

EXHIBIT "A"

WAR-42-0.00
PID NO. 79850
PARCEL 54-SH1

Situated in Section 35, Town 3, Range 2, Between the Miamis in the City of Mason, Warren County, Ohio and being more particularly described as follows:

Beginning for reference at the intersection of the west line of Section 4 with the existing centerline of U.S. 42; Thence along said centerline North $45^{\circ}34'02''$ East, 7.61 feet; Thence leaving said centerline South $44^{\circ}34'31''$ East, 1.91 feet to Station 0+00 of the proposed centerline of construction for WAR-42-0.00, PID No. 79850; Thence along said centerline of construction North $45^{\circ}25'29''$ East, 1,041.09 feet; Thence along a curve deflecting to the right having a radius of 3,429.37 feet, central angle of $05^{\circ}16'05''$, arc length of 315.32 feet, the chord of said arc bears North $48^{\circ}03'32''$ East, 315.21 feet; Thence North $50^{\circ}41'35''$ East, 6,073.60 feet; Thence along a curve deflecting to the left having a radius of 35,000.00 feet, central angle of $00^{\circ}38'03''$, arc length of 387.35 feet, the chord of said arc bears North $50^{\circ}22'33''$ East, 387.35 feet; Thence leaving said centerline of construction South $39^{\circ}56'28''$ East, 39.95 feet to a set iron pin in the existing south line of U.S. 42, said iron pin being the **TRUE POINT OF BEGINNING**;

Thence along said south line North $49^{\circ}49'16''$ East, 133.68 feet to a set iron pin;

Thence leaving said south line South $01^{\circ}55'18''$ East, 10.63 feet to a set iron pin;

Thence South $49^{\circ}57'42''$ West, 135.32 feet to a set iron pin in the east line of Snider Road;

Thence along said east line North $05^{\circ}33'51''$ East, 11.48 feet to the **TRUE POINT OF BEGINNING**.

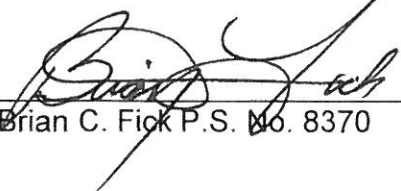
Containing 0.0253 Acres, (1,101 Sq. Ft). Subject to legal highways and easements of record.

The above described parcel being part of the David Family Limited Partnership tract as recorded in Official Record 1319, Page 289 at the Warren County Recorder's Office and further identified as Auditor's Parcel 16351510240.

Page 2
PARCEL 54-SH1

All bearings shown are for project use only. These bearings are based upon Ohio State Plane Coordinate System, (South Zone) NAD 83.

This description was prepared and reviewed in June 2008 by G.J. BERDING SURVEYING, INC., Brian C. Fick, Registered Surveyor Number 8370.


Brian C. Fick P.S. No. 8370

7-22-03
Date



Parcel 54-SH-A : BCF362 DU5402 DU5401 BCF532 BCF362

Total parent tract area =	1,101.1073 ft ² =	0.0253 a
Total taken area =	0.0000 ft ² =	0.0000 a
Remaining area =	1,101.1073 ft ² =	0.0253 a

Description of parcel: 54-SH-A

Beginning parent tract description

Point BCF362 N 21,824.7281 E 32,340.8164 Sta 0+00.000000

Course from BCF362 to DU5402 S 1° 55' 18" E Dist 10.6255

Point DU5402 N 21,814.1086 E 32,341.1727 Sta 0+10.625550

Course from DU5402 to DU5401 S 49° 57' 42" W Dist 135.3222

Point DU5401 N 21,727.0557 E 32,237.5682 Sta 1+45.947743

Course from DU5401 to BCF532 N 5° 33' 51" E Dist 11.4798

Point BCF532 N 21,738.4814 E 32,238.6813 Sta 1+57.427518

Course from BCF532 to BCF362 N 49° 49' 16" E Dist 133.6790

Point BCF362 N 21,824.7281 E 32,340.8164 Sta 2+91.106563

End of parcel 54-SH-A description

EXHIBIT “ ”

**WAR-42-0.00
PID NO. 79850
PARCEL 54-SH2**

Situated in Section 35, Town 3, Range 2, Between the Miamis in the City of Mason, Warren County, Ohio and being more particularly described as follows:

Beginning for reference at the intersection of the west line of Section 4 with the existing centerline of U.S. 42; Thence along said centerline North $45^{\circ}34'02''$ East, 7.61 feet; Thence leaving said centerline South $44^{\circ}34'31''$ East, 1.91 feet to Station 0+00 of the proposed centerline of construction for WAR-42-0.00, PID No. 79850; Thence along said centerline of construction North $45^{\circ}25'29''$ East, 1,041.09 feet; Thence along a curve deflecting to the right having a radius of 3,429.37 feet, central angle of $05^{\circ}16'05''$, arc length of 315.32 feet, the chord of said arc bears North $48^{\circ}03'32''$ East, 315.21 feet; Thence North $50^{\circ}41'35''$ East, 6,073.60 feet; Thence along a curve deflecting to the left having a radius of 35,000.00 feet, central angle of $00^{\circ}52'37''$, arc length of 535.69 feet, the chord of said arc bears North $50^{\circ}15'16''$ East, 535.69 feet; Thence leaving said centerline of construction South $40^{\circ}13'03''$ East, 39.58 feet to a set iron pin in the south line of U.S. 42, said pin being the **TRUE POINT OF BEGINNING**;

Thence South $40^{\circ}25'18''$ East, 8.42 feet to a set iron pin;

Thence South $49^{\circ}50'00''$ West, 21.61 feet to a set iron pin;

Thence North $01^{\circ}55'18''$ West, 10.63 feet to a set iron pin in the aforementioned south line of U.S. 42;

Thence along said south line North $49^{\circ}32'42''$ East, 15.00 feet to the **TRUE POINT OF BEGINNING**.

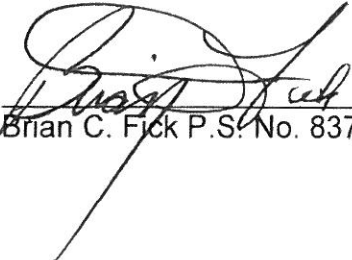
Containing 0.0035 Acres, (153 Sq. Ft). Subject to legal highways and easements of record.

The above described parcel being part of the David Family Limited Partnership tract as recorded in Official Record 1319, Page 289 at the Warren County Recorder's Office and further identified as Auditor's Parcel 16351510100.

Page 2
PARCEL 54-SH2

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This description was prepared and reviewed in June 2008 by G.J. BERDING SURVEYING, INC., Brian C. Fick, Registered Surveyor Number 8370.


Brian C. Fick P.S. No. 8370

7-22-03
Date



Parcel 54-SH-B ; BCF362 SH5601 DU5602 DU5601 BCF362

Total parent tract area =	153.3139 ft ² =	0.0035 a
Total taken area =	0.0000 ft ² =	0.0000 a
Remaining area =	153.3139 ft ² =	0.0035 a

Description of parcel: 54-SH-B

Beginning parent tract description

Point BCF362 N 21,824.7281 E 32,340.8164 Sta 0+00.000000

Course from BCF362 to SH5601 N 49° 32' 42" E Dist 14.9967

Point SH5601 N 21,834.4587 E 32,352.2277 Sta 0+14.996729

Course from SH5601 to DU5602 S 40° 25' 18" E Dist 8.4205

Point DU5602 N 21,828.0483 E 32,357.6876 Sta 0+23.417239

Course from DU5602 to DU5601 S 49° 50' 00" W Dist 21.6115

Point DU5601 N 21,814.1086 E 32,341.1727 Sta 0+45.028739

Course from DU5601 to BCF362 N 1° 55' 18" W Dist 10.6255

Point BCF362 N 21,824.7281 E 32,340.8164 Sta 0+55.654289

End of parcel 54-SH-B description

EXHIBIT "____"

WAR-42-0.00
PID NO. 79850
PARCEL 54-DU1

Situated in Section 35, Town 3, Range 2, Between the Miamis in the City of Mason, Warren County, Ohio and being more particularly described as follows:

Beginning for reference at the intersection of the west line of Section 4 with the existing centerline of U.S. 42; Thence along said centerline North $45^{\circ}34'02''$ East, 7.61 feet; Thence leaving said centerline South $44^{\circ}34'31''$ East, 1.91 feet to Station 0+00 of the proposed centerline of construction for WAR-42-0.00, PID No. 79850; Thence along said centerline of construction North $45^{\circ}25'29''$ East, 1,041.09 feet; Thence along a curve deflecting to the right having a radius of 3,429.37 feet, central angle of $05^{\circ}16'05''$, arc length of 315.32 feet, the chord of said arc bears North $48^{\circ}03'32''$ East, 315.21 feet; Thence North $50^{\circ}41'35''$ East, 6,073.60 feet; Thence along a curve deflecting to the left having a radius of 35,000.00 feet, central angle of $00^{\circ}38'03''$, arc length of 387.35 feet, the chord of said arc bears North $50^{\circ}22'33''$ East, 387.35 feet; Thence leaving said centerline of construction South $39^{\circ}56'28''$ East, 39.95 feet to the intersection of the south line of U.S. 42 and the east line of Snider Road; Thence along said east line South $05^{\circ}33'51''$ West, 11.48 feet to the **TRUE POINT OF BEGINNING;**

Thence leaving said east line along the proposed south line of U.S. 42 North $49^{\circ}57'42''$ East, 135.32 feet;

Thence leaving said south line South $01^{\circ}55'18''$ East, 5.09 feet;

Thence South $49^{\circ}58'03''$ West, 136.26 feet to a point in the aforementioned east line of Snider Road;

Thence along said east line North $05^{\circ}33'51''$ East, 5.71 feet to the **TRUE POINT OF BEGINNING.**

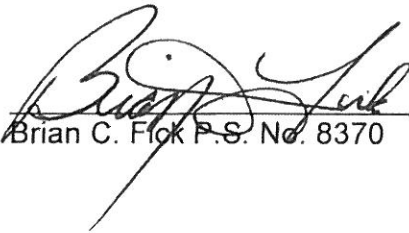
Containing 0.0125 Acres, (543 Sq. Ft). Subject to legal highways and easements of record.

Page 2
PARCEL 54-DU1

The above described parcel being part of the David Family Limited Partnership tract as recorded in Official Record 1319, Page 289 at the Warren County Recorder's Office and further identified as Auditor's Parcel 16351510240.

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This description was prepared and reviewed in June 2008 by G.J. BERDING SURVEYING, INC., Brian C. Fick, Registered Surveyor Number 8370.


Brian C. Fick P.S. No. 8370

7-22-03
Date



G.J. Berding Surveying, Inc.

741 Main Street • Milford, OH 45150 • 513 831 5505 tel • 513 831 6761 fax • www.berdingsurveying.com

Parcel 54-DU-A : DU5402 DU5403 DU5404 DU5401 DU5402

Total parent tract area =	543.0347 ft ² =	0.0125 a
Total taken area =	0.0000 ft ² =	0.0000 a
Remaining area =	543.0347 ft ² =	0.0125 a

Description of parcel: 54-DU-A

Beginning parent tract description

Point DU5402 N 21,814.1086 E 32,341.1727 Sta 0+00.000000

Course from DU5402 to DU5403 S 1° 55' 18" E Dist 5.0917

Point DU5403 N 21,809.0197 E 32,341.3435 Sta 0+05.091725

Course from DU5403 to DU5404 S 49° 58' 03" W Dist 136.2560

Point DU5404 N 21,721.3768 E 32,237.0150 Sta 1+41.347731

Course from DU5404 to DU5401 N 5° 33' 51" E Dist 5.7057

Point DU5401 N 21,727.0557 E 32,237.5682 Sta 1+47.053455

Course from DU5401 to DU5402 N 49° 57' 42" E Dist 135.3222

Point DU5402 N 21,814.1086 E 32,341.1727 Sta 2+82.375648

End of parcel 54-DU-A description

EXHIBIT " ____ "

**WAR-42-0.00
PID NO. 79850
PARCEL 54-DU2**

Situated in Section 35, Town 3, Range 2, Between the Miamis in the City of Mason, Warren County, Ohio and being more particularly described as follows:

Beginning for reference at the intersection of the west line of Section 4 with the existing centerline of U.S. 42; Thence along said centerline North $45^{\circ}34'02''$ East, 7.61 feet; Thence leaving said centerline South $44^{\circ}34'31''$ East, 1.91 feet to Station 0+00 of the proposed centerline of construction for WAR-42-0.00, PID No. 79850; Thence along said centerline of construction North $45^{\circ}25'29''$ East, 1,041.09 feet; Thence along a curve deflecting to the right having a radius of 3,429.37 feet, central angle of $05^{\circ}16'05''$, arc length of 315.32 feet, the chord of said arc bears North $48^{\circ}03'32''$ East, 315.21 feet; Thence North $50^{\circ}41'35''$ East, 6,073.60 feet; Thence along a curve deflecting to the left having a radius of 35,000.00 feet, central angle of $00^{\circ}52'37''$, arc length of 535.69 feet, the chord of said arc bears North $50^{\circ}15'16''$ East, 535.69 feet; Thence leaving said centerline of construction South $40^{\circ}13'03''$ East, 39.58 feet to a point in the south line of U.S. 42; Thence South $45^{\circ}20'18''$ East, 8.42 feet to a point in the proposed south line of U.S. 42, said point being the **TRUE POINT OF BEGINNING**;

Thence South $40^{\circ}25'18''$ East, 4.00 feet;

Thence South $49^{\circ}50'09''$ West, 24.78 feet;

Thence North $01^{\circ}55'18''$ West, 5.09 feet to a point in the aforementioned proposed south line of U.S. 42;

Thence along said south line North $49^{\circ}50'00''$ East, 21.61 feet to the **TRUE POINT OF BEGINNING**.

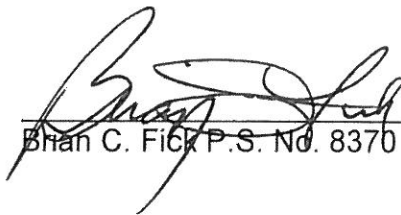
Containing 0.0021 Acres, (92 Sq. Ft). Subject to legal highways and easements of record.

The above described parcel being part of the David Family Limited Partnership tract as recorded in Official Record 1319, Page 289 at the Warren County Recorder's Office and further identified as Auditor's Parcel 16351510100.

Page 2
PARCEL 54-DU2

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This description was prepared and reviewed in June 2008 by G.J. BERDING SURVEYING, INC., Brian C. Fick, Registered Surveyor Number 8370.


Brian C. Fick P.S. No. 8370

7-22-19
Date



Parcel 54-DU-B : DU5602 DU5603 DU5604 DU5601 DU5602

Total parent tract area =	92.7733 ft² =	0.0021 a
Total taken area =	0.0000 ft² =	0.0000 a
Remaining area =	92.7733 ft² =	0.0021 a

Description of parcel: 54-DU-B

Beginning parent tract description

Point DU5602 N 21,828.0483 E 32,357.6876 Sta 0+00.000000

Course from DU5602 to DU5603 S 40° 25' 18" E Dist 4.0000

Point DU5603 N 21,825.0031 E 32,360.2813 Sta 0+04.000034

Course from DU5603 to DU5604 S 49° 50' 09" W Dist 24.7812

Point DU5604 N 21,809.0197 E 32,341.3435 Sta 0+28.781244

Course from DU5604 to DU5601 N 1° 55' 18" W Dist 5.0917

Point DU5601 N 21,814.1086 E 32,341.1727 Sta 0+33.872969

Course from DU5601 to DU5602 N 49° 50' 00" E Dist 21.6115

Point DU5602 N 21,828.0483 E 32,357.6876 Sta 0+55.484469

End of parcel 54-DU-B description

EXHIBIT "____"

**WAR-42-0.00
PID NO. 79850
PARCEL 54-T1**

Situated in Section 35, Town 3, Range 2, Between the Miamis in the City of Mason, Warren County, Ohio and being more particularly described as follows:

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Thence leaving said east line North $49^{\circ}58'03''$ East, 136.26 feet;

Thence South $01^{\circ}55'18''$ East, 6.36 feet;

Thence South $49^{\circ}58'27''$ West, 137.42 feet to a point in the aforementioned east line of Snider Road;

Thence along said east line, North $05^{\circ}33'51''$ East, 7.13 feet to the **TRUE POINT OF BEGINNING**.

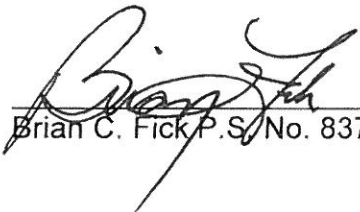
Containing 0.0157 Acres, (683 Sq. Ft). Subject to legal highways and easements of record.

Page 2
PARCEL 54-T1

The above described parcel being part of the David Family Limited Partnership tract as recorded in Official Record 1319, Page 289 at the Warren County Recorder's Office and further identified as Auditor's Parcel 16351510240.

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This description was prepared and reviewed in June 2008 by G.J. BERDING SURVEYING, INC., Brian C. Fick, Registered Surveyor Number 8370.


Brian C. Fick P.S. No. 8370

7-22-09
Date



G.J. Berding Surveying, Inc.

741 Main Street • Milford, OH 45150 • 513 831 5505 tel • 513 831 6761 fax • www.berdingsurveying.com

Parcel 54-TMP-A : DU5403 TEMP5402 TEMP5401 DU5404 DU5403

Total parent tract area =	683.7653 ft² =	0.0157 a
Total taken area =	0.0000 ft² =	0.0000 a
Remaining area =	683.7653 ft² =	0.0157 a

Description of parcel: 54-TMP-A

Beginning parent tract description

Point DU5403 N 21,809.0197 E 32,341.3435 Sta 0+00.000000

Course from DU5403 to TEMP5402 S 1° 55' 18" E Dist 6.3607

Point TEMP5402 N 21,802.6626 E 32,341.5567 Sta 0+06.360659

Course from TEMP5402 to TEMP5401 S 49° 58' 27" W Dist 137.4237

Point TEMP5401 N 21,714.2811 E 32,236.3237 Sta 1+43.784402

Course from TEMP5401 to DU5404 N 5° 33' 51" E Dist 7.1294

Point DU5404 N 21,721.3768 E 32,237.0150 Sta 1+50.913761

Course from DU5404 to DU5403 N 49° 58' 03" E Dist 136.2560

Point DU5403 N 21,809.0197 E 32,341.3435 Sta 2+87.169767

End of parcel 54-TMP-A description

EXHIBIT “_____”

WAR-42-0.00
PID NO. 79850
PARCEL 54-T2

Situated in Section 35, Town 3, Range 2, Between the Miamis in the City of Mason, Warren County, Ohio and being more particularly described as follows:

Beginning for reference at the intersection of the west line of Section 4 with the existing centerline of U.S. 42; Thence along said centerline North $45^{\circ}34'02''$ East, 7.61 feet; Thence leaving said centerline South $44^{\circ}34'31''$ East, 1.91 feet to Station 0+00 of the proposed centerline of construction for WAR-42-0.00, PID No. 79850; Thence along said centerline of construction North $45^{\circ}25'29''$ East, 1,041.09 feet; Thence along a curve deflecting to the right having a radius of 3,429.37 feet, central angle of $05^{\circ}16'05''$, arc length of 315.32 feet, the chord of said arc bears North $48^{\circ}03'32''$ East, 315.21 feet; Thence North $50^{\circ}41'35''$ East, 6,073.60 feet; Thence along a curve deflecting to the left having a radius of 35,000.00 feet, central angle of $00^{\circ}52'37''$, arc length of 535.69 feet, the chord of said arc bears North $50^{\circ}15'16''$ East, 535.69 feet; Thence leaving said centerline of construction South $40^{\circ}13'03''$ East, 39.58 feet to a point in the south line of U.S. 42; Thence South $40^{\circ}25'18''$ East, 12.42 feet to the **TRUE POINT OF BEGINNING**;

Thence South $40^{\circ}25'18''$ East, 4.99 feet;

Thence South $49^{\circ}49'46''$ west, 28.74 feet;

Thence North $01^{\circ}55'18''$ West, 6.36 feet;

Thence North $49^{\circ}50'09''$ East, 24.78 feet to the **TRUE POINT OF BEGINNING**.

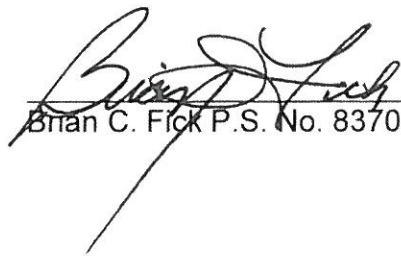
Containing 0.0031 Acres, (133 Sq. Ft). Subject to legal highways and easements of record.

The above described parcel being part of the David Family Limited Partnership tract as recorded in Official Record 1319, Page 289 at the Warren County Recorder's Office and further identified as Auditor's Parcel 16351510100.

Page 2
PARCEL 54-T2

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This description was prepared and reviewed in June 2008 by G.J. BERDING SURVEYING, INC., Brian C. Fick, Registered Surveyor Number 8370.


Brian C. Fick P.S. No. 8370

7-22-09
Date



Parcel 54-TMP-B : DU5603 TEMP5602 TEMP5601 DU5604 DU5603

Total parent tract area =	133.6414 ft ² =	0.0031 a
Total taken area =	0.0000 ft ² =	0.0000 a
Remaining area =	133.6414 ft ² =	0.0031 a

Description of parcel: 54-TMP-B

Beginning parent tract description

Point DU5603 N 21,825.0031 E 32,360.2813 Sta 0+00.000000

Course from DU5603 to TEMP5602 S 40° 25' 18" E Dist 4.9924

Point TEMP5602 N 21,821.2024 E 32,363.5184 Sta 0+04.992410

Course from TEMP5602 to TEMP5601 S 49° 49' 46" W Dist 28.7408

Point TEMP5601 N 21,802.6626 E 32,341.5567 Sta 0+33.733249

Course from TEMP5601 to DU5604 N 1° 55' 18" W Dist 6.3607

Point DU5604 N 21,809.0197 E 32,341.3435 Sta 0+40.093907

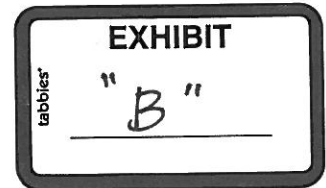
Course from DU5604 to DU5603 N 49° 50' 09" E Dist 24.7812

Point DU5603 N 21,825.0031 E 32,360.2813 Sta 0+64.875117

End of parcel 54-TMP-B description

**NOTICE OF INTENT TO ACQUIRE
AND
GOOD FAITH OFFER**

David Family Limited Partnership
Gameela M. David, General Partner
757 Compton Road'
Cincinnati, Ohio 45231



Re: WAR-42-0.00
Parcel Number: 54-SH1-2, DU1-2, T1-2
Interest Acquired: Permanent easements and Temporary easement

TO: David Family Limited Partnership
Gameela M. David, General Partner
757 Compton Road'
Cincinnati, Ohio 45231

The City of Mason, Ohio needs your property for a highway project identified as WAR-42-0.00 and will need to acquire the following from you:

Parcel 54- SH1-2 is a standard highway easement needed for the installation and maintenance of a sidewalk.

Parcel 54- DU1-2 is a permanent drainage and utility easement needed for the installation and maintenance of new roadway drainage and utility systems.

Parcel 54- T1-2 is temporary easement of two years duration first beginning when work starts on your property. The temporary easement is needed to reconstruct your driveway and for grading and seeding purposes.

Ohio law authorizes City of Mason, Ohio to obtain Parcels 54 SH1-2, DU1-2, and T1-2 from your property for the public purpose of a highway project. The legal description of your property that City of Mason, Ohio needs is attached to this Notice of Intent to Acquire and Good Faith Offer and is referenced as **Exhibit A**.

The Good Faith Offer included in this document is City of Mason, Ohio determination of the fair market value of your property. This fair market value (FMV) is what a willing

buyer who is under no compulsion to buy and a willing seller who is under no compulsion to sell would value your property on the open market.

You will have a minimum of 30 days from the time you receive this offer to accept or reject the offer. We are available to discuss the offer with you at any time. If you reject the offer or we are unable to come to an agreement, we may have to exercise our eminent domain authority to appropriate your property. This will require a court procedure. In a court proceeding, you may disagree with whether our offer reflects the fair market value of the property.

HERE IS A BRIEF SUMMARY OF YOUR OPTIONS AND LEGALLY PROTECTED RIGHTS:

1. By law, City of Mason, Ohio is required to make a good faith effort to purchase Parcels 54 SH1-2, DU1-2, and T1-2.
2. We are to provide you with a written offer and the appraisal or valuation upon which we base that offer. The amount offered to you will not be less than the approved fair market value estimate of the property needed for the project. This compensation is based on the valuation of your property by qualified real estate personnel who have analyzed current market data. Their valuation work has been reviewed by a preapproved review appraiser prior to City of Mason, Ohio establishing its fair market value estimate for your property needed for the project.
3. **You do not have to accept this offer** and City of Mason, Ohio is not required to agree to your demands.
4. You are to be provided a copy of the valuation document during the first negotiation visit by an agent of City of Mason, Ohio .
5. You are to be provided with pertinent parts of the highway plans which are:

Legend sheet; Property Map; Summary Sheet; Right of Way Detail Sheet(s); and Plan and Profile Sheet(s)

6. The Plan Letter Attachment to this “Notice of Intent to Acquire and Good Faith Offer” describes the interest in the real property that is to be acquired from you; the description and location of the real property to be acquired; and any improvements such as buildings or structures situated on the property to be acquired, if any.
7. You will be provided with a booklet entitled “When ODOT Needs Your Property”. This booklet briefly explains the acquisition process and your rights in this process.

8. You have the right to seek the advice of an attorney, real estate appraiser, or any other person of your choice in this matter
9. You have the right to object to City of Mason, Ohio decision to acquire your property by writing, within ten business days of receiving this notice, to:

Eric Hanson
City Manager
6000 Mason-Montgomery Road
Mason, Ohio 45040

The City Council has the discretion to veto this project, and if he does, it will not proceed.

10. If you do not accept this offer, and we cannot come to an agreement on the acquisition of Parcels 54 SH1-2, DU1-2, and T1-2, City of Mason, Ohio has the right to file suit to acquire Parcels 54 SH1-2, DU1-2, and T1-2 by eminent domain in the county in which the property is located. This action, referred to as an “appropriation proceeding” ensures your rights will be fully protected while at the same time allowing the construction of the highway project to proceed for the benefit of all.
11. When filing the appropriation, the City of Mason, Ohio will deposit the value of the property sought to be acquired with the court. At that time, City of Mason, Ohio gains the right to enter upon and use the property acquired subject to Section 163.06 (B) of the Ohio Revised Code. If you agree to accept the deposited money as full payment, the appropriation case will be closed.
12. If you are not satisfied with the amount of the deposit, you must file an answer with the court in the manner and within the time specified in the summons which is served upon you by the court. Once the answer is filed, you may apply to the court to withdraw the deposited money, subject to the rights of any other parties having an interest in the property. Withdrawing your share of the deposit does not interfere with your right to have a jury determine the FMV of your property. Interest will not accrue on any money deposited under this procedure. If the money withdrawn under this procedure should exceed the final award, the owner will be required to return the excess payment.
13. As part of your answer you may request a trial by jury. After a trial, a jury will decide the amount you are to be awarded for your property that is acquired, for the damage that is caused by the acquisition, if applicable, and for other damages permitted by law, which could either exceed or be less than our offer. At the trial you may testify and present evidence as to the value of your property
14. If your property qualifies as an “Agricultural Use” as defined under ORC 163.21 (C)(2), and a jury awards you an amount that is more than 150% of the City of Mason, Ohio's

final offer as determined by law, you may be entitled to recover attorney fees and other litigation costs.

15. You also have the right to request that the issue of the value of your property be submitted to nonbinding mediation. You **must** submit your written request for mediation to the court within ten business days after you file your answer. If a settlement is not reached at mediation, the matter will proceed to a jury valuation trial.

THE GOOD FAITH OFFER:

The amount offered to you in good faith as just compensation for the acquisition of Parcel 54-SH1-2, DU1-2, T1-2, Permanent easements and Temporary easement, of Project WAR-42-0.00 is:

Real Property To Be Acquired (SH,DU- Permanent easements).....	\$20,757.00
Temporary Construction Easements	\$ 2,163.00
Total Good Faith Offer	\$22,920.00

Tenant-owned improvements, if any, are to be identified in this Notice of Intent to Acquire and Good Faith Offer, and if there are any such improvements, the amount offered to you does not include compensation for these improvements. **There are no tenant-owned improvements in the take area.**

While City of Mason, Ohio may not provide legal advice, we will make all efforts to answer questions you have concerning this process and provide any copies of the law or our records that you may need to fully understand your rights, the project, and the process. If you have any questions concerning this matter, you may contact us at:

DLZ OHIO INC
6121 Huntley Road
Columbus, Ohio 43229

Greg Reynolds
Right of Way Agent
DLZ OHIO INC.
614-888-0040
x1320

By signing below I acknowledge only that I have received the “Notice of Intent to Acquire and Good Faith Offer” and that my signature in no way implies that I have accepted the price offered or any other conditions.

(Owner’s signature)

(Date)

(Print owner’s name)

(Owner’s signature)

(Date)

(Print owner’s name)