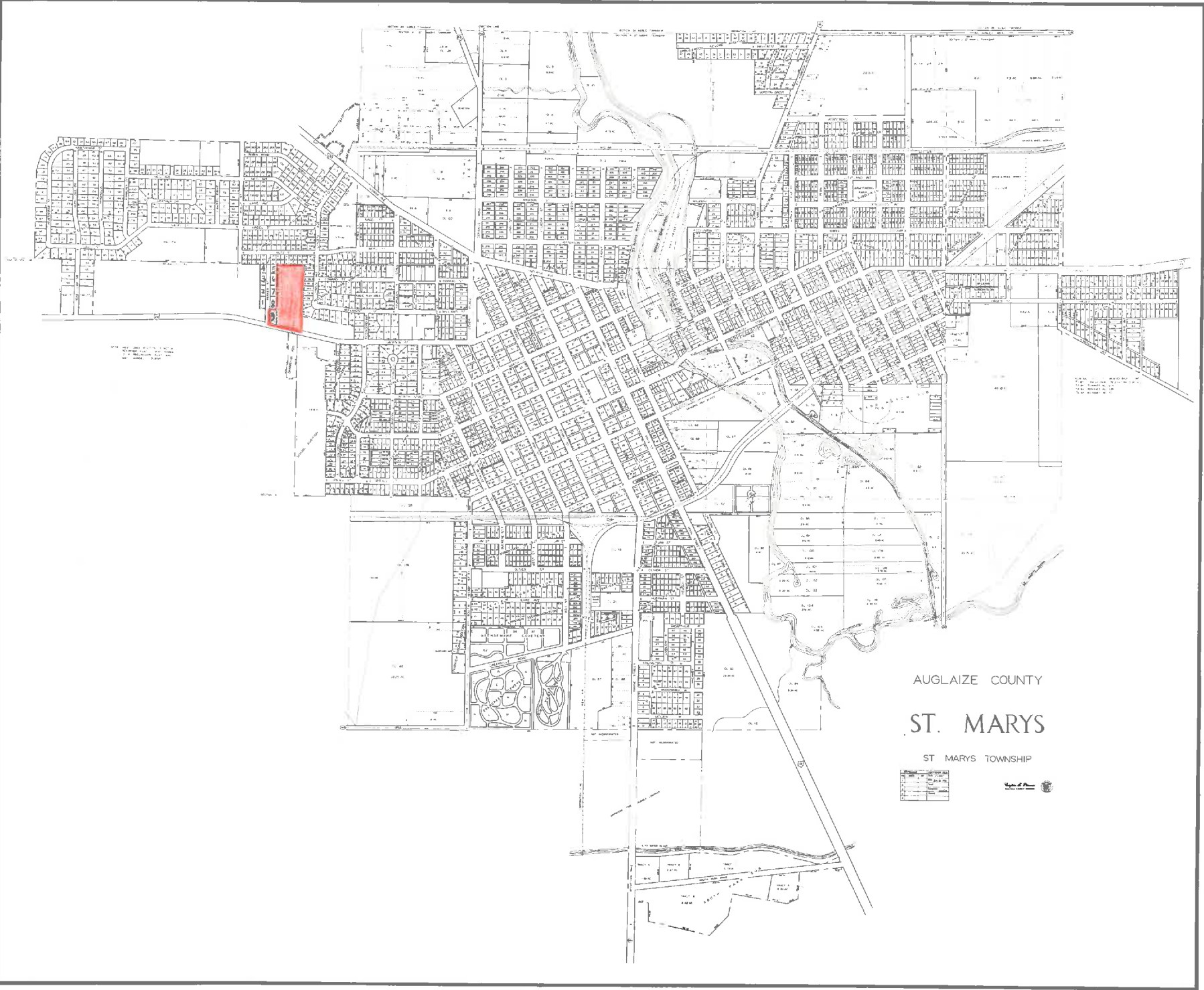




PETITION FOR ANNEXATION TO

THE CITY OF ST. MARYS, OHIO

TO: The Board of County Commissioners
County of Auglaize
State of Ohio

The undersigned, being the majority of the owners of real estate for 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 and being a part of Section Four (4), Town Six (6) South, Range Four (4) East, in St. Marys Township, Auglaize County, Ohio, and being further described as follows:

Beginning at a point in the existing Corporation Line of the City of St. Marys, Ohio, said point also being the northwest corner of Lot 164 of the Hillsdale 3rd Subdivision, said point also being on the East-West one-half Section line of Section Four (4), St. Marys Township;

Thence, South $0^{\circ} 20'$ East, (S. $0^{\circ} 20'$ E.), along said Corporation Line and the west line of the Hillsdale 3rd Subdivision, a distance of Five Hundred Seventy and $15/100$ (570.15) feet to a concrete monument set on the southwest corner of Lot 156, of the Hillsdale 3rd Subdivision;

Thence, North $76^{\circ} 22'$ West (N. $76^{\circ} 22'$ West), a distance of Ten and $50/100$ (10.50) feet to an iron pipe, said iron pipe also being on the northwest corner of a parcel of land belonging to Joe and Edna Marcelle Whitling as recorded in Deed Book 190, Page 89;

Thence, South $0^{\circ} 09'$ (S. $0^{\circ} 9'$ E.), along the west property line of Joe and Edna Marcelle Whitling, a distance of One Hundred Ninety-Eight and $45/100$ (198.45) feet to a point, said point also being on the centerline of State Route 703;

Thence, in a northwesterly direction along the centerline of State Route 703, a distance of approximately Four Hundred Eighteen (418) feet to a point, said point being the intersection of the West line of Lot 9 of the Howard Parker Subdivision extended, and the centerline of State Route 703;

Thence, in a northerly direction along said west line of Lot 9, a distance of approximately One Hundred Seventy-Three (173) feet to the northwest corner of said Lot 9, of Howard Parkers Subdivision;

Thence, easterly along the north line of said Lot 9, a distance of Sixty-Five (65) feet to the northeast corner of said Lot 9;

Thence, northerly along the east line of the Howard Parker Subdivision, a distance of approximately Four Hundred Ninety-Two (492) feet to a point on the existing corporation line, said point also being on the East-West one-half section line of Section Four (4), St. Marys Township;

Thence, easterly along the existing Corporation Line and the East-West one-half section line, a distance of approximately Three Hundred Forty-Three (343) feet to the place of beginning.

Containing six (6) acres of land, more or less, and a map of which territories is hereby attached, with special invitation that the above described territory be annexed to the City of St. Marys, Ohio.

The property sought to be annexed contains six (6) property owners, and Robert D. Parker is hereby authorized to act as Agent for the petitioners in securing such annexation.

ROBERT D. PARKER

Robert D. Parker

ZOE GRACE PARKER

Zoe Grace Parker

BERNIS L. PARKER

Bernis L. Parker

M. JANE PARKER

M. Jane Parker

GENERAL NATIONAL CORPORATION

By: Charles H. Alexander

VICE-PRESIDENT

COLONIAL OIL CO., INC.

By: _____

step # 2:

County Commissioners' Office
Auglaize County, Ohio
April 9th, 1976

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

Howard Werner

Paul F. Reinhart

William Link

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

R E S O L U T I O N

WHEREAS,

on this 9th day of April, 1976-- the Board of County Commissioners did receive a petition from Robert D Parker, and others with an accurate map of said territory sought to be annexed to the City of St. Marys, attached; and

WHEREAS,

copy of said petition does appear on page: 507 of this county commissioners' journal # 63; therefore be it

RESOLVED,

that the Board does this day accept the above mentioned petition and after proper 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 18th day of June, 1976-- 10 o'clock A. M. at the office of the Board of County Commissioners, basement of county courthouse, Wapakoneta, Ohio; and be it further

RESOLVED,

that a copy of said resolution be given to said agent- Robert D. Parker.

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

Mr. Werner yes;

Mr. Link yes;

Mr. Reinhart yes.

cc: county engineer- for his study
agent- Robert D Parker

PLEASE NOTE:

this office must have a copy of:

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

CERTIFICATE OF PUBLICATION

STATE OF OHIO, AUGLAIZE COUNTY, ss:

On this 7th day of June A. D. 19 76

personally appeared before the undersigned, a Notary Public within and for said County and State, **G. WINGET**, who being duly sworn states on oath that (he)(she) is Assistant 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 14th, 21st, 28th, 4th May
and 4th of June A. D. 1976
Georganna Winget

Subscribed and sworn to me this _____ day of

June A. D. 19 76

Pr's Fees \$ _____

Affidavit Robert Edward Hunter
Notary Public

Total, \$ _____

ROBERT EDWARD HUNTER, NOTARY PUBLIC
IN AND FOR AUGLAIZE COUNTY, OHIO
MY COMMISSION EXPIRES OCTOBER 19, 1979

LEGAL NOTICE

Notice is hereby given that on the 9th day of April, 1976, there was presented to the Board of County Commissioners, County of Auglaize, State of Ohio, a petition signed by a majority of the owners of real estate 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:

Situate and being a part of Section Four (4), Town Six (6) South, Range Four (4) East, in St. Marys Township, Auglaize County, Ohio, and being further described as follows:

Beginning at a point in the existing Corporation Line of the City of St. Marys, Ohio, said point also being the northwest corner of Lot 164 of the Hillsdale 3rd Subdivision, said point also being on the East-West one-half Section line of Section Four (4), St. Marys Township;

Thence, South $0^{\circ} 20'$ East, (S. $0^{\circ} 20'$ E.), along said Corporation Line and the west line of the Hillsdale 3rd Subdivision, a distance of Five Hundred Seventy and 15/100 (570.15) feet to a concrete monument set on the southwest corner of Lot 156, of the Hillsdale 3rd Subdivision;

Thence, North $76^{\circ} 22'$ West (N. $76^{\circ} 22'$ West), a distance of Ten and 50/100 (10.50) feet to an iron pipe, said iron pipe also being on the northwest corner of a parcel of land belonging to Joe and Edna Marcelle Whitling as recorded in Deed Book 190, Page 89;

Thence, South $0^{\circ} 09'$ (S. $0^{\circ} 9'$ E.), along the west property line of Joe and Edna Marcelle Whitling, a distance of One Hundred Ninety-Eight and 45/100 (198.45) feet to a point, said point also being on the centerline of State Route 703;

Thence, in a northwesterly direction along the centerline of State Route 703, a distance of approximately Four Hundred Eighteen (418) feet to a point, said point being the intersection of the West line of Lot 9 of the Howard Parker Subdivision extended, and the centerline of State Route 703;

Thence, in a northerly direction along said west line of Lot 9, a distance of approximately One Hundred Seventy-Three (173) feet to the northwest corner of said Lot 9, of Howard Parkers Subdivision;

Thence, easterly along the north line of said Lot 9, a distance of Sixty-Five (65) feet to the northeast corner of said Lot 9;

Thence, northerly along the east line of the Howard Parker Subdivision, a distance of approximately Four Hundred Ninety-Two (492) feet to a point on the existing corporation line, said point also being on the East-West one-half section line of Section Four (4), St. Marys Township;

Thence, easterly along the existing Corporation Line and the East-West one-half section line, a distance of approximately Three Hundred Forty-Three (343) feet to the place of beginning.

Containing six (6) acres of land, more or less, a map of which territories is hereby attached, and containing six (6) property owners.

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 18th day of June, 1976, at 10:00 A.M. as the time for the hearing of said Petition; that said hearing shall be held in the Office of the Board of County Commissioners of Auglaize County in the Auglaize County Courthouse, Basement, Wapakoneta, Ohio, at said time and place.

Robert D. Parker
Agent for the Petitioners

Publish: May 14
May 21
May 28
June 4

step # 5:

County Commissioners' Office
Auglaize County, Ohio
June 18th, 1976

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

Howard Werner William Link

Mr. Link 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 April 8th, 1976 to hold a Hearing on the annexation of lands to the city of St. Marys, Ohio- per the original petition filed with this Board- Jr. #63 page: 507; 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: R. Parker; and

WHEREAS, persons attending said hearing were: Kay Albert- Dale Grimes- R. Parker, Jo Brodbeck and Ken Wilkens; and after discussion of the contents of the petition as appearing on page 507 of Jr. # 63 it was decided that said petition for annexation of lands to the city of St. Marys, should be granted; therefore be it

RESOLVED, that the Board of County Commissioners do hereby grant the request of R. Parker, agent, for annexation of lands to the city of St. Marys; as per the original petition (same appearing on page: 507- journal # 63) county commissioners journal; and be it further

RESOLVED, that a certified affidavit of the proceedings in connection with this annexation be given to said agent; R. Parker.

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

Mr. Werner yes; Mr. Link yes.

step # 6:

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 the County Commissioners journal # 63- -- as designated:

journal number	page	remarks
63	<u>507</u>	step # 1: under date of April 9th, 1976- copy of petition for annexation of lands to city of St. Marys, filed with Board
63-	<u>507-a</u>	step # 2: under date of Apr. 9 1976- county commissioners resolution accepting petition setting date of Hearing-etc.
64	<u>57</u>	step # 3: copy of legal notice from agent
64	<u>57</u>	step # 4: proof of publication
64	<u>58</u>	step # 5: resolution granting petition per original petition

date:

attested:
 clerk of board

cc: agent: R. Parker
 county auditor
 county engineer



DEPARTMENT OF PUBLIC
SERVICE AND SAFETY

101 E. Spring St. ST. MARYS, OHIO 45885
(419) 394-3303

KAY E. ALBERT - Mayor

KENNETH L. HEGEMANN - Director of Service and Safety

September 27, 1976

Mr. Clayton Stimmel
Auglaize County Engineer
PO Box 178
1014 S. Blackhoof St.
Wapakoneta, Ohio 45895

RE: ANNEXATION TO THE CITY OF ST. MARYS, OHIO

Dear Mr. Stimmel:

Enclosed is a copy of the complete Annexation proceedings, drawing No. H-261, and Ordinance No. 76-37 passed by the St. Marys City Council on August 23, 1976. This Annexation was effective September 22, 1976.

Very truly yours,

Dale F. Grimes, Jr.
Industrial/Community
Development Manager

DFG:flw

Enc.

CERTIFICATION

CITY OF ST. MARYS, OHIO
COUNTY, AUGLAIZE

I, Ruth A. Makley, Clerk of the St. Marys City Council
St. Marys, Ohio, do hereby certify that the foregoing
Ordinance No. 76:37 is a true and correct
copy, passed by the legislative body of the above
said city on the 2nd day of August 1976

IN TESTIMONY WHEREOF, I have hereunto placed my name
and affixed the seal of the City of St. Marys, Ohio.

Date September 28, 1976 Ruth Makley
CLERK OF COUNCIL

ORDINANCE NO. 76:37

AN ORDINANCE ANNEXING CERTAIN TERRITORY IN ST. MARYS
TOWNSHIP TO THE CITY OF ST. MARYS

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

SECTION 1. City Council does hereby accept certain properties described in the Petition as filed with the Board of County Commissioners, a copy of which is hereby attached and made an exhibit to said ordinance; further, that the requirements of the State statutes as it pertains to annexation of property to the City of St. Marys, have been fulfilled and met, and it would be in the best interest of the petitioners and the City to accept said annexation.

SECTION 2. The Clerk of Council is hereby directed after the passage of the ordinance herein to cause a copy of the annexation to be recorded in the Auglaize County Recorder's office and a copy to be certified to the Secretary of State, State of Ohio, in accordance with the statutes, so that adjustments may be made of the corporation limits of said City.

SECTION 3. This ordinance shall be in force and take effect at the earliest possible date provided by law.

Passed this 23 day of August, 1976.

Robert A. Markley
President of the Council

Approved by the City Solicitor this 23 day of August, 1976.
Barrett G. Kemp
Barrett G. Kemp

ATTEST:

Buck Markley
Clerk

Approved this 23 day of August, 1976.

Kay E. Albert
Kay E. Albert, Mayor