

TEMPORARY RESOLUTION NO. 36-10

PERMANENT RESOLUTION NO. _____

**A RESOLUTION TO APPROVE A SOUTH CENTRAL POWER COMPANY
EASEMENT FOR THE UPPER HOCKING WATER POLLUTION CONTROL
FACILITY PROJECT**

BE IT RESOLVED, by the Council of the City of Lancaster, State of Ohio

SECTION 1. That the easement attached hereto as Exhibit A is hereby approved.

SECTION 2. The Easement in the form presently on file with the Clerk of Council is hereby approved and authorized with changes therein not inconsistent with this Resolution and not substantially adverse to the City and which has been tentatively approved by the Service-Safety Director. The Service-Safety Director for and in the name of the City, is hereby authorized to execute the Final Easement in this matter, provided further that the approval of changes thereto by the Service-Safety Director, and their character not being substantially adverse to the City, shall be evidenced conclusively by the execution thereof. This Council further authorizes the Service-Safety Director for and in the name of the City, to execute any amendments or changes to the Final Easement, which amendments are not inconsistent with this Resolution and not substantially adverse to the City.

SECTION 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Approved: _____

Clerk: _____

President of Council

Offered by: _____

Mayor

Second by: _____

Requested by Water/Water Pollution Committee

ELECTRIC LINE ~ RIGHT-OF-WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, (whether one or more), for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant to SOUTH CENTRAL POWER COMPANY, an Ohio corporation (hereinafter called "South Central") whose post office address is PO Box 250, Lancaster Oh and to its successors and assigns, the right, privilege and easement to enter upon the lands and property of the undersigned, situated in the Township of Greenfield County of Fairfield State of Ohio, and more particularly described as follows

Property Owners: City of Lancaster
Property Address: Campground Road
Containing: 18.932 acres more or less
Map/Location: 163-019-039
Work Order #: 125036-01
Parcel No:
Recorded In - Deed Volume: Or Volume: 1373 Page: 705 Initials: TRH
Vms No: Section: 33 Township No: 15 Range: 19

This easement shall cover right-of-way as shown on the Exhibit "A" drawing attached hereto and made a part hereof.
and to construct, reconstruct, rephase, relocate, repair, extend, operate and maintain on, over, across, under, and through said lands and property and/or all streets, roads or highways abutting said land and property, electric transmission and/or distribution lines or systems; to make such excavation as may be reasonably necessary to carry out the foregoing acts in respect to any underground lines or systems; to cut, trim and control the growth of by chemical means, machinery or otherwise vegetation that may interfere with or threaten to endanger the operation and maintenance of said lines or systems; and to license, permit, or otherwise agree to the joint use or occupancy of the lines or systems by any other person, association or corporation, for electrification, telephone or other utility purposes; with the right to assign this easement in whole in part; together with the right at all times to enter upon said lands for the purpose of inspecting said lines or systems, making repairs, renewals, alterations and extensions thereon, thereunder, thereto and therefrom; also the right of ingress and egress over the property of the undersigned to and from said lines or systems.

The undersigned agrees that all poles, wires and other facilities including any main service entrance equipment, installed on, over, across, under, or through said lands and property at South Central's expense shall remain the property of South Central, removable at its option, upon termination of service to said lands or property. It is covenanted by the undersigned that the undersigned is the owner of the above described lands and property and that said lands and property are free and clear of encumbrances and liens of whatsoever character except and the lien of current taxes not yet due and payable.

Owner City of Lancaster Owner

Owner Owner

STATE OF OHIO, COUNTY OF Fairfield
BE IT REMEMBERED, that on this 12th day of March, 2010,

before me, the subscriber, a Notary Public in and for said County, personally came the above named Michael J. Courtney

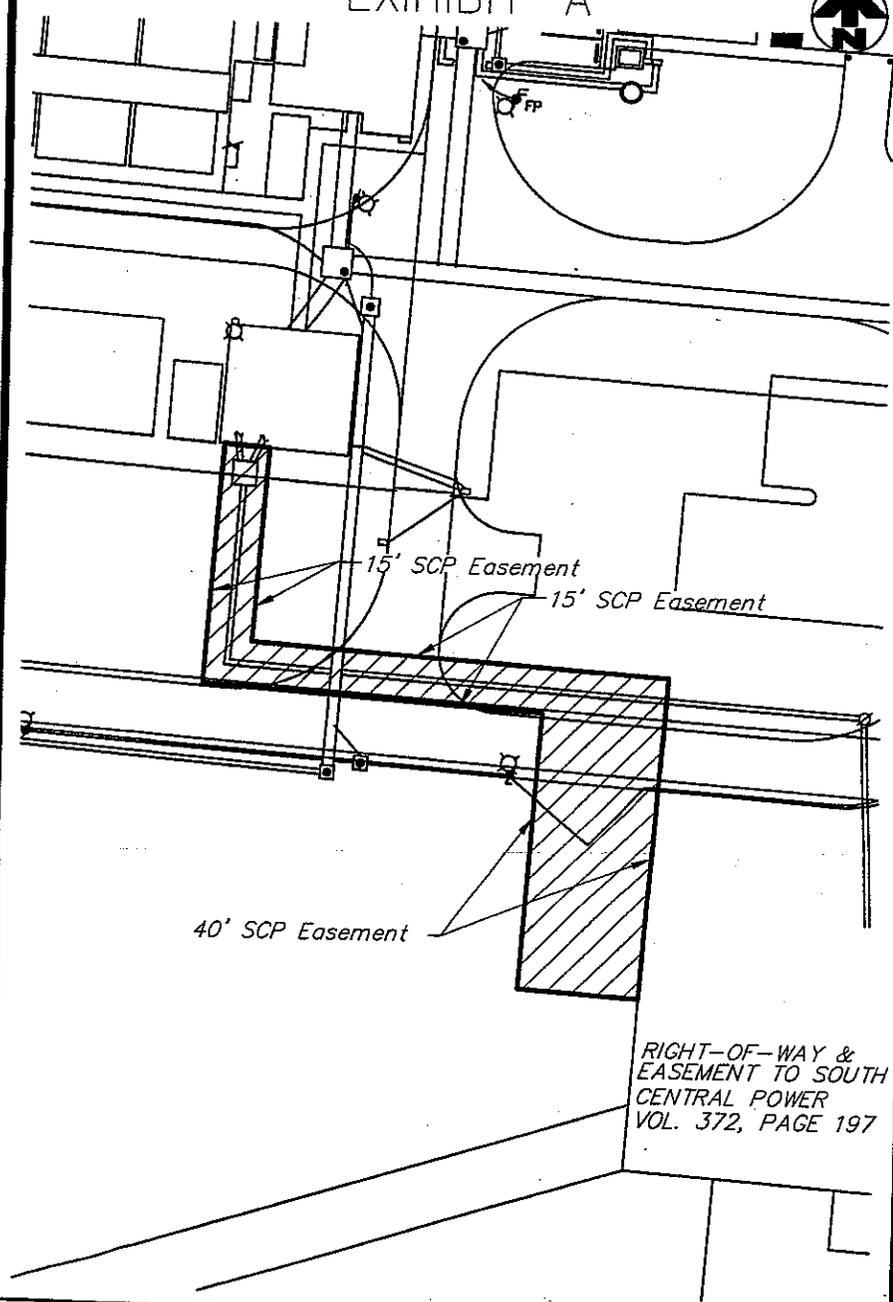
in the foregoing easement and acknowledged the signing of the same to be voluntary act and deed, for the uses and purposes therein mentioned.

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

Deborah J. Julian
Notary Public

DEBORAH J. JULIAN
NOTARY PUBLIC - STATE OF OHIO
MY COMMISSION EXPIRES MAY 22, 2012
Place notary stamp in box

EXHIBIT 'A'



RIGHT-OF-WAY &
EASEMENT TO SOUTH
CENTRAL POWER
VOL. 372, PAGE 197

Y:\JM\Hocking_WWTP\Map\hock\W0125036 HOCKING.dwg, 02/20/10, 1:52pm Johnson

DATE	DRAWN BY:	ENG. BY:	 SOUTH CENTRAL POWER COMPANY P.O. BOX 250 LANCASTER, OHIO 43130-0250 PHONE (740) 653-4422	TITLE:	
	APP'D BY:	DATE:			EASEMENT FOR WATER POLLUTION CONTROL FACILITY
	COUNTY:	TOWNSHIP:			
	SCP MAP NO.	SCP MAP NO.			
DATE:	SCALE:	DRAWING NO. :			
3/2/2010	1"=100'	W0125036 Hocking_WWTP.dwg		SHEET 1 OF 1	
FAIRFIELD	GREENFIELD	163-019-039			