, along a northerly right-of-way line of Waterloo Street (this section being 100 feet in width), as shown upon plat entitled Winchester Boulevard, Waterloo Street, and Canal Street Dedication and Easements, of record in Plat Book 102, Pages 38-40 and along a north line of a 0.676 acre tract of land conveyed to Waterloo Crossing OP, LLC, by deed of record in Instrument No. 201208160119984 a distance of 500.00 feet to a 3/4" I.D. iron pipe set;

thence N 84° 39' 18" W along the southerly right-of-way line of W. Waterloo Street ~ Relocated S.R. 674, along a north line of said 0.676 acre tract, along a north of Waterloo Street (this section being 70 feet in width), as shown upon said plat entitled Winchester Boulevard, Waterloo Street, and Canal Street Dedication and Easements and along the north line of a 1.789 acre tract of land conveyed to Mildred Gallop Family Partnership, by deed of record in Instrument No. 201608230111312 a distance of 515.53 feet to a 3/4" I.D. iron pipe found at the northwest corner of said 1.789 acre tract, at the northeast corner of a 0.908 acre tract of land conveyed to AT Canal Winchester OH, LLC, by deed of record in Instrument No. 201611150157038 and at a southeast corner of said 0.914 acre tract;

thence N 84° 20' 11" E crossing a portion of the right-of-way of W. Waterloo Street ~ Relocated S.R. 674, and along an east line of said 0.918 acre tract a distance of 84.86 feet to the place of beginning;
October 26, 2017

containing 2.391 acres of land, more or less, and being subject to all highways, easements and restrictions of record. Of said 2.391 acres, all are within W. Waterloo Street – Relocated S.R. 674 Right-of-Way.

The above description was prepared by Kevin L. Baxter, Ohio Surveyor No. 7697, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio from an actual field survey, performed under his supervision, in October, 2017. 3/4" I.D. iron pipe set are 30" in length with a plastic cap stamped "BIRD & BULL, INC.". Basis of bearings is the centerline of W. Waterloo Street – Relocated S.R. 674, being S 85° 36'; 35" W, derived from VRS observations referencing monument, PID designation of AJ7184 and CORS_ID of COLB, Ohio South Zone, NAD 83 (2011 Adj.), and all other bearings are based upon this meridian.

Kevin L. Baxter – Ohio Surveyor #7697

Page 2 of 2
COPY OF ZONING MAP
COPY OF FLOOD MAP
VILLAGE OF CANAL WINCHESTER
39° 16'"W

AREA OF MINIMAL FLOOD HAZARD
3001490452K
e/16/7/2003

https://hazards-fema.maps.arcgis.com/apps/webappviewer/index.html?id=8b0adb519984444d0487y9338b5529aa9cd&extent=-82.82439 39.858 Degrees
PICTURES OF THE SUBJECT
Land Sales from Franklin County, Ohio:

I have gathered and reviewed land sales from the Franklin County, market area to establish a Fair Market Value for the two subject sites.

The subject sites are being valued as commercial sites and have not taken into consideration the right of way easements and not having the ability to change the present use as the sites are controlled by the easements right of ways, not being able to be improved. My conversations with both the development agent as well as the engineering department the sites could not be developed.

I analyzed four (4) land sales. The sales ranged from a low of $ 0.15 per sq. ft. to high of 1.27 per square foot un-adjusted. The un-adjusted mean for the four sales is $ 058.

I have reviewed the sales due to not having good right of way sales or transferor and are not given any weight other the support to my given value.

Sale # 1. Sale 1001, Gender Rd. & Refugee Rd., Canal Winchester, Franklin County, Ohio 43110, 7.704 acres, Sold 1/10/2019 $ 426,933.00, Zone “LC-4. $ 1.27 per sq. ft., $55,417.00 per acre.

Sale # 2. Sale # 1247, Davis Rd., Hilliard, Franklin County, Ohio 43026. 71.334 acres, Sold 4/1/2019 $ 1,266,202.00, Zoned “PUD”, $ 0.41 per sq. foot, $ 17,750.00 per acre.

Sale # 3. Sale 1254, Lehman Rd./ Gender Rd., Canal Winchester Franklin County, Ohio. 43110. 6.087 acres, Sold 4/18/2019 $ 125,000.00, Zoned”PUD6” $ 0.47 per sq. ft., $ 20,536.00 acres.

Sale # 4. Sale # 1098, Parkwick Dr., Columbus, Franklin County, Ohio 43228 1.529 acres, Sold $ 10,000.00, Zoned “R-2, $ 0.15 per sq. ft., $6,540.00 per acre.
The Haines Report

COMMERCIAL LAND

QUAD: 3
TAXING DISTRICT: 530
PARCEL NUMBER: 125631, 248754
LOCATION: Gender Rd, NWC Refugee
Canal Winchstr OH 43110
GRANTOR: HPI Kensington Land LLC
Matthew Sharp
GRANTEE: SS Panhandle Group LLC
232 Rolling Fork Rd, Irving, TX
no listing
SALE PRICE: $426,933
SALE DATE: 1/10/2019
SITE: 7.704
LC4
DEED REFERENCE: 201901100003629
FINANCING: Cash to seller
$0
COMMENTS:

PRICE/SF $1.27
PRICE/acre $55,417
The Haines Report

DEVELOPMENT LAND

QUAD: 1
TAXING DISTRICT: 053
PARCEL NUMBER: 000021 2, 000025, 000103
LOCATION: Davis Rd, W of Alton Darby
           Hilliard OH 43026
GRANTOR: Fischer Residential Columbus
         Greg Fischer
GRANTEE: Grand Communities LLC

3940 Olympic Blvd, Erlanger, KY
859-441-1989

SALE PRICE: $1,266,202
SALE DATE: 4/1/2019
SITE: 71.334
      PUD

DEED REFERENCE: 201904020036977
FINANCING: Cash to seller
           $0
COMMENTS:

PRICE/SF  $0.41
PRICE/acre $17,750

Mid Ohio Real Estate Research, Inc.
Kim White  www.moresearch.net  740-927-4404

The information contained herein is compiled from public record and should be verified as to its accuracy.
CLOSING STATEMENT

PURCHASER: Grand Communities, LLC
a Kentucky limited liability company

SELLER: Fisher Residential Columbus, LLC
an Ohio limited liability company

PROPERTY: 71.134 Acres of Vacant Land
Beech Township, Franklin County, Ohio

CLOSING DATE: March 23, 2016

PURCHASER'S STATEMENT

PURCHASE PRICE: $1,266,202.00
PLUS EXPENSES:
Deed Recording Fee $112.00
TOTAL PURCHASER'S EXPENSES: $112.00
LESS CREDITS: $0.00
AMOUNT DUE FROM PURCHASER AT CLOSING: $1,266,314.00

SELLER'S STATEMENT

SALE PRICE: $1,266,202.00
AMOUNT DUE TO SELLER AT CLOSING: $1,266,202.00
LESS EXPENSES/DEBITS:
Conveyance Fee/Transfer Fee (paid by Purchaser) $2,544.13
Mortgage Release Recording Fee $198.00
TOTAL SELLER'S EXPENSES: $2,742.13
AMOUNT DUE FROM SELLER AT CLOSING: $1,263,459.87

RECAPITULATION OF FUNDS

FROM: Grand Communities, LLC
closing funds

FROM: Fisher Residential Columbus, LLC
Conveyance Fee, Transfer Tax & Recording Fee $2,544.13
TOTAL DEPOSITS: $1,268,246.16

RECAPITULATION OF DISBURSEMENTS

TO: Franklin County Auditor's Office
Conveyance Fee & Transfer Tax (paid by Seller) $2,544.13
TO: Franklin County Recorder's Office
Deed Recording Fee (paid by Purchaser) $112.00
TO: Franklin County Recorder's Office
Mortgage Release Recording Fee (paid by Seller) $198.00
TO: Fisher Residential Columbus, LLC
Sakura Pesci $1,266,314.00
TOTAL DISBURSEMENTS: $1,268,358.10

PURCHASER:

By: __________________________
Name: M. Todd Skaggs
Title: General Counsel Acquisitions & Development

SELLER:

By: __________________________
Name: Greg Fischer
Title: Chairman
The Haines Report

DEVELOPMENT LAND

QUAD: 3
TAXING DISTRICT: 010
PARCEL NUMBER: 220082
LOCATION: Lehman Rd, E of Gender Rd
Canal Winchst OH 43110
GRANTOR: Paloma Partners
Steven Jefferis
GRANTEE: Mao Yu

2708 S Grand Ave, Santa Ana, CA
unlisted
SALE PRICE: $125,000
SALE DATE: 4/18/2019
SITE 6.087
PUD6

DEED REFERENCE: 201904190045177
FINANCING: Cash to seller
$0
COMMENTS:

PRICE/SF $0.47
PRICE/ACRE $20,536

Mid Ohio Real Estate Research, Inc.
Kim Winters www.moreresearch.net 740-957-4402

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The Haines Report

DEVELOPMENT LAND

QUAD: 4
TAXING DISTRICT: 570
PARCEL NUMBER: 105219
LOCATION: Parkwick Dr, ES I270
          Columbus OH 43228
GRANTOR: Deanna Cowgill et al (3)
GRANTEE: Brian J Hartman

4571 Parkwick Dr, Columbus, OH
614-351-0118

SALE PRICE: $10,000
SALE DATE: 2/1/2019
SITE 1.529
      R2

DEED REFERENCE: 201902010012932
FINANCING: Cash to seller
           $0
COMMENTS:

PRICE/SF  $0.15
PRICE/ACRE  $6,540

Franklin County Land Sales
SALE NO 1098

Mid Ohio Real Estate Research, Inc.
Kim Wantzel  www.moresearch.net  740-927-4402

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COPY OF LEGAL DESCRIPTION
DEED OF EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That WINCHESTER INVESTMENT CO., an Ohio general partnership (the "Grantor"), in consideration of the sum of One Dollar ($1.00) and other good and valuable considerations to it paid by the VILLAGE OF CANAL WINCHESTER, OHIO, a municipal corporation (the "Grantee"), the receipt of which consideration is hereby acknowledged, does hereby grant and release to said Grantee, its successors and assigns, forever, an Easement under and through the following described strip of land:

SEE ATTACHED EXHIBIT "A"

This Easement is granted for the purpose of installing, using, maintaining, repairing and reconstructing underground municipal utilities, including without limitation sanitary sewer, storm sewer and water lines for public use (the "Municipal Utilities") in said strip, together with the right of reasonable access to said strip. Said strip is part of the Grantor's land owned by deed of record at Vol. 3476, Page 335 in the Recorder's Office, Franklin County, Ohio.

TO HAVE AND TO HOLD said premises unto said Grantee, the Village of Canal Winchester, Ohio, its successors and assigns, for the uses and purposes herein mentioned, but reserving, however unto the Grantor the right to place landscaping, paving, other utilities, and other improvements other than permanent buildings in, over, or under said strip so long as the structural integrity and operability of said Municipal Utilities is not thereby unreasonably interfered with. This Easement shall automatically and without further action become void and all rights shall revert to Grantor in the event the use hereof by Grantee is ever abandoned. And the Grantee, in consideration of this grant and by its acceptance and the recordation hereof, covenants and agrees, subject to applicable warranties, if any, to perform all maintenance, repairs and reconstruction which may be reasonably necessary now or hereafter from time to time to keep the aforesaid Municipal Utilities in, or to restore them to, good condition. Grantee agrees by its acceptance and the recordation hereof that promptly following the performance of any repairs, maintenance or reconstruction, it shall diligently restore the Easement area and any other affected areas to their former condition as nearly as is reasonably possible. Grantor understands and agrees that such restoration obligation is limited to Grantee's diligently returning the subject areas to their former grade and compaction with appropriate clean fill or backfill materials and diligently restoring the surface to its former condition and appearance with like materials and landscaping as were in place prior to commencement of the repairs, maintenance or reconstruction. Grantee shall use its best efforts, in performing any such repairs, maintenance, reconstruction and restoration, to cause as little disruption to the business of Grantor and its tenants as is reasonably possible.
IT WITNESS WHEREOF, the said Grantor, Winchester Investment Co., an Ohio general partnership, has caused its name to be signed to these presents by its below named partners, who hereby certify that the said Partnership is a duly organized and existing partnership in good standing under the laws of the State of Ohio on the date hereof, and that this Easement is executed pursuant to authority lawfully and regularly bestowed upon the said Partners.

Dated this 16 day of August, 1994.

Signed and acknowledged in the presence of:

WINCHESTER INVESTMENT CO.,
an Ohio general partnership, Grantor

By: Donald C. Weiser, Partner

Printed Name: Elizabeth Martin

Witness

Printed Name: Paula J. Saunders

Witness

Printed Name: Paula J. Saunders

Witness

Printed Name: Paula J. Saunders

Witness

Printed Name: Paula J. Saunders

Witness

Printed Name: Elizabeth Martin

Witness

Printed Name: Paula J. Saunders

Witness

Printed Name: Paula J. Saunders

Witness

Printed Name: Paula J. Saunders

Witness

By: Nell E. Wyman

Neil E. Wyman, Partner

Printed Name: Elizabeth Martin

By: Robert Wood

Robert S. Wood, Partner

Printed Name: Elizabeth Martin

By: Richard C. Weiser

Richard C. Weiser, Partner

TIME

3:31 PM

RECEIVED FRANKLIN CO., OHIO

AUG 23 1994

3:40 PM

RECEIVED FEE

RICHARD B. WEISER, CLERK OF COURT

RECORDING FEE 3400
STATE OF OHIO  
COUNTY OF FRANKLIN  SS:  

Before me, a Notary Public, in and for said County, personally appeared the above named Winchester Investment Co., an Ohio general partnership, by Donald C. Weiser, partner of said partnership, who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed on behalf of said partnership.

IN TESTIMONY WHEREOF, I have hereunto affixed my hand and official seal at Canal Winchester, Ohio this 16th day of August, 1994.

[Signature]
Notary Public

STATE OF OHIO  
COUNTY OF FRANKLIN  SS:  

Before me, a Notary Public, in and for said County, personally appeared the above named Winchester Investment Co., an Ohio general partnership, by Neil E. Wyman, partner of said partnership, who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed on behalf of said partnership.

IN TESTIMONY WHEREOF, I have hereunto affixed my hand and official seal at Canal Winchester, Ohio this 16th day of August, 1994.

[Signature]
Notary Public

STATE OF OHIO  
COUNTY OF FRANKLIN  SS:  

Before me, a Notary Public, in and for said County, personally appeared the above named Winchester Investment Co., an Ohio general partnership, by Robert S. Wood, partner of said partnership, who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed on behalf of said partnership.

IN TESTIMONY WHEREOF, I have hereunto affixed my hand and official seal at Canal Winchester, Ohio this 16th day of August, 1994.

[Signature]
Notary Public
STATE OF OHIO
COUNTY OF FRANKLIN SS:

Before me, a Notary Public, in and for said County, personally appeared the above named Winchester Investment Co., an Ohio general partnership, by Richard C. Weiser, partner of said partnership, who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed on behalf of said partnership.

IN TESTIMONY WHEREOF, I have hereunto affixed my hand and official seal at Canal Winchester, Ohio this 16th day of August, 1994.

(Please sign)
Notary Public

STATE OF OHIO
COUNTY OF FRANKLIN SS:

Before me, a Notary Public, in and for said County, personally appeared the above named Winchester Investment Co., an Ohio general partnership, by Edna Stebelton, partner of said partnership, who acknowledged that she did sign the foregoing instrument and that the same is her free act and deed on behalf of said partnership.

IN TESTIMONY WHEREOF, I have hereunto affixed my hand and official seal at Canal Winchester, Ohio this 16th day of August, 1994.

(Please sign)
Notary Public 1-29-96

This instrument prepared by:

Michael J. O'Reilly
Attorney At Law
8 East Broad Street, 12th Floor
Columbus, Ohio 43215
UTILITY EASEMENT

Situated in the State of Ohio, County of Franklin, Village of Canal Winchester, being located in Section 25, Township 11, Range 21, Congress Lands and being part of those tracts of land conveyed to Winchester Investment Co., by deed of record in Deed Book 3478, Page 335, all references being to records in the Recorder's Office, Franklin County, Ohio and bounded and described as follows:

Beginning at a point in the northerly line of said Section 25, the northerly line of said Winchester Investment Co. tracts, the southerly line of the 83.393 acre tract (Parcel 1), of record in Official Record 11357F13 and Official Record 11357F16, said point also being located North 89° 35' 38" East, a distance of 300.00 feet from the northwesterly corner of said Section 25;

thence South 0° 24' 22" East, along the westerly terminus of a proposed street, a distance of 66.00 feet to a point;

thence North 89° 35' 38" East, along the proposed southerly right-of-way line of a street, a distance of 1651.05 feet to the arc of a curve to the right;

thence continuing along said proposed right-of-way line, being the arc of said curve (Delta = 8° 51' 11", Radius = 949.00 feet), a chord bearing and distance of South 85° 28' 46" East, 163.00 feet to a point of tangency;

thence South 80° 33' 11" East, continuing along said proposed right-of-way line, a distance of 194.37 feet to a point of curvature of a curve to the left;

thence continuing along said proposed right-of-way line, being the arc of said curve (Delta = 8° 51' 11", Radius = 457.07 feet), a chord bearing and distance of South 85° 28' 46" East, 78.50 feet to a point of tangency;

thence North 89° 35' 38" East, continuing along said proposed right-of-way line, a distance of 260.80 feet to a point of curvature of a curve to the right;

thence along the arc of said curve (Delta = 90° 00' 29", Radius = 20.00 feet), a chord bearing and distance of South 45° 24' 07" East, 28.29 feet to a point;

thence South 89° 35' 38" West, a distance of 238.13 feet to a point;

thence North 83° 29' 09" West, a distance of 280.17 feet to a point;

thence North 88° 01' 47" West, a distance of 319.40 feet to a point;

Continued......

Exhibit "A"
Page 1 of 3
thence South 89° 35' 38" West, a distance of 1555.39 feet to a point;

thence North 0° 24' 22" West, a distance of 93.00 feet to a point in the northerly line of Section 25;

thence North 89° 35' 38" East, along said northerly line of Section 25, a distance of 27.00 feet to the point of beginning.

Bearings contained herein are based on the same meridian as the westerly right-of-way line of Gender Road (South 4° 31' 32" East), of record in Official Record 11357/F13.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

By Thomas D. Sibbalds
Registered Surveyor No. 5908

TDS/kd

Exhibit "A"
Page 3 of 3
KNOW ALL MEN BY THESE PRESENTS, That FRANK R. SCHIRM (Widower and unmarried)

herein (whether one or more) called "Grantor" for Ten Dollars ($10.00) and other valuable consideration received to Grantor's full satisfaction of THE STANDARD OIL COMPANY, an Ohio corporation, with its principal office and tax mailing address in the Midland Building, Cleveland 15, Ohio, herein called "Grantee", does hereby give, grant, bargain, sell and convey unto the said Grantee, its successors and assigns, the following described premises, situated in the Village of Canal Winchester, County of Franklin and State of Ohio:

12234

Situate in the County of Franklin, State of Ohio, Village of Canal Winchester, being located in the Southeast Quarter of Section 24, Township 11, Range 21, and being a part of the 36.8 acre tract conveyed to Frank R. Schirm by deed of record in Deed Book 2310, Page 309, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at an iron pin which iron pin is located North 89°
42' 30" East, 130.00 feet, and North 0° 17' 30" West, 55.00 feet from the intersection of the centerline of relocated State Route 674, with the centerline of Gender Road, the centerline of Gender Road being the westerly line of the Southeast Quarter of Section 24;

thence along the easterly right-of-way line of Gender Road, North 16° 35' West, 104.07 feet to an iron pin, which iron pin is located 100.21 feet westerly at right angles from the centerline of Gender Road and 640.00 feet right of Station 552+60 of the State of Ohio, Department of Highway Survey of the centerline of relocated U. S. Route 35;

thence along the easterly right-of-way line of Gender Road, North 0° 21' 20" West, (Interior Angle = 163° 26' 20"), 190.52 feet to an iron pin which is 100.00 feet left of Station 30+40,000 of the State of Ohio, Department of Highway Survey of the centerline of Gender Road;

thence along the southerly right-of-way line of relocated U. S. Route 33, North 67° 13' 40" East, (Interior Angle = 112° 25' 00"), 269.26 feet to an iron pin which is located 315.00 feet right of Station 354+00 of the centerline of relocated U. S. Route 33;

thence along the southerly right-of-way line of relocated U. S. Route 33, South 86° 24' 20" East, (Interior Angle = 155° 38' 00"), 174.63 feet to an iron pin which is 375.00 feet right of Station 553+70 of the centerline of relocated U. S. Route 33;

thence along the southerly right-of-way line of relocated U. S. Route 33, South 87° 36' 05" East, (Interior Angle = 135° 59' 30"), 415.42 feet to an iron pin which is 125.00 feet right of Station 560+00 of the centerline of relocated U. S. Route 33;

thence along the southerly right-of-way line of relocated U. S. Route 33, South 73° 10' East, (Interior Angle = 160° 46' 03" and being parallel to the centerline of relocated U. S. Route 33), 59.02 feet to an iron pin;

thence South 0° 17' 30" East, (Interior Angle = 107° 07' 20"), 216.04 feet to an iron pin at the intersection of the northerly right-of-way line of relocated State Route 674 with the northerly line of the 0.639 acre tract conveyed to H. L. Taylor and Sons by deed of record in Deed Book 2199, Page 356, Recorder's Office, Franklin County, Ohio;

REVENUE STAMPS PURCHASED & CANCELLED
WILL BE ATTACHED TO DEED AFTER RECORDING.
thence along the northerly right-of-way line of relocated State Route 674, North 86° 29' 00" West, (Interior Angle = 85° 11' 30") 104.02 feet to an iron pin which is 50.00 feet left of Station 144.00 of the State of Ohio, Department of Highway Survey of the centerline of relocated State Route 674:

thence along the northerly right-of-way line of relocated State Route 674, South 89° 42' 30" West, (Interior Angle = 183° 40' 30") 1160.00 feet to an iron pin which is 50.00 feet left of Station 2140 of the centerline of relocated State Route 674:

thence continuing along the northerly right-of-way line of relocated State Route 674, North 87° 41' 39" West, (Interior Angle = 177° 23' 30") 110.12 feet to the place of beginning, containing 10.535 acres, more or less.

TRANSFERRED
JUNE 3 1964
ARCH J. WARREN
AUDITOR
FRANKLIN COUNTY, OHIO
be the same more or less but subject to all legal highways. Grantor acquired title to
1314 264
said premises by deed recorded in Volume 2325, Page 336, of the records of
uncounty.

To have and to hold the above granted and bargained premises, with the appurtenances
thereof belonging, unto the said Grantee, its successors and assigns forever. And the
said Grantor does for Grantor and the heirs, executors, administrators, assignors and
assignees of Grantor, as the case may be, covenant with the said Grantee, its successors
and assigns, that at and until the ensalting of these presents, Grantor is well assured
of the said described premises, as a good and indefeasible estate in Fee Simple, and has
to right to bargain and sell the same in manner and form as above written, and that the
said premises free from all encumbrances whatsoever except restrictions, agreements and
institutes of record, if any, zoning restrictions, if any, and taxes and assessments,
both general and special for the 1st Half of the year 1943, and thereafter,
and that Grantee will warrant and defend said premises, with the appurtenances there-
wherein, to the said Grantee, its successors and assigns, against all lawful
claim and demands whatsoever except as above noted.

IN WITNESS WHEREOF, this instrument has been executed by the Grantor on the 12th
June, 1944.

Signature acknowledged in the presence of: 

[Signature]

Frank R. Schirm
Frank R. SchIRM, a widower and unmarried,
by

Columbus, Ohio

12th
June 64

Theo. D. Stevenson, Ex. At. of Ohio

Jun 13, 1964

J. E. S.

JUN 16, 1964

M. A. SHURFF, Recorder

INQ.
KNOW ALL MEN BY THESE PRESENTS, That FRANK R. SCHIRM (Widower and unmarried)

herein (whether one or more) called "Grantee" for Ten Dollars ($10.00) and other valuable consideration received, to Grantee's full satisfaction of THE STANDARD OIL COMPANY, an Ohio corporation, with its principal office and tax mailing address in the Midland Building, Cleveland 11, Ohio, herein called "Grantor", do hereby give, grant, bargain, sell and convey unto the said Grantee, its successors and assigns, the following described premises, situated in the Village of Canal Winchester, County of Franklin and State of Ohio:

12234

Situate in the County of Franklin, State of Ohio, Village of Canal Winchester, being located in the Southeast Quarter of Section 24, Township 11, Range 21, and being a part of the 36.8 acre tract conveyed to Frank R. Schirm by deed of record in Deed Book 2325, Page 330, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at an iron pin which iron pin is located North 89° 42' 30" East, 130.00 feet, and North 00° 17' 30" West, 55.00 feet from the intersection of the centerline of relocated State Route 674, with the centerline of Gender Road, the centerline of Gender Road being the westerly line of the Southeast Quarter of Section 24;

thence along the easterly right-of-way line of Gender Road, North 16° 55' West, 104.07 feet to an iron pin, which iron pin is located 100.21 feet Easterly at right angles from the centerline of Gender Road and 640.00 feet right of Station 352+40 of the State of Ohio, Department of Highway Survey of the centerline of relocated U. S. Route 33;

thence along the easterly right-of-way line of Gender Road, North 0° 21' 20" West, (Interior Angle = 163° 26' 20"), 190.52 feet to an iron pin which is 100.00 feet left of Station 30+40.00 of the State of Ohio, Department of Highway Survey of the centerline of Gender Road;

thence along the southerly right-of-way line of relocated U. S. Route 33, North 67° 13' 40" East, (Interior Angle = 112° 33' 00") , 269.26 feet to an iron pin which is located 315.00 feet right of Station 354+00 of the centerline of relocated U. S. Route 33;

thence along the southerly right-of-way line of relocated U. S. Route 33, South 86° 24' 20" East, (Interior Angle = 153° 38' 00") , 174.13 feet to an iron pin which is 375.00 feet right of Station 553+70 of the centerline of relocated U. S. Route 33;

thence along the southerly right-of-way line of relocated U. S. Route 33, South 87° 16' 05" East, (Interior Angle = 135° 59' 35") , 435.42 feet to an iron pin which is 125.00 feet right of Station 560+00 of the centerline of relocated U. S. Route 33;

thence along the southerly right-of-way line of relocated U. S. Route 33, South 75° 10' East, (Interior Angle = 160° 46. 05" and being parallel to the centerline of relocated U. S. Route 33), 590.02 feet to an iron pin;

thence South 0° 17' 30" East, (Interior Angle = 107° 07' 20"), 218.04 feet to an iron pin at the intersection of the northerly right-of-way line of relocated State Route 674 with the northwesterly line of the 0.839 acre tract conveyed to N. E. Taylor and Sons by deed of record in Deed Book 2190, Page 360, Recorder's Office, Franklin County, Ohio;

REVENUE STAMPS PURCHASED & CANCELLED WILL BE ATTACHED TO DEED AFTER RECORDING.
thence along the northerly right-of-way line of relocated State Route 674, North 86° 20' 00" West, (Interior Angle = 86°
11' 30"), 104.03 feet to an iron pin which is 30.00 feet left of Station 24+00 of the centerline of relocated State Route 674;

thence along the northerly right-of-way line of relocated State Route 674, North 89° 42' 30" West, (Interior Angle = 181° 48' 00"),
1160.00 feet to an iron pin which is 30.00 feet left of Station 24+40 of the centerline of relocated State Route 674;

thence continuing along the northerly right-of-way line of relocated State Route 674, North 87° 41' 30" West, (Interior Angle = 127° 23' 30"), 120.12 feet to the place of beginning, containing
10.537 acres, more or less.
IN THE NAME OF GOD, AMEN.

This instrument was executed by the Grantor on the 12th day of June, 1904, and acknowledged in the presence of:

Frank R. Schirm

IN WITNESS WHEREOF, this instrument has been executed by the Grantor on the 12th day of June, 1904.

Frank R. Schirm
Franklin

Frank R. Schira, a widower and unmarried,

have

Columbus, Ohio

12th

June

61

Theo. D. Stevenson,

State of Ohio

JUN 13 1964

Received

D 735

JUN 16 1964

I have

JAMES A. SCHIPAHER, Recorder

Received the

COPY OF GENERAL WARRANTY DEED

HIGHWAY EASEMENT

AGREEMENT CHANNEL CHANGE
Instrument Number: 201610200143787
Recorded Date: 10/20/2016 3:34:11 PM

Terry J. Brown
Franklin County Recorder
373 South High Street, 18th Floor
Columbus, OH 43215
(614) 525-3930
http://Recorder.FranklinCountyOhio.gov
Recorder@FranklinCountyOhio.gov

Transaction Number: T201600067773
Document Type: DEED
Document Page Count: 5

Submitted By (Walk-In):
AMERITITLE BOX

Return To (Box):
AMERITITLE BOX

First Grantor:
FAITH ASSEMBLY OF GOD

First Grantee:
ALDI INC

Fees:
Document Recording Fee: $28.00
Additional Pages Fee: $24.00
Total Fees: $52.00
Amount Paid: $52.00
Amount Due: $0.00

OFFICIAL RECORDING COVER PAGE

DO NOT DETACH

THIS PAGE IS NOW PART OF THIS RECORDED DOCUMENT

NOTE: If the document data differs from this cover sheet, the document data always supersedes the cover page. COVER PAGE DOES NOT INCLUDE ALL DATA, PLEASE SEE INDEX AND DOCUMENT FOR ANY ADDITIONAL INFORMATION.
GENERAL WARRANTY DEED
(By a Corporation)
(Ohio Revised Code 5302.05 and 5302.06)

Faith Assembly of God, a corporation organized and existing under the laws of the State of Ohio (Grantor), for valuable consideration paid, grants with General Warranty Covenants, to Aldi Inc. (Ohio) (Grantee), whose tax mailing address is 4400 S. Charleston pike, Springfield, OH 45502, the following REAL PROPERTY:

See Attached Exhibit A for legal descriptions

Tax Parcel Number: 184-001316
Street Address: 720 West Waterloo Street Canal Winchester, OH 43110

Subject to taxes and assessments after date hereof, all legal highways, conditions, covenants, restrictions and easements of record, if any.

Prior Instrument of Reference: Official Record Volume 13260, Page D-06
Grantor has caused its corporate name to be subscribed hereto by W. Ray Richards, its Pastor, being duly authorized by resolution of its board of directors, signed this 6th day of October, 2016.

GRANTOR: Faith Assembly of God
An Ohio not-for-profit corporation

[Signature]
By: W. Ray Richards, Pastor

State of Ohio, County of Franklin: ss

Be it remembered that on this 3rd day of October, 2016, before me, a Notary Public in and for said County and State, personally appeared W. Ray Richards, Pastor and duly authorized signatory for Faith Assembly of God, an Ohio not-for-profit corporation, the Grantor(s) in the foregoing deed whose identity was either known to me or proven to me by satisfactory evidence, and who has/have signed the foregoing instrument and acknowledged the same as his/her/their voluntary act and deed, and the voluntary act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my seal on the day and year aforesaid.

[Signature]
NOTARY PUBLIC
My Commission Expires March 21, 2017

This Instrument was prepared by:
Lisa J. Berger, Attorney at Law
EXHIBIT A

LEGAL DESCRIPTION

Situated in the State of Ohio, County of Franklin and in the City of Canal Winchester:

Being located in the Southeast Quarter of Section 24, Township 11, Range 21, and being part of the 10.557 acre tract conveyed to The Standard Oil Company by deed of record in Deed Book 2568, Page 128, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Commencing at an iron pin, which pin is located North 89° 42' 30" East a distance of 130.00 feet and North 0° 17' 30" West a distance of 55.00 feet from the intersection of the centerline of State Route 674 with the centerline of Gender Road, the centerline of Gender Road being the westerly line of the Southeast Quarter of Section 24; thence with the northerly right-of-way line of said State Route 674, South 87° 41' 20" East a distance of 110.12 feet to an iron pin; thence continuing with said northerly right-of-way line of State Route 674, North 89° 42' 30" East a distance of 229.88 feet to the point of beginning for this parcel.

Thence continuing North 89° 42' 30" East with said northern right-of-way line of State Route 674 a distance of 930.12 feet to an iron pin which is 50.00 feet left of Station 14+00 of the State of Ohio Department of Highway Survey of the centerline of State Route 674;

Thence continuing with the northerly right-of-way line of said State Route 674, South 86° 29' East a distance of 104.02 feet to an iron pin at the southwesterly corner of the 0.452 acre tract conveyed to Gayle L. Taylor by deed of record in Deed Book 2630, Page 439, Recorder's Office, Franklin County, Ohio;

Thence North 0° 17' 30" West with the westerly line of said Gayle L. Taylor a distance of 218.04 feet to an iron pin on the southerly limited access right-of-way line of United States Route 33;

Thence North 73° 10' 0" West with said limited access right-of-way line of United States Route 33 a distance of 550.02 feet to an iron pin which is 125.00 feet right of Station 560+00 of the centerline of United States Route 33;

Thence continuing along the southerly limited access right-of-way line of United States Route 33, South 87° 36' 05" West a distance of 455.42 feet to an iron pin which is 275 feet right of Station 555+70 of the centerline of United States Route 33;

Thence continuing along the southerly limited access right-of-way line of the United States Route 33, North 86° 24' 20" West a distance of 53.29 feet;

Thence leaving said limited access right-of-way line, South 0° 17' 30" East to the point of beginning
on the northerly right-of-way line of State Route 674, a distance of 359.96' and CONTAINING 338,929.21 SQUARE FEET OF 7.781 ACRES, more or less, but subject to all legal highways and easements of record.

EXCEPTING THEREFROM:

Situated in the State of Ohio, County of Franklin and in the City of Canal Winchester:

Being located in the Southeast Quarter of Section 24, Township 11, Range 21, Congress Lands, and being part of the 7.781 acre tract conveyed to Faith Assembly of God by deed of record in Official Record Volume 13260, Page D-06, Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a found iron pin at the southeast corner of said 7.781 acre tract, southwest corner of a 0.452 acre tract conveyed to Gayle L. Taylor by deed of record in Deed Book 2630, Page 439, Recorder's Office, Franklin County, Ohio, and in the northerly right-of-way line of State Route 674;

Thence, along the southerly line of said 7.781 acre tract, northerly right-of-way line of State Route 674, North 86° 29' 00" West, 104.02 feet to a found iron pin which is 50.00 feet left of Station 14+00 off the State of Ohio Department of Highway Survey of the centerline of State Route 674;

Thence, continuing along the southerly line of said 7.781 acre tract, northerly right-of-way line of State Route 674, South 89° 42' 30" West, 227.20 feet to a set iron pin;

Thence, across said 7.781 acre tract, along a line perpendicular to the southerly line of said 7.781 acre tract and the northerly right-of-way line of State Route 674, North 00° 17' 30" West, 313.12 feet to an iron pin set in the southerly limited access right-of-way line of United States Route 33 and the northerly line of said 7.781 acre tract;

Thence, along the northerly line of said 7.781 acre tract and the southerly limited access right-of-way line of United States Route 33, South 73° 10' 00" East, 346.35 feet to a found iron pin at the northeast corner of said 7.781 acre tract, also being the northwest corner of said Taylor 0.452 acre tract;

Thence, along the east line of said 7.781 acre tract, west line of said Taylor 0.452 acre tract, South 00° 17' 30" East, 218.04 feet to the point of beginning, CONTAINING 2.000 ACRES, subject however to all legal easements, restrictions, and rights-of-way of record.

Iron pins set are 30" x 1" O.D. with orange plastic plugs inscribed "P.S. 6579", unless otherwise noted. Basis of bearings is a bearing of South 89° 42' 30" West on the south line of the Faith Assembly of God 7.781 acre tract recorded in Official Record Volume 13260, Page D-06.

EXCEPTING THEREFROM:
Situated in the State of Ohio, County of Franklin and in the City of Canal Winchester:

Being located in the Southeast Quarter of Section 24, Township 11, Range 21, and being a part of the 7.781 acre tract conveyed to Faith Assembly of God by deed of record in Official Record Volume 13260, Page D-06, of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning, for reference, at an iron pin found at the southwesterly corner of the said 7.781 acre tract; thence North 89° 42' 30" East, along the southerly line of the said 7.781 acre tract, and the northerly right-of-way line of State Route 674, 521.70 feet to the true point of beginning;

Thence, North 00° 17' 30" West, 368.95 feet, to a point on the southerly limited access line of United States Route 33 and the northerly line of the said 7.781 acre tract;

Thence, South 73° 10' 00" East, along the said northerly line and the said southerly limited access line, 189.63 feet to an iron pin found at the northwesterly corner of a 2.000 acre tract conveyed to Dwayne R. Spence and Patricia F. Spence in Official Record Volume 20836, Page G-09;

Thence, South 00° 17' 30" East along the westerly line of the said 2.000 acre tract, 313.12 feet to an iron pin found;

Thence, South 89° 42' 30" West, along the southerly line of the said 7.781 acre tract, and the northerly line of State Route 674. 181.22 feet, to the point of beginning, CONTAINING 1.418 ACRES, more or less.

This description was prepared by Burgess & Niple, Limited, by S. Patrick Mills, Professional Surveyor 7158 from an actual field survey and available public records on May 10, 1995. The bearings used herein are based on North 89° 42' 10" East as the northerly right-of-way line of State Route 674 as stated in Official Record Volume 13260, Page D-06.

Parcel No: 184-001316

Property Address: 720 West Waterloo Street  Canal Winchester, OH 43110
Easement for Highway Purposes

KNOW ALL MEN BY THESE PRESENTS:

That

By Frank C. Schrumpf, Grantor, for

the sum of Ninety-One Hundred Thirty-Seven and no/100 Dollars, and for other good and valuable considerations to be paid by the

State of Ohio, the Grantee, the receipt whereof is hereby acknowledged, do... 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 Franklin County, Ohio, Township, Section 21, Township 14, Range 23;

and bounded and described as follows:

PARCEL No. 11

Being a parcel of land lying on the right side of the centerline of a survey made by the Department of Highways, and recorded in Book 7, Page 10, of the records of Franklin County and being located within the following described points in the boundary thereof:

From the northerly end of said property line at a point 13.49 feet west of station 8.5 in the centerline of a survey made by the Ohio Department of Highways, and recorded in Book 33, Section 6, Franklin County, said point also being 14.6 feet south of the centerline of the previous relocation of State route No. 176 at station 0.0; thence northwesterly to a point 50 feet north of the centerline of the same survey line to the nearest southerly property line at a point 14.4 feet north of station 0.0; thence southeasterly along said southerly property line to a point 38.7 feet south of station 12.7; thence westerly along the centerline of said southerly property line to station 48.9, thence southerly along the centerline of the same property line to the northerly property line of the same survey, thence northerly along the centerline of the same property line to the point of beginning.

Being a part of the same premises conveyed to the herein grantor by deed recorded in volume 1228, page 380 in the records of Franklin County, Ohio.

It is understood that the strip of land above described contains 0.51 acres, more or less, exclusive of the present road which occupies 0.01 acre.

Said stations being the Station numbers as stipulated in the hereinbefore mentioned survey and as shown by plans on file in the Department of Highways, Columbus, Ohio.
EASEMENT FOR HIGHWAY PURPOSES

VOL 2370 PAG 529

KNO III ALM EY THESE PRESEST: FRANK R. SCHIRM (WIDOW, NOT REMARRIED)

That

for and in consideration of the sum of Twenty-One Thousand Five Hundred Sixty-Three and 

Dollars ($ 21,563.99) and for other good and valuable considerations to be paid by the State of Ohio, the Grantee, the receipt whereof is hereby acknowledged, do 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, including less of direct access as hereinafter provided, situated in Franklin County, Ohio, Hudson Township, Section 24, Township 8N, Range 20W, and bounded and described as follows:

PARCEL NO. BILA

Being a parcel of land lying on the left side of the centerline of a survey made by the Department of Highways, and recorded in Book ___ Page ___ of the records of Franklin County and being located within the following described points in the boundary thereof: Beginning, in the grantor's northeasterly property corner at a point 76.86 feet left of station 549+14.16 in the center line of a survey made in 1960 for the Ohio Department of Highways of U.S. Route 33, Section 20, T. 30N, R. 13W in Franklin County, said point also being in the center line of Under Road; thence easterly along the grantor's northerly property line to a point 230.57 feet left of station 535+36.71; thence southeasterly to a point 260 feet left of station 550+80; thence southeasterly to the southeasterly property line of C. H. and M. K. item at a point 142.85 feet left of station 560+32.85; thence southeasterly along said property line to a point 33.70 feet left of station 562+00.95; thence northeasterly along the southeasterly property line of C. H. and M. K. item to a point 125 feet left of station 564+33.50; thence southeasterly to the grantor's northeasterly property corner at a point 125 feet left of station 568+43.01, being also in the existing southerly limited access road right of way line of said highway; thence southeasterly along said property line to a point 15.57 feet left of station 564+33.36, said point being, the grantor's southeasterly property corner; thence southeasterly along said property line passing through station 560+43.15 to a point 125 feet right of station 567+40.1; thence northerly to a point 125.39 feet right of station 569+00.17; thence westerly to a point 375.5 feet right of station 554+70; thence northerly to a point 315 feet right of station 344+51; thence southeasterly to a point 485.56 feet right of station 531+62.66; thence southerly to the point 320.20 feet right of station 532+7.6; thence westerly to a point in the centerline of Under Road at station 328+00 and also being 7.08 feet right of station 521+73.72; thence northerly along the centerline of Under Road passing through the proposed centerline of Route 33 at station 549+33.94 to the place of beginning

It is understood that the strip of land above described contains ___ acres, more or less, exclusive of the present road which occupies 0.75% of an acre, more or less.

Said stations being the Station numbers as stipulated in the hereinbefore mentioned survey and confirmed by plans on file in the Department of Highways, Columbus, Ohio.

BEING PART OF THE SAME PREVIOUSLY CONVEYED TO THE HEREIN MINISTERED GRANTORS BY DEED DATED ___ and recorded in Book ___ Page ___ in the records of Franklin County, Ohio.

For consideration of the sum of Twenty-One Thousand Five Hundred Sixty-Three and 99/100 Dollars ($ 21,563.99), hereinafter mentioned, the one part do hereby specifically waive and release any and all rights or rights of direct access, or claims thereof, to the present highway improvement to be constructed, or to the ultimate highway improvement to be constructed in the future, as called for by the plans herein referred to, and the execution of this conveyance shall act automatically as a waiver to the State of Ohio in the elimination of any direct access to said highway either for present or future construction.

It is further understood and agreed that the consideration for Parcel No. ___ in addition to the limitation of access as provided above, includes compensation for land taken and all damages accruing from the taking of said Parcel No. ___.
TO HAVE AND TO HOLD said easement and right of way unto the Grantee, its successors and assigns forever.

And the said Grantor, for his... and heirs, executors, and administrators, hereby covenant... with the said Grantee, its successors and assigns that... the true and lawful owner... of said premises, and... lawfully seized of the same in fee simple, and has... 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... will warrant and defend the same against all claims of all persons whatsoever.

hereby relinquish... to said Grantee, its successors and assigns, all right and appurtenance of Dower in

IN WITNESS WHEREOF, Frank R. Scipio (widower, not remarried)

have hereunto set... his... hand... the... 16th... day of... November... in the year of our Lord one thousand nine hundred and... sixty-one (1861).

Signed and sealed in presence of:


STATE OF OHIO.

Before me, in and for said County and State, personally appeared the above named... who acknowledged that... did sign the foregoing instrument and that the same is... free act and deed.

IN TESTIMONY WHEREOF I have hereunto set my hand, and official seal at... this... day of... A.D. 18... My Commission expires...
AGREEMENT FOR CHANNEL CHANGE

U.S. Route
Section:
County

ARTICLES OF AGREEMENT

These articles of agreement entered into this 14th day of November, 1931, by

Frank R. Schenck (widower, not remarried) and the Department of Highways,
State of Ohio, Witness:

Frank R. Schenck (widower, not remarried)

That the sum of Eight Hundred and no/100 Dollars ($800.00) to be paid by the State of Ohio, do hereby grant permission to said State of Ohio to use the hereinafter described portion of premises for the purpose of excavating and completing a channel change for in connection with the above proposed improvement; the Grantor hereinafter described premises to the State of Ohio to perform such maintenance and repair operations on said channel change as may be necessary to protect the highway, and further, the Grantor for the consideration hereinbefore named, releases the State of Ohio from and waives all damages of every kind and nature arising from or in any manner growing out of the aforesaid channel change or said maintenance and repair operations necessary to protect said highway. The said channel change is to be made on the following described premises: Situated in the State of Ohio, County of Franklin, Township, Section, Township, Range, and more fully described as follows:

Parcel No. 31

Beginning in the proposed southerly limited access right of way line at a point 273 feet right of station 313+70 in the centerline of a survey made in 1930 for the State Department of Highways of the relocation of U.S. Route 33, Section 26, T5N, R31E, Franklin County, thence easterly along said proposed right of way line to a point 125 feet right of station 367+00; thence northerly along said proposed right of way line to a point 125 feet right of station 567+00; thence northerly to a point 105 feet right of station 554+30; thence northerly to a point 105 feet right of station 534+61; thence easterly to a point 225 feet right of station 338+90; thence westerly to the place of beginning, containing 0.80 of an acre, more or less.

Being a part of the aforesaid premises conveyed to the herein Grantors by deed recorded and recorded in Volume 932, Page 230 in the records of Franklin County, Ohio.

IN WITNESS WHEREOF, the Grantors have hereunto set their hands this 14th day of November, 1931, in the year of our Lord one thousand nine hundred and thirty-one.

Signed and sealed in the presence of:

THIS 14TH DAY OF NOVEMBER, 1931
STATE OF OHIO
COUNTY OF

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

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal this day of , A. D. 19...
SPECIAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

This, THE STANDARD OIL COMPANY, an Ohio Corporation, with its principal office in the Milland Building, Cleveland, Ohio 44113, the Grantor, for the sum of One Dollar ($1.00) and other good and valuable consideration, real and personal, to the Grantor, in full satisfaction of The Board of Trustees of the Ohio District Council, Inc. of The Assemblies of God, the Grantor's assignee, do sell, grant, bargain, sell and convey unto the said Grantee and the heirs, executors, administrators, successors and assigns of the same, or the heirs, executors, administrators, successors and assigns of either or both of them, the premises hereinafter called the "Premises," situate in the Village of Canal Winchester, Franklin County, Ohio, and being the West 1/2 of the Northeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 24, Township 11, Range 21, and being part of the 10.557 acre tract conveyed to The Standard Oil Company by deed of record in Deed Book 2568, Page 128, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Commencing at an iron pin, which pin is located North 89° 42' 30" East a distance of 130.00 feet and North 0° 17' 30" West a distance of 55.00 feet from the intersection of the centerline of State Route 674 with the centerline of Gender Road, the centerline of Gender Road being the westerly line of the Southeast Quarter of Section 24; thence with the northerly right-of-way line of said State Route 674, South 89° 41' 20" East a distance of 110.12 feet to an iron pin; thence continuing with said northerly right-of-way line of State Route 674, North 89° 42' 30" East a distance of 229.88 feet to the point of beginning for this parcel.

Thence continuing North 89° 42' 30" East with said northern right-of-way line of State Route 674 a distance of 930.12 feet to an iron pin which is 50.00 feet left of Station 14+00 of the State of Ohio Department of Highways Survey of the centerline of State Route 674.

Thence continuing with the northerly right-of-way line of said State Route 674, South 86° 29' East a distance of 104.02 feet to an iron pin at the southerly corner of the 0.452 acre tract conveyed to Gale L. Taylor by deed of record in Deed Book 2630, Page 439, Recorder's Office, Franklin County, Ohio.

Thence North 0° 17' 30" West with the westerly line of said Gayle L. Taylor a distance of 218.04 feet to an iron pin on the southerly limited access right-of-way line of United States Route 33.

Thence North 73° 10' West with said limited access right-of-way line of United States Route 33 a distance of 550.02 feet to an iron pin which is 125.00 feet right of Station 560+00 of the centerline of United States Route 33.

Thence continuing along the southerly limited access right-of-way line of United States Route 33, South 87° 36' 05" West a distance of 455.42 feet to an iron pin which is 275.00 feet right of Station 555+70 of the centerline of United States Route 33.

Thence continuing along the southerly limited access right-of-way line of United States Route 33, North 86° 24' 20" West a distance of 53.29 feet.

Thence leaving said limited access right-of-way line, South 0° 17' 30" East to the point of beginning on the northerly right-of-way line of State Route 674, a distance of 359.96', and containing 338,929.21 square feet of 7.781 acres, more or less, but subject to all legal highways and easements of Record.

This description by Robert L. Furniss, Registered Surveyor No. 4436 from a survey by Evans, Medhart, Hambleton & Tilton, Inc., dated September 18, 1971.

CANAL WINCHESTER PLANNING COMMISSION

[Signature]

CONVEYANCE TAX EXEMPT

[Stamp]

PREPARED FOR THE USE OF THE OHIO DEPARTMENT OF TAXATION AND OF THE OHIO DEPARTMENT OF REVENUE

[Stamp]

JUL 19 1974

[Stamp]

ROGER W. TRACY

FRANKLIN COUNTY AUDITOR

[Stamp]
TO HAVE AND TO HOLD the above granted and bargained Premises with the appurtenances thereto belonging to the said Grantor, and the heirs, executors, administrators, successors and assigns of Grantee, as the case may be, forever, subject, however, to all legal highways and to the condition and restrictions herein contained.

This conveyance is made by the Grantor and accepted by the Grantee, upon the express condition and subject to the restriction that the Premises shall not be used in whole or in part, directly or indirectly for automobile service station purposes, or for the sale, offering for sale, storage or distribution of gasoline, motor vehicle fuel, motor vehicle lubricants or any other petroleum products except for consumption on the Premises by occupant; or for the sale of tires, batteries or automotive parts and accessories during the period of twenty (20) years from and after the date hereof, and the Grantee, for Grantee and the heirs, executors, administrators, successors and assigns of Grantee, as the case may be, hereby covenants and agrees, with the Grantor, its successors and assigns which covenant shall be deemed running with and binding the land herein conveyed, that neither the Grantee, nor anyone claiming by, through, or under Grantee shall use or permit to be used the Premises or any part thereof, directly or indirectly, for automobile service station purposes; or for the sale, offering for sale, storage or distribution of gasoline, motorvehicle fuel, motor vehicle lubricants, or any other petroleum products except for consumption on the Premises by occupant; or for the sale of tires, batteries and automotive parts and accessories during the said twenty (20) years. The foregoing condition and restriction is intended for the benefit and protection of the Grantee, its successors and assigns, as the owner and/or lessee of other real property in the political subdivision (City, Village or Township, as the case may be) in which the Premises are located and in the surrounding area within a distance of five (5) miles from the boundaries of said political subdivision, now, or during said 20-year period, used and operated by the Grantor or its Lessees for automobile service station purposes and shall run with the land and shall bind the Premises herein conveyed in favor of such other real property owned or leased by Grantee.

And said Grantor does for itself, its successors and assigns, covenants with the Grantee, and the heirs, executors, administrators, successors and assigns of Grantee, as the case may be, that at and until the extinguishment of these present, Grantor is well seized of the Premises as a good and indefeasible estate in Fee Simple, and has good right to convey and sell the same in manner and form as above written, but subject to all liens, encumbrances and claims of every kind and nature caused, created or suffered to exist or attached upon, against or to the Premises by anyone other than the Grantee, and subject to all Taxes and assessments (both general and special), that may be imposed or levied and paid by said political subdivision, or by any and all assessors, easements and rights of way, and to all valid and existing encumbrances, conditions, covenants, restrictions, reservations and exceptions of record, if any; and to any and all facts that an accurate survey and personal inspection of the Premises would disclose.

And the Grantor, for itself, its successors and assigns will warrant and defend the Premises, with the appurtenances thereto belonging, to said Grantee, and the heirs, executors, administrators, successors and assigns of Grantee, as the case may be, against all lawful claims and demands of all persons claiming by, through or under the Grantor, except as above noted.

IN WITNESS WHEREOF, the said THE STANDARD OIL COMPANY has hereunto set its hand and corporate seal, by its duly authorized officers, this 1st day of June, 1983.

Signed and acknowledged in the presence of:

[Signatures]

THE STANDARD OIL COMPANY

By: [Signature]

Hugh D. Hanna, Vice President, Retail Marketing

And

Jane E. Zizlin, Assistant Secretary

STATE OF OHIO

CUYAHAGA COUNTY

BEFORE ME, a Notary Public in and for said County and State, personally appeared the above-named THE STANDARD OIL COMPANY by Hugh D. Hanna, Vice President, Retail Marketing, and Jane E. Zizlin its Assistant Secretary, who are personally known to me and who acknowledged that they did sign the foregoing instrument and that the same is the free act and deed of said corporation and the free act and deed of each of them personally and as such officers.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Cleveland, Ohio, this 19th day of June, 1983.

[Signature]

Lydian L. March, Notary Public

THE STANDARD OIL COMPANY (OHIO)
Midland Building
Cleveland, Ohio 44115

[Signature]

LYDIA L. MARSH, Notary Public

My Commission Expires June 07, 2010
CANAL WINCHESTER, OHIO PROFILE
makeup of the village was 95.60% White, 2.19% African American, 0.38% Native American, 0.67% Asian, 0.04% from other races, and 1.12% from two or more races. Hispanic or Latino of any race were 0.51% of the population.

There were 1,664 households out of which 37.3% had children under the age of 18 living with them, 65.6% were married couples living together, 7.6% had a female householder with no husband present, and 24.0% were non-families. 20.9% of all households were made up of individuals and 9.8% had someone living alone who was 65 years of age or older. The average household size was 2.61 and the average family size was 3.04.

In the village the population was spread out with 27.0% under the age of 18, 5.1% from 18 to 24, 30.2% from 25 to 44, 23.2% from 45 to 64, and 14.5% who were 65 years of age or older. The median age was 38 years. For every 100 females, there were 87.1 males. For every 100 females age 18 and over, there were 84.4 males.

The median income for a household in the village was $55,645, and the median income for a family was $67,833. Males had a median income of $39,123 versus $37,399 for females. The per capita income for the village was $24,394. About 1.2% of families and 2.2% of the population were below the poverty line, including 2.0% of those under age 18 and none of those age 65 or over.

Festivals

Canal Winchester host the Labor Day Festival which usually takes place the first weekend of September. The town also host Christmas In The Village, which is a small festival with food, choirs, and horse-drawn buggie rides. During the first week of August the town usually does a rib fest.

Landmarks

Highlights of the area include: Historic Downtown Canal Winchester, Mid-Ohio Doll and Toy Museum (http://home.att.net/~dollmuseum), The National Barber's Museum and National Barber Hall of Fame (http://www.nationalbarbermuseum.org/), Slate Run Vineyard and Winery (http://www.slaterunwine.com), and the many antique shops in the Village. Canal Winchester is also home to the Bergstresser bridge, which is the only standing wooden covered bridge in Franklin County.

Academics

Canal Winchester High School's mascot is the Indians, and their colors are maroon and white. The high school offers many college prep and AP courses. New elementary schools, a new wing of the high school, and a new junior high school have all been built since 2000. In athletics they are best known for their football, wrestling, basketball, cross country, cheerleading, and volleyball teams, all of which compete at the Division 2 level; and track, which competes at the Division 1 level. The baseball team has been back to back state runner-up from 2008-2009. In recent years the school has produced two Wendy's High School Heisman State Finalists in Greg Guiler and Andy Rhinehart, an award to the state's best high school student athletes. Also their soccer team have seen success with two district titles (2013, 2014) and one OCC Cardinal Division title in 2014. The school has also produced NBA player B. J. Mullens of the Oklahoma City Thunder. Also, the school has produced MLB player Drew Dorsch; class of 2010, of the Baltimore Orioles.

Notable people

- Songwriter Oley Speaks was a native of Canal Winchester, and the Canal Winchester Area Historical Society has a collection of his works.[12][13][14]
- NBA player Byron Mullens Graduated from Canal Winchester High School.

https://en.wikipedia.org/wiki/Canal_Winchester,_Ohio


12. Village of Canal Winchester Web Site


14. Canal Winchester Historical Society


**External links**

- City website (http://www.canalwinchesterohio.gov/)
- Canal Winchester Chamber of Commerce (http://www.canalwinchester.com/)


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FRANKLIN COUNTY

PROFILE
Franklin County, Ohio

Franklin County is a county in the U.S. state of Ohio. As of 2017 census estimates, the population was 1,291,981,[2] making it the most populous county in Ohio. Its county seat is Columbus,[3] the state capital and most populous city in Ohio. The county was established on April 30, 1803, less than two months after Ohio became a state, and was named after Benjamin Franklin.[4] Franklin County originally extended all the way north to Lake Erie before Ohio subdivided further into more counties.

Franklin County is included in the Columbus, OH Metropolitan Statistical Area.

Franklin County, particularly Columbus, has been a centerpiece for presidential and congressional politics, most notably the 2000 presidential election, the 2004 presidential election, and the 2006 midterm elections. Franklin County is home to one of the largest universities in the United States, The Ohio State University, which as of fall 2017 has an enrollment of 59,837 students on its main Columbus campus.[5]

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Adjacent counties
- Delaware County (north)
- Fairfield County (southeast)
- Licking County (east)
- Madison County (west)
- Pickaway County (south)
- Union County (northwest)

Major highways
- I-70
- I-71
- I-73 (future)
- I-270
- I-670
- US 23
- US 33
- US 40
- US 62
- SR 3
- SR 16
- SR 104
- SR 161
- SR 257
- SR 315
- SR 317
- SR 605
- SR 665
- SR 745

Demographics

2000 census
At the 2000 census there were 1,068,978 people, 438,778 households, and 263,705 families residing in the county. The population density was 1,980 per square mile (765/km²). There were 471,016 housing units at an average density of 872 per square mile (337/km²). The racial makeup of the county was 75.48% White, 17.89% Black or African American, 0.27% Native American, 3.07% Asian, 0.04% Pacific Islander, 1.03% from other races, and 2.23% from two or more races. 2.27% of the population were Hispanic or Latino of any race.

There were 438,778 households of which 30.40% had children under the age of 18 living with them, 43.00% were married couples living together, 13.00% had a female householder with no husband present, and 39.90% were non-families. 30.90% of all households were made up of individuals and 7.40% had someone living alone who was 65 years of age or older. The average household size was 2.39 and the average family size was 3.03.

25.10% of the population were under the age of 18, 11.70% from 18 to 24, 33.30% from 25 to 44, 20.10% from 45 to 64, and 9.80% who were 65 years of age or older. The median age was 32 years. For every 100 females there were

<table>
<thead>
<tr>
<th>Census</th>
<th>Pop.</th>
<th>%±</th>
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<tbody>
<tr>
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<tr>
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<td>1980</td>
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<tr>
<td>1990</td>
<td>961,437</td>
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</tbody>
</table>
Communities

Franklin County is currently made up of 16 cities, 10 villages, and 17 townships.

Cities
- Bexley
- Canal Winchester
- Columbus (county seat)
- Dublin
- Gahanna
- Grandview Heights
- Grove City
- Groveport
- Hilliard
- New Albany
- Pickerington
- Reynoldsburg
- Upper Arlington
- Westerville
- Whitehall
- Worthington

Villages
- Brice
- Harrisburg
- Lockbourne
- Marble Cliff
- Minerva Park

Townships
- Blendon
- Brown
- Clinton
- Obetz
- Riverlea
- Urbancrest
- Valleyview


AN ORDINANCE TO AMEND SECTION 331.44 OF THE CODIFIED ORDINANCES OF THE CITY OF CANAL WINCHESTER

WHEREAS, the City of Canal Winchester recognizes the dangerous and increasing trend of distracted driving; and

WHEREAS, the City wishes to protect its residents, visitors, and children from injury caused by distracted driving; and

WHEREAS, texting while driving is currently only punishable in Canal Winchester as a secondary offense in addition to other charges;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL WINCHESTER, OHIO:

Section 1. That Section 331.44 of the Codified Ordinances of the City of Canal Winchester be amended to reflect the changes in the attached Exhibit A.

Section 2.

DATE PASSED ________________________ _________________________________

PRESIDENT OF COUNCIL

ATTEST______________________________ _________________________________

CLERK OF COUNCIL   MAYOR

APPROVED AS TO FORM:

____________________________________

LEGAL COUNSEL

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

________________________________

CLERK OF COUNCIL
331.44 SENDING, READING, OR WRITING A TEXT MESSAGE OR ACCESSING THE INTERNET WHILE DRIVING.

(a) As used in this section:

(1) “Text message” means any message sent, stored or received via mobile communication device. For the purpose of this section, an email message shall be considered a text message.

(2) “Electronic wireless communications device” means any portable electronic device capable of transmitting or receiving data in the form of a text message or capable of accessing the internet including but not limited to a wireless telephone, a text-messaging device, a personal digital assistant, or a personal computer, but specifically excluding portable internet based vehicle navigation systems being used for that purpose.

(3) “Emergency vehicles” and “public safety vehicles” shall have the same meaning as set forth in Ohio R.C. 4511.01(D) and (E).

(b) No person shall operate a motor vehicle on any street, highway, or property used by the public for purposes of vehicular traffic or parking while using in any manner an electronic wireless communications device.

(c) Division (b) of this section shall not apply to any of the following:

(1) A person using an electronic wireless communications device for emergency purposes, including an emergency contact with a law enforcement agency, hospital or health care provider, fire department, or other similar emergency agency or entity;

(2) A person using an electronic wireless communications device whose motor vehicle is in a stationary position and the motor vehicle is outside a lane of travel;

(3) A person using a navigation device in a voice-operated or hands-free manner who does not manipulate the device while driving;

(d) (1) Except as provided in division (d)(2) of this section, whoever violates division (b) of this section shall be fined one hundred fifty dollars. In addition, the court shall impose a class seven suspension of the offender’s driver’s license or permit for a definite period of sixty days.

(2) If the person previously has been adjudicated for a violation of this section, whoever violates this section shall be fined three hundred dollars. In addition, the court shall impose a class seven suspension of the person’s driver’s license or permit for a definite period of one year.
ORDINANCE NO. 19-054

AN ORDINANCE TO AUTHORIZE THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO CONTRACTS WITH THE DIRECTOR OF TRANSPORTATION FOR THE IMPROVEMENTS OF STATE ROUTE 674

WHEREAS, the State of Ohio has identified the need to improve SR-674 (Gender Rd.) within the corporation limits of the City of Canal Winchester; and,

WHEREAS, it is the recommendation of the Director of Public Service for the City of Canal Winchester to cooperate with the Ohio Department of Transportation to facilitate the project and gives consent to the Director of Transportation to complete the project; and,

WHEREAS, the project is identified as:

PID Number 107784
FRA-674-2.07

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL WINCHESTER, STATE OF OHIO:

Section 1. Being in the public interest, the City of Canal Winchester gives consent to the Director of Transportation to complete the above described project

Section 2. The City shall cooperate with the Director of Transportation in the above described project as follows:

The City hereby agrees to cooperate with the Director of Transportation of the State of Ohio in the planning, design and construction of the identified highway improvement project and grants consent to the Ohio Department of Transportation for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director;

The Ohio Department of Transportation shall assume and bear one hundred percent (100%) of the necessary costs of the State’s highway improvement project; the City’s share of the cost for the pavement surface treatment is estimated to be $140,445.

The City agrees to assume and bear one hundred percent (100%) of the total cost of those features requested by the City which are not necessary for the improvement as determined by the State and Federal Highway Administration.

Section 3. The City agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. Right-of-way costs include eligible utility costs. The City agrees that all utility accommodation, relocation, and reimbursement shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.
Section 4. Upon completion of the project, and unless otherwise agreed, the City shall: (1) provide adequate maintenance for the project in accordance with all applicable state and federal law, including, but not limited to Title 23, U.S.C., Section 116; (2) provide ample resources, as necessary, for the maintenance of the project; (3) maintain the right-of-way, keeping it free of obstructions, and (4) hold said right-of-way inviolate for public highway purposes.

Section 5. The Mayor and Finance Director are hereby empowered on behalf of the City of Canal Winchester to enter into contracts with the Director of Transportation necessary to complete the above described project.

Section 6. That this ordinance is hereby declared to be an emergency measure, necessary for the preservation of public health, safety and welfare, such emergency arising for the need to meet ODOT’s project schedule; wherefore this ordinance shall take effect and be in force from and after its passage.

DATE PASSED ______________________   ______________________________

PRESIDENT OF COUNCIL

ATTEST ____________________________   ______________________________

CLERK OF COUNCIL     MAYOR

DATE APPROVED _________________

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

_______________________________
Clerk of Council