

Clinton County Commissioners

46 South South Street
Clinton County Court House
Wilmington, Ohio 45177

Phone (513) 382-2103

Board of Commissioners

David Emmett Bailey
Thomas C. McMillan
David R. Stewart

Nancy McKay
Clerk of the Board

Bonnie Hansen
Deputy Clerk

September 30, 1986

James Nimz, County Engineer
1326 Fife Ave.
Wilmington, Ohio 45177

Dear Mr. Nimz,

Enclosed are copies of the petition for annexation of the Wilmington Entertainment, Inc., to the City of Wilmington filed by Roger Jones.

Please feel free to contact us if more information is needed.

Sincerely,



Brenda Morgan
Deputy Clerk of the Board
Board of County Commissioners
Clinton County, Ohio

BM/sg

IN THE MATTER
FIX DATE, TIME, AND PLACE OF HEARING
UPON PETITION FOR ANNEXATION FROM UNION TOWNSHIP
TO THE CITY OF WILMINGTON

RESOLUTION # 304

By Bailey and McMillan

Mr. Bailey moved the adoption of the following Resolution:

WHEREAS, A petition for the annexation of certain territory in Union Township containing 0.386 of an acre more or less, Roger F. Jones as agent, having been filed in the office of the Board of County Commissioners praying that certain property described in the petition be annexed from Union Township to the City of Wilmington.

WHEREAS, In consideration thereof, the Board finds that the Clerk has caused said petition to be entered upon the record of proceedings of the Board and has filed a copy of such petition with the County Auditor of Clinton County, Ohio, and the Board further finds that a hearing should be had thereon in accordance with law; therefore,

BE IT RESOLVED, By this Board of County Commissioners that a hearing on the annexation of the above described territory to be held at 10:00 A.M. o'clock on the 18th day of September 1986 at the office of the Board of County Commissioners in the Clinton County Courthouse at Wilmington, Ohio. It is further ordered that the agent of the petitioners be notified hereof and that he give notice of said hearing in accordance with law.

Mr. McMillan seconded the Resolution and roll call resulted as follows:

Mr. Stewart: YEA

Mr. McMillan: YEA

Mr. Bailey: YEA

RESOLUTION # 304

ADOPTED

as of July 17, 1986

IN THE MATTER
GRANT PRAYER OF PERITION FOR ANNEXATION
TO THE CITY OF WILMINGTON FOR CERTAIN LAND
IN UNION TOWNSHIP-WILLIAM PEELE, ACTING AGENT

RESOLUTION # 410
By Bailey and McMillan

Mr. Bailey moved the adoption of the following Resolution:

WHEREAS, There having been filed with the Board of County Commissioners a petition seeking the approval of the Board of County Commissioners of Clinton County, Ohio, to annex the property in said petition described to the City of Wilmington, Clinton County, Ohio; and

WHEREAS, This being the date, time, and place for a hearing upon said Petition for Annexation as fixed by this Board in Resolution # 304; and

WHEREAS, It is found that the petition contains all the matters as set forth in Section 709.033 of the Revised Code of Ohio; and that said petition was accompanied by a full description and accurate map or plat of the land sought to be annexed; a statement of the number of owners of real estate in the land sought to be annexed; the name of a person or persons to act as agent for petitioner, that there has been filed proof of publication relating to the notice in the newspaper; that the persons whose names are subscribed to the petition are owners of real estate located in the territory in the petition and as of the time the petition was filed the number of valid signatures on the petition constituted a majority of the owners of real estate in the territory proposed to be annexed; that the territory included is not unreasonably large; that the map or plat hereunto filed is accurate; and that the general good of the territory sought to be annexed will be served if the annexation is granted; therefore,

BE IT RESOLVED, By this Board of County Commissioners of Clinton County, Ohio, that the prayer of the petition, filed by Roger F. Jones, Acting Agent, seeking annexation to the City of Wilmington, Clinton County, Ohio of approximately .386 acre of land more or less, adjacent to said City of Wilmington, located in Union Township, and further described in said petition, be and is hereby granted to allow and approve the prayer of said petition; and

FURTHER BE IT RESOLVED, The the Deputy Clerk of this Board be and is hereby directed to cause to be deposited with the City of Wilmington, Clinton County, Ohio, the Municipal Corporation to which annexation is proposed by said petition, the following documents:

1. A certified copy of Resolution # 304 fixing date, time, and place of this hearing, adopted July 17, 1986.
2. Copy of original petition and attached plat or map of described territory filed with this Board on July 14, 1986; and
3. Copy of notice to acting agent of the petitioner notifying date, time, and place of hearing.
4. Copy of "Legal Notice" and "Proof of Publication" of same,
5. Copy of this Resolution #410, certified, allowing the prayer of the petition.

Mr. McMillan seconded the Resolution and roll call resulted as follows:

Mr. Stewart: YEA

Mr. McMillan: YEA

Mr. Bailey: YEA

RESOLUTION # 410

ADOPTED

as of September 18, 1986

APPROVED SEPTEMBER 18, 1986

s/ David R. Stewart
David R. Stewart

s/ Thomas C. McMillan
Thomas C. McMillan

s/ David Emmett Bailey
David Emmett Bailey

s/ Brenda Morgan
Deputy Clerk of the Board

BOARD OF COUNTY COMMISSIONERS
CLINTON COUNTY, OHIO

CERTIFICATION OF DEPUTY CLERK

I, Brenda Morgan, Deputy Clerk of the Board of County Commissioners of Clinton County, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution # 410 as moved and adopted by said Board on the 18th day of September, 1986 and so recorded in the record of the proceedings of that date, Commissioners Journal, Volume 41.

s/ Brenda Morgan
Brenda Morgan, Deputy Clerk
Board of County Commissioners
Clinton County, Ohio

Proof of Publication

STATE OF OHIO, }
Clinton County, } ss:

Court of _____

Thomas Kranjc

do swear that I am Advertising Mgr of
The New-Journal Company, publishers of
the

WILMINGTON NEWS-JOURNAL

a newspaper printed in Wilmington, and of
general circulation in said county, and that
the advertisement hereunto annexed has
been published in said paper 4 time(s) in
editions dated July 26, Aug. 2, 9, 16,
1986

Printer's Fee \$147.20

Thomas Kranjc

Sworn to and subscribed before me, this
19th day of August 1986

Shirley B. Burton
Notary Public.

SHIRLEY B. BURTON
Notary Public, State of Ohio
My Commission Expires March 4, 1988
Recorded in Clinton County

NOTICE OF PETITION FOR ANNEXATION OF CERTAIN LAND TO CITY OF WILMINGTON

Applicant

Name of Applicant: Wilmington Entertainment, Inc.
an Ohio Corporation
1130 SR 134 North
Wilmington, Ohio 45177

Description

Full description of property:
Situates in Survey No. 1057, Union Township,
Clinton County, Ohio, and further bounded and
described as follows:
Beginning at the corner of Lot No. 9 belonging
to Harry M. Bush and in the center of S.R. No.
134; thence with the line of said Lot No. 9 and
passing an iron pin at 35 feet, S. 73 deg. E. 210
feet to an iron pin corner of Lot No. 9 and in the
line of P. L. and E. W. Moffat's land; thence
with said Moffat's line S. 17 deg. W. 80 feet to
an iron pin corner to said Moffat's thence with
another of their lines and passing an iron pin in
the margin of said State Route at 175 feet, No.
73 deg. W. 210 feet to the corner of said State
Route; thence with the center of said State
Route N. 17 deg. E. 80 feet to the place of
beginning, containing 0.386 of an acre more or
less, this tract known as Lot No. 10 of L.G.
Wright's Second Subdivision.

Statement of Owner

Wilmington Entertainment, Inc., an Ohio
Corporation is the sole owner of the real
estate which is the subject of this petition.
The owner has filed its Petition and desires
to annex into the city for several reasons
including the following:

1. The owner's parking lots to its
business are in the city, and the
owner would like for its business to
be in the city also;
2. The owner desires to use the city
sewer system;
3. The owner desires its property to
be under a single security or police
jurisdiction;
4. The owner desires to contribute to
and receive the benefits of the city.

Time and Place of Hearing

This petition shall be heard in the office of the
Board of Commissioners of Clinton County,
Ohio, Second Floor, Clinton County Courthouse,
465 S. South St., Wilmington, Ohio on the 18th
day of September, 1986 at 10:00 A.M.

By: ROGER F. JONES,
Secretary-Treasurer

(Sat. July 26, Aug. 2, 9, 16, 1986)

Clinton County Commissioners

46 South South Street
Clinton County Court House
Wilmington, Ohio 45177

Phone (513) 382-2103

Nancy McKay
Clerk of the Board

Bonnie Hansen
Deputy Clerk

Board of Commissioners
David Emmett Bailey
Thomas C. McMillan
David R. Stewart

July 18, 1986

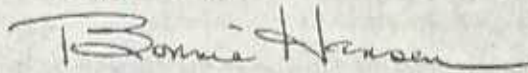
Mr. Roger F. Jones
308 Curtis Drive
Wilmington, Ohio 45177

Dear Mr. Jones:

This letter is to notify you that the Clinton County Board of Commissioners has accepted your petition on behalf of Wilmington Entertainment, Inc., an Ohio Corporation, 1130 S.R. 134 North, Wilmington, Ohio 45177 for annexation into the City of Wilmington.

A hearing on this matter will be held in the Commissioners' Office, Second Floor, Courthouse, 46 S. South Street, Wilmington, Ohio at 10:00 A.M. on Thursday, September 18, 1986.

Sincerely,



Bonnie Hansen
Deputy Clerk
Board of County Commissioners
Clinton County, Ohio

BJH/s

PETITION FOR ANNEXATION
OF CERTAIN LAND TO CITY OF WILMINGTON

Applicant

Name of Applicant: Wilmington Entertainment, Inc.
an Ohio Corporation
1130 S. R. 134 North
Wilmington, Ohio 45177

Description

Full description of property:

Situate in Survey No. 1057, Union Township, Clinton County, Ohio, and further bounded and described as follows:

Beginning at the corner of Lot No. 9 belonging to Harry M. Bush and in the center of S. R. No. 134; thence with the line of said Lot No. 9 and passing an iron pin at 35 feet, S. 73 deg. E. 210 feet to an iron pin corner of Lot No. 9 and in the line of P. L. and E. W. Moffat's land; thence with said Moffat's line S. 17 deg. W. 80 feet to an iron pin corner to said Moffat's thence with another of their lines and passing an iron pin in the margin of said State Route at 175 feet, No. 73 deg., W. 210 feet to the center of said State Route; thence with the center of said State Route N. 17 deg., E. 80 feet to the place of beginning, containing 0.386 of an acre more or less, this tract known as Lot No. 10 of L. G. Wright's Second Subdivision.

Plat

An accurate copy of the plat or territory is attached hereto marked Exhibit "A" and incorporated herein by reference.

Agent

Name of Person to act as agent: Roger F. Jones
308 Curtis Drive
Wilmington, Ohio 45177

RECEIVED
CLINTON CO.
CLERK *Ernest Hansen*
Deputy Clerk

JUL 14 1986

Statement of Owner

Wilmington Entertainment, Inc., an Ohio Corporation is the sole owner of the real estate which is the subject of this petition. The owner desires to annex into the city for several reasons including the following:

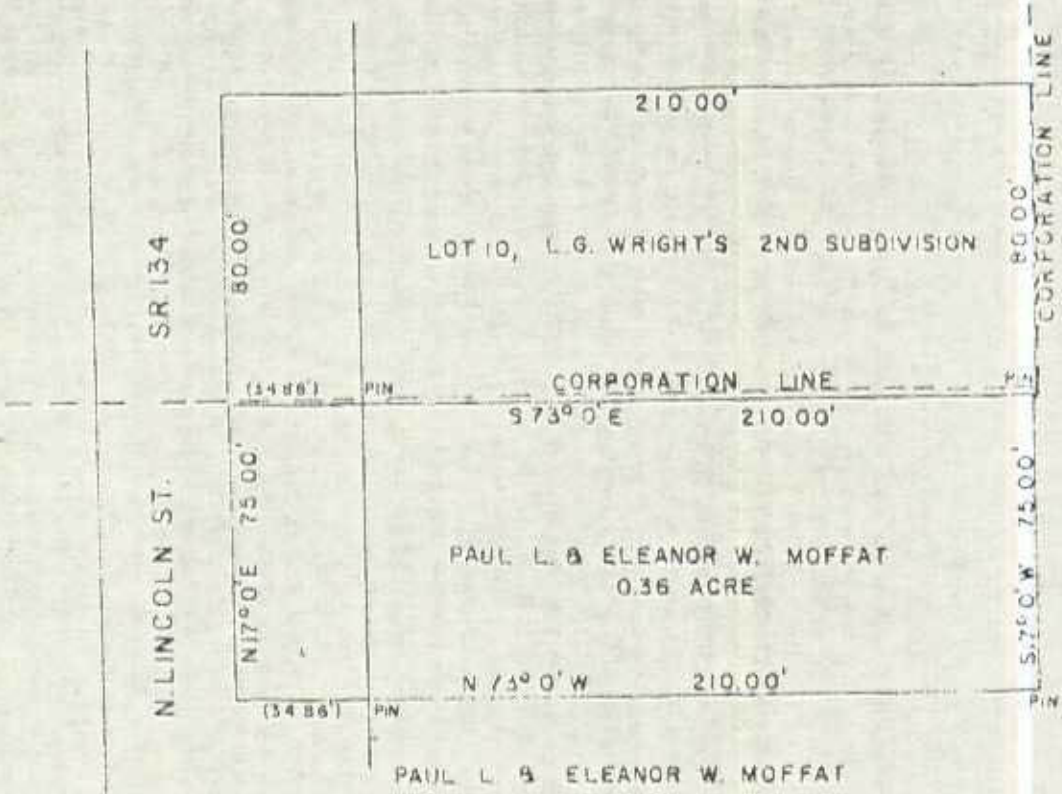
1. The owner's parking lots to its business are in the city, and the owner would like for its business to be in the city also;
2. The owner desires to use the city sewer system;
3. The owner desires its property to be under a single security or police jurisdiction;
4. The owner desires to contribute to and receive the benefits of the city.

Wilmington Entertainment, Inc.
(Owner)

By: 

Roger E. Jones
Secretary-Treasurer

12-111
 Engineers
 Surveyors
 Record



PAUL L. & ELEANOR W. MOFFAT
 MILITARY SURVEY NO. 1057
 EXTENSION, CITY OF WILMINGTON
 CLINTON COUNTY, OHIO
 1"=50'

I hereby certify this to be a true and correct copy of a survey made by me bearing date...

Layman's name
 Registered Surveyor, Ohio

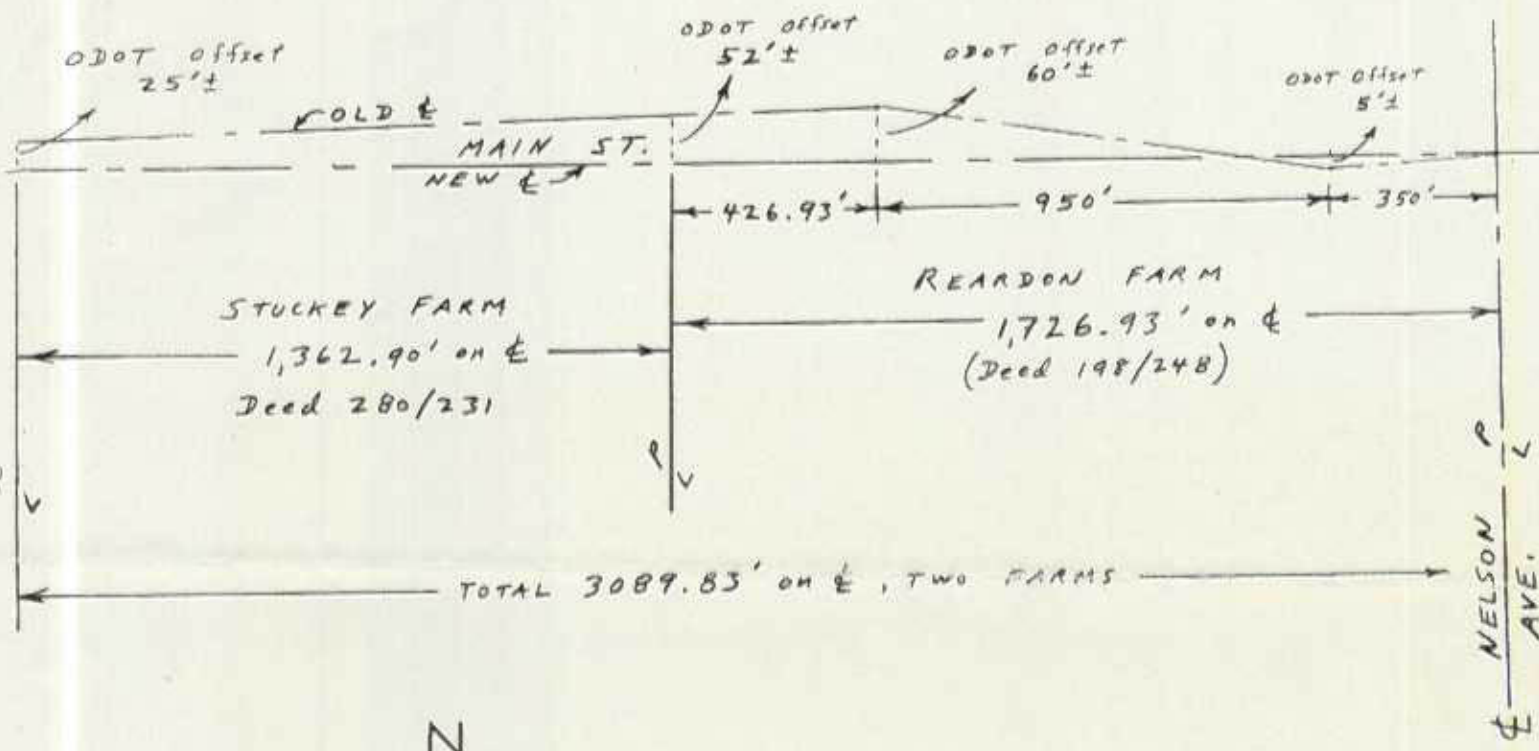


MEMO OF MEETING 8-8-85

Re: Annexation of certain properties on US 22/SR3
West, Wilmington, Ohio.

1. Attending: James R. Nimz, Clinton County Engineer; Richard Roll, Clinco Surveyors; Dennis Pipkin, City of Wilmington, Engineer.
2. This meeting was held on 8-8-85, to assess what remaining actions are necessary to complete the description of the areas proposed for annexation. (See Clinco drawing #L-4697, 6-13-85.)
3. The following items were reviewed:
 - (a) Clinco plat #L-4697.
 - (b) Sketches from deed and annexation research by Pipkin.
 - (c) ODOT plans of project CLI-S.H. 10, Section R (PT), undated.
 - (d) Recorded plat of Reardon farm, from deed book Vol. 198, pg. 249.
 - (e) 1985 Aerial photographs of the proposed annexation.
4. It was found that relocation of the centerline of US22/SR3 caused by item 3 (c) above had caused considerable confusion as to the exact location of property lines and previous annexations in that area.
5. It was concluded that for purposes of annexation, and to insure that all questionable lands are included in the description, Clinco plat #L-4697 would be revised as follows:
 - (a) Addition of two properties to the table of property owners: Sabin estate, and Reardon heirs.
 - (b) Add notation of offset distances from existing centerline at corners of Mary E. Schultz and Clinton Wholesale Inc.
 - (c) Copy of Reardon plat (D.B. 198 page 249) to be attached.
 - (d) Copy of ODOT plans, item 3 (c) above, to be attached.
 - (e) Two copies of all the above to be forwarded to the County Engineer for his distribution to Commissioners.
6. It was agreed that the above actions should complete the description for purposes of annexation, making the intent clear.

Dennis Pipkin
Dennis Pipkin, P.E.
Engineer



1" = 400' East-West
 Distances exaggerated North-South.

RELOCATED CENTERLINE -- US22/SR3 (MAIN ST.)

References:

- a. Clinco plat #L-4697, 6-13-1985.
- b. Deeds 280/231, 198/248, 251/437, 174/481, 239/342, 282/579, 261/551, 259/514, 266/184; with associated plats. This deed list is counter-clockwise starting with Stuckey Farm.
- c. ODOT plans of project CLI-S.H. 10, Sec. R(PT), undated.
- d. Aerial photos, 1985.

Dennis Pipkin
 Dennis Pipkin, P.E.
 City of Wilmington

CHILDREN SERVICES: authorize Lori Burton to attend a meeting in Cincinnati, Ohio on May 15, 1985.
Estimated expenses will be for mileage and package \$30.00.

BE IT RESOLVED, By this Board of County Commissioners to authorize the Recorder and Lori Burton from Children Services to attend a meeting and authorize the reimbursement of expenses.

Mr. Stewart seconded the Resolution and roll call resulted as follows:

Mr. Fife: YEA

Mr. Bailey: YEA

Mr. Stewart; YEA

RESOLUTION # 156

ADOPTED

as of April 18, 1985

IN THE MATTER
COMMISSIONERS APPROVE REQUEST
TO WITHDRAW PROPOSED ANNEXATION

RESOLUTION # 157
By Bailey and Stewart

Mr. Bailey moved the adoption of the following Resolution:

BE IT RESOLVED, Due to a written request by City Solicitor Allen Gano, this Board of County Commissioners hereby approves the request to withdraw the proposed annexation to the City of Wilmington filed on April 5, 1985.

Mr. Stewart seconded the Resolution and roll call resulted as follows:

Mr. Fife: YEA

Mr. Bailey: YEA

Mr. Stewart: YEA

RESOLUTION # 157

ADOPTED

as of April 18, 1985

IN THE MATTER
AUTHORIZE CLINTON HEATING AND AIR CONDITIONING
TO SERVICE ALL AIR CONDITIONERS AT COURTHOUSE

RESOLUTION # 158
By Bailey and Stewart

Mr. Bailey moved the adoption of the following Resolution:

BE IT RESOLVED, By this Board of County Commissioners to authorize Clinton Heating and Air Conditioning to service all air conditioners at the Courthouse. Service includes all labor not to exceed \$400.00.

Mr. Stewart seconded the Resolution and roll call resulted as follows:

CLINTON COUNTY COMMISSIONERS

Clinton County Court House
WILMINGTON, OHIO 45177
Phone 382-2103

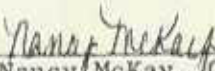
NANCY McKay
Clerk of Board
KRISTEN ANDERS
Deputy Clerk

Board of Commissioners
DAVID E. BAILEY
D. M. FIFE
HAROLD H. UIBLE

April 9, 1985

NOTICE OF ANNEXATION HEARING

Notice is hereby given that the Board of County Commissioners of Clinton County, Ohio, on the 10th day of June 1985 at 9:00 A.M. at the office of the Board of County Commissioners of Clinton County, 2nd Floor of the Court House, Wilmington, Ohio, will hold a public hearing on a proposed annexation to the City of Wilmington for a tract of land containing 125 acres more or less and represented by agent, Nick Eveland.



Nancy McKay, Clerk
Board of County Commissioners
Clinton County, Ohio

nm

Copies: Eveland, Agent
Gano
County Auditor
✓ County Engineer
File

To the Commissioners of Clinton County, State of Ohio:

The undersigned, being a majority of the owners of real estate in the following described territory within the County of Clinton and adjacent to the City of Wilmington, to-wit:


Being 125 acres, more or less, in Union Township, Clinton County, Ohio, and being a part of Military Survey Nos. 1556 and 1338, as more fully described in "Exhibit A" attached hereto.

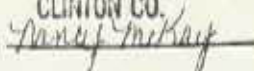
an accurate map of which territory is hereto attached, respectfully petition that the above-described territory be annexed to the City of Wilmington.

Clifford N. Eveland, Jr., Mayor, 56 West Locust Street, Wilmington, Ohio 45177, is hereby authorized to act as agent of the petitioner in securing such annexation.

The number of owners of real estate in the territory sought to be annexed is one.

THE CITY OF WILMINGTON, OHIO

By 
Clifford N. Eveland, Jr., MAYOR
Authorized Agent

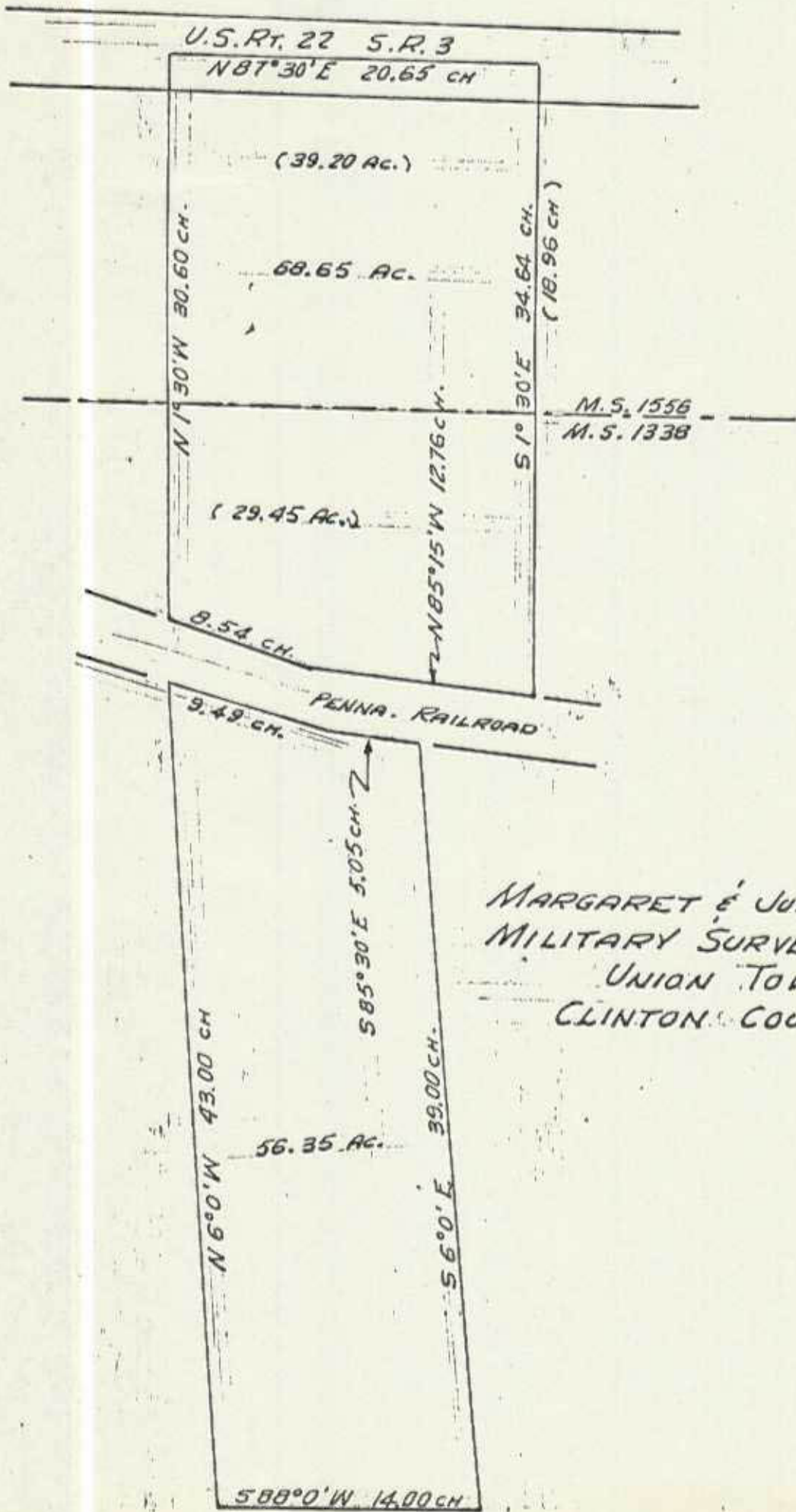
RECEIVED
CLINTON CO.
CLERK 

APR 5 1985

"EXHIBIT A"

The following described real estate, situated in the County of Clinton in the State of Ohio, and in the Township of Union, and bounded and described as follows:

Being part of Surveys Nos. 1556 and 1338, and bounded and described as follows: viz: Beginning at a stone in the center of the Goshen Pike corner to Ed Reardon; thence with his line S. $1\frac{1}{2}^{\circ}$ E. passing a stone in the survey line at 18.96 chs. 34.64 chs. to a stake in the N. line of the C. & M. V. R.R. Co.; thence with their line N. $85\frac{1}{4}^{\circ}$ W. 12.76 chs. to a stake; thence curving to the right with a radius of 1791 feet and deflection angle of $3^{\circ} 12'$ per 100 feet chord 8.54 chs. to a stake corner to Grogan's heirs; thence with their line N. $1\frac{1}{2}^{\circ}$ W. 30.60 chs. to the center of said pike; thence with the center thereof N. $87\frac{1}{2}^{\circ}$ E. 20.65 chs. to the beginning containing 68.65 acres of land 39.20 acres being in Survey No. 1556. ALSO the following, situate in the same County, State and Township, being part of Survey No. 1338 and bounded as follows: Beginning at a stake in the S. line of the C. & M. V.R.R. Co., thence with the line of Hardesty and J. Nevins S. 6° E. 39 chs. to a stone corner to Nevins; Thence with his line S. 88° W. passing his corner at 13.07 chs. 14 chs. to a stake corner to Grogan's heirs; thence with their line N. 6° W. 43 chs. to a stake in the S. line of the C. & M. V. R. R. Co.; thence with their line curving to the left with the radius of 1791 feet and deflection angle of $3^{\circ} 12'$ per 100 ft. chord; 9.49 chs. to a stake; thence S. $85\frac{1}{2}^{\circ}$ E. 5.05 chs. to the beginning, containing 56.35 acres of land.



MARGARET & JUNE E. STUCKEY
 MILITARY SURVEYS 1556 & 1338
 UNION TOWNSHIP
 CLINTON COUNTY, OHIO

"THIS PLAT" PREPARED FROM DEED RECORDS.

DRAWN
 M.B.
 CHECKED
 SCALE
 1 inch = 100 CH

CLINCO
 ENGINEERS SURVEYORS
 WILMINGTON, OHIO

DATE
 2-15-1974
 DRAWING NO.
 3204

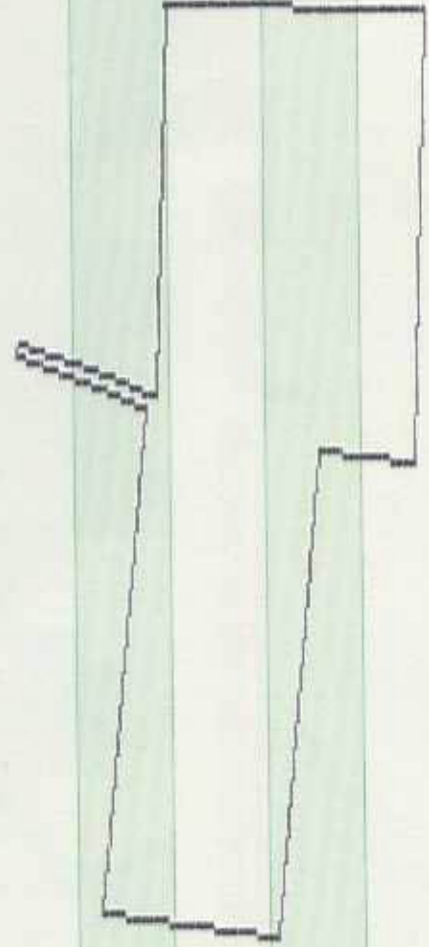


Scale: 1 to 2640



Scale: 1 to 5280

Stackey Fern



Scale: 1 to 1000

(Unlabeled)



Scale: 1 to 10560

Scale: 1 to 5280