

RESOLUTION NO. 28-91
CITY OF CENTERVILLE

SPONSORED BY COUNCILMEMBER Sally Beels ON THE 15th
DAY OF July, 1991.

A RESOLUTION OF INTENT TO APPROPRIATE CERTAIN
EASEMENTS FOR THE EAST WHIPP ROAD PROJECT FROM
VILLAGE SOUTH DEVELOPMENT CO. PARCEL 19.

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 property in accordance with Chapter 163 of the Ohio Revised Code.

Section 2. It is necessary and intention to appropriate certain property 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. Herms
Mayor of the City of
Centerville, Ohio

ATTEST:

Maril 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 Resolution No. 28-91, passed by the Council of the City of Centerville, Ohio on the 15th day of July, 1991.

Maril J. McLaughlin
Clerk of Council

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

Department of Law
Robert N. Farquhar
Municipal Attorney

TOWNSHIP, SECTION 26 TOWN 2, FR./ENTIRE RANGE 6 M.R.S
 MILITARY SURVEY _____, CITY/TOWNSHIP OF Centerville
 PARCEL NO. 19-WV TYPE OF INTEREST Warranty Deed for Local
Public Agency

DESCRIPTION:

BEGINNING AT THE NORTHEAST CORNER OF SAID RESERVE "A", SAID POINT LYING ON THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD, AND BEING 33.14 FEET RIGHT OF CENTERLINE STATION 36+40.09; THENCE NORTH 83°-45'-40" WEST 65.93 FEET TO A POINT IN THE WEST LINE OF SAID RESERVE "A" AND ON THE EAST RIGHT-OF-WAY LINE OF BROOKBURN COURT, SAID POINT BEING 37.45 FEET RIGHT OF CENTERLINE STATION 35+71.74; THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 15.00 FEET, INTERNAL ANGLE OF 87°-03'-30" (LONG CHORD BEARING NORTH 60°-27'-11" EAST 20.66 FEET) ALONG THE ARC FOR 22.79 FEET TO A POINT IN THE NORTH LINE OF SAID RESERVE "A" AND IN THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD, SAID POINT BEING 24.73 FEET RIGHT OF CENTERLINE STATION 35+88.57; THENCE ALONG THE NORTH LINE OF SAID RESERVE "A" AND THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD ON A CURVE TO THE RIGHT WITH A RADIUS OF 240.10 FEET, INTERNAL ANGLE OF 12°-06'-35" (LONG CHORD BEARING SOUTH 69°-57'-38" EAST 50.65 FEET) ALONG THE ARC FOR 30.75 FEET TO THE POINT OF BEGINNING, CONTAINING 0.012 ACRES OF LAND MORE OR LESS.

The description for parcel number 19-WV above was calculated and derived from a center-line survey made by Lockwood, Jones & Beals, Inc. George N. Stephanson, Registered Surveyor Number 7264.

It is understood that the strip of land above described contains 0.012 acres, more or less, including the present road which occupies 0.000 acres, more or less.

Grantor claims title by instrument(s) of record in D.B. 2289, Page 210
 County Recorder's Office.

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

BEGINNING AT THE NORTHWEST CORNER OF SAID RESERVE
"A", SAID POINT LYING ON THE SOUTH RIGHT-OF-WAY LINE OF
WHIPP ROAD, AND BEING 33.14 FEET RIGHT OF CENTERLINE
STATION 36+40.09; THENCE ALONG THE EAST LINE OF SAID
RESERVE "A" SOUTH 26°-05'-40" WEST 16.00 FEET TO A POINT,
SAID POINT BEING 48.65 FEET RIGHT OF CENTERLINE STATION
36+35.99; THENCE NORTH 78°-50'-35" WEST 60.12 FEET TO A
POINT IN THE WEST LINE OF SAID RESERVE "A" AND ON THE EAST
RIGHT-OF-WAY LINE OF BROOKBURN COURT, SAID POINT BEING
47.32 FEET RIGHT OF CENTERLINE STATION 35+72.70; THENCE
ALONG THE WEST LINE OF SAID RESERVE "A" AND THE EAST
RIGHT-OF-WAY LINE OF BROOKBURN COURT, NORTH 02°-04'-00"
WEST 5.00 FEET TO A POINT, SAID POINT BEING 42.40 FEET
RIGHT OF CENTERLINE STATION 35+71.78; THENCE ON A CURVE TO
THE RIGHT WITH A RADIUS OF 15.00 FEET, INTERNAL ANGLE OF
18°-59'-15" (LONG CHORD BEARING NORTH 07°-25'-38" EAST
4.95 FEET) ALONG THE ARC 4.97 FEET TO A POINT, SAID POINT
BEING 37.45 FEET RIGHT OF CENTERLINE STATION 35+71.74;
THENCE SOUTH 83°-45'-40" EAST 65.95 FEET TO THE POINT OF
BEGINNING, CONTAINING 0.018 ACRES OF LAND MORE OR LESS.

The description for parcel number 19-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 Volume 2289, Page
210 (_____), of the records of Montgomery County.

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