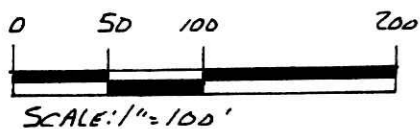
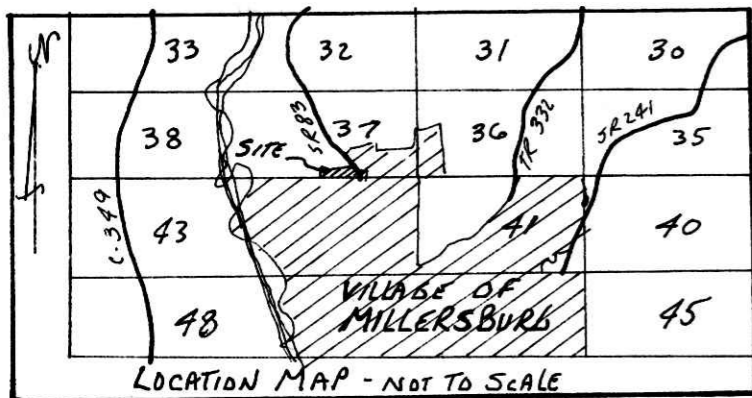


795 17



REFERENCES:  
 DEEDS & O.R.V. AS SHOWN  
 PLAT VOL. 13 PAGE 116  
 " " 12 " 42  
 BEARINGS FROM PLAT VOL. 13 Pg. 116

# PROPOSED ANNEXATION TO THE VILLAGE OF MILLERSBURG

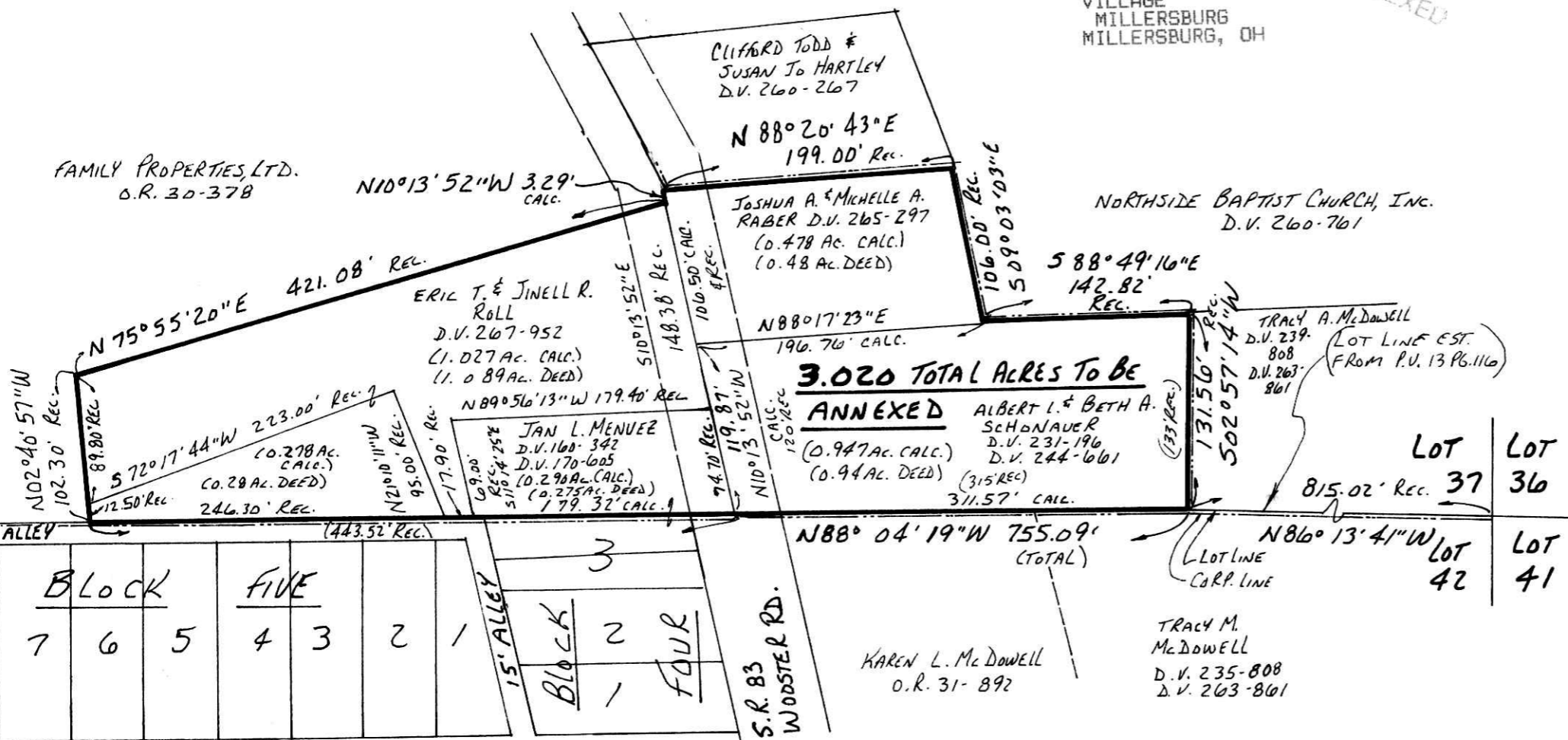
HARDY TOWNSHIP  
 1ST. QTR. LOT 37  
 T-9 N; R-7 W  
 HOLMES COUNTY, OHIO

TOTAL ACRES TO BE ANNEXED - 3.020 CALC.

200100006727  
 Filed for Record in  
 HOLMES COUNTY, OH  
 SALLY MILLER  
 02-27-2001 03:47 pm.  
 SMALL PLAT 20.00  
 OR Book 17 Page 795 - 795  
 OR vol 68 pg 575

200100006727  
 VILLAGE  
 MILLERSBURG  
 MILLERSBURG, OH

INDEXED



APPROVAL OF THE HOLMES COUNTY COMMISSIONERS

I HEREBY CERTIFY THAT THE HOLMES COUNTY COMMISSIONERS HAVE APPROVED THE DETACHMENT OF THIS TRACT OF LAND AS SHOWN HEREON, FROM HOLMES COUNTY.  
 18<sup>th</sup> DAY OF December, 2000  
David L. Hall  
 CHAIRMAN, COUNTY COMMISSIONERS

APPROVAL OF THE MILLERSBURG PLANNING COMMISSION

I HEREBY CERTIFY THAT THIS PLAT FOR ANNEXATION WAS APPROVED BY THE MILLERSBURG PLANNING COMMISSION AT A MEETING HELD ON THE 3<sup>rd</sup> DAY OF JANUARY 2001  
Charles D. Baker  
 PRESIDENT, MILLERSBURG PLANNING COMMISSION

APPROVAL OF THE MILLERSBURG VILLAGE COUNCIL

I HEREBY CERTIFY THAT THIS PLAT FOR ANNEXATION WAS APPROVED BY THE VILLAGE COUNCIL OF MILLERSBURG, OHIO AT A MEETING HELD ON THE 26<sup>th</sup> DAY OF February, 2001  
Karen S. Shaffer  
 VILLAGE CLERK

TRANSFER NOT NECESSARY

DATE 2/27/01  
 AUDITOR Jaceline H. [unclear]

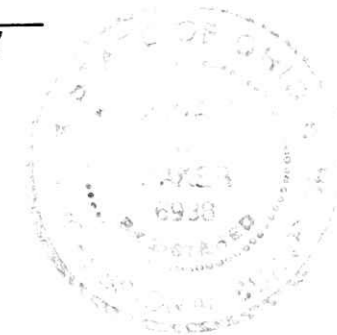
RECORDER

I HEREBY CERTIFY THAT THIS PLAT WAS RECEIVED FOR RECORD ON \_\_\_\_\_ AT \_\_\_\_\_ AND WAS RECORDED IN PLAT BOOK \_\_\_\_\_ ON PAGE \_\_\_\_\_ ON \_\_\_\_\_  
 HOLMES COUNTY RECORDER \_\_\_\_\_

SURVEYORS CERTIFICATE

I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED ON BEHALF OF THE PROPERTY OWNERS FROM EXISTING SURVEYS AND DEEDS OF RECORD, THIS 19<sup>th</sup> DAY OF JUNE, 2000

Donald C. Baker  
 DONALD C. BAKER P.S. 6938  
 DONALD C. BAKER SURVEYING  
 138 N. CLAY ST.  
 MILLERSBURG, OH 44654  
 PH. (330) 674-4788  
 # 41900-M.L.DAVIS



PLAT APPROVED

2/27/01 [signature]

Resolution # 12-18-00-1 - 2000

**A Resolution of the Holmes County Commissioners Approving Annexation**

Pursuant to a resolution adopted by the Board of County Commissioners of October 13th, 2000 fixing December 18th, 2000

for hearing the petition of Joshua A. and Michelle A. Raber; Albert L. and Beth A. Schonauer; Jan L. Menuetz; and Eric T. and Jinell R. Roll praying for the annexation of certain territory in Hardy Township to the Village of Millersburg, the hearing was held. All persons appearing for or against the annexation were heard, and certain affidavits were received. The Board of County Commissioners accordingly finds as follows:

1. The petition contains all matters required by law including, without limitation:
  - a. A full description and accurate map/plat of the territory to be annexed;
  - b. A statement of the total number of owners of real estate in the territory sought to be annexed;
  - c. The name of the person to act as agent for the petitioners

200100006729  
 Filed for Record in  
 HOLMES COUNTY, OH  
 SALLY MILLER  
 02-27-2001 03:47 pm.  
 RESOLUTION  
 OR Book 68 Page 595 - 597

2. The following services will be furnished to the territory to be annexed:
  - a. Police protection
  - b. Fire protection
  - c. Public Water
  - d. Waste Water Utilities
  - e. Storm Water Collection

RECEIVED  
 DEC 28 2000  
 KS

3. The matters alleged in the petition are true.
4. Notice of the petition has been published as required by law, and all notices of filing the petition and the hearings thereon have been given and delivered as required by law.
5. The persons whose names are subscribed to the petition are owners of the real estate in the territory described 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 territory proposed to be annexed. None of the signatures has been withdrawn pursuant to RC 709.03 or 709.032.

6. The Village has complied with division (B) of RC 709.031.

TRANSFER NOT NECESSARY  
 DEC 27 2001  
 Auditor Jackie McKelvey

- 7. The territory included in the annexation petition is not unreasonably large.
- 8. The territory proposed for annexation is adjacent to the Village of Millersburg.
- 9. The map/plat and description of the territory contained in the petition are accurate.
- 10. The general good of the territory sought to be annexed will be served if the annexation petition is granted and the annexation is allowed.

Therefore, the prayer of the petition is hereby granted, and the territory described in the petition annexed to the Village of Millersburg. The final transcript of this Board relating thereto together with the accompanying map and petition and all other papers pertaining thereto shall be delivered forthwith to the Clerk of the Village of Millersburg.

Mr. Clark moved for adoption of the preceding resolution, Mr. Hall seconded the motion, upon call of roll, all voted yes.

Mr. Baker	<u>absent</u>	yes
Mr. Clark	<u>Roger L Clark</u>	yes
Mr. Hall	<u>David L Hall</u>	yes

The below signed Clerk 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 December 18, 2000 and recorded in Commissioners Journal 35 under that date.

Stephanie Miller  
Stephanie Miller - Clerk

**Certification of transcript by county commissioners**

We, a majority of the members of the Board of County Commissioners of Holmes County, Ohio, certify that the attached papers constitute all the original papers and a true transcript of all proceedings had by the Board in connection with the petition filed by Joshua A. and Michelle A. Raber; Albert L. and Beth A. Schonauer; Jan L. Menezes; and Eric T. and Jinell R. Roll, the owners of real estate in the territory sought to be annexed, praying for the annexation of certain adjacent and contiguous territory in the Township of Hardy to the Village of Millersburg, Ohio, as described in the petition filed October 13th, 2000.

Stephanie Miller  
Stephanie Miller - Clerk

David P. Hall

Mr. David Hall - Chairperson

Absent

Mr. John Baker

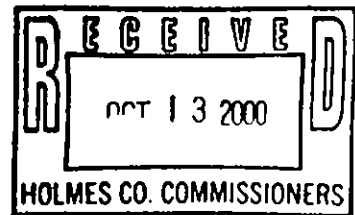
Roger L. Clark  
Mr. Roger Clark

Board of County Commissioners of  
Holmes County, Ohio

200100006729  
VILLAGE  
MILLERSBURG  
MILLERSBURG, OH

**Petition For Annexation  
To Village of Millersburg**

To: Board of County Commissioners  
Holmes County, Ohio



Pursuant to Ohio Revised Code (ORC) §709.02, a majority of the owners of real estate listed below hereby petition the Board of County Commissioners of Holmes County, Ohio, for annexation to the Village of Millersburg.

Attached hereto as Exhibit 1 is an "Annexation Plat" showing the parcels proposed to be annexed to the Village of Millersburg which total 3.020 acres. The parcels proposed to be annexed are owned by Joshua A. and Michelle A. Raber; Albert L. and Beth A. Schonauer; Jan L. Menuetz; and Eric T. and Jinell R. Roll. Attached hereto as Exhibit 2 is a listing of the names & mailing addresses of the owners, amount of acreage in each parcel and the deed references. The number of owners of real estate sought to be annexed as "owners" as defined in ORC §709.02 is seven (7). Attached as Exhibits 3 - 8 are copies of the recorded instruments of conveyance by each of the owners took title to the respective parcels, with complete legal descriptions for each of the parcels. Attached as Exhibit 9 is the legal description for the entire acreage which is proposed to be annexed.

Pursuant to ORC §702.02, Attorney Samuel M. Steimel is appointed agent for the Petitioners. Said agent is granted full power and authority to amend, alter, change, correct, withdraw, or refile this Petition, or to increase or decrease the size of the territory sought to be annexed or the number of owners of real estate, and to take any and all steps necessary to the filing and/or granting of this Petition.

200100006728  
Filed for Record in  
HOLMES COUNTY, OH  
SALLY MILLER  
02-27-2001 03:47 pm.  
PETITION 86.00  
OR Book 68 Page 575 - 594

The undersigned, being the appointed agent for the Petitioners, hereby petitions for the annexation of the following territory to the Village of Millersburg, Holmes County, Ohio:

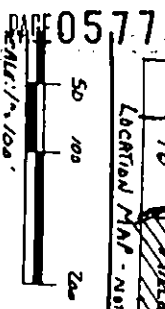
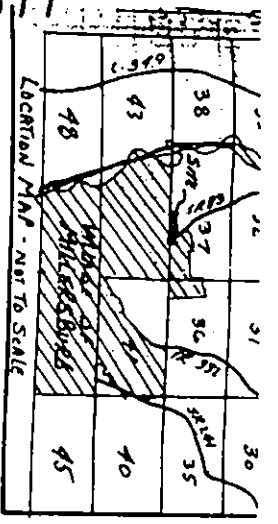
DV 265 P 297 – Exhibit 3  
DV 231 P 196 – Exhibit 4  
DV 244 P 661 – Exhibit 5  
DV 160 P 342 – Exhibit 6  
DV 170 P 605 – Exhibit 7  
DV 267 P 952 – Exhibit 8

Being 3.020 acres in all according to the annexation plat attached as Exhibit 1.

The territory is adjacent and contiguous with the Village of Millersburg.

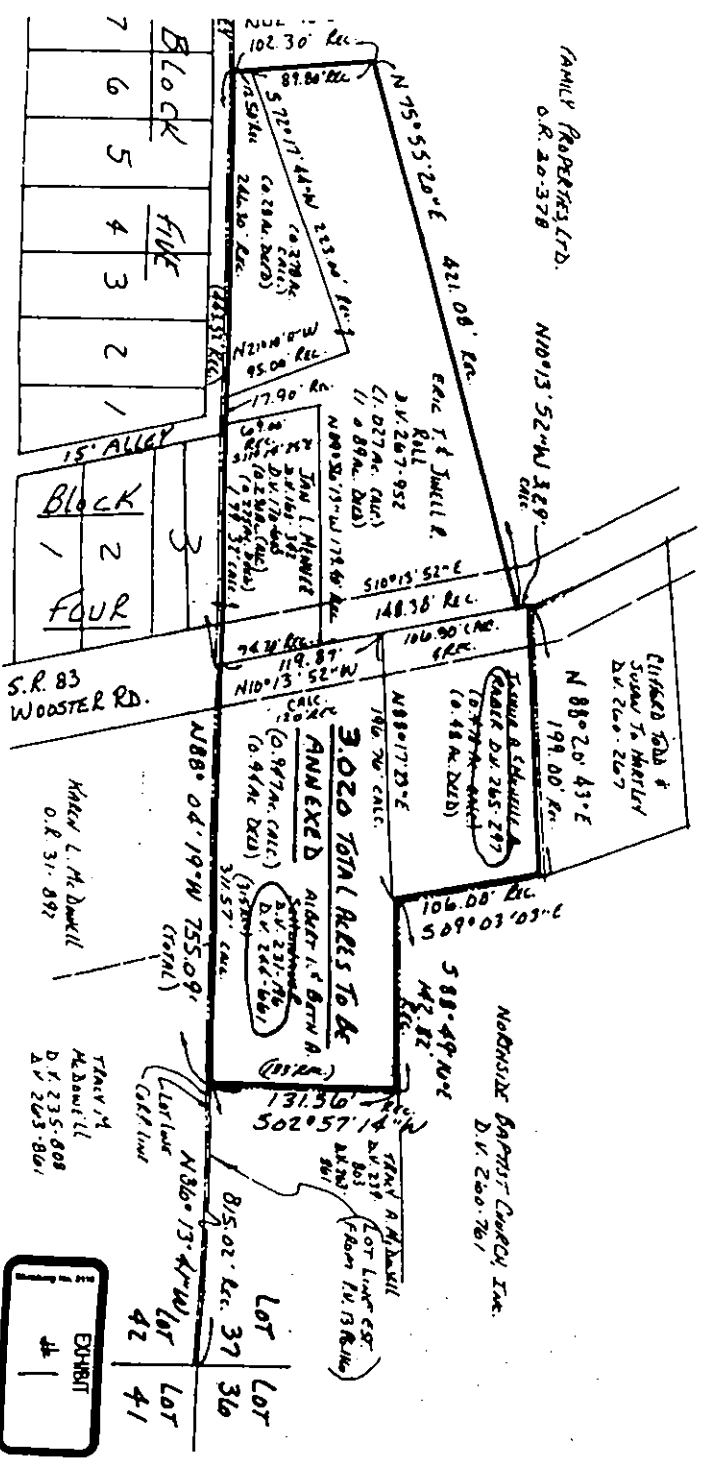
Attached is an accurate map showing the boundaries of the territory sought to be annexed, marked "Proposed Annexation to the Village of Millersburg".

Samuel M. Steimel is appointed agent for the petitioners as required by RC 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 petitioner.



DATE 0577  
 REFERENCES:  
 DORS FOR BY AS SHOWN  
 OR Vol 13 PAGE 116  
 OR Vol 12 PAGE 42

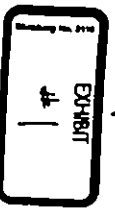
MEAS. FROM PLAT W.C. 13 AC. 116



7	Block	FILE
6		
5		
4		
3		
2		
1		

S.R. 83  
 WOOSTER RD.

ANNEXED  
 3.020 TOTAL ACRES TO BE ANNEXED  
 ANNEXED  
 188° 04' 19" W 755.09'  
 110° 13' 52" W  
 510° 15' 52" E  
 148.38' REC.  
 106.90' REC.  
 106.00' REC.  
 588.49' N 4° 10' E  
 131.36' REC.  
 502.57' REC.  
 815.02' REC. 37  
 N 36° 13' 41" W  
 102.30' REC.  
 87.86' REC.  
 572.17' REC.  
 246.30' REC.  
 17.90' REC.  
 76.34' REC.  
 119.87' REC.  
 780.70' CALC.  
 106.00' REC.  
 509.03' REC.  
 106.00' REC.  
 588.49' N 4° 10' E  
 131.36' REC.  
 502.57' REC.  
 815.02' REC. 37  
 N 36° 13' 41" W



PROPOSED ANNEXATION TO THE VILLAGE  
 OF MILLERSBURG  
 HARDY TOWNSHIP  
 1ST. QTR. LOT 37  
 T. 9 N. R. 7 W  
 HOLMES COUNTY, OHIO  
 TOTAL ACRES TO BE ANNEXED - 3.020 ACRES.

Instrument # 2000000000

APPROVAL OF THE HOLMES COUNTY COMMISSIONERS  
 I HEREBY CERTIFY THAT THE HOLMES COUNTY COMMISSIONERS  
 HAVE APPROVED THE DENUDATION OF THE 5 TRACTS OF LAND  
 AS SHOWN HEREON, FROM HOLMES COUNTY  
 DAY OF \_\_\_\_\_  
 CHAIRMAN, COUNTY COMMISSIONERS

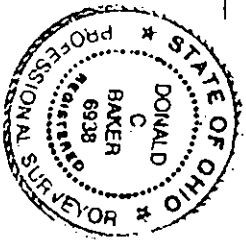
APPROVAL OF THE MILLERSBURG PLANNING COMMISSION  
 I HEREBY CERTIFY THAT THE MILLERSBURG PLANNING COMMISSION  
 HAS APPROVED BY THE MILLERSBURG PLANNING COMMISSION  
 AT A MEETING HELD ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_  
 2000.

PRESIDENT, MILLERSBURG PLANNING COMMISSION

APPROVAL OF THE MILLERSBURG VILLAGE COUNCIL  
 I HEREBY CERTIFY THAT THIS PLAN FOR ANNEXATION  
 WAS APPROVED BY THE VILLAGE COUNCIL OF MILLERSBURG,  
 OHIO AT A MEETING HELD ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_  
 2000.

VILLAGE CLERK

RECORDED:  
 I HEREBY CERTIFY THAT THIS RETURN RECEIVED FOR RECORD  
 ON \_\_\_\_\_ AT \_\_\_\_\_ AND WAS RECORDED IN PLAT BOOK  
 ON PAGE \_\_\_\_\_ OF  
 HOLMES COUNTY RECORDS &  
 SUBDIVISIONS CERTIFICATE  
 I HEREBY CERTIFY THAT THIS PLAT WAS PLACED ON BOOKS  
 OF THE PROPERTY OWNERS FROM EXISTING SURVEYS AND  
 DEEDS OF RECORD, THIS 19TH DAY OF JUNE, 2000.  
 DONALD C. BAKER P.S. 6938  
 DONALD C. BAKER SURVEYOR  
 138 N. CLAY ST.  
 MILLERSBURG, OH 44654  
 PH 430-674-4788  
 # 419-60-412000



**EXHIBIT 2**

PARCEL	NAME OF TITLE OWNERS	TAX MAILING ADDRESS	AMOUNT OF ACREAGE TO BE ANNEXED	DEED REFERENCE	EXHIBIT #
1	JOSHUA A. AND MICHELLE RABER	1167 Wooster Road Millersburg, Ohio 44654	.478 Acres (calculated)	Volume 265 Page 297	3
2	ALBERT L. AND BETH A. SCHONAUER	1147 Wooster Road Millersburg, Ohio 44654	.947 Acres (calculated)	Volume 231 Page 196  Volume 244 Page 661	4  5
3	JAN L. MENEZ	1136 Wooster Road Millersburg, Ohio 44654	.290 Acres (calculated)	Volume 160 Page 342  Volume 170 Page 605	6  7
4	ERIC T. AND JINELL R. ROLL	1150 Wooster Road Millersburg, Ohio 44654	1.027 Acres (calculated)	Volume 267 Page 952	8

Instrument  
200100006728



SURVIVORSHIP DEED, Statutory Form No. 23-S  
(REVISED, SUB. S.B. 201, EFF. 4/4/85)

158636  
(Reprinted 6/93)



Registered in U.S. Patent and Trademark Office  
Anderson Publishing Co., Cincinnati, Ohio 45201

Ed. 8/16/90

Vol. 265 Page 297

Survivorship Deed\*

KYLE V. MENEZ & LAURIE L. MENEZ, husband and wife  
of Holmes County,

for valuable consideration paid, grant(s) with general warranty covenants, to  
JOSHUA A. RABER and MICHELLE A. RABER, husband and wife  
for their joint lives, remainder to the survivor of them, whose tax-mailing addresses are  
1167 Wooster Road, Millersburg, Ohio 44654  
the following REAL PROPERTY: Situated in the County of Holmes in the State  
of Ohio and in the Township of Hardy

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

Being a part of the south part of Lot No. 37 in the 1st Quarter Township, Township 9, Range 7 and commencing at the southeast corner of said Lot No. 37, thence north 86° west on the south line of said Lot No. 37, 830 feet to a stake; thence North 4° east, 133 feet to a post; thence north 88° and 40' west, 144.5 feet to a post and the place of beginning for the tract herein to be conveyed; thence continuing north 88° and 40' west, 195.5 feet to a point in the center of the Millersburg-Wooster Road; thence North 7° and 40' west on said Millersburg-Wooster Road, 106.5 feet to a point; thence south 88° and 40' east, 199 feet to a post; thence south 5° and 55' east, 106 feet to the place of beginning, and containing 48/100 of an acre more or less and subject to the right of way of the legal highway.

Premises are subject to a lease for oil and gas purposes, and subject to a septic tank and pipe leading into and from the same as the same is now located on the above described premises, with the right to use the same by the grantors, their heirs, executors, administrators or assigns, jointly and the same to be maintained by the parties jointly.

Execution of this instrument further releases the joint life estate reserved by the Grantors in a Deed recorded in Volume 254, Page 873, Deed Records of Holmes County, Ohio.

Prior Instrument Reference: Vol. 254, Pg. 873 of the Deed Records of Holmes County, Ohio.  
Witness our hand(s) this 13th day of July, 1994

Signed and acknowledged in presence of:

[Signature]  
[Signature]  
[Signature]  
(Kyle V. Menez)  
(Laurie L. Menez)

State of Ohio County of Holmes ss.  
BE IT REMEMBERED, That on this 13th day of July, 1994, before me, the subscriber, a Notary Public in and for said state, personally came, KYLE V. MENEZ & LAURIE L. MENEZ, husband and wife the Grantor(s) in the foregoing deed, and acknowledged the signing thereof to be their voluntary act and deed.

IN TESTIMONY THEREOF, I have hereunto subscribed my name and affixed my seal on the day and year last aforesaid.

STATE OF OHIO  
NOTARY PUBLIC  
KIMBERLEY S. GRAY  
NOTARY PUBLIC

This instrument was prepared by RINFRET & KNOWLING, Attorneys at Law, Millersburg, Ohio 44654

- (1) Name of Grantor(s) and marital status.
- (2) See Sections 5302.05 and 5302.06 Ohio Revised Code.
- (3) Name of Grantee(s) and marital status of each.
- (4) Description of land or interest therein, and encumbrances, reservations, and exceptions, taxes and assessments if any.
- (5) Delete whichever does not apply.
- (6) Execution in accordance with Chapter 5301 Ohio Revised Code.

Auditor's and Recorder's Stamps

Instrument 20010006728

EXHIBIT #3

7/18/94  
LEGAL DESCRIPTION APPROVED MCTM  
NO. PLAT REQUIRED  
— THIS TRANSFER ONLY  
— LAST TRANSFER WITHOUT SURVEY

\*See Section 5302.17 Ohio Revised Code.



# Know all Men by these Presents

That

HENRY C. DENK and DOROTHY I. DENK,  
Husband and Wife,

of the Village of Millersburg, County of Holmes  
and State of Ohio Grantors, in consideration of the sum of  
-----Ten Dollars (\$10.00) and Other Good and Valuable Consideration-----  
to them paid by  
ALBERT SCHONAUER and BETH SCHONAUER  
612 Wooster Road, Millersburg, Ohio, 44654,

of the Village of Millersburg, County of Holmes  
and State of Ohio Grantees, the receipt whereof is hereby  
acknowledged, do hereby grant, bargain, sell and convey to the said Grantees  
Albert Schonauer and Beth Schonauer

following Real Estate situated in the County of Holmes  
in the State of Ohio, and in the Township of Hardy  
and bounded and described as follows:

Being a part of the South part of Lot No. 37 in the 1st Quarter Town-  
ship, Township 9, Range 7, and beginning at a stake on the South line  
of said Lot No. 37, said stake being north 86° west 830 feet from the  
southeast corner of said Lot No. 37; thence continuing North 86° West  
on the South line, 315 feet to a point in the center of the Millers-  
burg-Wooster Road; thence North 7° and 40' west on the center of said  
road, 120 feet to a point; thence South 88° and 40' east, 340 feet to  
a stake; thence South 4° West, 133 feet to the place of beginning, and  
containing 94/100 of an acre, more or less, and subject to the right of  
way of the public highway.

**TRANSFERRED**  
CONVEYANCE EXAMINED,  
SECT. 319.202 R.C.  
COMPLIED WITH

APPROVED 5/19/86  
NO PLAT REQUIRED  
Holmes Co. Tax Map Office

MAY 19 1986

KEVIN E. PYLE, Auditor  
HOLMES CO., OHIO

BY MM PP US  
NO. 245 CE 195.00

Last Transfer: Deed Record Volume 226, Page 468 and Vol. 123, Page 587.

To have and to hold said premises, with all the privileges and appurtenances  
thereunto belonging, to the said Grantee s,

Albert Schonauer and Beth Schonauer,  
their heirs and assigns forever.

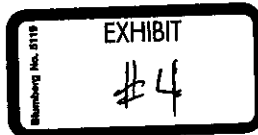
And the said Grantor s,

Henry C. Denk and Dorothy I. Denk,

do hereby covenant with the said Grantee s,  
for themselves and their heirs,

Albert Schonauer and Beth Schonauer

their heirs and assigns, that they are lawfully seized of the premises  
aforesaid; that the said premises are Free and Clear from all Incumbrances whatsoever  
EXCEPT subject to and with the benefits of all conditions, restrictions, easements,  
assessments, rights of way and uncanceled leases of record;



Instrument  
200100006728

and that they will forever **Warrant and Defend** the same, with the appurtenances, unto the said Grantees,

Albert Schonauer and Beth Schonauer

against the lawful claims of all persons whomsoever their heirs and assigns except as stated herein.

**In Witness Whereof** the said Grantors,

HENRY C. DENK and DOROTHY I. DENK,

who hereby release their respective rights of dower in the premises, have hereunto set their hand, this 16th day of May in the year of our Lord one thousand nine hundred and eighty-six (1986)

Signed and acknowledged in presence of

Samuel M. Steimel  
Gwen Yell

Henry C. Denk  
Henry C. Denk

Dorothy I. Denk  
Dorothy I. Denk

The State of Ohio

Holmes County ss.

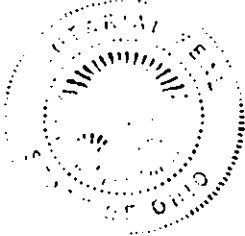
**Be it Remembered** That on this 16th day of May, A. D. 1986, before me, the subscriber, a Notary Public in and for said county, personally came the above named

HENRY C. DENK and DOROTHY I. DENK,  
Husband and Wife,

HENRY C. DENK and DOROTHY I. DENK,  
Husband and Wife,

in the foregoing Deed, and acknowledged the signing of the same to be their voluntary act and deed, for the uses and purposes therein mentioned.

**In Testimony Whereof**, I have hereunto subscribed my name and affixed my official seal on the day and year last aforesaid.



Gwen Yell  
OWEN T. UHL  
Notary Public, State of Ohio  
My Commission Expires September 10, 1986

This instrument prepared by Samuel M. Steimel, Attorney at Law, Millersburg, Ohio.

151477  
**Warrant and Defend**

HENRY C. DENK and  
DOROTHY I. DENK,  
Husband and Wife,

**TO**  
ALBERT SCHONAUER and  
BETH SCHONAUER  
612 Wooster Road  
Millersburg, Ohio 44654.

Transferred May 19 1986  
Gwen E. G. M.A.  
COUNTY AUDITOR

REC'D. MAY 19 1986  
AT 11:26 O'CLOCK AM  
RECORDED May 20, 1986  
Deed VOL 231 PG. 196  
Holmes Co. Ohio Fee \$12.00  
Richard M. Steimel

SAMUEL M. STEIMEL  
ATTORNEY AT LAW  
101 SOUTH CLAY STREET  
MILLERSBURG, OHIO 44654  
(318) 674-0001

Form 683 - Survivorship Deed  
Rev. 4/1/85

165093

TUTTBLANK REGISTERED U. S. PAT. OFFICE  
TUTTLE LAW PRINT. PUBLISHERS, RUTLAND, VT 05701

VUL 244 PAGE 661

# Know All Men By These Presents,

That,

ALBERT SCHONAUER and BETH SCHONAUER aka  
ALBERT L. SCHONAUER and BETH A. SCHONAUER,  
Husband and Wife  
(Marital Status)

Holmes County, Ohio

for valuable consideration paid, grant(s), (COVENANTS, IF ANY) Ten Dollars and Other Good  
and Valuable Considerations  
to

ALBERT L. SCHONAUER, husband of Beth A. Schonauer  
(Marital Status)

BETH A. SCHONAUER, Wife of Albert L. Schonauer  
(Marital Status)

joint lives, remainder to the survivor of them, whose tax mailing addresses are

612 Wooster Road  
Millersburg, Ohio 44654

the following real property:

(Description of land or interest therein and encumbrances, reservations, and exceptions, if any.)

Situated in the State of Ohio, County of Holmes and Township of Hardy, and bounded  
and described as follows:

Being a part of the South part of Lot No. 37 in the 1st Quarter Township, Township  
9, Range 7, and beginning at a stake on the South line of said Lot No. 37, said  
stake being north 86 degrees west 830 feet from the southeast corner of said Lot  
No. 37; thence continuing North 86 degrees West on the South line, 315 feet to a  
point in the center of the Millersburg-Wooster Road; thence North 7 degrees and 40'  
west on the center of said road, 120 feet to a point; thence South 88 degrees and  
40' east, 340 feet to a stake; thence South 4 degrees 133 feet to the place of  
beginning, and containing 94/100 of an acre, more or less, and subject to the right  
of way of the public highway.

Prior Deed reference: Deed Book 231, Page 196, Holmes County Record of Deeds

APPROVED 9/6/89  
PLAT REQUIRED  
 NO PLAT REQUIRED  
HOLMES CO TAX MAP OFFICE

THIS CONVEYANCE HAS BEEN EXAMINED AND THE  
GRANTOR HAS COMPLIED WITH SECTION 319.202  
OF THE REVISED CODE.

FEE \$ None  
EXEMPT  DATE 9/13/89  
KEVIN E. PYLE, HOLMES COUNTY AUDITOR

Instrument  
200100006728



Prior Instrument Reference: DEed Volume 231, Page 196.  
Wife (Husband) of the grantor, releases all rights of dower therein.

WITNESS their hands this 5th day of September 1989.

In Presence of:  
Albert L. Schonauer  
Albert L. Schonauer  
Beth A. Schonauer  
Beth A. Schonauer

State of OHIO ) ss. Before me, a Notary Public  
Holmes County, ) In and for said County and State, personally appeared the above named

Albert A. Schonauer and Beth A. Schonauer

who acknowledged that they did sign the foregoing instrument, and that the same is their free act and deed.

In Testimony Whereof, I have hereunto set my hand and official seal, at Millersburg, Ohio this 5th day of September A. D. 19 89



Gwen Y. Ding  
Notary Public  
Gwen Y. Ding  
Notary Public, State of Ohio  
My Commission Expires Sept. 18, 1991

This instrument prepared by Samuel M. Steimel, Attorney at Law, Millersburg, Ohio

165093

**Deed**

Survivorship

Wa

Noted. September 13, 1989

SEP 13 1989

REGD AT 11:07 0' CLOCK AM  
RECORDED SEP 14 1989  
Deed VOL 244 662  
Holmes Co. Ohio Fee \$10.00  
Richard Steimel  
50

SAMUEL M. STEIMEL  
ATTORNEY AT LAW  
101 SOUTH CLAY STREET  
MILLERSBURG, OHIO 44664  
(614) 674-0001

Instrument  
200100006728

WARRANTY DEED

82119

TUTTLANK REGISTERED U.S. PAT. OFFICE  
Tuttle Law Firm Publishers, Publishers  
Standard Ohio Form 601

Know all Men by these Presents

That We, Dorothy B. Stauffer and H.P. Stauffer, wife and husband,

of the Village of Millersburg, County of Holmes  
and State of Ohio Grantor s, in consideration of the sum of  
Two Dollars and other good and valuable considerations  
to us paid by

Jan L. Menuez and Sharon Menuez, husband and wife,  
of the Village of Millersburg, County of Holmes  
and State of Ohio Grantee s, the receipt whereof is hereby  
acknowledged, do hereby grant, bargain, sell and convey to the said  
Grantee s Jan L. Menuez and Sharon Menuez

their heirs and assigns forever, the  
following Real Estate situated in the County of Holmes  
in the State of Ohio and in the Township of  
Hardy and bounded and described as follows:

Being a parcel of land located in the south part of Lot 37, First Quarter Township,  
Township 9, Range 7, and part in the Village of Millersburg, in Hardy Township,  
Holmes County, Ohio, and being more particularly described as follows:

Beginning at a point at the intersection of the south line of Lot No. 37 and the  
west line of the Wooster Road (State Route 76) said point being located North 86°  
00' West, 1175.63 feet from the southeast corner of Lot 37; thence South 7° 40' East  
along the west line of the Wooster Road 25 feet to an iron pin; thence North 88° 23'  
West, 140.1 feet to an iron pin; thence North 7° 40' West, 30 feet to an iron pin;  
thence North 86° 00' West, 7.7 feet to an iron pin; thence North 7° 40' West, 69.0  
feet to an iron pin; thence South 83° 00' East, 179.4 feet to a point in the center  
of the Wooster Road; thence South 7° 40' East, along the center of the Wooster Road  
74.7 feet to a point in the south line of Lot 37; thence North 86° 00' West along  
the said south line a distance of 30.63 feet to the place of beginning and contain-  
ing .364 of an acre; (.275 of an acre in Lot N. 37, and .089 of an acre in the  
village of Millersburg, said acreage being subject to the legal highway. See Deed  
Records of Holmes County, Ohio, Volume \_\_\_\_\_, at Page \_\_\_\_\_.

The above description was compiled from a survey by William Sellner, Registered Sur-  
veyor, Number 3915. The Village portion of said description being located in Lot  
No. (3), in Block No. (4) of the Pleasant View Addition to the said Village.

Said conveyance is made together with all rights, privileges, easements and ap-  
purtenances of record and subject to all restrictions and encumbrances of record as  
contained in deed records of Holmes County, Ohio, Volume 143, Page 385; Volume 143,  
Page 382; Volume 111, Page 184; Volume 110, Page 495; and Volume 110, Page 494. For  
a Plat of said premises, see Holmes County Plat Records, Volume 3, at Page 4-B.

EXHIBIT  
#6

160 343



To have and to hold *said premises with all the privileges and appurtenances*  
*thereunto belonging to the said grantors Jan L. Harwood and Sharon Harwood*

*Heirs, Executors and assigns forever*

And the said grantors *legally do warrant and defend*

*themselves and their heirs*  
*heirs, Executors and assigns forever*

Jan L. Harwood and Sharon Harwood  
that *persons and goods that they are* *located on or about the premises*  
*above said that they make no claim* **Free and Clear** *from all incumbrances whatsoever*

and that *they* **Warrant and Defend** *the same with the*  
*appurtenances unto the said grantors* *Jan L. Harwood and Sharon Harwood*  
*their heirs and assigns*  
*against the lawful claims of all persons themselves*

In Witness Whereof *do* *at hand*  
Dorothy M. Stauffer *W.F. Stauffer*

VOL 160 PAGE 344

who hereby release their rights of dower in the premises have hereto set their hands this 4th day of November in the year of our Lord one thousand nine hundred and Sixty-six (1966).

Signed and acknowledged in presence of

Mary M. Raymond  
Alma F. Frazier

Dorothy B. Stauffer  
H.P. Stauffer M.D.

The State of OHIO  
Holmes County SS

Be it Remembered that on this 4th day of November A.D. 1966 before me the subscriber a Notary Public in and for said county personally came the above named

DOROTHY B. STAUFFER and H.P. STAUFFER, wife and husband,

the Grantors

in the foregoing deed, and acknowledged the signing of the same to be their voluntary act and deed for the uses and purposes therein mentioned

In Testimony Whereof, I have hereto subscribed my name and affixed my official seal on the day and year last aforesaid



James H. Estill

JAMES H. ESTILL, Notary Public  
STATE OF OHIO

This instrument prepared by James H. Estill, Attorney at Law, Millersburg, Ohio.

82119

**Warranty Deed**

DOROTHY B. STAUFFER  
and  
H.P. STAUFFER

TO

JAK L. NEMEZ  
and  
SARON NEMEZ  
Millersburg, Ohio

Transferred 11-5-1966

Alma F. Frazier

COUNTY AUDITOR  
MILLERSBURG, OHIO

STATE OF OHIO

COUNTY OF Holmes SS

RECEIVED FOR RECORD ON THE

5th day of November 1966

at 11:45 A.M.

and RECORDED November 7 1966

DEED BOOK 160 PAGE 342

Evelyn Anderson  
COUNTY RECORDER

RECORDERS FEE \$ 3.00



87707  
QUIT-CLAIM DEED \*

1/11 6:5

Know all men by these presents, that I, *[Name]*, of the County of *[County]*, State of *[State]*, do hereby certify that the following is a true and correct copy of the original instrument as recorded in the office of the County Clerk of said County, Ohio, to-wit:

**REAL PROPERTY** Situate in the County of *[County]*, State of *[State]*, and containing *[Area]* acres, more or less, according to the plat of *[Plat Name]*, recorded in the office of the County Clerk of said County, Ohio, on the *[Date]* day of *[Month]*, 19*[Year]*.

From lastment Subject to Vol. *[Volume]* of the *[Book Name]* of the County of *[County]*, Ohio. *[Name]* (husband) of the County of *[County]*, State of *[State]*, do hereby certify that the following is a true and correct copy of the original instrument as recorded in the office of the County Clerk of said County, Ohio, to-wit:

Signed and acknowledged in the presence of *[Name]* on the *[Date]* day of *[Month]*, 19*[Year]*.

State of *[State]*

**BE IT REMEMBERED** that on the *[Date]* day of *[Month]*, 19*[Year]*, the within and foregoing instrument was duly executed and acknowledged by the parties thereto in the presence of the undersigned, who is a Justice of the Peace for the County of *[County]*, Ohio, and the same has been duly recorded in the office of the County Clerk of said County, Ohio, to-wit:

**IN TESTIMONY THEREOF**, I have hereunto set my hand and seal of my office on the *[Date]* day of *[Month]*, 19*[Year]*.

The foregoing instrument was duly executed and acknowledged by *[Name]* on the *[Date]* day of *[Month]*, 19*[Year]*.

- 1. Name of the instrument
- 2. Date of recording
- 3. Name of the County Clerk
- 4. Name of the County Clerk's office

EXHIBIT  
#7

Instrument  
200100006728

v. 170 - 606

The above description was compiled from a survey by William Sellner, Registered Surveyor, Number 3915, The Village portion of said description being located in Lot No. (9), in Block (9), of the Pleasant View Addition to the said Village.

Said conveyance is made together with all rights, privileges, easements and appurtenances of record and subject to all restrictions and encumbrances of record as contained in Deed Records of Holmes County, Ohio, Volume 143, Page 357, Volume 143 Page 352, Volume 144, Page 147, Volume 149, Page 155, and Volume 149, Page 494. For a Plat of said premises, see Holmes County Deed Records, Volume 143, at Page 413.

S7707

QUIT CLAIM DEED

FROM

SHARON MENULZ

TO

JEAN MENULZ  
Address: Rm 10  
Wickliffe, Ohio 44091

REC'D - Sept 1 1968  
AT 2:00 PM  
RECORDED - Sept 3 1968  
BY REC'D IN 171-605  
FEE \$ 2.00  
Richard C. ...

WARRANTY DEED SURVIVORSHIP DEED

TITLELAND REGISTERED U.S. PAT. OFFICE  
Standard Ohio Form 601  
PL 433 OK

100L

952

191663

# Know all Men by these Presents

That ROBERT J. ELDER, a married man, and DOLORES L. ELDER, wife of Grantor.

of the Village of Millersburg, County of Holmes and State of Ohio Grantor, in consideration of the sum of Ten dollars and other good and valuable consideration

to him paid by

ERIC T. ROLL AND JINELL R. ROLL  
1150 Wooster Rd., Millersburg, Ohio 44654  
of the Township of Hardy, County of Holmes

and State of Ohio Grantee, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey to the said Grantee s

ERIC T. ROLL and JINELL R. ROLL, husband and wife, a joint life estate with remainder over in fee simple to the survivor of them, his or her heirs and assigns forever, the

following Real Estate situated in the County of Holmes in the State of Ohio, and in the Township of Hardy and bounded and described as follows:

Tract 1  
Situated in Hardy Township, Holmes County, Ohio, and being the South part of Lot No. 37, in the First Quarter Township, in Township 9, of Range 7, of the Connecticut Western Reserve School Lands: Commencing at a stone 69 perches and 10 links West of the South East corner of said Lot 37; thence North 5 1/4 deg. West, 13 perches and 13 links to a stone; thence South 76 deg. West, 25 perches and 13 links to a stone; thence South 5 1/2 deg. West, 6 perches and 5 links to a stone; thence South, 88 deg. East, 26 perches and 22 links to the place of beginning and containing 1.66 acres, be the same, more or less, but sbject to all legal highways.

See Deed Records of Holmes County, Ohio, Volume 102, Page 243, 176 47

EXCEPTING HOWEVER FROM THE ABOVE TRACT THE FOLLOWING PARCELS:

PARCEL NO. 1  
Situated in the Township of Hardy, County of Holmes and State of Ohio, and being a parcel of land located along the south line of Lot thirty-seven (37), of the first quarter township, Township nine (9), Range Seven (7), of Hardy Township, Holmes County, Ohio, and being more particularly described as follows:  
Beginning at a iron pipe in the north corporation line of the Village of Millersburg, said line being south line of Lot No. 37 and said point being North 86 degrees 00 minutes West a distance of 1350.5 feet from the Southeast corner of Lot No. thirty-seven (37); thence continuing North 86 deg. 00 minutes West a distance of 246.3 feet to an iron pipe; thence North 23 deg. 00 minutes East a distance of 12.5 feet to an iron pipe; thence north 73 deg. 31 minutes East a distance of 223.0 feet to an iron pipe; thence South 14 deg. 29 minutes East a distance of 95.0 feet to the place of beginning and containing .28 of an acre. The above description was compiled

3117347  
LEGAL DESCRIPTION APPROVED HCTM  
PLAT REQUIRED  
THIS TRANSFER ONLY  
LAST TRANSFER WITHOUT SURVEY

EXHIBIT #8

Instrument 200100006728



Parcel No. 267, P. 954

Being a strip of land located in south part of Lot 37, First Quarter Township, township 9, range 7, in Hardy Township, Holmes County, Ohio and being more particularly described as follows:

Commencing at the southeast corner of Lot 37, thence North 86 degrees 00" West along the south line of said lot a distance of 1145 feet to the center of the Wooster Road; thence North 7 degrees 40' West along the center of the Wooster Road a distance of 70.7 feet to a point which is the place of beginning for the hereby conveyed parcel of land:

Thence North 88 degrees 00' West a distance of 179.4 feet to an iron pin; thence North 7 degrees 40' West a distance of 4 feet to an iron pin; thence South 88 degrees 00' East a distance of 179.4 feet to the center of the Wooster Road; thence South 7 degrees 40' East along the center of the Wooster Road a distance of 4 feet to the place of beginning and containing .016 of an acre; said acreage being subject to the legal highway. The Grantors herein hereby give, grant and convey unto the Grantees, their heirs and assigns, an easement appurtenant to the above described premises for the continued maintenance of a stone wall now established on lands of the Grantors and lying immediately North of the North line of the above described premises and abutting said premises. Said easement to remain in full force and effect so long as said wall shall remain in its present location, but if said wall shall be destroyed by natural forces or be removed at any future time by the Grantees, their heirs or assigns, then the easement herein granted shall terminate and become null and void and shall revert to the grantors, their heirs or assigns. And it is further provided that if another or new wall shall be then erected, then said wall shall be erected wholly upon the lands of the Grantees herein, their heirs or assigns. In the event that a new wall is erected the Grantees, their heirs or assigns, are hereby granted the right and privilege of entering upon the premises of the Grantors, their heirs and assigns, for the sole purpose of erecting and maintaining said new wall, said Grantees, their heirs and assigns to be liable for any and all damages occurring to the property of Grantors in so doing.

Vol. 143, Page 382 - Plat Vol. 3, Pg. 48.

TRACT II

Situated in the Township of Hardy, County of Holmes and State of Ohio and being a parcel of land located along the south line of Lot thirty seven (37), of the first quarter township, Township nine (9), Range Seven (7), of Hardy Township, Holmes County, Ohio, and being more particularly described as follows:

Beginning at an iron pipe in the north corporation line of the Village of Millersburg, said line being the south line of Lot No. 37 and said point being North 86 degrees 00 minutes West a distance of 1350.5 feet from the southeast corner of Lot No. thirty-seven (37); thence continuing North 86 deg. 00 minutes West a distance of 246.3 feet to an iron pipe; thence North 23 deg. 00 minutes East a distance of 12.5 feet to an iron pipe; thence north 73 deg. 31 minutes East a distance of 223.0 feet to an iron pipe; thence South 14 deg. 29 minutes East a distance of 95.0 feet to the place of beginning and containing .28 of an acre. The above description was compiled from a survey by William Sellner, Reg. Sur. No. 3915. See Volume 148, at Page 277 for reference to prior deed of conveyance. Plat Vol. 3, Pg. 22.

Warranty Deed

ROBERT J. ELDER

TO

ERIC P. ROLL

and

JINELL R. ROLL

Transferred March 22 1995

Richard J. Brown  
COUNTY AUDITOR

VOL 267 PAGE 955

and that they will forever **Warrant and Defend** the same, with the appurtenances, unto the said Grantee s

Eric T. Roll and Jinell R. Roll, his or her heirs and assigns against the lawful claims of all persons whomsoever

except as noted herein

**In Witness Whereof** the said Grantor s

Robert J. Elder and Dolores L. Elder his wife

who hereby releases all her right of dower in the premises, have hereunto set their hands, this 10th day of March in the year of our Lord one thousand nine hundred and ninety-five (1995)

Signed and acknowledged in presence of

George C. Ellis  
George C. Ellis

Robert J. Elder  
Robert J. Elder

Jean S. James  
Jean S. James

Dolores L. Elder  
Dolores L. Elder

The State of Ohio }  
Holmes County } SS.

REC'D 191663 RECORDED  
AT 9:46 o'clock AM FEE \$22.00  
MAR 22 '95 MAR 23 '95

**Be it Remembered** That on this 10th day of March

Deed Vol 267 PAGE 955 Sally Miller RECORDER  
10th day

a Notary Public above named

A. D. 1995, before me, the subscriber, in and for said county, personally came the

Robert J. Elder and Dolores L. Elder

the Grantor s

in the foregoing Deed, and acknowledged the signing of the same to be their voluntary act and deed, for the uses and purposes therein mentioned.

**In Testimony Whereof**, I have hereunto subscribed my name and affixed my official seal on the day and year last aforesaid.

GEORGE C. ELLIS, Attorney At Law  
NOTARY PUBLIC - STATE OF OHIO  
My Commission Has No Expiration Date  
Sec. 147.03 R. C.

George C. Ellis

This instrument prepared by George C. Ellis, Attorney at Law

Description 3.020 Acre Parcel

Description for land to be petitioned for Annexation to the Village of Millersburg, Ohio.

Being a part of Lot 37 of the First Quarter, Hardy Township, T-9 N, R-7 W, Holmes County, Ohio.

Described as follows:

Commencing at a point marking the southeast corner of lot 37, thence N 86 degrees 13' 41" W 815.02 feet along the lot line and the Village of Millersburg corporation line to a point the TRUE POINT OF BEGINNING.

thence with the following EIGHT (8) COURSES:

- 1) N 88 degrees 04' 19" W 755.09 feet along the lot line and along said corp. line and along Tracy M. McDowell (Deed vol. 263 page 861) and Karen L. McDowell's (O.R. vol. 31 page 892) north line and along the north line of a 15 foot alley to a point;
- 2) N 02 degrees 40' 57" W 102.30 feet along Family Properties, Ltd.'s (O.R. vol. 30 page 378) southerly line to a point;
- 3) N 75 degrees 55' 20" E 421.08 feet along said Family Properties, Ltd.'s south line to a point in the center of S.R. 83;
- 4) N 10 degrees 13' 52" W 3.29 feet along the centerline of S.R. 83 to a point;
- 5) N 88 degrees 20' 43" E 199.00 feet along Clifford Todd & Susan Jo Hartley's (Deed vol. 260 page 267) south line and along said corp. line to a point;
- 6) S 09 degrees 03' 03" E 106.00 feet along Northside Baptist Church, Inc.'s (Deed vol. 260 page 761) southerly line and along said corp. line to a point;
- 7) S 88 degrees 49' 16" E 142.82 feet along said Church's southerly line and along said corp. line to a point;
- 8) S 02 degrees 57' 14" W 131.56 feet along said Tracy A. McDowell's (Deed vol. 239 page 808 and Deed vol. 263 page 861) west line to the TRUE POINT OF BEGINNING.

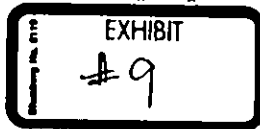
Instrument  
200100006728

This parcel contains 3.020 acres, but subject to all highways and easements of record.

The acreage to be annexed from each property owner is as follows:

- Albert L. & Beth A. Schonauer - 0.947 acres calc. (0.94 acres deed).
- Joshua A. & Michelle A. Raber - 0.478 acres calc. (0.48 acres deed).
- Jan L. Menez - 0.290 acres calc. (0.275 acres deed).
- Eric T. & Jinell R. Roll - 1.305 acres calc. (1.369 acres deed).

See Holmes County Plat Book 17, page 795 for survey.  
This survey made and description prepared by Donald C. Baker, PS 6938  
June 16, 2000.



REVIEWED 2/27/01 *ag*  
HOLMES CO TAX MAP  
Plat Required

Owners/Petitioners:

Joshua A. Raber  
Joshua A. Raber

Michelle A. Raber  
Michelle A. Raber

Albert L. Schonauer  
Albert L. Schonauer

Beth A. Schonauer  
Beth A. Schonauer

Jan L. Menez  
Jan L. Menez

Eric T. Roll  
Eric T. Roll

200100006728  
VILLAGE  
MILLERSBURG  
MILLERSBURG, OH

Jinell R. Roll  
Jinell R. Roll

Samuel M. Steimel, Agent  
Samuel M. Steimel - Agent