

October 25, 2007

City of Columbus, Ohio  
90 W. Broad St.  
Columbus, OH 43215  
Attn: Alan McKnight, Director  
Department of Recreation and Parks

Ladies and Gentlemen:

The undersigned, Nationwide Children's Hospital, has requested that you convey to the undersigned certain street rights of way, including (i) Ann Street between Livingston Avenue and Children's Drive, and (ii) Children's Drive between Ann Street and South Eighteenth Street. The undersigned agrees that if you convey the street rights of way described in (i) and (ii) above (the "Former Rights of Way") to the undersigned, the undersigned will thereafter:

1. Maintain, within the Former Rights of Way or immediately adjacent thereto, improvements for the movement of vehicular traffic between South Eighteenth Street and Livingston Avenue and sidewalks for pedestrian traffic;
2. Permit the public to use the improvements described in item 1 above for pedestrian and vehicular access to Livingston Park, subject to reasonable temporary closures during repairs, maintenance and reconstruction of those improvements and during construction of facilities on other adjacent property owned by the undersigned;
3. Maintain, within the Former Rights of Way or immediately adjacent thereto, at least 25 parking spaces designated for use pursuant to item 4 below (the "Designated Parking Spaces");
4. Permit public users of Livingston Park to use the Designated Parking Spaces on a first-come-first-served basis along with other users of those parking spaces; and

5. Work with your Department of Recreation and Parks to develop and implement a reasonable strategy for attempting to achieve better turnover in the usage of the Designated Parking Spaces than has been achieved previously with the public parking in the Former Rights of Way, with the goal of causing the Designated Parking Spaces to be more available by users of Livingston Park; and

6. Require that any future transferee of the Former Rights of Way agree to the provisions of this letter, including this item 6.

We look forward to working with you on the implementation of the foregoing commitments.

NATIONWIDE CHILDREN'S HOSPITAL, an  
Ohio not-for-profit corporation

By \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_