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IN THE COURT OF COMMON PLEAS OF LUCAS COUNTY, OHIO

12091

City of Toledo,

Plaintiff,

-vs-

Ancient Accepted Scottish Rite,

Defendant.

No. 71-1209

JUDGMENT ENTRY SETTLEMENT

It appears to the court that the owner has agreed with the City of Toledo upon the amount of compensation due, and has agreed to accept the sum of Five Thousand Dollars (\$5,000.00) in full payment thereof, and does hereby release all claim for further compensation or damages from the appropriation of the permanent and temporary easement hereafter described.

In conformity with said agreement, it is hereby ORDERED, ADJUDGED, and DECREED that the City of Toledo shall deposit in addition to the original deposit of Two Thousand Eight Hundred Dollars (\$2,800.00), Two Thousand Two Hundred Dollars (\$2,200.00), the sum of Five Thousand Dollars (\$5,000.00), being the total amount of the agreed settlement to be paid to the owner herein.

It is further ORDERED, ADJUDGED, and DECREED that a right-of-way and permanent easement to construct, maintain, and operate Heatherdowns water trunk main in, over, and upon the premises described in the petition for appropriation as:

Parcel 10-P--Permanent Easement

Part of the Northeast one-quarter (1/4) of Section 25, Town 2, United States Reserve, City of Toledo, Lucas County, Ohio, bounded and described as follows:

Commencing at the intersection of the North and South centerline of Section 25, and the North line of Section 25, said North line also being the centerline of Heatherdowns Boulevard; thence Easterly, along the North line of Section 25, a distance of 70.76 feet; thence Southerly, at right angles to the North line of Section 25, a distance of 40.00 feet to the point of beginning, said point being on the Southerly right-of-way line of Heatherdowns Boulevard; thence Easterly, along the Southerly right-of-way line of Heatherdowns Boulevard, a distance of 80.67 feet; thence

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TRANSFER NOT NECESSARY
RECORDED IN THE PUBLIC RECORDS OF LUCAS COUNTY, OHIO
WILLIAM C. SALVIN, ADDRESSEE

BY ELP 1-1-1972

WILLIAM C. SALVIN, ADDRESSEE

Southeasterly, along the Southerly right-of-way line of Heatherdowns Boulevard, a distance of 120.23 feet; thence Easterly, along the Southerly right-of-way line of Heatherdowns Boulevard, a distance of 159.52 feet; thence Southerly, at right angles to the last described line, a distance of 2.50 feet; thence Easterly, along the Southerly right-of-way line of Heatherdowns Boulevard, a distance of 1772.93 feet; thence Southerly, at right angles to the last described line, a distance of 10.70 feet; thence Westerly, parallel to the North line of Section 25, a distance of 1932.45 feet; thence Northwesterly, deflecting an angle of $4^{\circ}-45'-49''$ from West to North, a distance of 120.42 feet; thence Westerly, parallel with the North line of Section 25, a distance of 90.48 feet; thence Northeasterly, deflecting an angle of $45^{\circ}-32'-30''$ from East to North, a distance of 14.01 feet, more or less, to the point of beginning, containing 0.503 acres of land more or less.

and that a temporary easement for the construction of said Heatherdowns water trunk main in, over, and upon the premises described in the petition for appropriation as:

Parcel 10-T--Temporary Easement

Part of the Northeast one-quarter (1/4) of Section 25, Town 2, United States Reserve, City of Toledo, Lucas County, Ohio, bounded and described as follows:

Commencing at the intersection of the North and South centerline of Section 25, and the North line of Section 25, said North line also being the centerline of Heatherdowns Boulevard; thence Easterly, along the North line of Section 25, a distance of 60.95 feet; thence Southerly, at right angles to the North line of Section 25, a distance of 50.00 feet to the point of beginning; thence Easterly, parallel with the North line of Section 25, a distance of 90.48 feet; thence Southeasterly, deflecting an angle of $4^{\circ}-45'-49''$ from East to South, a distance of 120.23 feet; thence Easterly parallel with the North line of Section 25, a distance of 1932.45 feet; thence Southerly, at right angles to the last described line, a distance of 10.00 feet; thence Westerly, parallel to the North line of Section 25, a distance of 1932.45 feet; thence Northwesterly, deflecting an angle of $4^{\circ}-45'-49''$ from West to North, a distance of 120.42 feet; thence Westerly, parallel with the North line of Section 25, a distance of 100.30 feet; thence Northeasterly, deflecting an angle of $45^{\circ}-32'-30''$ from East to North, a distance of 14.01 feet, more or less, to the point of beginning, containing 0.493 acres of land, more or less.

be, and the same hereby is, duly vested in the City of Toledo, free and clear of all claims of the owner of said lands and persons having interest therein, to-wit:

Against Accepted Spanish Easement Heatherdowns Blvd., Toledo, Ohio.

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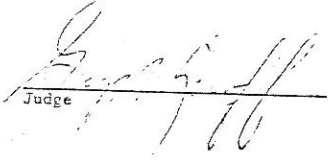
2104 158

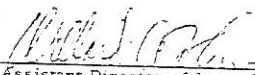
It is further ordered that the Clerk is to release the
moneys on deposit as follows:

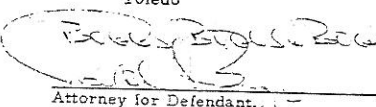
To Ancient Accepted Scottish Rite---\$5,000.00

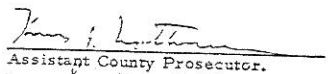
It is further ORDERED, ADJUDGED, and DECREED
that this judgment shall have the same operation and effect and be as
available, as if a conveyance of such above described property had been
executed, and it is ORDERED that the Clerk have this decree, or so
much thereof as will show the above conveyance as aforesaid, noted
with the Office of the Auditor of this County, and put on record in the
Office of the Recorder of this County.

It is therefore ORDERED, that the City of Toledo pay
all costs herein accrued and that a record be made of these proceedings
according to law.

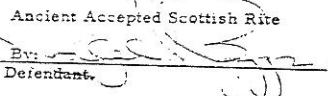

Judge


Assistant Director of Law, City of
Toledo


Attorney for Defendant,


Assistant County Prosecutor.

Ancient Accepted Scottish Rite


Trustee

CG203

THE STATE OF OHIO, LUCAS COUNTY, ss.

I, Robert Kopf, Clerk of Common Pleas Court and Court of Appeals, within and for said County, and in whose custody the FILES, JOURNALS and RECORDS of said Courts are required by the laws of the State of Ohio to be kept, hereby certify that the foregoing is truly taken and correctly copied from the Journal of the proceedings of the said Court within and for said County, that said foregoing copy has been compared by me with the original entry on said Journal and that the same is a full and complete transcript thereof.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name officially, and affixed the seal of said Court at the Court House in Toledo, Ohio, in said County, this 5th day of July A. D. 19 25

SEAL

ROBERT KOPF, Clerk

By L. H. [Signature]
Deputy

No. 71-1209

Common Pleas Court
LUCAS COUNTY, OHIO

The City of Toledo

vs.

Ancient Accepted Scottish Rite

Transcript of Journal Entry

CERTIFIED COPY

RECORDED'S OFFICE, Lucas County, Ohio
RECEIVED AND RECORDED 8-21-72

MAY 11 1972

ROBERT KOPF, Clerk III VOL. 2104, PAGE 156

JOHN McHUGH

REC'D

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THE MC HUGH-SONS CO., Toledo, O.

City of Toledo