

DEED OF EASEMENT

KNOW ALL PERSONS BY THESE PRESENT that **Science One, LLC** (the "Grantor"), for One Dollar (\$1.00) and other good and valuable consideration, which Grantor acknowledges receipt and sufficiency, given by the **CITY OF GAHANNA, OHIO**, a municipal corporation, (the "Grantee"), whose tax mailing address is 200 South Hamilton Road, Gahanna, Ohio 43230, does forever grant to Grantee, its successors and assigns, an Easement over and through the following described real estate and shown on Exhibits "A and B" attached hereto and made a part hereof:

Property: 0.655 Acres +/-

Property is situated in the State of Ohio, County of Franklin, City of Gahanna, and further being described in the attached, **Exhibit A**, which is fully incorporate and made a part hereof.

TERMS & CONDITIONS

The Easement is granted for the purpose of constructing, using and maintaining public storm sewers and fiber optic telecommunications and appurtenant works in any part of the above described parcel of land, including the right to clean, repair and renew, together with the right of access to the above-described parcel of land for the said purpose. The Easement shall be subject to the following conditions:

1. The Easement will not limit or restrict the landowner's use of the property provided such use is compliant with the City's zoning and/or other applicable property ordinances and regulations.
2. The landowner will submit plans for any installation within the Easement that it desires to make to the City for approval.
3. The City will give the landowner reasonable notice of not less than three (3) days, if reasonably practicable, prior to commencement of any work on the utilities.
4. That the utilities subject to the Easement shall be kept in good order and condition by the City of Gahanna.
5. That during whatever construction, reconstruction, maintenance, or repair work is or becomes necessary with respect to said utilities, so much of the surface or subsurface of the property as may be disturbed, will at the expense of the City be substantially replaced in the same condition as it was prior to such disturbance.
6. The City will hold harmless **Science One, LLC** from any loss, damage, injury or liability resulting from the City's negligence in connection with any work involved in constructing, maintaining or caring for the utilities.
7. No charges will be made against the property or landowner for the cost of construction, maintenance, repair or care for the utilities in the Easement. If the landowner makes an

application for a service connection to the utilities, the regular and customary service connection charge in effect at the time of the application shall be charged.

8. In the event all or any portion the property subject to this Easement becomes portion(s) of public streets, in the proceedings for acquisition of the property needed for such streets, whether by purchase, dedication, condemnation, etc., said property shall be considered the same as if this Easement had not been executed and/or as if any rights granted by the Easement had not been exercised.
9. This Deed of Easement and all of its provisions are covenants forever (i) burdening, benefitting and running with the land of the Property in its chain-of-title, and (ii) inuring and binding to the benefit and detriment of Grantor and Grantee and their respective, applicable beneficiaries, heirs, administrators, executors, successors, and assigns.
10. Grantor forever releases and discharges Grantee from all just compensation claims under the Ohio Constitution, Article 1, Section 19, arising from granting the Property to Grantee. Grantor agrees this section survives the termination of this Deed of Easement or any reversion of the Property.
11. Grantee (i) intends to immediately utilize the Property for sanitary line purposes upon Grantor's execution of this Deed of Easement, and (ii) will subsequently accept, dedicate, and name the Property as an easement.

GRANTOR'S EXECUTION

IN WITNESS WHEREOF, Grantor, who represents and warrants personally possessing legal authority and capacity to acknowledge this Deed of Easement, does voluntarily acknowledge this Deed of Easement on the effective date below.

Science One, LLC

By: Amy Biondi-Huffman

Print Name: Amy Biondi-Huffman

Print Title: Manager

State of Ohio)

Count of Franklin)

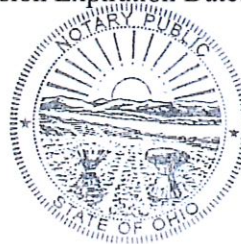
Be it remembered on November 21, 2022 I affixed my seal evidencing this instrument was acknowledged before me by Amy Biondi-Huffman.

Margaret M Long
Notary Public

Commission Expiration Date: _____

Approved as to Form by:

[Signature]
Raymond Mularski – Gahanna City Attorney
200 South Hamilton Road
Gahanna, Ohio 43230



MARGARET M. LONG
Notary Public, State of Ohio
My Comm. Expires Dec. 04, 2024

DESCRIPTION OF 0.655 ACRE UTILITY EASEMENT

Situated in the State of Ohio, County of Franklin, City of Gahanna, being part of Lot 26, Quarter Township 3, Township 1, Range 16, United States Military Lands, being part of Lot 12 of the Science Boulevard Extension Dedication Plat of record in Plat Book 113, Page 23, and being a 9.224 acre tract of land described in deed to Science One, LLC of record in Instrument Number 202112070221547, all references to records being on file in the Office of the Recorder, Franklin County, Ohio, said 0.655 acre easement being more fully described herein;

BEGINNING at the northeast corner of said 9.224 acre tract, being the northeast corner of said Lot 12, being a south line of Lot 7 of the Techcenter Drive Extension and Greenspace Dedication Plat of record in Plat Book 112, Page 79, being the south line of a 2.978 acre tract of land conveyed to the City of Gahanna of record in Instrument Number 201301020000607, and being on the west line of a 6.668 acre tract of land (Parcel One) described in deed to SS Gahanna, LLC of record in Instrument Number 201509230133943;

Thence **South 04°01'37" West**, a distance of **7.03** feet, with the east line of said 9.224 acre tract, and with the west line of said 6.668 acre tract, to a point;

Thence through said 9.224 acre tract, the following four (4) courses:

1. **North 88°33'44" West**, a distance of **174.20** feet, to a point;
2. **North 85°56'25" West**, a distance of **624.90** feet, to a point;
3. **South 03°42'23" West**, a distance of **399.22** feet, to a point;
4. **North 63°06'15" West**, a distance of **46.78** feet, to a point on the west line of said 9.224 acre tract, and being on the east right-of-way line of Science Boulevard;

Thence with the west line of said 9.224 acre tract, and with the east right-of-way line of said Science Boulevard, the following two (2) courses:

1. **North 03°42'23" East**, a distance of **367.89** feet, to a point of curvature;
2. With the arc of a curve to the right, having a radius of **28.00** feet, a central angle of **90°21'12"**, an arc length of **44.15** feet, a chord bearing of **North 48°52'59" East** and a chord distance of **39.72** feet, to a point of tangency;

Thence **South 85°56'25" East**, a distance of **813.84** feet, with the north line of said 9.224 acre tract, with a south line of said Lot 7 of the Techcenter Drive Extension and Greenspace Dedication Plat, and with the south line of said 2.978 acre tract to the **TRUE POINT OF BEGINNING** containing 0.655 of an acre, subject to all easements and documents of record.

The bearings shown on this survey are based on the bearing of North 03°42'23" East as determined for the centerline of Science Boulevard, based on field observations performed in July 2021, and based on the Ohio State Plane Coordinate System, South Zone, NAD 83 (NSRS 2011 Adjustment).

The foregoing easement was prepared from an actual field survey performed by or under my direct supervision in July, 2021.

**CIVIL & ENVIRONMENTAL CONSULTANTS, INC.**

12/10/2021

Darrell B. Plummer, P.S.
Registered Surveyor No. 7595

Date

PLAT OF EASEMENT

STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF GAHANNA,
 LOT 26, QUARTER TOWNSHIP 3, TOWNSHIP 1, RANGE 16,
 UNITED STATES MILITARY LANDS.

BASIS OF BEARINGS:

THE BEARINGS SHOWN ON THIS SURVEY ARE BASED ON THE BEARING OF NORTH 03°42'23" EAST AS DETERMINED FOR THE CENTERLINE OF SCIENCE BOULEVARD BASED ON FIELD OBSERVATIONS PERFORMED IN JULY 2021, AND BASED ON THE OHIO STATE PLANE COORDINATE SYSTEM, SOUTH ZONE, NAD83 (NSRS 2011 ADJUSTMENT).

PERTINENT DOCUMENTS:

DEEDS OF RECORD ON FILE AT THE FRANKLIN COUNTY RECORDER'S OFFICE, EXISTING CEC SURVEYS, SURVEYS OF RECORD & TAX MAPS ON FILE AT FRANKLIN COUNTY.

CURVE 1
R=28.00'
Δ=90°21'12"
L=44.15'
CHB=N 48°52'59" E
CH=39.72'

CITY OF GAHANNA
 INST: 201301020000607
 2.978 ACRES

LOT 7
 TECHCENTER DRIVE EXTENSION AND
 GREENSPACE DEDICATION PLAT
 PLAT BOOK 112, PAGE 79

CITY OF GAHANNA
 JEFFERSON TOWNSHIP
 S 04°01'37" W 7.03'

S 85°56'25" E 813.84'

P.O.B.

15.00' N 85°56'25" W 624.90'

N 88°33'44" W 174.20'

UTILITY EASEMENT
0.655 ACRE

SCIENCE ONE, LLC
 INST: 202112070221547
 9.224 ACRES

LOT 12
 SCIENCE BOULEVARD EXTENSION
 DEDICATION PLAT
 PLAT BOOK 113, PAGE 23

SS GAHANNA, LLC
 INST: 201509230133943
 6.668 ACRES (PARCEL ONE)

N 63°06'15" W 46.78'

SCIENCE BOULEVARD
 (R/W WIDTH VARIES)
 P.B. 113, PAGE 23

N 03°42'23" E 367.89'

S 03°42'23" W 399.22'

43.00'

CITY OF GAHANNA
 JEFFERSON TOWNSHIP



CERTIFICATION:

THE FOREGOING EASEMENT WAS PREPARED FROM AN ACTUAL FIELD SURVEY PERFORMED BY OR UNDER MY DIRECT SUPERVISION IN JULY, 2021.

Darrell B. Plummer 12/10/2021

DARRELL B. PLUMMER DATE
 PROFESSIONAL LAND SURVEYOR NO. 7595

Civil & Environmental Consultants, Inc.
 250 W. Old Wilson Bridge Road · Suite 250 · Worthington, OH 43085
 614-540-6633 · 888-598-6808
 www.cecinc.com

FED ONE DUBLIN, LLC
 FRANKLIN COUNTY, OHIO

0.655 ACRE UTILITY EASEMENT

DRAWN BY: B.J.L.	CHECKED BY: KAS	APPROVED BY: DBP	EXHIBIT: ESMT
DATE: DECEMBER 2021	DWG SCALE: 1" = 150'	PROJECT NO: 312-263	

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