

RESOLUTION NO. 15-84

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Brooks Compton
ON THE 16th DAY OF April, 1984.

TO DECLARE THE NECESSITY AND INTENTION OF
ACQUIRING CERTAIN PARCELS OF REAL ESTATE FOR
THE BIGGER ROAD IMPROVEMENT PROJECT IN THE
CITY OF CENTERVILLE, OHIO.

WHEREAS, the City is engaged in the acquisition of
right-of-way for the Bigger Road Improvement Project in the City
of Centerville, and

WHEREAS, the acquisition of certain parcels of real
estate is immediately necessary for the construction in connec-
tion with said project, and

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

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY
RESOLVES:

Section 1.

This Council hereby declares the necessity and intention
to appropriate certain real estate in accordance with Chapter
163 of the Ohio Revised Code.

Section 2.

It is the necessity and intention to appropriate from
the following real estate a fee simple title and/or temporary
easement and/or channel easement and/or sewer easement and/or
slope easement with said temporary easement in the real estate
described herein to be for and during the period beginning with
the breaking of the ground for the construction of said project
and terminating when the completed work has been fully accepted
by the City of Centerville:

OWNER: Ralph G. Woodley, and Ripalo, Inc., and D. L. Meeker

Montgomery COUNTY, OHIO

Washington TOWNSHIP, SECTION 14 TOWN 2 FR./ENTIRE

RANGE 6 MILITARY SURVEY, M.R.S. CITY/VILLAGE OF Centerville

PARCEL NO. 681 TYPE OF INTEREST Easement

BEING a parcel of land lying on the right side(s) of the centerline of a survey, made by the Department of Transportation and recorded in Book Page of the records of Montgomery County. *in the name of and for the use of the City of Centerville, Ohio

Description:

Beginning at the Southwest corner of said section, said point being the intersection of centerlines of the Alexandersville-Bellbrook Pike (State Route 725) and Bigger Road;

Thence along the centerline of Bigger Road North 4°-47'-15" East a distance of 965.68 feet to a point, Station 9+65.68;

Thence South 85°-12'-45" East a distance of 55.0 feet to a point on the right-of-way line of said road and being the true point of beginning of the tract herein described;

Thence along said line North 4°-47'-15" East a distance of 1,188.02 feet to a point, 55.0 feet right of Station 21+53.70;

Thence South 85°-12'-45" East a distance of 13.0 feet to a point, 68.0 feet right of Station 21+53.7;

Thence North 4°-47'-15" East a distance of 90.0 feet to a point, 68.0 feet right of Station 22+43.7;

Thence North 85°-12'-45" West a distance of 13.0 feet to a point, 55.0 feet right of Station 22+43.7;

Thence North 4°-47'-15" East a distance of 342.89 feet to a point, 55.0 feet right of Station 25+86.59;

Thence North 4°-42'-20" East a distance of 33.90 feet to a point on the grantor's north property line, 55.0 feet right of Station 26+20.41;

Thence along said North line South 71°-16'-05" East a distance of 10.31 feet to a point, 65.0 feet right of Station 26+17.91;

Thence South 2°-03'-58" West a distance of 218.24 feet to a point, 75.0 feet right of Station 24+00;

Thence South 4°-47'-15" West a distance of 250.06 feet to a point, 75.0 feet right of Station 21+50.0;

Thence South 2°-29'-49" West a distance of 250.20 feet to a point, 85.0 feet right of Station 19+00;

Thence South 8°-39'-06" west a distance of 300.67 feet to a point, 65.0 feet right of Station 15+00.0;

Thence South 1°-55'-30" West a distance of 300.25 feet to a point, 75.0 feet right of Station 14+00.0;

Thence South 7°-39'-00" West a distance of 200.25 feet to a point, 65.0 feet right of Station 12+00.0;

Thence South 2°-01'-31" East a distance of 252.90 feet to a point, 95.0 feet right of Station 9+48.89;

Thence North 72°-40'-15" West a distance of 14.34 feet to a point, 81.0 feet right of Station 9+52;

Thence North 57°-27'-45" West a distance of 29.38 feet to the point of beginning.

The description of this parcel is based on a centerline survey made by Shaw, Weiss & De Naples, Professional Corporation, by George B. Shaw, P.L.S., Ohio Registration Number 5546.

Purpose: Channel Construction

It is understood that the strip of land above described contains 0.720 acres, more or less, inclusive of the present road which occupies acres, more or less.

Owner claims title by instrument of record in Deed Book No. 2405 389 82-239 Page 108 Montgomery County Recorder's Office.

ROUTE Bigger Road

SECTION

OWNER: Ralph G. Woodley & Ripalo, Inc. & D. L. Mosher

Montgomery COUNTY, OHIO

Washington TOWNSHIP, SECTION 14 TOWN 2, PR./ENTIRE

RANGE 6, MILITARY SURVEY, M.R.S., CITY/VILLAGE OF Centerville

PARCEL NO. 6S TYPE OF INTEREST Sewer easement

BEING a parcel of land lying on the right side(s) of the centerline of a survey, made by the Department of Transportation and recorded in Book , Page of the records of Montgomery County * in the name of and for the use of the City of Centerville, Ohio

Description:

Beginning at the Southwest corner of said section, said point being the intersection of centerlines of the Alexandersville-Bellbrook Pike (State Route 725) and Bigger Road;

Thence along the centerline of Bigger Road North 4°-47'-15" East a distance of 946.90 feet to a point being the grantor's southwest property corner, Station 9+46.90;

Thence along the grantor's South property line South 69°-32'-45" East a distance of 57.12 feet to a point on the right-of-way line of said road, 55.0 feet right of Station 9+31.48 and being the true point of beginning of the tract herein described;

Thence along said line North 4°-47'15" East a distance of 34.21 feet to a point 55.0 feet right of Station 9+65.68;

Thence South 57°-27'45" East a distance of 29.38 feet to a point, 81.0 feet right of Station 9+52;

Thence South 13°-38'-44" West a distance of 26.97 feet to a point on the grantor's south property line, 76.85 feet right of Station 9+25.35;

Thence along said property line North 69°-32'-45" West a distance of 22.69 feet to the point of beginning.

The description of this parcel is based on a centerline survey made by Shaw, Weiss & De Naples, Professional Corporation, by George B. Shaw, P.L.S., Ohio Registration Number 5548.

Purpose: Storm sewer construction

It is represented that the strip of land above described contains 0.017 acres, more or less, inclusive of the present road which occupies acres, more or less. Microfiche No. 82-239-108,

Owner claims title by instrument of record in Books Nos. 82-239-108, 82-239-109, 82-239-110, Montgomery County Recorder's Office.

ROUTE Bigger Road

SECTION

OWNER: Ralph G. Woodley, Ripalo, Inc. & D. L. Meeker

Montgomery COUNTY, OHIO

Washington TOWNSHIP, SECTION 14 TOWN 2, FR./ENTIRE

RANGE 6, MILITARY SURVEY, M.R.S., CITY/VILLAGE OF Centerville

PARCEL NO. 6X TYPE OF INTEREST channel easement

BEING a parcel of land lying on the right side(s) of the centerline of a survey, made by the Department of Transportation and recorded in Book , Page , of the records of Montgomery County. *in the name of and for the use of the City of Centerville, Ohio

Description:

Beginning at the Southwest corner of said section, said point being the intersection of centerlines of the Alexandersville-Bellbrook Pike (State Route 725) and Bigger Road;

Thence along the centerline of Bigger Road North 4°-47'-15" East a distance of 946.90 feet to a point being the grantor's southwest property corner, Station 9+46.90;

Thence along the grantor's south property line South 69°-32'-45" East a distance 79.81 feet to a point, 76.85 feet right of Station 9+25.35 and being the true point of beginning fo the tract herein described;

Thence North 13°-39'-44" East a distance of 26.97 feet to a point 81.0 feet right of Station 9+52.0;

Thence South 72°-40'-15" East a distance of 48.35 feet to a point, 128.5 feet right of Station 9+41.5;

Thence South 59°-37'-33" East a distance of 151.67 feet to a point, 265.0 feet right of Station 8+76.0;

Thence South 20°-18'-42" West a distance of 3.30 feet to a point on the grantor's south property line, 264.12 feet right of Station 8+72.83 feet;

Thence along said line North 69°-32'-45" West a distance of 194.50 feet to the point of beginning.

The description of this parcel is based on a centerline survey made by Shaw, Weiss & De Naples, Professional Corporation, by George B. Shaw, P.L.S., Ohio Registration Number 5548.

Purpose: Channel Construction

THIS INSTRUMENT WAS PREPARED BY THE OHIO DEPARTMENT OF REVENUE

It is understood that the strip of land above described contains 0.086 acres, more or less, inclusive of the present road which occupies acres, more or less.

Owner claims title by instrument of record in Deed Book No. 82-239, Page 103, Montgomery County Recorder's Office.

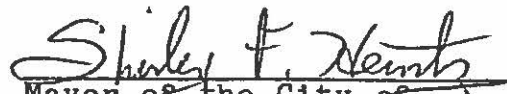
Section 3.

That the Municipal Attorney be and he is hereby authorized to cause written notice of the adoption of this Resolution to be given to the owner, 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 Municipal Attorney, and to make return of said service of notice in the manner provided by law.

Section 4.

That for the reasons stated in the preamble hereto which is hereby made a part hereof, this Resolution shall take effect and be in force from and after its adoption as provided by law.

PASSED THIS 16th DAY OF April, 1984.



Mayor of the City of
Centerville, Ohio

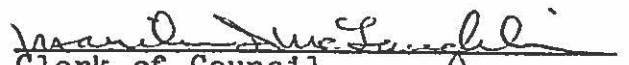
ATTEST:



Clerk of the Council of the
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. 15-84, passed by the Council of the City of Centerville, Ohio, on the 16th day of April, 1984.



Clerk of Council

Approved as to form, consistency,
with existing ordinances, the
charter & constitution of this



Robert N. Fargnoli
Municipal Attorney