RESOLUTION		NO. 19-84			
CITY OF	7	CENTER	RVILLE,	OHIO	

		SPONSORED BY	COUNCILMEMBER	charles Tolor	
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 connection 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:

ALTICK & CORWIN

	ROUTE Bigger Road
	SECTION
OWNER: Christ Community Church	
Montgomery	
	HIP, SECTION 14 TOWN 2 FR./ENTIRE
	YEY, M.R.S., CITY/VILLAGE OF Contagnity
	TYPE OF INTEREST Temporary pagement
and the same and the same	the right side(s) of the centerline of a surve portation and recorded in Book , Page County, *in the name of and for the use of the City of Centerville, Gaio
Description:	•
also being the grantor's no 54+43.93 of said Bigger Ro Thence along the grandividing the cities of Cent distance of 323.71 feet to Thence South 23°-12's being the true point of be Thence parallel to said a distance of 470.50 feet to Thence South 23°-12's point; Thence parallel with a distance of 476.13 feet to Thence North 34°-23's point;	ontor's north line and the corporation line erville and Kettering South 66°-47'-40" East a point; 20" West a distance of 25.0 feet to a point ginning of the tract herein described; d property line South 66°-47'-40" East of a point; 20" West a distance of 20.0 feet to a said North line North 66°-47'-40" West
	hased on a centerline curvey made by Shaw, Weission, by George B. Shaw, P.L.S., Ohio Registration
*	
	± ± ± ± ± ± ± ± ± ± ± ± ± ± ± ± ± ± ±
Furpose: Roadway Con	struction drive and grade adjustment.
Owner claims title by instrumen Montgomery Cou	The OHIO Deviation of Louise. Constitution of land above described contains 0.218 acres, more or less nor of record in DecksBacks No. Page of Recorder's Office.

SECTION
OWNER: Christ Community Church
Montgomery COUNTY, OHIO
Washington TOWNSHIP, SECTION 14 TOWN 2 , FR./ENTIRE RANGE 6 , MILITARY SURVEY, M.R.S. , CITY/VILLAGE OF Centerville
PARCEL NO. 14T-2 TYPE OF INTEREST Temporary 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 Northwest corner of said rection, said corner also being the grantor's northwest property corner and being Station 54+43.93 of said Bigger Road centerline survey; Thence along the grantor's north line and the corporation line dividing the cities of Centerville and Kettering South 66°-47'-40" East a distance of 326.98 feet to a point; Thence South 34°-23'-18" West a distance of 66.01 feet to a point, being the true point of beginning of the tract herein described; Thence South 66°-47'-40" East a distance of 31.34 feet to a point; Thence South 23°-12'-20" West a distance of 15.00 feet to a point; Thence North 66°-47'-40" West a distance of 34.81 feet to a point; Thence North 34°-23'-18" East a distance of 15.29 feet to the point of beginning.
The description of this parcel is based on a centerline survey made by Shaw, Weiss & De Raples, Professional Corporation, by George B. Shaw, P.L.S., Ohio Registration Number 5548.
Purpose: Roadway Construction drive and grade adjustment.
THIS INSTITUTE OF THE PREPARED BY
It is understood that the strip of land above described contains of 0.012 acres, more or less, inclusive of the present road which occupies acres, more or less. Microfiche #81-005-E02
Owner claims title by instrument of record in Deed Books No. Page Montgomery County Recorder's Office.
EXHIBIT SHEET A. C

ROUTE Bigger Road

D8 KE-149

D8 RE-125	COUNTS -James 2
	ROUTE Bigger Road
	SECTION
OWNER: Chris	st Community Church
Montgomery	, COUNTY, OHIO
	TOWNSHIP, SECTION 14 TOWN 2 , FR./ENTIRE
The state of the s	, MILITARY SURVEY, M.R.S., CITY/VILLAGE OF Centerville
	. 14WD TYPE OF INTLREST Warranty Deed
BEING a parce	l of land lying on the <u>right</u> side(s) of the centerline of a survey epartment of Transportation and recorded in Book, Page, of Montgomery County.
Description:	
Beginning at t	he northwest corner of said section, said corner being the grantor's erty corner and being Station 54+43.92 of said Eigger Road centerline
Thence along to of 58.0 feet to Station 54+25.5	he grantor's north property line, South 66° 47' 40" East, a distance a point on the right-of-way line of said road, 55.0 feet right of 3;
Thence along s of 146.70 feet of Station 52+7	said line, parallel to the centerline, South 4° 42° 20° West, a distance to a point on the grantor's south property line, 55.0 feet right 8.83;
to a point on t	said south line, North 66° 47' 40" West, a distance of 58.0 feet the west line of said section and the centerline of Bigger Road, 3, said point being the grantor's southwest property corner;
Thence along s Point of Begins	said line, North 4° 42° 20° East, a distance of 146.70 feet to the ning.
The description De Naples, Pro Number 5548.	on of this parcel is based on a centerline survey wade by Shaw, Weiss & ofessional Corporation, by George B. Shaw, P.L.S., Ohio Registration
Grantor researces.	erves the right of ingress and egress to and from any residual
	The same of the sa
	The that be minute for I was an
or less, inclu	ood that the strip of land above described contains 0.185 acres, more sive of the present road which occupies 0.067 acres, more or less.
Owner claims Montgomery	title by instrument of record in by Microfiche No. 81-005-802 Montromer County Recorder's Office

TE Bigger Road

SECTION

OWNER: Christ Community Church
Montgomery COUNTY, OHIO
Washington TOWNSHIP, SECTION 14 TOWN 2, FR./ENTIRE
RANGE 6 , MILITARY SURVEY, M.R.S. , CITY/VILLAGE OF Centerville
PARCEL NO. 148 TYPE OF INTEREST Sewer Construction
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 County.
Description:
Beginning at the Northwest corner of said section, said corner being the grantor's northwest property corner and being Station 54+43.93 of said Bigger Road centerline survey; Thence along said centerline and the grantor's west property line South 4°-42'-20" West a distance of 146.7 feet to a point, being the grantor's southwest property corner and Station 52+97.23; Thence along the grantor's South property line South 66°-47'-40" East a distance of 58.0 feet to a point on the tight-of-way line of said road and being the true point of beginning of the tract herein described; Thence along said line North 4°-42'-20" East a distance of 15.82 feet to a point 55.0 feet right of Station 52+94.65; Thence parallel with said South property line South 66°-47'-40" East a distance of 182.53 feet to a point; Thence North 34°-23'-18" East a distance of 126.52 feet to a point on the grantor's north property line; Thence along said line South 66°-47'-40" East a distance of 17.12 feet to a point; Thence South 23°-12'-20" West a distance of 25.0 feet to a point; Thence south 34°-23'-18" West a distance of 116.33 feet to a point on the grantor's south property line; Thence South 34°-23'-18" West a distance of 116.33 feet to a point on the grantor's south property line; Thence along said line North 66°-47'-40" West a distance of 194.93 feet to the point of beginning.
The description of this parcel is based on a centerline survey gade by Shaw, Weiss & De Nuples, Professional Corporation, by George B. Shaw, P.L.S., Ohio Registration Number 5548:
THE OHE) DEFANCES OF THE PARENTED BY
Parpose: Sewer Construction
Owner claims title by instrument of record in Merch Books No

	ROUTE Bigger Road
•	SECTION
	Christ Community Church
	dontgomery COUNTY, OHIO
1000	Vashington TOWNSHIP, SECTION 14 TOWN 2 , FR./ENTIRE
	6 MILITARY SURVEY, M.R.S., CITY/VILLAGE OF Centerville
	L NO. 14X TYPE OF INTEREST Channel Hasement
	parcel of land lying on the right side(s) of the centerline of a surve the Department of Transportation* and recorded in Book, Page County. *in the name of and for the use of the City of Centerville,Ohio
Description	
	Beginning at the Northwest corner of said section, said corner also being the grantor's northwest property corner and being Station 54+43.93 of said Bigger Road centerline survey; Thence along the grantor's north line and the corporation line dividing the cities of Centerville and Kettering South 66°-47'-40" East a distance of 323.71 feet to a point being the true point of beginning of the tract herein described; Thence continuing along said line South 66°-47'-40" East a distance of 630.50 feet to a point; Thence South 83°-50'-52" West a distance of 91.79 feet to a point; Thence North 66°-47'-40" West a distance of 80.0 feet to a point; Thence North 23°-12'-20" East a distance of 29.9 feet to a point; Thence parallel with said North line North 66°-47'-40" West a distance of 470.50 feet to a point; Thence North 23°-12'-20" East a distance of 25.0 feet to the point of beginning.
The desc De Naple Number 5	ription of this parcel is based on a centerline survey made by Shaw, Weiss s, Professional Corporation, by George B. Shaw, P.L.S., Ohio Registration 5548.
	•
	Purpose: Channel Construction
	THE O'NO LET WITHOUT OF THE GREAT OF
or less,	nderstood that the strip of land above described contains 0.394 ecres, more inclusive of the present road which occupies acres, more or less
Owner (claims title by instrument of record in DEED NICEOFICHE NO. 81-005-BO2 Montgomery County Recorder's Office.
	EXHIBIT SHLLT A O

D8-RE-125		, .	ROUTE	Bigger Road
			SECTION	
Chris	t Community Church	1		
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				2 FR./ENTIRE
RANGE 6	, MILITARY SUR	VEY, M.R.S.	, CITY/VILL/	AGE OF Genterville
PARCEL NO). <u>14T</u>	TYPE OF IN	HEREST	Temporary Easement
BEING a parc made by the l of the records	el of land lying on Department of Trans s of <u>Montgomery</u>	the right sportations and re County	side(s) of corded in Bo *in the name the City of C	the centerline of a survey ook, Page, of and for the use of Centerville,Ohio
t t	is 6°-47'-40" East a distance of said rand being the true plescribed; Thence continuates a distance of 2. Thence South 7 of a point; Thence South 6 or point of a point of said life Thence North 3 of a point of said life Thence along said life Thence South 3 to a point; Thence South 3 to a point; Thence parallel a distance of 182.53 55.0 feet right of St	intor's northwest 92 of said Biager 192 of said Biager 193 of 58.0 for oad, 55.0 feet ripoint of beginning along said not 1.09 feet to a point of 169.60 feet to a point of 169.60 feet to a point; 140-23'-18" East of 169.60 feet to a point; 140-23'-18" West at to said North ling feet to a point of ation 52+94.65; 140 feet to a point of 169.65; 140 feet to a point of 169.	property eon Road center h property linet to a point ight of Station g of the trace of the south line South int; distance of learning to a point; distance of South 66°-4° a distance of the North 66°-4° a distance of the North 66°-4° a distance of the North 66°-4° and right-42°-20° East	ner and line survey; ne, South on the right- n 54+25.53 t herein h 66°-47'-40" l13.50 feet said north l11.23 feet 7'-40" East a l26.52 feet -47'-40" West of-way line,
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				made by Shaw, Weiss &S., Ohio Registration
		rein in	STANCE OF THE	S PREPARED D
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Pürj	oose: Roadway Con-	struction drave a	nd grade adju	staent.
or less, inc Owner claim	title by instruments gomeryCor	it road which occ Mic it of record in D	tupies crofiche #81- ccd::Baak No.	

Section 3.

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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 You'l , 1984.

Mayor of the City 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. 19-84, passed by the Council of the City of Centerville, Ohio, on the 16-4 day of 1984.

Clerk of Council

Approved as to form, consistency with existing control to the charter & control to the charter &

Robert N. Farquirar Municipal Attorney

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& CORWIN

ALTICK