

County Commissioners Office
Auglaize County, Ohio
September 28, 1999

NO. 99-574

IN THE MATTER OF GRANTING ANNEXATION OF 24.322 ACRES± TO THE VILLAGE OF MINSTER,
AS PETITIONED BY EITING FAMILY LIMITED PARTNERSHIP AND FILED BY DAVID B. SHUFFELTON,
AGENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 28th
day of September, 1999 with the following members present:

John N. Bergman

Hugh A. Core

Ivo Kramer

Mr. Core moved the adoption of the following:

RESOLUTION

WHEREAS, pursuant to its order of September 16, 1999 (Resolution #99-562) the Board of County
Commissioners held a public hearing on said date, in the office of said Commissioners for the
annexation of 24.322 acres, more or less, to the Village of Minster, petitioned by Eiting Family
Limited Partnership, and filed by David B. Shuffelton, named as Agent; and,

WHEREAS, the Village of Minster failed to file a copy of its Resolution indicating what services, if any, the
municipal corporation will provide to the territory proposed for annexation, upon annexation; and,

WHEREAS, the Board withheld its decision to grant or deny the annexation as petitioned until such time as
the Village of Minster submitted its Resolution for availability of services; and,

WHEREAS, on September 17, 1999, the Village of Minster filed, with the Board of County Commissioners,
its Resolution No. 99-8-1 stating that said Village will provide electric, sewer and water utilities and a
storm drain outlet to the area proposed to be annexed.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does
hereby approve and grant the annexation of 24.322 acres, more or less, to the Village of Minster as
petitioned by Eiting Family Limited Partnership.

Mr. Kramer seconded the Resolution and upon the roll being called, the Vote resulted in the adoption of
the Resolution as follows:

Adopted this
28th day of
September, 1999

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

John N. Bergman . yes
John N. Bergman

Hugh A. Core . yes
Hugh A. Core

Ivo Kramer . Yes
Ivo Kramer

cc: ✓ County Auditor
✓ County Engineer
✓ David B. Shuffelton, Agent
✓ Jackson Township Trustees
✓ Village of Minster

RESOLUTION NO. 99-8-1

A RESOLUTION AS TO UTILITY SERVICE IN AREA TO BE ANNEXED

BE IT RESOLVED BY THE COUNCIL of the Village of Minster, Auglaize County, Ohio to-wit:

SECTION ONE:

The Village has received notice of the filing of a petition for annexation of 24.322 acres of land adjacent to the Village and owned by the Eiting Family Limited Partnership.

SECTION TWO:

Section 709.031 requires that the Village indicate what utility services, if any, it will provide to the territory proposed to be annexed.

SECTION THREE:

The Village of Minster will provide electric, sewer and water utilities and a storm drain outlet to the area to be annexed. This statement of intent is not to be interpreted as a commitment to install utility lines at the expense of the Village.

SECTION FOUR:

This Resolution shall take effect from and after the earliest period allowed by law.

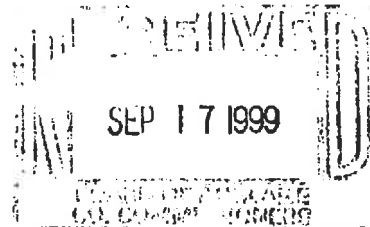
Adopted:


Mayor

AUGUST 3, 1999

ATTEST:


Clerk



County Commissioners Office
Auglaize County, Ohio
September 16, 1999

NO. 99-562

IN THE MATTER OF RECORDING THE PUBLIC HEARING FOR THE ANNEXATION OF 24.322 ACRES±
TO THE VILLAGE OF MINSTER, FILED BY DAVID B. SHUFFELTON, AGENTS FOR PETITIONERS
EITING FAMILY LIMITED PARTNERSHIP; WITHHOLDING DECISION TO GRANT OR DENY
ANNEXATION UNTIL SUCH TIME AS THE VILLAGE SUBMITS ITS RESOLUTION.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th
day of September, 1999 with the following members present:

John N. Bergman Hugh A. Core

Mr. Core moved the adoption of the following:

RESOLUTION

WHEREAS, pursuant to its order of July 15, 1999 (Resolution #99-428) the Board of County Commissioners
held a public hearing on this date, in the office of said Commissioners for the annexation of 24.322
acres, more or less, to the Village of Minster, petitioned by Eiting Family Limited Partnership, and
filed by David B. Shuffelton, named as Agent; and,

WHEREAS, those present for this hearing along with the Board were Agent David B. Shuffelton and John
Eiting, presenting the petitioners; and,

WHEREAS, the Board has made the following findings in the above mentioned annexation proceedings:

- 1.) The petition contains all matters required by law including, without limitation,
Revised Code Section 709.02, to wit:
 - a. A full description and accurate map or plat of the territory
sought to be annexed;
 - b. A statement of the total number of owners of real estate in
the territory sought to be annexed;
 - c. The name of the person to act as agent for the petitioner.
 - 2.) The matters alleged in the petition are true.
 - 3.) Notice of the petition has been published as requested by law and all notices of
filing the petition have been given and the hearing on the Petition has been
held as required by law.
 - 4.) The persons whose names are subscribed to the petition are owners of real estate
in the territory described in the petition, and as of the time the petition was
filed, the number of valid signatures on the petition constituted a majority of the
owners of real estate in the territory proposed to be annexed. None of the
signatures have been withdrawn pursuant to Ohio Revised Code Section
709.03 or Section 709.032.
 - 5.) The territory included in the annexation petition is not unreasonably large.
 - 6.) The territory proposed and annexation is adjacent to the Village of Minster, Ohio.
 - 7.) The map or plat and the description of the territory contained in the petition are
accurate.
 - 8.) The general good of the territory sought to be annexed will be served if the
annexation petition is granted and the annexation is allowed;
- and,

WHEREAS, no objections to this annexation, either verbal or written, were submitted to the Board; and,

WHEREAS, the Village of Minster, to which the territory is proposed to be annexed has not submitted to the
Board a resolution or statement indicating what services, if any, the municipal corporation will provide to
the territory proposed for annexation upon annexation; and,

Resolution - continued
Annexation of 24.322 acres to
Village of Minster
September 16, 1999

WHEREAS, the Village of Minster will be contacted by Agent Shuffelton to submit a copy of the Village's Resolution pertaining to services to be available to the area to be annexed.

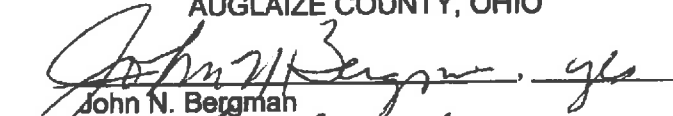
THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby document the public hearing for the annexation of 24.322 acres, more or less, to the Village of Minster as petitioned by Eiting Family Limited Partnership; and,

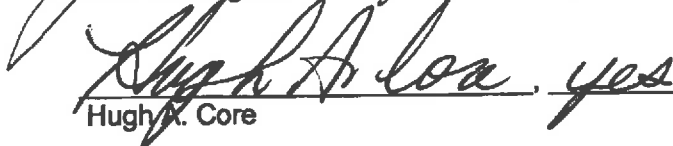
BE IT FURTHER RESOLVED that the Board does hereby withhold its decision to grant or deny the annexation until such time that the Village of Minster submits its Resolution for the availability of services to the territory to be annexed.

Mr. Bergman seconded the Resolution and upon the roll being called, the Vote resulted in the adoption of the Resolution as follows:

Adopted this
16th day of
September, 1999

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO


John N. Bergman yes


Hugh A. Core yes

ABSENT
Ivo Kramer

cc: ✓ County Auditor
✓ County Engineer
✓ David Shuffelton, Agent
✓ Jackson Township Trustees
✓ Village of Minster

Documents filed for annexation of 24.322 acres to the Village of Minster -

Petitioned by Eiting Family Limited Partnership
Filed by David B. Shuffelton, Agent

Public Hearing - September 16, 1999 - 10:00 a.m.

July 15, 1999 - Petition for annexation filed with County Commissioners

July 15, 1999 - Board's Resolution #99-428 accepting petition and setting hearing date for
September 16, 1999 at 10:00 a.m.

July 21, 1999 - County Engineer's letter stating plat and legal description meets all the platting
requirements for annexation

August 6, 1999 - Affidavit of Service of Notice on July 29, 1995 to the Clerk of Jackson
Township and served notice on July 22, 1999 to the Clerk of the Council of the Village of
Minster and as submitted by Agent Shuffelton.

August 11, 1999 - Copy of Certificate of Publication showing notice published July 23, 30,
August 6, 13, 1999 in The Evening Leader.

The Resolution needed from the Village of Minster stating services to be made available to the
area to be annexed has not been received.

OF PUBLICATION

AUG 11 1999

D, AUGLAIZE COUNTY, ss:

31 day of July A. D. 19 99

appeared before the undersigned, a Notary Public within and
for the hearing on the petition and State, S. Lottickall, who being duly sworn
that (he)(she) is Assistant Business Manager of THE ST.
Anno: for Petitioner.

MARYS EVENING LEADER, a newspaper published daily at St. Marys,
County of Auglaize, State of Ohio, and that the same is of general circula-
tion in said County, and that the notice, a true copy of which is hereto an-
nexed, was published in said newspaper 4 weeks in its issues of

7/23, 7/30, 8/6, 8/13 A. D. 19 99

Sharon Lottickall

Subscribed and sworn to me this 31 day of

July A. D. 19 99

Pr's Fees \$

Affidavit

Total, \$ 163.24

Susan S. Topp
Notary Public
SUSAN JOAN TOPP
NOTARY PUBLIC, STATE OF OHIO
My Commission Expires July 25, 2001

AFFIDAVIT OF SERVICE OF NOTICE

COUNTY OF SHELBY

SS:

STATE OF OHIO

The undersigned says under oath that he served a copy of the attached notice upon Dave Doenges, the clerk of Jackson Township, Auglaize County, Ohio by certified mail, return receipt requested, on July 29, 1999.

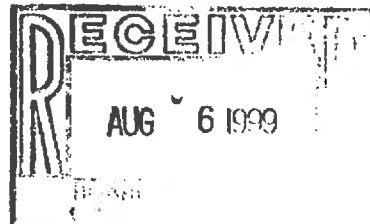
David B. Shuffelton
David B. Shuffelton
Agent for Petitioner

Sworn to before me and subscribed in my presence this 5th day of August, 1999.

Jessica M. Gaier
Notary Public



JESSICA M. GAIER
Notary Public, State of Ohio
My Commission Expires 12-24-99



**NOTICE TO THE CLERK OF JACKSON TOWNSHIP, AUGLAIZE COUNTY, OHIO
OF THE FILING OF A PETITION FOR ANNEXATION
AND OF THE HEARING ON SAID PETITION**

Take notice that a certain petitioner seeking the annexation of certain territory located in the Township of Jackson, County of Auglaize and State of Ohio, to the Village of Minster, County of Auglaize, State of Ohio, filed a petition for the annexation of said territory in the office of the Board of County Commissioners of Shelby County, Ohio on July 15, 1999.

Attached as Exhibit "A" is a full description of the territory sought to be annexed. The petition is signed by the sole owner. The undersigned is named in the petition as the agent of the petitioner.

The Board of County Commissioners has fixed September 16, 1999 at 10:00 a.m. at the office of the Auglaize County Commissioners, Auglaize County Courthouse, Suite G11, 201 Willipie Street, Wapakoneta, Ohio 45895 as the time and place for the hearing on the petition.

This notice is given pursuant to R.C. 709.03 and R.C. 709.031.



David B. Shuffelton
Attorney at Law
Agent for Petitioner

EXHIBIT "A"

**LEGAL DESCRIPTIONS
FOR ANNEXATION TO THE VILLAGE OF MINSTER**

BEING A PART OF A TRACT OF LAND AS RECORDED IN DEED VOLUME 258, PAGE 559 AND A 1.804-ACRE TRACT OF LAND AS RECORDED IN OFFICIAL RECORD VOLUME 365, PAGE 466 OF THE AUGLAIZE COUNTY RECORDS, SITUATE IN THE SOUTHEAST QUARTER OF SECTION 34, TOWN 7 SOUTH, RANGE 4 EAST, JACKSON TOWNSHIP, AUGLAIZE COUNTY, OHIO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing for reference at a railroad spike found at the southeast corner of the southeast quarter of said Section 34 and also being on the centerline of State Route 66;

thence, North $01^{\circ}-33'-33''$ East, 506.37 feet, along the east line of said quarter section and centerline of State Route 66 to a P.K. nail found at the northeast corner of a 1.804-acre tract as recorded in Official Record Volume 365, Page 468 of the Auglaize County records and being the principal place of beginning for the tract to be annexed;

thence, North $89^{\circ}-12'-14''$ West, 1327.17 feet, along the north line of said 1.804-acre tract to an iron pin found at the northwest corner of said 1.804-acre tract;

thence, North $01^{\circ}-43'-30''$ East, 556.68 feet, along the west line of a 22-acre tract as recorded in Official Record Volume 350, Page 360 to an iron pin found at the southeast corner of a 1.804-acre tract of land as recorded in Official Record Volume 365, Page 466;

thence, North $89^{\circ}-03'-00''$ West, 156.37 feet, to an iron pin found at the southwest corner of said 1.804-acre tract and being the east Village of Minster corporation line;

thence, North $01^{\circ}-32'-00''$ East, 500.00 feet, along the west line of said 1.804-acre tract and east corporation line to a point at the northwest corner of said 1.804-acre tract, witness an iron pin found South $88^{\circ}-16'-30''$ East, 2.24 feet;

thence, South $89^{\circ}-03'-00''$ East, 158.04 feet, along the north line of said 1.804-acre tract and south corporation line to an iron pin found at the northeast corner of said 1.804-acre tract;

thence, South $01^{\circ}-43'-30''$ West, 374.61 feet, along the east line of said 1.804-acre tract to a point at the northwest corner of aforesaid 22-acre tract;

thence, South $89^{\circ}-03'-45''$ East, 1325.15 feet, along the north line of said 22-acre tract to a point on the east line of said quarter section and centerline of State Route 66;

thence, South $01^{\circ}-33'-33''$ West, 678.79 feet, along the east line of said 22-acre tract, the east line of said quarter section, and centerline of State Route 66 to the principal place of beginning.

Containing 24.322 acres more or less.

Bearings are assumed and used to denote angles only.

The above description was prepared by Thomas L. Coverstone, Ohio Professional Surveyor Number 7100, on June 15, 1999.

Deed Reference: Official Record Volume 350, Page 360
Deed Reference: Official Record Volume 365, Page 466

AFFIDAVIT OF SERVICE OF NOTICE

COUNTY OF SHELBY

SS:

STATE OF OHIO

The undersigned says under oath that he served a copy of the attached notice upon John Stechschulte, the clerk of the Village of Minster, by certified mail, return receipt requested, on July 22, 1999.

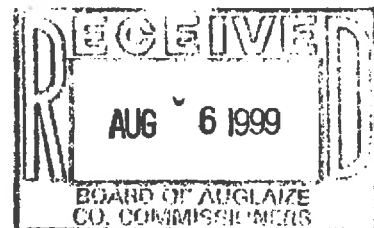
David B. Shuffelton
David B. Shuffelton
Agent for Petitioner

Sworn to before me and subscribed in my presence this 5th day of August, 1999.

Jessica M. Gaier
Notary Public



JESSICA M. GAIER
Notary Public, State of Ohio
My Commission Expires 12-21-99



**NOTICE TO THE CLERK OF THE VILLAGE OF MINSTER
OF THE FILING OF A PETITION FOR ANNEXATION
AND OF THE HEARING ON SAID PETITION**

Take notice that a certain petitioner seeking the annexation of certain territory located in the Township of Jackson, County of Auglaize and State of Ohio, to the Village of Minster, County of Auglaize, State of Ohio, filed a petition for the annexation of said territory in the office of the Board of County Commissioners of Auglaize County, Ohio on July 15, 1999.

Attached as Exhibit "A" is a full description of the territory sought to be annexed. The petition is signed by the sole owner. The undersigned is named in the petition as the agent of the petitioner.

The Board of County Commissioners has fixed September 16, 1999 at 10:00 a.m. at the office of the Auglaize County Commissioners, Auglaize County Courthouse, Suite G11, 201 Willipie Street, Wapakoneta, Ohio 45895 as the time and place for the hearing on the petition.

This notice is given pursuant to R.C. 709.03 and R.C. 709.031.



David B. Shuffelton
Attorney at Law
Agent for Petitioner

EXHIBIT "A"

**LEGAL DESCRIPTIONS
FOR ANNEXATION TO THE VILLAGE OF MINSTER**

BEING A PART OF A TRACT OF LAND AS RECORDED IN DEED VOLUME 258, PAGE 559 AND A 1.804-ACRE TRACT OF LAND AS RECORDED IN OFFICIAL RECORD VOLUME 365, PAGE 466 OF THE AUGLAIZE COUNTY RECORDS, SITUATE IN THE SOUTHEAST QUARTER OF SECTION 34, TOWN 7 SOUTH, RANGE 4 EAST, JACKSON TOWNSHIP, AUGLAIZE COUNTY, OHIO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing for reference at a railroad spike found at the southeast corner of the southeast quarter of said Section 34 and also being on the centerline of State Route 66;

thence, North $01^{\circ}-33'-33''$ East, 506.37 feet, along the east line of said quarter section and centerline of State Route 66 to a P.K. nail found at the northeast corner of a 1.804-acre tract as recorded in Official Record Volume 365, Page 468 of the Auglaize County records and being the principal place of beginning for the tract to be annexed;

thence, North $89^{\circ}-12'-14''$ West, 1327.17 feet, along the north line of said 1.804-acre tract to an iron pin found at the northwest corner of said 1.804-acre tract;

thence, North $01^{\circ}-43'-30''$ East, 556.68 feet, along the west line of a 22-acre tract as recorded in Official Record Volume 350, Page 360 to an iron pin found at the southeast corner of a 1.804-acre tract of land as recorded in Official Record Volume 365, Page 466;

thence, North $89^{\circ}-03'-00''$ West, 156.37 feet, to an iron pin found at the southwest corner of said 1.804-acre tract and being the east Village of Minster corporation line;

thence, North $01^{\circ}-32'-00''$ East, 500.00 feet, along the west line of said 1.804-acre tract and east corporation line to a point at the northwest corner of said 1.804-acre tract, witness an iron pin found South $88^{\circ}-16'-30''$ East, 2.24 feet;

thence, South $89^{\circ}-03'-00''$ East, 158.04 feet, along the north line of said 1.804-acre tract and south corporation line to an iron pin found at the northeast corner of said 1.804-acre tract;

thence, South $01^{\circ}-43'-30''$ West, 374.61 feet, along the east line of said 1.804-acre tract to a point at the northwest corner of aforesaid 22-acre tract;

thence, South $89^{\circ}-03'-45''$ East, 1325.15 feet, along the north line of said 22-acre tract to a point on the east line of said quarter section and centerline of State Route 66;

thence, South $01^{\circ}-33'-33''$ West, 678.79 feet, along the east line of said 22-acre tract, the east line of said quarter section, and centerline of State Route 66 to the principal place of beginning.

Containing 24.322 acres more or less.

Bearings are assumed and used to denote angles only.

The above description was prepared by Thomas L. Coverstone, Ohio Professional Surveyor Number 7100, on June 15, 1999.

Deed Reference: Official Record Volume 350, Page 360
Deed Reference: Official Record Volume 365, Page 466



AUGLAIZE COUNTY

Engineering Department

P.O. Box 59
1014 SOUTH BLACKHOOF STREET
WAPAKONETA, OHIO 45895
TELEPHONE (419) 738-3219 738-2713
FAX (419) 738-5426
email: augcoeng@bright.net



Douglas Reinhart
COUNTY ENGINEER

Board of Auglaize County Commissioners
July 20, 1999

Gentlemen:

The plat and legal description for the proposed 22.322 acre annexation from Section 34, Jackson township to the village of Minster meets all the requirements for platting.

Douglas Reinhart, P.E., P.S.
Auglaize County Engineer

JUL 21 1999

County Commissioners Office
Auglaize County, Ohio
July 15, 1999

NO. 99-428

IN THE MATTER OF ACCEPTING THE PETITION FOR AN ANNEXATION OF CERTAIN LAND (24.322 ACRES, MORE OR LESS) TO THE VILLAGE OF MINSTER; FILED BY DAVID B. SHUFFELTON, AGENT FOR EITING FAMILY LIMITED PARTNERSHIP, OWNER AND PETITIONER.; SETTING DATE FOR PUBLIC HEARING.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 15th day of July, 1999 with the following members present:

John N. Bergman

Hugh A. Core

Ivo Kramer

Mr. Kramer moved the adoption of the following:

RESOLUTION

WHEREAS, a petition for the annexation of certain territory, 24.322 acres, more or less, situated in the State of Ohio, County of Auglaize, Township of Jackson, adjacent to and contiguous with the Village of Minster, was presented to the Board of Auglaize County Commissioners on July 15, 1999, having been filed by David B. Shuffelton, named as agent by petitioner and owner, Eiting Family Limited Partnership; praying that the following described territory be annexed to the Village of Minster:

BEING A PART OF A TRACT OF LAND AS RECORDED IN DEED VOLUME 258, PAGE 559 AND A 1.804-ACRE TRACT OF LAND AS RECORDED IN OFFICIAL RECORD VOLUME 365 PAGE 466 OF THE AUGLAIZE COUNTY RECORDS, SITUATE IN THE SOUTHEAST QUARTER OF SECTION 34, TOWN 7 SOUTH, RANGE 4 EAST, JACKSON TOWNSHIP, AUGLAIZE COUNTY, OHIO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing for reference at a railroad spike found at the southeast corner of the southeast quarter of said Section 34 and also being on the centerline of State Route 66;

thence, North 01°-33' 33" East, 506.37 feet, along the east line of said quarter section and centerline of State Route 66 to a P. K. nail found at the northeast corner of a 1.804-acre tract as recorded in Official Record Volume 365, Payee 468 of the Auglaize County records and being the principal place of beginning for the tract to be annexed;

thence, North 89°-12'-14" West, 1327.17 feet, along the north line of said 1.804-acre tract to an iron pin found at the northwest corner of said 1.804-acre tract;

thence, North 01°-43'-30" East, 556.68 feet, along the west line of a 22-acre tract as recorded in Official Record Volume 350, Page 360 to an iron pin found at the southeast corner of a 1.804-acre tract of land as recorded in Official Record Volume 365, Page 466;

thence, North 89°-03'-00" West, 156.37 feet, to an iron pin found at the southwest corner of said 1.804-acre tract and being the east Village of Minster corporation line;

thence, North 01°-32'-00" East, 500.00 feet, along the west line of said 1.804-acre tract and east corporation line to a point at the northwest corner of said 1.804-acre tract, witness an iron pin found South 88°-16'-30" East, 2.24 feet;

thence, South 89°-03'-00" East, 158.04 feet, along the north line of said 1.804-acre tract and south corporation line to an iron pin found at the northeast corner of said 1.804-acre tract;

thence, South 01°-43'-30" West, 374.61 feet, along the east line of said 1.804-acre tract to a point at the northwest corner of aforesaid 22-acre tract;

thence, South 89°-03'-45" East, 1325.15 feet, along the north line of said 22-acre tract to a point on the east line of said quarter section and centerline of State Route 66;

thence, South 01°-33' 33" West, 678.79 feet, along the east line of said 22-acre tract, the east line of said quarter section, and centerline of State Route 66 to the principal place of beginning.

Resolution - continued
Annexation to Minster
Eiting Family Limited Partnership
July 15, 1999

Containing 24.322 acres more or less.

Bearings are assumed and used to denote angles only.

The above description was prepared by Thomas L. Coverstone, Ohio Professional Surveyor
Number 7100, on June 15, 1999.

Deed Reference: Official Record Volume 350, Page 360

Deed Reference: Official Record Volume 365, Page 466

and,

WHEREAS, territory praying to be annexed consists of one owner, and one owner only, of real estate; and,

WHEREAS, said petition was signed by John C. Eiting, President and John Terakedis, Jr., Secretary of the
Eiting Family Limited Partnership, the only property owner involved in this petitioned annexation; and,

WHEREAS, the Clerk of the Board has caused the petition to be entered upon the record of the proceedings
of the Board and has filed a copy of the petition with Karyn Schumann, County Auditor.

THEREFORE, BE IT RESOLVED that, pursuant to the Ohio Revised Code, Section 709.031, the Board of
County Commissioners, Auglaize County, Ohio, does set, September 16, 1999 at 10:00 a.m. in the
County Courthouse, as the date, time, and place to hold a public hearing on the annexation of
aforementioned territory to the Village of Minster; and,


BE IT FURTHER RESOLVED that the Board does order that the Agent for the petitioner be notified of the
above set hearing date and that said Agent give notice of said hearing in accordance with the law.


Mr. Core seconded the Resolution and upon the roll being called, the Vote resulted in the adoption of
the Resolution as follows:

Adopted this
16th day of
July, 1999

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO


Ivo Kramer


John N. Bergman


Hugh A. Core

cc: ✓ County Auditor
✓ County Engineer
✓ Jackson Township Trustees
✓ David E. Shuffleton, Agent
✓ Village of Minster

**PETITION FOR ANNEXATION TO
THE VILLAGE OF MINSTER, AUGLAIZE COUNTY, OHIO**

TO THE BOARD OF COUNTY COMMISSIONERS OF AUGLAIZE COUNTY, OHIO

Eiting Family Limited Partnership, an Ohio limited partnership, being the sole owner of real estate described in the attached exhibit "A", hereby petitions for the annexation of this real estate to the Village of Minster, Auglaize County, Ohio.

The territory is adjacent to and contiguous with the said Village of Minster.

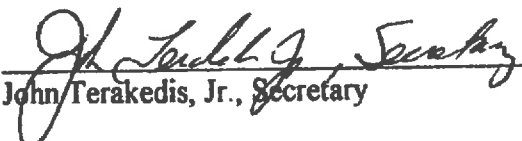
Petitioner has attached to this petition an accurate plat showing the boundaries of the territory sought to be annexed.

David B. Shuffelton is hereby appointed agent for the undersigned petitioner, as required by Ohio Revised Code §709.02, with full power and authority hereby granted to said agent to amend, alter, change, correct, withdraw, refile, substitute, compromise, increase or delete the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this petition. Said amendment, alteration, change, correction, withdrawal, refiling, substitution, compromise, increase or deletion, or other things or action for the granting of this petition shall be made in the petition, description, and/or plat by said agent without further express consent of the petitioner.

EITING FAMILY LIMITED PARTNERSHIP

By: Eiting, Inc., an Ohio corporation, its general partner

By: 
John C. Eiting, President

By: 
John Terakedis, Jr., Secretary

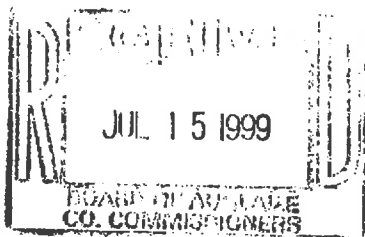


EXHIBIT "A"

**LEGAL DESCRIPTIONS
FOR ANNEXATION TO THE VILLAGE OF MINSTER**

BEING A PART OF A TRACT OF LAND AS RECORDED IN DEED VOLUME 258, PAGE 559 AND A 1.804-ACRE TRACT OF LAND AS RECORDED IN OFFICIAL RECORD VOLUME 365, PAGE 466 OF THE AUGLAIZE COUNTY RECORDS, SITUATE IN THE SOUTHEAST QUARTER OF SECTION 34, TOWN 7 SOUTH, RANGE 4 EAST, JACKSON TOWNSHIP, AUGLAIZE COUNTY, OHIO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing for reference at a railroad spike found at the southeast corner of the southeast quarter of said Section 34 and also being on the centerline of State Route 66;

thence, North 01°-33'-33" East, 506.37 feet, along the east line of said quarter section and centerline of State Route 66 to a P.K. nail found at the northeast corner of a 1.804-acre tract as recorded in Official Record Volume 365, Page 468 of the Auglaize County records and being the principal place of beginning for the tract to be annexed;

thence, North 89°-12'-14" West, 1327.17 feet, along the north line of said 1.804-acre tract to an iron pin found at the northwest corner of said 1.804-acre tract;

thence, North 01°-43'-30" East, 556.68 feet, along the west line of a 22-acre tract as recorded in Official Record Volume 350, Page 360 to an iron pin found at the southeast corner of a 1.804-acre tract of land as recorded in Official Record Volume 365, Page 466;

thence, North 89°-03'-00" West, 156.37 feet, to an iron pin found at the southwest corner of said 1.804-acre tract and being the east Village of Minster corporation line;

thence, North 01°-32'-00" East, 500.00 feet, along the west line of said 1.804-acre tract and east corporation line to a point at the northwest corner of said 1.804-acre tract, witness an iron pin found South 88°-16'-30" East, 2.24 feet;

thence, South 89°-03'-00" East, 158.04 feet, along the north line of said 1.804-acre tract and south corporation line to an iron pin found at the northeast corner of said 1.804-acre tract;

thence, South 01°-43'-30" West, 374.61 feet, along the east line of said 1.804-acre tract to a point at the northwest corner of aforesaid 22-acre tract;

thence, South 89°-03'-45" East, 1325.15 feet, along the north line of said 22-acre tract to a point on the east line of said quarter section and centerline of State Route 66;

thence, South 01°-33'-33" West, 678.79 feet, along the east line of said 22-acre tract, the east line of said quarter section, and centerline of State Route 66 to the principal place of beginning.

Containing 24.322 acres more or less.

Bearings are assumed and used to denote angles only.

The above description was prepared by Thomas L. Coverstone, Ohio Professional Surveyor Number 7100, on June 15, 1999.

Deed Reference: Official Record Volume 350, Page 360
Deed Reference: Official Record Volume 365, Page 466

ATTORNEY AT LAW

DAVID B. SHUFFELTON CO., L.P.A.

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July 13, 1999

RECEIVED
JUL 14 1999

VILLAGE OF MINSTER

Auglaize County Commissioners
Suite G11
201 Willipie Street
Wapakoneta, Ohio 45895

Dear Commissioners:

I represent Eiting Family Limited Partnership, which owns a tract of 24.322 acres, more or less, situated in Jackson Township and lying adjacent and continuous to the Village of Minster. My client wishes to annex its property to the village.

I am enclosing the original and a copy of the annexation petition with a copy of the legal description attached. I am also enclosing a copy of the annexation plat for this parcel, prepared by Choice One Engineering Corporation.

Please file the annexation petition and return a copy to me, time-stamped.

Please advise me of the date, time, and place for the hearing of this petition. I will then prepare the legal notice for publication and forward it to the newspaper. I will also promptly notify the clerk of Jackson Township and the clerk of the Village of Minster.

If you need anything further at this time, please contact me. Thank you.

Very truly yours,

David B. Shuffelton

David B. Shuffelton

daw

Enclosures

pc: John C. Eiting
Don Harrod

