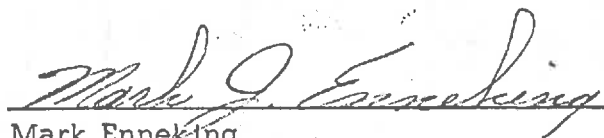


CERTIFICATE

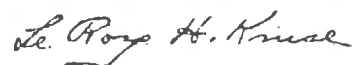
I, Mark Enneking, Clerk of the Village of Minster, Auglaize County, Ohio do hereby certify that the following list of documents, attached hereto, are correct copies of the originals:

1. Petition and plat or map (contained in transcript of proceedings of the Board of County Commissioners)
2. Proceedings of the Board of County Commissioners forwarded by the undersigned as required by law containing the following:
 - a. Petition
 - b. Map or plat accompanying the petitions
 - c. Resolution accepting petition and setting dates of advertisement and day of hearing
 - d. Legal notice
 - e. Certificate of publication
 - f. Resolution granting request for annexation per original petition
3. Ordinance accepting annexation.


 Mark Enneking
 Clerk of the Village of Minster, Ohio

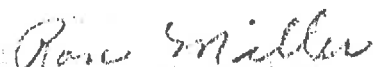
143938 a

State of Ohio Auglaize County, S. S.
 Received April 23 19 76
 at 12:55 O'clock P. M.
 Recorded April 23 19 76
 Vol. No. 9 Misc Page 41-51



\$12

Recorder, Auglaize Co., Ohio



ORDINANCE NO. 76-4-1AN ORDINANCE ACCEPTING THE APPLICATION FOR
ANNEXATION OF TERRITORY TO THE VILLAGE OF
MINSTER, OHIO AND TO DECLARE AN EMERGENCY

WHEREAS, a petition for annexation of certain territory in Jackson Township was duly filed by Bornhorst and Hoying, Minster, Ohio, the owners, and,

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Auglaize County, Ohio on February 3, 1976 and,

WHEREAS, the Board of County Commissioners certified the transcript of proceedings in connection with said annexation, with a map and petitions required in connection therewith, to the Village Clerk who received the same on February 3, 1976,

WHEREAS, sixty (60) days from date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code,

NOW THEREFORE,

Be It Ordained by the Council of Minster, Auglaize County, Ohio:

Section One. That the proposed annexation as applied for in the petition of Bornhorst and Hoying, Inc., the owners of real estate in the territory sought to be annexed which territory is adjacent to the Village of Minster, Auglaize County, Ohio, is hereby accepted.

Section Two. The territory hereby approved for annexation is described as follows:

Situate in the Township of Jackson, County of Auglaize and State of Ohio: The following described tract of land is part of Lots 3, 4, and 5 of the F. H. Bushman Survey within the South half of the Northwest quarter of Section 26, Jackson Township T7S, R4E with respect to the First Principal Meridian, Auglaize County, Ohio, and is more particularly described as follows: Commencing at the Northwest corner of the Northwest quarter of Section 26, Jackson Township; thence S $1^{\circ} 40'$ E along the (1967) centerline of State Route No. 66 a distance of 1549.76 feet to a railroad spike in said centerline which is the PLACE OF BEGINNING; thence continuing S $1^{\circ} 40'$ E along the centerline of State Route No. 66 a distance of 664.39 feet to a railroad spike; thence N $87^{\circ} 20'$ E a distance of 990.22 feet to an iron pipe; thence N $1^{\circ} 40'$ W a distance of 662.45 feet to an iron pipe; thence S $87^{\circ} 27'$ W a distance of 989.48 feet to the railroad spike in the centerline of State Route 66 which was the PLACE OF BEGINNING. The above tract of land contains 15.08 acres and is subject to 0.46 acre dedicated to highway purposes.

Section Three. That the Village Clerk be, and he hereby is authorized and directed to make three copies of this Ordinance, and to each shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of Commissioners relating thereto and a certificate as to the correctness thereof. The Clerk shall then deliver one copy to the County Auditor, one copy to the County Recorder one copy to the Secretary of State, and shall file notice of this annexation with the Board of Elections within thirty days after it becomes effective.

Section Four. This annexation is approved with the provision that if the present village lines are found inadequate to handle the sewage effluent from this area the petitioners will provide an alternate means of disposing of the sewage effluent at their expense.

Section Five. Because of the need of this annexation as soon as possible, this ordinance is declared to be an emergency ordinance and shall take effect and be in force immediately.

Mayor

Adopted: _____

Attest: _____
Clerk

*Commissioners
Copy*

9 44

PETITION FOR ANNEXATION

To the Commissioners of Auglaize County, State of Ohio:

The undersigned, being the only owner of the real estate of the following described territory situated in the County of Auglaize, and adjacent to the Village of Minster, Ohio, to-wit:

Situate in the Township of Jackson, County of Auglaize and State of Ohio: The following described tract of land is part of Lots 3, 4 and 5 of the F. H. Bushman Survey within the South half of the Northwest quarter of Section 26, Jackson Township T7S, R4E with respect to the First Principal Meridian, Auglaize County, Ohio, and is more particularly described as follows: Commencing at the Northwest corner of the Northwest quarter of Section 26, Jackson Township; thence S $1^{\circ}40'E$ along the (1967) centerline of State Route No. 66 a distance of 1549.76 feet to a railroad spike in said centerline which is the PLACE OF BEGINNING; thence continuing S $1^{\circ}40'E$ along the centerline of State Route No. 66 a distance of 664.39 feet to a railroad spike; thence N $87^{\circ}20'E$ a distance of 990.22 feet to an iron pipe; thence N $1^{\circ}40'W$ a distance of 662.45 feet to an iron pipe; thence S $87^{\circ}27'W$ a distance of 989.48 feet to the railroad spike in the centerline of State Route 66 which was the PLACE OF BEGINNING. The above tract of land contains 15.08 acres and is subject to 0.46 acre dedicated to highway purposes.

An accurate map of which territory is hereto attached,

Respectfully petition that said above described territory may be annexed to the Village of Minster, Ohio.

There is one owner of real estate and no inhabitants in the territory to be annexed.

And Roger J. Henkener, Wapakoneta, Ohio, is hereby authorized to act as agent for the petitioners in securing such annexation.

Bornhorst & Hoying.

By: *Robert E. Bornhorst*

Its: *President*

By: *David P. Hoying*

Its: *Secretary*

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

William Link

Howard Werner

Paul F. Reinhart

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

R E S O L U T I O N

- WHEREAS, on this 28th day of October, 1975- the Board of County Commissioners did receive a petition from R. J. Henkener- attorney at-law; agent for Bornhorst & Hoying- with an accurate map of said territory sought to be annexed, attached; to the village of Minster, Ohio; and
- WHEREAS, copy of said petition does appear on page 285 of this county commissioners journal # 63 therefore be it
- RESOLVED, that the Board does this day accept the above mentioned petition and after advertisement has been made according to law- section 709.03.1 revised code of Ohio; the Board will hold a Hearing on said petition on the 6th day of January, 1976-- 10 o'clock A. M. at the office of said Board of County Commissioners, basement of county courthouse; and be it further
- RESOLVED, that a copy of said resolution be given to said agent- R. J. Henkener.

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

Mr. Link yes;

Mr. Werner yes

Mr. Reinhart yes.

cc: county engineer for his study
agent : R. J. Henkener

PLEASE NOTE: this office must have a copy of:

your type-written notice that you send to newspaper
certification of publication

9 46

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

William Link

Howard Werner

Paul F. Reinhart

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

R E S O L U T I O N

WHEREAS, this being the date set in their order of October 28th, 1975 to hold a Hearing on a Petition for annexation for lands to the village of Minster, as filed by Agent R.J. Henkener (by R. Miller) - same being for Bornhorst & Hoying; and

WHEREAS, this day said Agents did inform the Board of County Commissioners that due to negligence the proper legal advertisement had not been done in accordance with Section 709.03.1; and

WHEREAS, due to same, ask that this hearing be adjourned; and that the Agents will cause proper advertisement to be made - starting with date of advertisement on the 7th day of January, 1976; therefore be it

RESOLVED, that the Board of County Commissioners accept the recommendation of said Agents in regards to said annexation petition; and that new date of Hearing will be February 3rd, 1976 - 2 o'clock P.M. at the office of said Board of County Commissioners - courthouse basement.

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

Mr. Link yes;

Mr. Werner yes;

Mr. Reinhart yes.

cc: county engineer
agent: R.J. Henkener

Note: the following written report was this day filed by Thomas W. Steinke - Auglaize County Engineer's office in connection with the above annexation of lands to the village of Minster.

Certificate of Publication

LEGAL NOTICE

On this 10 day of January, A.D. 1976

Notice is hereby given that on the 26th day of October, 1975 there for was presented to the Board of County Commissioners of the County of Auglaize, State of Ohio, a petition from Bornhorst and Hoving, Minster, Ohio, publishers pertaining to the annexation of the following described territory situated in Jackson Township, Auglaize County, Ohio and adjacent to the village of Minster, to wit:

Situate in the Township of Jackson, County of Auglaize and State of Ohio: The following described tract of land is part of Lots 3, 4 and 5 of the F. H. Bushman Survey within the South half of the Northwest quarter of Section 26, Jackson Township T7S, R4E with respect to the First Principal Meridian, Auglaize County, Ohio, and is more particularly described as follows: Commencing at the Northwest corner of the Northwest quarter of Section 26, Jackson Township; thence S $1^{\circ}40'$ E along the (1967) centerline of State Route No. 66 a distance of 1543.76 feet to a railroad spike in said centerline which is the PLACE OF BEGINNING; thence continuing S $1^{\circ}40'$ E along the centerline of State Route No. 66 a distance of 664.39 feet to a railroad spike; thence N $87^{\circ}20'$ E a distance of 990.22 feet to an iron pipe; thence N $1^{\circ}40'$ W a distance of 662.45 feet to an iron pipe; thence S $87^{\circ}27'$ W a distance of 989.48 feet to the railroad spike in the centerline of State Route 66 which was the PLACE OF BEGINNING. The above tract of land contains 15.08 acres and is subject to rd Henkener 0.46 acre dedicated to highway purposes.

Age

Praying therein that said territory be annexed to the Village of Minster in the manner provided by law, and designating Roger J. Henkener, Attorney at Law, as their agent in securing such annexation.

The said Board of County Commissioners has fixed the 3rd day of February, 1976, at 2:00 P.M. in the office of the said Board of County Commissioners, basement of the County Court House, Wapakoneta, Ohio, as the time of the hearing on said petition.

Roger J. Henkener, Attorney at Law
Agent for Petitioners

LAW OFFICES
ROGER J. HENKENER
5 WILLIPIE STREET
WAPAKONETA, OHIO

45925

1/8/76

any given that on the
October, 1975 there was
sent to the Board of County
Commissioners of the County of
Auglaize, State of Ohio, a petition
from Bornhorst and Hoying,
Minster, Ohio, pertaining to the
annexation of the following
described territory situated in
Jackson Township, Auglaize County,
Ohio and adjacent to the village of
Minster, to wit:

Situate in the Township of
Jackson, County of Auglaize and
State of Ohio. The following
described tract of land is part of Lots
3, 4 and 5 of the F.H. Bushman
Survey within the South half of the
Northwest quarter of Section 26,
Jackson Township T7S, R4E with
respect to the First Principal
Meridian, Auglaize County, Ohio,
and is more particularly described
as follows: Commencing at the
Northwest corner of the Northwest
quarter of Section 26, Jackson
Township; thence S 1 degree 40' E
along the (1967) centerline of State
Route No. 66 a distance of 1549.76
feet to a railroad spike in said
centerline which is the PLACE OF
BEGINNING; thence continuing S 1
degree 40' E along the centerline of
State Route No. 66 a distance of
664.39 feet to a railroad spike;
thence N 87 degree 20' E a distance
of 980.22 feet to an iron pipe; thence
N 1 degree 40' W a distance of 662.45
feet to an iron pipe; thence S 87
degree 27' W a distance of 980.48 feet
to the railroad spike in the centerline
of State Route 66 which was the
PLACE OF BEGINNING. The
above tract of land contains 15.08
acres and is subject to 0.46 acre
dedicated to highway purposes.

Praying therein that said territory
be annexed to the Village of Minster
in the manner provided by law, and
designating Roger J. Henkener,
Attorney at Law, as their agent in
securing such annexation.

The said Board of County
Commissioners has fixed the 3rd
day of February, 1976, at 2:00 P.M.
in the office of the said Board of
County Commissioners, basement of
the County Court House,
Wapakoneta, Ohio, as the time of the
hearing on said petition.

Roger J. Henkener,
Attorney at Law
Agent for Petitioners
155-161-167-173

Certificate of Publication

STATE OF OHIO, AUGLAIZE COUNTY, ss.

On this 30 day of January A. D. 1976
personally appeared before the undersigned a Notary Public within and for
said County and State, Ruth M. Combs

who being duly sworn states an oath that she is bookkeeper for the publishers
of THE WAPAKONETA DAILY NEWS, a daily newspaper published
at Wapakoneta, County of Auglaize, State of Ohio, and that the same is of
general circulation in said county, and that the notice, a true copy of which

is hereto annexed was published in said newspaper for 4

consecutive weeks in its issues of January 6, 13, 20 and 27

January 30, A. D., 1976

Ruth M. Combs
BOOKKEEPER OF THE DAILY NEWS PRINTING CO.

Subscribed and sworn to before me this 30th day of

January, A. D. 1976

Printer's Fees \$ 52.83

Guaranteed Single
Notary Public, Auglaize County, Ohio

Daily News, Wapakoneta, O.

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

Paul F. Reinhart

William Link

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

R E S O L U T I O N

WHEREAS, this being the date set in their Adjourned Hearing of January 6th, (step- 2@- Jr. # 163- Page: 367) to hold a Hearing on the Annexation of lands to the village of Minster, Ohio- per the original petition filed with this Board---- and

WHEREAS, the proper advertisement having been made according to law; and certification of publication in connection with same filed with this office by Agent: Roger J. Henkener- attorney at-law; and

WHEREAS, no one appearing at said hearing- it is the opinion of this Board of County Commissioners that the petition as originally presented should be granted; therefore be it

RESOLVED, that the Board of County Commissioners do hereby grant the request for annexation of lands to the village of Minster-- as per original petition (same appearing on page: 285 of this County Commissioners journal # 63) and be it further

RESOLVED, that a certified affidavit of the proceedings in connection with this annexation be given to said agent- R J. Henkener- from the office of the Board of County Commissioners.

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

Mr. Werner yes;

Mr. Reinhart yes;

Mr. Link yes.

AFFIDAVIT

I, Alberta Maxson, clerk of the Board of Auglaize County Commissioners do hereby certify that the following transaction concerning the annexation of lands to the village of Minster, Ohio, do appear in the county commissioners journal--as designated:

journal number	page	remarks
63	285	step # 1: under date of October 28th, 1975 copy of petition for annexation of lands to the village of Minster, filed with Board
63	285	step # 2: under date of October 28th 1975 county commissioners resolution accepting petition, setting date of hearing
63-	367	step # 2-a- adjourning hearing
63-	413	step # 3: legal notice from agen
63-	414	step # 4: proof of publication
63-	415	step # 5: resolution granting petition per original petition

date: January 30th, 1976

Alberta Maxson
clerk of Board

cc: county engineer
agent: R. J. Henkener

THOMAS W. STEINKE

LAND SURVEYING

9 51

PH: 693-4853

ROUTE #1,
BOTKINS, OHIO

Description of 15.075 Acres

Being 15.075 Acres located in the North-West quarter of Section 26, Town - 7S, Range 4E, Jackson Township, Auglaize County, Ohio and being further described as follows: Commencing at a monument box at the North-West corner of Section 26, Thence South $0^{\circ} 12'$ East with the center of State Route # 66 and the West line of Section 26, a distance of 1549.65 feet to the PLACE OF BEGINNING for the tract of land herein described. Thence continuing South $0^{\circ} 12'$ East with said center line and section line, a distance of 664.39 feet to a point.

Thence North $88^{\circ} 47'$ East, a distance of 990.28 feet to a concrete monument. (Passing Through a concrete monument at 55.00 feet from center line at the R/W line.)

Thence North $0^{\circ} 16'$ West, a distance of 662.45 feet to a concrete monument.

Thence South $88^{\circ} 54'$ West, a distance of 989.48 feet to a point in the center of State Route # 66, (Passing through a concrete monument 50.00 feet from center line at the R/W line.) and the PLACE OF BEGINNING.

Containing in all 15.075 Acres

The above description to be annexed into the village of Minster, Ohio

(Bearings oriented to match State of Ohio R/W Plans.)

Thomas W. Steinke registered surveyor No. 6177