



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

December 15, 1976

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

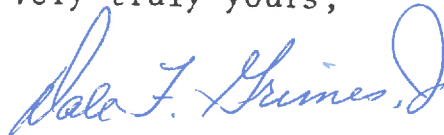
RE: ANNEXATION TO THE CITY OF ST. MARYS, OHIO

Dear Mr. Stimmel:

Enclosed is a copy of the complete Annexation proceedings,
Drawing No. H-271, and Ordinance No. 76:55, passed by the St. Marys
City Council on November 22, 1976.

This annexation will be effective on December 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. 76-55 is a true and correct
copy, passed by the legislative body of the above
said city on the 22nd day of Nov. 1976.

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

Date Dec 14, 1976

Ruth Makley
CLERK OF COUNCIL

ORDINANCE NO. 76155

AN ORDINANCE ACCEPTING CERTAIN PROPERTIES IN
ST. MARYS TOWNSHIP TO BE ANNEXED TO THE CITY
OF ST. MARYS

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

SECTION 1. That the Council for the City of St. Marys does hereby
accept for annexation to said City certain properties located in the Southeast
Quarter of Section Four (4), Town Six (6) South, Range Four (4) East, St.
Marys Township, more fully described in the description attached hereto and
made a part hereof as if originally written herein.

SECTION 2. Upon passage, the Clerk of Council is hereby directed to
notify the Secretary of State and record copies of said ordinance and
description with the Recorder of the County of Auglaize.

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

Passed this 22 day of November, 1976.

Robert G. Makley
President of the Council

Approved by the City Solicitor this 22 day of NOV, 1976.

Barrett G. Kemp
Barrett G. Kemp

ATTEST:

Ruth Makley
Clerk

Approved this 22 day of November, 1976.

Kay E. Albert
Kay E. Albert, Mayor

A 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:

Situated and being a part of the southeast quarter (1/4) 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 concrete monument on the southwest corner of lot 156 of the Hillsdale 3rd Addition to the City of St. Marys, said point also being on the existing Corporation Line, and on the north property line of a parcel of land owned by Joe and Edna Marcele Whitling as recorded in Deed Book 190, Page 89;

Thence, North $76^{\circ} 22'$ West ($N76^{\circ} 22' W$), a distance of Ten and 50/100 (10.50) feet to an iron pipe, said iron pipe being on the northwest corner of the parcel of land owned by Joe and Edna Marcele Whitling;

Thence, South $0^{\circ} 9'$ East ($S0^{\circ} 9' E$), along the west property line of Joe and Edna Marcele 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 One Hundred Fifty (150) feet to a point, said point also being on the existing Corporation Line, and on the northwest corner of a parcel of land owned by Chester H. and Barbara Joanne Dammeyer as recorded in Deed Book 193, Page 585;

Thence, in a southerly direction along the existing Corporation Line to a point on the south right-of-way line of State Route 703;

Thence, in a southeasterly direction along the south right-of-way line of State Route 703, and the existing Corporation Line, a distance of One Hundred Six and 30/100 (106.30) feet to a point, said point also being on the west property line of a parcel of land owned by Herbert and Marjorie Swartz as recorded in Deed Book 153, Page 122;

Thence, in a southerly direction along the existing Corporation Line, and the west property line of Herbert and Marjorie Swartz, a distance of approximately One Hundred Seventy (170) feet to a point;

Thence, in an easterly direction along the existing Corporation Line, a distance of Two Hundred Twenty-seven and 88/100 (227.88) feet to an iron pipe, said iron pipe also being on the southeast corner of a parcel of land owned by Lelon L. and Sarah A. Wright as recorded in Deed Book 153, Page 101, said iron pipe also being on the west property line of a parcel of land owned by Gulf Oil Company as recorded in Deed Book 165, Page 36;

Thence, in a southerly direction along the existing Corporation Line, and the west property line of Gulf Oil Company, a distance of approximately One Hundred Ten (110) feet to an iron pipe;

Thence, in a southeasterly direction along the existing Corporation Line, and the south property line of Gulf Oil Company, a distance of One Hundred Thirty (130) feet to an iron pipe, said iron pipe also being on the southwest corner of a parcel of land owned by Thomas A. and Dwight O. Morgan as recorded in Deed Book 180, Page 115;

Thence, in an easterly direction along the existing Corporation Line, and the south property line of Thomas A. and Dwight O. Morgan, a distance of One Hundred Six and 97/100 (106.97) feet to a point, said point also being on the west right-of-way line of Orchard Drive;

Thence, in a northerly direction along the existing Corporation Line, and the west right-of-way line of Orchard Drive, a distance of Two Hundred Eleven and 35/100 (211.35) feet to a point, said point being on the south right-of-way line of State Route 703 and Jackson Street;

Thence, continuing in a northerly direction along the existing Corporation Line, and the west right-of-way line of Orchard Drive extended, to a point on the north right-of-way line of State Route 703 and Jackson Street;

Thence, in an easterly direction along the existing Corporation Line and the north right-of-way line of State Route 703 and Jackson Street, a distance of approximately One Hundred Ninety-five (195) feet to a concrete monument, said concrete monument being located on the southwest corner of lot 112 of the Hillsdale 3rd Addition;

Thence, North $1^{\circ} 14'$ West ($N 1^{\circ} 14' W$), along the existing Corporation Line, a distance of One Hundred Forty and 00/100 (140.00) feet to a concrete monument;

Thence, North $79^{\circ} 13' W$, along the existing Corporation Line, a distance of Two Hundred Ninety and 74/100 (290.74) feet to an iron pipe;

Thence, South $1^{\circ} 53'$ West ($S 1^{\circ} 53' W$), along the existing Corporation Line, a distance of Two Hundred Eight and 89/100 (208.89) feet to a point, said point also being on the centerline of State Route 703;

Thence, North $76^{\circ} 23'$ West ($N 76^{\circ} 23' W$), along the existing Corporation Line and the centerline of State Route 703, a distance of Two Hundred Forty-one and 73/100 (241.73) feet to a point;

Thence, North $3^{\circ} 31'$ East ($N 3^{\circ} 31' E$), along the existing Corporation Line, and the east property line of Joe and Edna Marcele Whitling, a distance of One Hundred Ninety-six and 03/100 (196.03) feet to an iron pipe;

Thence, North $76^{\circ} 22'$ West ($N 76^{\circ} 22' W$), along the existing Corporation Line, and the north property line of Joe and Edna Marcele Whitling, a distance of Eighty-two and 20/100 (82.20) feet to the Place of Beginning.

Containing four (4) acres of land, more or less, and a map of which territories is hereby attached (See Dwg. H-271 of the City of St. Marys Engineering Records), with special invitation that the above described territory be annexed to the City of St. Marys, Ohio.

The property sought to be annexed contains 13 property owners, and Barrett G. Kemp is hereby authorized to act as Agent for the petitioners in securing such annexation.

Joe Whitling
Edna Marcelle Whitling
Herbert Swartz
Marjorie Swartz
Thomas A. Morgan
Dwight O. Morgan
Gulf Oil Company

Chester H. Dammeyer
Barbara Joanne Dammeyer
Lelon L. Wright
Sarah A. Wright
Marie H. Rhodes
Charles L. Rhodes

Barrett G. Kemp
Herbert Swartz
Lelon L. Wright
Sarah A. Wright
Chester H. Dammeyer
Barbara Joanne Dammeyer

Thomas A. Morgan
Dwight O. Morgan
Joe Whitling
Edna M. Whitling

Gulf Oil Company

By: _____

Step #2

County Commissioners' Office
Auglaize County, Ohio
June 29th, 1976

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

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 29th day of June, 1976, the Board of County Commissioners did receive an annexation petition from Dale Grimes, acting for Barrett Kemp (attorney) - agent for the petitioners in re: lands to be annexed to the City of St. Marys; along with an accurate map of said lands attached; and

WHEREAS, copy of said petition does appear on page 73-74 of this county commissioners' journal #64; 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 of the Revised Code of Ohio; the Board will hold a hearing on said petition on the 3rd day of September, 1976 at 10 o'clock A.M. at the office of said Board of County Commissioners, in the basement of the courthouse; and be it further

RESOLVED, that a copy of said resolution be given to the agent, Barrett Kemp, attorney.

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

Mr. Reinhart yes;

Mr. Link yes.

PLEASE NOTE: this office must have a copy of:

your typewritten notice that you send to the newspaper

Certification of publication.

cc: Barrett Kemp, Attorney

Dale Grimes, Jr.

Step #3

LEGAL NOTICE

Notice is hereby given that on the 29th day of June, 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:

Situated and being a part of the southeast quarter (1/4) 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 concrete monument on the southwest corner of lot 156 of the Hillsdale 3rd Addition to the City of St. Marys, said point also being on the existing Corporation Line, and on the north property line of a parcel of land owned by Joe and Edna Marcelle Whitling as recorded in Deed Book 190, Page 89;

Thence, North $76^{\circ} 22'$ West ($N76^{\circ} 22' W$), a distance of Ten and 50/100 (10.50) feet to an iron pipe, said iron pipe being on the northwest corner of the parcel of land owned by Joe and Edna Marcelle Whitling;

Thence, South $0^{\circ} 9'$ East ($S0^{\circ} 9' E$), 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 One Hundred Fifty (150) feet to a point, said point also being on the existing Corporation Line, and on the northwest corner of a parcel of land owned by Chester H. and Barbara Joanne Dammeyer as recorded in Deed Book 193, Page 585;

Thence, in a southerly direction along the existing Corporation Line to a point on the south right-of-way line of State Route 703;

Thence, in a southeasterly direction along the south right-of-way line of State Route 703, and the existing Corporation Line, a distance of One Hundred Six and 30/100 (106.30) feet to a point, said point also being on the west property line of a parcel of land owned by Herbert and Marjorie Swartz as recorded in Deed Book 153, Page 122;

Thence, in a southerly direction along the existing Corporation Line, and the west property line of Herbert and Marjorie Swartz, a distance of approximately One Hundred Seventy (170) feet to a point;

Thence, in an easterly direction along the existing Corporation Line, a distance of Two Hundred Twenty-seven and 88/100 (227.88) feet to an iron pipe, said iron pipe also being on the southeast corner of a parcel of land owned by Lelon L. and Sarah A. Wright as recorded in Deed Book 153, Page 101, said iron pipe also being on the west property line of a parcel of land owned by Gulf Oil Company as recorded in Deed Book 165, Page 36;

J.F. 64
pages 169, 170, 171
8/31/76

Thence, in a southerly direction along the existing Corporation Line, and the west property line of Gulf Oil Company, a distance of approximately One Hundred Ten (110) feet to an iron pipe;

Thence, in a southeasterly direction along the existing Corporation Line, and the south property line of Gulf Oil Company, a distance of One Hundred Thirty (130) feet to an iron pipe, said iron pipe also being on the southwest corner of a parcel of land owned by Thomas A. and Dwight O. Morgan as recorded in Deed Book 180, Page 115;

Thence, in an easterly direction along the existing Corporation Line, and the south property line of Thomas A. and Dwight O. Morgan, a distance of One Hundred Six and 97/100 (106.97) feet to a point, said point also being on the west right-of-way line of Orchard Drive;

Thence, in a northerly direction along the existing Corporation Line, and the west right-of-way line of Orchard Drive, a distance of Two Hundred Eleven and 35/100 (211.35) feet to a point, said point being on the south right-of-way line of State Route 703 and Jackson Street;

Thence, continuing in a northerly direction along the existing Corporation Line, and the west right-of-way line of Orchard Drive extended, to a point on the north right-of-way line of State Route 703 and Jackson Street;

Thence, in an easterly direction along the existing Corporation Line and the north right-of-way line of State Route 703 and Jackson Street, a distance of approximately One Hundred Ninety-five (195) feet to a concrete monument, said concrete monument being located on the southwest corner of lot 112 of the Hillsdale 3rd Addition;

Thence, North $1^{\circ} 14'$ West ($N 1^{\circ} 14' W$), along the existing Corporation Line, a distance of One Hundred Forty and 00/100 (140.00) feet to a concrete monument;

Thence, North $79^{\circ} 13'$ W), along the existing Corporation Line, a distance of Two Hundred Ninety and 74/100 (290.74) feet to an iron pipe;

Thence, South $1^{\circ} 53'$ West ($S 1^{\circ} 53' W$), along the existing Corporation Line, a distance of Two Hundred Eight and 89/100 (208.89) feet to a point, said point also being on the centerline of State Route 703;

Thence, North $76^{\circ} 23'$ West ($N 76^{\circ} 23' W$), along the existing Corporation Line and the centerline of State Route 703, a distance of Two Hundred Forty-one and 73/100 (241.73) feet to a point;

Thence, North $3^{\circ} 31'$ East ($N 3^{\circ} 31' E$), along the existing Corporation Line, and the east property line of Joe and Edna Marcele Whitling, a distance of One Hundred Ninety-six and 03/100 (196.03) feet to an iron pipe;

Thence, North $76^{\circ} 22'$ West ($N 76^{\circ} 22' W$), along the existing Corporation Line, and the north property line of Joe and Edna Marcele Whitling, a distance of Eighty-two and 20/100 (82.20) feet to the Place of Beginning;

Containing four (4) acres of land, more or less, a map of which territories is hereby attached, and containing 13 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 3rd day of September, 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.

Barrett G. Kemp
Agent for the Petitioners

Publish: July 9
July 16
July 23
July 30

LEGAL NOTICE

is hereby given that on the 28th day of June, 1976, there was presented to the Board of County Commissioners, County of Auglaize, State of Ohio, a petition by a majority of the owners of the following described property situated in the County of St. Marys, and in the City of St. Marys, to-wit: and being a part of the 1st quarter (14) of Section Four and Six (16) South, Range Four (4) East, St. Marys Township, Auglaize County, Ohio, and being further described as

beginning at a concrete monument on the west corner of lot 156 of Hillside Addition to the City of St. Marys, said lot also being on the existing Corporation Line, and on the north property line of a parcel of land owned by Joe and Marcelle Whiting as recorded in Deed Book 190, Page 89; thence, North 76 degrees 22' West (N76°22'W), a distance of Ten and 50-100 feet to an iron pipe, said iron pipe being on the northwest corner of the parcel of land owned by Joe and Edna Whiting; thence, South 0 degrees 9' East (S0°09'E), along the west property line of Joe and Edna Marcelle Whiting, a distance of One Hundred Ninety eight and 198-451 feet to a point, said point being on the centerline of State Route

703, in a northwesterly direction along the centerline of State Route 703, a distance of approximately One Hundred (100) feet to a point, said point also being on the existing Corporation Line, the northwest corner of a parcel of land owned by Chester H. and Barbara J. Danmeyer as recorded in Deed Book 160, Page 535;

thence, in a southerly direction along said Corporation Line to a point on the right-of-way line of State Route

703, in a southeasterly direction along the south right-of-way line of State Route 703, and the existing Corporation Line, a distance of One Hundred Six and 106-100 feet to a point, said point being on the west property line of a parcel of land owned by Herbert and Marjorie Swartz as recorded in Deed Book 122;

thence, in a southerly direction along said Corporation Line, and the west property line of Herbert and Marjorie Swartz, a distance of approximately One hundred Seventy (170) feet to a point;

thence, in an easterly direction along said Corporation Line, a distance of One Hundred Twenty-seven and 88-100 feet to an iron pipe, said iron pipe being on the southeast corner of a parcel of land owned by Lelon L. and A. Wright as recorded in Deed Book 101, said iron pipe also being on the east property line of a parcel of land owned by the Gulf Oil Company as recorded in Deed Book 165, Page 36;

thence, in a southerly direction along said Corporation Line, and the property line of Gulf Oil Company, a distance of approximately One Hundred (100) feet to an iron pipe;

thence, in a southeasterly direction along the existing Corporation Line, and the south property line of Gulf Oil Company, a distance of One Hundred Thirty feet to an iron pipe, said iron pipe being on the southwest corner of a parcel of land owned by Thomas A. and O. Morgan as recorded in Deed Book 100, Page 115;

thence, in an easterly direction along said Corporation Line, and the property line of Thomas A. and O. Morgan, a distance of One hundred Six and 97-100 (106.97) feet to a point, said point also being on the west right-of-way line of Orchard Drive;

thence, in a northerly direction along said Corporation Line, and the west right-of-way line of Orchard Drive, a distance of Two Hundred Eleven and 35-211 35 feet to a point, said point being on the south right-of-way line of State Route 703 and Jackson Street;

thence, continuing in a northerly direction along the existing Corporation

CERTIFICATE OF PUBLICATION

STATE OF OHIO, AUGLAIZE COUNTY, ss:

On this 2nd day of August 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 2 weeks in its issues of

The 23rd. and 30th. of
July A. D. 19 76
Georganna Winget
day of

Subscribed and sworn to me this 2nd day of

Pr's Fees \$

Affidavit

Total, \$

Robert Edward Hunter
Notary Public

ROBERT EDWARD HUNTER, NOTARY PUBLIC
IN AND FOR AUGLAIZE COUNTY, OHIO
MY COMMISSION EXPIRES OCTOBER 19, 1978

Step #4
OK 9/10/76

Pr # 64
Page 168
8/31/76

Step #5:

County Commissioners' Office
Auglaize County, Ohio
September 3rd, 1976

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

Howard Werner ^FPaul 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 order of June 29th, 1976 to hold a hearing on the annexation of lands to the city of St. Marys, Ohio - per the original petition filed with the Board in Journal #64 - Page 73 ; and

WHEREAS, the proper advertisement having been made according to law; and certification of publication in connection with same filed with office by agent Barrett Kemp, 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 city of St. Marys - as per the original petition (same appearing on Page 73 Jr. #64;) and be it further

RESOLVED, that a certified affidavit of the proceedings in connection with this annexation be given to said agent; Barrett Kemp, attorney - from the office of the Board of County Commissioners.

Mr. Link 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.

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, do appear in the county commissioners journal as designated:

<u>journal number</u>	<u>page</u>	<u>remarks</u>
64	73-74	Step #1 - petition filed by Barrett Kemp on June 29, 1976.
64	75	Step #2: - Resolution accepting the petition on annexation of lands filed June 29, 1976.
64	169, 170, 171	Step #3: - legal notice sent to newspaper by agent, Barry Kemp - filed with Commissioner's office, August 31, 1976.
64	168	Step #4: - certification of publication filed with Commissioners office by Mr. Kemp on August 31, 1976.
64	172	Step #5: Resolution granting request for annexation to City of St. Marys as per original petition filed on June 29, 1976.

Date: September 3rd, 1976

Chris Mincks
Deputy Clerk of the Board

cc: Barrett Kemp, attorney
County Engineer



NOTE: WEST OAKS ADDITION IS NOT A
RECORDED PLAT. PLAT SHOWN
IS A PRELIMINARY PLAT AND
MAY CHANGE. 2/5/19

 AREA NOT INCORPORATED