

ORDINANCE NO. 3799

ACCEPTING APPLICATION FOR ANNEXATION OF 1.64 ACRES OF LAND,
MORE OR LESS

received
9-30-97
Engr's Map
Dept.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILMINGTON,
STATE OF OHIO:

Section 1. That the proposed annexation as applied for
in the Petition by A. Dale Atkins, et al., Petitioners,
approved for annexation to the City of Wilmington, Ohio, by
the Board of County Commissioners of Clinton County, Ohio, on
June 16, 1997, is hereby accepted. The territory to be
annexed is described as follows:

TRACT 1:

Situate in the State of Ohio, County of Clinton,
Township of Union, being a part of Military Survey
No. 1556, and bounded and described as follows:

Beginning at an iron pin at the southwest corner of
Virgil and Garnet Robert's lot and in the line of
Margaret Reardon's land; thence with Reardon's line
S 84° 40' W 184.75 feet to an iron pin; thence with
another line of Margaret Reardon N 5° 58' W.,
passing an iron pin at 188.15 feet, a distance of
237.83 feet to a point in State Route #3 and 5.32
feet south of the center thereof; thence N 85° 16'
E 184.75 feet to a point in said highway 5.32 feet
south of the center thereof and corner to Virgil
and Garnet Roberts; thence with Roberts' line S 6°
0' E., passing a post at 49.68 feet a distance of
235.83 feet to the place of beginning, containing
1.00 acre of land, more or less.

In compliance with Chapter 711 of the Ohio Revised
Code concerning the platting of lands, a duly
executed plat of a survey made by Maynard Borton,
Registered Surveyor, has been formerly approved by
the Planning Commission of the City of Wilmington,
and a copy of said approved plat has been made of
record in the Office of the Clinton county, Ohio,
Recorder, in Clinton County, Ohio, Plat Volume 5,
Page 195.

TRACT 2:

Situate in the County of Clinton in the State of
Ohio and in the Township of Union:

Being a part of Survey #1556 and beginning at a
point in the center of State Road No. 3, in the
center of the intersection of Township Road No.
200; thence with the center of Township Road No.
200 South 6° E 237.83 feet to a point in the center
of said Township Road; thence with the line of
Michael and Margaret Reardon South 84° 14' W.
passing a pin in the fence line at 18 feet E. 118
feet to an iron pin corner to said Reardon; thence
with their line again N. 6° 02' West passing an
iron pin in the fence line at 200 feet, 235.83 feet
to the center of State Road No. 3; thence with the
center thereof, N. 83° 12' E. 118 feet to the place
of beginning, containing 0.64 of an acre of land,
more or less.

Changed in computer
Maps ok
Auditors (Traci) Copy
Engineer's Copy

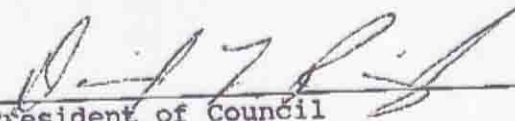
NATURE SAVER™ FAX MEMO 01616		Date: 9-30-97	Total pages: 3
To: Mel	From: Jenny	Co:	Co:
Co/Dept:	Phone # 583-1552	Phone #	Fax #
Fax #			

The certified transcript for the proceedings for annexation, with an accurate map of the territory, together with the Petition for Annexation and other papers relating to the proceedings of the Board of County Commissioners of Clinton County, Ohio, are on file with the Clerk of Council of this City and have been for more than sixty (60) days.

Section 2. The Clerk of Council of the City of Wilmington is directed to make three copies of this ordinance, to each of which shall be attached a copy of the Petition for Annexation, the map or plat accompanying the Petition, a transcript of the proceedings of the Board of County Commissioners of Clinton County, Ohio, and resolutions and ordinances in relation to the annexation, with a certificate to each copy that it is correct. The said Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the County Recorder, and one copy to the Secretary of State, and shall file notice of this annexation with the Board of Elections within thirty (30) days after it becomes effective.

Section 3. That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Passed this 18th day of September, 1997.




President of Council

ATTEST

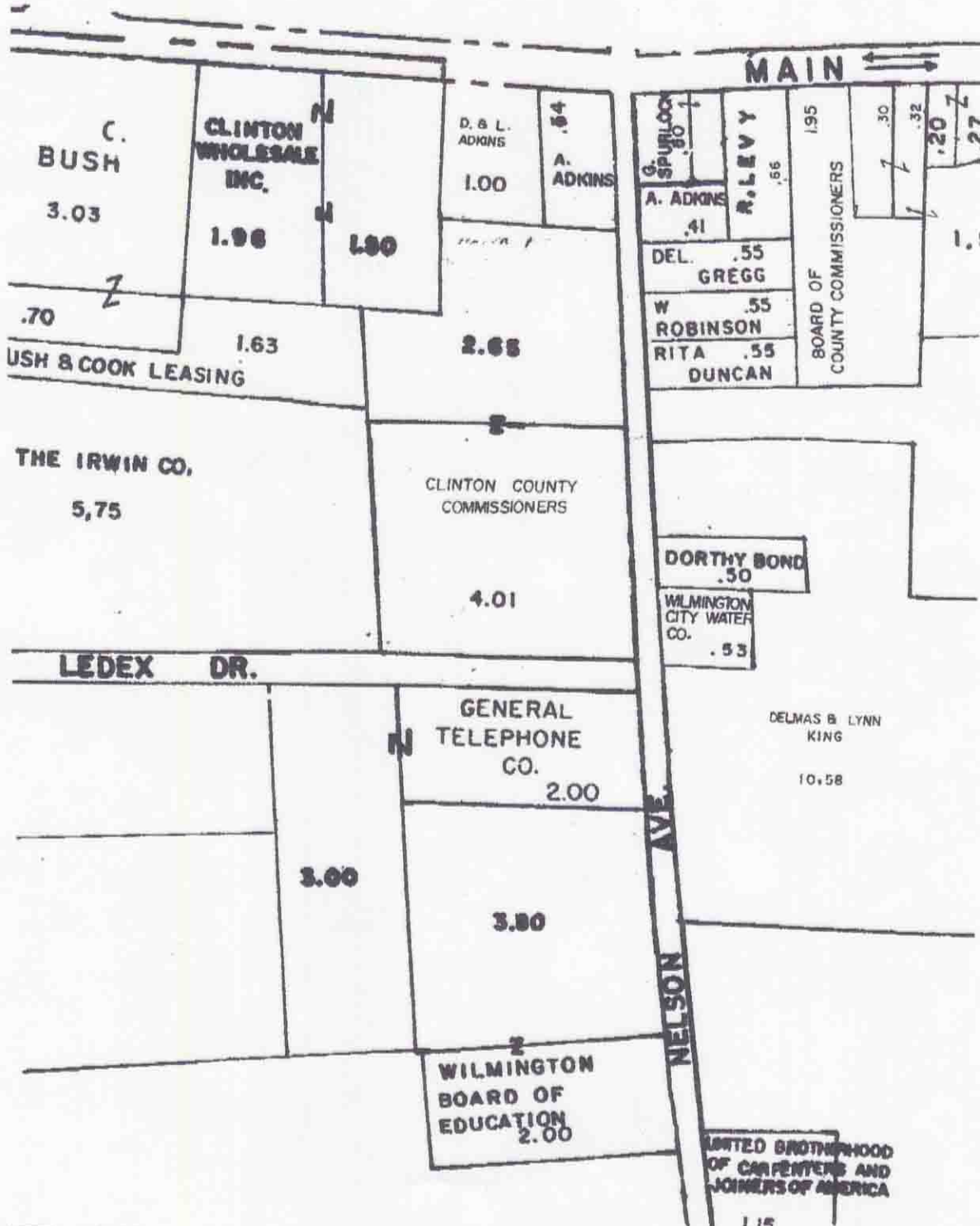


Clerk of Council

Approved by me this 18th day of September, 1997.



Mayor
O-1676



OFFICE OF
CLINTON COUNTY ENGINEER

JEFFREY B. LINKOUS, P.E., P.S.
Deputy County Engineer

WALTER R. LONG
Highway Superintendent

WILLIAM T. TEMPLE, P.E., P.S.
County Engineer

1326 FIFE AVENUE
WILMINGTON, OHIO 45177

PHONES
Area Code 937
Office: 382-2078
Garage: 382-2303
Fax: 382-5318

May 28, 1997

Clinton County Commissioners
46 S. South Street
Wilmington, Ohio 45177

Re: Proposed 1.64 Ac Annexation
to the City of Wilmington
Dale & Lynne Adkins

Dear Commissioners:

Our office has received and reviewed the description and annexation plat for the above mentioned proposed annexation.

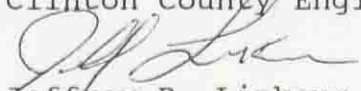
In accordance with 709.02, a full description and accurate map of the area to be annexed have been submitted. These descriptions are in agreement with our existing tax maps.

It is also recommended either as part of the action or in separate action to release the remaining right-of-way, which at one time connected this property to the outside boundary of Wilmington (see map).

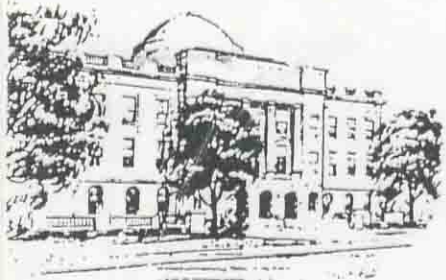
If you have any questions, please contact this office.

Sincerely,

William T. Temple, P.E., P.S.
Clinton County Engineer


Jeffrey B. Linkous, P.E., P.S.
Deputy County Engineer

cc: file



Clinton County Commissioners

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

Phone: (937) 382-2103 or (937) 382-3543
Fax: (937) 383-2884

Board of Commissioners:
RICK STANFORTH
DAVID MERRITT
DARLEEN M. MYERS

Clerk of the Board:
BRENDA K. WOODS

Deputy Clerk:
MELISSA BLANDFORD

April 8, 1997

James H. Williams
Dennis and Williams
245 N. South Street
Wilmington, Ohio 45177

COPY

Dear Mr. Williams:

I am writing to inform you of the date, time and place of the proposed annexation hearing on the A. Dale and E. Lynne Adkins property. The hearing will be held at 10:00 a.m. on Wednesday, May 28, 1997 in the County Commissioners' Office.

Your attendance at this hearing will be greatly appreciated.

Sincerely,

Brenda K. Woods, Clerk
Board of County Commissioners
Clinton County, Ohio

BEFORE THE BOARD OF COUNTY COMMISSIONERS

OF CLINTON COUNTY, OHIO

PETITION FOR ANNEXATION

TO THE CITY OF WILMINGTON, OHIO, OF

1.64 ACRES, MORE OR LESS,

IN UNION TOWNSHIP

RECEIVED

97 MAR 20 PM 3:12

CLINTON COUNTY COMMISSIONERS

The undersigned ("Petitioners") petition for the annexation of the real property described in Exhibit A attached to this Petition (the "Territory") to the city of Wilmington, Clinton County, Ohio (the "City"). The Territory consists of 1.64 acres, more or less, located contiguous and adjacent to the City, Petitioners have attached as Exhibit B and made a part of this Petition an accurate map (or Plat) showing the boundaries of the Territory. The number of owners of real estate in the Territory is one. James H. Williams is appointed agent for the Petitioner as required by Section 709.02 of the Ohio Revised Code and is granted full power and authority to amend, alter, change, correct, withdraw or refile this Petition, increase or decrease the size of the Territory and do any and all things essential to this Petition and take any other action necessary pertaining to the granting of this Petition. The agent's authority includes, but is not limited to, the authority to make any amendment and/or deletion in order to correct any discrepancy or mistake noted by the Clinton County Engineer in his examination of this Petition, description and plat. An amendment for that purpose shall be made by the presentation of an amended plat and description to the Board of County Commissioners on, before or after the date set for hearing of this Petition.

PETITIONER'S

NAME

ADDRESS

DATE

A. Dale Adkins &

1271 Wayne Road

3-7-97

E. Lynne Adkins

Wilmington, OH 45177

a.k.a. E. Lynn Adkins



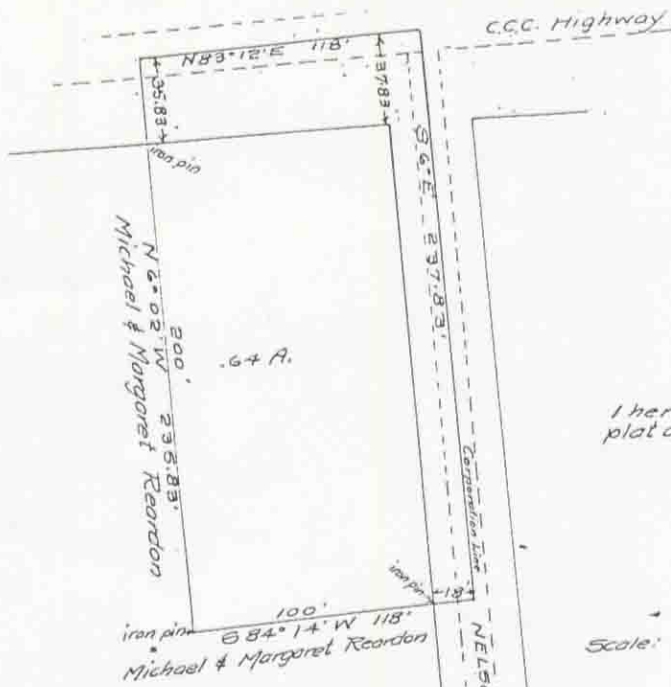
A. Dale Adkins



James H. Williams

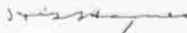


E. Lynne Adkins a.k.a. E. Lynn Adkins

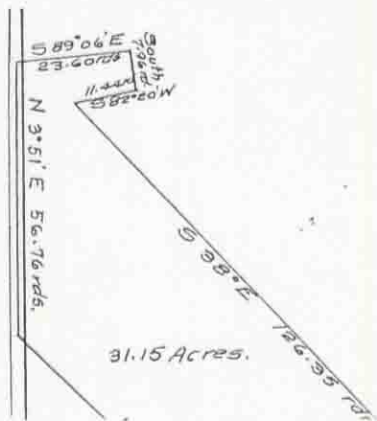


FRED SABIN
 Survey No. 1556
 Union Township
 Clinton County
 Ohio.

I hereby certify this to be a correct
 plat of a survey made by me on Apr. 18, 1938


 Pro. Engr & Sur.

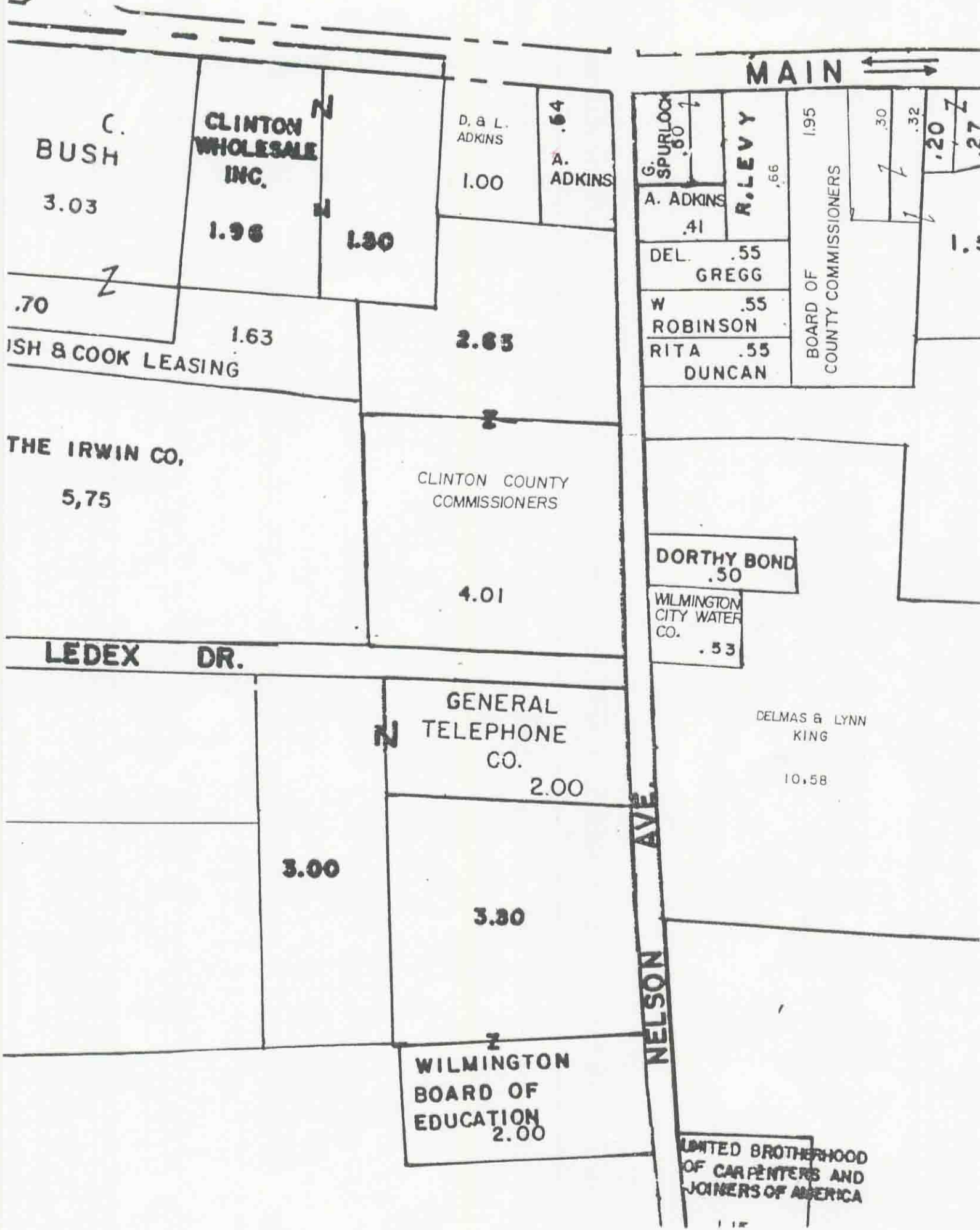
Scale: 1 inch = 40'



WILLIAM & MARY TAYLOR
 Survey No. 1073
 Green Twp., Clinton County &
 Penn Twp., Highland County
 Ohio

Scale: 1 inch = 20 rds.

I hereby certify this to be a correct



MAIN ↔

C.
BUSH
3.03

CLINTON
WHOLESALE
INC.
1.96

N
1.30

D. & L.
ADKINS
1.00

.64
A.
ADKINS

G. SPURLOCK
.60

A. ADKINS
.41

R. LEVY
.66

1.95
BOARD OF
COUNTY COMMISSIONERS

.30

.32

.20

.27

.70

Z

1.63

2.63

ISH & COOK LEASING

THE IRWIN CO.
5.75

CLINTON COUNTY
COMMISSIONERS

4.01

DORTHY BOND
.50

WILMINGTON
CITY WATER
CO.
.53

LEDEX DR.

N
GENERAL
TELEPHONE
CO.
2.00

DELMAS & LYNN
KING

10.58

3.00

3.30

NELSON AVE.

Z
WILMINGTON
BOARD OF
EDUCATION
2.00

UNITED BROTHERHOOD
OF CARPENTERS AND
JOINERS OF AMERICA



Know All Men By These Presents.

That HELENA T. UNGER, an unmarried woman,

who claim title by or through instrument, recorded in Volume 1, the Grantor, Page 279, County Recorder's Office, for the divers good causes and considerations thereunto moving, and especially for the sum of One Dollar and other good and valuable consideration-----Dollars (\$ 1.00)
received to her full satisfaction of

A. Dale Adkins and E. Lynne Adkins, husband and wife, the Grantees,
whose TAX MAILING ADDRESS will be 911 Mitchell Road, Wilmington, OH 45177
does

Give, Grant, Bargain, Sell and Convey unto the said Grantees,

A. Dale Adkins and E. Lynne Adkins, husband and wife,
a joint life estate with remainder over in fee simple to the survivor of them,
their heirs and assigns, the following described premises, situated in the
Township of Union, County of Clinton and State of Ohio:

Situate in the State of Ohio, County of Clinton, Township of Union, being a part of Military Survey No. 1556, and bounded and described as follows:

Beginning at an iron pin at the southwest corner of Virgil and Garnet Robert's lot and in the line of Margaret Reardon's land; thence with Reardon's line S 84 deg. 40' W 184.75 feet to an iron pin; thence with another line of Margaret Reardon N 5 deg. 58' W., passing an iron pin at 188.15 feet, a distance of 237.83 feet to a point in State Route #3 and 5.32 feet south of the center thereof; thence N 85 deg. 16' E 184.75 feet to a point in said highway 5.32 feet south of the center thereof and corner to Virgil and Garnet Roberts; thence with Roberts' line S 6 deg. 0' E., passing a post at 49.68 feet a distance of 235.83 feet to the place of beginning, containing 1.00 acre of land, more or less.

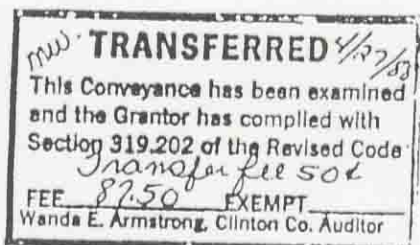
In compliance with Chapter 711 of the Ohio Revised Code concerning the platting of lands, a duly executed plat of a survey made by Maynard Borton, Registered Surveyor, has been formerly approved by the Planning Commission of the City of Wilmington, and a copy of said approved plat has been made of record in the Office of the Clinton County, Ohio, Recorder, in Clinton County, Ohio, Plat Volume 5, Page 195.

APPROVED BY PRIOR DESCRIPTION

Clinton County Engineer

Per *Melody Niederhans*

APR 27 1988



To Have and to Hold the above granted and bargained premises, with the appurtenances thereto belonging, unto the said Grantees, a joint life estate with remainder over in fee simple to the survivor of them, their heirs and assigns forever.

And the said Grantor, for herself and her heirs, executors and administrators, hereby covenant with the said Grantees, their heirs and assigns, that said Grantor is the true and lawful owner of said premises, and is well seized of the same in FEE SIMPLE, and has good right and full power to bargain, sell and convey the same in the manner aforesaid, and that the same are free and clear from all encumbrances, SAVE AND EXCEPT the real estate taxes and special assessments falling due and payable in June, 1988, and thereafter, which the Grantees herein, by accepting this deed, assume and agree to pay as part consideration for this conveyance; and further, that said Grantor will WARRANT AND DEFEND the same against all claims of all persons whatsoever, except as hereinbefore provided.

And for valuable consideration Helena T. Unger, an unmarried woman,

do es hereby remise, release and forever quit-claim unto the said Grantees, their heirs and assigns, all her right and expectancy of Dower in the above described premises.

In Witness Whereof, she has hereunto set her hand, the day of 22nd April, in the year of our Lord one thousand nine hundred and eighty-eight (1988).

Signed and acknowledged in presence of

[Signature]

x Helena T. Unger
Helena T. Unger

[Signature]

State of Ohio } ss. Before me, a Notary Public
Clinton County, } in and for said County and State, personally appeared
the above named Helena T. Unger, an unmarried woman,

who acknowledged that she did sign the foregoing instrument and that the same is her free act and deed.

In Testimony Whereof, I have hereunto set my hand and official seal, at Wilmington, Ohio, this 22nd day of April, A. D. 19 88

[Signature]

NOTARY PUBLIC

MARY ANN BURTON
Notary Public, State of Ohio
My Commission Expires Nov. 2, 1991
Recorded in Clinton County

This instrument prepared by PEELLE LAW OFFICES CO., L.P.A., Attorneys at Law, Attorneys at Law, Wilmington, OH 45177 (RCP:cam)

Warranty Deed

TO

Transferred 19

COUNTY AUDITOR

STATE OF OHIO

COUNTY OF

RECEIVED FOR RECORD ON THE

day of 19

at 10:00 clock M.

RECORDED APR 27 19 in

ED BOOK PAGE

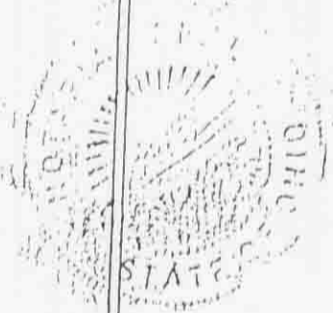
COUNTY RECORDER

RECORDERS FEE \$3

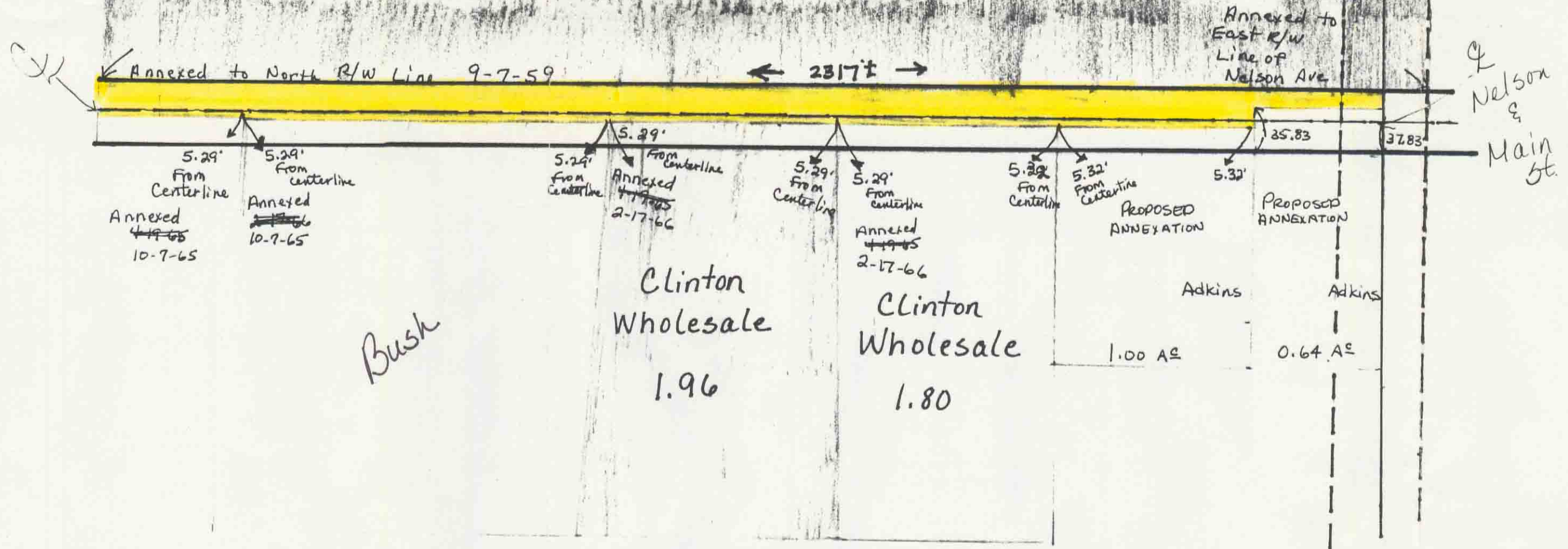
L.V.C.


Page 972

81888



J. Barnett
Trustee



 = NON ANNEXED R/W (street)

Main Street 55' R/W
Nelson Ave. 36' R/W

Ordinance #3799

September 18, 1997

A. Dale Atkins et al

1.00 AS \$ 0.64 AS