

Cincinnati Milling

ORDINANCE NO. 3879

4

ACCEPTING APPLICATION FOR ANNEXATION OF 44.436 ACRES OF LAND,  
MORE OR LESS

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 the City of Wilmington, et al., Petitioners, approved for annexation to the City of Wilmington, Ohio, by the Board of County Commissioners of Clinton County, Ohio, on May 20, 1998, is hereby accepted. The territory to be annexed is described as follows:

Situated in Union Township, Clinton County, Ohio and being a part of Military Survey No. 2690 and bounded and described as follows:

Beginning at the Easterly corner of Lot No. 7 in Prairie Knoll Subdivision in the Northwesterly right-of-way line of Prairie Road (No. 21), said point being in a present corporation line of the City of Wilmington;

Running thence, from said point of beginning, with the Northwesterly right-of-way line of Prairie Road, N 45° 29' 00" E 1067.24 feet to a point; thence, with a line of the lands of the Board of County Commissioners of Clinton County, Ohio, and said line extended crossing Prairie Road, S 43° 27' 57" E 1248.27 feet to a point; thence, with another line of the line of the lands of said County Commissioners, N 45° 07' 13" E 275.96 feet to a point; thence, with a line of the lands of Ellis R. Probasco, S 26° 03' 52" E 914.96 feet to a point; thence, with the Northerly right-of-way line of the former Penn Central Railroad, S 73° 26' 24" W 1131.29 feet to a point; thence, with the present corporation line of the City of Wilmington, on the following courses: (1) N 16° 32' 18" W 483.57 feet to a point; (2) N 73° 20' 11" W 565.33 feet to a point; (3) N 43° 00' 50" W 636.74 feet to a point in the center of Prairie Road; (4) N 50° 10' 00" W 25.12 feet to the point of beginning, containing 44.436 acres, more or less.

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.

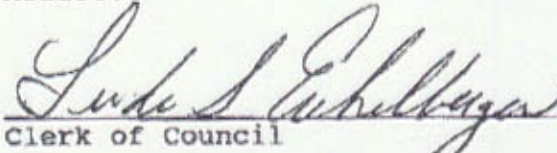
Section 3. That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

received  
10-29-98

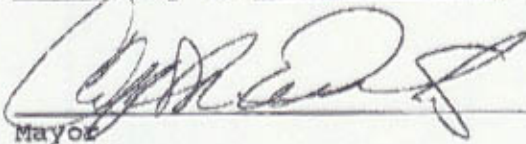
Passed this 20th day of August, 1998.

  
\_\_\_\_\_  
President of Council

ATTEST:

  
\_\_\_\_\_  
Clerk of Council

Approved by me this 20th day of August, 1998.

  
\_\_\_\_\_  
Mayor  
O-1791



# 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  
DARLEN M. MYERS  
  
Clerk of the Board:  
BRENDA K. WOODS

**IN THE MATTER  
FIX DATE, TIME AND PLACE FOR HEARING  
UPON PETITION FOR ANNEXATION  
JUDY GANO, AGENT**

**RESOLUTION #98-139  
BY: Stanforth and Myers**

Mr. Stanforth moved the adoption of the following Resolution:

**WHEREAS**, a petition for the annexation of certain territory in Union Township containing 44.436 acres, more or less, Judy Gano, 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 the 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 3:00 p.m. o'clock on the 4th day of May, 1998, 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 the law.

Ms. Myers seconded the Resolution and roll call resulted as follows:

Mr. Merritt: YEA

Ms. Myers: YEA

Mr. Stanforth: YEA

**RESOLUTION #98-139** adopted **as of February 18, 1998**

RESOLUTION NO. 98-1084

APPROVING THE PETITION AND DETACHING THE PROPERTY WITHIN CORPORATE LIMITS OF THE CITY OF WILMINGTON, OHIO, FROM UNION TOWNSHIP

WHEREAS, a Petition for the detachment of the property within the corporate limits of the City of Wilmington, Ohio, from Union Township, having been filed in the Office of the Board of County Commissioners on 10-20, 1998, praying that certain property described in the Petition be detached from Union Township;

WHEREAS, in consideration thereof, the Board finds that the Clerk has caused said Petition to be entered upon the record of proceedings of this Board; and

WHEREAS, said Petition was accompanied by a full description of the territory sought to be detached;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CLINTON COUNTY, OHIO:

Section 1. That the prayer of the Petition, filed by Judy A. Gano, Director of Law for the City of Wilmington, Ohio, seeking detachment of the property within the corporate limits of the City of Wilmington, Ohio, from Union Township, be, and hereby is, granted. Said detachment is hereby approved by this Board of County Commissioners of Clinton County, Ohio.

Mr. Stanforth moved the adoption of this resolution. Mrs. Myers seconded the resolution and a roll call vote resulted as follows:

Mrs. Myers: no Mr. Merritt: yes Mr. Stanforth: yes

Approved this 21 day of October, 1998.

Not Present  
Darleen M. Myers

David Merritt  
David Merritt

Rick Stanforth  
Rick Stanforth  
C-159

IN THE MATTER OF THE CHANGE OF BOUNDARIES  
OF UNION TOWNSHIP

PETITION

Comes now the City of Wilmington, Ohio, a municipal corporation, by and through its Director of Law, Judy A. Gano, and petitions the Board of County Commissioners of Clinton County, Ohio, pursuant to Section 503.07 of the Ohio Revised Code for an Order detaching the following described territory lying within the corporate limits of the City of Wilmington from Union Township and changing the legal boundaries of Union Township to exclude all of the said territory lying within the corporate limits of the said City, to-wit:

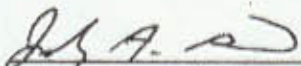
Situated in Union Township, Clinton County, Ohio and being a part of Military Survey No. 2690 and bounded and described as follows:

Beginning at the Easterly corner of Lot No. 7 in Prairie Knoll Subdivision in the Northwesterly right-of-way line of Prairie Road (No. 21), said point being in a present corporation line of the City of Wilmington:

Running thence, from said point of beginning, with the Northwesterly right-of-way line of Prairie Road, N 45° 29' 00" E 1067.24 feet to a point; thence, with a line of the lands of the Board of County Commissioners of Clinton County, Ohio, and said line extended crossing Prairie Road, S 43° 27' 57" E 1248.27 feet to a point; thence, with another line of the line of the lands of said County Commissioners, N 45° 07' 13" E 275.96 feet to a point; thence, with a line of the lands of Ellis R. Probasco, S 26° 03' 52" E 914.96 feet to a point; thence, with the Northerly right-of-way line of the former Penn Central Railroad, S 73° 26' 24" W 1131.29 feet to a point; thence, with the present corporation line of the City of Wilmington, on the following courses: (1) N 16° 32' 18" W 483.57 feet to a point; (2) N 73° 20' 11" W 565.33 feet to a point; (3) N 43° 00' 50" W 636.74 feet to a point in the center of Prairie Road; (4) N 50° 10' 00" W 25.12 feet to the point of beginning, containing 44.436 acres, more or less.

This Petition is filed on the authority of City of Wilmington Ordinance No. 3887 which was passed on the 17th day of September, 1998.

Respectfully submitted,

  
\_\_\_\_\_  
Judy A. Gano  
Director of Law  
CY-013 (vlw)

10-20-98A10:38 RCVD

**AMENDED PETITION FOR ANNEXATION**

To The Board of County Commissioners of Clinton County, State of Ohio.

The undersigned, being the sole owners of real estate in the following described territory within the Township of Union, County of Clinton, State of Ohio and adjacent to the City of Wilmington, to-wit:

Situated in Union Township, Clinton County, Ohio and being a part of Military Survey No. 2690 and bounded and described as follows:

Beginning at the Easterly corner of Lot No. 7 in Prairie Knoll Subdivision in the Northwesterly right-of-way line of Prairie Road (No. 21), said point being in a present corporation line of the City of Wilmington:

Running thence, from said point of beginning, with the Northwesterly right-of-way line of Prairie Road, N 45° 29' 00" E 1067.24 feet to a point; thence, with a line of the lands of the Board of County Commissioners of Clinton County, Ohio, and said line extended crossing Prairie Road, S 43° 27' 57" E 1248.27 feet to a point; thence, with another line of the lands of said County Commissioners, N 45° 07' 13" E 275.96 feet to a point; thence, with a line of the lands of Ellis R. Probasco, S 26° 03' 52" E 914.96 feet to a point; thence, with the Northerly right-of-way line of the former Penn Central Railroad, S 73° 26' 24" W 1131.29 feet to a point; thence, with the present corporation line of the City of Wilmington, on the following courses: (1) N 16° 32' 18" W 483.57 feet to a point; (2) N 73° 20' 11" W 565.33 feet to a point; (3) N 43° 00' 50" W 636.74 feet to a point in the center of Prairie Road; (4) N 50° 10' 00" W 25.12 feet to the point of beginning, containing 44.436 acres, more or less.

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

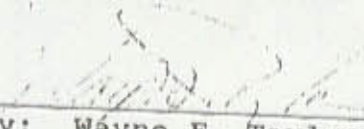
The number of owners of real estate in the Territory is four. Judy A. Gano is appointed agent for the petitioners as required by Section 709.02 of the Ohio Revised Code and is granted full power and authority to amend, alter, change, correct, withdraw or refuse this Petition, increase or decrease the 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

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MARCH 9 AM 10:10  
COUNTY COMMISSIONERS

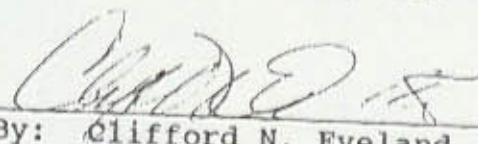
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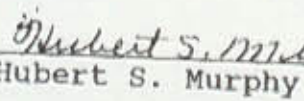
to the Board of County Commissioners on, before or after the date set for hearing of this Petition.

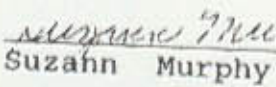
CINCINNATI MILACRON, INC.

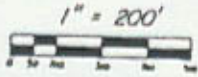
  
By: Wayne F. Taylor  
Vice President, General Counsel  
and Secretary

CITY OF WILMINGTON, OHIO

  
By: Clifford N. Eveland, Mayor

  
Hubert S. Murphy

  
Suzahn Murphy



HUBERT S. MURPHY et al

NOTE:  
THIS PLAT IS NOT THE RESULT OF A  
FIELD SURVEY.

BOARD OF COUNTY COMMISSIONERS  
OF CLINTON COUNTY, OHIO

PRAIRIE ROAD 80' R/W

PRAIRIE WALL SUB  
6  
7

POINT OF  
BEGINNING

N 45° 29' 00" E  
1067.24'

THE CINCINNATI  
MILLING MACHINE COMPANY

ELLIS R.  
PROBASCO

44.436 ACRES

UNION TOWNSHIP

THE CINCINNATI  
MILLING MACHINE COMPANY

CITY OF WILMINGTON

FORMER PENN CENTRAL RAILROAD

B&O  
RAILROAD

PRAIRIE ROAD  
PRESENT CORP. LINE

PLAT OF  
PROPOSED ANNEXATION TO  
THE CITY OF WILMINGTON

SITUATED IN  
MILITARY SURVEY NO. 2690  
UNION TOWNSHIP  
CLINTON COUNTY, OHIO  
JANUARY, 1998

RECEIVED

93 FEB 13 PM 12:01

PETITION FOR ANNEXATION

To The Board of County Commissioners of Clinton County,  
State of Ohio.

The undersigned, being the sole owners of real estate in the following described territory within the Township of Union, County of Clinton, State of Ohio and adjacent to the City of Wilmington, to-wit:

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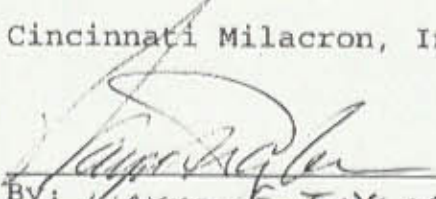
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2-20-98  
Commissioners Office

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

The number of owners of real estate in the Territory is two. Judy A. Gano is appointed agent for the petitioners 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 refuse 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.

Cincinnati Milacron, Inc.

  
By: WAYNE F. TAYLOR  
VICE-PRESIDENT, GENERAL COUNSEL  
City of Wilmington & SECRETARY

  
Mayor, Clifford N. Eyeland



HUBERT S. MURPHY et al

NOTE:  
THIS PLAT IS NOT THE RESULT OF A  
FIELD SURVEY.

BOARD OF COUNTY COMMISSIONERS  
OF CLINTON COUNTY, OHIO

PRAIRIE ROAD 50' R/W

ELLIS R.  
PROBASCO

THE CINCINNATI  
MILLING MACHINE COMPANY

44.436 ACRES

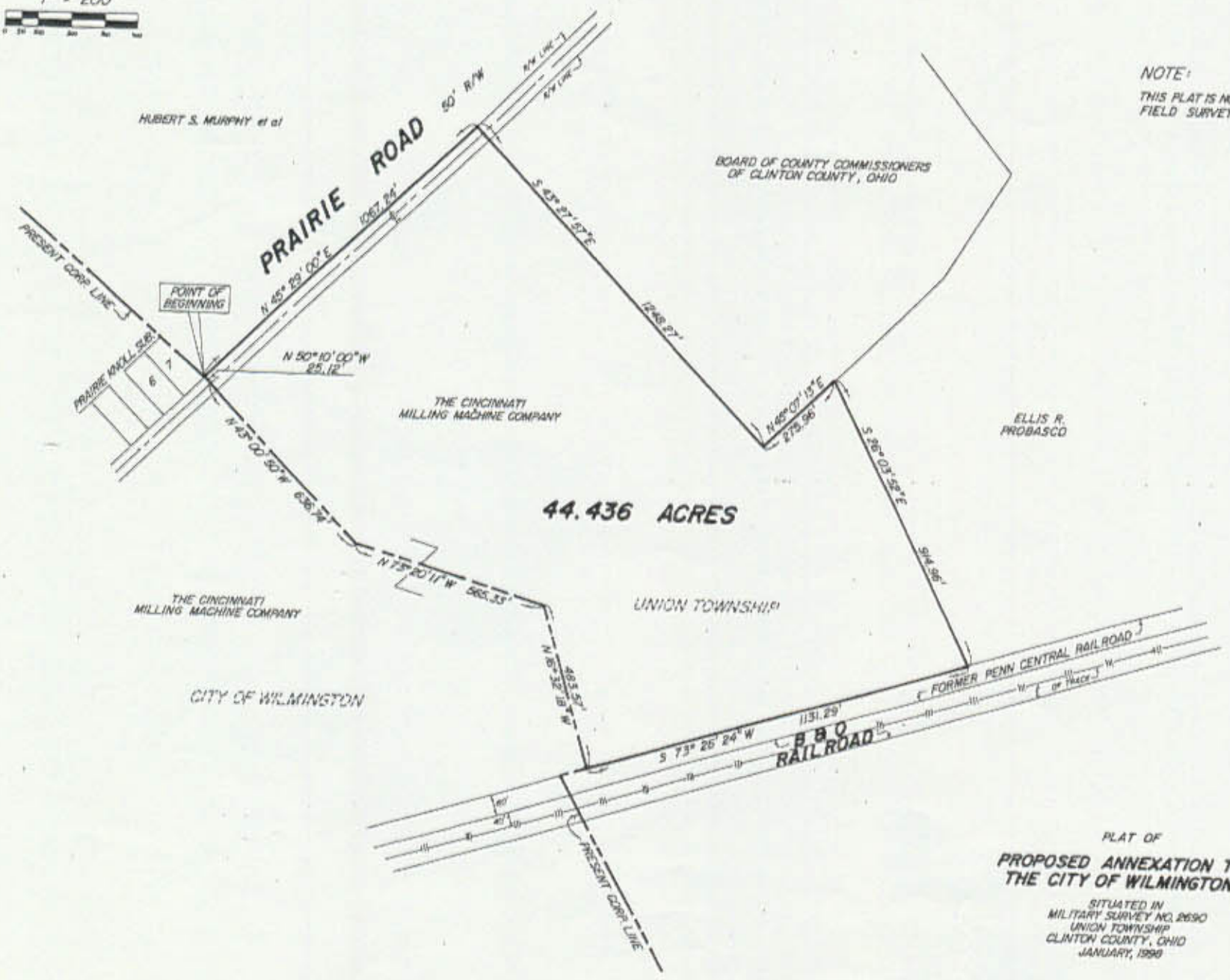
UNION TOWNSHIP

THE CINCINNATI  
MILLING MACHINE COMPANY

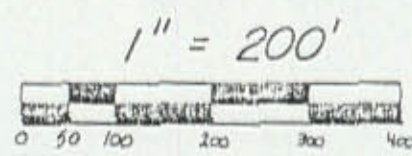
CITY OF WILMINGTON

PLAT OF  
PROPOSED ANNEXATION TO  
THE CITY OF WILMINGTON

SITUATED IN  
MILITARY SURVEY NO. 2690  
UNION TOWNSHIP  
CLINTON COUNTY, OHIO  
JANUARY, 1990



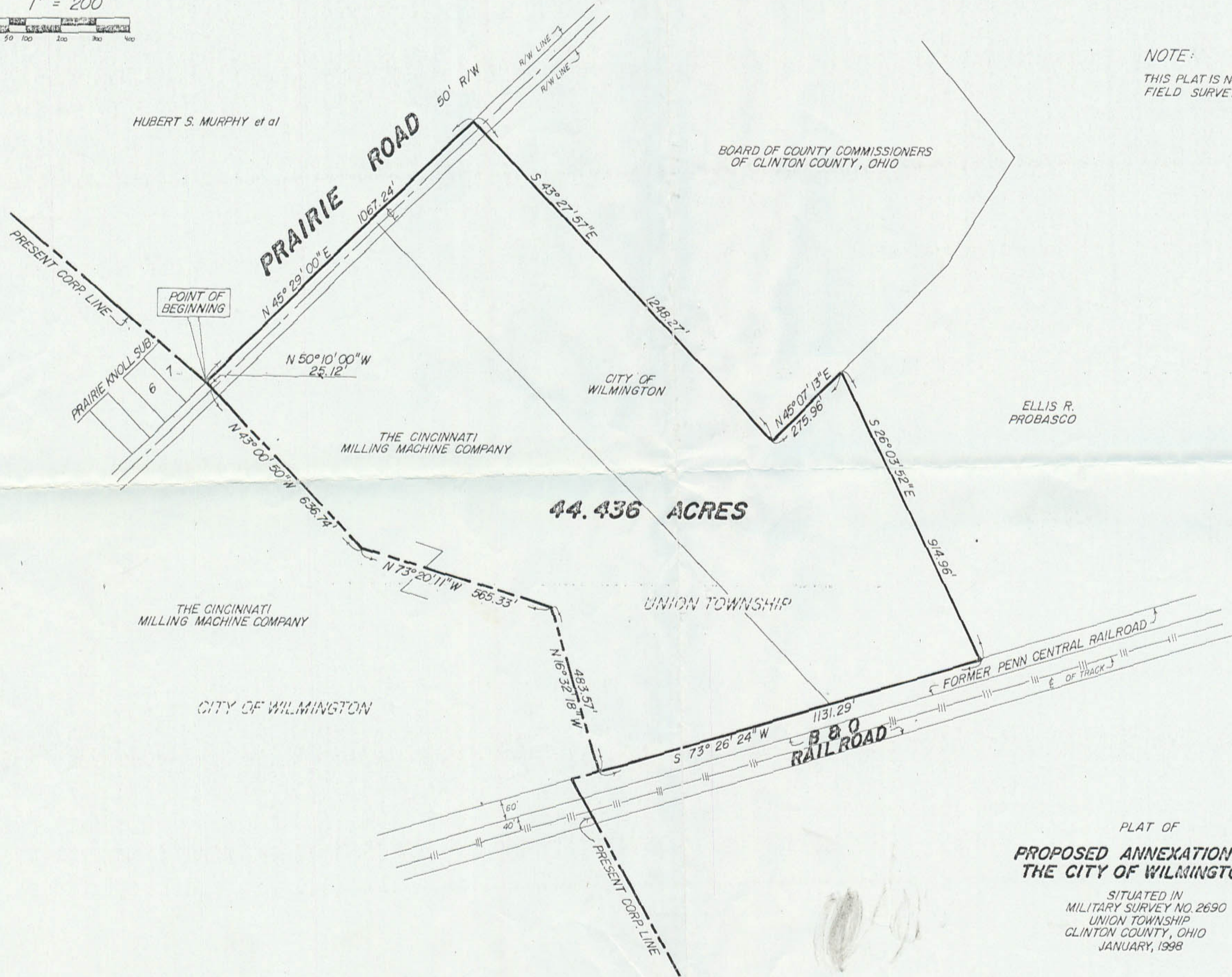
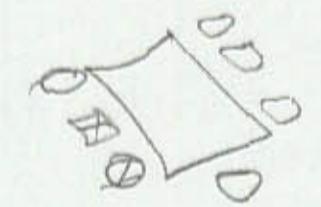
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HUBERT S. MURPHY et al

NOTE:  
THIS PLAT IS NOT THE RESULT OF A  
FIELD SURVEY.

BOARD OF COUNTY COMMISSIONERS  
OF CLINTON COUNTY, OHIO



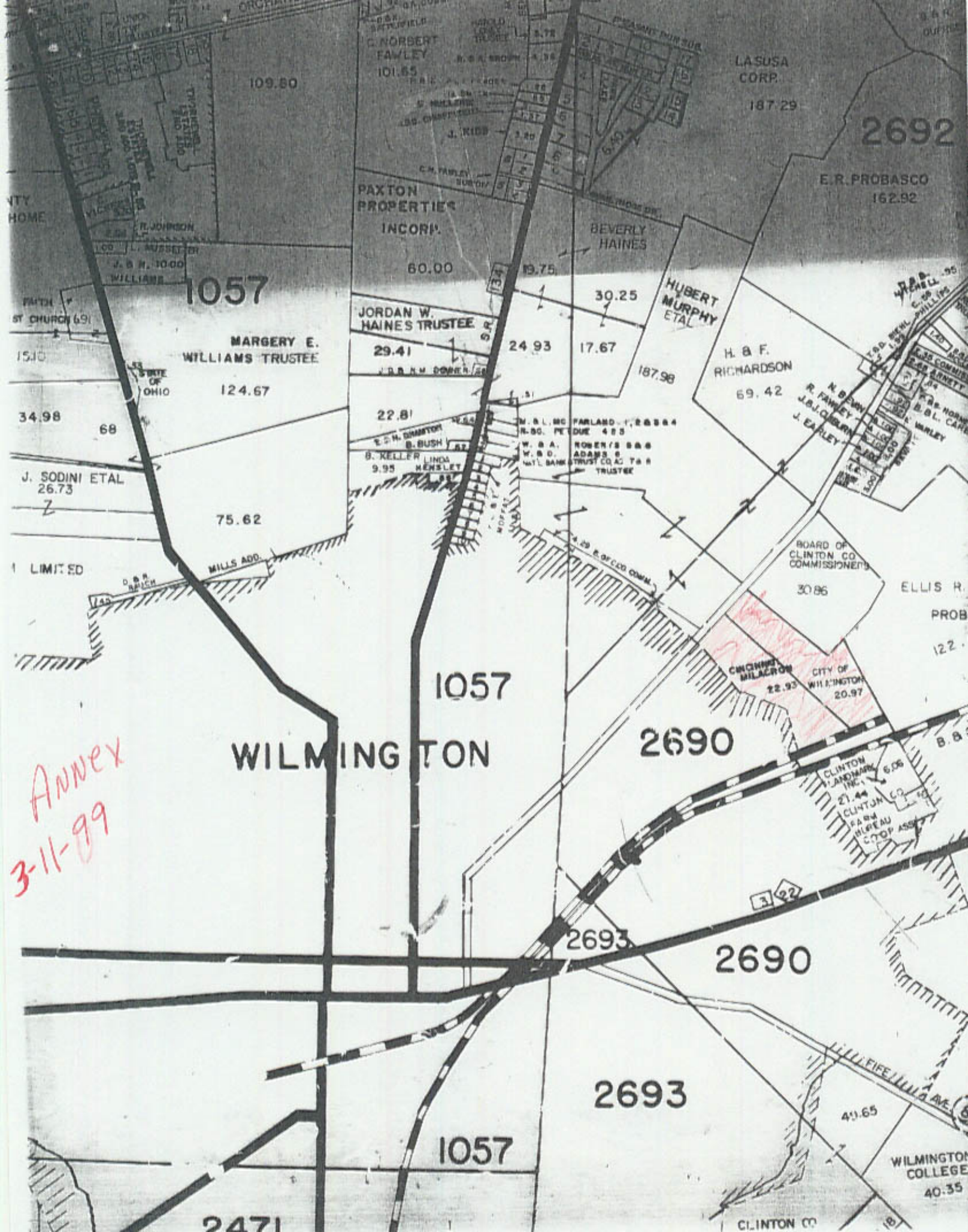
ELLIS R.  
PROBASCO

**44.436 ACRES**

PLAT OF  
**PROPOSED ANNEXATION TO  
THE CITY OF WILMINGTON**

SITUATED IN  
MILITARY SURVEY NO. 2690  
UNION TOWNSHIP  
CLINTON COUNTY, OHIO  
JANUARY, 1998

REVISED 2-24-98  
DRWG. C-8336



*Annex  
3-11-99*

1057

MARGERY E. WILLIAMS TRUSTEE

124.67

JORDAN W. HAINES TRUSTEE

29.41

1057

WILMINGTON

2690

2693

2690

2693

1057

2471

2692

E. R. PROBASCO  
162.92

LA SUSA CORP.

187.29

PAXTON PROPERTIES INCORP.

60.00

BEVERLY HAINES

19.75

HUBERT MURPHY ET AL

30.25

H. & F. RICHARDSON

69.42

34.98

J. SODINI ET AL  
26.73

75.62

22.81

M. S. L. MC FARLAND TRUSTEE  
R. B. G. PETER DUE 488

W. B. A. ROBERTS & B. ADAMS TRUSTEE  
W. B. O. ADAMS TRUSTEE

B. KELLER LINDA HENSLEY

9.95

N. B. BERRY  
R. FAWLEY  
J. B. J. O'BRIEN  
J. EARLEY

BOARD OF CLINTON CO. COMMISSIONERS

30.86

ELLIS R. PROBASCO

122.

CINCINNATI MILACRON  
22.93

CITY OF WILMINGTON  
20.97

CLINTON LANDMARK INC.

CLINTON FARM BUREAU COOP ASSN

6.06

21.44

CLINTON CO.

6.06

41.65

WILMINGTON COLLEGE

40.35

CLINTON CO.

187

**CLINCO**  
SURVEYORS & ENGINEERS

111 E. SUGARTREE ST., P.O. BOX 241  
WILMINGTON, OHIO 45177

Area Code 937  
Phone 382-2107

January 21, 1998

LEGAL DESCRIPTION

PROPOSED ANNEXATION TO THE CITY OF WILMINGTON  
(44.436 Acres)

Situated in Union Township, Clinton County, Ohio and being a part of Military Survey No.2690 and bounded and described as follows:

Beginning at the Easterly corner of Lot No.7 in Prairie Knoll Subdivision in the Northwesterly right-of-way line of Prairie Road (No.21), said point being in a present corporation line of the City of Wilmington:

Running thence, from said point of beginning, with the Northwesterly right-of-way line of Prairie Road, N 45° 29' 00" E 1067.24 feet to a point; thence, with a line of the lands of the Board of County Commissioners of Clinton County, Ohio and said line extended crossing Prairie Road, S 43° 27' 57" E 1248.27 feet to a point; thence, with another line of the lands of said County Commissioners, N 45° 07' 13" E 275.96 feet to a point; thence, with a line of the lands of Ellis R. Probasco, S 26° 03' 52" E 914.96 feet to a point; thence, with the Northerly right-of-way line of the former Penn Central Railroad, S 73° 26' 24" W 1131.29 feet to a point; thence, with the present corporation line of the City of Wilmington, on the following courses: (1) N 16° 32' 18" W 483.57 feet to a point; (2) N 73° 20' 11" W 565.33 feet to a point; (3) N 43° 00' 50" W 636.74 feet to a point in the center of Prairie Road; (4) N 50° 10' 00" W 25.12 feet to the point of beginning, containing 44.436 Acres, more or less.

✓

OPD. # 3979