

ACCEPTING AND CONFIRMING the grant of a public utility easement in favor of the City of Cincinnati for water mains and related fixtures, equipment, and appurtenances through certain real property in the Hyde Park neighborhood of Cincinnati in accordance with the plat entitled CIN 334, 20 Garden Place Watermain Easement E-1104, as recorded in Plat Book 493, Page 73, Hamilton County, Ohio Recorder's Office.

WHEREAS, ASEMJE LLC, an Ohio limited liability company, has granted a public utility easement in favor of the City of Cincinnati for water mains and related fixtures, equipment, and appurtenances through certain real property located in the Hyde Park neighborhood of Cincinnati, as more particularly depicted and described on the plat entitled CIN 334, 20 Garden Place Watermain Easement E-1104, as recorded in Plat Book 493, Page 73, Hamilton County, Ohio Recorder's Office ("Easement Plat"); and

WHEREAS, the Greater Cincinnati Water Works Chief Engineer has examined and approved the Easement Plat as to its technical features and found it to be correct; and

WHEREAS, based on the foregoing, the City Manager, upon consultation with the Greater Cincinnati Water Works, recommends that Council accept and confirm the acceptance of the aforementioned public utility easement; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the public utility easement granted by ASEMJE LLC, an Ohio limited liability company, to the City of Cincinnati for the construction, installation, reconstruction, operation, maintenance, repair, replacement, modification, and removal of water mains and related fixtures, equipment, and appurtenances through certain real property in the Hyde Park neighborhood of Cincinnati, as more particularly depicted and described on the plat entitled CIN 334, 20 Garden Place Watermain Easement E-1104, as recorded in Plat Book 493, Page 73, Hamilton County, Ohio Recorder's Office, and incorporated herein by reference, is hereby accepted and confirmed. The real property encumbered by the public utility easement is more particularly described as follows:

All that lot of land in the City of Cincinnati, Hamilton County, Ohio, situated in Section 32 and 33, Town 4, Fractional Range 2, Miami Purchase and being part of Lots 52, 53, 54, 55, and 56 of C.B. Foote's Subdivision as recorded in Plat Book 4, Page 110, Hamilton County, Ohio Records; Beginning at the southwesterly corner of Lot 55 of said Foote's Subdivision; thence South 13° 35' West, 324.15 feet to a point 270 feet east of the northwest corner of said Section 32, measured at right angles to the west line of said Section; thence South 6° 20' West, 541.74 feet to the center of Lake Avenue and the most southerly corner of said Lot 52; thence North 43° 09' East along the center of Lake Avenue 665.29 feet; thence North 48° 81' West, 330.31 feet; thence North 10° 45' West, 190.68 feet; thence South 43° 29' West, 55.46 feet to the place of beginning. Subject to easements and restrictions of record, if any.

Also, the following described real estate:

All that lot of land in the City of Cincinnati, Hamilton County, Ohio, situated in Section 32, Town 4, Fractional Range 2, Miami Purchase, being a part of Lot 52 of C.B. Foote's Subdivision, as recorded in Plat Book 4, Page 110, Hamilton County, Ohio Records; Beginning at a point in the north line of said Lot 52, 120 feet east of the northwest corner of said Section 32; thence South 1° 51' West, parallel with the west line of said Section, 40 feet; thence East parallel with the north line of said Lot 52, 20 feet; thence South 1° 51' West, parallel with the west line of Section 32.40 feet; thence East, parallel with the north line of said Lot 52, 123.73 feet; thence North 6° 20' East, 80.24 feet to the north line of Lot 52; thence West along said north line 150 feet to the place of beginning. Subject to easements and restrictions of record, if any.

Section 2. That the City Solicitor shall cause an authenticated copy of this ordinance to be recorded in the Hamilton County, Ohio Recorder's Office.

Section 3. That the proper City officers and officials are authorized to take all necessary and proper actions to carry out the provisions of this ordinance.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk