

# As Passed by the House

126th General Assembly

Regular Session

2005-2006

Sub. H. B. No. 139

Representatives Harwood, Carano, Patton, S., Law, Williams, Domenick,  
Chandler, Wolpert, Mitchell, Beatty, Boccieri, Book, Cassell, Distel, Evans, C.,  
Fende, Flowers, Hughes, Miller, Oelslager, Otterman, Patton, T., Skindell,  
Stewart, J., Wagoner, Yuko

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## A B I L L

To authorize the conveyance to Liberty Township of 1  
all of the state's right, title, and interest in 2  
certain real estate located in Trumbull County. 3

### BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

**Section 1.** The purpose of the General Assembly in enacting 4  
this act is to convey to Liberty Township, Trumbull County, all of 5  
the state's right, title, and interest in certain real estate that 6  
the state originally conveyed to Liberty Township on August 29, 7  
1978, under the authority of Sub. S.B. 324 of the 112th General 8  
Assembly. Section 3 of Sub. S.B. 324 of the 112th General Assembly 9  
and the deed authorized by it required that the property in 10  
question be used solely for public purposes and specified that, 11  
upon termination of the property being used solely for public 12  
purposes, all right, title, and interest in the property must 13  
revert to the state. The conveyance authorized by this act does 14  
not contain that condition or possibility of reverter. 15

**Section 2.** The Governor is hereby authorized to execute a 16  
deed in the name of the state, conveying to Liberty Township, 17

Trumbull County, and its successors and assigns, all right, title, 18  
and interest of the state in the following described real estate: 19

Beginning at a Concrete Monument marking the County Lines 20  
between Trumbull and Mahoning Counties, said monument being 21  
located eighteen hundred fifty-seven and no hundredths (1,857.00) 22  
feet, more or less, West of Belmont Avenue, measured along the 23  
County Line, said monument being further defined as the Southeast 24  
corner of Athletic Field Property (known as Thomas Park), which 25  
was deeded to the Brier Hill Steel Company by the David Tod Land 26  
Company by deed dated October 25, 1916, recorded in Volume 234, 27  
Page 424, of Mahoning County Deed Records; thence North eighty-six 28  
degrees forty-two minutes no seconds ( $86^{\circ}-42'-00''$ ) West, from 29  
aforesaid monument along the Trumbull-Mahoning County Lines, two 30  
hundred six and fifty hundredths (206.50) feet to an iron pin 31  
marking the southwest corner of a parcel of land deeded by the 32  
Youngstown Sheet and Tube Company to the state of Ohio by 33  
Quit-Claim Deed dated June 10, 1949; thence continuing North 34  
eighty-six degrees forty-two minutes no seconds ( $86^{\circ}-42'-00''$ ) 35  
West, one hundred and no hundredths (100.00) feet; thence North 36  
two degrees thirty-nine minutes no seconds ( $02^{\circ}-39'-00''$ ) East, and 37  
parallel to the west line of said above referred to parcel deeded 38  
to the State of Ohio a distance of two hundred ninety and 39  
forty-seven hundredths (290.47) feet to a point; thence South 40  
eighty-six degrees forty-two minutes no seconds ( $86^{\circ}-42'-00''$ ) 41  
East, one hundred and no hundredths (100.00) feet to an iron pin 42  
marking the northwest corner of said parcel of land deeded to the 43  
State of Ohio; thence continuing South eighty-six degrees 44  
forty-two minutes no seconds ( $86^{\circ}-42'-00''$ ) East, two hundred six 45  
and fifty hundredths (206.50) feet to an iron pin; thence South 46  
two degrees thirty-nine minutes no seconds ( $02^{\circ}-39'-00''$ ) West, two 47  
hundred ninety and forty-seven hundredths (290.47) feet, to the 48  
place of beginning, containing two and forty-five thousandths 49  
(2.045) acres, more or less, but subject to all legal highways. 50

The conveyance shall be subject to existing easements, 51  
rights-of-way, and public roads and highways. 52

Excepting from said parcel: 53

Situated in the State of Ohio, County of Trumbull, City of 54  
Girard, and known as being part of northeast quarter of Liberty 55  
Township Section #2, Township 3 North, Range 2 West, also being 56  
known as part of Lot No. 2 in the original survey of said 57  
Township, and further being bounded and described as follows: 58

Commencing at a monument located on Centerline Construction 59  
and Right-of-Way Gypsy Lane Station 41+75.00, thence N 00E49' 44" 60  
W a distance of 11.00 feet to a point on the Trumbull 61  
County/Mahoning County Line, said point being the True Place of 62  
Beginning of the parcel of land hereinafter described, thence 63  
clockwise along the following four (4) courses and distances; 64  
thence S 89E10' 16" W along Trumbull County/Mahoning County Line 65  
for a distance of 96.78 feet to a point; thence N 01E30' 18" W 66  
along the westerly property line of said property and the Girard 67  
City/Liberty Township Section line for a distance of 30.00 feet to 68  
a point; thence N89E10' 16" E along the proposed Limited Access 69  
line for a distance of 97.14 feet to a point; thence S 00 49' 44" 70  
E for distance of 30.00 feet to a point, the True Place of 71  
Beginning and containing 2909 square feet or .067 acres of land, 72  
more or less, of which .067 acres of land, which is located in 73  
Trumbull County Auditors Parcel No. 13-000500 are in the Present 74  
Road Occupied, leaving a net take of 0.00 acres of land which is 75  
subject to all easements, restrictions and covenants of record. 76

**Section 3.** The consideration for the conveyance of the real 77  
estate described in Section 2 of this act is the mutual benefit 78  
accruing to the state and Liberty Township by the use of the real 79  
estate for economic development by Liberty Township. 80

**Section 4.** Within thirty days after the effective date of 81  
this act, the Auditor of State, with the assistance of the 82  
Attorney General, shall prepare a deed to the real estate 83  
described in Section 2 of this act. The deed shall state the 84  
consideration. The deed shall be executed by the Governor in the 85  
name of the state, countersigned by the Secretary of State, sealed 86  
with the Great Seal of the State, presented in the Office of the 87  
Auditor of State for recording, and delivered to Liberty Township. 88  
Liberty Township shall present the deed for recording in the 89  
Office of the Trumbull County Recorder. 90

**Section 5.** Liberty Township shall pay the costs of the 91  
conveyance of the real estate described in Section 2 of this act. 92

**Section 6.** This act shall expire one year after its effective 93  
date. 94