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Vol 186 ^{paid \$8.00} PAGE 895

VILLAGE OF *Millersburg*
Millersburg, Ohio
44654

TELEPHONES
CLERK 674-1886
POLICE 674-5931

RECEIVED
FEB 6 1974
JOHN OSWALD
AUDITOR

Mr. John Oswald, Auditor
Holmes County
Court House
Millersburg, Ohio 44654

CERTIFICATION

I, Samuel P. Riggle Jr., do hereby certify that: I am Clerk of the Village of Millersburg, Ohio: that I am the keeper of the official records, minutes and seal of the Village of Millersburg, Ohio: that the attached document is a true, complete and correct copy of the Ordinance No. 73-1002 of the Village of Millersburg as originally adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village of Millersburg, Ohio this sixth day of February, 1974.

Samuel P. Riggle Jr.
Clerk



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ORDINANCE NO. 73-1002

ACCEPTING APPLICATION FOR ANNEXATION OF TERRITORY.

BE IT ORDAINED by the Council of the Village of Millersburg, State of Ohio:

Section 1: That the application of Joseph M. Momchilov and Fay P. Momchilov for the annexation of the following described territory in the County of Holmes and adjacent to the Village of Millersburg, to-wit:

Situated in the Township of Hardy, County of Holmes, State of Ohio and being known as being a part of the Southeast Quarter, Section 11, and part of the Southwest Quarter Section 11, Township 9, Range 7, and more fully described as follows:

Commencing at the Northwest corner of the Southeast Quarter Section 11. Thence South 89 degrees 33 minutes West 172 feet to an iron pin. Thence South 5 degrees 31 minutes West 231.39 feet to an iron pin. Thence South 83 degrees 09 minutes West 71.20 feet to an iron pin. Thence South 10 degrees 54 minutes West 168.80 feet to an iron pin. Thence South 57 degrees 26 minutes East 50.45 feet to an iron pin. Thence South 0 degrees 18 minutes East 434.10 feet to an iron pin. Thence South 23 degrees 43 minutes West 96.30 feet to an iron pin in the center line of S.R.62. Thence South 54 degrees 26 minutes West along the center line of S.R.62 138.7 feet to a point on the quarter section line. Thence South along the center line of S.R.62 790 feet plus or minus to a point in the center line of S.R.62. Thence North 15 degrees 00 minutes East 211.0 feet to a point. Thence North 81 degrees 00 minutes West 211.0 feet to a point on the existing Millersburg corporation line. Thence North 15 degrees 15 minutes East along the existing corporation line of the Village of Millersburg 1,171.50 feet to a point on the quarter section line. Thence South 88 degrees 15 minutes East along the quarter section line 590.04 feet to the place of beginning containing 19.21 acres to be annexed to the Village of Millersburg,

an accurate map of which territory, together with the petition for its annexation and other papers relating thereto, and a certified transcript of the proceedings of the county commissioners in relation thereto are on file with the Clerk of said village, be and the same is hereby accepted.

Section 2. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: JANUARY 28, 1974

Robert R. Casey
Council President

APPROVED: JANUARY 28, 1974

William A. Allen
Mayor

ATTEST: S.P. Piggott
Village Clerk

LAW OFFICES
SCHULER, MILLER
& SCHULER
PROFESSIONAL BUILDING
MILLERSBURG, OHIO 44654
PHONE: 874-3055

ATTORNEYS AT LAW
MILLERSBURG, OHIO

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ANNEXATION PETITION

To the Board of Commissioners of
Holmes County, State of Ohio

August 20, 1973

The undersigned, being all of the owners of real estate in the following described territory in the County of Holmes and adjacent to the Village of Millersburg said property being described as follows to-wit:

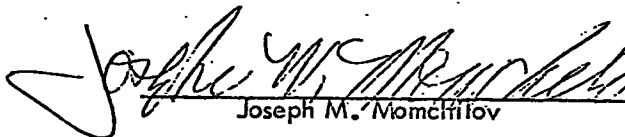
Situated in the township of Hardy, county of Holmes, state of Ohio and being known as being a part of the Southeast Quarter, Section 11, and part of the Southwest Quarter Section 11, Township 9, Range 7, and more fully described as follows:

Commencing at the Northwest corner of the Southeast Quarter Section 11. Thence S-89-33' W 172' to an iron pin. Thence S-5-31' W 281.39' to an iron pin. Thence S-83-09' W 71.20' to an iron pin. Thence S-10-54' W 168.80' to an iron pin. Thence S-57-26' E 50.45' to an iron pin. Thence S-0-18' E 434.10' to an iron pin. Thence S-23-43' W 96.30' to an iron pin in the center line of S. R. 62. Thence S-54-26' W along the center line of S. R. 62 138.7' to a point on the quarter section line. Thence South along the center line of S. R. 62 790' plus or minus to a point in the center line of S. R. 62. Thence N-15-00' E 211.0' to a point. Thence N-81-00' W 211.0' to a point on the existing Millersburg corporation line. Thence N-15-15' E along the existing corporation line of the village of Millersburg 1,171.50' to a point on the quarter section line. Thence S-88-15' E along the quarter section line 590.04' to the place of beginning containing 19.21 acres to be annexed to the village of Millersburg.

An accurate map of which territory is attached hereto, respectfully petition that the above described territory, being next to the Village of Millersburg.

John W. Schuler hereby is authorized to act as agent of the petitioners in securing such petition.

The number of owners of real estate in the territory sought to be annexed is 2.


Joseph M. Momchilov


Fay P. Momchilov

1973

ANNEXATION ORDER

The commissioners of County of Holmes, State of Ohio, having heard the petition of John W. Schuler and others to obtain the annexation of the territory in their petition described, to the Village of Millersburg and having at an open meeting heard all the persons desiring to be heard for or against the granting of said petition and having considered the affidavits presented with reference thereto, and being fully advised find:

1. The petition contains all matters required in Section 709.02 of the Revised Code;
2. Notice has been published as required by Sections 709.03 and 709.03.1 of the Revised Code;
3. The persons whose names are subscribed to the petition are owners of real estate in the territory described in the petition, and, as of the time the petition was filed with this Board of County Commissioners, the number of valid signatures on the petition constitutes a majority of the owners of real estate in the territory proposed to be annexed;
4. The territory included in the annexation petition is not unreasonably large;
5. The plat of the territory to be annexed is accurate; and
6. The general good of the territory sought to be annexed will be served if the annexation petition is granted.

It is hereby ordered that the prayer of said petition be granted and that the territory described in said petition be annexed to the Village of Millersburg in accordance with the 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 the map attached hereto, and all the papers on file relating to said matter, be delivered to the auditor or clerk of the Village of Millersburg.

October 22, 1973
Board of Commissioners, Holmes
County, Ohio

By:

Ralph Kanner
John Linsinger
Warren Maddie

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LEGAL NOTICE

Notice is hereby given that on the 26th day of August, 1973 there was presented to the Board of Commissioners of the County of Holmes, State of Ohio, a petition signed by all of the owners of real estate in the following described territory situated in the County of Holmes and adjacent to the Village of Millersburg to-wit:

Situated in the Township of Hardy, County of Holmes, State of Ohio and being known as being a part of the Southeast Quarter, Section 11, and part of the Southwest Quarter Section 11, Township 9, Range 7, and more fully described as follows:

Commencing at the Northwest corner of the Southeast Quarter Section 11. Thence S-89-33' W 172' to an iron pin. Thence S-5-31' W 281.39' to an iron pin. Thence S-63-09' W 71.20' to an iron pin. Thence S-10-54' W 158.30' to an iron pin. Thence S-57-26' E 50.45' to an iron pin. Thence S-0-18' E 434.10' to an iron pin. Thence S-23-43' W 96.30' to an iron pin in the center line of S. R. 62. Thence S-54-25' W along the center line of S. R. 62 138.7' to a point on the quarter section line. Thence South along the center line of S. R. 62 790' plus or minus to a point in the center line of S. R. 62. Thence N-15-09' E 211.0' to a point. Thence N-81-09' W 211.0' to a point on the existing Millersburg corporation line. Thence N-15-15' E along the existing corporation line of the Village of Millersburg 1,171.30' to a point on the quarter section line. Thence S-88-15' E along the quarter section line 559.04' to the place of beginning containing 19.21 acres to be annexed to the Village of Millersburg.

Praying therein that said territory be annexed to the Village of Millersburg in the manner provided by law and designating the undersigned as their agent in securing such annexation.

The said Board of Commissioners has fixed the 22nd day of October, 1973 at 11:00 o'clock a.m. as the time for hearing said petition in the office of the Board of Commissioners, Court House, Millersburg, Ohio.

John W. Schuler
Agent for Petitioners
Joseph M. & Fay P. Mamchilov

**THE STATE OF OHIO
Holmes County, ss.**

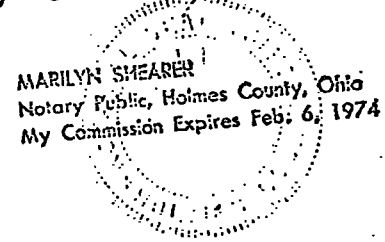
I, Garnet R. Schonauer of
The Holmes County Farmer-Hub
a newspaper of general circulation within said Holmes County, being
duly sworn, depose and say that the notice of which the annexed is
a true copy was published in said newspaper 4 consecutive
weeks, commencing on the 23rd day of August
A. D., 1973.

Garnet R. Schonauer

SWORN TO AND SUBSCRIBED before me this
2nd day of November, 1973

By Marilyn Shearer

Printer's Fee \$ 51.84
Affidavit _____
TOTAL \$ 51.84



CERTIFIED TRANSCRIPT

I hereby certify that the Board of County Commissioners, of Holmes County, Ohio, on the 22nd day of October, 1973, approved the annexation petition for the annexation of 19.21 acres to the Village of Millersburg as set forth in the petition of Joseph M. Momchilov and Fay P. Momchilov, dated August 20, 1973.

A copy of the petition, map, orders, and related papers are attached hereto and made a part hereof.

Certified correct by John Oswald, Clerk of the Board of County Commissioners, Holmes County, Ohio.

John Oswald
JOHN OSWALD, CLERK

DATED: 11-2-1973

101496

REC'D: April 26, 1974
AT 10:18 D'CLOCK a.m.
RECORDED: April 26, 1974
HOLMES CO. Deed VOL 186 PG. 895
FEES 8.00
Richard Brown RECORDER