

RESOLUTION NO. 27-91
CITY OF CENTERVILLE

SPONSORED BY COUNCILMEMBER J.V. Stone ON THE 15th
DAY OF July, 1991.

A RESOLUTION OF INTENT TO APPROPRIATE CERTAIN
EASEMENTS FOR THE EAST WHIPP ROAD PROJECT FROM
ROBERT SCHAEFFER HAYES ET AL PARCEL 24.

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 and slope easement 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.

Shirley F. Heints
Mayor of the City of
Centerville, Ohio

ATTEST:

Marilene Saugli
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. 27-91, passed by the Council of the City of Centerville, Ohio on the 15th day of July, 1991.

Marilene Saugli
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. 24-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:

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

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT NO. 1, SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD, AND BEING 52.49 FEET RIGHT OF CENTERLINE STATION 42+21.01; THENCE WITH THE NORTH LINE OF SAID LOT NO. 1 AND THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD, NORTH 75°-00'-40" EAST 48.00 FEET TO THE TRUE POINT OF BEGINNING, SAID POINT BEING 44.86 FEET RIGHT OF CENTERLINE STATION 42+62.10; THENCE CONTINUING WITH THE NORTH LINE OF SAID LOT NO. 1 AND THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD, NORTH 75°-00'-40" EAST 15.00 FEET TO A POINT, SAID POINT BEING 42.68 FEET RIGHT OF CENTERLINE STATION 42+76.29; THENCE SOUTH 81°-47'-25" EAST 30.46 FEET TO A POINT, SAID POINT BEING 51.14 FEET RIGHT OF CENTERLINE STATION 43+04.19; THENCE NORTH 80°-35'-03" EAST 69.77 FEET TO A POINT IN THE WEST RIGHT-OF-WAY OF OAK HILL LANE AND THE EAST LINE OF SAID LOT NO. 1, SAID POINT BEING 52.72 FEET RIGHT OF CENTERLINE STATION 43+70.38; THENCE ALONG THE WEST RIGHT-OF-WAY LINE OF OAK HILL LANE AND THE EAST LINE OF SAID LOT NO. 1, SOUTH 00°-24'-40" EAST 6.00 FEET TO A POINT, SAID POINT BEING 58.59 FEET RIGHT OF CENTERLINE STATION 43+69.18; THENCE SOUTH 83°-02'-26" WEST 68.60 FEET TO A POINT, SAID POINT BEING 54.12 FEET RIGHT OF CENTERLINE STATION 43+04.50; THENCE NORTH 85°-45'-30" WEST 45.54 FEET TO THE TRUE POINT OF BEGINNING, CONTAINING 0.011 ACRES OF LAND MORE OR LESS.

The description for parcel number 24-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 #72-072C02

situated in MONTGOMERY

County, Ohio, WASHINGTON Township, Section 26, Town 2, Range 6 N.R.S., and bounded and described as follows:

PARCEL NO. 24-SL

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT NO. 1, SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD, AND BEING 52.49 FEET RIGHT OF CENTERLINE STATION 42+21.01; THENCE ALONG THE NORTH LINE OF SAID LOT NO. 1 AND THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD, NORTH 75°-00'-40" EAST 63.00 FEET TO THE TRUE POINT OF BEGINNING, SAID POINT BEING 42.68 FEET RIGHT OF CENTERLINE STATION 42+76.29; THENCE CONTINUING ALONG THE NORTH LINE OF SAID LOT NO. 1, AND THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD, NORTH 75°-00'-40" EAST 82.92 FEET TO A POINT, SAID POINT BEING 34.66 FEET RIGHT OF CENTERLINE STATION 43+55.64; THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 15.00 FEET, INTERNAL ANGLE OF 104°-34'-40" (LONG CHORD BEARING SOUTH 52°-42'-00" EAST 23.73 FEET) ALONG THE ARC 27.38 FEET TO A POINT, SAID POINT BEING 52.72 FEET RIGHT OF CENTERLINE STATION 43+70.38; THENCE SOUTH 80°-35'-03" WEST 69.77 FEET TO A POINT, SAID POINT BEING 51.14 FEET RIGHT OF CENTERLINE STATION 43+04.19; THENCE NORTH 81°-47'-25" WEST 30.46 FEET TO THE TRUE POINT OF BEGINNING, CONTAINING 0.027 ACRES OF LAND MORE OR LESS.

The description for parcel number 24-SL above was calculated and derived from a center-line survey made by Lockwood, Jones & Beals, Inc. George N. Stephenson, Registered Surveyor Number 7264.

Grantor claims title by instrument dated _____, recorded in MICROFICHE #72-072C02 (_____), of the records of Montgomery County.