

RESOLUTION NO. 29-91
CITY OF CENTERVILLE

SPONSORED BY COUNCILMEMBER MENE Klugseed ON THE 15th
DAY OF July, 1991.

A RESOLUTION OF INTENT TO APPROPRIATE CERTAIN
EASEMENTS FOR THE EAST WHIPP ROAD PROJECT FROM
THE SIEBENTHALER CO., ET AL PARCEL 13.

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.

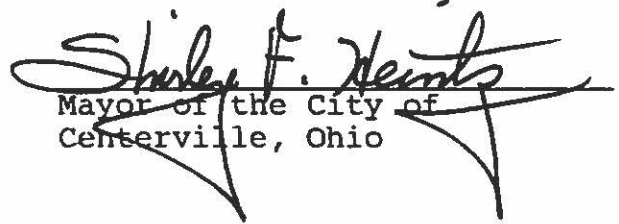
NOW, THEREFORE, Be It Resolved by the Council of the City of Centerville, State of Ohio:

Section 1. This Council hereby declares the necessity and intention to appropriate certain real property and 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 of 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. 29-91, 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. 12-WV TYPE OF INTEREST Warranty Deed for Local Public Agency

DESCRIPTION:

BEGINNING AT THE NORTHWEST CORNER OF LOT NO. 8 OF THE VILLAGE SOUTH SECTION NO. 3 AS RECORDED IN PLAT BOOK 71, PAGE 38 OF THE PLAT RECORDS OF MONTGOMERY COUNTY, OHIO, SAID POINT LYING ON THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD AND BEING 32.95 FEET RIGHT OF CENTERLINE STATION 25+00.32; THENCE SOUTH 87°-56'-00" WEST 392.00 FEET TO A POINT, SAID POINT BEING 32.95 FEET RIGHT OF CENTERLINE STATION 21+08.33; THENCE SOUTH 63°-47'-52" WEST 12.00 FEET TO A POINT IN THE EAST RIGHT-OF-WAY LINE OF STATE ROUTE 48, SAID POINT BEING 37.86 FEET RIGHT OF CENTERLINE STATION 20+97.37; THENCE WITH THE EAST RIGHT-OF-WAY LINE OF STATE ROUTE 48, NORTH 08°-56'-00" EAST 10.09 FEET TO A POINT, SAID POINT BEING 27.95 FEET RIGHT OF CENTERLINE STATION 20+99.30; THENCE CONTINUING WITH THE EAST RIGHT-OF-WAY LINE OF STATE ROUTE 48, NORTH 02°-04'-00" WEST 30.00 FEET TO A POINT IN THE NORTH LINE OF SAID SIEBENTHALER LAND, A POINT IN THE NORTH LINE OF SAID SECTION 26 AND IN THE CORPORATION LINE BETWEEN WASHINGTON TOWNSHIP AND THE CITY OF CENTERVILLE, SAID POINT BEING 2.05 FEET LEFT OF CENTERLINE STATION 20+99.30; THENCE WITH THE NORTH LINE OF SAID SIEBENTHALER LAND, THE NORTH LINE OF SAID SECTION 26, AND WITH SAID CORPORATION LINE, NORTH 87°-56'-00" EAST 397.52 FEET TO THE NORTHEAST CORNER AT SAID SIEBENTHALER LAND, SAID POINT BEING 2.05 FEET LEFT OF CENTERLINE STATION 24+96.82; THENCE WITH THE EAST LINE OF SAID SIEBENTHALER LAND, SOUTH 07°-47'-10" EAST 35.18 FEET TO THE POINT OF BEGINNING, CONTAINING 0.321 ACRES OF LAND, MORE OR LESS.

PARCEL NO: 13-T TYPE OF INTEREST Temporary Agreement

BEGINNING AT THE NORTHWEST CORNER OF LOT NO. 8 OF THE VILLAGE SOUTH SECTION NO. 3 AS RECORDED IN PLAT BOOK 71, PAGE 38 OF THE PLAT RECORDS OF MONTGOMERY COUNTY, OHIO, SAID POINT LYING ON THE SOUTH RIGHT-OF-WAY LINE OF WHIPP ROAD AND BEING 32.95 FEET RIGHT OF CENTERLINE STATION 25+00.32, SAID POINT ALSO LYING IN THE EAST LINE OF SAID SIEBENTHALER LAND; THENCE WITH THE EAST LINE OF SAID SIEBENTHALER LAND, SOUTH 7°-47'-10" EAST 11.94 FEET TO A POINT, SAID POINT BEING 44.84 FEET RIGHT OF CENTERLINE STATION 25+01.51; THENCE SOUTH 87°-56'-00" WEST 287.00 FEET TO A POINT, SAID POINT BEING 44.84 FEET RIGHT OF CENTERLINE STATION 22+14.52; THENCE SOUTH 02°-04'-00" EAST 18.00 FEET TO A POINT, SAID POINT BEING 62.84 FEET RIGHT OF CENTERLINE STATION 22+14.52; THENCE SOUTH 87°-56'-00" WEST 122.00 FEET TO A POINT IN THE EAST RIGHT-OF-WAY LINE OF STATE ROUTE 48, SAID POINT BEING 62.84 FEET RIGHT OF CENTERLINE STATION 20+92.52; THENCE WITH THE EAST RIGHT-OF-WAY LINE OF STATE ROUTE 48, NORTH 08°-56'-00" EAST 25.44 FEET TO A POINT, SAID POINT BEING 37.86 FEET RIGHT OF CENTERLINE STATION 20+97.37; THENCE NORTH 63°-47'-52" EAST 12.00 FEET TO A POINT, SAID POINT BEING 32.95 FEET RIGHT OF CENTERLINE STATION 21+08.33; THENCE NORTH 87°-56'-00" EAST 392.00 FEET TO THE TRUE POINT OF BEGINNING, CONTAINING 0.159 ACRES OF LAND, MORE OR LESS.