

**TEMPORARY WORK EASEMENT FOR THE INSTALLATION OF
SANITARY SEWER AND APPURTENANCES
PPN#281-06-001**

KNOW ALL MEN BY THESE PRESENTS:

That **CHRISTINE M. KLEPEK**, the legal owner of PP #281-06-001 located at 7650 River Road in the City of Olmsted Falls by deed dated September 19, 2000 and as recorded in Document #200009190344 of Cuyahoga County Deed Records and the GRANTOR herein, for certain considerations to her full satisfaction, does hereby give, grant, bargain and convey to the CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO, the GRANTEE herein, the Temporary Work Easement for the purposes of permitting the GRANTEE to enter upon the aforesaid land of the GRANTOR for the installation of sanitary sewers and appurtenances as a service to its residents and the GRANTOR, hereinafter mentioned in the easement premises described in Exhibits 'A' & 'B' referenced hereto attached and made a part hereof.

NOW THIS INDENTURE WITNESSETH: That the GRANTOR in consideration of certain considerations, and in further consideration of the right and privilege hereinafter given to said GRANTOR, do hereby give, grant, bargain and convey to the aforesaid GRANTEE, the Temporary Work Easement and right to enter upon the aforesaid property, or any part thereof, and in, under and through the aforesaid property for the installation of sanitary sewers and appurtenances thereto and also the right to enter upon said property or any part thereof at any time for any of the foregoing purposes and the doing of all things necessary or incident thereto.

It is a condition of this instrument that the GRANTEE shall restore the surface to a condition existing prior to being disturbed.

Bearings cited within the above descriptions are to an assumed meridian and are given to indicate direction only.

TO HAVE AND TO HOLD the above granted Temporary Work Easement, rights and right-of-way and its appurtenances to said Grantee, until the completion and acceptance of the COOK ROAD AND RIVER ROAD PUMP STATION INSTALLATION AND MAIN STREET WASTEWATER TREATMENT PLANT ABANDONMENT.

IN WITNESS WHEREOF, the undersigned have hereunto set my hand this _____ day of _____, 20__.

GRANTOR:

By: CHRISTINE M. KLEPEK

STATE OF OHIO)
) SS
COUNTY OF CUYAHOGA)

BEFORE ME, a Notary Public in and for said County and State; personally appeared the above named **CHRISTINE M. KLEPEK** who acknowledged that she did sign the foregoing instrument and that the same is her free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at _____, Ohio, this _____ day of _____, 20__.

Notary Public

The legal form of this instrument is approved this _____ day of _____, 20__.

Law Director, City of Olmsted Falls, Cuyahoga County, Ohio

Approved by the City of Olmsted Falls, Cuyahoga County, Ohio.
Resolution No. _____, passed this _____ day of _____, 20__.

Clerk of Council, City of Olmsted Falls, Cuyahoga County, Ohio

EXHIBIT 'A'
EASEMENT INFORMATION

Owner: Christine M. Klepek
Municipality/County: City of Olmsted Falls, Cuyahoga County
Deed: Document #200009190344
Date: September 19, 2000
Permanent Parcel No.: 281-06-001
Subdivision/Sublot #: Plumb Creek Village Subdivision #1/Sublots #90 7 #91
Location: 7650 River Road
Description:

LEGAL DESCRIPTION
TEMPORARY WORK EASEMENT
FROM & THRU CHRISTINE M. KLEPEK'S LAND
PP #281-06-001
FOR THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO
7650 RIVER ROAD
CITY OF OLMSTED FALLS
COUNTY OF CUYAHOGA, OHIO

Situated in the City of Olmsted Falls, County of Cuyahoga and State of Ohio and known as being a part of Original Olmsted Township, Lot #4, Tract #5 and being a **0.0906 acres (3,945 sq.ft.) Temporary Work Easement** lying within a 0.2645 acres (Auditor's) Sublots #90 & #91 as shown on the Plumb Creek Village Subdivision Plat as recorded in Volume 1, Page 9 of Cuyahoga County Map Records as conveyed to Christine M. Klepek by deed dated September 19, 2000 as recorded in Document #200009190344 (PP #281-06-001) of Cuyahoga County Deed Records and further bounded and described as follows;

Beginning at the Southeasterly corner of said Sublot #90, Klepek's land (PP #281-06-001) on the Northwesterly sideline of River Road (60 feet wide);

Thence **North 28°21'20" East**, along said Northwesterly sideline of River Road, a distance of **45.07 feet** to the Place of Beginning of the Premises herein intended to be described;

Course 1 Thence **North 62°00'31" West**, parallel with and at a perpendicular distance of 10.00 feet Southwest of the Southwesterly line of a 0.0302 acres Perpetual Sanitary Easement, a distance of **89.55 feet** to a point;

Course 2 Thence **South 89°44'28" West**, parallel with and at a perpendicular distance of 10.00 feet South of the Southerly line of said Perpetual Sanitary Easement, a distance of **33.57 feet** to a point on the Westerly line of said Sublot #91, Klepek's land (PP #281-06-001);

- Course 3** Thence **North 03°05'00" West**, along said Westerly line of Sublot #91, Klepek's land (PP #281-06-001), a distance of **10.01 feet** to a point;
- Course 4** Thence **North 89°44'28" East**, parallel with and at a perpendicular distance of 10.00 feet North of the Northerly line of said Perpetual Sanitary Easement, 30.00 feet North of said Course #2, a distance of **45.60 feet** to a point;
- Course 5** Thence **South 62°00'31" East**, parallel with and at a perpendicular distance of 10.00 feet Northeast of the Northeasterly line of said Perpetual Sanitary Easement, 30.00 feet Northeast of said Course #1, a distance of **97.29 feet** to a point on said Northwesterly sideline of River Road;
- Course 6** Thence **South 28°21'20" West**, along said Northwesterly sideline of River Road, a distance of **30.00 feet** to the Place of Beginning and containing **0.0906 acres (3,945 sq.ft.)** of land as calculated and described from Cuyahoga County Records by Donald F. Sheehy, Registered Surveyor #7849 of Chagrin Valley Engineering, Ltd. in May, 2019, be the same, more or less;

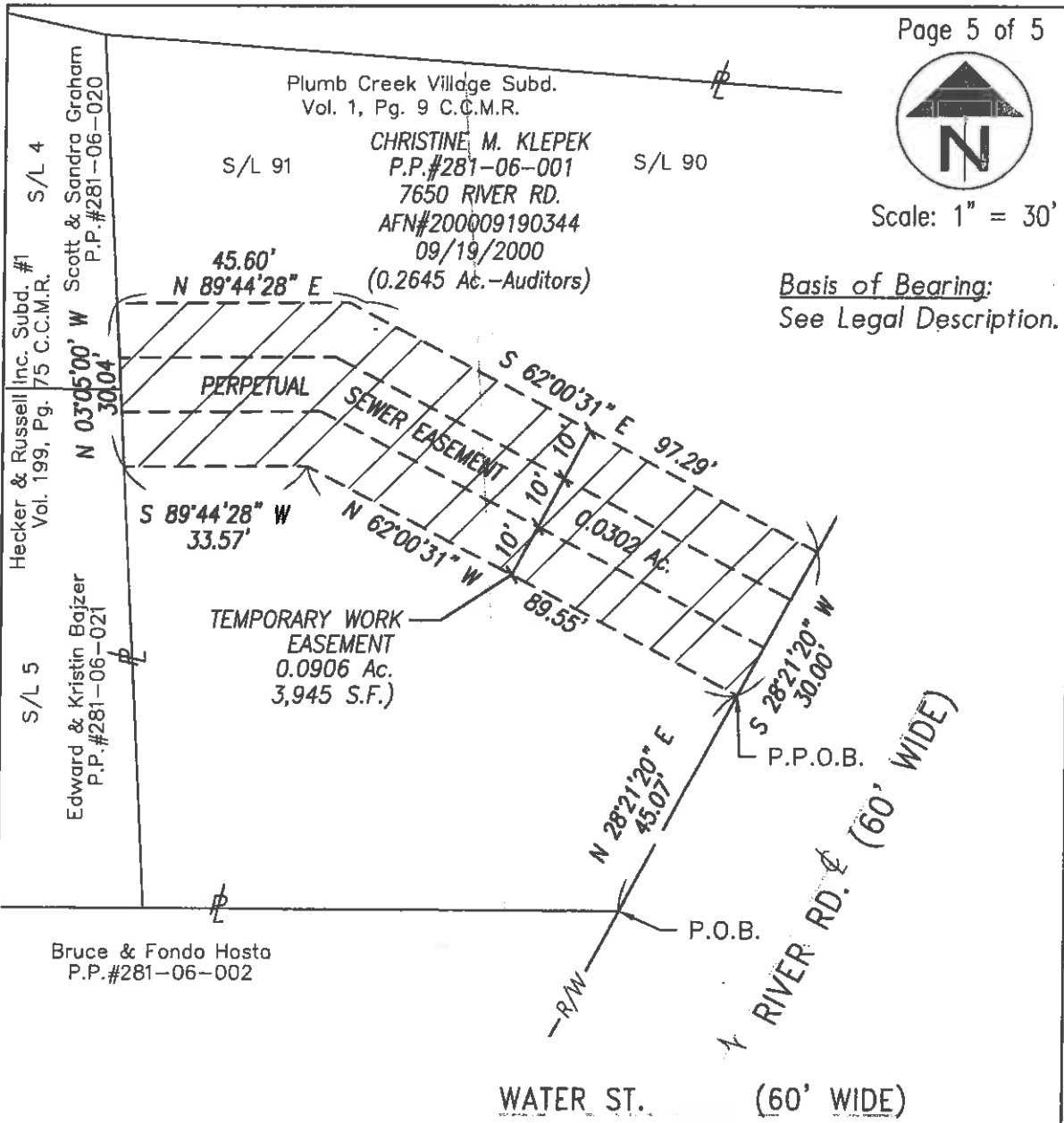
Basis of Bearing for this legal description is **South 28°21'20" West** as the centerline of River Road (60 feet wide) as evidenced by monuments found and is the same as calculated and reproduced from Ohio State Plane Coordinate System North Zone by ties to the O.D.O.T VRS Network and are used to indicate angles only.

File #14093 Columbia & Cook Sanitary Sewer Project-Phase 5
Temporary Work Easement - PP #281-06-001 – S/L #90/91 - Klepek
May 20, 2019 (jaw)



Scale: 1" = 30'

Basis of Bearing:
See Legal Description.



TEMPORARY WORK EASEMENT

7650 River Road
City of Olmsted Falls, County of Cuyahoga, Ohio Exhibit 'B'

From: Christine M. Klepek
To: City of Olmsted Falls, Cuyahoga Co., Ohio

CHAGRIN VALLEY ENGINEERING, LTD.
2290 TORRES ROAD, SUITE B
CLEVELAND, OHIO 44134
PH: (440) 432-1800
FAX: (440) 432-1803

**TEMPORARY WORK EASEMENT FOR THE INSTALLATION OF
SANITARY SEWER AND APPURTENANCES
PPN#281-06-021**

KNOW ALL MEN BY THESE PRESENTS:

That **HAMILTON EDWARD A. & KRISTIN R. BAJZER**, the legal owners of PP #281-06-021 located at 7667 Main Street in the City of Olmsted Falls by deed dated August 30, 2005 and as recorded in Document #200508300348 of Cuyahoga County Deed Records and the GRANTORS herein, for certain considerations to their full satisfaction, does hereby give, grant, bargain and convey to the CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO, the GRANTEE herein, the Temporary Work Easement for the purposes of permitting the GRANTEE to enter upon the aforesaid land of the GRANTORS for the installation of sanitary sewers and appurtenances as a service to its residents and the GRANTORS, hereinafter mentioned in the easement premises described in Exhibits 'A' & 'B' referenced hereto attached and made a part hereof.

NOW THIS INDENTURE WITNESSETH: That the GRANTORS in consideration of certain considerations, and in further consideration of the right and privilege hereinafter given to said GRANTORS, do hereby give, grant, bargain and convey to the aforesaid GRANTEE, the Temporary Work Easement and right to enter upon the aforescribed property, or any part thereof, and in, under and through the aforescribed property for the installation of sanitary sewers and appurtenances thereto and also the right to enter upon said property or any part thereof at any time for any of the foregoing purposes and the doing of all things necessary or incident thereto.

It is a condition of this instrument that the GRANTEE shall restore the surface to a condition existing prior to being disturbed. The GRANTEE will restore grass in all grassed areas and install mulch in all wooded areas. The GRANTEE will remove up to three mature trees and several shrubs and smaller diameter trees within or adjacent to the temporary easement to permit the work to take place. The GRANTEE will install up to four (4) six foot (6') high pine/spruce/hemlock and/or cedar evergreen trees at locations selected by the GRANTORS near or within the temporary easement area to restore the screening that is being removed as part of the project. The GRANTEE will coordinate the selection of plant materials from a local nursery with the GRANTORS, and perform all planting instructions as recommended by the nursery. The GRANTORS, at their option, may select the tree species and individual trees.

Bearings cited within the above descriptions are to an assumed meridian and are given to indicate direction only.

TO HAVE AND TO HOLD the above granted Temporary Work Easement, rights and right-of-way and its appurtenances to said Grantee, until the completion and acceptance of the COOK ROAD AND RIVER ROAD PUMP STATION INSTALLATION AND MAIN STREET WASTEWATER TREATMENT PLANT ABANDONMENT.

IN WITNESS WHEREOF, the undersigned have hereunto set my hand this _____ day of _____, 20__.

GRANTORS:

By: **EDWARD A. BAJZER**

By: **KRISTIN R. BAJZER**

STATE OF OHIO)
) SS
COUNTY OF CUYAHOGA)

BEFORE ME, a Notary Public in and for said County and State; personally appeared the above named **EDWARD A. & KRISTIN R. BAJZER** who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at _____, Ohio, this _____ day of _____, 20__.

Notary Public

The legal form of this instrument is approved this _____ day of _____, 20__.

Law Director, City of Olmsted Falls, Cuyahoga County, Ohio

Approved by the City of Olmsted Falls, Cuyahoga County, Ohio.
Resolution No. _____, passed this _____ day of _____, 20__.

Clerk of Council, City of Olmsted Falls, Cuyahoga County, Ohio

EXHIBIT 'A'
EASEMENT INFORMATION

Owner: Edward A. & Kristin R. Bajzer
Municipality/County: City of Olmsted Falls, Cuyahoga County
Deed: Document #200508300348
Date: August 30, 2005
Permanent Parcel No.: 281-06-021
Subdivision/Sublot #: Hecker & Russell Inc. Subdivision #1/Sublot #5
Location: 7667 Main Street

Description:

LEGAL DESCRIPTION
TEMPORARY WORK EASEMENT
FROM & THRU EDWARD A. & KRISTIN R. BAJZER'S LAND
PP #281-06-021
FOR THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO
7667 MAIN STREET
CITY OF OLMSTED FALLS
COUNTY OF CUYAHOGA, OHIO

Situated in the City of Olmsted Falls, County of Cuyahoga and State of Ohio and known as being a part of Original Olmsted Township, Lot #4, Tract #5 and being a **0.0092 acres (400 sq.ft.) 10 Foot Wide Temporary Work Easement** lying within a 0.4275 acres (Auditor's) Sublot #5 as shown on the Hecker Russell Inc. Subdivision #1 Plat as recorded in Volume 199, Page 75 of Cuyahoga County Map Records as conveyed to Edward A. & Kristin R. Bajzer by deed dated August 30, 2005 as recorded in Document #2000508300348 (PP #281-06-021) of Cuyahoga County Deed Records and further bounded and described as follows;

Beginning at the Northeasterly corner of said Sublot #5, Bajzer's land (PP #281-06-021) and being the Place of Beginning of the Premises herein intended to be described;

- Course 1** Thence **South 03°05'00" East**, along the Easterly line of said Sublot #5, Bajzer's land (PP #281-06-021), a distance of **10.02 feet** to a point;
- Course 2** Thence **North 89°47'00" West**, parallel with and at a perpendicular distance of 10.00 feet South of the Northerly line of said Sublot #5, Bajzer's land (PP #281-06-021), a distance of **40.00 feet** to a point;
- Course 3** Thence **North 03°05'00" West**, parallel with and at a perpendicular distance of 40.00 feet West of said Easterly line of Sublot #5, Bajzer's land (PP #281-06-021), a distance of **10.02 feet** to a point on said Northerly line thereof;

Course 4 Thence **South 89°47'00" East**, along said Northerly line of Sublot #5, Bajzer's land (PP #281-06-021), a distance of **40.00 feet** to the Place of Beginning and containing **0.0092 acres (400 sq.ft.)** of land as calculated and described from Cuyahoga County Records by Donald F. Sheehy, Registered Surveyor #7849 of Chagrin Valley Engineering, Ltd. in May, 2014, be the same, more or less;

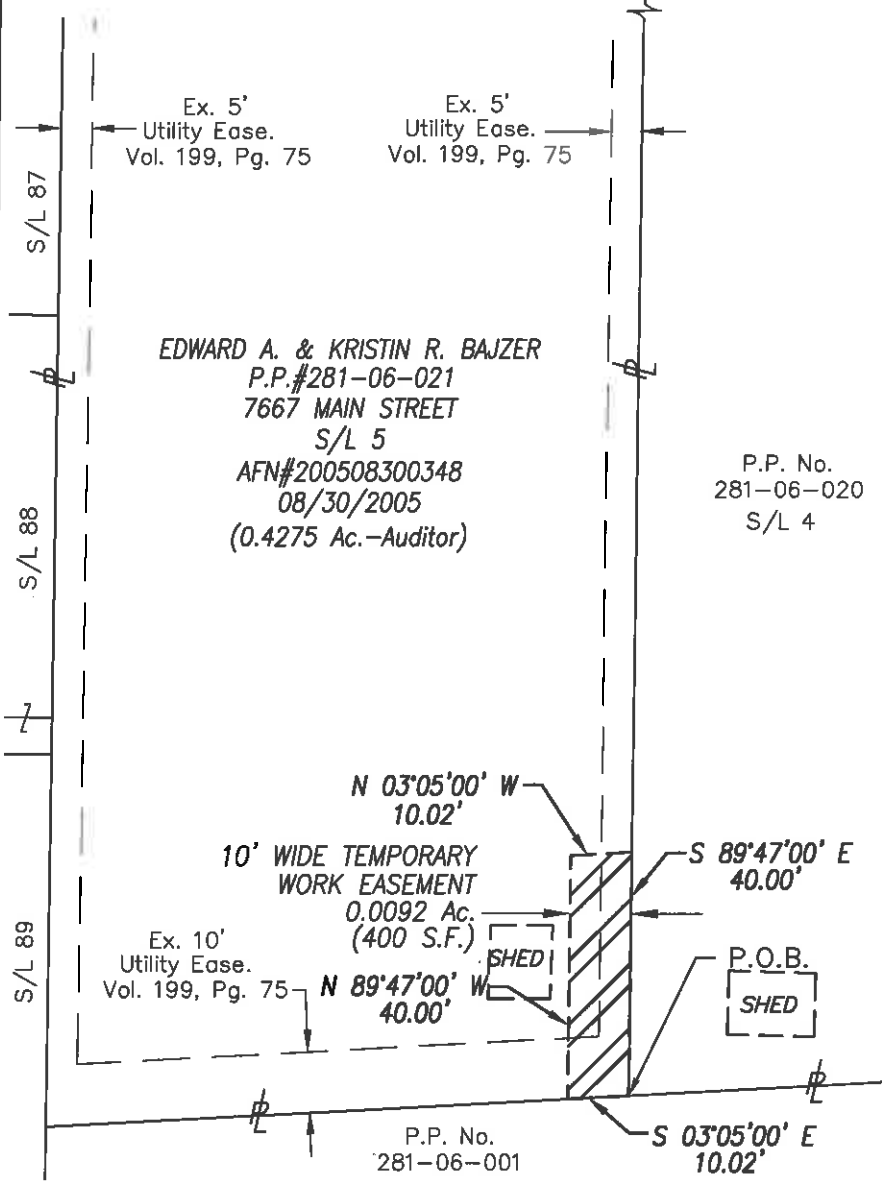
Basis of Bearing for this legal description is **North 03°05'00" West** as the Easterly line of Sublot #5 (PP #281-06-021) as shown on the Hecker & Russell Inc. Subdivision #1 Plat as recorded in Volume 199, Page 75 of Cuyahoga County Map Records;

File #14093 Columbia & Cook Sanitary Sewer Project-Phase 5
Temporary Work Easement - PP #281-06-021 - Bajzer
May 20, 2014 (jaw)

R/W MAIN ST. (50' WIDE) R/W



Scale: 1" = 30'



EDWARD A. & KRISTIN R. BAJZER
 P.P.#281-06-021
 7667 MAIN STREET
 S/L 5
 AFN#200508300348
 08/30/2005
 (0.4275 Ac.-Auditor)

P.P. No.
 281-06-020
 S/L 4

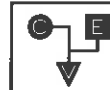
Basis of Bearing:
 N03°05'00"W As
 the Easterly
 Property line of S/L
 5 as shown on
 Hecker & Russell Inc.
 Subd. No. 1 Plat as
 Recorded in Vol.
 199, Page 75 of
 Cuyahoga County
 Map Records.

TEMPORARY WORK EASEMENT

7667 Main Street
 City of Olmsted Falls, County of Cuyahoga, Ohio

Exhibit 'B'

From: Edward A. & Kristin R. Bajzer
 To: City of Olmsted Falls



**CHAGRIN VALLEY
 ENGINEERING, LTD.**
 22010 FORBES ROAD, SUITE B P.O. (440) 438-1800
 CLEVELAND, OHIO 44146 FAX: (440) 438-7899

**TEMPORARY WORK EASEMENT FOR THE INSTALLATION OF
SANITARY SEWER AND APPURTENANCES
PPN#281-06-002**

KNOW ALL MEN BY THESE PRESENTS:

That **BRUCE A. & FONDA L. HOSTA**, the legal owner of PP #281-06-002 located at 25150 Water Street in the City of Olmsted Falls by deed dated July 12, 1996 and as recorded in Volume 96-06710, Page 36 of Cuyahoga County Deed Records and the GRANTORS herein, for certain considerations to their full satisfaction, do hereby give, grant, bargain and convey to the CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO, the GRANTEE herein, the Temporary Work Easement for the purposes of permitting the GRANTEE to enter upon the aforesaid land of the GRANTORS for the installation of sanitary sewers and appurtenances as a service to its residents and the GRANTORS, hereinafter mentioned in the easement premises described in Exhibits 'A' & 'B' referenced hereto attached and made a part hereof.

NOW THIS INDENTURE WITNESSETH: That the GRANTORS in consideration of certain considerations, and in further consideration of the right and privilege hereinafter given to said GRANTOR, do hereby give, grant, bargain and convey to the aforesaid GRANTEE, the Temporary Work Easement and right to enter upon the aforescribed property, or any part thereof, and in, under and through the aforescribed property for the installation of sanitary sewers and appurtenances thereto and also the right to enter upon said property or any part thereof at any time for any of the foregoing purposes and the doing of all things necessary or incident thereto. The GRANTEE shall issue no monetary compensation to the GRANTOR for said temporary work easement.

It is a condition of this instrument that the GRANTEE shall restore the surface to a condition existing prior to being disturbed.

Bearings cited within the above descriptions are to an assumed meridian and are given to indicate direction only.

TO HAVE AND TO HOLD the above granted Temporary Work Easement, rights and right-of-way and its appurtenances to said Grantee, until the completion and acceptance of the COLUMBIA AND COOK SANITARY SEWER PROJECT – PHASE 5 - BID PACKAGE NO. 2.

IN WITNESS WHEREOF, the undersigned have hereunto set my hand this _____ day of _____, 20____.

GRANTORS:

BRUCE A. HOSTA

FONDA L. HOSTA

STATE OF OHIO)
) SS
COUNTY OF CUYAHOGA)

BEFORE ME, a Notary Public in and for said County and State; personally appeared the above-named **BRUCE A. & FONDA L. HOSTA** who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at _____, Ohio, this _____ day of _____, 20____.

Notary Public

The legal form of this instrument is approved this _____ day of _____, 20____.

Law Director, City of Olmsted Falls, Cuyahoga County, Ohio

Approved by the City of Olmsted Falls, Cuyahoga County, Ohio.
Resolution No. _____, passed this _____ day of _____, 20____.

Clerk of Council, City of Olmsted Falls, Cuyahoga County, Ohio

Instrument Prepared by:
Andrew D. Bemer, Esq.
Law Director, City of Olmsted Falls
26100 Bagley Road
Olmsted Falls, Ohio 44138

EXHIBIT 'A'
EASEMENT INFORMATION

Owner: Bruce A. & Fonda L. Hosta
Municipality/County: City of Olmsted Falls, Cuyahoga County
Deed: Volume 96-0671/Page 36
Date: July 12, 1996
Permanent Parcel No.: 281-06-002
Subdivision/Sublot #: Plumb Creek Village Subdivision #1/Sublot #89+Vacated Street
Location: 25150 Water Street
Description:

**LEGAL DESCRIPTION
TEMPORARY WORK EASEMENT
FROM & THRU BRUCEA. & FONDA L. HOSTA'S LAND
PP #281-06-002
FOR THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO
25150 WATER STREET
CITY OF OLMSTED FALLS
COUNTY OF CUYAHOGA, OHIO**

Situated in the City of Olmsted Falls, County of Cuyahoga and State of Ohio and known as being a part of Original Olmsted Township, Lot #4, Tract #5 and being a **0.0138 acres (603 sq.ft.) Temporary Work Easement** lying within a 0.45 acres (Auditor's) Sublot #89 as shown on the Plumb Creek Village Subdivision Plat as recorded in Volume 1, Page 9 of Cuyahoga County Map Records together with the Vacated lands as shown on the "Vacation & Dedication of River Street" as recorded in Volume 112, Page 31 of Cuyahoga County Map Records as conveyed to Bruce A. & Fonda L. Hosta by deed dated July 12, 1996 as recorded in Volume 96-06710, Page 36 (PP #281-06-002) of Cuyahoga County Deed Records and further bounded and described as follows;

Beginning at the Northeasterly corner of said Sublot #89, Hosta's land (PP #281-06-002) on the Northwesterly sideline of River Road (60 feet wide), said point being the Northeasterly corner of a 0.0152 acres Perpetual Sanitary Easement;

Thence **South 28°21'20" West**, along said Northwesterly sideline of River Road, the Southeasterly line of said Perpetual Sanitary Easement, a distance of **34.00 feet** to the Southeasterly corner thereof and the Principle Place of Beginning of the Premises herein intended to be described;

Course 1 Thence **South 28°21'20" West**, continuing along said Northwesterly sideline of River Road, a distance of **12.67 feet** to an angle point therein at the Northerly corner of said Vacated Street;

- Course 2** Thence **South 11°49'40" West**, continuing along the relocated Northwesternly sideline of said River Road, the Easterly line of said Vacated Street, a distance of **3.89 feet** to a point;
- Course 3** Thence **North 89°42'10" West**, parallel with and at a perpendicular distance of **45.00** South of the Northerly line of said Sublot #89, Hosta's land (PP #281-06-002), a distance of **17.27 feet** to a point;
- Course 4** Thence **North 00°17'50" East**, perpendicular to said Northerly line of Sublot #89, Hosta's land (PP #281-06-002), a distance of **45.00 feet** to a point thereon;
- Course 5** Thence **South 89°42'10" East**, along said Northerly line of Sublot #89, Hosta's land (PP #281-06-002), a distance of **10.00 feet** to the Northwesternly corner of said Perpetual Sanitary Easement;
- Course 6** Thence **South 00°17'50" West**, perpendicular to said Northerly line of Sublot #89, Hosta's land (PP #281-06-002), parallel with and at a perpendicular distance of **10.00 feet** East of said Course #4, along the Westerly line of said Perpetual Sanitary Easement, a distance of **30.00 feet** to the Southwesterly corner thereof;
- Course 7** Thence **South 89°42'10" East**, along the Southerly line of said Perpetual Sanitary Easement parallel with and at a perpendicular distance of **30.00** South of the Northerly line of said Sublot #89, Hosta's land (PP #281-06-002), a distance of **14.01 feet** to the Principle Place of Beginning and containing **0.0142 acres (618 sq.ft.)** of land as calculated and described from Cuyahoga County Records by Donald F. Sheehy, Registered Surveyor #7849 of Chagrin Valley Engineering, Ltd. in May, 2019, be the same, more or less;

Basis of Bearing for this legal description is **South 28°21'20" West** as the centerline of River Road (60 feet wide) as evidenced by monuments found and is the same as calculated and reproduced from Ohio State Plane Coordinate System North Zone by ties to the O.D.O.T VRS Network and are used to indicate angles only.

File #14093 Columbia & Cook Sanitary Sewer Project-Phase 5
Temporary Work Easement - PP #281-06-002 – S/L #89 - Hosta
June 3, 2019 (jaw)

S/L 91
P.P.#281-06-001

S/L 90



Scale: 1" = 30'

Basis of Bearing:
See Legal Description.

S/L 5
P.P.#281-06-021

PERPETUAL SANITARY
EASEMENT
0.0153 ACS.

P.O.B.

S89°42'10" E
10.00'

S00°17'50" W
30.00'

S28°21'20" W
34.00'

TEMPORARY WORK
EASEMENT
0.0138 Ac.
(603 S.F.)

S89°42'10" E
14.01'

P.P.O.B.

N00°17'50" E
45.00'

S28°21'20" W
12.67'

N89°42'10" W 17.27'

S11°49'40" W
3.89'

BRUCE A. & FONDA L. HOSTA
P.P.#281-06-002
25150 Water St.
Vol. 96-06710 Pg. 36
07/12/1996
(045 Ac.-Auditors)
S/L 89 & Vacated Street

R/W

RIVER RD. (60' WIDE)

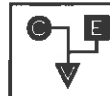
WATER ST. (60' WIDE)

TEMPORARY WORK EASEMENT

25150 Water Street

City of Olmsted Falls, County of Cuyahoga, Ohio Exhibit 'B'

From: Bruce A. & Fonda L. Hosta
To: City of Olmsted Falls, Cuyahoga Co., Ohio



**CHAGRIN VALLEY
ENGINEERING, LTD.**

22993 FORBES ROAD, SUITE B FIVE (440) 438-1890
CLEVELAND, OHIO 44145 FAX: (440) 438-1890

**TEMPORARY WORK EASEMENT FOR THE INSTALLATION OF
SANITARY SEWER AND APPURTENANCES
PPN#281-06-020**

KNOW ALL MEN BY THESE PRESENTS:

That **SCOTT R. & SANDRA L. GRAHAM**, the legal owners of PP #281-06-020 located at 7655 Main Street in the City of Olmsted Falls by deed dated April 21, 2005 and as recorded in Document #200504210758 of Cuyahoga County Deed Records and the GRANTORS herein, for certain considerations to their full satisfaction, does hereby give, grant, bargain and convey to the CITY OF OLMSTED FALLS, COUNTY OF CUYAHOGA, OHIO, the GRANTEE herein, the Temporary Work Easement for the purposes of permitting the GRANTEE to enter upon the aforesaid land of the GRANTORS for the installation of sanitary sewers and appurtenances as a service to its residents and the GRANTORS, hereinafter mentioned in the easement premises described in Exhibits 'A' & 'B' referenced hereto attached and made a part hereof.

NOW THIS INDENTURE WITNESSETH: That the GRANTORS in consideration of certain considerations, and in further consideration of the right and privilege hereinafter given to said GRANTORS, do hereby give, grant, bargain and convey to the aforesaid GRANTEE, the Temporary Work Easement and right to enter upon the aforescribed property, or any part thereof, and in, under and through the aforescribed property for the installation of sanitary sewers and appurtenances thereto and also the right to enter upon said property or any part thereof at any time for any of the foregoing purposes and the doing of all things necessary or incident thereto.

It is a condition of this instrument that the GRANTEE shall restore the surface to a condition existing prior to being disturbed, and install grass in grass areas and mulch in wooded areas. The GRANTEE shall remove two mature trees as part of the proposed work that will be impacted by the proposed construction activities and remove any brush or debris found on the site at the time of construction.

Bearings cited within the above descriptions are to an assumed meridian and are given to indicate direction only.

TO HAVE AND TO HOLD the above granted Temporary Work Easement, rights and right-of-way and its appurtenances to said Grantee, until the completion and acceptance of the COOK ROAD AND RIVER ROAD PUMP STATION INSTALLATION AND MAIN STREET WASTEWATER TREATMENT PLANT ABANDONMENT.

IN WITNESS WHEREOF, the undersigned have hereunto set my hand this _____ day of _____, 20__.

GRANTORS:

By: **SCOTT R. GRAHAM**

By: **SANDRA L. GRAHAM**

STATE OF OHIO)
) SS
COUNTY OF CUYAHOGA)

BEFORE ME, a Notary Public in and for said County and State; personally appeared the above named **SCOTT R. & SANDRA L. GRAHAM** who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at _____, Ohio, this _____ day of _____, 20__.

Notary Public

The legal form of this instrument is approved this _____ day of _____, 20__.

Law Director, City of Olmsted Falls, Cuyahoga County, Ohio

Approved by the City of Olmsted Falls, Cuyahoga County, Ohio.
Resolution No. _____, passed this _____ day of _____, 20__.

Clerk of Council, City of Olmsted Falls, Cuyahoga County, Ohio

EXHIBIT 'A'
EASEMENT INFORMATION

Owner: Scott R. & Sandra L. Graham
Municipality/County: City of Olmsted Falls, Cuyahoga County
Deed: Document #200504210758
Date: April 21, 2005
Permanent Parcel No.: 281-06-020
Subdivision/Sublot #: Hecker & Russell Inc. Subdivision #1/Sublot #4
Location: 7655 Main Street

Description:

**LEGAL DESCRIPTION
TEMPORARY WORK EASEMENT
FROM & THRU SCOTT R. & SANDRA L. GRAHAM'S LAND
PP #281-06-020
FOR THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO
7655 MAIN STREET
CITY OF OLMSTED FALLS
COUNTY OF CUYAHOGA, OHIO**

Situated in the City of Olmsted Falls, County of Cuyahoga and State of Ohio and known as being a part of Original Olmsted Township, Lot #4, Tract #5 and being a **0.0138 acres (600 sq.ft.) 15 Foot Wide Temporary Work Easement** lying within a 0.3838 acres (Auditor's) Sublot #4 as shown on the Hecker Russell Inc. Subdivision #1 Plat as recorded in Volume 199, Page 75 of Cuyahoga County Map Records as conveyed to Scott R. & Sandra L. Graham by deed dated April 21, 2005 as recorded in Document #2000504210758 (PP #281-06-020) of Cuyahoga County Deed Records and further bounded and described as follows;

Beginning at the Southeasterly corner of said Sublot #4, Graham's land (PP #281-06-020) and being the Place of Beginning of the Premises herein intended to be described;

Course 1 Thence **North 89°47'00" West**, along the Southerly line of said Sublot #4, Graham's land (PP #281-06-020), a distance of **40.00 feet** to a point;

Course 2 Thence **North 03°05'00" East**, parallel with and at a perpendicular distance of 40.00 feet West of the Easterly line of said Sublot #4, Graham's land (PP #281-06-020), a distance of **15.03 feet** to a point;

Course 3 Thence **South 89°47'00" East**, parallel with and at a perpendicular distance of 15.00 feet North of said Southerly line of Sublot #4, Graham's land (PP #281-06-020), a distance of **40.00 feet** to a point on said Easterly line thereof;

Course 4 Thence **South 03°05'00" East**, along said Easterly line of Sublot #4, Graham's land (PP #281-06-020), a distance of **15.03 feet** to the Place of Beginning and containing **0.0138 acres (600 sq.ft.)** of land as calculated and described from Cuyahoga County Records by Donald F. Sheehy, Registered Surveyor #7849 of Chagrin Valley Engineering, Ltd. in May, 2014, be the same, more or less;

Basis of Bearing for this legal description is **North 03°05'00" West** as the Easterly line of Sublot #4 (PP #281-06-020) as shown on the Hecker & Russell Inc. Subdivision #1 Plat as recorded in Volume 199, Page 75 of Cuyahoga County Map Records;

File #14093 Columbia & Cook Sanitary Sewer Project-Phase 5
Temporary Work Easement - PP #281-06-020 - Graham
May 20, 2014 (jaw/ds)

R/W MAIN ST. (50' WIDE) R/W

Ex. 5' Utility Ease. Vol. 199, Pg. 75

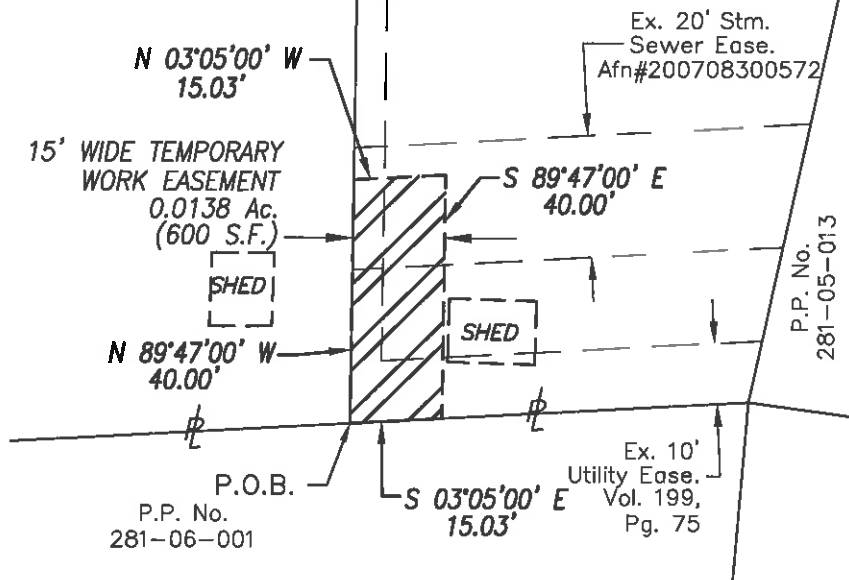


Scale: 1" = 30'

SCOTT R. & SANDRA L. GRAHAM
P.P.#281-06-020
7655 MAIN STREET
S/L 4
AFN#200504210758
04/21/2005
(0.3838 Ac.-Auditor)

P.P. No. 281-06-021
S/L 5

Basis of Bearing:
N03°05'00"W As
the Easterly
Property line of S/L
4 as shown on
Hecker & Russell Inc.
Subd. No. 1 Plat as
Recorded in Vol.
199, Page 75 of
Cuyahoga County
Map Records.

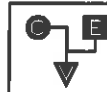


TEMPORARY WORK EASEMENT

7655 Main Street
City of Olmsted Falls, County of Cuyahoga, Ohio

Exhibit 'B'

From: Scott R. & Sandra L. Graham
To: City of Olmsted Falls



**CHAGRIN VALLEY
ENGINEERING, LTD.**
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CLEVELAND, OHIO 44135 FAX: (440) 438-3900