

ORDINANCE NO. 7406

An Ordinance to Appropriate Certain Property by the City of Lorain for Purposes of Excavating, Improving and Widening Black River within the City of Lorain.

WHEREAS, on the 18th day of February, 1957, Council of the City of Lorain, Ohio, adopted Resolution No. 4127 declaring the necessity and intention of appropriating the land and the fee simple estate thereof, hereinafter described, notice of the adoption of which resolution has been served on the owners, persons in possession and having an interest of record in said premises, by publication;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LORAIN, STATE OF OHIO, two-thirds of all members elected there-
to concurring:

Section 1.

That the fee simple interest in and to the following described real estate be and the same is hereby appropriated for the purpose of excavating, improv-
ing, extending and widening Black River within the City of Lorain for purposes of navigation:

Parcel no. 1. Situated in the City of Lorain, County of Lorain and State of Ohio and known as being a part of original Sheffield Township Lot no. 53 and bounded and described as follows: Beginning at the intersection of the westerly line of original Lot no. 53 and a northeasterly line of the Lorain Dock lines established by Lorain City Ordinance no. 845, passed Aug. 1, 1904; thence south $54^{\circ}19'29''$ west, a distance of 269.56 feet; thence south $25^{\circ}39'50''$ east a distance of about 479.86 feet to a northerly line of land conveyed to The Sheffield Land and Improvement Co. by deed dated April 28, 1899 and recorded in Vol. 80, Page 442 of Lorain County Deed Records; thence westerly along said northerly line to the low water mark on the easterly bank of the Black River; thence north-
westerly along said easterly bank of the Black River to the westerly line of original Lot no. 53; thence northerly along the westerly line of original Lot no. 53 to the place of beginning, be the same more or less, but subject to all legal highways and waterways.

Excepting from the above described premises any part thereof re-
sulting through change in the course of Black River occasioned by other than natural causes or by natural causes other than accretion.

Parcel no. 2. Situated in the City of Lorain, County of Lorain and State of Ohio and known as being a part of original Sheffield Township Lot no. 53, bounded and described as follows: Beginning at the intersection of a northerly line of land conveyed to the Sheffield Land and Improvement Co. by deed dated April 28, 1899 and recorded in Vol. 80, Page 442 of Lorain County Deed Records and the low water mark of the easterly bank of the Black River; thence easterly along said northerly line of land so conveyed to the Sheffield Land & Improvement Co. to the Lorain Dock line as established by Lorain City Ordinance no. 845, passed Aug. 1, 1904; thence south $12^{\circ}18'29''$ east a distance of 475.89 feet to a stake; thence south $77^{\circ}41'31''$ west to the low water mark of the easterly line of the Black River; thence northerly along said low water mark to the place of beginning, be the same more or less, but subject to all legal highways and waterways.

Excepting from the above described premises any part thereof re-
sulting through change in the course of Black River occasioned by other than natural causes or by natural causes other than accretion.

Section 2. That the Solicitor be and he is hereby authorized and directed to apply to a court of competent jurisdiction to have a jury impaneled to make inquiry into and to assess the compensation to be paid for the fee simple interest in said property.

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

PASSED: May 6, 1957

John A. Riggs PRESIDENT

APPROVED: John J. [unclear], 1957

ATTEST: May 8, CLERK

John P. [unclear] MAYOR