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Deed Vol 260, Pg 605

\$ 58.00

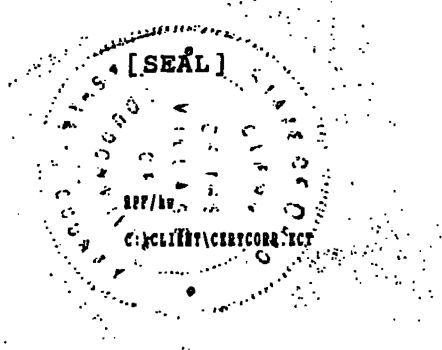
VOL 250 PAGE 605

CERTIFICATION OF CORRECTNESS RELATING TO THE ANNEXATION OF 139.589 ACRES SITUATED IN WASHINGTON TOWNSHIP, HOLMES COUNTY, OHIO TO THE VILLAGE OF LOUDONVILLE

I Susan R. Kern, Clerk-Treasurer of the Village of Loudonville, Ashland and Holmes Counties, Ohio hereby certify that the attached papers constitute true and accurate copies of the Petition, plat, Transcript of Proceedings and Resolution of the Board of County Commissioners of Holmes County, and Resolutions and Ordinances relating to the annexation of certain territory situated in Washington Township, Holmes County, Ohio to the Village of Loudonville as petitioned for by Merillat Industries, Inc. and Pine Island Tree Farms, an Ohio Partnership, being all of the owners of said real estate in the territory sought to be annexed, as described in the Petition for Annexation filed on the 14th day of February, 1992, and later amended in October 1992 with the County Commissioners of Holmes County, Ohio and accepted by the Village of Loudonville, Ohio on the 21st day of JUNE, 1993 with the passage of Ordinance No. 36-93.

Date 6/28/93

Susan R Kern
SUSAN R. KERN, CLERK-TREASURER



ORDINANCE NO. 36-93

AN ORDINANCE ACCEPTING THE APPLICATION FOR ANNEXATION OF CERTAIN TERRITORY CONTAINING APPROXIMATELY 139.589 ACRES OF LAND MORE OR LESS IN WASHINGTON TOWNSHIP, HOLMES COUNTY, OHIO.

WHEREAS, Merillat Industries, Inc. and Pine Island Tree Farms, an Ohio Partnership, petitioned the commissioners of Holmes County, Ohio for the annexation of certain real estate situated in Washington Township, Holmes County, Ohio to the Village of Loudonville, Ohio;

WHEREAS, the petition was duly considered by the Board of County Commissioners of Holmes County, Ohio, on the 11th day of January, 1993;

WHEREAS, the Board of County Commissioners of Holmes County, Ohio has approved the annexation of the territory to the Village of Loudonville as hereinafter described;

WHEREAS, a complete transcript of the proceedings with the Holmes County Commissioners, including the petition and plat map, has been certified to and is on file with the Clerk of the Village of Loudonville, Ohio;

WHEREAS, more than sixty (60) days have now elapsed since the filing of the Transcript of Proceedings with the Clerk of the Village of Loudonville in accordance with the provision of R.C. 709.04.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF LOUDONVILLE, STATE OF OHIO:

SECTION 1: That the proposed annexation as applied for in the petition of Merillat Industries, Inc. and Pine Island Tree Farms, an Ohio Partnership, and approved for annexation to the Village of Loudonville by the Board of County Commissioners of Holmes County, Ohio on the 11th day of January, 1993, is hereby accepted and approved. The territory to be annexed is described as follows:

Being a part of the northwest quarter of section 6, T-19N, R-15W, and a part of the southwest, southeast and northeast quarters of section 31, T-20N, R-15W, and a part of the northwest and southwest quarters of section 32, T-20N, R-15W, Washington Township, Holmes County, Ohio.

Beginning at the northeast corner of the northwest quarter of section 6 the TRUE POINT OF BEGINNING.

RONALD F. FORSTHOEFEL
ATTORNEY AT LAW
244 WEST MAIN STREET, LOUDONVILLE, OHIO 44842

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thence with the following EIGHTEEN (18) COURSES:

- 1) S 04 degrees 11' 14" W 204.48 feet along the quarter section line and along Twp. Rd. 457 to a point;
- 2) N 84 degrees 28' 50" W 30.01 feet along Charles Straits' (Deed vol. 245 page 599) north line to a point;
- 3) N 04 degrees 11' 14" E 203.64 feet along the westerly line of Twp. Rd. 457 and along the Village of Loudonville's existing Corporation line to a point;
- 4) N 03 degrees 38' 12" E 1505.86 feet along the westerly line of Twp. Rd. 457 and along said Corporation line to a point;
- 5) N 63 degrees 08' 35" E 34.82 feet along Consolidated Rail Corp.'s (Deed vol. 203 page 456) south line to a point on the quarter section line and in Twp. Rd. 457;
- 6) N 03 degrees 38' 12" E 27.42 feet along the quarter section line and along Twp. Rd. 457 to a point;
- 7) N 63 degrees 08' 35" E 2884.20 feet along said Consolidated Rail Corp.'s south line to a point;
- 8) N 26 degrees 51' 25" W 8.58 feet along said Consolidated Rail Corp.'s south line to a point;
- 9) S 61 degrees 51' 25" E 176.22 feet along said Consolidated Rail Corp.'s south line to a point on the quarter section line;
- 10) S 81 degrees 14' 12" E 287.10 feet along said Consolidated Rail Corp.'s south line to a point;
- 11) N 61 degrees 45' 48" E 436.26 feet along said Consolidated Rail Corp.'s south line to a point;
- 12) S 03 degrees 10' 17" W 1794.87 feet along Kenneth E. and Dorothy A. Stitzlein's (Deed vol. 214 page 629) west line to a point;
- 13) N 85 degrees 45' 25" W 1523.28 feet along David W. and Wilma E. Heffelfinger's (Deed vol. 192 page 174) north line to a point;

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- 14) S 03 degrees 37' 09" W 1393.92 feet along said Heffelfinger's west line and along David W. and Kim E. Stitzlein et. al.'s (Deed vol. 213 page 312) west line to a point on the section line;
- 15) N 85 degrees 45' 25" W 1499.20 feet along the section line to a point;
- 16) N 03 degrees 38' 12" E 150.00 feet along John M. Butler's (Deed vol. 234 page 453) east line to a point;
- 17) N 85 degrees 45' 25" W 290.40 feet along said Butler's north line to a point on the quarter section line and in Twp. Rd. 457;
- 18) S 03 degrees 38' 12" W 150.00 feet along the quarter section line and along Twp. Rd. 457 to the TRUE POINT OF BEGINNING.

The above described lands contain 139.589 acres calculated (139.544 acres record).

Containing a part (1.184 acres) of the lands conveyed unto Merillat Industries, Inc. in Deed vol. 244 page 722 and containing all the lands conveyed unto Pine Island Tree Farms (138.360 acres deed and 138.405 acres calculated) in Deed vol. 232 page 7.

The acreage from each quarter section is as follows:

N.W. Quarter Section 6 -	0.140 acres
S.W. Quarter Section 31 -	1.044 acres
S.E. Quarter Section 31 -	109.545 acres
N.E. Quarter Section 31 -	3.970 acres
N.W. Quarter Section 32 -	5.450 acres
S.W. Quarter Section 32 -	19.440 acres

This map and description prepared from various deeds, maps and surveys of record by Donald C. Baker, PS 6938. September 4, 1992.

The certified transcript of the Proceedings for Annexation together with an accurate map of the territory and the Petition for Annexation and other papers relating to the proceedings of the Holmes County Commissioners are on file with the Clerk of the Village of Loudonville and have been on file as provided for and in accordance with R.C. 709.04.

SECTION 2: The Clerk of the Village of Loudonville is hereby directed to make three (3) copies of the Ordinance and to certify the same, to each if which shall be attached a copy of

RONALD P. FORSTHOEFEL
ATTORNEY AT LAW
244 WEST MAIN STREET, LOUDONVILLE, OHIO 44842

the map accompanying the Petition for Annexation, a copy of the Transcript of Proceedings of the Board of County Commissioners of Holmes County, Ohio relating thereto any certificate as to the correctness thereof. The Village Clerk shall then forthwith deliver one certified copy, embossed with the Clerk's seal to the Holmes County Auditor, one copy to the Holmes County Recorder, and one copy to the Secretary of State of the State of Ohio, and shall do all other things required by law.

SECTION 3: That this Ordinance shall take effect and be in force at the earliest date allowed by law.

Date 6/21/93

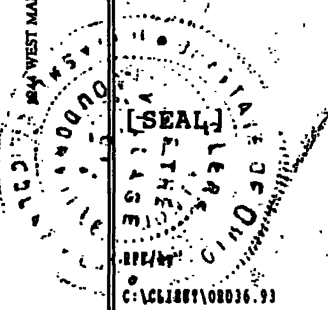
Thomas R. Miller
THOMAS R. MILLER, MAYOR

CLERK'S CERTIFICATE

I, Susan R. Kern, Clerk-Treasurer of the Village of Loudonville, Ashland and Holmes Counties, Ohio, do hereby certify the above to be a true and exact copy of Ordinance No. 36-93 as the same was passed by the Council of the Village of Loudonville on the 21st day of June, 1993.

Susan R. Kern
SUSAN R. KERN,
CLERK-TREASURER

RONALD F. FORSTHOEFEL
ATTORNEY AT LAW
104 WEST MAIN STREET, LOUDONVILLE, OHIO 44842



VOL 260 PART 610 *Holmes County Commissioners*

34D SOUTH CLAY STREET
MILLERSBURG, OHIO 44654-1363

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

Resolution for Annexation

RESOLUTION # 01-11-93-1

ORDER OF THE HOLMES COUNTY COMMISSIONERS
AUTHORIZING AND APPROVING THE ANNEXATION PETITION OF PINE
ISLAND/MERRILLAT TO THE VILLAGE OF LOUDONVILLE, OHIO

The Board of County Commissioners of Holmes County, Ohio, proceedings this 11th day of January, 1993 at 2:00 p.m., to hear the petition of Pine Island/Merrillat for the annexation to the Village of Loudonville, Ohio of certain territory described in Petition Resolution # 11-09-92-2, 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:

1. The petition contains all matters required bylaw, 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.
2. The matters alleged in the petition are true.
3. Notice of the filing of said petition has been published as required by law, and notice was given to the Clerk of Washington Township and the Clerk of the Village of Loudonville, Ohio.
4. 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.

Resolution # 01-11-93-1

5. The Village of Loudonville has complied with division (B) of Section 709.031 of the Revised Code of Ohio, by passing Ordinance No. 94-92 setting forth what services will be provided to the territory proposed to be annexed to the Village of Loudonville and filing the Ordinance with the Board of County Commissioners, Holmes County, Ohio.
6. The territory to be annexed is not unreasonably large.
7. The territory is adjacent to the Village of Loudonville.
8. The map and the description of the territory contained in the petition are accurate.
9. 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 Loudonville, 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 having 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 Loudonville, Ohio.

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

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Resolution # 01-11-93-1

Mr. Bell	<u><i>Bee</i></u>	yes
Mrs. Miller	<u><i>Hean Miller</i></u>	yes
Mr. Baker	<u><i>John W. Baker</i></u>	yes

The below signed Clerk/Administrator to the Board hereby certifies that the preceding Resolution # 01-11-93-1 is a true and exact copy of a Resolution adopted during the regular business meeting of January 11, 1993 and recorded in Commissioners Journal 29, under that date.

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

cc
 Agent for Petitioners
 Village of Loudonville
 Washington Township Clerk
 Auditor
 Engineer
 Tax Map
 File

Vol 260 PAGE 813

PETITION FOR ANNEXATION
ON APPLICATION OF OWNERS
TO BOARD OF COUNTY COMMISSIONERS
OF HOLMES COUNTY, STATE OF OHIO

The undersigned being a majority of the owners of real estate in the territory, hereby petition for the annexation of the following territory to the Village of Loudonville, Holmes County, Ohio:

Being a part of the northwest quarter of section 6, T-19N, R-15W, and a part of the southwest, southeast and northeast quarters of section 31, T-20N, R-15W, and a part of the northwest and southwest quarters of section 32, T-20N, R-15W, Washington Township, Holmes County, Ohio.

Beginning at the northeast corner of the northwest quarter of section 6 the TRUE POINT OF BEGINNING.

thence with the following EIGHTEEN (18) COURSES:

- 1) S 04 degrees 11' 14" W 204.48 feet along the quarter section line and along Twp. Rd. 457 to a point;
- 2) N 84 degrees 28' 50" W 30.01 feet along Charles Straite's (Deed Vol. 245 Page 599) north line to a point;
- 3) N 04 degrees 11' 14" E 203.64 feet along the westerly line of Twp. Rd. 457 and along the Village of Loudonville's existing Corporation line to a point;
- 4) N 03 degrees 38' 12" E 1505.86 feet along the westerly line of Twp. Rd. 457 and along said Corporation line to a point;
- 5) N 63 degrees 08' 35" E 34.82 feet along Consolidated Rail Corp.'s (Deed Vol. 203 Page 456) south line to a point on the quarter section line and in Twp. Rd. 457;
- 6) N 03 degrees 38' 12" E 152.07 feet along the section line and along Twp. Rd. 457 to a point;
- 7) N 64 degrees 36' 57" E 2884.20 feet along said Consolidated Rail Corp.'s south line to a point;
- 8) N 25 degrees 23' 03" W 8.58 feet along said Consolidated Rail Corp.'s south line to a point;
- 9) S 60 degrees 23' 03" E 176.22 feet along said Consolidated Rail Corp.'s south line to a point on the quarter section line;
- 10) S 79 degrees 23' 03" E 287.10 feet along said Consolidated Rail Corp.'s south line to a point;
- 11) N 63 degrees 36' 57" E 436.26 feet along said Consolidated Rail Corp.'s south line to a point;
- 12) S 04 degrees 23' 53" W 1794.87 feet along Kenneth E. & Dorothy A. Stitzlein's (Deed Vol. 214 Page 629) west line to a point;
- 13) N 86 degrees 21' 48" W 1523.28 feet along David W. and Wilma E. Heffelfinger's (Deed Vol. 192 Page 174) north line to a point;
- 14) S 03 degrees 38' 12" W 1393.92 feet along said Heffelfinger's west line and along David W. & Kim E. Stitzlein et al.'s (Deed Vol. 213 Page 312) west line to a point on the section line;
- 15) N 86 degrees 21' 48" W 1501.50 feet along the section line to a point;
- 16) N 03 degrees 38' 12" E 150.00 feet along John M. Butler's (Deed Vol. 234 Page 453) east line to a point;
- 17) N 86 degrees 21' 48" W 290.40 feet along said Butler's north line to a point on the quarter section line and in Twp. Rd. 457;
- 18) S 03 degrees 38' 12" W 150.00 feet along the quarter section line and along Twp. Rd. 457 to the TRUE POINT OF BEGINNING.

The above described lands contain 144.739 acres calculated (139.544 acres record).

Containing a part (1.184 acres) of the lands conveyed unto Merillat Industries, Inc. in Deed Vol 244 Page 722 and containing

PETITION FOR ANNEXATION
PAGE 2

all the lands conveyed unto Pine Island Tree Farms (138.360 acres deed and 143.555 acres calculated) in Deed Vol. 232 Page 7.

The acreage from each quarter section is as follows:

- N.W. Qtr. Section 6 - 0.140 acres.
- S.W. Qtr. Section 31 - 1.044 acres.
- S.E. Qtr. Section 31 - 114.695 acres.
- N.E. Qtr. Section 31 - 3.970 acres.
- N.W. Qtr. Section 32 - 5.450 acres.
- S.W. Qtr. Section 32 - 19.440 acres.

This map and description prepared from various deeds, maps and surveys of record by Donald C. Baker, PS 6938.

Prior Deed Reference: Volume 232, Page 7 & Volume 244, Page 722

The territory is adjacent to and contiguous with the Village of Loudonville, Ohio.

Attached is an accurate plat showing the boundaries of the territories sought to be annexed.

There are two (2) owners of real estate in the territories sought to be annexed, both owners being the Petitioners, Pine Island Tree Farms, an Ohio Partnership, and Merillat Industries, Inc., a Michigan Corporation.

Ronald P. Forsthoefel is hereby appointed agent for the Petitioners as required by R.C. 709.02 with full power to amend, increase or decrease the area to do any and all things essential thereto and to take any action necessary for obtaining the granting of this Petition without further expressed consent of the Petitioners.

IN WITNESS WHEREOF, we, the duly authorized representatives of the Petitioners hereby set our hands this 12th day of FEBRUARY, 1992.

PINE ISLAND TREE FARMS,
AN OHIO PARTNERSHIP

Ronald P. Forsthoefel

By: James L. Herr
General Partner

Yeri Long

MERRILLAT INDUSTRIES, INC.

Catherine Grace James

By: John Thurman
John Thurman, Vice President/Finance

Beverly A. Pierucki

RECEIVED

FEB 14 1992

**HOLMES COUNTY
COMMISSIONERS**

AMENDED LEGAL DESCRIPTION FOR TERRITORY
PROPOSED FOR ANNEXATION

Now comes Ronald P. Forsthoefel, agent for the petitioners Pine Island Tree Farms, an Ohio Partnership and Merillat Industries, Inc. and submits the following amended legal description for the property proposed for annexation to the Village of Loudonville, Holmes County, Ohio, from Washington Township, Holmes County, Ohio, which is set forth as follows:

Being a part of the northwest quarter of section 6, T-19N, R-15W, and a part of the southwest, southeast and northeast quarters of section 31, T-20N, R-15W, and a part of the northwest and southwest quarters of section 32, T-20N, R-15W, Washington Township, Holmes County, Ohio.

Beginning at the northeast corner of the northwest quarter of section 6 the TRUE POINT OF BEGINNING.

thence with the following EIGHTEEN (18) COURSES:

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- 2) N 84 degrees 28' 50" W 30.01 feet along Charles Straits' (Deed vol. 245 page 599) north line to a point;
- 3) N 04 degrees 11' 14" E 203.64 feet along the westerly line of Twp. Rd. 457 and along the Village of Loudonville's existing Corporation line to a point;
- 4) N 03 degrees 38' 12" E 1505.86 feet along the westerly line of Twp. Rd. 457 and along said Corporation line to a point;
- 5) N 63 degrees 08' 35" E 34.82 feet along Consolidated Rail Corp.'s (Deed vol. 203 page 456) south line to a point on the quarter section line and in Twp. Rd. 457;
- 6) N 03 degrees 38' 12" E 27.42 feet along the quarter section line and along Twp. Rd. 457 to a point;
- 7) N 63 degrees 08' 35" E 2884.20 feet along said Consolidated Rail Corp.'s south line to a point;
- 8) N 26 degrees 51' 25" W 8.58 feet along said Consolidated Rail Corp.'s south line to a point;
- 9) S 61 degrees 51' 25" E 176.22 feet along said Consolidated Rail Corp.'s south line to a point on the quarter section line;
- 10) S 81 degrees 14' 12" E 287.10 feet along said Consolidated Rail Corp.'s south line to a point;

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- 11) N 61 degrees 45' 48" E 436.26 feet along said Consolidated Rail Corp.'s south line to a point;
- 12) S 03 degrees 10' 17" W 1794.87 feet along Kenneth E. and Dorothy A. Stitzlein's (Deed vol. 214 page 629) west line to a point;
- 13) N 85 degrees 45' 25" W 1523.28 feet along David W. and Wilma E. Heffelfinger's (Deed vol. 192 page 174) north line to a point;
- 14) S 03 degrees 37' 09" W 1393.92 feet along said Heffelfinger's west line and along David W. and Kim E. Stitzlein et. al.'s (Deed vol. 213 page 312) west line to a point on the section line;
- 15) N 85 degrees 45' 25" W 1499.20 feet along the section line to a point;
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- 17) N 85 degrees 45' 25" W 290.40 feet along said Butler's north line to a point on the quarter section line and in Twp. Rd. 457;
- 18) S 03 degrees 38' 12" W 150.00 feet along the quarter section line and along Twp. Rd. 457 to the TRUE POINT OF BEGINNING.

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Containing a part (1.184 acres) of the lands conveyed unto Merillat Industries, Inc. in Deed vol. 244 page 722 and containing all the lands conveyed unto Pine Island Tree Farms (138.360 acres deed and 138.405 acres calculated) in Deed vol. 232 page 7.

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N.W. Quarter Section 6 -	0.140 acres
S.W. Quarter Section 31 -	1.044 acres
S.E. Quarter Section 31 -	109.545 acres
N.E. Quarter Section 31 -	3.970 acres
N.W. Quarter Section 32 -	5.450 acres
S.W. Quarter Section 32 -	19.440 acres

This map and description prepared from various deeds, maps and surveys of record by Donald C. Baker, PS 6938. September 4, 1992.

APPROVED 10/2/92 RJ
 PLAT REQUIRED
 NO PLAT REQUIRED
 HOLMES CO TAX MAP OFFICE
 "Legal Description Only"
 Plat vol. 13pg. 195

Addendum "A"
Resolution # 11-09-92-2
Page 3
VOL 260 PA. 617

The undersigned agent for petitioners hereby requests that said legal description be adopted as the correct description for the property to be annexed. Said agent states on behalf of the petitioners that the territory proposed to be annexed has not changed in identity but that the amendments set forth in the above amended description are corrections to the original description which more accurately identify the property initially proposed for annexation and are technical and mathematical in nature but do not change the initial intended boundaries of the property proposed for annexation.

The undersigned agent for the petitioners hereby requests that the legal description set forth above be adopted and utilized in all future proceedings relating to this annexation.

Teri Long
Deborah B. Green

Donald P. Southwell
Agent for Petitioners

C:\CLIENT\PINEISLAND.AMD

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NOV 10 1992

RICHARD A. GRAVEN
DIRECTOR

Rec'd JUL 07 1993 AT 12:45 O'CLOCK P.M.
Recorded JUL 08 1993 Holmes Co. Ohio Fee \$58.00
Deed Vol. 260 Pg. 605 Recorded by Jolly Miller

For est. keep file