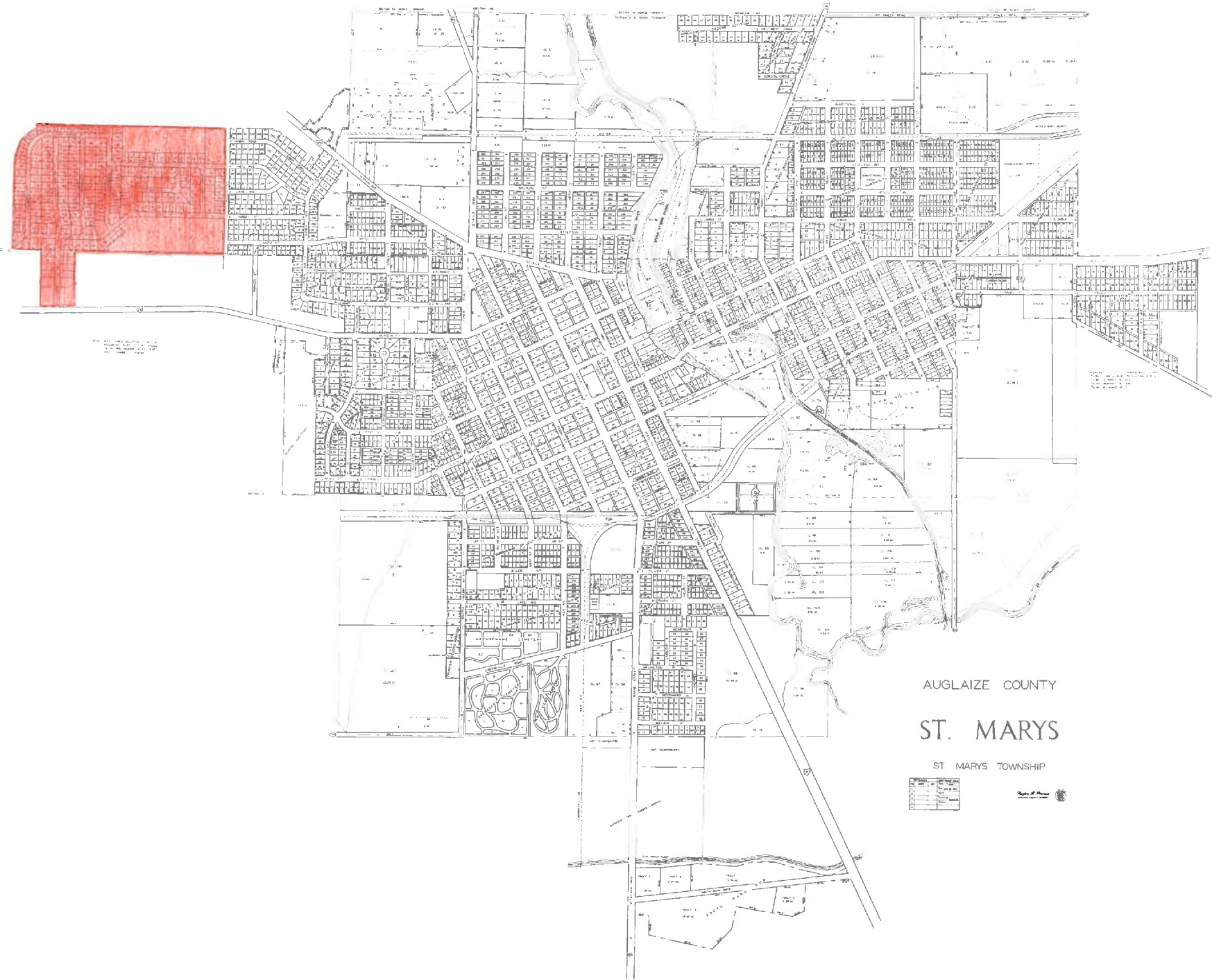




68-100

St Marys

AFFIDAVIT

I, Alberta Maxson, clerk of the Board of Auglaize County Commissioners do hereby certify that the following transactions concerning annexation of lands to the city of St. Marys, Ohio-- do appear in County Commissioners Journal # 55- as so designated:

Journal # 55	page: 403	under date of May 17th-- copy of petition for annexation of lands to city of St. Marys, Ohio
Journal # 55	page: 404	ordinance No. 1294 from St. Marys City council- inre: annexation of lands
Journal # 55	page: 412	under date of May 17th, 1968- county commissioners Journal # 55- accepting petition and city ordinance No. 1294- setting date of advertisement- and date of hearing
Journal # 55	pages: 465 & 466	copy of legal notice
Journal # 55	page: 466	certification of Publication
Journal # 55	page: <u>468 & 469</u>	resolution- granting request for annexation-- per original petition of May 17th, 1968 (city of St. Marys)

Alberta Maxson
Alberta Maxson
Clerk- Board of County Commissioners
Auglaize County, Ohio

cc: county engineer
city solicitor of St. Marys (B.G. Kemp)

A PETITION FOR ANNEXATION TO THE
CITY OF ST. MARYS, OHIO

TO THE COMMISSIONERS OF AUGLAIZE COUNTY,
STATE OF OHIO:

The City of St. Marys respectfully represents that by an ordinance duly passed by its Council on the 11th day of March, 1968, the following described territory situated in the Township of St. Marys, County of Auglaize and State of Ohio, to-wit:

Being a tract of land located in the South 1/2 of the Northwest 1/4 and the Northwest 1/4 of the Southwest 1/4 of Section 4, Town 6 South, Range 4 East, St. Marys Township, Auglaize County, Ohio as shown on the accompanying "Re-survey Plat Map" and being more definitely described as follows:
Beginning at a stake, point "D", on the half section line which bears North 88°56' East a distance of Three Hundred Seventy and fifty-hundredths (370.50) feet East of the West 1/4 post of said Section 4, said point is also on the East line of the abandoned Lake Erie & Wester and T. & O. C. Railroad right of way; thence North 0°53' West following said right of way a distance of Nine Hundred Ninety-two and twenty-hundredths (992.20) feet to an iron pipe, point "F"; thence North 15°48' East a distance of One Hundred Seventy-four and seventy-four hundredths (174.74) feet to a steel fence post stake, point "G"; thence North 40°17' East a distance of One Hundred Nineteen and ninety-two hundredths (119.92) feet to a steel fence post stake, point "H"; thence North 62°32' East a distance of One Hundred Forty-six and seventy-four hundredths (146.74) feet to a steel fence post stake, point "I"; thence North 2°30' West a distance of Fifty-three and seventy-six hundredths (53.76) feet to an iron pipe, point "Ia"; thence North 89°00' East a distance of Two Thousand Fifty-three and seven hundredths (2053.07) feet to a point "L"; thence South 0°26' West along the West side of "Holly Street" a distance of Thirteen Hundred Sixty-six and fifty-nine hundredths (1366.59) feet to a point, "M"; thence South 88°56' West, on and along the half section line, a distance of One Thousand Six Hundred Six and forty-nine hundredths (1606.49) feet to a point "N"; thence South 0°55' East a distance of Six Hundred Twenty-two and eighty hundredths (622.80) feet to an iron pin, point "O"; thence South 84°35' West a distance of Three Hundred Fifty-five and twenty hundredths (355.20) feet to a point, "P"; thence North 1°57' West a distance of Six Hundred Forty-nine and seventy hundredths (649.70) feet to a 4" casing fence post, point "Q"; thence South 88°56' West a distance of Three Hundred Eight and twenty-five hundredths (308.25) feet to point "D", the place of beginning.

Tract contains Seventy-six and fifty-six hundredths (76.56) acres of land,

was authorized to be annexed to said City of St. Marys.

An accurate map of which territory is hereto attached.

And said City of St. Marys respectfully petitions that said territory may be annexed to said City.

CITY OF ST. MARYS, OHIO

BY: Barrett G. Kemp

Barrett G. Kemp,
City Solicitor

ORDINANCE NO. 2194
2194

AN ORDINANCE AUTHORIZING ANNEXATION BY
THE CITY OF ST. MARYS, OHIO, OF CERTAIN
PROPERTY LOCATED IN ST. MARYS TOWNSHIP.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL FOR THE CITY
OF ST. MARYS, OHIO:

SECTION 1. That annexation of the following described property:

Situated in the County of Auglaize, Township of St. Marys, and adjacent to the City of St. Marys, to-wit: Being a tract of land located in the South 1/2 of the Northwest 1/4 and the Northwest 1/4 of the Southwest 1/4 of Section 4, Town Six (6) South, Range Four (4) East, St. Marys, Township, Auglaize County, Ohio, as shown on the accompanying "Location Plat Map" and being more definitely described as follows: Beginning at a stake on the half section line which bears North 88°56' East a distance of 370.50 feet East of the West Quarter (1/4) Post of Section 4, said point is also on the East line of the abandoned Lake Erie and Western and T. & O.C. R.R. right of way; thence North 0°51' West following said right of way a distance of 992.20 feet to a wood post (also P.C. for a curve to the right); thence North 15°30' East following a chord of said curve a distance of 174.43 feet to a steel fence post; thence North 42°35' East following a chord of said curve a distance of 119.92 feet to a steel fence post; thence North 62°32' East following a chord of said curve a distance of 146.74 feet to a steel post (also P.T. for said curve and tangent to the South right of way of the Main Line of the abandoned Toledo and Ohio Central Railway); thence North 2°29' West a distance of 53.76 feet to a concrete monument; thence North 89°00' East along the North right of way of the abandoned T & O.C.R.R. a distance of 2053.07 feet to a concrete monument set on the West side of Holly Street, said street being on the West side of "KESSLER'S FOURTH HILLSDALE ADDITION" to the City of St. Marys, Ohio; thence South 0°26' West along the West side of Holly Street a distance of 1366.59 feet to a concrete monument set on the East and West half section line of Section 4; thence South 88°56' West on and along the East & West half section line a distance of 1606.55 feet to an iron pin; thence South 1°04' East a distance of 622.00 feet to an iron pin in the North right of way of the former Western Ohio Railway; thence in a Southwesterly direction along said North right of way a distance of 355.00 feet to an iron pin; thence Northerly a distance of 650.00 feet to a corner post on the East and West half section line; thence South 88°56' West on and along the East and West half section line a distance of 308.80 feet to the place of beginning,

bc and is hereby authorized.

SECTION 2. That the Solicitor be and is hereby authorized to prosecute the proceedings necessary to effect such annexation.

LAW OFFICES
BARRETT G. KEMP

HOME BANK BLDG.

SAINT MARYS, OHIO

*Friz
Koller*

SECTION 6. That this ordinance shall take effect and be in force at the earliest date provided by law.

Passed this March day of March, 1968.

President of the Council

Approved by the City Solicitor this 11th day of March, 1968.

Barrett G. Kemp

ATTEST:

Clerk

Approved this 11th day of March, 1968.

Mayor

C E R T I F I C A T E

I, Virgil Sullivan, Clerk of the Council of the City of St. Marys, Ohio, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 2194, passed by the council of said city on the 11th day of March, 1968.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said City of St. Marys, Ohio, this 3th day of May, 1968.

Clerk of Council

LEGAL NOTICE

Notice is hereby given that on the 17th day of May, 1968, there was presented to the Board of County Commissioners, County of Auglaize, State of Ohio, a petition from the City of St. Marys, Ohio, requesting the annexation of the following described territory situated in the County of Auglaize, Township of St. Marys, and adjacent to the City of St. Marys, to-wit:

Being a tract of land located in the South 1/2 of the Northwest 1/4 and the Northwest 1/4 of the Southwest 1/4 of Section 4, Town 6 South, Range 4 East, St. Marys Township, Auglaize County, Ohio, as shown on the accompanying "Re-survey Plat Map" and being more definitely described as follows: Beginning at a stake, point "D", on the half section line which bears North 88°56' East a distance of Three Hundred Seventy and fifty-hundredths (370.50) feet East of the West 1/4 post of said Section 4, said point is also on the East line of the abandoned Lake Erie & Western and T&O.C. Railroad right-of-way; thence North 0°53' West following said right of way a distance of Nine Hundred Ninety-two and twenty-hundredths (992.20) feet to an iron pipe, point "P"; thence North 15°48' East a distance of One Hundred Seventy-four and Seventy-four hundredths (174.74) feet to a steel fence post stake, point "G"; thence North 40°17' East a distance of One Hundred Nineteen and ninety-two hundredths (119.92) feet to a steel fence post stake, point "H"; thence North 62°32' East a distance of One Hundred Forty-six and seventy-four hundredths (146.74) feet to a steel fence post stake, point "I"; thence North 2°30' West a distance of Fifty-three and seventy-six hundredths (53.76) feet to an iron pipe, point "Ja"; thence North 89°00' East a distance of Two Thousand Fifty-three and seven-hundredths (2053.07) feet to a point "L"; thence South 0°28' West side of "Holly Street" a distance of Thirteen Hundred Sixty-six and fifty-nine hundredths (1366.59) feet to a point, "M"; thence South 88°56' West, on and along the half section line, a distance of One Thousand Six Hundred Six and forty-nine hundredths (1606.49) feet to a point "N"; thence South 0°55' East a distance of Six Hundred Twenty-two and eighty hundredths (622.80) feet to an iron pin, point "O"; thence South 84°35' West a distance of Three Hundred Fifty-five and twenty-hundredths (355.20) feet to a point, "P"; thence North 1°57' West a distance of Six Hundred Forty-nine and seventy hundredths (649.70) feet to a 4" casing fence post, point "Q"; thence South 88°56' West a distance of Three Hundred Eight and twenty-five hundredths (308.25) feet to point "D", the place of beginning. Tract contains Seventy-six and fifty-six hundredths (76.56) acres of land, paying therein that said territory be annexed to the City of St. Marys in a manner provided by law and designating the undersigned as the agent in securing said annexation. The Board of County Commissioners, by resolution established and fixed the 9th day of July, 1968, at 9:30 A.M. as the time for the hearing on said petition at the offices of the Board of County Commissioners, Auglaize County, at the county Courthouse, Wapakoneta, Ohio.

Barrett G. Kemp, Agent
May 24-31 June 7-14 '68

CERTIFICATE OF PUBLICATION

STATE OF OHIO, AUGLAIZE COUNTY, ss:

On this 14th day of June A. D. 19 68

personally appeared before the undersigned, a Notary Public within and for said County and State, Georgianna Winget, who being duly sworn states on oath that she is Asst. Business Manager of **THE ST. MARYS EVENING LEADER**, a newspaper published daily at St. Marys, 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 4 weeks in its issues of the 24th, 31st. of May and 7th and 14th of June A. D. 19 68
Georgianna Winget

Subscribed and sworn to me this 14th day of

June A. D. 19 68

Pr's Fees \$

Affidavit

Notary Public

Total, \$

GLORIA J. SWARTZ
Notary Public, Auglaize County, Ohio
My Commission Expires October 24, 1971

County Commissioners' Office
Auglaize County, Ohio
July 9th, 1968

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

Hiram Katterheinrich Paul F. Reinhart Virgel H. Nieter

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 May 17th, 1968 to hold a hearing on the petition for annexation of lands to the city of St. Marys (Jr. # 55- page: 412); and

WHEREAS, the agent for the annexation, B.G. Kemp (solicitor for city of St. Marys) did file with this Board a copy of the Legal Notice and certified affidavit of said notice of hearing on annexation; and

WHEREAS, no one appeared at said hearing against the petition for annexation of lands to the city of St. Marys; as out-lined in the original petition filed on the 17th day of May, 1968-- Jr. # 55- page: 403-- also city ordinance No. 1294- Jr. # 55- page: 408; therefore be it

RESOLVED, that the Board grant the original petition as presented to them on the 17th day of May, 1968; and be it further

RESOLVED, that an affidavit of all proceedings be given to the city solicitor of St. Marys (B.G. Kemp)-- county engineer-- Clayton Stimmel.

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

Mr. Katterheinrich yes; Mr. Reinhart yes; Mr. Nieter yes.

SURVEY

N 1/4 SEC. 4, T6S, R4E

TWP. 6N, AUGLIZE CO.

MO

Scale: 1" = 200'

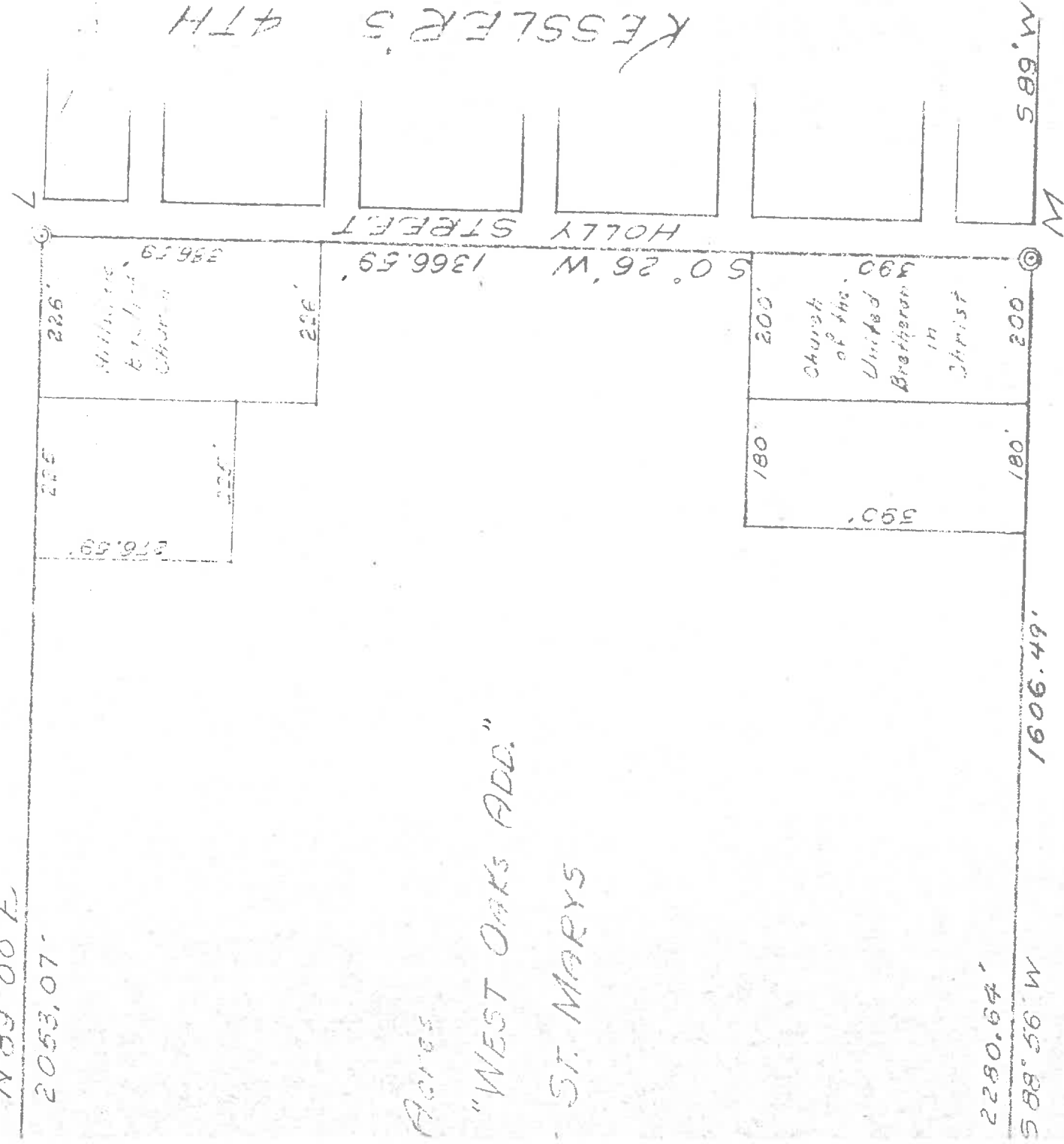
N 89° 00' E

2053.07'

Acres

"WEST OAKS ADD."

ST. MARYS

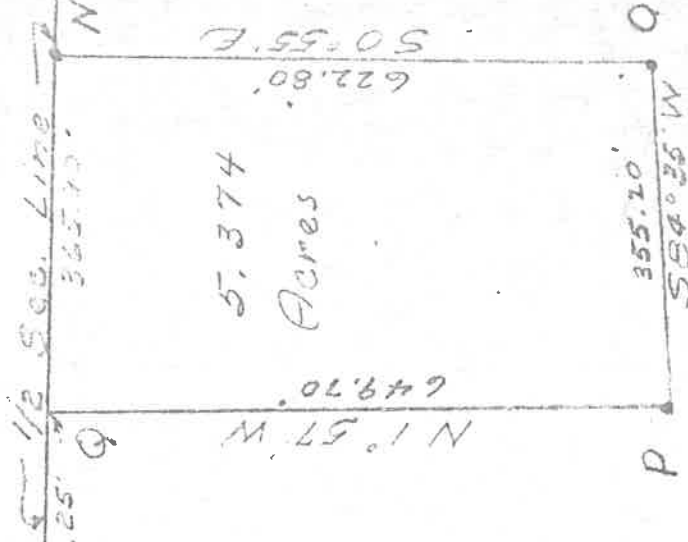
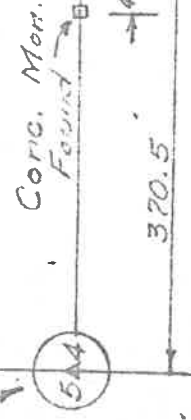
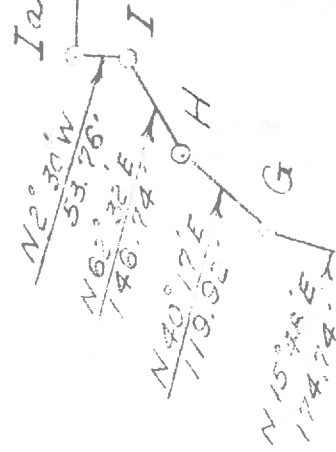


I hereby certify this survey of the tract of land shown on this plat to be correct to the best of my knowledge & belief

Wm. C. [Signature]

PART S 1/2 N
ST. MARYS

W 1/4 Sec. 4, T6S, R4E
St. Marys Twp., Audubon Co.



71.185
Proposed Site
CITY C

ORDINANCE NO. 2194

NE 7th & Main
paved.
under-swing

AN ORDINANCE AUTHORIZING ANNEXATION BY
THE CITY OF ST. MARYS, OHIO, OF CERTAIN
PROPERTY LOCATED IN ST. MARYS TOWNSHIP.

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be and is hereby authorized.

SECTION 2. That the Solicitor be and is hereby authorized to prosecute the proceedings necessary to effect such annexation.