

RESOLUTION NO. 2005 - 90

DECLARING THE INTENT OF THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY TO APPROPRIATE PROPERTY INTERESTS FOR THE EUCLID CORRIDOR TRANSPORTATION PROJECT IN ALL OR A PORTION OF THE HEREINAFTER- DESCRIBED PARCELS FOR A TOTAL AMOUNT OF \$129,544.00 (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET).

WHEREAS, the Greater Cleveland Regional Transit Authority (the "Authority") deems it necessary and proper to acquire property in support of the Euclid Corridor Transportation Project – Bid Package C-03; and

WHEREAS, it is necessary and proper for the Authority to acquire real property interests at: a) 5005-5105 Euclid Avenue in Cleveland, Ohio, bearing permanent parcel numbers 103-10-032 and 103-10-033 for ECTP Parcel Number 154, from owner The Salvation Army, a New York Not for Profit Corporation for the appraisal value amount of \$2,286.00 for the purpose of making and repairing roads and the acquisition of right-of-way in conjunction therewith. b) Euclid Avenue at East 55th Street in Cleveland, Ohio, bearing permanent parcel numbers 118-02-019 and 118-02-020, for ECTP Parcel Number 162, from owner Pennsylvania Lines LLC, a Delaware Limited Liability Company, a Wholly Owned Subsidiary of Consolidated Rail Corporation, a Pennsylvania Corporation for the appraised value amount of \$13,280.00 for the purpose of making and repairing roads and the acquisition of right-of-way in conjunction therewith. c) 6600 Euclid Avenue in Cleveland, Ohio, bearing permanent parcel number 118-13-040, for ECTP Parcel Number 178, from owner Woodland East 39th Street Corporation, an Ohio Corporation for the appraised value amount of \$20,685.00, for the purpose of making and repairing roads and the acquisition of right-of-way in conjunction therewith. d) 6610 Euclid Avenue in Cleveland, Ohio, bearing permanent parcel number 118-13-005, for ECTP Parcel Number 183, from owner Woodland East 39th Street Corp. an Ohio Corporation for the appraised value amount of \$29,880.00 for the purpose of making and repairing roads and the acquisition of right-of-way in conjunction therewith. e) North Side of Euclid Avenue between E. 73rd and E. 75th in Cleveland, Ohio, bearing permanent parcel number 118-10-026, for ECTP Parcel Number 201, from owner Colejon Development Company, an Ohio Corporation, for the appraised value amount of \$552.00 for the purpose of making and repairing roads and the acquisition of right-of-way in conjunction therewith. f) 7400-7500 Euclid Avenue in Cleveland, Ohio, bearing permanent parcel numbers 118-15-009, 118-16-001 and 118-16-002, for ECTP Parcel Number 212, from owner The Tranzonic Companies, an Ohio Corporation, FKA The AAV Companies, for the appraised value amount of \$2,470.00 for the purpose of making and repairing roads and the acquisition of right-of-way in conjunction therewith. g) 8000 Euclid Avenue in Cleveland, Ohio, bearing permanent parcel numbers 119-14-007, 119-14-008 and 119-14-009, for ECTP Parcel Number 219, from owner John R. Linn and Barbara A. Linn, Husband and Wife, for the appraised value amount of \$60,391.00, for the purpose of making and repairing roads and the acquisition of right-of-way in conjunction therewith; and

WHEREAS, the sum value of the portion of the lands needed by the Authority is \$129,544.00, a Review Appraiser approved this value, and negotiations were conducted

in compliance with the Uniform Relocation Assistance and Real Property Acquisitions Policies Act of 1970, as amended; and

WHEREAS, the Authority and the owners of the properties have been unable to reach agreement concerning the purchase of said lands by the Authority, it will therefore be necessary to commence legal proceedings to appropriate a property interest in said lands by eminent domain pursuant to the Ohio Revised Code Chapters 306 and 163. NOW THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio:

Section 1. That making and repairing roads and the acquisition of right-of-way in conjunction therewith for the Euclid Corridor Transportation Project requires the taking of specific property interests as detailed in Exhibit 1, which is incorporated herein by reference, in the following properties: a) 5005-5105 Euclid Avenue in Cleveland, Ohio and that the taking of the property owned by The Salvation Army, a New York Not for Profit Corporation is both necessary and proper, and will further the objectives of the Authority. b) Euclid Avenue at East 55th Street in Cleveland, Ohio and that the taking of the property owned by Pennsylvania Lines LLC, a Delaware Limited Liability Company, a Wholly Owned Subsidiary of Consolidated Rail Corporation, a Pennsylvania Corporation, is both necessary and proper, and will further the objectives of the Authority. c) 6600 Euclid Avenue in Cleveland, Ohio and that the taking of the property owned by Woodland East 39th Street Corporation, an Ohio Corporation, is both necessary and proper, and will further the objectives of the Authority. d). 6610 Euclid Avenue in Cleveland, Ohio and that the taking of the property owned by Woodland East 39th Street Corp. an Ohio Corporation, is both necessary and proper, and will further the objectives of the Authority. e) North Side of Euclid Avenue between E. 73rd and E. 75th in Cleveland, Ohio and that the taking of the property owned by Colejon Development Company, an Ohio Corporation, is both necessary and proper, and will further the objectives of the Authority. f) 7400-7500 Euclid Avenue in Cleveland, Ohio and that the taking of the property owned by The Tranzonic Companies, an Ohio Corporation, FKA The AAV Companies is both necessary and proper, and will further the objectives of the Authority. g) 8000 Euclid Avenue in Cleveland, Ohio and that the taking of the property owned by John R. Linn and Barbara A. Linn, Husband and Wife, is both necessary and proper, and will further the objectives of the Authority.

Section 2. That in order to implement and complete improvements for the Euclid Corridor Transportation Project – Bid Package C-03, it is necessary and proper to acquire interests in the lands located at: a) 5005-5105 Euclid Avenue, Cleveland, Ohio, bearing Cuyahoga County Auditor's Permanent Parcel Numbers 103-10-032 and 103-10-033, for ECTP Parcel Number 154, as set forth on the attached drawing labeled Attachment A depicting the parcel owned by The Salvation Army, a New York Not for Profit Corporation which is incorporated herein by reference, b) Euclid Avenue at East 55th Street, Cleveland, Ohio, bearing Cuyahoga County Auditor's Permanent Parcel Numbers 118-02-019 and 118-02-020, for ECTP Parcel Number 162, as set forth on the attached drawing labeled Attachment B depicting the parcel owned by Pennsylvania

Lines LLC, a Delaware Limited Liability Company, a Wholly Owned Subsidiary of Consolidated Rail Corporation, a Pennsylvania Corporation, which is incorporated herein by reference, c) 6600 Euclid Avenue, Cleveland, Ohio, bearing Cuyahoga County Auditor's Permanent Parcel Number 118-13-040, for ECTP Parcel Number 178, as set forth on the attached drawing labeled Attachment C depicting the parcel owned by Woodland East 39th Street Corporation, an Ohio Corporation, which is incorporated herein by reference, d) 6610 Euclid Avenue, Cleveland Ohio, bearing Cuyahoga County Auditor's Permanent Parcel Number 118-13-005, for ECTP Parcel Number 183 as set forth on the attached drawing labeled Attachment D depicting the parcel owned by Woodland East 39th Street Corp. an Ohio Corporation, e.) North Side of Euclid Avenue between E. 73rd and E. 75th, Cleveland, Ohio, bearing Cuyahoga County Auditor's Permanent Parcel Number 118-10-026, for ECTP Parcel Number 201 as set forth on the attached drawing labeled Attachment E depicting the parcel owned by Colejon Development Company, an Ohio Corporation, f) 7400 – 7500 Euclid Avenue, Cleveland Ohio, bearing Cuyahoga County Auditor's Permanent Parcel Numbers 118-15-009, 118-16-001 and 118-16-002, for ECTP Parcel Number 212 as set forth on the attached drawing labeled Attachment F depicting the parcel owned by The Tranzonic Companies, an Ohio Corporation, FKA The AAV Companies, g) 8000 Euclid Avenue, Cleveland Ohio, bearing Cuyahoga County Auditor's Permanent Parcel Numbers 119-14-007, 119-14-008 and 119-14-009, for ECTP Parcel Number 219 as set forth on the attached drawing labeled Attachment G depicting the parcel owned by John R. Linn and Barbara A. Linn, Husband and Wife, which is incorporated herein by reference. Parcels (a) through (g) above shall hereinafter be referred to as the "Property."

Section 3. That the value of the interests in the Property is \$129,544.00. This amount is the value of the interests in the Property as determined by the property appraisal reports and as approved by a Review Appraiser.

Section 4. That the Authority and the owners have been unable to reach agreement concerning the purchase and sale of the interests in the Property. Negotiations were conducted in compliance with the Uniform Relocation Assistance and Real Property Acquisitions Policies Act of 1970, as amended.

Section 5. That it is necessary and proper to declare an intent to appropriate the interests in the Property for the purpose of making and repairing roads and the acquisition of right-of-way in conjunction therewith for the Euclid Corridor Transportation Project – Bid Package C-03.

Section 6. That the General Manager/Secretary-Treasurer is hereby authorized to cause written notice of the adoption of this Resolution to be transmitted to the owners or persons in possession of and persons having an interest of record in the Property, and said notice shall be served by the appropriate legal officer of the Authority, and he shall make return of said service of notice in the manner provided by law.

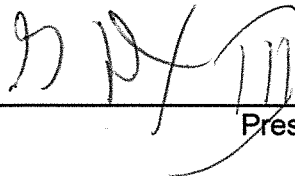
Section 7. That the General Manager/Secretary-Treasurer is hereby authorized to institute legal proceedings to appropriate the interests in the Property in the manner provided in the Ohio Revised Code Chapters 306 and 163, and to authorize payment of the value herein determined from RTA Development Fund, Euclid Corridor Transportation Project Department Budget, including but not limited to Capital Grant OH-03-0247 in the amount of \$80,965.00 and Capital Grant OH-90-X484-01 in the amount of \$48,579.00 for a total amount of \$129,544.00 (\$103,635.20 in Federal funds which represents 80% of the total cost). Federal funds under Capital Grant OH-90-X484-01 are made available through the Ohio Department of Transportation.

Section 8. That the General Manager/Secretary-Treasurer is hereby authorized to execute all other documents required to acquire and transfer the interests in the Property.

Section 9. That this Resolution shall become effective immediately upon its adoption.

Attachments: Maps and legal descriptions (Attachments A – G)
Property interest spreadsheet (Exhibit 1)

Adopted: July 19, 2005



President

Attest: 

CEO, General Manager/Secretary –Treasurer

ROW Parcel Number	County Auditor's Permanent Parcel Number	ECTP Bid Package	Owner	Acquisition Action	Fee Simple Gross Take (Acres)	Permanent Easement Gross Take (Acres)	Temporary Easement Gross Take (Acres)
154T	103 10 033	C-03	The Salvation Army	Temporary Easement	0.0000	0.0000	0.0053
154T1	103 10 032	C-03	The Salvation Army	Temporary Easement	0.0000	0.0000	0.0328
162SH	118 02 020 118 02 019	C-03	Pennsylvania Lines, LLC	Permanent Easement	0.0000	0.0466	0.0000
178SH	118 13 040	C-03	Woodland East 39th Street Corporation	Permanent Easement	0.0000	0.0302	0.0000
178T	118 13 040	C-03	Woodland East 39th Street Corporation	Temporary Easement	0.0000	0.0000	0.1482
183SH	118 13 005	C-03	Woodland East 39th Street Corporation	Permanent Easement	0.0000	0.0452	0.0000
183T	118 13 005	C-03	Woodland East 39th Street Corporation	Temporary Easement	0.0000	0.0000	0.1780
201T	118 10 026	C-03	Colejon Development Company	Temporary Easement	0.0000	0.0000	0.0092
212T	118 15 009 118 16 001	C-03	The Tranzonic Companies	Temporary Easement	0.0000	0.0000	0.0380
219SH	119 14 009 119 14 008 119 14 007	C-03	John R. Linn and Barbra A. Linn, Husband and Wife	Permanent Easement	0.0000	0.0937	0.0000
219T	119 14 009 119 14 008 119 14 007	C-03	John R. Linn and Barbra A. Linn, Husband and Wife	Temporary Easement	0.0000	0.0000	0.0955

**PARCEL 154-T
GCRTA-PROJ.38-CO3
TEMPORARY EASEMENT FOR THE PURPOSE OF
PERFORMING THE WORK NECESSARY FOR
ROADWAY CONSTRUCTION
FOR APPROXIMATELY 24 MONTHS FROM THE DATE OF ENTRY**

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being a part of Original 10 Acre lots 97 and 98, also a part of the lands conveyed to The Salvation Army by Volume 7223, Page 517 on file in the Cuyahoga County Recorder's Office and being a parcel of land lying on the left side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning at the southwesterly corner of the grantor and on the northerly right of way of Euclid Avenue at 49.50 feet left of centerline of right of way and construction of Euclid Avenue Station 205+30.79;

- 1) Thence leaving said right of way, North 09° 01' 31" West along the easterly line of lands conveyed to the Greater Cleveland Regional Transit Authority by Volume 15034, Page 905 on file in the Cuyahoga County Recorder's Office, 5.92 feet to a point 55.42 feet left of centerline of right of way and construction of Euclid Avenue Station 205+30.79;
- 2) Thence leaving said line, North 80° 51' 29" East, 38.61 feet to a point 55.50 feet left of centerline of right of way and construction of Euclid Avenue Station 205+69.40;
- 3) Thence South 09° 01' 36" East, 6.00 feet to a point on the northerly right of way of Euclid Avenue at 49.50 feet left of centerline of right of way and construction of Euclid Avenue Station 205+69.40;
- 4) Thence South 80° 58' 29" West along said right of way, 38.61 feet to the point of beginning

Containing within said bounds 0.0053 acres of land in Parcel 103-10-033.

Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue.

This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

Date:

11/10/04

Mark A. Yeager
Mark A. Yeager, P.S. 7289



**PARCEL 154-T1
GCRTA-PROJ.38-CO3
TEMPORARY EASEMENT FOR THE PURPOSE OF
PERFORMING THE WORK NECESSARY FOR
ROADWAY CONSTRUCTION
FOR APPROXIMATELY 24 MONTHS FROM THE DATE OF ENTRY**

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being a part of Original 10 Acre Lot 98, also a part of the lands conveyed to The Salvation Army by Volume 12936, Page 493 on file in the Cuyahoga County Recorder's Office and being a parcel of land lying on the left side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning at the southeasterly corner of the grantor and on the northerly right of way of Euclid Avenue at 49.50 feet left of centerline of right of way and construction of Euclid Avenue Station 207+94.45;

- 1) Thence South 80° 58' 29" West along said right of way, 134.32 feet to a point 49.50 feet left of centerline of right of way and construction of Euclid Avenue Station 206+60.13;
- 2) Thence leaving said right of way, North 09° 01' 54" West, 10.65 feet to a point 60.15 feet left of centerline of right of way and construction of Euclid Avenue Station 206+60.13;
- 3) Thence North 80° 58' 29" East, 134.31 feet to a point on the westerly line of lands conveyed to Community Action Against Addiction by Volume 9855, Page 19 on file in the Cuyahoga County Recorder's Office at 60.15 feet left of centerline of right of way and construction of Euclid Avenue Station 207+94.44;
- 4) Thence South 09° 05' 11" East along said line, 10.65 feet to the point of beginning.

Containing within said bounds 0.0328 acres of land in 103-10-032.

Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue.

This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

Date:

11/12/04

Mark A. Yeager
Mark A. Yeager, P.S. 7289



**PARCEL 162-SH
GCRTA-PROJ. 38-CO3
PERPETUAL EASEMENT FOR HIGHWAY PURPOSES
WITHOUT LIMITATION OF EXISTING ACCESS RIGHTS**

An exclusive perpetual easement for public highway and road purposes, including, but not limited to any utility construction, relocation and/or utility maintenance work deemed appropriate by the Greater Cleveland Regional Transit Authority and the City of Cleveland, its successors and assigns forever.

Grantor/Owner, for himself and his heirs, executors, administrators, successors and assigns, reserves all existing rights of ingress and egress to and from any residual area. (as used herein, the expression "Grantor/Owner" includes the plural, and words in the masculine include the feminine or neuter).

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and being known as a part of Original 100 Acre Lot No. 337, being also a part of land conveyed to the Pennsylvania Lines, LLC by Instrument No. 200208200162 on file in the Cuyahoga County Recorder's Office, and being a parcel of land lying on the left side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning at the intersection of the northerly right of way of Euclid Avenue and the easterly right of way of East 55th Street at 53.09 feet left of centerline of right of way and construction of Euclid Avenue Station 212+40.90 and 50.00 feet right of centerline of right of way and construction of East 55th Street Station 50+60.70;

- 1) Thence North 00° 56' 49" West along said easterly right of way, 75.34 feet to a point 50.00 feet right of centerline of right of way and construction of East 55th Street Station 51+36.04;
- 2) Thence leaving said right of way South 39° 26' 13" East, 86.51 feet to a point on the northerly right of way of Euclid Avenue at 53.09 feet left of centerline of right of way and construction of Euclid Avenue Station 212+95.28;
- 3) Thence South 80° 59' 30" West along said right of way 54.38 feet to the point of beginning.

Containing within said bounds 0.0466 acres of land of which 0.0168 acres lie in Parcel 118-02-020 and 0.0298 acres lie in Parcel 118-02-019.

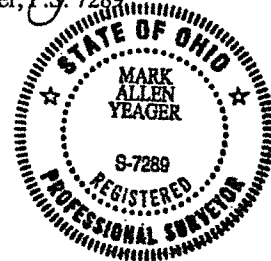
Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue and the centerline of right of way and construction of East 55th Street.

This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

Date: 11/3/04

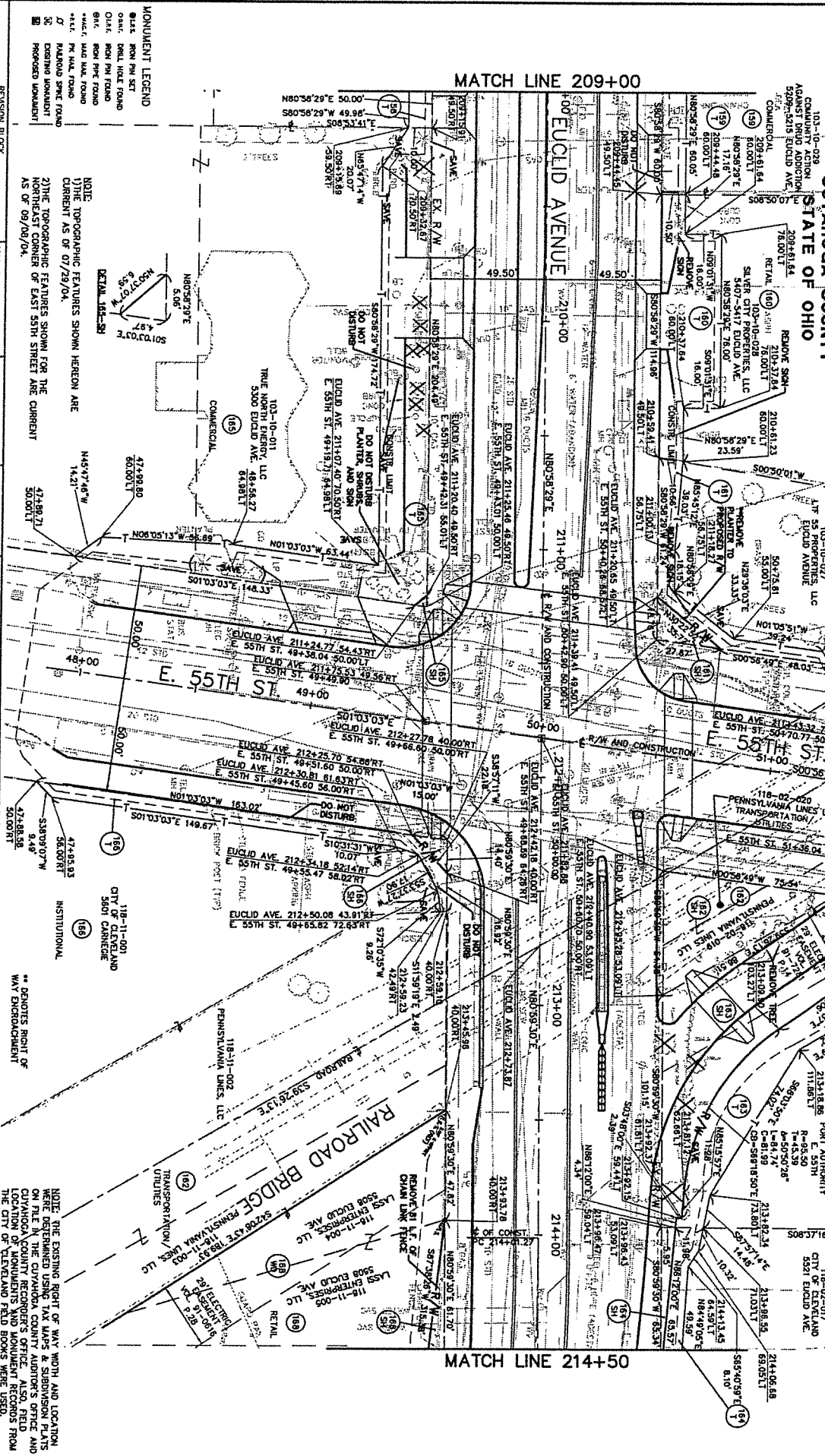
Mark A. Yeager
Mark A. Yeager, P.S. 7289



EUCUID CORRIDOR TRANSPORTATION PROJECT
CITY OF CLEVELAND AND EAST CLEVELAND
CUYAHOGA COUNTY
STATE OF OHIO

MATCH LINE 209+00

MATCH LINE 214+50



NO.	DESCRIPTION	DATE	BY	CHECKED BY
1	REVISION BLOCK			
2				
3				
4				
5				
6				
7				

DESIGN DATE:	3/27/03	DESIGN BY:	JT
REVISION DATE:		REVISION BY:	
SCALE:	1" = 20'	SCALE:	1" = 20'
DATE:	3/27/03	DATE:	3/27/03

PROJECT NO.:	STA. 209+00 TO STA. 214+50
BID PACKAGE:	38 - C03
SHEET NO.:	RW129
TOTAL SHEETS:	30 OF 44

MONUMENT LEGEND
 ● OLD MONUMENT FOUND
 ○ NEW MONUMENT FOUND
 ○ OLD MONUMENT FOUND
 ○ NEW MONUMENT FOUND
 ○ OLD MONUMENT FOUND
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 ○ OLD MONUMENT FOUND
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NOTE:
 1) THE TOPOGRAPHIC FEATURES SHOWN HEREON ARE CURRENT AS OF 07/29/04.
 2) THE TOPOGRAPHIC FEATURES SHOWN FOR THE NORTHEAST CORNER OF EAST 55TH STREET ARE CURRENT AS OF 09/08/04.

HS HERRICK SURVEYING & ENGINEERING, INC.
 11811-009
 5801 CARBIDE

City of Cleveland
 118-11-009
 5801 CARBIDE

RTM REGIONAL TRANSPORT AUTHORITY

ROW PLAN
 EUCUID AVENUE
 STA. 209+00 TO STA. 214+50
 BID PACKAGE 38 - C03

**PARCEL 178 - SH
GCRTA-PROJ. 38-CO3
PERPETUAL EASEMENT FOR HIGHWAY PURPOSES
WITHOUT LIMITATION OF EXISTING ACCESS RIGHTS**

An exclusive perpetual easement for public highway and road purposes, including, but not limited to any utility construction, relocation and/or utility maintenance work deemed appropriate by the Greater Cleveland Regional Transit Authority and the City of Cleveland, its successors and assigns forever.

Grantor/Owner, for himself and his heirs, executors, administrators, successors and assigns, reserves all existing rights of ingress and egress to and from any residual area. (as used herein, the expression "Grantor/Owner" includes the plural, and words in the masculine include the feminine or neuter).

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and being known as a part of Original 100 Acre Lot No. 336, being also a part of lands conveyed to Woodland East 39th Street Corp. by Instrument No. 200104271014 on file in the Cuyahoga County Recorder's Office and being a parcel of land lying on the right side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning at northeasterly corner of the grantor and on the southerly right of way of Euclid Avenue at 40.00 feet right of centerline of right of way of Euclid Avenue Station 232+16.74;

- 1) Thence leaving said right of way South 00° 58' 35" East along the westerly line of land conveyed to Iowa Realty Inc. by Volume 10337, Page 71 on file in the Cuyahoga County Recorder's Office, 11.91 feet to a point 51.88 feet right of centerline of right of way and construction of Euclid Avenue Station 232+17.59;
- 2) Thence leaving said line North 85° 08' 17" West, 18.25 feet to a point 51.31 feet right of centerline of right of way and construction of Euclid Avenue Station 231+99.35;
- 3) Thence North 84° 18' 40" West, 28.72 feet to a point 50.00 feet right of centerline of right of way and construction of Euclid Avenue Station 231+70.66;
- 4) Thence North 79° 53' 17" West, 18.78 feet to point at 47.70 feet right of centerline of right of way and construction of Euclid Avenue Station 231+52.02;
- 5) Thence North 86° 31' 41" West, 87.53 feet to a point on the easterly line of land conveyed to Royal Ice Cream Co. by Volume 14248, Page 595 on file in the Cuyahoga County Recorder's Office at 46.83 feet right of centerline of right of way and construction of Euclid Avenue Station 230+64.31;
- 6) Thence North 00° 58' 35" West along said easterly line, 6.84 feet to a point 40.00 feet right of centerline of right of way and construction of Euclid Avenue Station 230+63.85;
- 7) Thence along said right of way South 87° 08' 46" East, 69.98 feet to a point 40.00 feet right of centerline of right of way and construction of Euclid Avenue Station 231+33.99;
- 8) Thence continuing along said right of way South 86° 55' 22" East, 82.76 feet to the point of beginning.

Containing within said bounds 0.0302 acres of land Parcel 118-13-040.

Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

RX 270
Rev. 04/03

PID
PARCEL 178SH
CTY-RTE-SEC GCRTA-PROJ. 38-CO3
Version Date January 20, 2005

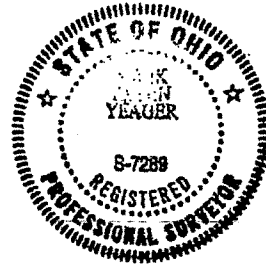
The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue.

This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

Date:

1/20/05

Mark A. Yeager
Mark A. Yeager, P.S. 7289



**PARCEL 178-T
GCRТА-PROJ.38-CO3
TEMPORARY EASEMENT FOR THE PURPOSE OF
PERFORMING THE WORK NECESSARY FOR
ROADWAY CONSTRUCTION
FOR APPROXIMATELY 24 MONTHS FROM THE DATE OF ENTRY**

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and being known as a part of Original 100 Acre Lot No. 336, being also a part of lands conveyed to Woodland East 39th Street Corp. by Instrument No. 200104271014 on file in the Cuyahoga County Recorder's Office and being a parcel of land lying on the right side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning at a point on the westerly line of land conveyed to Iowa Realty Inc. by Volume 10337, Page 71 on file in the Cuyahoga County Recorder's Office at 51.88 feet right of centerline of right of way and construction of Euclid Avenue Station 232+17.59;

- 1) Thence South 00° 58' 35" East along said line, 102.33 feet to a point 153.95 feet right of centerline of right of way and construction of Euclid Avenue Station 232+24.82;
- 2) Thence South 88° 56' 14" West, 17.50 feet to a point at 155.22 feet right of centerline of right of way and construction of Euclid Avenue Station 232+07.36;
- 3) Thence North 00° 18' 14" West, 67.66 feet to a point 87.67 feet right of centerline of right of way and construction of Euclid Avenue Station 232+03.37;
- 4) Thence North 82° 55' 46" West, 137.01 feet to a point on the easterly line of land conveyed to Royal Ice Cream Co. by Volume 14248, Page 595 on file in the Cuyahoga County Recorder's Office at 77.87 feet right of centerline of right of way and construction of Euclid Avenue Station 230+66.39;
- 5) Thence along said easterly line North 00° 58' 35" West, 31.11 feet to a point 46.83 feet right of centerline of right of way and construction of Euclid Avenue Station 230+64.31;
- 6) Thence South 86° 31' 41" East, 87.53 feet to a point 47.70 feet right of centerline of right of way and construction of Euclid Avenue Station 231+52.02;
- 7) Thence South 79° 53' 17" East, 18.78 feet to a point 50.00 feet right of centerline of right of way and construction of Euclid Avenue Station 231+70.66;
- 8) Thence South 84° 18' 40" East, 28.72 feet to a point 51.31 feet right of centerline of right of way and construction of Euclid Avenue Station 231+99.35;
- 9) Thence South 85° 08' 17" East, 18.25 feet to the point beginning.

Containing within said bounds 0.1482 acres of land Parcel 118-13-040.

Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue.

RX250
Rev. 04/03

PID
PARCEL 178T
CTY-RTE-SEC GCRTA-PROJ.38-CO3
Version Date January 20, 2005

This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

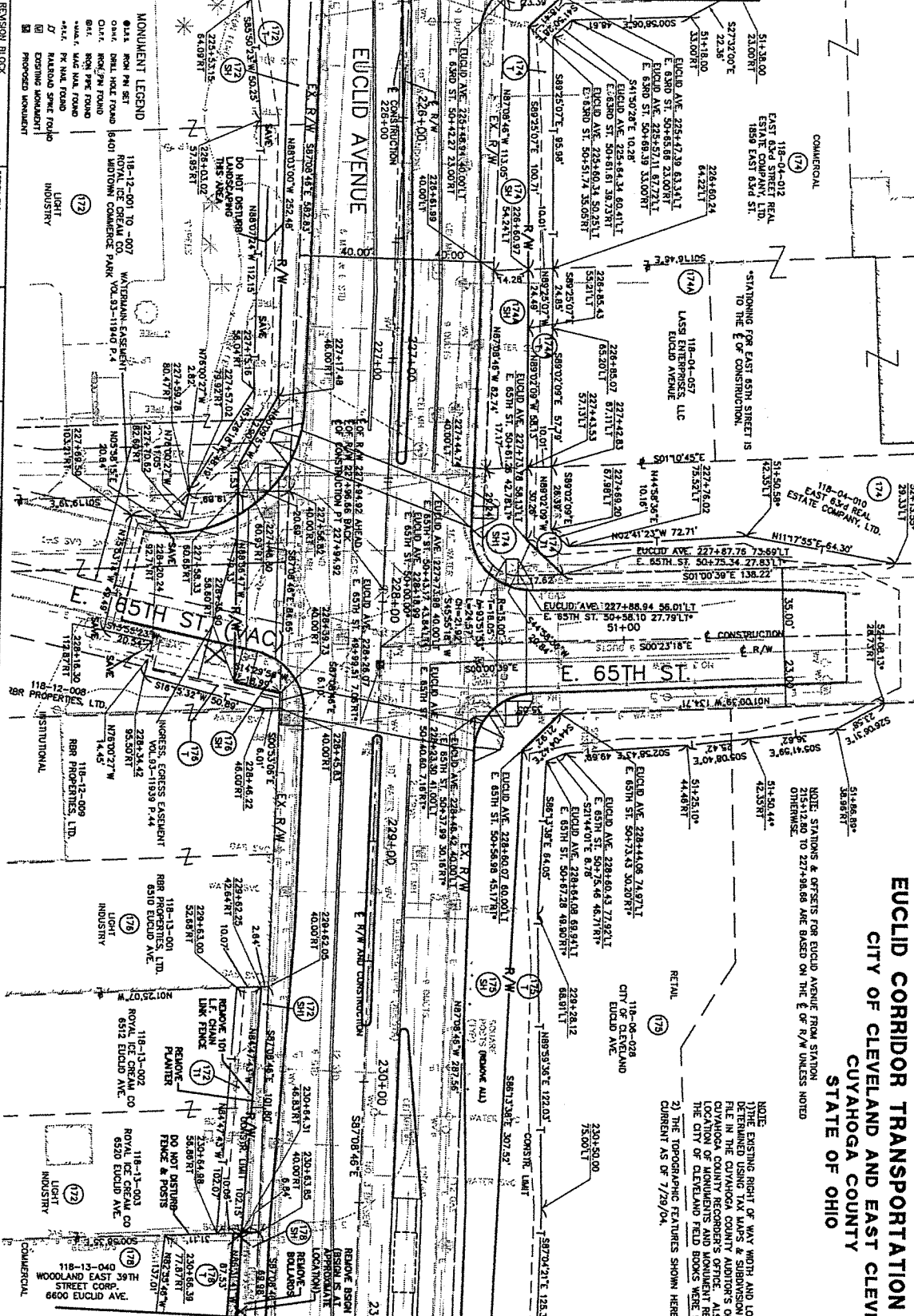
Date:

1/20/05

Mark A. Yeager
Mark A. Yeager, P.S. 7289



MATCH LINE 225+50



EUCLID CORRIDOR TRANSPORTATION PROJECT
CITY OF CLEVELAND AND EAST CLEVELAND
CUYAHOGA COUNTY
STATE OF OHIO

NOTE: STRAINS & OFFSETS FOR EUCLID AVENUE FROM STATION 215+12.90 TO 227+98.66 ARE BASED ON THE E OF R/W UNLESS NOTED OTHERWISE.

NOTE: EXISTING RIGHT OF WAY WIDTH AND LOCATION WERE DETERMINED USING TAX MAPS & SUBDIVISION PLATS ON FILE IN THE CUYAHOGA COUNTY AUDITOR'S OFFICE AND CUYAHOGA COUNTY RECORDER'S OFFICE. ALSO, FIELD LOCATION OF MONUMENTS AND MONUMENT RECORDS FROM THE CITY OF CLEVELAND FIELD BOOKS WERE USED.

2) THE TOPOGRAPHIC FEATURES SHOWN HEREON ARE CURRENT AS OF 7/29/04.

MATCH LINE 231+00

REVISION BLOCK	NO. DATE	BY	DESCRIPTION
	1 3/27/00	JT	ISSUE FOR PERMIT
	2 4/10/00	JT	REVISED PER CITY ENGINEER COMMENTS
	3 4/10/00	JT	REVISED PER CITY ENGINEER COMMENTS
	4 4/10/00	JT	REVISED PER CITY ENGINEER COMMENTS
	5 4/10/00	JT	REVISED PER CITY ENGINEER COMMENTS
	6 4/10/00	JT	REVISED PER CITY ENGINEER COMMENTS
	7 4/10/00	JT	REVISED PER CITY ENGINEER COMMENTS

SCALE: HORIZ. 1" = 20' FEET
 VERT. 1" = 4' FEET

MONUMENT LEGEND

- 118-12-001 TO -007 WILSONVILLE EASEMENT
- 118-12-008 WILSONVILLE EASEMENT
- 118-12-009 WILSONVILLE EASEMENT
- 118-12-010 WILSONVILLE EASEMENT
- 118-12-011 WILSONVILLE EASEMENT
- 118-12-012 WILSONVILLE EASEMENT
- 118-12-013 WILSONVILLE EASEMENT
- 118-12-014 WILSONVILLE EASEMENT
- 118-12-015 WILSONVILLE EASEMENT
- 118-12-016 WILSONVILLE EASEMENT
- 118-12-017 WILSONVILLE EASEMENT
- 118-12-018 WILSONVILLE EASEMENT
- 118-12-019 WILSONVILLE EASEMENT
- 118-12-020 WILSONVILLE EASEMENT
- 118-12-021 WILSONVILLE EASEMENT
- 118-12-022 WILSONVILLE EASEMENT
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- 118-12-024 WILSONVILLE EASEMENT
- 118-12-025 WILSONVILLE EASEMENT
- 118-12-026 WILSONVILLE EASEMENT
- 118-12-027 WILSONVILLE EASEMENT
- 118-12-028 WILSONVILLE EASEMENT
- 118-12-029 WILSONVILLE EASEMENT
- 118-12-030 WILSONVILLE EASEMENT
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- 118-12-099 WILSONVILLE EASEMENT
- 118-12-100 WILSONVILLE EASEMENT

ROW PLAN
 EUCLID AVENUE
 STA. 225+50 TO STA. 231+00
 BID PACKAGE 38 - C03

SHEET NO. RW132
 TOTAL SHEETS 35 OF 44

**PARCEL 183-SH
GCRTA-PROJ. 38-CO3
PERPETUAL EASEMENT FOR HIGHWAY PURPOSES
WITHOUT LIMITATION OF EXISTING ACCESS RIGHTS**

An exclusive perpetual easement for public highway and road purposes, including, but not limited to any utility construction, relocation and/or utility maintenance work deemed appropriate by the Greater Cleveland Regional Transit Authority and the City of Cleveland, its successors and assigns forever.

Grantor/Owner, for himself and his heirs, executors, administrators, successors and assigns, reserves all existing rights of ingress and egress to and from any residual area. (as used herein, the expression "Grantor/Owner" includes the plural, and words in the masculine include the feminine or neuter).

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being a part of Original 100 Acre Lot 338, also a part of the lands conveyed to Woodland-East 39th Street Corporation by Volume 87-7285, Page 66 on file in the Cuyahoga County Recorder's Office and being a parcel of land lying on the right side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning on the southerly right of way of Euclid Avenue at the northwesterly corner of the grantor at 40.00 feet right of centerline of right of way and construction of Euclid Avenue Station 232+32.02;

- 1) Thence South 86° 55' 22" East along said right of way, 167.28 feet to a point 40.00 feet right of centerline of right of way and construction of Euclid Avenue Station 233+99.29;
- 2) Thence leaving said right of way, South 00° 59' 22" East along the westerly line of lands conveyed to 6620 Euclid Avenue, Ltd. by Instrument No. 200111130628 on file in the Cuyahoga County Recorder's Office, 11.31 feet to a point 51.28 feet right of centerline of right of way and construction of Euclid Avenue Station 234+00.10;
- 3) Thence leaving said line, North 86° 55' 22" West, 106.13 feet to a point 51.28 feet right of centerline of right of way and construction of Euclid Avenue Station 232+93.97;
- 4) Thence South 88° 21' 19" West, 20.90 feet to a point 53.00 feet right of centerline of right of way and construction of Euclid Avenue Station 232+73.14;
- 5) Thence North 86° 48' 29" West, 20.85 feet to a point at 52.96 feet right of centerline of right of way and construction of Euclid Avenue Station 232+52.29;
- 6) Thence North 85° 08' 17" West, 19.39 feet to a point on the easterly line of land conveyed to Iowa Realty Inc. by Volume 10337, Page 71 on file in the Cuyahoga County Recorder's Office at 52.35 feet right of centerline of right of way and construction of Euclid Avenue Station 232+32.91;
- 7) Thence North 01° 02' 52" West along said easterly line, 12.39 feet to the point of beginning.

Containing within said bounds 0.0452 acres of land in Parcel 118-13-005.

Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

RX 270
Rev. 04/03

PID
PARCEL 183SH
CTY-RTE-SEC GCRTA-PROJ. 38-CO3
Version Date January 20, 2005

The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue.

This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

Date:

1/20/05

Mark A. Yeager
Mark A. Yeager, P.S. 7289



**PARCEL 183-T
GCRTA-PROJ.38-CO3
TEMPORARY EASEMENT FOR THE PURPOSE OF
PERFORMING THE WORK NECESSARY FOR
ROADWAY CONSTRUCTION
FOR APPROXIMATELY 24 MONTHS FROM THE DATE OF ENTRY**

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio, and known as being a part of Original 100 Acre Lot 338, also a part of the lands conveyed to Woodland-East 39th Street Corporation by Volume 87-7285, Page 66 on file in the Cuyahoga County Recorder's Office and being a parcel of land lying on the right side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning at a point on the easterly line of the grantor at 51.28 feet right of centerline of right of way and construction of Euclid Avenue Station 234+00.10;

- 1) Thence South 00° 59' 22" East along the westerly line of lands conveyed to 6620 Euclid Avenue, Ltd. by Instrument No. 200111130628 on file in the Cuyahoga County Recorder's Office, 9.01 feet to a point 60.27 feet right of centerline of right of way and construction of Euclid Avenue Station 234+00.74;
- 2) Thence leaving said line, North 86° 57' 00" West, 95.10 feet to a point 60.31 feet right of centerline of right of way and construction of Euclid Avenue Station 233+05.64;
- 3) Thence South 00° 21' 03" East, 1.44 feet to a point 61.75 feet right of centerline of right of way and construction of Euclid Avenue Station 233+05.73;
- 4) Thence South 86° 16' 33" West, 3.84 feet to a point 62.21 feet right of centerline of right of way and construction of Euclid Avenue Station 233+01.91;
- 5) Thence South 01° 18' 59" East, 19.80 feet to a point 81.95 feet right of centerline of right of way and construction of Euclid Avenue Station 233+03.43;
- 6) Thence North 88° 29' 35" West, 2.13 feet to a point 82.01 feet right of centerline of right of way and construction of Euclid Avenue Station 233+01.29;
- 7) Thence South 01° 07' 16" East, 14.47 feet to a point 96.45 feet right of centerline of right of way and construction of Euclid Avenue Station 233+02.35;
- 8) Thence South 88° 40' 20" East, 5.85 feet to a point 96.27 feet right of centerline of right of way and construction of Euclid Avenue Station 233+08.20;
- 9) Thence South 01° 03' 46" East, 51.52 feet to a point 147.65 feet right of centerline of right of way and construction of Euclid Avenue Station 233+11.92;
- 10) Thence South 88° 56' 14" West, 71.95 feet to a point on the easterly line of lands conveyed to Iowa Realty, Inc. by Volume 10337, Page 71 on file in the Cuyahoga County Recorder's Office at 152.84 feet right of centerline of right of way and construction of Euclid Avenue Station 232+40.15;
- 11) Thence North 01° 02' 52" West along said easterly line, 100.75 feet to a point 52.35 feet right of centerline of right of way and construction of Euclid Avenue Station 232+32.91;

RX250
Rev. 04/03

PID	183T
PARCEL	
CTY-RTE-SEC	GCRTA-PROJ.38-CO3
Version Date	January 20, 2005

- 12) Thence leaving said easterly line, South 85° 08' 17" East, 19.39 feet to a point 52.96 feet right of centerline of right of way and construction of Euclid Avenue Station 232+52.29;
- 13) Thence South 86° 48' 29" East, 20.85 feet to a point 53.00 feet right of centerline of right of way and construction of Euclid Avenue Station 232+73.14;
- 14) Thence North 88° 21' 19" East, 20.90 feet to a point 51.28 feet right of centerline of right of way and construction of Euclid Avenue Station 232+93.97;
- 15) Thence South 86° 55' 22" East, 106.13 feet to the point of beginning.

Containing within said bounds 0.1780 acres of land in Parcel 118-13-005.

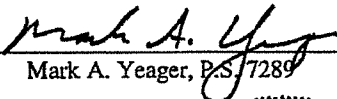
Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue.

This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

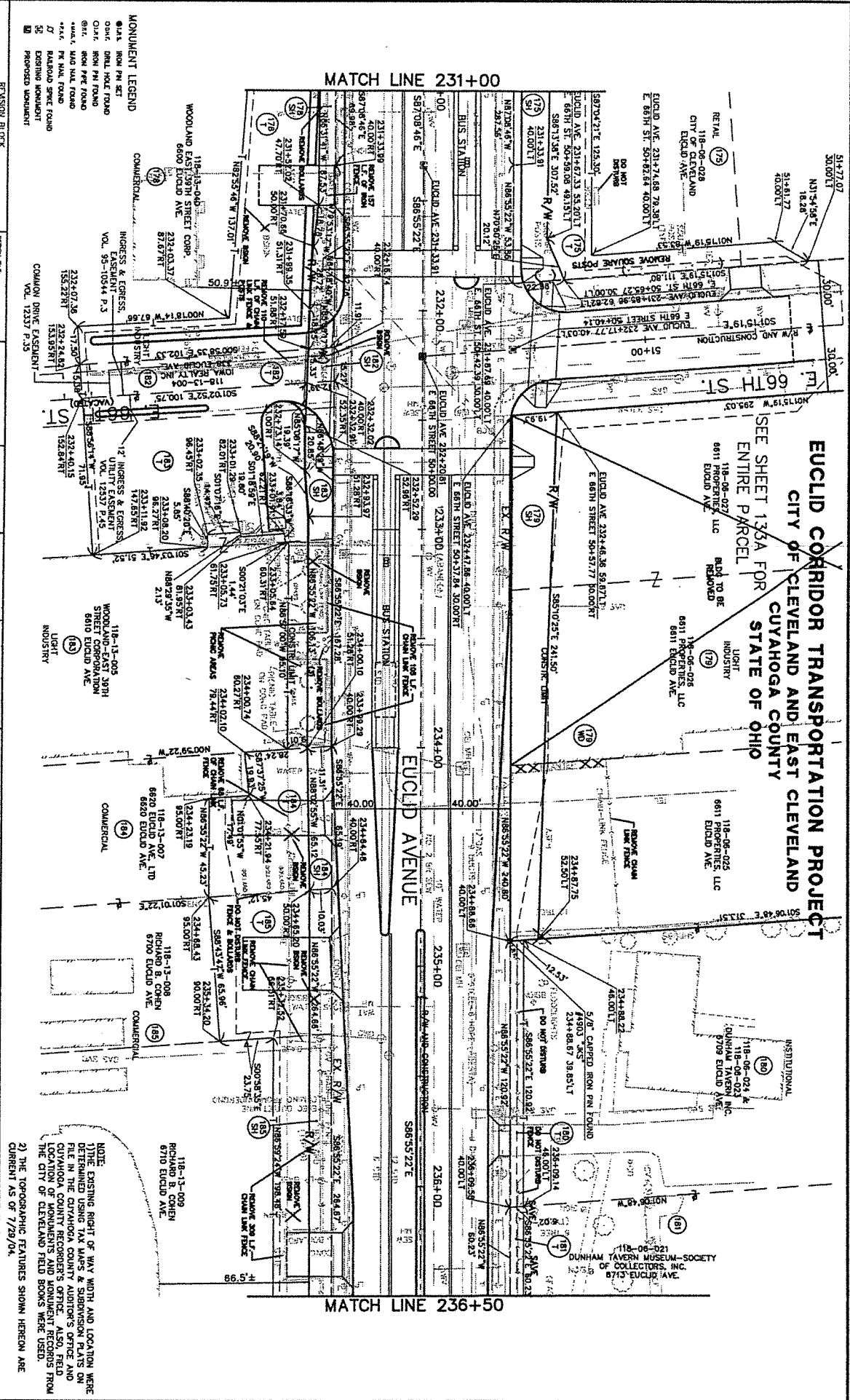
Date:

1/20/05


 Mark A. Yeager, P.S. 7289



1	REVISION BLOCK	REVISION FILE	PERSON BR	DATE
2		3/17/03-3/27/03		5/20/05
3				
4				
5				
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EUCLID CORRIDOR TRANSPORTATION PROJECT
CITY OF CLEVELAND AND EAST CLEVELAND
CUYAHOGA COUNTY
STATE OF OHIO

SEE SHEET 135A FOR
ENTIRE PARCEL

- MONUMENT LEGEND**
- ① IRON PIN SET
 - ② CHAIN END OF ROAD
 - ③ IRON PIN SET
 - ④ IRON PIN SET
 - ⑤ IRON PIN SET
 - ⑥ IRON PIN SET
 - ⑦ IRON PIN SET
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NOTE:
 THE EXISTING RIGHT OF WAY WIDTH AND LOCATION WERE DETERMINED USING TAX MAPS & SUBDIVISION PLATS ON FILE IN THE CUYAHOGA COUNTY AUDITOR'S OFFICE AND LOCATION OF MONUMENTS AND ADJUTANT MONUMENTS FROM THE CITY OF CLEVELAND FIELD BOOKS WERE USED.
 2) THE TOPOGRAPHIC FEATURES SHOWN HEREON ARE CURRENT AS OF 7/28/04.

ROW PLAN EUCLID AVENUE	SHEET NO. RW133
STA. 231+00 TO STA. 236+50 BID PACKAGE 38 - C03	TOTAL SHEETS 38 OF 44



RX250
Rev. 04/03

PID
PARCEL
CTY-RTE-SEC
Version Date

201T
GCRТА-PROJ.38-CO3
November 19, 2004

**PARCEL 201-T
GCRТА-PROJ.38-CO3
TEMPORARY EASEMENT FOR THE PURPOSE OF
PERFORMING THE WORK NECESSARY FOR
ROADWAY CONSTRUCTION
FOR APPROXIMATELY 24 MONTHS FROM THE DATE OF ENTRY**

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and known as being part of Sublots Nos. 8 and 9 in the Spangler Heir's Subdivision of part of Original 100 Acre Lot No. 339, as shown by the recorded plat in Volume 14, Page 8 of the Cuyahoga County Plat Records, also a part of the lands conveyed to Colejon Development Company by Volume 15607, Page 30 on file in the Cuyahoga County Recorder's Office and being a parcel of land lying on the left side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning at the southeasterly corner of the grantor and on the northerly right of way of Euclid Avenue, 60.00 feet left of centerline of right of way and construction of Euclid Avenue Station 252+18.61;

- 1) Thence North 86° 54' 25" West along said right of way, 36.48 feet to a point on the easterly line of lands conveyed to Nabih B. and Jeannette N. Ayna in Volume 15607, Page 497 on file in the Cuyahoga County Recorder's Office at 60.00 feet left of centerline of right of way and construction of Euclid Avenue Station 251+82.13;
- 2) Thence leaving said right of way, North 01° 05' 06" West, 10.03 feet along said line to a point at 70.00 feet left of centerline of right of way and construction of Euclid Avenue Station 251+81.40;
- 3) Thence North 86° 53' 47" East, 18.72 feet to a point 72.02 feet left of centerline of right of way and construction of Euclid Avenue Station 252+00.02;
- 4) Thence South 80° 27' 45" East, 18.01 feet to a point on the westerly line of lands conveyed to Masjid Bilal, Inc. in Volume 1745, Page 16 on file in the Cuyahoga County Recorder's Office at 70.00 feet left of centerline of right of way and construction of Euclid Avenue Station 252+17.91;
- 5) Thence South 00° 56' 25" East along said line, 10.02 feet to the point of beginning.

Containing within said bounds 0.0092 acres of land in Parcel 118-10-026.

Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue.

This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

Date:

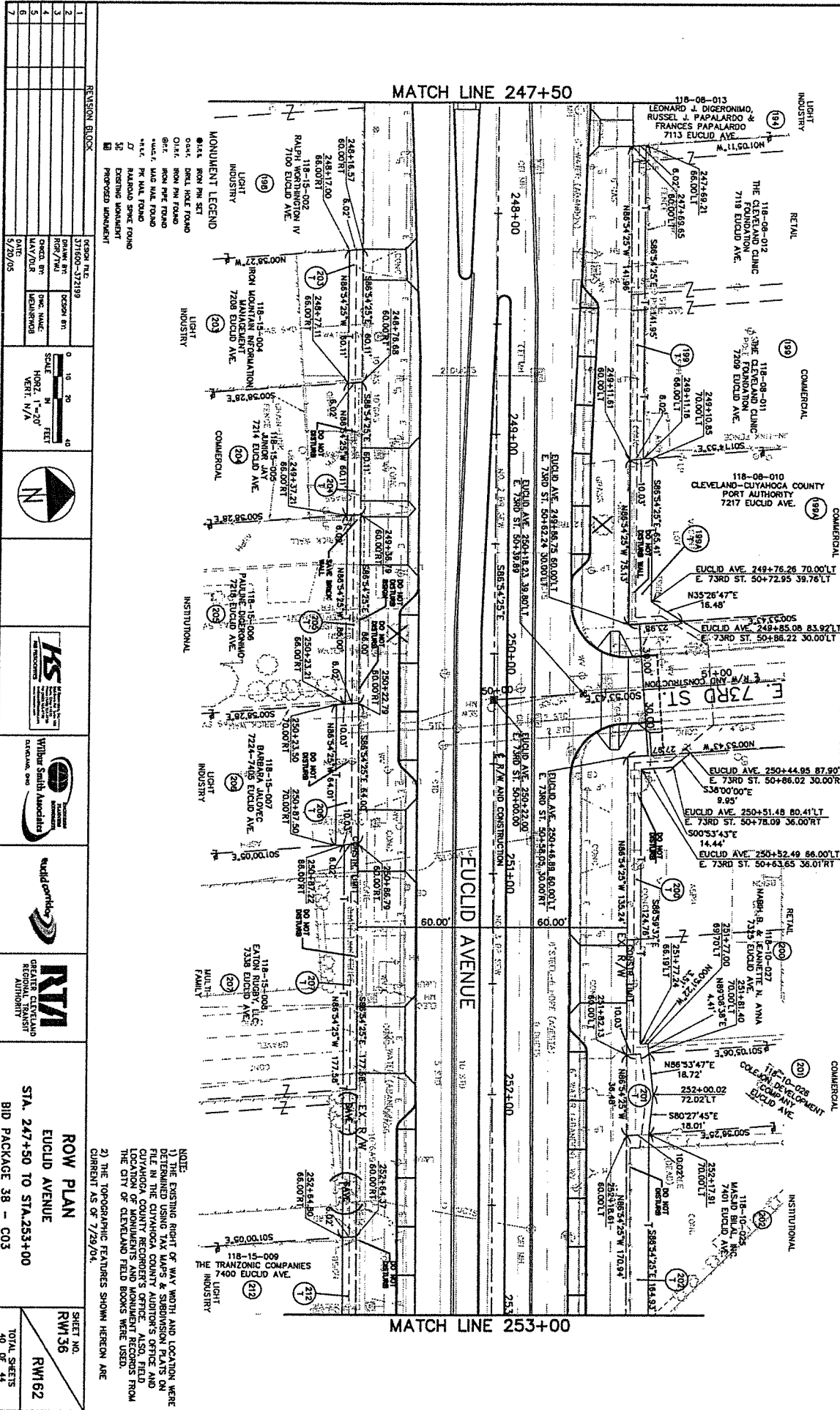
11/17/04

Mark A. Yeager, P.S.



EUCLID CORRIDOR TRANSPORTATION PROJECT

CITY OF CLEVELAND AND EAST CLEVELAND CUYAHOGA COUNTY STATE OF OHIO



NO.	DESCRIPTION	DATE
1	ISSUED FOR PERMITS	5/20/05
2	ISSUED FOR PERMITS	5/20/05
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6	ISSUED FOR PERMITS	5/20/05
7	ISSUED FOR PERMITS	5/20/05

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7	ISSUED FOR PERMITS	5/20/05

ROW PLAN
EUCLID AVENUE
STA. 247+50 TO STA. 253+00
BID PACKAGE 38 - C03

SHEET NO.
RW 36
RW 62

TOTAL SHEETS
40 OF 44

NOTE:
1) THE EXISTING RIGHT OF WAY WIDTH AND LOCATION WERE DETERMINED USING TAX MAPS & SUBDIVISION PLATS ON FILE IN THE CUYAHOGA COUNTY AUDITOR'S OFFICE AND CUYAHOGA COUNTY RECORDER'S OFFICE. ALSO, FIELD LOCATION OF MONUMENTS AND MONUMENT RECORDS FROM THE CITY OF CLEVELAND FIELD BOOKS WERE USED.
2) THE TOPOGRAPHIC FEATURES SHOWN HEREON ARE CURRENT AS OF 7/29/04.

**PARCEL 212-T
GCRTA-PROJ.38-CO3
TEMPORARY EASEMENT FOR THE PURPOSE OF
PERFORMING THE WORK NECESSARY FOR
ROADWAY CONSTRUCTION
FOR APPROXIMATELY 24 MONTHS FROM THE DATE OF ENTRY**

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and known as being part of Original 100 Acre Lot No. 339, also a part of the lands conveyed to The Tranzonic Companies in Volume 14488, Page 445 on file in the Cuyahoga County Recorder's Office and being a parcel of land lying on the right side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning at the northwesterly corner of the grantor and on the southerly right of way of Euclid Avenue 60.00 feet right of centerline of right of way and construction of Euclid Avenue Station 252+64.37;

- 1) Thence South 86° 54' 25" East along the southerly right of way of Euclid Avenue, 334.80 feet to a point 60.00 feet right of centerline of right of way and construction of Euclid Avenue Station 255+99.17;
- 2) Thence leaving said right of way, South 01° 21' 35" East along the westerly line of lands conveyed to the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints by Instrument No. 200304040372 on file in the Cuyahoga County Recorder's Office, 6.02 feet to a point 66.00 feet right of centerline of right of way and construction of Euclid Avenue Station 255+99.64;
- 3) Thence North 86° 54' 25" West, 334.84 feet to a point on the easterly line of lands conveyed to Eaton Rugby, LLC in Instrument No. 20020911089 on file in the Cuyahoga County Recorder's Office at 66.00 feet right of centerline of right of way and construction of Euclid Avenue Station 252+64.80;
- 4) Thence North 01° 00' 05" West along said line, 6.02 feet to the point of beginning.

Containing within said bounds 0.0461 acres of land of which 0.0100 acres lie in Parcel 118-15-009, 0.0201 acres in 118-16-001 and 0.0160 acres in 118-16-002.

Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue.

This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

Date:

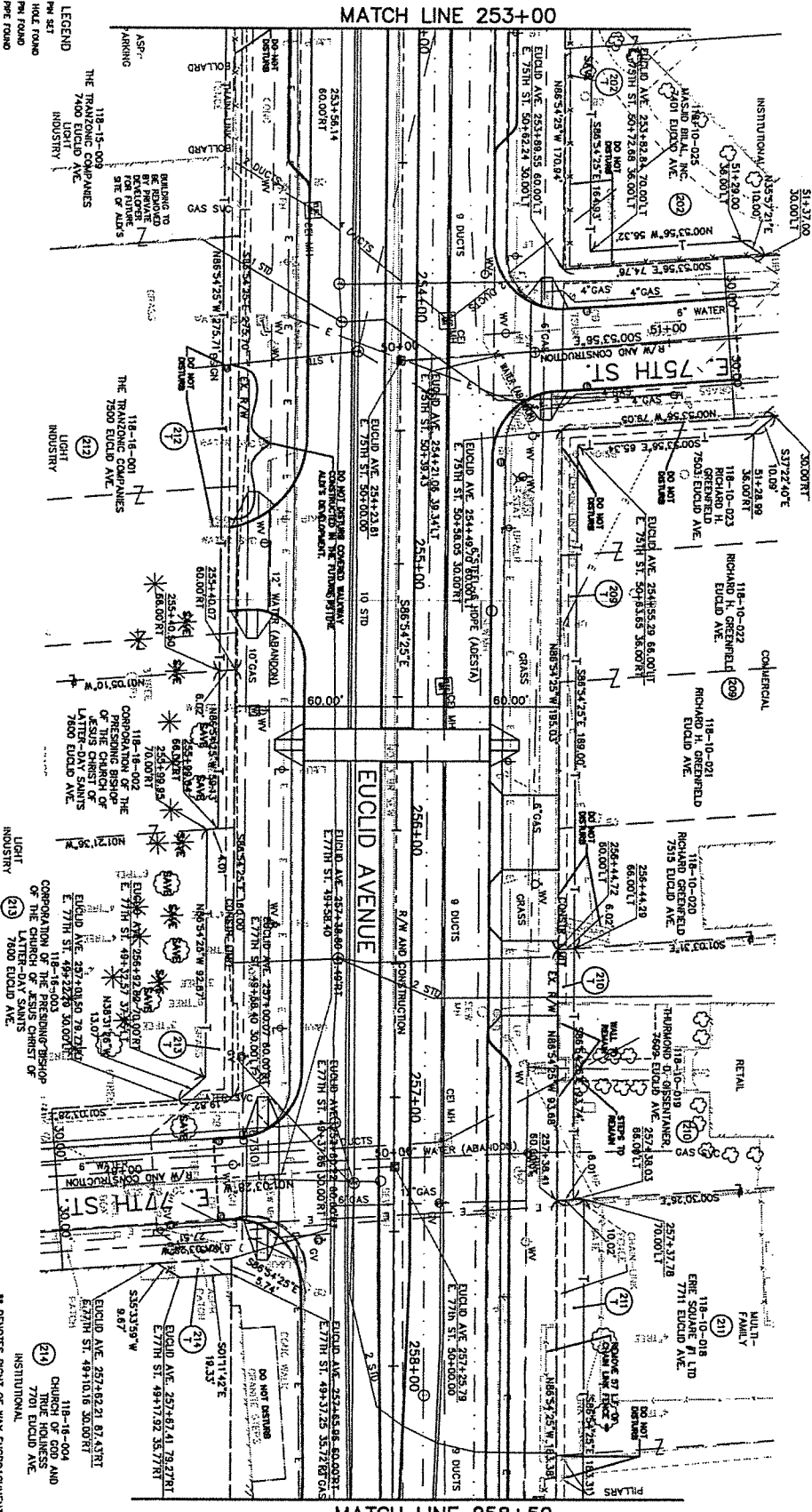
11/19/04

Mark A. Yeager
Mark A. Yeager, P.S. 7289



EUCLOUD CORRIDOR TRANSPORTATION PROJECT

CITY OF CLEVELAND AND EAST CLEVELAND CUYAHOGA COUNTY STATE OF OHIO



MONUMENT LEGEND	
▲	EXISTING MONUMENT
○	PROPOSED MONUMENT
REVISION BLOCK	
NO.	DESCRIPTION
1	SECTION A/E
2	SECTION B/E
3	SECTION C/E
4	SECTION D/E
5	SECTION E/E
6	SECTION F/E
7	SECTION G/E
ROW PLAN	
EUCLOUD AVENUE	
STA. 253+00 TO STA. 258+50	
BID PACKAGE 38 - C03	
SHEET NO.	RW137
TOTAL SHEETS	RW162
41	OF
44	

NOTE: THE TOPOGRAPHIC FEATURES SHOWN HEREON ARE CURRENT AS OF 7/29/04.

NOTE: THE EXISTING RIGHT OF WAY WIDTH AND LOCATION WERE DETERMINED USING TAX MAPS & SUBDIVISION PLANS CIVILIAN IN CHARGE OF REGIONAL PLANNING DIVISION'S OFFICE AND LOCATION OF MONUMENTS AND MONUMENT RECORDS FROM THE CITY OF CLEVELAND FIELD BOOKS WERE USED.

** DENOTES RIGHT OF WAY ENCROACHMENT

**PARCEL 219-SH
GCRTA-PROJ. 38-CO5
PERPETUAL EASEMENT FOR HIGHWAY PURPOSES
WITHOUT LIMITATION OF EXISTING ACCESS RIGHTS**

An exclusive perpetual easement for public highway and road purposes, including, but not limited to any utility construction, relocation and/or utility maintenance work deemed appropriate by the Greater Cleveland Regional Transit Authority and the City of Cleveland, its successors and assigns forever.

Grantor/Owner, for himself and his heirs, executors, administrators, successors and assigns, reserves all existing rights of ingress and egress to and from any residual area. (as used herein, the expression "Grantor/Owner" includes the plural, and words in the masculine include the feminine or neuter).

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as part of Sublot No. 47 and 48 in the Harris Jaynes Subdivision of a part of Original 100 Acre Lot No. 399, as shown by the recorded plat in Volume 9, Page 17 of Cuyahoga County Records, and part of Sublot No. 1 in the Scott and Van Tunes Subdivision of a part of Original 100 Acre Lot No. 399, as shown by the recorded plat in Volume 13, Page 12 of Cuyahoga County Records, and also a part of the lands conveyed to John R. Linn and Barbara A. Linn by Instrument No. 200111050098 on file in the Cuyahoga County Recorder's Office and being a parcel of land lying on the right side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning at the intersection of the southerly right of way of Euclid Avenue and the easterly right of way of East 79th Street at 40.00 feet right of centerline of right of way and construction of Euclid Avenue Station 262+27.92 and 25.00 feet right of centerline of right of way and construction of East 79th Street Station 49+58.12;

- 1) Thence South 86° 50' 47" East along the existing southerly right of way of Euclid Avenue, 337.07 feet to a point on the existing westerly right of way of East 81st Street at 40.00 feet right of centerline of right of way and construction of Euclid Avenue Station 265+64.99 and 25.00 feet left of centerline of right of way and construction of East 81st Street Station 49+61.70;
- 2) Thence South 00° 58' 11" East along said right of way, 23.98 feet to a point 63.92 feet right of centerline of right of way and construction of Euclid Avenue Station 265+66.72 and 25.00 feet left of centerline of right of way and construction of East 81st Street Station 49+37.31;
- 3) Thence leaving said right of way, North 43° 54' 29" West, 20.44 feet to a point 50.00 feet right of centerline of right of way and construction of Euclid Avenue Station 265+51.76 and 38.92 feet left of centerline of right of way and construction of East 81st Street Station 49+47.32;
- 4) Thence North 86° 50' 47" West, 288.04 feet to a point 50.00 feet right of centerline of right of way and construction of Euclid Avenue Station 262+63.71 and 60.00 feet right of centerline of right of way and construction of East 79th Street Station 49+45.61;
- 5) Thence South 46° 07' 19" West, 47.83 feet to a point on the easterly right of way of East 79th Street at 85.00 feet right of centerline of right of way and construction of Euclid Avenue Station 262+31.12 and 25.00 feet right of centerline of right of way and construction of East 79th Street Station 49+13.01;
- 6) Thence North 00° 54' 36" West along said right of way, 45.11 feet to the point of beginning.

RX 270
Rev. 04/03

PID
PARCEL 219SH
CTY-RTE-SEC GCRTA-PROJ. 38-CO5
Version Date June 15, 2004

Containing within said bounds 0.0937 acres of land of which 0.0485 acres lie in Parcel 119-14-009, 0.0069 acres lie in Parcel 119-14-008 and 0.0383 acres lie in Parcel 119-14-007.

Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue and the centerline of right of way and construction of East 79th and East 81st Streets.

This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

Date:

6/15/04

Mark A. Yeager
Mark A. Yeager, P.S. 7289



**PARCEL 219-T
GCRТА-PROJ.38-CO3
TEMPORARY EASEMENT FOR THE PURPOSE OF
PERFORMING THE WORK NECESSARY FOR
ROADWAY CONSTRUCTION
FOR APPROXIMATELY 24 MONTHS FROM THE DATE OF ENTRY**

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and known as part of Sublot No. 47 and 48 in the Harris Jaynes Subdivision of a part of Original 100 Acre Lot No. 399, as shown by the recorded plat in Volume 9, Page 17 of Cuyahoga County Records, and part of Sublot No. 1 in the Scott and Van Tunes Subdivision of a part of Original 100 Acre Lot No. 399, as shown by the recorded plat in Volume 13, Page 12 of Cuyahoga County Records, and also a part of the lands conveyed to John R. Linn and Barbara A. Linn by Instrument No. 200111050098 on file in the Cuyahoga County Recorder's Office and being a parcel of land lying on the right side of the centerline of right of way and construction of Euclid Avenue, bounded and described as follows;

Beginning at a point 50.00 feet right of centerline of right of way and construction of Euclid Avenue Station 262+63.72 and 60.00 feet right of centerline of right of way and construction of East 79th Street Station 49+45.61;

- 1) Thence South 86° 50' 47" East, 288.04 feet to a point 50.00 feet right of centerline of right of way and construction of Euclid Avenue Station 265+51.76 and 38.92 feet left of centerline of right of way and construction of East 81st Street Station 49+47.32;
- 2) Thence South 43° 54' 29" East, 20.44 feet to a point on the westerly right of way of East 81st Street at 63.92 feet right of centerline of right of way and construction of Euclid Avenue Station 265+66.72 and 25.00 feet left of centerline of right of way and construction of East 81st Street Station 49+37.31;
- 3) Thence South 00° 58' 11" East, 14.68 feet to a point 77.34 feet right of centerline of right of way and construction of Euclid Avenue Station 265+67.69 and 25.00 feet left of centerline of right of way and construction of East 81st Street Station 49+24.26;
- 4) Thence leaving said right of way, North 43° 54' 29" West, 27.25 feet to a point 60.00 feet right of centerline of right of way and construction of Euclid Avenue Station 265+47.82 and 43.56 feet left of centerline of right of way and construction of East 81st Street Station 49+42.98;
- 5) Thence North 86° 50' 47" West, 279.75 feet to a point 60.00 feet right of centerline of right of way and construction of Euclid Avenue Station 262+68.07;
- 6) Thence South 46° 07' 19" West, 20.18 feet to a point 74.76 feet right of centerline of right of way and construction of Euclid Avenue Station 262+54.32;
- 7) Thence South 20° 45' 34" West, 23.84 feet to a point 40.06 feet right of centerline of right of way and construction of East 79th Street Station 48+99.42;
- 8) Thence South 00° 40' 53" East, 22.29 feet to a point 39.98 feet right of centerline of right of way and construction of East 79th Street Station 48+77.43;

RX250
Rev. 04/03

PID
PARCEL
CTY-RTE-SEC
Version Date
219T
GCRTA-PROJ.38-CO3
November 18, 2004

- 9) Thence South 53° 32' 56" West, 18.40 feet to a point on the easterly right of way of East 79th Street at 25.00 feet right of centerline of right of way and construction of East 79th Street Station 48+66.43;
- 10) Thence North 00° 54' 36" West along said right of way, 46.58 feet to a point 85.00 feet right of centerline of right of way and construction of Euclid Avenue Station 262+31.12 and 25.00 feet right of centerline of right of way and construction of East 79th Street Station 49+13.01;
- 11) Thence leaving said right of way, North 46° 07' 19" East, 47.83 feet to the point of beginning;

Containing within said bounds 0.0955 acres of land of which 0.0508 acres lie in Parcel 119-14-009, 0.0069 acres lie in Parcel 119-14-008 and 0.0378 acres lie in Parcel 119-14-007.

Bearings are based on Ohio State Plane, North Zone NAD83 (1995) Grid North.

The stations referred to herein are from the centerline of right of way and construction of Euclid Avenue and the centerline of right of way and construction of East 79th and East 81st Streets.

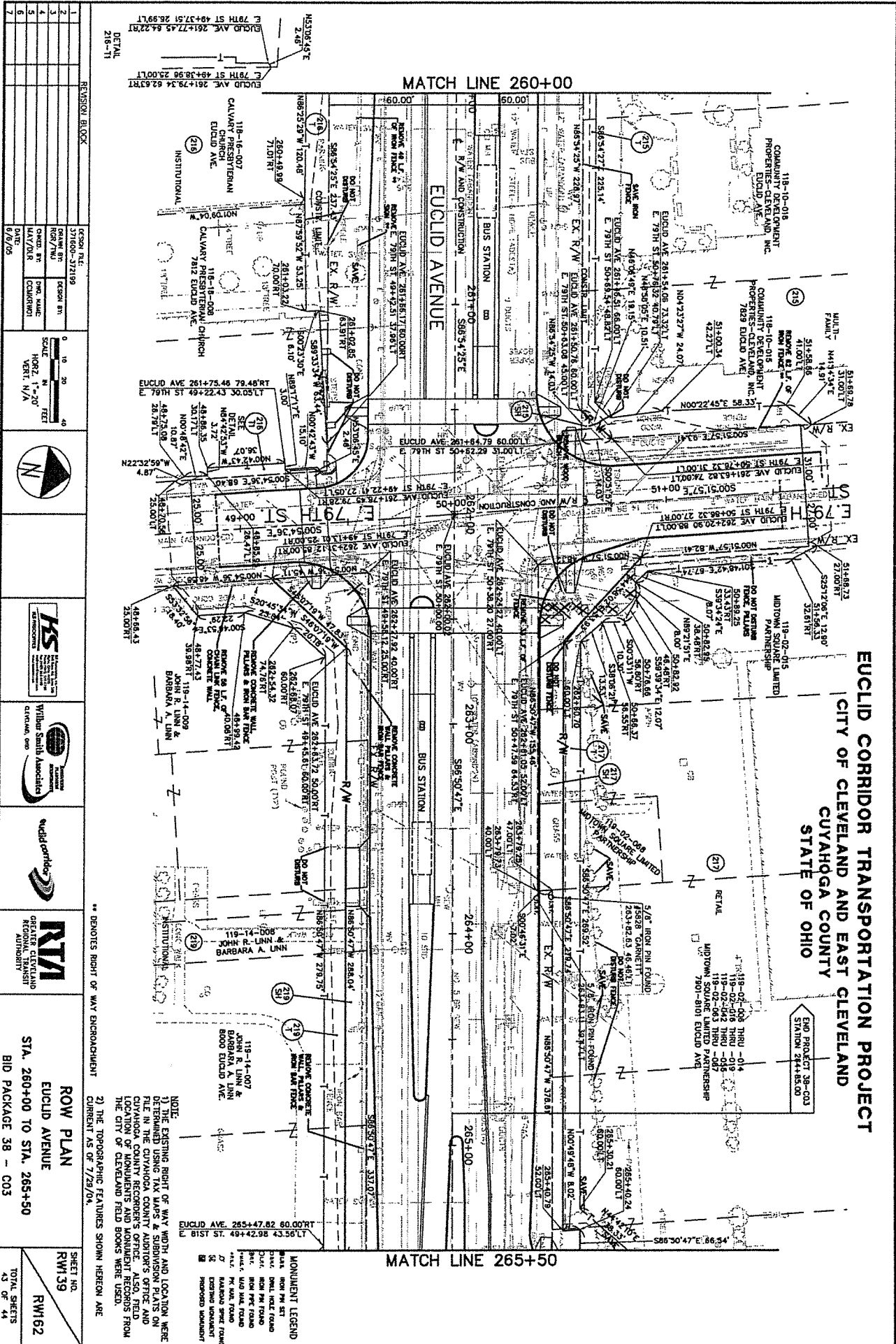
This description was prepared by KS Associates, Inc. under the supervision of Mark A. Yeager, Professional Surveyor, Ohio No. 7289.

Date:

11/19/04

Mark A. Yeager
Mark A. Yeager, P.S. 7289







Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

A-31

DECLARING THE INTENT OF THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY TO APPROPRIATE PROPERTY INTERESTS FOR THE EUCLID CORRIDOR TRANSPORTATION PROJECT IN ALL OR A PORTION OF THE HEREINAFTER- DESCRIBED PARCELS FOR A TOTAL AMOUNT OF \$129,544.00 (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET).	Resolution No.: 2005- 90
	Date: July 14, 2005
	Initiator: Euclid Corridor Transportation Project
ACTION REQUEST: <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____	

- 1.0 **PURPOSE/SCOPE:** The purpose of entering into eminent domain proceedings is to provide a legal right to acquire and transfer needed property rights to construct the Euclid Corridor Transportation Project –Bid Package C-03.
- 2.0 **DESCRIPTION/JUSTIFICATION:** This property is vital for right of way needed for the first phase of construction of the Euclid Corridor Transportation Project. These sites must be acquired for the purpose of making and repairing roads to better improve public transportation in Cleveland and the acquisition of right of way in conjunction therewith. Since agreement could not be reached with property owners after fair negotiating for a minimum of 45 days, eminent domain proceedings may be initiated. Construction is anticipated to commence in September 2005 so time is of the essence.
- 3.0 **PROCUREMENT BACKGROUND:** Does Not Apply.
- 4.0 **DBE/AFFIRMATIVE ACTION BACKGROUND:** Does Not Apply.
- 5.0 **POLICY IMPACT:** This is consistent with GCRTA's Real Estate Policy, which states that the Board of Trustees must approve all eminent domain proceedings. Initiating eminent domain proceedings after 45 days of fair negotiating is consistent with the ECTP Real Estate Acquisition Policy Manual (RAMP). A 30-day minimum is generally accepted under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended. These thresholds were satisfied with each of the subject property owners.
- 6.0 **ECONOMIC IMPACT:** The purchase price is payable from the RTA Development Fund, Euclid Corridor Transportation Project Department Budget, including but not limited to Capital Grant OH-03-0247 in the amount of \$80,965.00, line item 13.75.91 and Capital Grant OH-90-X484-01 in the amount of \$48,579.00, line item 13.75.91 for a total amount of \$129,544.00 (\$103,635.20 in Federal funds which represent 80% of the total cost). Federal funds under Capital Grant OH-90-X484-01 are made available through the Ohio Department of Transportation. The amount authorized by the resolution is the appraised value of the properties. A Review Appraiser approved the Fair Market Value Estimate in the appraisal report.
- 7.0 **ALTERNATIVES:** There are no viable alternatives to purchasing these properties because the right of way needs for the project require these acquisitions. Since the Authority could not reach agreement with the owners, eminent domain proceedings must be initiated in order to move forward with the Euclid Corridor Transportation Project on schedule.

- 8.0 RECOMMENDATION: This property acquisition was reviewed by the Board of Trustees Euclid Corridor Ad Hoc Committee at their July 5, 2005 meeting. Further negotiations since July 5, 2005 have not been successful. Staff recommends that the Board of Trustees approve the resolution to authorize initiation of eminent domain proceedings.

Recommended and certified as appropriate to the availability of funds, legal form and conformance with the Procurement requirements.



CEO, General Manager/Secretary-Treasurer