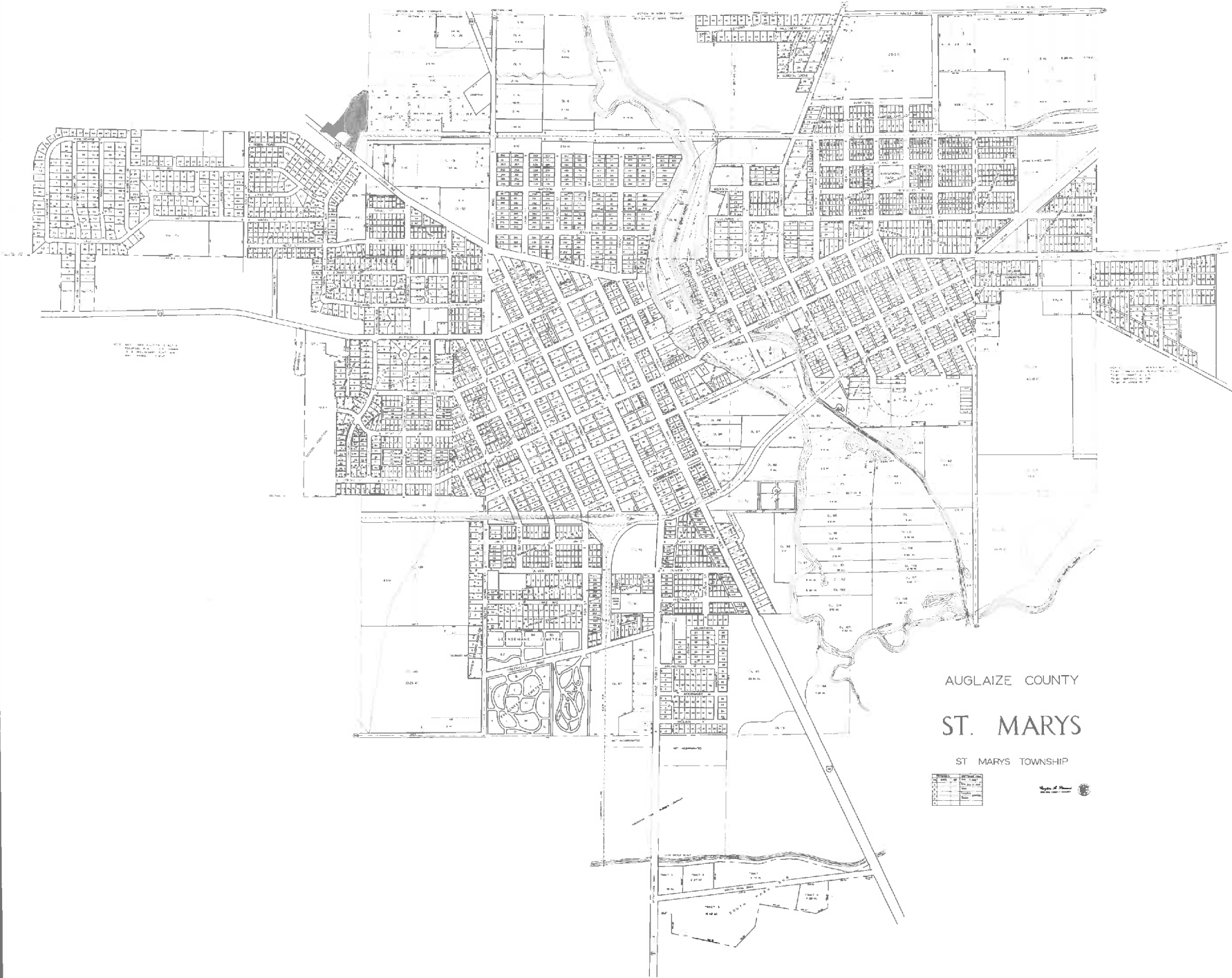




ST. MARYS 1970

Ordinance #2318 70-101

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 commissioners' Journal # 57- as designated:

Journal # 57 pages: 292-293

under date of January 27th, 1970- copy of petition for annexation of lands to city of St. Marys, Ohio

Journal # 57- page: 294

under date of January 27th, 1970- county commissioners resolution accepting petition- setting dates of advertisement- and date of hearing.

Journal # 57- page: 414

resolution- to hold hearing on April 7th in place of April 3rd, 1970 same self explanatory-- under date of April 3, 1970

Journal # 57- pages: 414-415
416

copy of Legal notice

Journal # 57- page: 416

certificate of publication

Journal # 57- pages: 416-417

resolution granting request for annexation- per original petition

date: March 7 - 1970

Alberta Maxson

Clerk- Board of County Commissioners

(step # 7)

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

TO: THE COMMISSIONERS
COUNTY OF AUGLAIZE
STATE OF OHIO

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

Being a parcel of land situated in St. Marys Township, Auglaize County, Ohio, in the west half of the northeast quarter of Section 4, Town 6 South, Range 4 East. Being more particularly described as follows:

Beginning at a railroad spike at the intersection of the centerline of U.S. 33 with the north right-of-way line of the now abandoned Toledo and Ohio Central Railroad Company; thence easterly along said north line of the abandoned railroad right-of-way a distance of forty-eight and 7/100 (48.07) feet to a point on the north line of U.S. Route 33; thence southeasterly along said north line of U.S. Route 33, with an interior angle of two hundred eighteen degrees thirty-seven minutes (218°37') a distance of seventy-four and 42/100 (74.42) feet to a 1/2 inch iron bar; thence northeasterly at right angles a distance of eighty-nine and 44/100 (89.44) feet to a 1/2 inch iron bar in the north line of said abandoned railroad right-of-way; thence easterly along said abandoned railroad right-of-way with an interior angle of two hundred thirty-one degrees twenty-three minutes (231°23') a distance of seventy-two and 20/100 (72.20) feet to a 1/2 inch iron bar; thence southeasterly with an interior angle of two hundred eighteen degrees thirty-seven minutes (218°37') a distance of one hundred sixteen and 28/100 (116.28) feet to a 1/2 inch iron bar; thence southwesterly at right angles a distance of one hundred thirty-four and 50/100 (134.50) feet to a 1/2 inch iron bar in the north right-of-way line of said U.S. Route 33; thence southeasterly at right angles, along said north line of U.S. Route 33 a distance of one hundred forty-one and 96/100 (141.96) feet to a 1/2 inch iron bar at the southwest corner of a tract of land conveyed to Shirley J. Kellermeyer by deed recorded in Volume 193 at Page 193; thence northeasterly with an interior angle of sixty-seven degrees fifty-eight and one half minutes (67°58.5') along said Kellermeyer's west line and west line extended, a distance of two hundred fifty-three and 50/100 (253.50) feet to a 1/2 inch iron bar in the north line of said abandoned railroad right-of-way; thence easterly along the north line of said railroad right-of-way with an interior angle of two hundred fifty-three degrees twenty-four and one half minutes (253°24.5') a distance of seventy-four and 69/100 (74.69) feet to a 1/2 inch iron bar; thence northerly with an interior angle of eighty-eight degrees forty minutes (88°40') a distance of four hundred forty-three and 03/100 (443.03) feet to a 1/2 inch iron bar; thence northerly with an interior angle of ninety-nine degrees fifty-seven minutes (99°57') a distance of fifty-nine and 24/100 (59.24) feet

County Commissioners' Office
Auglaize County, Ohio
April 3rd, 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:

R E S O L U T I O N

WHEREAS, under date of January 27th, 1970 (Jr. # 57- pages: 292- 293 and 294) the Board of County Commissioners did accept a Petition from the city of St. Marys for annexation of lands to said city- (B. Kemp-agent) and

WHEREAS, said resolution did set the date of Hearing on said annexation for April 3rd, 1970; and

WHEREAS, inadvertently the agent and this department had established different dates for date of Hearing; and since the agent's Legal notice, his notice to Council of St. Marys, Ohio, did carry the date of April 7th, 1970--- this department will accept said date of April 7th, for the time of hearing on said annexation- therefore be it

RESOLVED, that the Board of County Commissioners will hold a Hearing for annexation of lands to city of St. Marys, on April 7th, 1970-- at time previously scheduled, 10 o'clock A. M.--- 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: B. Kemp (Kemp)

10-17-413
W. Kemp

LEGAL NOTICE

Notice is hereby that on the 27 day of January, 1969,
there was presented to the Board of County Commissioners, County of Auglaize,
State of Ohio, a petition signed by a majority of the adult freeholders residing
in the following described territory situated in the County of Auglaize, adjacent
to the City of St. Marys, to-wit:

Being a parcel of land situated in St. Marys Township, Auglaize
County, Ohio, in the west half of the northeast quarter of Section
4, Town 6 South, Range 4 East. Being more particularly described
as follows:

Beginning at a railroad spike at the intersection of the centerline
of U.S. 33 with the north right-of-way line of the now abandoned
Toledo and Ohio Central Railroad Company; thence easterly along
said north line of the abandoned railroad right-of-way a distance
of forty-eight and 7/100 (48.07) feet to a point on the north line of
U.S. Route 33; thence southeasterly along said north line of U.S.
Route 33, with an interior angle of two hundred eighteen degrees
thirty-seven minutes (218°37') a distance of seventy-four and 42/100
(74.42) feet to a 1/2 inch iron bar; thence northeasterly at right
angles a distance of eighty-nine and 44/100 (89.44) feet to a 1/2
inch iron bar in the north line of said abandoned railroad right-of-
way; thence easterly along said abandoned railroad right-of-way
with an interior angle of two hundred thirty-one degrees twenty-
three minutes (231°23') a distance of seventy-two and 20/100)
feet to a 1/2 inch iron bar; thence southeasterly with an interior
angle of two hundred eighteen degrees thirty-seven minutes (218°37')
a distance of one hundred sixteen and 28/100 (116.28) feet to a 1/2
inch iron bar; thence southwesterly at right angles a distance of one
hundred thirty-four and 50/100 (134.50) feet to a 1/2 inch iron bar
in the north right-of-way line of said U.S. Route 33; thence south-
easterly at right angles, along said north line of U.S. Route 33 a
distance of one hundred forty-one and 96/100 (141.96) feet to a
1/2 inch iron bar at the southwest corner of a tract of land conveyed
to Shirley J. Kellermeyer by deed recorded in Volume 193 at Page 193;
thence northeasterly with an interior angle of sixty-seven degrees
fifty-eight and one-half minutes (67°58.5') along said Kellermeyer's
west line and west line extended, a distance of two hundred fifty-
three and 50/100 (253.50) feet to a 1/2 inch iron bar in the north
line of said abandoned railroad right-of-way; thence easterly along
the north line of said railroad right-of-way with an interior angle
of two hundred fifty-three degrees twenty-four and one-half minutes
(253°24.5) a distance of seventy-four and 69/100 (74.69) feet to
a 1/2 inch iron bar; thence northerly with an interior angle of eighty-
eight degrees forty minutes (88°40') a distance of four hundred forty-
three and 03/100 (443.03) feet to a 1/2 inch iron bar; thence north-
westerly with an interior angle of ninety-nine degrees fifty-seven
minutes (99°57') a distance of fifty-nine and 24/100 (59.24) feet to
a 1/2 inch iron bar; thence southwesterly with an interior angle of
one hundred thirty-two degrees (132°00') a distance of one hundred

CERTIFICATE OF PUBLICATION

STATE OF OHIO, AUGLAIZE COUNTY, ss:

On this 5th day of March A. D. 1970

personally appeared before the undersigned, a Notary Public within and for said County and State, ^{*Greggman Blair*} ~~Brie~~ Blair, who being duly sworn states on oath that ^{*she*} he is Advertising 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 5 weeks in its issues of the 5th,

12th, 19th, and 26th of February
and 5th of March A. D. 1970
Greggman Blair

Subscribed and sworn to me this 5 day of March A. D. 1970

Pr's Fees \$

Affidavit

Total, \$

Notary Public

County Commissioners' Office
Auglaize County, Ohio
April 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:

R E S O L U T I O N

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--- per original petition- filed with the Board- Journal # 57- pages: 292 and 293: and

WHEREAS, the proper advertisement having been made according to law, and certification of publication in connection with same filed with this office by Barrett G. Kemp-- attorney-at-law-- agent for said annexation proceedings; 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 B.G. Kemp- from the office of the Board of County Commissioners- Auglaize County, Ohio.

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- B.G. Kemp
county engineer- C. Stimmel (F. Kolter)

CORRECTIVE DESCRIPTION

Being a parcel of land situated in St. Marys Township, Auglaize County, Ohio, in the west half of the northeast quarter of Section 4, Town 6 South, Range 4 East. Being more particularly described as follows:

Beginning at a railroad spike at the intersection of the centerline of U.S. 33 with the north right-of-way line of the now abandoned Toledo and Ohio Central Railroad Company-

Thence, easterly along said north line of the abandoned railroad right-of-way a distance of forty-eight and 7/100 (48.07) feet to a point on the north line of U.S. Route 33-

Thence, southeasterly along said north line of U.S. Route 33, with an interior angle of two hundred eighteen degrees thirty-seven minutes (218 37') a distance of seventy-four and 42/100 (74.42) feet to a 1/2 inch iron bar-

Thence, northeasterly at right angles a distance of eighty-nine and 44/100 (89.44) feet to a 1/2 inch iron bar in the north line of said abandoned railroad right-of-way-

Thence, easterly along said abandoned railroad right-of-way with an interior angle of two hundred thirty-one degrees twenty-three minutes (231 23') a distance of seventy-two and 20/100 (72.20) feet to a 1/2 inch iron bar-

Thence, southeasterly with an interior angle of two hundred eighteen degrees thirty-seven minutes (218 37') a distance of one hundred sixteen and 28/100 (116.28) feet to a 1/2 inch iron bar-

Thence, southwesterly at right angles a distance of one hundred thirty-four and 50/100 (134.50) feet to a 1/2 inch iron bar in the north right-of-way line of said U.S. Route 33-

Thence, southeasterly at right angles, along said north line of U.S. Route 33 a distance of one hundred forty-one and 96/100 (141.96) feet to a 1/2 inch iron bar at the southwest corner of a tract of land conveyed to Shirley J. Kellermeyer by deed recorded in volume 193 at page 193-

Thence, northeasterly with an interior angle of sixty-seven degrees fifty-eight and one half minutes (67 58.5') along said Kellermeyer's west line and west line extended, a distance of two hundred fifty-three and 50/100 (253.50) feet to a 1/2 inch iron bar in the north line of said abandoned railroad right-of way-

Thence, easterly along the north line of said railroad right-of-way with an interior angle of two hundred fifty-three degrees twenty-four and one half minutes (253 24.5') a distance of seventy-four and 69/100 (74.69) feet to a 1/2 inch iron bar-

Thence, northerly with an interior angle of eighty-eight degrees forty minutes (88 40') a distance of four hundred forty-three and 03/100 (443.03) feet to a 1/2 inch iron bar-

Thence, northwesterly with an interior angle of ninety-nine degrees fifty-seven minutes (99 57') a distance of fifty-nine and 24/100 (59.24) feet to a 1/2 inch iron bar-

Thence, southwesterly with an interior angle of one hundred thirty-two degrees (132 00') a distance of one hundred forty-nine and 40/100 (149.40) feet to a 1/2 inch iron bar-

Thence, continuing southwesterly with an interior angle of one hundred fifty-seven degrees thirty minutes (157 30') a distance of one hundred ninety-eight and 70/100 (198.70) feet to a 1/2 inch iron bar-

Thence, continuing southwesterly with an interior angle of one hundred ninety degrees thirty minutes (190 30') a distance of one hundred eighty and 4/100 (180.04) feet to a 1/2 inch iron bar-

Thence, northwesterly at right angles a distance of seventy-one and 60/100 (71.60) feet to a 1/2 inch iron bar-

Thence, southwesterly at right angles a distance of one hundred (100.00) feet to a railroad spike in the centerline of said U.S. Route 33-

Thence, southeasterly at right angles, along the centerline of U.S. Route 33 a distance of eleven and 94/100 (11.94) feet to the place of beginning.

Containing 3.404 acres of land more or less.

Subject to the right of ingress and egress and a utility service on and across the most westerly portion of the above described parcel; subject also to all other easements and right-of-way of record.

Surveyed by

Gordon L. Carls

Registered Surveyor

5834N

5872



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

TO: THE COMMISSIONERS
COUNTY OF AUGLAIZE
STATE OF OHIO

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

Being a parcel of land situated in St. Marys Township, Auglaize
County, Ohio, in the West half of the Northeast quarter of Section 4,
Town 6 South, Range 4 East. Being more particularly described as
follows:

Commencing for reference at a railroad spike at the intersection
of the centerline of U.S. Route 33 with the North right-of-way line
of the now abandoned Toledo and Ohio Central Railroad -

Thence, S. 51° 52' E. along the centerline of said U.S. Route 33,
a distance of four hundred thirty-eight and 76/100 (438.76) feet to a
P.K. nail -

Thence, N. 16° 06.5' E., a distance of thirty-two and 36/100
(32.36) feet to a 1/2" iron bar on the North right-of-way line of said
U.S. Route 33. Said point being the place of beginning for the parcel
to be described herein -

Thence, continuing N. 16° 06.5' E., a distance of two hundred
fifty-three and 50/100 (253.50) feet to a 1/2" iron bar on the North
right-of-way of the now abandoned Toledo and Ohio Central Railroad -

Thence N. 89° 31' E., along said North right-of-way, a distance
of seventy-four and 69/100 (74.69) feet to a corner stone on the present
West corporation line of the City of St. Marys -

Thence in southerly direction along said West corporation line an
approximate distance of three hundred sixty-five (365) feet to a point
on the North right-of-way of said U.S. Route 33 -

Thence, N. 51° 52' W., an approximate distance of one hundred
ninety-six (196) feet to the place of beginning.

Containing 0.85 acres of land more or less.

ALSO

Being a parcel of land situated in St. Marys Township, Auglaize
County, Ohio, in the West half of the northeast quarter of Section Four
(4), Town Six (6) South, Range Four (4) East, being more particularly
described as follows:

Commencing for reference at a railroad spike at the intersection of
the centerline of U.S. Route 33 with the north line of the now abandoned
Toledo and Ohio Central Rail Company right-of-way; thence southeasterly
along the centerline of said U.S. Route 33, a distance of one hundred
eleven and 97/100 (111.97) feet to a P.K. nail, said point being the
place of beginning for the parcel to be conveyed by this instrument;

Howell

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 commissioners journal # 58- as designated:

Journal # 58

pages: 257-258
259

Howell

under date of October 29th-1970
copy of petition for annexation
of lands to city of St. Marys
Ohio

Journal # 58

page: 259

under date of October 20th, 1970
resolution by Bd. of County
Commissioners accepting petition
setting date of hearing-etc.

Journal # 58

page: 380

notation of legal notice- +
certification of publication

Journal # 58

page: _____

resolution granting request for
annexation per original petition

date: December 29th, 1970

Alberta Maxson
Clerk- Board of Co. Commissioners

Howell-Loffer-Schroeder

Howell