

RESOLUTION NO. 79-97
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER JAMES SINGER ON THE
17th DAY OF NOVEMBER, 1997.

A RESOLUTION ACCEPTING A QUIT CLAIM DEED
FROM EDWARD R. THOMAS, PAMELA G. THOMAS,
EVERETT THOMAS AND JANE C. THOMAS, FOR
ROAD RIGHT-OF-WAY PURPOSES.

WHEREAS, a part of a parcel of land conveyed to Edward R. Thomas, Pamela G. Thomas, Everett Thomas, and Jane C. Thomas is deemed necessary for permanent road right-of-way purposes; and

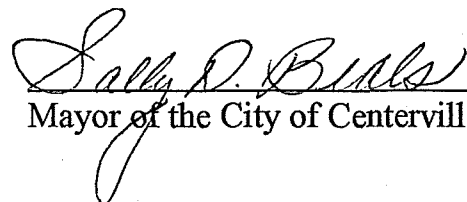
WHEREAS, Edward R. Thomas, Pamela G. Thomas, Everett Thomas, and Jane C. Thomas deed to the City of Centerville a 0.631 acre parcel of land as described in Deed 87-679, pages A-07 through A-11 of the Official Deed Records of Montgomery County, Ohio, for said purpose.

NOW, THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY
RESOLVES:

Section 1. That the City of Centerville hereby accepts a deed for a 0.631 acre parcel of land conveyed to Edward R. Thomas, Pamela G. Thomas, Everett Thomas, and Jane C. Thomas for permanent road right-of-way purposes, said real property as described in Deed 87-679, pages A-07 through A-11 of the Official Deed Records of Montgomery County, Ohio, and more particularly described in Exhibit "A" attached hereto and made a part hereof.

Section 2. This Resolution shall become effective at the earliest date allowed by law.

PASSED this 17th day of NOVEMBER, 1997.



Mayor of the City of Centerville, Ohio

ATTEST:

Maril J. McLaughlin
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 79-97, passed by the Council of the City of Centerville, Ohio, on the 17th day of NOVEMBER, 1997.

Maril J. McLaughlin
Clerk of Council

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

Department of Law
Robert N. Farquhar
Municipal Attorney

DIV 7

QUIT CLAIM DEED

(Section 5302.11, Ohio Revised Code)

EDWARD R. THOMAS and PAMELA G. THOMAS, husband and wife and EVERETT THOMAS and JANE C. THOMAS (formerly known as Jane C. Rapp) husband and wife, for valuable consideration paid, grants to the CITY OF CENTERVILLE, an Ohio municipal corporation whose tax mailing address is 100 West Spring Valley Road, Centerville, Ohio 45458, the following real property:

068-3-4-69

Situated in the Northwest Quarter of Section Twenty-Four (24), Town Three (3), Range Five (5), M.R.S., City of Centerville, County of Montgomery, State of Ohio and being part of the same parcels of land conveyed to Edward R. Thomas and Jane C. Rapp (Thomas Farms) as described in Deed 87-679, pages A-07 thru. A-11 of the Official Deed Records of Montgomery County, Ohio and being more particularly described as follows:

2.5843 #02 .00

Commencing at a railroad spike found on the North line of said Section 24 and in the centerline of East Franklin Road, 1497.70 feet East of the Northwest corner of said Quarter of Section 24, the Northeast corner of said Thomas Farms tract and the TRUE POINT OF BEGINNING for the following described right-of-way/easement;

TRANSFERRED
97 SEP 16 PM 3:45
A. J. WAGNER
AUDITOR

Thence along the East property line of said Thomas Farms tract, South 03°30'00" West, a distance of 43.00 feet to an iron pin found, being the Northwest corner of the Franklin Street Wood Office Condo's as recorded in Plat Book 153, Page 43 of the Official Plat Records of Montgomery County, Ohio;

Thence on a new division line, South 88° 15' 00" West, a distance of 641.68 feet to the West property line of said Thomas Farms tract, the East line of the Centerville High School property and an iron pin found;

Thence along the West property line of said Thomas Farms tract, the East property line of said School tract, North 03° 30' 00" East, a distance of 43.00 feet, to the centerline of East Franklin Street, North line of said Section 24, the Northwest corner of said Thomas Farms and a railroad spike set;

Thence along centerline of said East Franklin Street, North line of said Section 24, North property line of said Thomas Farms, North 88° 15' 00" East, a distance of 641.68 feet to the POINT OF BEGINNING, containing 0.631 acres more, or less, subject to all legal conditions, restrictions, easements and right-of-way of record. This legal description was prepared by Boutwell and Associates, Inc. in January 1997 based on a field survey by same. Bearings are based on the centerline of East Franklin Street and the North line of Section 24, Deed 87-679, page A-07 thru. A-11.

JOSEPH M. CORWIN
MONTGOMERY COUNTY ENGINEER, OHIO
MONTGOMERY COUNTY DAYTON, OHIO
DESCRIPTION AND OWNERSHIP
CHECKED AND APPROVED
BY MWD DATE 9-16-97
MAP DEPARTMENT

970739

Box
ALTICK
CORWIN
CO., L.P.A.

1700 ONE DAYTON CENTRE
ONE SOUTH MAIN STREET
DAYTON, OHIO 45402

Earnest C. Boutwell, Ohio Registration No. 7489.

Prior Instrument references: Microfiche 87-679A07, Montgomery County Deed Records.

The purpose of this deed is to convey the described premises for road right-of-way purposes only and not to create a separate building lot.

WITNESS our hands this 28th day of May, 1997.

Witness:

Margo E. Fritz
Print Name MARGO E. FRITZ

Edward R. Thomas
EDWARD R. THOMAS

Karen Johnson
Print Name KAREN JOHNSON

Pamela G. Thomas
PAMELA G. THOMAS

William R. Gluth
Print Name WILLIAM R. GLUTH

Everett Thomas
EVERETT THOMAS

Wendy J. Thompson
Print Name Wendy J. Thompson

Jane C. Thomas
JANE C. THOMAS

STATE OF OHIO
COUNTY OF MONTGOMERY, SS:

The foregoing instrument was acknowledged before me, a notary public in and for said state, this 23rd day of May, 1997, by EDWARD R. THOMAS and PAMELA G. THOMAS, husband and wife, the Grantors.

18A

JOY A. CLARK
RECORDER

97 SEP 16 PM 3:52

MONTGOMERY CO. OHIO
RECORDED

Donna J. Rulon

Notary Public DONNA J. RULON, Notary Public
In and for the State of Ohio
My Commission Expires March 26, 1999

APPROVED BY CENTERVILLE
PLANNING COMMISSION, NO
PLAT REQUIRED
Steve Feniston
DATE: June 2, 1997

AC
ALTICK
&
CORWIN
CO., L.P.A.

1700 ONE DAYTON CENTRE
ONE SOUTH MAIN STREET
DAYTON, OHIO 45402

STATE OF OHIO
COUNTY OF MONTGOMERY, SS:

The foregoing instrument was acknowledged before me, a notary public in and for said state, this 28th day of MAY, 1997, by EVERETT THOMAS and JANE C. THOMAS, husband and wife, the Grantors.



Notary Public

DAVID M. SCHMORE, Attorney At Law
Notary Public - State of Ohio
My commission has no expiration date.
Section 147.63 R. C.

This Instrument Prepared By:

Robert N. Farquhar
Attorney at Law
1700 One Dayton Centre
1 South Main Street
Dayton, Ohio 45402
513/223-1201

CVILLE8619.RNF


ALTICK
&
CORWIN
CO., L.P.A.

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