

**CITY OF HILLSBORO, OHIO
RESOLUTION NO. 25-12**

A RESOLUTION AUTHORIZING THE SAFETY AND SERVICE DIRECTOR TO ACQUIRE EASEMENTS FROM BRIAN J. MYCROFT AND CHRISTY L. MYCROFT FOR PUBLIC ACCESS TO WALKING TRAILS

WHEREAS, the City of Hillsboro desires to obtain two separate easements from Brian J. Mycroft and Christy L. Mycroft for public access to city-owned walking trails immediately adjacent to the Mycroft property, as described in "Exhibit A" and "Exhibit B", attached hereto and incorporated herein by reference.

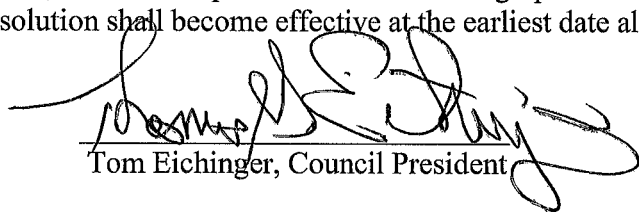
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HILLSBORO, STATE OF OHIO, WITH A MAJORITY OF ALL COUNCIL MEMBERS CONCURRING THAT:

SECTION 1: The Safety and Service Director is hereby authorized to effectuate all necessary documentation to obtain easements from Brian J. Mycroft and Christy L. Mycroft, as described in "Exhibit A" and "Exhibit B".

SECTION 2: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3: By $\frac{3}{4}$ vote of its members, Council dispenses of three readings pertaining to this Resolution, pursuant to R.C. 731.17, and this Resolution shall become effective at the earliest date allowed by law.

Passed this 12 day of June, 2025.


Tom Eichinger, Council President

Attest:


Lauren Walker, Clerk of Council

Approved:


Justin Harsha, Mayor

Date:

6/16/2025

Prepared by the City Law Director.

Pre-Approved For Transfer

Highland County Map Office

Date: 05/16/2009

By: [Signature]

EXHIBIT A

Description of a 0.045 Acre Standard Highway Easement

Situated in the State of Ohio, Highland County, being part of former Liberty Township, City of Hillsboro, and lying in Virginia Military Survey Number 2480, also known as being part of a 0.1007 acre parcel as conveyed to Brian J. Mycroft and Christy L. Mycroft by deed of record in Deed Volume 466, Page 458 (all records herein are from the Recorder's Office, Highland County, Ohio) and being more particularly described as follows:

COMMENCING at a found National Geodetic Survey concrete monument with a brass disc inscribed "HIG011A";

Thence North $87^{\circ} 50' 06''$ East a distance of 2,327.33 feet, to a set magnetic nail on the center line of existing right of way of U.S. Route 50 (also known as West Main Street, width varies) at the southerly corner of a 22.171 acre parcel as conveyed to the City of Hillsboro by deed of record in Deed Volume 151, Page 865, said point also being the southerly corner of a 2.839 acre parcel as conveyed to Connie Mullenix and Amy Mullenix by deed of record in Official Record 1005, Page 2404, and the northerly corner of a 18.333 acre parcel as conveyed to AGNL Tractor III (OH-2) L.L.C., a Delaware Limited Liability Company by deed of record in Official Record 990, Page 2335;

Thence North $71^{\circ} 06' 22''$ East a distance of 328.45 feet, being coincident with the centerline of existing right of way of said U.S. 50, across and through said 22.171 acre parcel, being coincident with the northerly line of a 14.000 acre parcel as conveyed to Highland Computer Forms, Inc. by deed of record in Official Record 983, Page 2481 and the southerly line of a 0.963 acre parcel as conveyed to Ralph E. Bloom and Ruth E. Bloom, co-trustees of the Bloom Family Revocable Living Trust by deed of record in Official Record 838, Page 379, to a set magnetic nail at a point of curvature at the southerly corner of said 0.963 acre parcel and the northerly corner of said 14.000 acre parcel (passing for reference a set magnetic nail on the corner common to said 0.963 acre parcel and said 22.171 acre parcel, and said 14.000 acre parcel at 65.32 feet);

Thence along a curve to the right, having a delta angle of $22^{\circ} 13' 40''$, a radius of 1,146.00 feet, an arc length of 444.59 feet, a chord bearing North $82^{\circ} 13' 12''$ East, and a chord distance of 441.81 feet (passing for reference a magnetic nail at an arc length of 6.62 feet), being coincident with the centerline of existing right of way of U.S. 50, said centerline also being the following: a portion of the southerly line of said 0.963 acre parcel; a portion of the northerly line of said 14.000 acre parcel; the southerly line of a 0.157 acre parcel (ownership unknown); the northerly line of a 1.750 acre parcel as conveyed to Odbob Investments LLC by deed of record in Official Record 646, Page 331; the northerly line of a 5.877 acre parcel as conveyed to William R. Caldwell by deed of record in Official Record 1007, Page 3402; the northerly line of a 1.102 acre parcel as conveyed to Robert and Linda L. Cantrell by deed of record in Official Record 178, Page 10; the southerly line of a Tract 1 of a 0.594 acre parcel as conveyed to Brian J. Mycroft and Christy L. Mycroft by deed of record in Deed Volume 253, Page 845; a portion of a northerly line of a 0.633 acre parcel as conveyed to Hillsboro Rental Management Company, LLC, an Ohio Limited Liability Corporation by deed of record in Official Record 731, Page 620,

to a point on the centerline of said U.S. 50 and the northerly line of said 0.633 acre parcel, said point also being the corner common to said 0.1007 acre parcel and said Tract 1 of said 0.594 acre parcel;

Thence North $08^{\circ} 38' 31''$ East a distance of 83.00 feet, being coincident with the west line of said 0.1007 acre parcel and the east line of Tracts 1 and 4 of said 0.594 acre parcel, to the **TRUE POINT OF BEGINNING** for the standard highway easement herein described:

Thence North $08^{\circ} 38' 31''$ East a distance of 31.94 feet, being coincident with the west line of said 0.1007 acre parcel and the east line of said Tract 4 of said 0.594 acre parcel, to a point;

Thence South $33^{\circ} 14' 54''$ East a distance of 57.60 feet, across and through said 0.1007 acre parcel, to the corner common to said 0.1007 acre parcel and a 2.663 acre parcel as conveyed to United Producers Inc. by deed of record in Deed Volume 254, Page 966;

Thence South $24^{\circ} 50' 54''$ West a distance of 73.51 feet, being coincident with the east line of said 0.1007 acre parcel, and the west line of said 2.663 acre parcel, and with a portion of the west line of a 0.206 acre parcel as conveyed to Producers Livestock Association Inc. by deed of Record in Official Record 32, Page 88 (passing for reference a found 5/8-inch rebar with no cap at 67.57 feet), to a point of curvature on the existing northerly right of way line of said U.S. 50;

Thence along a curve to the left, non-tangent with the previous course, having a delta angle of $00^{\circ} 52' 09''$, with a radius of 1181.00 feet, an arc length of 17.92 feet, a chord bearing North $86^{\circ} 04' 10''$ West, and a chord distance of 17.92 feet, being coincident with the existing northerly right of way line of said U.S. 50, to a point on the line common to said 0.1007 acre parcel and said Tracts 1 and 4 of said 0.594 acre parcel;

Thence North $26^{\circ} 25' 46''$ East a distance of 69.12 feet, across and through said 0.1007 acre parcel, to a point;

Thence North $42^{\circ} 20' 14''$ West a distance of 27.29 feet, to the **TRUE POINT OF BEGINNING**, containing 0.045 acres, more or less, and being subject to any and all easements, restrictions, and rights of way of record.

The bearings are based upon the Ohio State Plane Coordinate System, South Zone, NAD 83(2011), using the Ohio Department of Transportation's Real Time Network with the existing centerline of right of way of U.S. Route 50 being North $71^{\circ} 06' 22''$ East.

This description was prepared by DLZ Ohio, Inc. (6121 Huntley Road, Columbus Ohio 43229) under the direct supervision of Samuel L. Stiltner, Ohio Professional Surveyor Number 8364 in April of 2025, and is based on an actual field survey conducted by DLZ Ohio, Inc., under the direct supervision of the same in October of 2024.

Samuel L. Stiltner
Samuel L. Stiltner, S-8364

5/13/2025
Date



Pre-Approved For Transfer

Highland County Map Office

Date: 05/16/2025

By: Hull

EXHIBIT B

Description of a 0.024 Acre Standard Highway Easement

Situated in the State of Ohio, Highland County, being part of former Liberty Township, City of Hillsboro, and lying in Virginia Military Survey Number 2480, also known as being part of Tracts 3 and 4 of a 0.594 acre parcel as conveyed to Brian J. Mycroft and Christy L. Mycroft by deed of record in Deed Volume 253, Page 845 (all records herein are from the Recorder's Office, Highland County, Ohio) and being more particularly described as follows:

COMMENCING at a found National Geodetic Survey concrete monument with a brass disc inscribed "HIG011A";

Thence North 87° 50' 06" East a distance of 2,327.33 feet, to a set magnetic nail on the center line of existing right of way of U.S. Route 50 (also known as West Main Street, width varies) at the southerly corner of a 22.171 acre parcel as conveyed to the City of Hillsboro by deed of record in Deed Volume 151, Page 865, said point also being the southerly corner of a 2.839 acre parcel as conveyed to Connie Mullenix and Amy Mullenix by deed of record in Official Record 1005, Page 2404, and the northerly corner of a 18.333 acre parcel as conveyed to AGNL Tractor III (OH-2) L.L.C., a Delaware Limited Liability Company by deed of record in Official Record 990, Page 2335;

Thence North 71° 06' 22" East a distance of 328.45 feet, being coincident with the centerline of existing right of way of said U.S. 50, across and through said 22.171 acre parcel, being coincident with the northerly line of a 14.000 acre parcel as conveyed to Highland Computer Forms, Inc. by deed of record in Official Record 983, Page 2481 and the southerly line of a 0.963 acre parcel as conveyed to Ralph E. Bloom and Ruth E. Bloom, co-trustees of the Bloom Family Revocable Living Trust by deed of record in Official Record 838, Page 379, to a set magnetic nail at a point of curvature at the southerly corner of said 0.963 acre parcel and the northerly corner of said 14.000 acre parcel (passing for reference a set magnetic nail on the corner common to said 0.963 acre parcel and said 22.171 acre parcel and said 14.000 acre parcel at 65.32 feet);

Thence along a curve to the right, having a delta angle of 22° 13' 40", a radius of 1,146.00 feet, an arc length of 444.59 feet, a chord bearing North 82° 13' 12" East, and a chord distance of 441.81 feet (passing for reference a magnetic nail at an arc length of 6.62 feet), being coincident with the centerline of existing right of way of U.S. 50, said centerline also being the following: a portion of the southerly line of said 0.963 acre parcel; a portion of the northerly line of said 14.000 acre parcel; the southerly line of a 0.157 acre parcel (ownership unknown); the northerly line of a 1.750 acre parcel as conveyed to Odbob Investments LLC by deed of record in Official Record 646, Page 331; the northerly line of a 5.877 acre parcel as conveyed to William R. Caldwell by deed of record in Official Record 1007, Page 3402; the northerly line of a 1.102 acre parcel as conveyed to Robert and Linda L. Cantrell by deed of record in Official Record 178, Page 10; the southerly line of Tract 1 of said 0.594 acre parcel; a portion of a northerly line of a 0.633 acre parcel as conveyed to Hillsboro Rental Management Company, LLC, an Ohio Limited Liability Corporation by deed of record in Official Record 731, Page 620, to a point on the centerline of said U.S. 50 and the northerly line of said 0.633 acre parcel, said point also being

the corner common to a 0.1007 acre parcel as conveyed to Brian J. Mycroft and Christy L. Mycroft by deed of record in Deed Volume 466, Page 458 and Tract 1 of said 0.594 acre parcel;

Thence North 08° 38' 31" East a distance of 83.00 feet, being coincident with the west line of said 0.1007 acre parcel and the east line of Tracts 1 and 4 of said 0.594 acre parcel, to the **TRUE POINT OF BEGINNING** for the standard highway easement herein described:

Thence North 42° 20' 14" West a distance of 25.52 feet, across and through Tract 4 of said 0.594 acre parcel, to a point;

Thence North 06° 49' 45" West a distance of 33.46 feet, across and through Tract 3 of said 0.594 acre parcel, to a point on the southerly line of said 0.963 acre parcel;

Thence North 60° 58' 01" East a distance of 23.36 feet, being coincident with the southerly line of said 0.963 acre parcel and the northerly line of Tracts 3 and 4 of said 0.594 acre parcel, to a found 5/8-inch rebar with no cap at the corner common to said 0.963 acre parcel and a 0.0193 acre parcel as conveyed to Pike Natural Gas an Ohio Corporation by deed of record in Deed Volume 193, Page 662;

Thence South 06° 16' 39" East a distance of 28.28 feet, across and through Tract 4 of said 0.594 acre parcel, to a point;

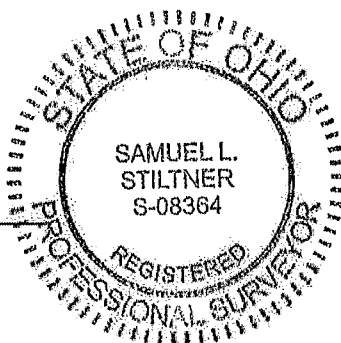
Thence South 33° 14' 54" East a distance of 4.47 feet, to a point on the westerly line of said 0.1007 acre parcel and on the easterly line of Tract 4 of said 0.594 acre parcel;

Thence South 08° 38' 31" West a distance of 31.94 feet, being coincident with the east line of Tract 4 of said 0.594 acre parcel and the west line of said 0.1007 acre parcel, to the **TRUE POINT OF BEGINNING**, containing 0.024 acres, more or less, of which 0.003 acre is contained within Tract 3 and of which 0.021 acre is contained within Tract 4 of said 0.594 acre parcel, and being subject to any and all easements, restrictions, and rights of way of record.

The bearings are based upon the Ohio State Plane Coordinate System, South Zone, NAD 83(2011), using the Ohio Department of Transportation's Real Time Network with the existing centerline of right of way of U.S. Route 50 being North 71° 06' 22" East.

This description was prepared by DLZ Ohio, Inc. (6121 Huntley Road, Columbus Ohio 43229) under the direct supervision of Samuel L. Stiltner, Ohio Professional Surveyor Number 8364 in April of 2025, and is based on an actual field survey conducted by DLZ Ohio, Inc., under the direct supervision of the same in October of 2024.


Samuel L. Stiltner, S-8364



5/13/2025
Date