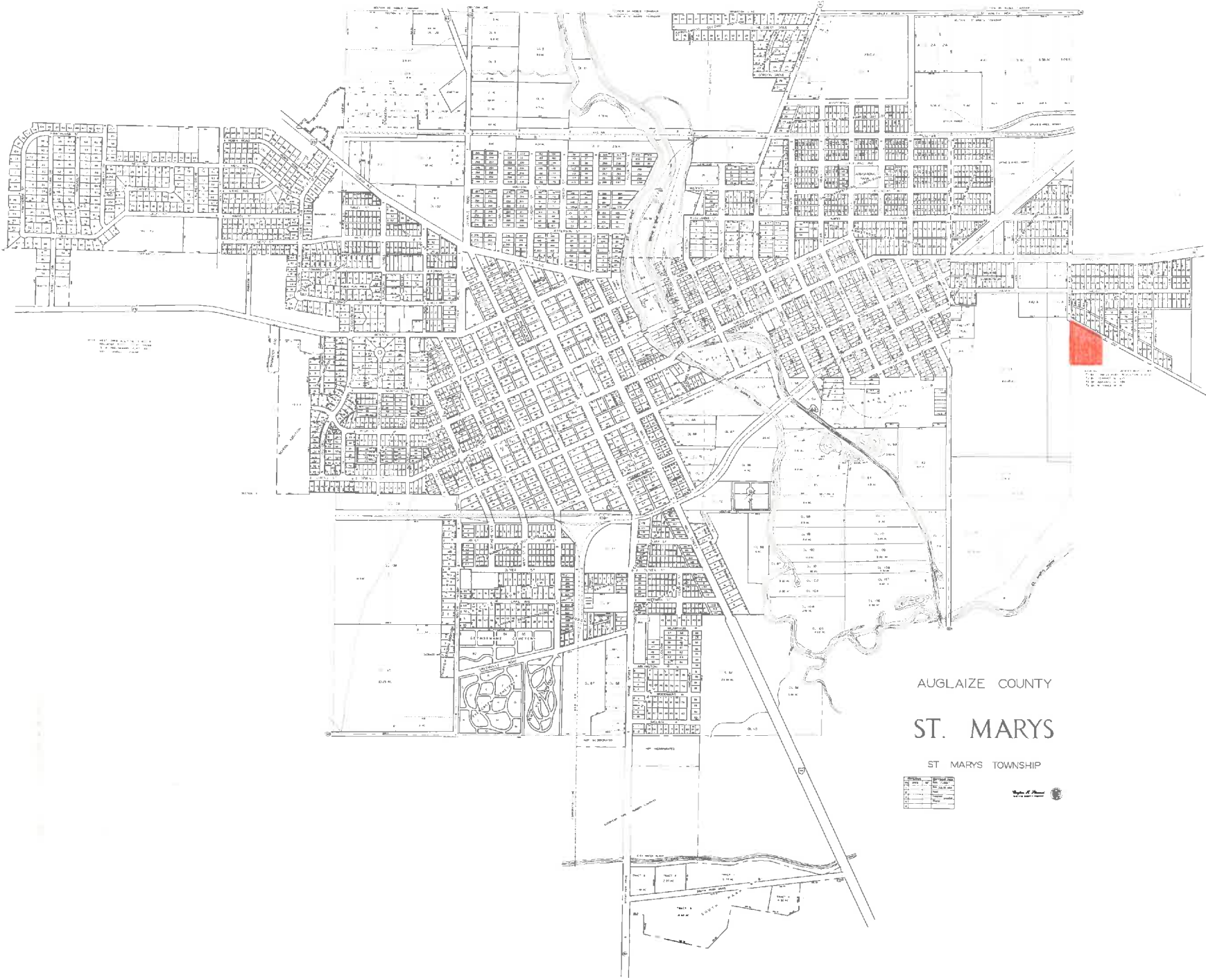




ST. MARYS
1970
70-103

AFFIDAVIT

I, Alberta Maxson, clerk of the Board of Auglaize County Commissioners do hereby certify that the following transactions concerning the annexation of lands to the city of St. Marys, Ohio; do appear in county commissioner's journal # 58-- as designated:

Journal # 58	page: 14	under date of June 5th, 1970- copy of petition for annexation of lands to city of St. Marys, Ohio
Journal # 58	page: 16	under date of June 5th, 1970- commissioners resolution accepting petition- setting dates of advertisement- date of hearing
Journal # 58	page: <u>136</u>	copy of legal notice- under date of August 7th, 1970
Journal # 58	page: <u>136</u>	certification of publication August 7th
	page: <u>137</u>	notice to St. Marys Board of Twp. Trustees
	page: <u>137</u>	notice to city council- St. Marys
Journal # 58	page: <u>138</u>	resolution granting request for annexation per original petition

date: August 7th, 1970

(Mrs.) Alberta Maxson
clerk- Board of County Commissioners

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

TO: The Commissioners
County of Auglaize
State of Ohio:

The undersigned, being the majority of the adult freeholders residing on the following described territory situated in the County of Auglaize, Township of St. Marys, and adjacent to the City of St. Marys, to-wit:

Situate in the Township of St. Marys, County of Auglaize and State of Ohio:

Being a tract of land in the Southwest Quarter (1/4) of Section 2, Town Five (5) South, Range Four (4) East, St. Marys Township, Auglaize County, Ohio and being further described as follows:

Beginning at the intersection of the centerline of State Route 29 and the west line of the East one-half of the Southwest quarter (1/4) of Section 2; thence South 63 degrees and 34 minutes East along the centerline of State Route 29 for a distance of 400.00 feet; thence due South for a distance of 347.65 feet; thence due West for a distance of 358.08 feet to the west line of the east one-half of the Southwest quarter (1/4) of Section 2; thence due North along said West line for a distance of 525.45 feet to the place of beginning, containing in all 3.59 acres;

NOTE: All bearings refer to the west line of the East one-half (1/2) of the Southwest quarter (1/4) of Section 2 as being due North;

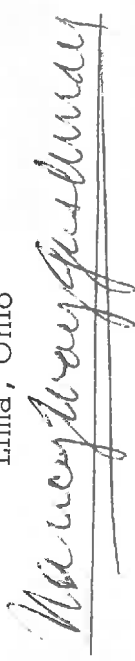
respectfully petition that the said above described territory be annexed to the City of St. Marys, Ohio.

That there are no residential dwellings situated on said premises, and that the signatures appearing hereon are the adult freeholders owning the real estate above described.

And Edward S. Noble, Attorney, St. Marys, Ohio, is hereby authorized to act as agent of the petitioner in securing such annexation.



Richard W. Gushman
1902 Baty Road
Lima, Ohio



SHELDON ENGINEERING



LIMA, OHIO

1 OCT. 1962	DATE	JOB 4503 NO.
DRAWN	T.H.	
CHECKED *	T.S.	
APPROVED	T.S.	
		SCALE 1" = 80'

County Commissioners' Office
Auglaize County, Ohio
June 5th, 1970

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

Virgel H. Nieter

Hiram Katterheinrich

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 5th day of June, 1970, the Board of County Commissioners did receive a petition from the Majority of Free-holders residing in the territory sought to be annexed--- with an accruate map of said territory sought to be annexed attached--- Attorney Edward S. Noble, St. Marys, Ohio,--- Agent; filing same; and

WHEREAS, copy of said petition as above mentioned and filed with the Board of County Commissioners does appear on page: 14 of this county commissioners' journal # 58; 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 7th day of August, 1970, at 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 this resolution be given to said Agent; Edward S. Noble.

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

Mr. Nieter yes;

Mr. Katterheinrich yes

Mr. Reinhart yes.

cc: agent- E. S. Noble

please note: this office must have a copy of legal notice
certification of publication

(change in law- copy of petition filed with county auditor by clerk of Board
copy of petition filed with county engineer)

Rec'd
7/10/1970

LEGAL NOTICE

Notice is hereby given that on the 4th day of June, 1970, there was presented to the Board of County Commissioners, County of Auglaize, State of Ohio, a petition presented by Richard W. Gushman and Nancy Way Gushman, his wife, requesting the annexation of the following described territory:

Situated in the County of Auglaize, Township of St. Marys, and State of Ohio, being adjacent to the City of St. Marys, described as follows:

Being a tract of land in the Southwest Quarter (1/4) of Section 2, Town Five (5) South, Range Four (4) East, St. Marys Township, Auglaize County, Ohio and being further described as follows:

Beginning at the intersection of the centerline of State Route 29 and the west line of the East one-half of the Southwest quarter (1/4) of Section 2; thence South 63 degrees and 34 minutes East along the centerline of State Route 29 for a distance of 400.00 feet; thence due South for a distance of 347.65 feet; thence due West for a distance of 358.08 feet to the west line of the east one-half of the Southwest quarter (1/4) of Section 2; thence due North along said West line for a distance of 525.45 feet to the place of beginning, containing in all 3.59 acres;

NOTE: All bearings refer to the west line of the East one-half (1/2) of the Southwest Quarter (1/4) of Section 2 as being due North;

Praying therein that said territory be annexed to the City of St. Marys in a manner provided by law and designating the undersigned as agent in securing said annexation.

The Board of County Commissioners, by resolution, established and affixed the 7th day of August, 1970 at 10 o'clock a.m. as the time for the hearing of said petition; that said hearing shall be held in the office of the Board of Commissioners of Auglaize County in the Auglaize County Courthouse Basement, Wapakoneta, Ohio, at said time and place.

Edward S. Noble, Agent for the
Petitioner

NOTICE TO PRINTER: Publish on July 3, 10, 17, 24 and 31, 1970.

NOTICE

TO: BOARD OF COUNTY COMMISSIONERS
COURT HOUSE
WAPAKONETA, OHIO

Delivered herewith is a copy of the July 3, 1970 issue of the St. Marys Evening Leader, in which is published at Page 7 a legal notice as to the hearing on the Petition for Annexation to the City of St. Marys, Ohio, by Richard W. Gushman and wife,

A handwritten signature in dark ink, appearing to read "Edward S. Noble". The signature is fluid and cursive, with the first name "Edward" being the most prominent.

Edward S. Noble, Agent

County Commissioners' Office
Auglaize County, Ohio
August 7th, 1970

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

Virgel H. Nieter

Hiram Katterheinrich

Paul F Reinhart

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

RESOLUTION

WHEREAS, this being the date established for the Board of County Commissioners to hold a Hearing on the annexation of lands to the city of St. Marys, Ohio-----**paper original** petition filed with the Board ----- Journal # 58- page: 14; and

WHEREAS, the proper advertisement having been made according to law; with certification of publication in connection with same filed with this office by Edward S. Noble, attorney-at-law- agent for said annexation proceedings- along with copies of notices sent to St. Marys Township Trustees; and the clerk of the council of city of St. Marys; 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 Free-holders listed on original petition--- to annex lands so described in their original petition; and be it further

RESOLVED, that a certified affidavit of proceedings in connection with this annexation of lands be filed with said Agent; 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. Nieter yes;

Mr. Katterheinrich yes;

Mr. Reinhart yes.

cc: of affidavit: Edward S. Noble

county engineer- C. Stimmel- (F. Kolter)

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

TO: The Commissioners
County of Auglaize
State of Ohio:

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Situate in the Township of St. Marys, County of Auglaize and State of Ohio:

Being a tract of land in the Southwest Quarter (1/4) of Section 2, Town Five (5) South, Range Four (4) East, St. Marys Township, Auglaize County, Ohio and being further described as follows:

Beginning at the intersection of the centerline of State Route 29 and the west line of the East one-half of the Southwest quarter (1/4) of Section 2; thence South 63 degrees and 34 minutes East along the centerline of State Route 29 for a distance of 400.00 feet; thence due South for a distance of 347.65 feet; thence due West for a distance of 358.08 feet to the west line of the east one-half of the Southwest quarter (1/4) of Section 2; thence due North along said West line for a distance of 525.45 feet to the place of beginning, containing in all 3.59 acres;

NOTE: All bearings refer to the west line of the East one-half (1/2) of the Southwest quarter (1/4) of Section 2 as being due North;

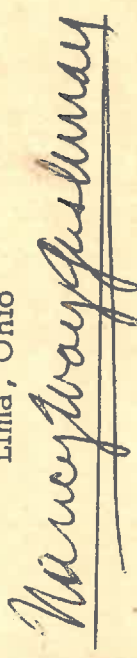
respectfully petition that the said above described territory be annexed to the City of St. Marys, Ohio.

That there are no residential dwellings situated on said premises, and that the signatures appearing hereon are the adult freeholders owning the real estate above described.

And Edward S. Noble, Attorney, St. Marys, Ohio, is hereby authorized to act as agent of the petitioner in securing such annexation.



Richard W. Gushman
1902 Baty Road
Lima, Ohio



County Commissioners' Office
Auglaize County, Ohio
June 5th, 1970

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

Virgel H. Nieter

Hiram Katterheinrich

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 5th day of June, 1970, the Board of County Commissioners did receive a petition from the Majority of Free-holders residing in the territory sought to be annexed--- with an accurate map of said territory sought to be annexed attached--- Attorney Edward S. Noble, St. Marys, Ohio,--- Agent; filing same; and

WHEREAS, copy of said petition as above mentioned and filed with the Board of County Commissioners does appear on page: 14 of this county commissioners' journal # 58; 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 7th day of August, 1970, at 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 this resolution be given to said Agent; Edward S. Noble.

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

Mr. Nieter yes;

Mr. Katterheinrich yes

Mr. Reinhart yes.

cc: agent- E. S. Noble

please note: this office must have a copy of legal notice
certification of publication

(change in law- copy of petition filed with county auditor by clerk of Board -
copy of petition filed with county engineer) -