

Deed

VOL 275 PAGE 117

Holmes County Commissioners

34D SOUTH CLAY STREET
MILLERSBURG, OHIO 44654-1363

(216) 674-0286
FAX (216) 674-0566

RECEIVED

APR 11 1996

RICHARD A. GRAVEN
AUDITOR

9600003122
Filed for Record in
HOLMES COUNTY, OH
SALLY MILLER
On 09-05-1996 At 01:58 pm.
ANNX 58.00
Vol. 275 Page 117

Petition for Annexation

Resolution # 04-01-96-2

A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF CLARK TOWNSHIP PROPERTY TO THE VILLAGE OF BALTIC, OHIO

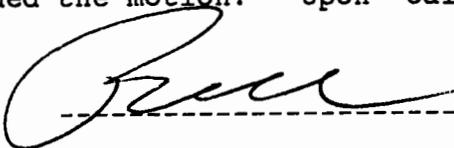
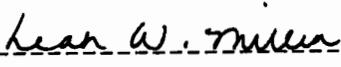
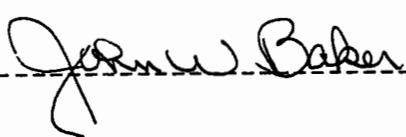
WHEREAS, a Petition for the annexation of certain territory in Clark Township, Holmes County, Ohio, containing 18.919 acres calculate (19.537 deeds), with Thomas E. Miller named as Agent for the Petitioners, has been filed in the office of the Holmes County Board of Commissioners. The territory is more fully described in Exhibit A (The Petition) attached to and incorporated herein by reference; and

WHEREAS, the Petition has been entered on the record of the proceedings of the Board and a copy is to be filed with the County Auditor of Holmes County, Ohio;

THEREFORE BE IT RESOLVED that a hearing on the annexation be held on June 10, 1996 at 1:30 o'clock p.m., in the office of the Holmes County Commissioners, 34D South Clay Street (second floor), Millersburg, Ohio 44654-1363.

BE IT FURTHER RESOLVED that the Agent for the Petitioners be notified of said hearing date and that he give notice of the hearing in accordance with law.

Mr. Baker moved for the adoption of the preceding Resolution, Mrs. Miller seconded the motion. Upon call of roll, all voted yes.

Mr. Bell		-----	yes
Mrs. Miller		-----	yes
Mr. Baker		-----	yes

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The below signed Clerk/Administrator to the Board hereby certifies that the preceding Resolution is a true and exact copy of a Resolution adopted during the regular business meeting of April 1, 1996 and recorded in Commissioners Journal 31 under that date.

Judith L. Miller
Judith L. Miller
Clerk/Administrator
Holmes County Commissioners

- CC
- Attorney Thomas E. Miller
- Auditor
- Village Clerk (Petitioner)
- Engineer
- Township Clerk (Petitioner)
- Board of Elections
- EMA
- File

Resolution #04-01-96-2
Exhibit "A" Page 1 of 2

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RECEIVED
APR 1 1996

Instrument
9600003122

RECEIVED
APR 11 1996

RICHARD A. GRAVEN
AUDITOR

Holmes Co. Commissioners

~~IN THE MATTER OF~~ THE ANNEXATION)
)
OF TERRITORY TO THE VILLAGE)
)
OF BALTIC) PETITION FOR ANNEXATION
) BY
) MATTHEW RAY MILLER ET. AL.

To: The Board of County Commissioners of Holmes County, Ohio

The undersigned being owners of real estate hereinafter described within the County of Holmes and adjacent to the Village of Baltic, Ohio, to wit:

Situated in the Township of Clark, County of Holmes and State of Ohio:

Being a part of the northeast, southeast and southwest quarters of section 25, Clark Township, T-8N, R-4W, Holmes County, Ohio, described as follows:

Beginning at the southwest corner of the northeast quarter of section 25 the TRUE POINT OF BEGINNING. Thence N 03 degrees 00' 00" E 264.00 feet along the quarter section line to a point; thence S. 86 degrees 29' 23" E. 462.73 feet along Dale R. & Frances H. Reidenbach's (Deed Vol. 169 page 147) south line to a point in the center of S. R. 93; thence with the following SIX (6) COURSES along the centerline of S.R. 93;

- 1) along a curve to the left having a delta angle of 05 degrees 47' 28" R-1153.80 feet, T-58.36 feet, Ch. Bearing - S 23 degrees 02' 01" W., Ch. - 116.57 feet an arc distance of 116.62 feet to a point;
- 2) S 19 degrees 58' 46" W. 256.05 feet to a point;
- 3) S 19 degrees 04' 29" W 216.22 feet to a point;
- 4) S 19 degrees 22' 43" W. 402.37 feet to a point;
- 5) S 18 degrees 34' 35" W. 500.00 feet to a point;
- 6) S 18 degrees 36' 26" W. 140.34 feet to a point on the quarter section line;

thence N 02 degrees 53' 00" E 585.24 feet along the quarter section line to a point in the center of Twp. Rd. 175; thence with the following THREE (3) COURSES along the centerline of Twp. Rd. 175;

- 1) S 71 degrees 43' 01" W. 260.32 feet to a point;
- 2) S 71 degrees 33' 01" W. 200.19 feet to a point;
- 3) S 66 degrees 44' 51" W 270.82 feet to a point at the intersection of Twp. Rd. 175 and Co. Rd. 575;

thence N 14 degrees 25' 19" E 1028.87 feet along the centerline of Co. Rd. 575 to a point on the quarter section line; thence S 86 degrees 51' 51" E 466.57 feet along the quarter section line to the TRUE POINT OF BEEGINNING. Containing 18.919 acres calculate (19.537 acres deeds).

See Holmes County Plat book 15 Page 107 for survey. This description prepared by Donald C. Baker, PS 6938, from existing surveys and deeds of record. December 18, 1995.

The above described territory is adjacent to and contiguous with the Village of Baltic, Ohio.

There are eleven (11) owners of real estate in the above described territory which is sought to be annexed to the Village of Baltic, Ohio.

A plat of the territory to be annexed is filed herewith and incorporated by reference.

REVIEWED 4/3/96 Lg
HOLMES CO TAX MAP
Plat Required

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Thomas E. Miller is hereby appointed agent for the petitioners as required by Section 709.02 of the Revised Code of Ohio, with full power and authority to do any and all things necessary, required and/or permitted by law to accomplish the purpose of this petition without any further expressed consent of the petitioners.

NAME

ADDRESS

Paul m miller 1646 & R 93 Baltic OH 43804
Albert J. [unclear] 1644 CR 575 P.O. Box 356 Baltic OH 43804
Raymond B. [unclear] 2131 TR 175 Baltic OH 43804
PO Box 370
~~Martha~~ R + Alice M Miller 12320 Ragisville Rd SW Baltic OH 43804
Jammy [unclear] 1644 CR 575 P.O. Box 356 Baltic OH 43804
Betty Miller 1640 S.R. 93 Baltic OH 43804
Katie Spayer 2131 TR 175 Baltic OH 43804

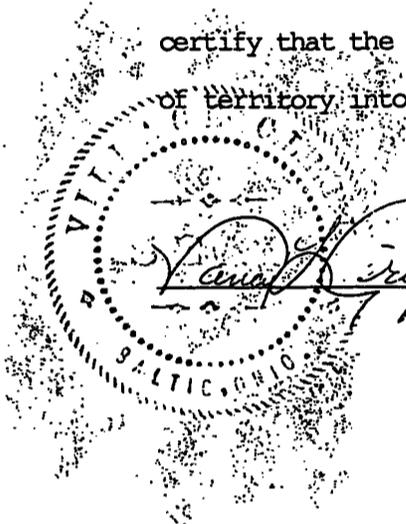
The Village of Baltic

P.O. BOX 320
110 MAIN STREET
BAL TIC, OHIO 43804

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Instrument
9600003122

I, Nancy L. Griffith, clerk of the Village of Baltic, Ohio do hereby certify that the foregoing are true and correct copies of annexation of territory into the Village of Baltic, Ohio.



Nancy L. Griffith _____ clerk

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Instrument
9600003122

Ordinance No. 96-776

Passed.....19.....

ACCEPTING APPLICATION FOR ANNEXATION OF
TERRITORY OWNED BY MATTHEW A. MILLER, ET
AL. AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BALTIC, OHIO, AS FOLLOWS:

SECTION 1. That the application of Matthew A. Miller, et al. for
annexation of the following described territory in Holmes
County and adjacent to the Village of Baltic, Ohio, to-wit:

Situated in the Township of Clark, County of Holmes and State of Ohio:

Being a part of the northeast, southeast and southwest quarters of section
25 Clark Township, T-8N, R-4W, Holmes County, Ohio, described as follows:

Beginning at the southwest corner of the northeast quarter of section 25 the
TRUE POINT OF BEGINNING. Thence N 03 degrees 00' 00" E 264.00 feet along the
quarter section line to a point; thence S. 86 degrees 29' 23" E. 462.73 feet
along Dale R. & Frances H. Reidenbach's (Deed Vol. 169 Page 147) south line
to a point in the center of S.R. 93; thence with the following SIX (6) COURSES
along the centerline of S.R. 93;

- 1) along a curve to the left having a delta angle of 05 degrees 47' 28"
R-1153.80 feet, T-58.36 feet, Ch. Bearing - S 23 degrees 02' 01" W.,
Ch. -116.57 feet an arc distance of 116.62 feet to a point;
- 2) S 19 degrees 58' 46" W. 256.05 feet to a point;
- 3) S 19 degrees 04' 29" W. 216.22 feet to a point;
- 4) S 19 degrees 22' 43" W. 402.37 feet to a point;
- 5) S 18 degrees 34' 35" W. 500.00 feet to a point;
- 6) S 18 degrees 36' 26" W. 140.34 feet to a point on the quarter section
line;

thence N 02 degrees 53' 00" E. 585.24 feet along the quarter section line
to a point in the center of Twp. Rd. 175; thence with the following THREE (3)
COURSES along the centerline of Twp. Rd. 175;

- 1) S 71 degrees 43' 01" W. 260.32 feet to a point;
- 2) S 71 degrees 33' 01" W. 200.19 feet to a point;
- 3) S 66 degrees 44' 51" W. 270.82 feet to a point at the intersection of
Twp. Rd. 175 and Co. Rd. 575;

thence N. 14 degrees 25' 19" E. 1028.87 feet along the centerline of Co. Rd.
575 to a point on the quarter section line; thence S. 86 degrees 51' 51" E.
466.57 feet along the quarter section line to the TRUE POINT OF BEGINNING.
Containing 18.919 acres calculate (19.537 acres deeds).

an accurate map of which real estate, together with the petition for its
annexation and other papers relating thereto, including a certified transcript
of the proceedings of the county commissioners with respect thereto are on
file with the clerk of this village having been filed with said Clerk more
than sixty (60) days prior hereto, (this being the next regular meeting
following said sixty (60) day period, be and the same is hereby accepted.

SECTION 2. The Clerk is hereby authorized and directed to file certified
copies of these proceedings with the recorder of Holmes
County, Ohio, and with the Secretary of State of Ohio, as required by law.

050

RECORD OF ORDINANCES

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Dayton Legal Blank Co.

Form No. 30043

Ordinance No. _____ Passed _____ 19____

SECTION 3. This ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the citizens and inhabitants of this Village for the reason that Council wants to provide at once to the residents located in said territory being annexed all the services it agreed to provide to them as set forth in Ordinance No. 96-771, passed May 21, 1966, wherefore this Ordinance shall take effect and be in force upon passage, provided it meets with the approval of two-thirds of the members of Council.

Passed: 9-3-96

Michael D. Felton

Mayor

ATTEST: *Nancy L. Griffith*

Clerk

I, Nancy L. Griffith, clerk/treasurer of the Village of Baltic, Ohio hereby certify that the foregoing is a true and correct copy of Ordinance No. 96-776 passed by Council on 9/3/96; approved by the Mayor on 9/3/96



(Signature) _____

(Title) _____

RECORD OF ORDINANCES

Dayton Legal Blank Co.

Form No. 30043

Instrument
9600003122

Ordinance No. 96- 771

Passed..... 19.....

ADOPTION OF A STATEMENT OF SERVICES TO BE PROVIDED TO THE TERRITORY PROPOSED FOR ANNEXATION TO THE VILLAGE OF BALTIC IN THE PETITION OF MATTHEW A. MILLER, ET. AL. FILED WITH THE BOARD OF COMMISSIONERS OF HOLMES COUNTY, OHIO.

WHEREAS, the Clerk of the village of Baltic, Ohio, received notice on April 22, 1996, of a hearing to be held by the Board of Commissioners of Holmes County, Ohio, on June 10, 1996 at 1:30 P.M. with respect to the petition of Matthew A. Miller and others for the annexation of 18.919 acres, more or less, to the Village of Baltic, Ohio: and

WHEREAS, Section 709.031 (B) of the Revised code of Ohio requires the legislative authority following the receipt of notice of a proposed annexation to adopt a statement indicating what services it will provide to the territory proposed to be annexed;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF BALTIC, OHIO, AS FOLLOWS:

SECTION 1. The following municipal services will be provided to the territory proposed to be annexed by Matthew A. Miller and others:

- A. Water and sewer services in accordance with the established policies now in effect within the existing corporation limits.
- B. Fire Protection.
- C. Police Protection.
- D. All other municipal services, if any, presently provided to the citizens, inhabitants and firms within the village as may be appropriate in the area proposed for annexation.

SECTION 2. This resolution shall take effect and be in force at the earliest period allowed by law.

Passed: 5-21-96

Michael D Feltner

Mayor

ATTEST: *Vanda Griffith*

Clerk

True Copy
6-10-96

Mary Kuperich
acting clerk

Resolution #06-10-96-7

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Instrument
9600003122

Resolution for Annexation

IN THE MATTER OF THE ANNEXATION OF)	ORDER OF COUNTY COMMISSIONERS
TERRITORY TO THE VILLAGE OF)	AUTHORIZING AND APPROVING
BALTIC, OHIO)	ANNEXATION

The Board of County Commissioners of Holmes County, Ohio, proceeding this 10th day of June, 1996 at Millersburg, to hear the petition of Matthew Ray Miller et al. for the annexation to the Village of Baltic, Ohio, of certain territory described in the petition, and having at open meeting heard all of the persons desiring to be heard for or against the granting of said petition and having considered the documents and all matters relative thereto which were presented to this Board, and being fully advised in all matter, does hereby find as follows:

- I. The petition contains all matters required by law, Section 709.02 of the Ohio Revised Code, namely:
 - A. A full description and accurate map of the territory sought to be annexed.
 - B. A statement of the total number of owners of real estate in the territory sought to be annexed.
- II. The matters alleged in the petition are true.
- III. Notice of the filing of said petition has been published as required by law, and notice was given to the Clerk of Clark Township and the Clerk of the Village of Baltic, Ohio.
- IV. The persons whose names are subscribed to the petition are owners of real estate located in the territory in the petition, and as of the time the petition was filed with the Board of County Commissioners the number of valid signatures on the petition constituted a majority of the owners of real estate in the territory proposed to be annexed. No signatures were removed from said petition.
- V. The Village of Baltic has complied with division (B) of Section 709.031 of the Revised code of Ohio, by passing Resolution No. 96-770 entitled "Adoption of a statement of services to be provided to the territory proposed for annexation in the petition of Matthew Ray Miller, et al. filed with the Board of Commissioners of Holmes County, Ohio.
- VI. The territory to be annexed is not unreasonably large.
- VII. The territory is adjacent to the Village of Baltic.
- VIII. The map and the description of the territory contained in the petition are accurate.

Resolution #06-10-96-7

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IX. The general good of the territory sought to be annexed will be served if the annexation is granted.

It is hereby ordered that the prayer of the petition herein be granted and that the territory described in said petition may be annexed to the Village of Baltic, Ohio, in accordance with law, and that a certified transcript signed by a majority of this Board of all the orders and proceedings of this board, relative to said petition and hearing thereon, together with said petition and map attached thereto, and all the papers on file relating to said matter be deposited at once with the Clerk of the Village of Baltic, Ohio.

THE BOARD OF COUNTY COMMISSIONERS
OF HOLMES COUNTY, OHIO

[Handwritten signature]

Leah W. Miller

John W Baker

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Instrument
9600003122

IN THE MATTER OF THE ANNEXATION OF)	NOTICE OF FILING
)	
TERRITORY TO THE VILLAGE OF BALTIC, OHIO)	ANNEXATION PETITION

To: The Clerk of Council of the Village of Baltic, Ohio

You will hereby take notice that Matthew Ray Miller, et al as petitioners seeking the annexation of certain territory in the Township of Clark, County of Holmes and State of Ohio, to the Village of Baltic, County of Holmes and State of Ohio, filed a petition for the annexation of such territory in the office of the Board of County Commissioners of Holmes County, Ohio, on the 11th day of April, 1996.

A copy of the petition containing a full description of the territory sought to be annexed is attached.

Also enclosed you will find a copy of the legal notice with respect to said annexation which is being published in Holmes County Farmer-Hub in accordance with law.

The notice is given by the undersigned agent of such petitioners pursuant to Section 709.03 and 709.031, Ohio Revised Code.



 Thomas E. Miller, Agent for Petitioner

The undersigned, Clerk of Council of the Village of Baltic, Ohio, hereby acknowledges receipt of the above notice on the 22nd day of April, 1996.



 Nancy Griffith, Clerk of the Village
 of Baltic, Ohio

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Instrument
960003122

IN THE MATTER OF THE ANNEXATIOIN OF)	NOTICE OF FILING
)	ANNEXATION PETITION
TERRITORY TO THE VILLAGE OF BALTIC, OHIO)	

To: The Clerk of Clark Township, Ohio

You will hereby take notice that Matthew Ray Miller et al as petitioners seeking the annexation of certain territory in the Township of Clark, County of Holmes and State of Ohio, to the Village of Baltic, County of Holmes and State of Ohio, filed a petition for the annexation of such territory in the office of the Board of County Commissioners of Holmes County, Ohio, on the 11th day of April, 1996.

A copy of the petition containing a full description of the territory sought to be annexed is attached.

Also enclosed you will find a copy of the legal notice with respect to said annexation which is being published in Holmes County Farmers-Hub in accordance with law.

The notice is given by the undersigned agent of such petitioners pursuant to Section 709.03 and 709.031, Ohio Revised Code.

Thomas E. Miller

 Thomas E. Miller, Agent for Petitioner

The undersigned, Clerk of Clark Township, Ohio, hereby acknowledges receipt of the above notice on the 22 day of April, 1996.

Nannette Yoder

 Clerk of Clark Township

Instrument 9600003122

THE STATE OF OHIO
Holmes County, ss.

REBECCA FLINNER of

The Holmes County Hub

a newspaper of general circulation within said Holmes County,
being duly sworn, depose and say that the notice of which the
annexed is a true copy was published in said newspaper 5

consecutive weeks, commencing on the 25th
day of Apr. A.D., 1996

Rebecca Flinner

SWORN TO AND SUBSCRIBED before me this

23rd day of May, 1996

By Miriam Kay Shedron

Printer's Fee \$ 444.50

Affidavit 1.00

MIRIAM KAY SHEDRON
Notary Public, State of Ohio
My Commission Expires March 17, 2000

TOTAL \$ 445.50

9600003122
VILLAGE OF BALTIC
110 MAIN ST
PO BOX 320
BALTIC, OH 43804



LEGAL NOTICE
IN THE MATTER
OF THE ANNEXATION
OF TERRITORY TO THE
VILLAGE OF BALTIC, OHIO

Notice is hereby given that there was filed with the Board of County Commissioners of Holmes County, Ohio, on the 11th day of April, 1996, a petition signed by the owners of real estate in the hereinafter described territory, praying that said territory be annexed to the Village of Baltic, Ohio, in the manner provided by law. The territory so sought to be annexed is described as follows:

Situated in the Township of Clark, County of Holmes and State of Ohio.

Being a part of the northeast, southeast and southwest quarters of section 25, Clark Township, T-8N, R-4W, Holmes County, Ohio, described as follows:

Beginning at the southwest corner of the northeast quarter of Section 25, the TRUE POINT OF BEGINNING; thence N 03 degrees 00' 00" E 264.00 feet along the quarter section line to a point; thence S 86 degrees 29' 23" E 462.73 feet along Dale R. & Frances H. Reidenbach's (Deed Vol. 169 page 147) southline to a point in the center of S.R. 93; thence with the following SIX (6) COURSES along the centerline of S.R. 93:

- 1) along a curve to the left having a delta angle of 05 degrees 47' 28" R-1153.80 feet, T-58:36 feet, Ch. Bearing S 23 degrees 02' 01" W, Ch. 116.57 feet an arc distance of 116.62 feet to a point;
- 2) S 19 degrees 58' 46" W, 256.05 feet to a point;
- 3) S 19 degrees 104' 29" W, 216.22 feet to a point;
- 4) S 19 22' 43" W, 402.37 feet to a point;
- 5) S 18 degrees 34' 35" W, 500.00 feet to a point;
- 6) 18 degrees 36' 26" W 140.34 feet to a point on the quarter section line; thence N 02 degrees 53' 00" E, 585.24 feet along the quarter section line to a point in the center of Twp. Rd. 175; thence with the following THREE (3) COURSES along the centerline of Twp. Rd. 175:
- 1) S 71 degrees 43' 01" W, 260.32 feet to a point;
- 2) S 71 degrees 33' 01" W, 200.19 feet to a point;
- 3) S 66 degrees 44' 51" W, 270.82 feet to a point at the intersection of Twp. Rd. 175 and Co. Rd. 575;

thence N 14 degrees 25' 19" E, 1028.87 feet along the centerline of Co. Rd. 575 to a point on the quarter section line; thence S 86 degrees 51' 51" E 466.57 feet. Containing 18.919 acres calculate (19.537 acres deeds).

* along the quarter section line to the TRUE POINT OF BEGINNING

The undersigned is named in said petition as the agent of the petitioners in accordance with law, and such petition contains a full description and an accurate map of the territory sought to be annexed, and such petition states that there are eleven (11) owners of real estate in said territory.

The said Board of County Commissioners has fixed the 10th day of June, 1996 at 1:30 P.M. as the time for the hearing on the aforesaid petition, said hearing to be held at the office of the Board of County Commissioners in the Courthouse of Millersburg, Ohio.

Thomas E. Miller, Agent for
Matthew Ray Miller, et al.
April 25; May 2, 9, 16, 23