

RESOLUTION NO. 78-01
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Roger Kress ON THE
1st DAY OF October, 2001.

A RESOLUTION ACCEPTING THE ANNEXATION OF
PROPERTY OWNED BY THE CITY OF CENTERVILLE WHICH
IS CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY
AND WHICH IS LOCATED IN THE UNINCORPORATED AREA
OF WASHINGTON TOWNSHIP.

WHEREAS, The City of Centerville is the owner of a 26.3215 acre tract of
land 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 of the City of Centerville 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
RESOLVES:

Section 1. That the annexation of the City owned property described in "Exhibit
A" be and is hereby accepted.

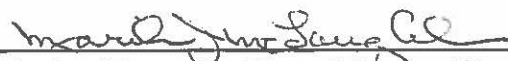
Section 2. That this Resolution shall become effective immediately upon
passage.

PASSED this 1st day of October, 2001.



Mayor of the City of Centerville, Ohio

ATTEST:



Clerk of Council, City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution Number 78-01, passed by the Council of the City of Centerville, Ohio, on the 1st day of October, 2001.

Maria J. D'Angelo
Clerk of Council

Approved as to form, consistency
with the Charter and Constitutional Provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney

LEGAL DESCRIPTION FOR 26.3215 ACRE TRACT
YANKEE STREET

D14/25 067-36-6-76
D14/21 067-36-5-81

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.

Containing 26.3215 acres, more or less.

Reserving to the Grantor the following non - exclusive 50 feet wide easement for ingress and egress to the remaining acreage as recorded in deed book 1941 page 259, the centerline being described as follows:

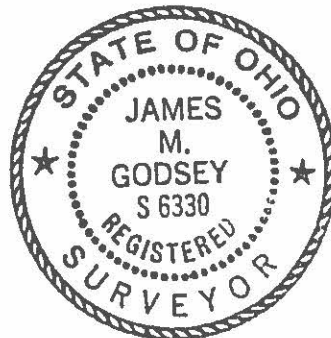
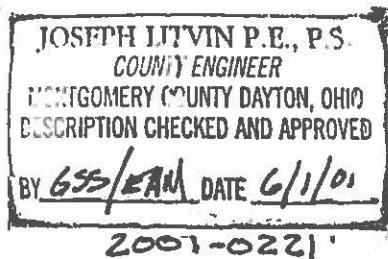
Beginning at a spike found in the centerline of Yankee Street and the east line of the northwest quarter of said Section 4, said point being North 2 degrees 28'00" East 2570.18 feet from a 5/8" iron pin found at the southeast corner of the northwest quarter of said Section 4, said point also being North 2 degrees 28'00" East 705.80 feet from a spike found at the northeast corner of a 0.145 acre tract conveyed to the Ohio Fuel Gas Company by deed recorded in deed book 2528 page 95 of the deed records of said county;

Thence with the centerline of said 50 feet wide easement for ingress and egress, North 87 degrees 02'20" West 232.64 feet to a spike found;

Thence continuing with the centerline of said 50 feet wide easement, North 86 degrees 56'40" 697.23 feet to a spike set in the west line of the above described 26.3215 acre tract and there terminate.

Subject to easements, restrictions, conditions, covenants and highways of record. Basis for Bearings: North 2 degrees 28'00" East on the centerline of Yankee Street and east line of the northwest quarter of Section 4, Town 2, Range 5, MRS as described in Grantor's deed recorded in deed book 1941 page 259 of the deed records of said county. All iron pins set are 5/8" Rebar 30" long with cap, Godsey P.S.6330. This is in accordance with a field survey made by James M. Godsey P.S. 6330 on 4-02-2001.

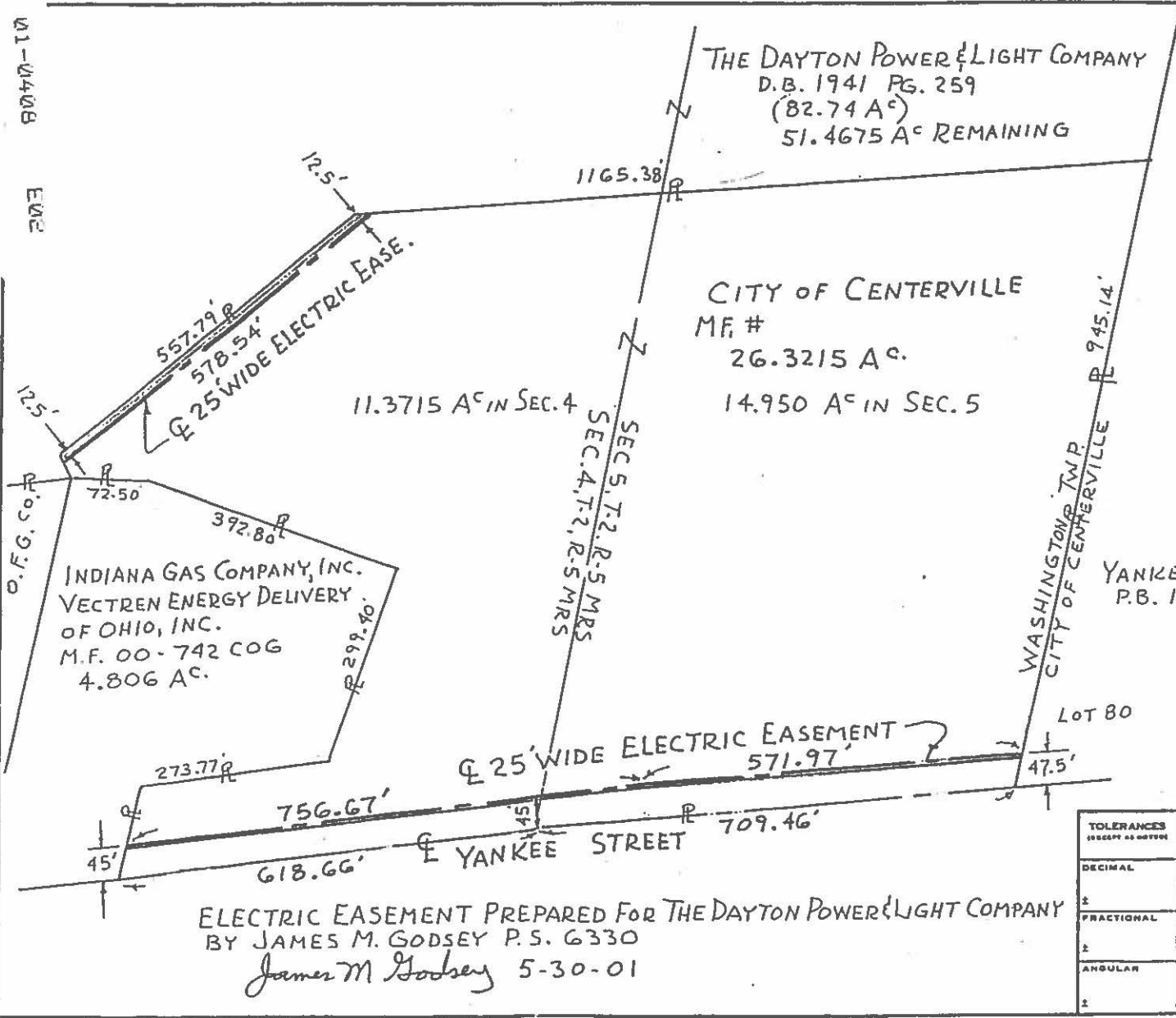
James M Godsey
James M. Godsey P.S. 6330



DEED

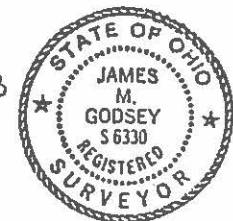
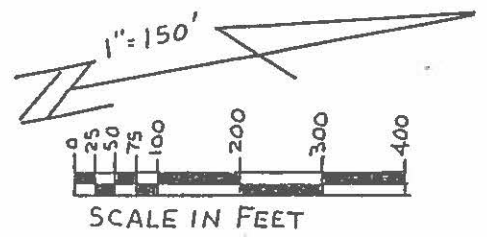
W1-0400B

ENG



DATE	BY	REVISION RECORD	AUTH	DR.	CK.

NW 1/4 SEC. 4, T-2, R-5 MRS
 SW 1/4 SEC. 5, T-2, R-5 MRS
 WASHINGTON TWP.
 MONTGOMERY COUNTY, OHIO



YANKEE TRACE SEC. 3
 P.B. 160 PG. 30

ELECTRIC EASEMENT
 CITY OF CENTERVILLE, OHIO

TOLERANCES (EXCEPT AS NOTED)		SCALE 1" = 150'		DRAWN BY J.M.G.	
DECIMAL	±	150'		APPROVED BY	
FRACTIONAL	±	TITLE EXHIBIT 'A'		DATE	
ANGULAR	±	5-30-01	DRAWING NUMBER MISC. 2001		

ELECTRIC EASEMENT PREPARED FOR THE DAYTON POWER & LIGHT COMPANY
 BY JAMES M. GODSEY P.S. 6330
 James M Godsey 5-30-01