

Re: Ordinance No. 1963-18 - Proceedings in
Annexation of Certain Territory to the
Village of Minster, Ohio

I, Dennis B. Meyer, Clerk of the Village
of Minster, Ohio, do hereby certify that the
attached documents are true and correct copies
of the original proceedings in this matter.

In Testimony Whereof, I have hereunto
set my hand and official seal at Minster,
Ohio this 19th day of May, 1964.



Dennis B. Meyer
Clerk of the Village of
Minster, Auglaize County,
Ohio

ORDINANCE NO. 1963 - 18

ORDINANCE TO AUTHORIZE ANNEXATION OF CERTAIN TERRITORY
TO THE VILLAGE OF MINSTER, OHIO

Be It Ordained By the Council of the Village of Minster, State of Ohio:

Section 1. That the annexation of the following described territory:

Situate in Section twenty-seven, town seven south, range seven east, in Jackson Township, Auglaize County, State of Ohio and being the west part of Outlot One, all of Outlots Two and Three and the east part of Outlot Four of the Subdivision recorded in Plat Book 1A, Page 49 and the Southeast Part of Outlot four of the Subdivision recorded in Plat Book 1, Page 69, all of the Plat Records of Auglaize County, Ohio; and being more particularly described as follows, to-wit:

Commencing at a point at the southeast corner of the northeast quarter of said section, said point being three and thirty-eight hundredths (3.38) feet west of the centerline of Main Street and on the north line of Seventh Street in said Village and also being the southeast corner of the aforesaid Outlot One; thence in a Westerly direction along the South line of Outlot one, (being the North line of Seventh Street) a distance of one hundred ninety-one and fifty hundredths (191.50) feet to an iron pin at the point of beginning of the land described tract of land; thence, continuing in a Westerly direction along the south line of the aforementioned outlots one, two, three and four (being the north line of Seventh Street of said Village) a distance of one thousand ninety-nine and ninety-eight hundredths (1099.98) feet to an iron pin; thence, in a northerly direction with an interior angle of eighty nine degrees and twenty-four minutes ($89^{\circ}-24'$) a distance of one thousand ten (1010.00) feet to an iron pin; thence in an easterly direction with an interior angle of ninety degrees and thirty six minutes ($90^{\circ}-36'$) a distance of one thousand two hundred ninety-one and forty-eight hundredths (1291.48) feet to a point on the east line of outlot four (being C.L. 4 of the Subdivision recorded in P.B. 1, page 69) and the east line of said section 27; thence, in a southerly direction with an interior angle of eighty-nine degrees and twenty-four minutes ($89^{\circ}-24'$) along the east line of said Outlot four a distance of three hundred forty-seven (347.00) feet to a point; thence in a westerly direction with an interior angle of ninety degrees and thirty-six minutes ($90^{\circ}-36'$) a distance of one hundred ninety-one and fifty hundredths (191.50) feet to an iron pin; thence in a Southerly direction with an interior angle of two hundred sixty-nine degrees and twenty-four minutes ($269^{\circ}-24'$) a distance of six hundred sixty-three (663.00) feet to the place of beginning. Containing twenty-nine and nine hundred forty-five thousandths (29.945) acres more or less.

be, and the same is hereby, authorized.

Section 2. That the solicitor be, and he is hereby, authorized to prosecute the proceedings necessary to effect such annexation.

Section 3. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Dated: 9/3/63

/s/ Joseph L. Raterman

MAYOR

Attest:

/s/ Dennis B. Meyer

Clerk

Mail
ROGER J. HENKENER
ATTORNEY AT LAW
THEATER BUILDING
WAPARONETA, OHIO

PETITION

To The Commissioners of Auglaize County, State of Ohio:

The Village of Minster, Ohio respectfully represents that by an ordinance duly passed by its council on the 3rd day of September, 1963, the following described territory was authorized to be annexed to said village:

Situate in Section twenty-seven, town seven south, range seven east, in Jackson Township, Auglaize County, State of Ohio and being the west Part of Outlot One, all of Outlots Two and Three and the east part of Outlot Four of the Subdivision recorded in Plat Book 1A, Page 49 and the Southeast Part of Outlot four of the Subdivision recorded in Plat Book 1, Page 69, all of the Plat Records of Auglaize County, Ohio, and being more particularly described as follows, to-wit:

Commencing at a point at the southeast corner of the northeast quarter of said section, said point being three and thirty-eight hundredths (3.38) feet west of the centerline of Main Street and on the north line of Seventh Street in said Village and also being the southeast corner of the aforesaid Outlot One; thence in a Westerly direction along the South line of Outlot one, (being the North line of Seventh Street) a distance of one hundred ninety-one and fifty hundredths (191.50) feet to an iron pin at the point of beginning of the herein described tract of land; thence, continuing in a Westerly direction along the south line of the aforementioned outlots one, two, three and four (being the north line of Seventh Street of Said Village) a distance of one thousand ninety-nine and ninety-eight hundredths (1099.98) feet to an iron pin; thence, in a northerly direction with an interior angle of eighty nine degrees and twenty-four minutes ($89^{\circ}-24'$) a distance of one thousand ten (1010.00) feet to an iron pin; thence in an easterly direction with an interior angle of ninety degrees and thirty six minutes ($90^{\circ}-36'$) a distance of one thousand two hundred ninety-one and forty-eight hundredths (1291.48) feet to a point on the east line of outlot four (being C.L. 4 of the Subdivision recorded in P.B. 1, page 69) and the east line of said section 27; thence, in a southerly direction with an interior angle of eighty-nine degrees and twenty-four minutes ($89^{\circ}-24'$) along the east line of said Outlot four a distance of three hundred forty-seven (347.00) feet to a point; thence in a westerly direction with an interior angle of ninety degrees and thirty-six minutes ($90^{\circ}-36'$) a distance of one hundred ninety-one and fifty hundredths (191.50) feet to an iron pin; thence in a Southerly direction with an interior angle of two hundred sixty-nine degrees and twenty-four minutes ($269^{\circ}-24'$) a distance of six hundred sixty-three (663.00) feet to the place of beginning. Containing twenty-nine and nine hundred forty-five thousandths (29.945) acres more or less.

An accurate map of which territory is hereto attached.

And said village respectfully petitions that said territory may be annexed to said village.

VILLAGE OF MINSTER, OHIO

By /s/ Roger J. Henkener

Roger J. Henkener, Village Solicitor

County Commissioners' Office
Auglaize County, Ohio
September 6th, 1963

The Board of County Commissioners met this day in Adjourned Regular Session with the following members present:

Wm. V. Nieter

Karl G. Koch

E. H. Hagemier

Mr. Koch made the motion that the following be adopted:

R E S O L U T I O N

WHEREAS, on this 6th day of September, 1963, the Board of County Commissioners did receive a Petition from the village of Minster, Auglaize County, Ohio, for annexation of lands to said village as set forth in Ordinance No. 1963-18- enacted by the said village of Minster, Auglaize County, Ohio, on September 3rd, 1963 along with accurate map of said territory sought to be annexed, Roger J. Henkener, solicitor of the village of Minster, Ohio, agent; and

WHEREAS, copy of said ordinance and petition do appear on pages 474 and 475, respectively in county commissioners' journal # 51- therefore be it

RESOLVED, that the Board do this day accept the above mentioned petition, and after advertisement has been made according to law (section 707.05) revised code; the Board will hold a hearing on said petition on the 8th day of November, 1963 at 10 o'clock A. M. at the office of said Board of County Commissioners, County Courthouse, Wapakoneta, Ohio, and be it further

RESOLVED, that the agent, Roger J. Henkener, solicitor of the village of Minster, see that the above is duly advertised, and the proper notice posted on the lands so to be annexed, and be it further

RESOLVED, that a copy of this resolution be given to said agent, in connection with this transaction, as so above named.

Mr. Hagemier seconded the motion, and the roll being called on its adoption; the vote resulted as follows:

Mr. Nieter yes;

Mr. Koch yes;

Mr. Hagemier yes.

cc: Roger J. Henkener-agent

LEGAL NOTICE

Notice is hereby given that on the 6th day of September, 1963, there was presented to the Board of Commissioners of the County of Auglaize, State of Ohio, a Petition for Annexation of the following described territory situated in the County of Auglaize and adjacent to the Village of Minster to-wit:

Situate in Section twenty-seven, town seven south, range seven east, in Jackson Township, Auglaize County, State of Ohio and being the west Part of Outlot One, all of Outlots Two and Three and the east part of Outlot Four of the Subdivision recorded in Plat Book 1A, Page 49 and the Southeast Part of Outlot four of the Subdivision recorded in Plat Book 1, Page 69, all of the Plat Records of Auglaize County, Ohio, and being more particularly described as follows, to-wit:

Commencing at a point at the southeast corner of the northeast quarter of said section, said point being three and thirty-eight hundredths (3.38) feet west of the centerline of Main Street and on the north line of Seventh Street in said Village and also being the southeast corner of the aforesaid Outlot One; thence in a Westerly direction along the South line of Outlot one, (being the North line of Seventh Street) a distance of one hundred ninety-one and fifty hundredths (191.50) feet to an iron pin at the point of beginning of the herein described tract of land; thence, continuing in a Westerly direction along the south line of the aforementioned outlots one, two, three and four (being the north line of Seventh Street of Said Village) a distance of one thousand ninety-nine and ninety-eight hundredths (1099.98) feet to an iron pin; thence, in a northerly direction with an interior angle of eighty nine degrees and twenty-four minutes ($89^{\circ}-24'$) a distance of one thousand ten (1010.00) feet to an iron pin; thence in an easterly direction with an interior angle of ninety degrees and thirty six minutes ($90^{\circ}-36'$) a distance of one thousand two hundred ninety-one and forty-eight hundredths (1291.48) feet to a point on the east line of outlot four (being C.L. 4 of the Subdivision recorded in P.B. 1, page 69) and the east line of said section 27; thence, in a southerly direction with an interior angle of eighty-nine degrees and twenty-four minutes ($89^{\circ}-24'$) along the east line of said Outlot four a distance of three hundred forty-seven (347.00) feet to a point; thence in a westerly direction with an interior angle of ninety degrees and thirty-six minutes ($90^{\circ}-36'$) a distance of one hundred ninety-one and fifty hundredths (191.50) feet to an iron pin; thence in a Southerly direction with an interior angle of two hundred sixty-nine degrees and twenty-four minutes ($269^{\circ}-24'$) a distance of six hundred sixty-three (663.00) feet to the place of beginning. Containing twenty-nine and nine hundred forty-five thousandths (29.945) acres more or less.

Praying therein that said territory be annexed to the Village of Minster, in the manner provided by law and designating the undersigned as their agent in securing such annexation.

The said Board of Commissioners has fixed the 8th day of November, 1963, as the time for hearing said petition at the Office of the Commissioners in the Court House, Wapakoneta, Ohio.

/s/ Roger J. Henkener
Roger J. Henkener, Agent of the Petitioners

AFFIDAVIT

STATE OF OHIO, COUNTY OF AUGLAIZE, SS:

Roger J. Henkener, being first duly sworn, deposes and says that he is Village Solicitor of the Village of Minster, Ohio, and applicant in a certain matter pending before the Commissioners of Auglaize County pertaining to the annexation of certain territory to the Village of Minster, Ohio, set forth in the petition heretofore filed with the Commissioners of Auglaize County on September 6, 1963, that caused the published notice pertaining to said annexation, a copy of which is hereto attached, and made a part hereof, to be published in the Evening Leader, a newspaper of general circulation in said Village and County, the place in the territory sought to be annexed for more than six (6) weeks prior to November 8, 1963, the hearing date on the petition for the annexation above referred to.

Further this affiant saith not.

/S/ Roger J. Henkener

Applicant and Village Solicitor of
the Village of Minster, Ohio

Sworn to before me and subscribed in my presence this 18th day of
October, 1963.

/SEAL/

/S/ Echo Sawmiller

Notary Public

County Commissioners' Office
Auglaize County, Ohio
November 8th, 1963

The Board of County Commissioners met this day in special session with the following members present:

Wm. V. Nieter

Karl G. Koch

E. H. Hegenier

Mr. Hegenier made the motion that the following be adopted:

RESOLUTION

- WHEREAS, by act of Resolution on the 6th day of September, 1963 the Board of County Commissioners did accept a Petition from the Village of Minster, Auglaize County, Ohio, for annexation of lands to said Village, with Roger J. Henkener Village Solicitor-Agent for the annexation proceedings (petition appearing on page 475 of this County Commissioners Journal #51) and
- WHEREAS, the proper advertisement having been made according to law, notices posted in conspicuous places in the territory sought to be annexed, and
- WHEREAS, said Roger J. Henkener has this day filed with this Board a certified affidavit concerning the above transaction; and
- WHEREAS, this being the day set forth for the hearing on the above annexation in the resolution of September 6th, 1963; and
- WHEREAS, there being no one appearing at the hearing against the annexation, at the office of the Board of County Commissioners, at the specified time and date; therefore be it
- RESOLVED, that the Board of County Commissioners do hereby grant the request of the Council of the Village of Minster, to annex lands so described in their original petition; and be it further
- RESOLVED, that the certified copy of the affidavit of Legal notice, from the village solicitor, Roger J. Henkener, be placed on page 475 of this County Commissioners Journal # 51; and be it further

Annexation- village of Minster- continued:

- RESOLVED, that a copy of this resolution be given to Roger J. Henkener, village solicitor of Minster, Agent for the annexation proceedings.

Mr. Koch seconded the motion, and the roll being called on its adoption; the vote resulted as follows:

Mr. Nieter yes;

Mr. Koch yes;

Mr. Hegenier yes.


done according to section 707.06--- revised code of Ohio

AFFIDAVIT

I, Alberta Hanson, Clerk of the Board of Anglaise County Commissioners do hereby certify that the following transactions concerning annexation of lands to the Village of ~~Minster~~ Ohio, do appear in the County Commissioners Journal # 51- as so designated:

Journal # 51	page: 470	under date of September 6th, 1963- Ordinance # 1963-18- Village of Minster, Ohio- concerning annexation
Journal # 51	page: 475	under date of September 6th, 1963- copy of petition for annexation from village of Minster, Ohio
Journal # 51	page: 476	under date of September 6th, 1963, County Commissioners resolution accepting ordinance, petition- setting date of advertisement- date of hearing
Journal # 51	page: 477	under date of September 6th, 1963, copy of Legal Notice as filed by Roger Henenker, attorney for the annexation proceedings.
Journal # 51	Page: 533	under date of November 8th, 1963, resolution granting request for annexation- per original petition.
Journal # 51	page: 534	under date of November 8th, 1963, copy of affidavit filed by Roger Henenker, attorney for annexation.

(map in connection with said annexation, filed with original petition- on file in office of the Board of County Commissioners)


 Clerk- Board of County
 Commissioners

ORDINANCE No. 1963-18

ORDINANCE ACCEPTING APPLICATION FOR ANNEXATION OF TERRITORY

Be It Ordained By the Council of the Village of Minster,
State of Ohio:

Section 1. That the application of the Village of Minster,
State of Ohio, for the annexation of the following described
territory in the County of Auglaize and adjacent to the Village
of Minster, Ohio, to-wit:

Situate in Section twenty-seven, town seven south, range seven
east, in Jackson Township, Auglaize County, State of Ohio and
being the west Part of Outlot One, all of Outlots Two and Three
and the east part of Outlot Four of the Subdivision recorded
in Plat Book 1A, Page 49 and the Southeast Part of Outlot
four of the Subdivision recorded in Plat Book 1, Page 69, all
of the Plat Records of Auglaize County, Ohio, and being more
particularly described as follows, to-wit:

Commencing at a point at the southeast corner of the north-
east quarter of said section, said point being three and thirty
eight hundredths (3.38) feet west of the centerline of Main
Street and on the north line of Seventh Street in said Village
and also being the southeast corner of the aforesaid Outlot
One; thence in a Westerly direction along the South line of
Outlot one (being the North line of Seventh Street) a distance
of one hundred ninety-one and fifty hundredths (191.50) feet
to an iron pin at the point of beginning of the herein described
tract of land; thence, continuing in a Westerly direction along
the south line of the aforementioned outlots one, two, three
and four (being the north line of Seventh Street of said
Village) a distance of one thousand ninety nine and ninety
eight hundredths (1099.98) feet to an iron pin; thence, in a
northerly direction with an interior angle of eighty nine degrees
and twenty four minutes (89° 24') a distance of one thousand
ten (1010.00) feet to an iron pin; thence in an easterly direc-
tion with an interior angle of ninety degrees and thirty six
minutes (90° 36') a distance of one thousand two hundred ninety
one and forty eight hundredths (1291.48) feet to a point on
the east line of outlot four (being O.L. 4 of the Subdivision
recorded in P.B. 1, page 69) and the east line of said section
27; thence, in a southerly direction with an interior angle of
eighty-nine degrees and twenty-four minutes (89° 24') along
the east line of said Outlot four a distance of three hundred
forty seven (347.00) feet to a point; thence in a westerly
direction with an interior angle of ninety degrees and thirty
six minutes (90° 36') a distance of one hundred ninety one and
fifty hundredths (191.50) feet to an iron pin; thence in a
Southerly direction with an interior angle of two hundred sixty
nine degrees and twenty four minutes (269° 24') a distance of
six hundred sixty three (663.00) feet to the place of beginning.
Containing twenty nine and nine hundred forty five thousandths
(29.945) acres more or less.

An accurate map of which territory, together with the
petition for its annexation and other papers relating thereto,
and a certified transcript of the proceedings of the county
commissioners in relation thereto are on file with the clerk

of said village, be and the same is hereby accepted.

Section 2. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Joseph F. Raterman
MAYOR

DATED:

ATTEST:

Dennis B. Meyer
CLERK

102521

State of Ohio, Auglaize County, S. B.
Received June 2nd 1964
at 1:05 o'clock P. M.
Recorded June 2nd 1964
Vol. No. 7 (Misc) Page 271-281
Fee \$11.00

Lela Kintner
Recorder, Auglaize Co., Ohio

STATE OF CALIF.
GEORGE
F. SOALEZ
4079
REGISTERED
EUREKA

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