

Deed Vol 219. Pg 45

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Paid 422.00
VOL 219 PAGE 45

IN THE COUNTY OF HOLMES, STATE OF OHIO

IN RE: ANNEXATION OF PROPERTY OF LESLIE E. AND MABEL L. MULLETT
(Annexation Petition).

JOURNAL ENTRY

WHEREAS:

1. Brian W. Smith, Agent, filed on the 26th day of April, 1982, his application for annexation of certain real estate in Killbuck Township, to the Village of Killbuck.
2. The Clerk entered the same upon the records of this Board's Journal.
3. The petition and exhibits thereto were filed with the County Auditor.
4. The Agent for said petitioner did cause written notice of the filing of the proceedings and the date thereof to be delivered to the Clerk of legislative authority of the Village of Killbuck, Ohio, and to the Clerk of Killbuck Township, Holmes County, Ohio.
5. The notice of the time and place of the hearing was published and notices were delivered to the persons required by law.
6. The Board of County Commissioners heard this matter at 1:45 P. M. on the 28 day of June, 1982.

From the foregoing, this Board of County Commissioners finds:

1. The petition contains all matter required pursuant to Section 709.02 of the Revised Code of Ohio;
2. That said notice has been published as required by Section 709.031 of the Revised Code;
3. The persons whose names are subscribed to the petition are the owners of real estate located in the territory in the petition, and as of the time the petition was filed, the number of valid signatures on the petition constituted a majority of the owners of real estate in the

TRANSFER NOT NECESSARY

DATE 12-16-82

AUDITOR Darrell Conkle
mc

JUL 07 REG

territory proposed to be annexed;

- 4. The territory included in the annexation petition is not unreasonably large;
- 5. The map or plat annexed to said petition is accurate;
- 6. In the general good of the territory sought to be annexed will be served if the annexation petition is granted.

It is therefore ordered that such annexation be approved; that a certified transcript of all the orders of this Board, signed by a majority of the members of this Board, the petition, map, and all other papers on file and related to the annexation proceedings, be delivered to the Clerk of the Village of Killbuck, Ohio.

The foregoing was made upon the motion of Nowels with Hershberger and Maurer voting "aye".

BOARD OF COUNTY COMMISSIONERS

Robert S. Mann
Clayton Hershberger
Jack E. Nowels

Dated: 6/28/82

I do hereby certify this to be a True Copy.

Irma Lance, Dep. Clerk
page 266 Comm Journal # 26
7/7/82

JUL 07 RECD

LEGAL NOTICE OF ANNEXATION PETITION

ORDER OF THE COUNTY COMMISSIONERS
HOLMES COUNTY, OHIO

It has hereby been ordered by the Board of County Commissioners that the annexation petition of Leslie E. and Mabel L. Mullett, for the annexation to the Village of Killbuck of the property described on the attached description and plat has been filed with the Board of County Commissioners the 26th day of April, 1982; that a copy thereof has been filed with the Holmes County Auditor; that said matter upon such petition and application shall be on for public hearing before said Board of County Commissioners on the *28th* day of *JUNE*, 1982, at *1:00* P. M. at the office of the County Commissioners, Millersburg, Ohio, at which time any person interested may appear in person or by attorney, and any other person may appear in person and support or contest the granting of the prayer of such petition, all of which is provided for pursuant to Ohio Revised Code 709.032.

A complete description of said property is as follows:

Situated in the southwest quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, and more fully described as follows:

Commencing at an iron pin marking the northeast corner of lot 155 of the Village of Killbuck in the southwest quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, the place of beginning for the tract herein described to be annexed; thence North 10° 52' East along the west side of a 33.00' Street 297.00' to an iron pin; thence North 78° 00' East along the north end of the dedicated portion of the 33.00' Street 35.81' to an iron pin; thence South 84° 20' East 180.00' to an iron pin; thence South 10° 52' West 225.25' to an iron pin; thence North 75° 50' West 124.55' to an iron pin; thence South 69° 52' West 64.75' to an iron pin on the East side of the 33.00' street; thence South 10° 52' West along the East side of the 33.00' street 87.62' to an iron pin on the Corporation line of the Village of Killbuck; thence North 67° 30' West along the Corporation line of the Village of Killbuck 33.69' to the place of beginning for the parcel of land to be annexed containing in all 1.115 acres of which 0.233 acres is contained in the Street portion being the same more or less but subject to all legal highways, and savings and reserving the 33.00' street for public use and service forever. The street portion being more particularly described as follows:

JUL 07 1982

Commencing at the same above starting point; thence North 10° 52' East along the west side of the Street 297.00' to an iron pin; thence North 78° 00' East along the North end of the dedicated portion of the 33.00' Street 35.81'; thence South 10° 52' West along the East side of the Street 317.70' to an iron pin on the Corporation line of the Village of Killbuck; thence North 67° 30' West along the said Corporation line and along the South end of the dedicated portion of the Street 33.69' to the place of beginning.

PUBLISHERS NOTE

Publish four (4) consecutive weeks beginning the 6TH

day of MAY, 1982.

6 13TH "

6 20 "

6 27 "

I do hereby certify this to be a true copy of publication

Debra Lauer, Dep. Clerk

7/7/82

JUL 07 REC'D

LEGAL NOTICE OF ANNEXATION PETITION ORDER OF THE COUNTY COMMISSIONERS HOLMES COUNTY, OHIO

It is hereby been ordered by the Board of County Commissioners that the annexation petition of Leslie E. and Mabel L. Mullett, for the annexation to the Village of Killbuck of the property described on the attached description and plat has been filed with the Board of County Commissioners the 26th day of April, 1982; that a copy thereof has been filed with the Holmes County Auditor; that said matter upon such petition and application shall be on for public hearing before said Board of County Commissioners on the 28th day of June, 1982, at 1:00 p.m. at the office of the County Commissioners, Millersburg, Ohio, at which time any person interested may appear in person or by attorney, and any other person may appear in person and support or contest the granting of the prayer of such petition, all of which is provided for pursuant to Ohio Revised Code 709.032.

A complete description of said property of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, and more fully described as follows:

Commencing at an iron pin marking the northeast corner of Lot 135 of the Village of Killbuck in the southwest quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, the place of beginning for the tract herein described to be annexed; thence North 10° 52' East along the west side of a 33.00' Street 297.00' to an iron pin; thence North 78° 00' East along the north end of the dedicated portion of the 33.00' Street 35.81' to an iron pin; thence South 84° 20' East 180.00' to an iron pin; thence South 10° 52' West 225.25' to an iron pin; thence North 73° 30' West 124.35' to an iron pin; thence South 69° 52' West 64.75' to an iron pin on the East side of the 33.00' street; thence South 10° 52' West along the East side of the 33.00' street 87.62' to an iron pin on the Corporation line of the Village of Killbuck; thence North 67° 30' West along the Corporation line of the Village of Killbuck 33.69' to the place of beginning for the parcel of land to be annexed containing in all 1.115 acres of which 0.233 acres is contained in the Street portion being the same more or less but subject to all legal highways, and savings an reserving the 33.00' street for public use and service forever. The street portion being more particularly described as follows:

Commencing at the same above starting point; thence North 10° 52' East along the west side of the Street 297.00' to an iron pin; thence North 78° 00' East along the North end of the dedicated portion of the 33.00' Street 35.81'; thence south 10° 52' West along the East side of the Street 317.70' to an iron pin on the Corporation line of the Village of Killbuck; thence North 67° 30' West along the said Corporation line and along the South end of the dedicated portion of the Street 33.69' to the place of beginning.

THE STATE OF OHIO
Holmes County, ss.

I, Betty J. Hinkle 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 four consecutive weeks, commencing on the 6th day of May

A. D., 1982

Betty J. Hinkle

SWORN TO AND SUBSCRIBED before me this

28th day of May, 1982

By *Marilyn Ann Kearney*

Printer's Fee \$ 149.60

Affidavit — 0 —

TOTAL \$ 149.60

11" 4X

I do hereby certify this to be a true copy.
Irma Lance, Dep. Clerk 7/7/82

VOL 219 PAGE 50

IN THE COUNTY OF HOLMES, STATE OF OHIO

JUL 07 REC'D

IN RE: ANNEXATION OF PROPERTY OF LESLIE E. AND MABEL L. MULLETT

Annexation Petition

JOURNAL ENTRY

Brian W. Smith, Agent, filed this 26th day of April, 1982, his application for annexation of a certain tract described on the attached description and plat, Killbuck Township, to the Village of Killbuck, it is hereby ordered that the Clerk shall enter the same upon the records of this Board's Journal; that the petition and exhibits thereto shall be filed with the County Auditor; that the Agent shall cause written notice of the filing of the proceedings and the date thereof to be delivered to the clerk of legislative authority to the Village of Killbuck and to the Clerk of Killbuck Township and that notice of the time and place of the hearing be published and said notice delivered to the persons required by law.

It is the further order of this Board of County Commissioners that this matter shall be on for hearing at 1:00 P. M. on the 28 day of June, 1982.

The foregoing order was made upon the motion of

Nowels with *Hershberger*
and *Maurer* voting "aye".

BOARD OF COUNTY COMMISSIONERS

Robert S. Maurer
Clayton Hershberger
Jack E. Nowels

I do hereby certify that this is a true copy.
Page 237 - CS #26

Jenna Loney, Dep. Clerk
7/7/82

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IN THE COUNTY OF HOLMES, STATE OF OHIO

IN RE: ANNEXATION OF PROPERTY OF LESLIE E. AND MABEL L. MULLETT

Revised Code Sec. 709.02,
Annexation Petition

PETITION FOR ANNEXATION

TO THE COMMISSIONERS OF HOLMES COUNTY, STATE OF OHIO:

The undersigned being the sole owner of a freehold estate, therefore a majority of the owners, in the following described territory, situated in the Township of Killbuck, County of Holmes, State of Ohio, which said property is adjacent and contiguous to the Village of Killbuck, Ohio, hereby petition by application to said Commissioners to annex the following described real property to the Village of Killbuck.

A. SAID REAL ESTATE IS DESCRIBED FULLY AS FOLLOWS:

Situated in the southwest quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, and more fully described as follows:

Commencing at an iron pin marking the northeast corner of Lot 135 of the Village of Killbuck in the southwest quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, the place of beginning for the tract herein described to be annexed; thence North 10° 52' East along the west side of a 33.00' Street 297.00' to an iron pin; thence North 78° 00' East along the north end of the dedicated portion of the 33.00' Street 35.81' to an iron pin; thence South 84° 20' East 180.00' to an iron pin; thence South 10° 52' West 225.25' to an iron pin; thence North 73° 30' West 124.35' to an iron pin; thence South 69° 52' West 64.75 to an iron pin on the East side of the 33.00' street; thence South 10° 52' West along the East side of the 33.00' street 87.62' to an iron pin on the Corporation line of the Village of Killbuck; thence North 67° 30' West along the Corporation line of the Village of Killbuck 33.69' to the place of beginning for the parcel of land to be annexed containing in all 1.115 acres of which 0.233 acres is contained in the Street portion being the same more or less but subject to all legal highways, and savings and reserving the 33.00' street for public use and service forever. The street portion being more particularly described as follows: Commencing at the same above starting point; thence North 10° 52' East along the west side of the Street 297.00' to an iron pin; thence North 78° 00' East along the North end of the dedicated portion of the 33.00' Street 35.81'; thence South 10° 52' West along the East side of the Street 317.70' to an iron pin on the Corporation line of the Village of Killbuck; thence North 67° 30' West along the said Corporation line and along the South end of the dedicated portion of the Street 33.69' to the place of beginning.

RECEIVED

APR 26 1982

DARRELL CONKLE
AUDITOR

USE OF (new)

B. MAP OR PLAT:

An accurate plat of said described real estate is annexed hereto marked "Exhibit A", to which reference is made hereby adopting and incorporating such as if more fully rewritten herein.

C. NUMBER OF OWNERS:

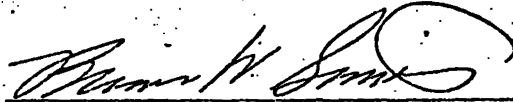
The following are all of the owners of real estate in the territory to be annexed:

Leslie E. and Mabel L. Mullett

D. AGENT DESIGNATION:

Brian W. Smith, R. F. D. #2, Dundee, Ohio, 44624, is hereby appointed agent to represent Petitioner for the proceedings herein, with full power and authority to make any amendments and/or deletions which in his absolute and complete discretion it is necessary or proper under the circumstances then existing. Copy attached.

WHEREFORE, applicants hereby petition Commissioners for said annexation; that the Commisioners cause this petition to be filed pursuant to law; and that a hearing date be set pursuant to law so as to permit proper notice of said hearing to be given.



Brian W. Smith, Agent

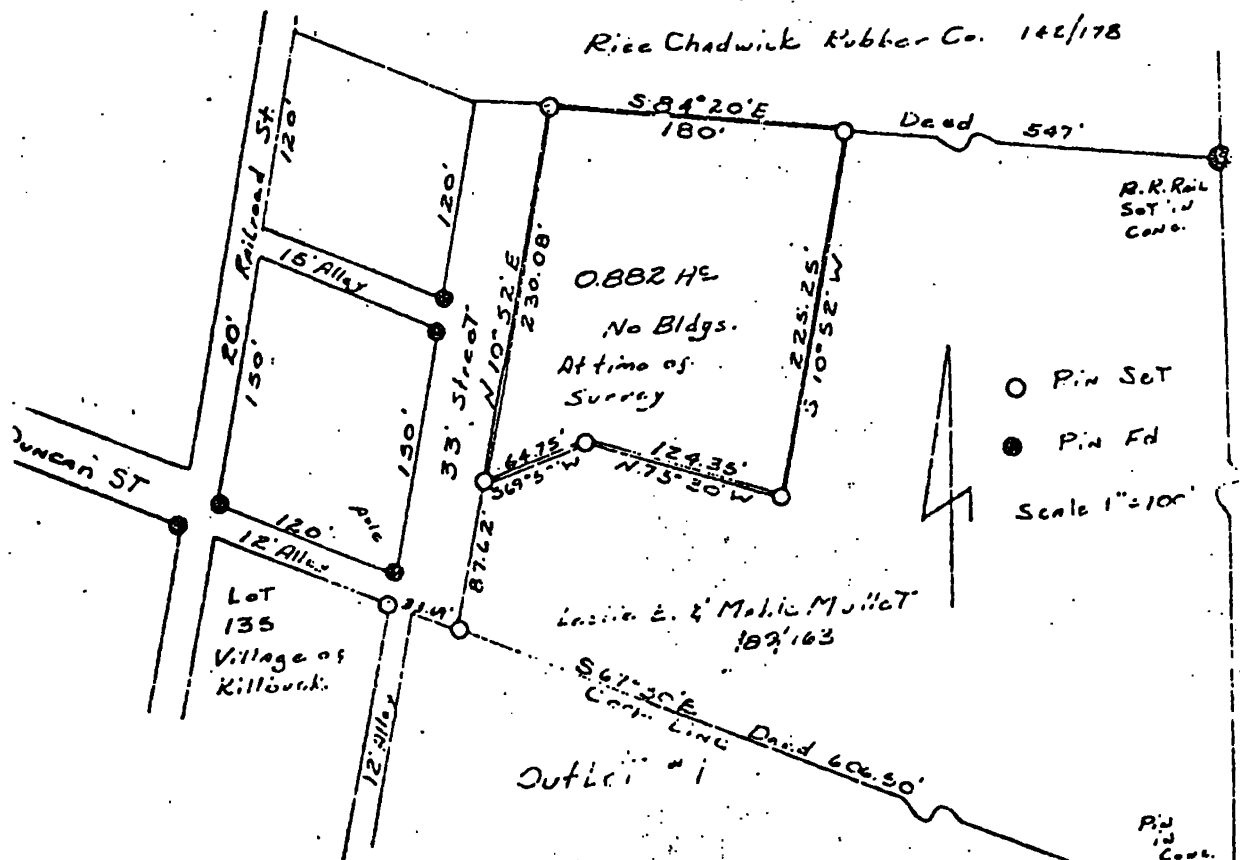
11y Blvd.
Ohio 44691

Lead Surveying
Telephone 345-7785

WM. TERRY BURKEY SURVEYING



MULLET TO SMITH SURVEY
S.W. QUARTER SECTION 6
TOWNSHIP 8 RANGE 7
KILLBOCK TOWNSHIP
HOLMES COUNTY, OHIO
COMPLETED FEB. 27, 1982



I CERTIFY THIS SURVEY MADE FOR BRIAN SMITH TO BE CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

SIGNED

William T. Burkey
WILLIAM T. BURKEY
REGISTERED SURVEYOR #5107
STATE OF OHIO

EXHIBIT A

3240 Shelly Blvd
Wooster, Ohio 44691

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Land Surveying
Telephone 345-778

WM. TERRY BURKEY SURVEYING

DESCRIPTION OF A PARCEL OF LAND TO BE ANNEXED TO THE VILLAGE OF KILLBUCK, COMPILED FROM A SURVEY MADE BY WILLIAM T. BURKEY, REGISTERED SURVEYOR #5107, STATE OF OHIO: SURVEY COMPLETED 2/27/1982

SITUATED IN THE SOUTH WEST QUARTER OF SECTION 6, TOWNSHIP 8, RANGE 7, KILLBUCK TOWNSHIP, HOLMES COUNTY, OHIO AND MORE FULLY DESCRIBED AS FOLLOWS:

Commencing at an iron pin marking the North East corner of Lot 135 of the Village of Killbuck, in the South West Quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, the place of beginning for the tract herein described to be annexed; thence North $10^{\circ} 52'$ East along the West side of a 33.00' Street 297.00' to an iron pin; thence North $78^{\circ} 00'$ East along the North End of the dedicated portion of the 33.00' Street 35.81' to an iron pin; thence South $84^{\circ} 20'$ East 180.00' to an iron pin; thence South $10^{\circ} 52'$ West 225.25' to an iron pin; thence North $73^{\circ} 30'$ West 124.35' to an iron pin; thence South $69^{\circ} 52'$ West 64.75' to an iron pin on the East side of the 33.00' street; thence South $10^{\circ} 52'$ West along the East side of the 33.00' street 87.62' to an iron pin on the Corporation line of the Village of Killbuck; thence North $67^{\circ} 30'$ West along the Corporation line of the Village of Killbuck 33.69' to the place of beginning for the parcel of land to be annexed containing in all 1.115 Acres of which 0.233 Acres is contained in the Street portion being the same more or less but subject to all legal highways, and saving and reserving the 33.00' street for public use and service forever. The street portion being more particularly described as follows: Commencing at the same above starting point; thence North $10^{\circ} 52'$ East along the West side of the Street 297.00' to an iron pin; thence North $78^{\circ} 00'$ East along the North End of the dedicated portion of the 33.00' Street 35.81'; thence South $10^{\circ} 52'$ West along the East Side of the Street 317.70' to an iron pin on the Corporation line of the Village of Killbuck; thence North $67^{\circ} 30'$ West along the said Corporation line and along the South end of the dedicated portion of the Street 33.69' to the place of beginning.

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IN THE COUNTY OF HOLMES, STATE OF OHIO

AGENT DESIGNATION

TO THE COMMISSIONERS OF HOLMES COUNTY, OHIO:

Leslie E. Mullet and Mabel L. Mullet, husband and wife, and owners of the premises described in the option attached hereto, intend to Petition for the Annexation of the premises described in said option.

Leslie E. Mullet and Mabel L. Mullet do hereby authorize and empower Brian W. Smith, the owner of the option, to act in their place and stead in said annexation proceedings.

Leslie E. Mullet

Leslie E. Mullet

Mabel L. Mullet

Mabel L. Mullet

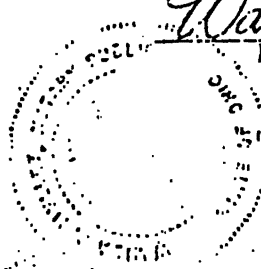
STATE OF OHIO
COUNTY OF HOLMES

The foregoing instrument was acknowledged before me this 19th day of March, 1981, by Leslie E. Mullet and Mabel L. Mullet.

(Acknowledgment Pursuant to Ohio Revised Code 147.55 Statutory Short Form of Acknowledgment)

Wanda S. Mullet
NOTARY PUBLIC

WANDA S. MULLET
NOTARY PUBLIC, STATE OF OHIO
My Commission Expires July 21, 1984



ORDINANCE NO. 7-1982

ACCEPTING APPLICATION FOR ANNEXATION OF TERRITORY

WHEREAS, Leslie E. Mullett and Mabel L. Mullett, by and through their agent, Brian W. Smith, has filed their petition for annexation of certain territory to the Village of Killbuck and such petition has been approved by the Board of County Commissioners, Holmes County, Ohio; and

WHEREAS, the Council of the Village of Killbuck is of the opinion that the annexation and the purposes therefor would best serve the interests of the community, now, therefore,

Be it ordained by the Council of the Village of Killbuck, State of Ohio:

SECTION 1. That the application of Leslie E. Mullett and Mabel L. Mullett, by and through their agent, Brian W. Smith, for the annexation of the following described territory in the Township of Killbuck, County of Holmes and adjacent to the Village of Killbuck, to wit:

Situated in the southwest quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, and more fully described as follows:

Commencing at an iron pin marking the northeast corner of Lot 135 of the Village of Killbuck in the southwest quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, the place of beginning for the tract herein described to be annexed; thence North 10° 52' East along the west side of a 33.00' Street 297.00' to an iron pin; thence North 78° 00' East along the north end of the dedicated portion of the 33.00' Street 35.81' to an iron pin; thence South 84° 20' East 180.00' to an iron pin; thence South 10° 52' West 225.25' to an iron pin; thence North 73° 30' West 124.35' to an iron pin; thence South 69° 52' West 64.75' to an iron pin on the East side of the 33.00' street; thence South 10° 52' West along the East side of the 33.00' street 87.62' to an iron pin on the Corporation line of the Village of Killbuck; thence North 67° 30' West along the Corporation line of the Village of Killbuck 33.69' to the place of beginning for the parcel of land to be annexed containing in all 1.115 acres of which 0.233 acres is contained in the Street portion being the same more or less but subject to all legal highways, and savings and reserving the 33.00' street for public use and service forever. The street portion being more particularly described as follows: Commencing at the same above starting point; thence North 10° 52' East along the west side of the Street 297.00' to an iron pin; thence North 78° 00' East along the North end of the dedicated portion of the

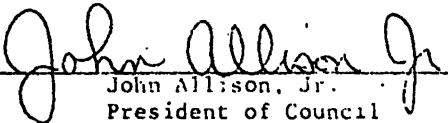
- 2 -

33.00' Street 35.81'; thence South 10° 52' West along the East side of the Street 317.70' to an iron pin on the Corporation line of the Village of Killbuck; thence North 67° 30' West along the said Corporation line and along the South end of the dedicated portion of the Street 33.69' to the place of beginning.

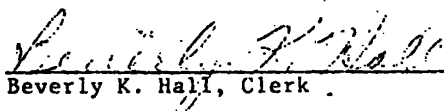
an accurate map of which territory, together with the Petition for its annexation and other papers relating thereto, and a certified transcript of the proceedings of the County Commissioners in relation thereto are on file with the Clerk of said Village and which has been on file more than sixty (60) days, be and the same hereby is accepted.

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

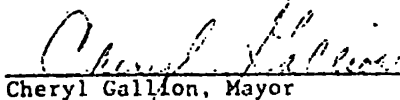
Passed this 1st day of November, 1982.


John Allison, Jr.
President of Council

ATTEST:


Beverly K. Hall, Clerk

APPROVED:


Cheryl Gallion, Mayor

DATE OF APPROVAL: November 1, 1982

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Killbuck Creek Ltd.
P.O. Box 27
Strasburg, Ohio 44680

November 1, 1982

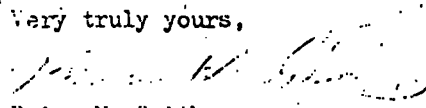
Killbuck Village Council
Killbuck, Ohio

Ladies and Gentlemen:

This letter requests your approval for the plans of Killbuck Creek Ltd. to build a 33' street along the western property line of its apartment project, on the parcel of land annexed this date. The total construction cost of the street will be borne by Killbuck Creek Ltd., but we would like you to accept the street for future maintenance.

Killbuck Creek Ltd. will also provide snow removal on both its private parking area as well as the 33' street area. We also request permission to park perpendicular to the street as shown on the drawings. Your agreement to these requests will be necessary for the loan processing of the Farmers Home Administration. Please advise me of what name ought to be used for this street.

Very truly yours,


Brian W. Smith
General Partner

Joster, Ohio 44691

Telephone 3-5-7785



WM. TERRY BURKEY SURVEYING

DESCRIPTION OF A PARCEL OF LAND TO BE ANNEXED TO THE VILLAGE OF KILLBUCK, COMPILED FROM A SURVEY MADE BY WILLIAM T. BURKEY, REGISTERED SURVEYOR #5107, STATE OF OHIO: SURVEY COMPLETED 2/27/1982

SITUATED IN THE SOUTH WEST QUARTER OF SECTION 6, TOWNSHIP 8, RANGE 7, KILLBUCK TOWNSHIP, HOLMES COUNTY, OHIO AND MORE FULLY DESCRIBED AS FOLLOWS:

Commencing at an iron pin marking the North East corner of Lot 135 of the Village of Killbuck, in the South West Quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, the place of beginning for the tract herein described to be annexed; thence North $10^{\circ} 52'$ East along the West side of a 33.00' Street 297.00' to an iron pin; thence North $78^{\circ} 00'$ East along the North End of the dedicated portion of the 33.00' Street 35.81' to an iron pin; thence South $84^{\circ} 20'$ East 180.00' to an iron pin; thence South $10^{\circ} 52'$ West 225.25' to an iron pin; thence North $73^{\circ} 30'$ West 124.35' to an iron pin; thence South $69^{\circ} 52'$ West 64.75' to an iron pin on the East side of the 33.00' street; thence South $10^{\circ} 52'$ West along the East side of the 33.00' street 87.62' to an iron pin on the Corporation line of the Village of Killbuck; thence North $67^{\circ} 30'$ West along the Corporation line of the Village of Killbuck 33.69' to the place of beginning for the parcel of land to be annexed containing in all 1.115 Acres of which 0.233 Acres is contained in the Street portion being the same more or less but subject to all legal highways, and saving and reserving the 33.00' street for public use and service forever. The street portion being more particularly described as follows: Commencing at the same above starting point; thence North $10^{\circ} 52'$ East along the West side of the Street 297.00' to an iron pin; thence North $78^{\circ} 00'$ East along the North End of the dedicated portion of the 33.00' Street 35.81'; thence South $10^{\circ} 52'$ West along the East Side of the Street 317.70' to an iron pin on the Corporation line of the Village of Killbuck; thence North $67^{\circ} 30'$ West along the said Corporation line and along the South end of the dedicated portion of the Street 33.69' to the place of beginning.

ORDINANCE NO. 5-1982

ACCEPTING DEDICATION AS PUBLIC RIGHT OF WAY

WHEREAS the Council for the Village of Killbuck did on the 1st day of November, 1982, accept an Application for the Annexation of certain territory, and

WHEREAS, the territory so annexed includes a certain right of way which has heretofore been dedicated to public use, and

WHEREAS, said Council desires to insure the continuing availability of such right of way for public use; now, therefore,

Be it ordained by the Council of the Village of Killbuck, State of Ohio:

SECTION 1: That the dedication to public use of the following described property be, and the same hereby is, accepted and confirmed:

Situated in the southwest quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, and more fully described as follows:

Commencing at an iron pin marking the northeast corner of Lot 135 of the Village of Killbuck in the southwest quarter of Section 6, Township 8, Range 7, Killbuck Township, Holmes County, Ohio, the place of beginning for the tract herein described; thence North 10° 52' East along the west side of the Street 297.00' to an iron pin; thence North 78° 00' East along the North end of the dedicated portion of the 33.00' Street 35.81'; thence South 10° 52' West along the East side of the Street 317.70' to an iron pin on the Corporation line of the Village of Killbuck; thence North 67° 30' West along the said Corporation line and along the South end of the dedicated portion of the Street 33.69' to the place of beginning.

The Corporation line referred to in this description is that line as it existed prior to the annexation of November 1, 1982.

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

Passed this 1st day of November, 1982.

John Allison Jr.
John Allison, Jr.
President of Council

ATTEST:

Beverly K. Hall
Beverly K. Hall, Clerk

APPROVED:

Cheryl Gallion
Cheryl Gallion, Mayor

DATE OF APPROVED: _____, 1982

Thomas D. Gindlesberger
Attorney at Law
The Lincoln Building
Millsburg, Ohio 44654
Phone: 216-674-7070

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ORDINANCE NO. 6 - 1982

NAMING STREET AND PERMITTING PARKING ADJACENT THERETO

WHEREAS, the Council to the Village of Killbuck did on the 1st day of November, 1982, accept an Application for the Annexation for certain territory, and

WHEREAS, said Council on the date aforesaid did accept the dedication of a street within such territory to public use, and

WHEREAS, said Council recognizes that an apartment project is to be constructed on the territory so annexed adjacent to said street; now therefore,

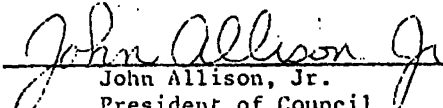
Be it ordained by the Council of the Village of Killbuck, State of Ohio:

SECTION 1: That the public right of way accepted this day as a Village Street be named Mullet Drive.

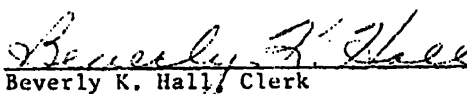
SECTION 2: That parking be permitted on the parcel now owned by Killbuck Creek Ltd. perpendicular to said Mullet Drive provided that no parking shall be permitted on Mullet Drive itself.

SECTION 3: This ordinance shall take effect and be in force from and after the earliest period allowed by law.

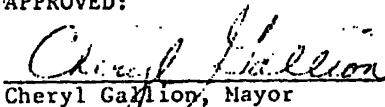
Passed this 1st day of November, 1982.


John Allison, Jr.
President of Council

ATTEST:


Beverly K. Hall, Clerk

APPROVED:


Cheryl Gaffney, Mayor

DATE OF APPROVAL: November 1, 1982

Thomas D. Gindlesberger
Attorney at Law
The Lincoln Building
Millersburg, Ohio 44654

Phone: 216-674-7070

I certify that the foregoing is a true and exact copy of the original documents related to the annexation of the within described territory.

Beverly K. Hall

Beverly K. Hall, Clerk

Nov. 10, 1982



135143

REC'D. December 16, 1982
AT 9:43 O'CLOCK A.M.
RECORDED December 16, 1982
Reed VOL 219 PG. 45
Holmes Co. Ohio Fee: 82⁰⁰
Richard Brown Recorder

Commissioner Journal

Wm. Lillenthal & Sons, Cambridge, O.-2983

SP 208

April 19, 1982 **236**

Holmes County Pros. Att.	H-41	Purchased service	169.13
Holmes County Pros. Att.	"	"	1,357.00
Peggy Bickel	H-44	ADC Reimbursement	128.00
Connie Bowling	"	"	10.00
Trumbull Co. Welfare Dept.	"	Out of State Incentive	237.75
ODPW, Div. of Fiscal Affairs	"	Food Stamp Client Repayment	57.50
ODPW, Div. of Fiscal Affairs	"	"	47.50
ODPW, Div. of Fiscal Affairs	"	Title IV-D Incentive	18.00

REAL ESTATE ASSESSMENT

Portion of payroll through 4/9/82 855.76

JEFF DAY, HARRIS ARCHITECT PHASE II

Jeff Day from Harris Architect in Massillon was present to present plans for the Brenner Bldg. (Holmes County Office Annex). On a motion made by Mr. Nowels and seconded by Mr. Hershberger Jeff will go ahead with plans of Phase II.

Roll call on the motion was Mr. Nowels, yes; Mr. Hershberger, yes; Mr. Maurer, yes.

COURTHOUSE PARKING LOT PERMISSION TO USE FOR TRASH COLLECTION CENTER

Commissioners approved and signed permit for the use of parking lot behind Courthouse for trash collection center. This is in conjunction with "Clean Up Ohio Day"

BIDS ADV., HOLMES COUNTY TRAINING CENTER - SPECIFICATIONS FOR PARKING FACILITY BLDG.

A motion was made by Mr. Nowels seconded by Mr. Hershberger to publish the following notice for "Specification for Parking Facility Building" for the Holmes County Training Center.

-SPECIFICATIONS FOR PARKING FACILITY BUILDING-

32' x 60' x 14' clear, post-frame construction, to be constructed at Holmes County Training Center. Building to be designed for 25# live load and 90 m.p.h. wind load.

Building Components:

- 32' clearspan truss, set 4' on center, 1' overhang
- 4 x 6 treated posts, set 8' on center, on concrete pad
- 3-runs 2 x 8 T&G treated skirt board
- 2 x 4 girts set 2' on center
- 2 x 4 purlins set 2' on center
- .018" thick aluminum roofing with vapor barrier installed under the roof
- .017" thick aluminum siding, wood grain
- two (2) 3' x 6'8" flush metal walk-in doors, pre-finished white
- one (1) 10' x 10' steel insulated overhead doors, manually operated (Dalton Overhead Door)
- two (2) 12' x 12' steel insulated overhead doors, manually operated (Dalton Overhead Door)
- Cutter to 5" K-style, seamless aluminum, on both sides of building
- Downs to be 3' square aluminum, two (2) required
- Sidewalls to be insulated with 6" foil-faced fiberglass insulation
- Ceiling to be insulated with 12" foil-faced fiberglass insulation
- Sidewalls to be completely lined with 7/16" Waferboard
- Ceiling to be lined with white aluminum
- 6" concrete floor reinforced with 6 x 6 x 10 ga. reinforcing wire
- 6" concrete aprons as shown on drawing
- Three (3) 6" bolltrap floor drains with 4" plastic drain pipe installed 5' outside of building
- 3 - 10' ridge vents on roof
- Vented aluminum soffit.

Roll call on the vote was Mr. Hershberger, yes; Mr. Nowels, yes; Mr. Maurer, yes.

TRANSF/APPROPRIATIONS AMENDMENT, SHERIFF DEPT.

As requested by Sheriff Phil Huff, Commissioners voted (Mr. Hershberger, yes; Mr. Nowels, yes; Mr. Maurer, yes) to make the following amendment to Sheriff Dept. budgetary appropriations: Motion to do so was made by Mr. Hershberger, seconded by Mr. Nowels.

From	To	Amount
Unappropriated Gen. Fund	6-A-4 Equipment (reimbursed for weapon)	\$212.50

Commissioner Journal

Wm. Lillenthal & Sons, Cambridge, O.-2983

SP 208

April 26, 1982 **237**

PERMITS

By signing the Application for Permit covering travel expense to attend meetings, routine mileage, etc., Commissioners approved the estimated cost of \$140.00 for the Welfare Department Director, D. Jean Gallion, to attend a meeting in Columbus & Keith Hughes to attend a meeting in Columbus, Ohio Welfare Directors Assn. & ODPW.

- WHEREAS, Columbia Gas Transmission Corp. 1700 MacCorkle Avenue, S.E., Charleston, W.VA, has made application to this board for permission "to install a 2-inch gas pipe line under and across C.R. #22 at a point approximately 109 feet North west of the jct. of R.R. #514 in Knox Twp. and . . . etc. see page 37 for completion of these same resolution.

Mr. Nowels moved that such resolution be adopted; Mr. Hershberger, seconded the resolution and the roll being called the vote resulted as follows: Mr. Nowels, yes; Mr. Hershberger, yes; Mr. Maurer, yes.

ADJOURN MOTION

At conclusion of business day meeting was adjourned following a motion to the effect made by Mr. Hershberger and seconded by Mr. Nowels; motion carried.

COMMISSIONERS

Robert S. Maurer

Clayton Hershberger

Jack E. Nowels

ATTEST: *Jenna Lince*

Deputy Clerk

April 26, 1982

THE MINUTES

Regular meeting of the Board of Holmes County Commissioners met on April 26, 1982, with the following members present: Mr. Maurer, Mr. Hershberger, Mr. Nowels. Mr. Maurer, Chairman called the meeting to order by reading of the minutes which were read and approved.

WORKERS COMPENSATION

Mr. Nowels made a motion and seconded by Mr. Hershberger to adopt a resolution as follows:

Resolution authorizing Holmes County to enter into a contract with the Industrial Commission of Ohio to create coverage for Workers' Compensation for supervised community service work for individuals referred for such program by the Holmes County Court of Common Pleas, General and Juvenile Court Divisions, and the Holmes County Court.
(Complete resolution in Commissioners file)

Roll call on the motion resulted as (Mr. Hershberger, yes; Mr. Nowels, yes; Mr. Maurer, yes)

KILLBUCK BUILDING ANNEX APPLICATION & HEARING

Brian W. Smith, Agent, filed an application with Commissioners for annexation of a certain tract of land in Killbuck Twp. to the Village of Killbuck. This matter shall be for hearing at 1:00 o'clock June 28, 1982.

The foregoing order was made upon the motion of Mr. Nowels and seconded by Mr. Hershberger. Roll call on the vote was Mr. Hershberger, yes; Mr. Nowels, yes; Mr. Maurer, yes. (petition is in Commissioners file)

AGREEMENT WELFARE DEPT./BANCOHIO - FOOD STAMP PROCEDURE

Mr. Hershberger made a motion and seconded by Mr. Nowels to accept the agreement drawn up between Welfare Dpt. and Bancohio for cooperative procedures for handling Holmes County Food Stamp Program. (Complete agreement is in Commissioner's file)
Roll call on the vote was Mr. Hershberger, yes; Mr. Nowels, yes; Mr. Maurer, yes.

Commissioner Journal

Wm. Lillenthal & Sons, Cambridge, O.-2983

SP 208

June 28, 1982

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THE MINUTES

June 28, 1982

The regular meeting of the Holmes County Commissioners met on Monday, June 28, 1982. The following members were present: Mr. Hershberger, Mr. Nowels, Mr. Maurer. Chairman Maurer called the meeting to order by reading of the minutes which were read and approved.

WELFARE DEPT. LEASE EXTENDED

On a motion made by Mr. Hershberger, seconded by Mr. Nowels, that they do so Commissioners signatures were affixed to a letter to Theo-Leen Realty, Inc. serving as a notice to renew Welfare Dept. lease for an additional six months beginning Oct. 2, 1982 and ending April 1, 1983. On call for vote all were in concurrence.

BUDGET HEARING (2ND) REV. SHARING FUNDS--

At 2:00 p.m., this date--as scheduled and publicized--Chairman Maurer declared open the budget hearing concerning the tax budget for Revenue Sharing Funds and the proposed uses of same. There was no appearance by the general public at this hearing. The meeting was adjourned at 3:00 p.m.

At close of meeting, Mr. Nowels made a motion to adopt the proposed budget, motion was seconded by Hershberger. On call for vote all were in concurrence. (budget proposal - see page 260 this journal)

REVENUE SHARING FUNDS, HEARING (3RD) NOTICE

Mr. Hershberger made a motion, seconded by Mr. Nowels, to publish the following legal notice and roll-call vote resulted as follows: Mr. Hershberger, yes; Mr. Nowels, yes; Mr. Maurer, yes.

REVENUE SHARING NOTICE

The Holmes County Commissioners have adopted a budget for the use of the Federal Revenue Sharing Funds for the period ending Dec. 31, 1982. The budget will be available at the County Auditors office during normal working hours 8:30 a.m. to 4:30 p.m. during weekdays. Publish July 1, 1982
s/Darrell Conkle, County Auditor

KILLBUCK ANNEXATION HEARING/APPROVAL

At 1:45 p.m., this date--as scheduled and publicized --Chairman Maurer declared open the hearing on Killbuck Annexation petition - filed by Brian W. Smith, Agent for a certain tract of land in Killbuck to be annex for the purpose of a moderate-low income housing. There was no appearance by the general public at this hearing.

On a motion made by Mr. Nowels, seconded by Mr. Hershberger, Commissioners approved the annexation petition for the village of Killbuck--subject to Killbuck Council approval. Roll call on the vote all were in concurrence. (petition is in Commissioners file)

COMMISSIONERS' MEETING DATE CHANGED (LEGAL HOLIDAY, 7/5/82)

Inasmuch as the Court House will be closed in observance of the legal holiday (Independence Day, July 5, 1982) on Monday, Commissioners' regular meeting date will be held instead on Tuesday, July 6, 1982.

TRANSFERS - MISC. APPROPRIATIONS

As was moved by Mr. Hershberger and seconded by Mr. Nowels, Commissioners voted (Mr. Nowels, yes; Mr. Hershberger, yes; Mr. Maurer, yes) to transfer appropriations as follows:

From	To	Amount
1-g-4 (Board of Revision)	1-f-6 (Budget commission)	\$100.00
Z-13 (Revenue Sharing)	Z-3	10,000.00
Z-13	Z-4	10,000.00
Z-13	Z-5	10,000.00

Commissioner Journal

Wm. Lillenthal & Sons, Cambridge, O.-2983

SP 208

June 28,

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PERMITS

By signing the Application for Permit covering travel expenses to attend meetings, Commissioners approved the estimated cost of \$90.00 for the Welfare Department Director D. Jean Gallion, and employee Sarah Crissey.

- WHEREAS, Herman D. Cline, 14 W. Jackson St., Millersburg, has made application to this board "to drain effluent from sanitary system into roadway ditch at C.R. 333 @James Klingler residence and . . ."
- Derby Oil & Gas Corp., 5255 West Pike, Zanesville, has made application to this board "to install a 2" gas line in a 4" casing at C.R. 329 from G. Smith property to J. Moreland property and . . ."
- WHEREAS, General Telephone Co. of Ohio, Commercial Parkway, Dover, OH, has made application to this board "to place buried CA. along C.R. 135 about 1 3/4 miles S. of S.R. 39 in front of Marion Yoder residence and . . ."

Mr. Nowels moved that the foregoing resolution be adopted; Mr. Hershberger seconded the motion and call for vote all concurred.

SPEC. ROAD PERMIT

Clarence Sherman, Sherman Drilling Co., Inc. P.O. Box 112, Mineral City, OH 44656

ADJOURN MOTION

At close of the business day, a motion to adjourn was made by Mr. Hershberger and seconded by Mr. Nowels; motion carried.

Robert S. Maurer

COMMISSIONERS

Clayton Hershberger

Jack E. Nowels

WITNESSES: *Lana Lance*

Deputy Clerk

July 6, 1982

THE MINUTES

The regular meeting of the Holmes County Commissioners met on Tuesday, July 6, 1982, with the following members present: Mr. Hershberger, Mr. Nowels, Mr. Maurer. Chairman Maurer called the meeting to order by reading of the minutes which were read and approved.

PAY-BILLS MOTION

A motion made by Mr. Hershberger and seconded by Mr. Nowels stipulating that the following bills which have been properly filed and duly signed may be and are authorized paid. Roll call vote on it was Mr. Hershberger, yes; Mr. Nowels, yes; Mr. Maurer, yes.

Portion of payroll through 7/2/82: Gen.--\$40,952.75; Pd of Ed--\$4,393.24; Soil Conserv--\$1,189.60; Health--\$3,490.91; WIC--\$528.05; Food Serv--\$500.46; Trailer Pk--\$377.12; Water System--\$355.00; Solid Waste--\$48.50; Plan Comm--\$1,304.61; Parks & Rec.--\$763.20 \$53,863.44

Thomas D. Gindlesberger	1-A-5	Legal Counsel	106.25
Stephen D. Knowling	1-A-5	Legal Counsel	77.50
Robert Rinfret	1-A-5	Legal Counsel	306.25
Mark W. Bassenman	1-A-5	Legal Counsel	45.00
Jane Irving	1-A-5	Legal Counsel	142.50
Hinkle Roofing	1-A-11	Labor to repair barn roof	125.80
Ohio Bureau of Employment Svcs	1-A-11	Reimb. unemployment comp-D.	588.00
Otis Elevator Co.	1-A-11	July '82 elevator contract	315.36
Pitney Bowes	1-A-11	Postage meter rental	55.50
John W. Schuler	1-A-11	Cost Bill 1077	24.05
Xerox Corp.	1-A-16	Copier rental plan	695.44
Don's Business World	1-B-3	Supplies, Auditor	15.48
Burroughs Corp.	1-B-3	Computer print-out paper	91.96
National Graphics Corp.	1-B-3	Purchase orders	1,680.50
Wooster Office Equipment Inc.	1-B-3b	Adding machine rolls	3.87