

ORDINANCE NO. 21-01

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER James E. Singer ON THE 16th DAY
OF July, 2001

AN ORDINANCE AUTHORIZING THE ANNEXATION OF
CONTIGUOUS TERRITORY OWNED BY THE CITY OF
CENTERVILLE AND DIRECTING THE MUNICIPAL ATTORNEY TO
PROSECUTE THE PROCEEDINGS NECESSARY TO EFFECT SAID
ANNEXATION.

WHEREAS, the City of Centerville is the owner of a 26.3215 acre tract which is
located in the unincorporated area of Washington Township, Montgomery County, Ohio but
contiguous to the corporate limits of the City which tract is more particularly described in
Exhibit A, attached hereto and incorporated herein; and

WHEREAS, the Council proposes to annex said property to the City of Centerville in
accordance with the provisions of §709.14 *et. seq.* Ohio Revised Code.

NOW, THEREFORE,

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. That the annexation of the city owned property described in Exhibit A is
hereby authorized and the Municipal Attorney is hereby directed to prosecute the proceedings
necessary to effect said annexation.

Section 2. This ordinance shall become effective from and after the earliest date
allowed by law.

PASSED THIS 16th day of July, 2001.

Sally D. Beals
Mayor of the City of
Centerville, Ohio

ATTEST:

Marie J. McLaughlin
Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 21-01, passed by the Council of the City of Centerville, Ohio on the 16th day of July, 2001.

Marie J. McLaughlin
Clerk of the Council

Approved as to form, consistency with the Charter
and Constitutional Provisions.
Department of Law
Robert N. Farquhar
Municipal Attorney

EXHIBIT "A"

LEGAL DESCRIPTION FOR 26.3215 ACRE TRACT
YANKEE STREET

Situate in Washington Township, Montgomery County, State of Ohio and being in part of the northwest quarter of Section 4, Town 2, Range 5, MRS and being in part of the southwest quarter of Section 5, Town 2, Range 5, MRS and being a part of an 82.74 acre tract conveyed to the Dayton Power and Light Company by deed recorded in Deed Book 1941 page 259 of the deed records of said county and being more particularly described as follows:

Beginning at a spike found in the centerline of Yankee Street and in the east line of the northwest quarter of said Section 4 and the northeast corner of a 4.806 acre tract conveyed to the Indiana Gas Company, Inc. and Vectren Energy Delivery of Ohio, Inc. by deed recorded in microfiche no. 00-742 C06 of the deed records of said county, said point being North 2 degrees 28'00" East 2064.38 feet from a 5/8" iron pin found at the southeast corner of the northwest quarter of said Section 4;

Thence with the lines of said 4.806 acre tract for the next five (5) calls:

- (1) North 69 degrees 06'20" West (passing a 5/8" iron pin at 26.09 feet) for a total distance of 138.06 feet to a 5/8" iron pin found;
- (2) North 2 degrees 34'10" West 273.77 feet to a 5/8" iron pin found;
- (3) North 64 degrees 40'55" West (passing a spike found at 89.65 feet) for a total distance of 299.40 feet to a 5/8" iron pin found;
- (4) South 25 degrees 12'35" West 392.80 feet to a 5/8" iron pin found;
- (5) South 16 degrees 25'50" West 72.50 feet to a 1" iron pipe found at the northwest corner of a 0.145 acre tract conveyed to Ohio Fuel Gas Company by deed recorded in deed book 2528 page 95 of the deed records of said county; thence by new division lines for the next three (3) calls:
 - (1) South 74 degrees 34'10" West 34.65 feet to a 5/8" iron pin set with cap, Godsey P.S. 6330;
 - (2) North 30 degrees 00'40" West 557.79 feet to a 5/8" iron pin set with cap, Godsey P.S. 6330;
 - (3) North 5 degrees 31'10" East (passing a spike set in the centerline of a 50 feet wide easement for ingress & egress at 55.13 feet) for a total distance of 1165.38 feet to a 5/8" iron pin set with cap, Godsey P.S. 6330 in the south line of lot 336, Yankee Trace, Section 19 as recorded in plat book 176 page 4 of the plat records of said county;

Thence with the south lines of said Yankee Trace Section 19 and Yankee Trace Section 3 as recorded in plat book 160 page 30 of the plat records of said county (passing a 5/8" iron pin set with cap, Godsey P.S. 6330 at 898.20 feet) and (passing a 5/8" iron pin set with cap, Godsey P.S. 6330 at 919.38 feet) for a total distance of 945.14 feet to a 5/8" iron pin found in the centerline of Yankee Street;

Thence with the centerline of Yankee Street, South 4 degrees 38'20" West 709.46 feet to a spike set at the southeast corner of southwest quarter of Section 5, Town 2, Range 5 MRS;

Thence continuing with the centerline of Yankee Street, South 2 degrees 28'00" West (passing a spike found at 112.86 feet) for a total distance of 618.66 feet to the point of beginning.