

RESOLUTION NO. 26-91
CITY OF CENTERVILLE

SPONSORED BY COUNCILMEMBER Mark Kingseed ON THE 15th
DAY OF July, 1991.

A RESOLUTION OF INTENT TO APPROPRIATE CERTAIN
EASEMENTS FOR THE EAST WHIPP ROAD PROJECT FROM
ANGUS C. AND BARBARA A. RISER ET AL PARCEL 17.

WHEREAS, the City of Centerville is engaged in the acquisition of right of way for the East Whipp Road Project in the City of Centerville, and

WHEREAS, the acquisition of that parcel of real estate is immediately necessary for the roadway construction in connection with said project, and

WHEREAS, the Council has determined that the lands hereinafter described are necessary for roadway construction in connection with such project so that there will be no delay for the immediate preservation of the public peace, health, safety and welfare.

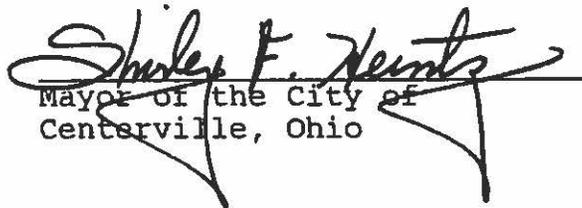
NOW, THEREFORE, Be It Resolved by the Council of the City of Centerville, State of Ohio:

Section 1. This Council hereby declares the necessity and intention to appropriate certain temporary easements in accordance with Chapter 163 of the Ohio Revised Code.

Section 2. It is necessary and intention to appropriate certain easements in the real estate described herein; as more fully described in Exhibit "A" attached and incorporated herein;

Section 3. That the City Manager or his designate is hereby authorized to cause written notice of the adoption of this Resolution to be given to the owners, persons in possession of, or having an interest of record in the above described premises, and said notice shall be served according to law by a person to be designated for that purpose by said City manager or his designate and to make return of said service of notice in the manner provided by law.

Passed by Council this 15th day of July, 1991.


Mayor of the City of
Centerville, Ohio

ATTEST:


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 Resolution No. 26-91, passed by the Council of the City of Centerville, Ohio on the 15th day of July, 1991.


Clerk of Council

Approved as to form, consistency
with existing ordinances, the
charter & constitutional provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney

PARCEL NO. 17-T

Being a parcel of land situated in MONTGOMERY County, Ohio, WASHINGTON
Township, Section 26, Town 2, Range 6 M.R.S., and being
located within the following described boundary thereof:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT NO. 7,
SAID POINT ALSO LYING ON THE SOUTH RIGHT-OF-WAY LINE OF
WHIPP ROAD AND BEING 32.95 FEET RIGHT OF CENTERLINE
STATION 33+53.56; THENCE WITH THE EAST LINE OF SAID LOT 7,
SOUTH 02°-04'-00" EAST 16.00 FEET TO A POINT; SAID POINT
BEING 48.95 FEET RIGHT OF CENTERLINE STATION 33+53.56;
THENCE SOUTH 87°-56'-00" WEST 180.00 FEET TO A POINT IN
THE WEST LINE OF SAID LOT 7 AND ON THE EAST RIGHT-OF-WAY
LINE OF CULPEPPER COURT, SAID POINT BEING 48.95 FEET RIGHT
OF CENTERLINE STATION 31+73.56; THENCE ALONG THE WEST LINE
OF SAID LOT 7 AND THE EAST RIGHT-OF-WAY LINE OF CULPEPPER
COURT, NORTH 02°-04'-00" WEST 1.00 FEET TO A POINT, SAID
POINT BEING 47.95 FEET RIGHT OF CENTERLINE STATION
31+73.56; THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF
15.00 FEET, INTERNAL ANGLE OF 90°-00'-00" (LONG CHORD
BEARING NORTH 42°-56'-00" EAST 21.21 FEET) ALONG THE ARC
FOR 23.56 FEET TO A POINT IN THE NORTH LINE OF SAID LOT 7
AND ON THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD, SAID
POINT BEING 32.95 FEET RIGHT OF CENTERLINE STATION
31+88.56; THENCE ALONG THE NORTH LINE OF SAID LOT 7 AND
THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD, NORTH 87°-56'-
00" EAST 165.00 FEET TO THE POINT OF BEGINNING, CONTAINING
0.065 ACRES OF LAND MORE OR LESS.

Project construction plans have been deposited with the County Engineer's Office.

The description for parcel number 17-T above was calculated and derived from a centerline survey made by Lockwood, Jones & Beals, Inc. George N. Stephenson, Registered Surveyor Number 7264.

Grantor claims title by instrument dated _____, recorded in MICROFICHE #72-332D03
, of the records of Montgomery County.