

ORDINANCE NO. 318

**ORDINANCE ACCEPTING ANNEXATION
ON APPLICATION OF FREEHOLDERS.
(Bendele Addition-State Route 66)**

To accept the application for the annexation of certain territory containing 3.578 acres more or less in Monterey Township to the Village of Ottoville.

WHEREAS, a Petition for the annexation of certain territory in Monterey Township was duly filed by Robert Bendele, and

WHEREAS, the said Petition was duly considered by the Board of County Commissioners of Putnam County, Ohio, on December 21, 2001, and

WHEREAS, the Board of County Commissioners has approved the annexation of said territory to the Village of Ottoville as hereinafter described, and

WHEREAS, the Board of County Commissioners certified the transcript of the proceedings in connection with said annexation with the map to the Village Clerk who received same on December 28, 2001, and

WHEREAS, sixty (60) days from the date of said filing has now elapsed in accordance with the provisions of O.R.C. 709.04; now, therefore,

Be it ordained by the Council of the Village of Ottoville:

1. That the proposed annexation as applied for in the Petition of Robert Bendele and a majority of the owners of the land sought to be annexed and filed with the Board of County Commissioners of Putnam County, Ohio, on October 16, 2001, and which said Petition prayed for annexation to the Village of Ottoville, Ohio, of certain territory adjacent thereto as hereinafter described, and which said Petition was approved for annexation to the Village of Ottoville by the Board of County Commissioners on December 21, 2001, be and the same is hereby accepted. See "Exhibit A" attached hereto and made a part hereof for description to said territory.

The certified transcript of the proceedings for annexation with an accurate map of said territory, together with other papers relating to the proceedings thereto of said County Commissioners are all on file with the Clerk of this Village Council and have been for more than sixty (60) days.

2. That the Village Clerk be, and she is, hereby authorized and directed to make three copies of this Ordinance to each of which shall be attached a copy of the map accompanying the Petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto and a Certificate as to the correctness thereof. The Village Clerk shall then forthwith deliver one copy to the County Recorder, one copy to the County Auditor, and one copy to the Secretary of State and do all things required by law.

PASSED: May 20, 2002.

ATTEST:

APPROVED:

Jeanne M. Wannenmacher
Clerk-Treasurer of Ottoville

Judy M. Wannenmacher
Mayor of Ottoville

EXHIBIT "A"

Being a parcel in the Northeast quarter of Section 25, T-1-S, R-4-E, Monterey Township, Putnam County, Ohio and more particularly described as follows:

Basis of bearing: East line of the Southeast quarter of Section 25, T-1-S, R-4-E, Monterey Township: S 00°06'20" E previous survey

Commencing at a railroad spike found at the southeast corner of said Northeast quarter of said section 25; thence N 00°01'41" W with the east line of said Northeast quarter (also the centerline of State Route 66), 400.00 feet to a PK nail and shiner set at the northeast corner of R. Wannemacher Subdivision (PB 27, Pg. 5 and 5-A) and the PLACE OF BEGINNING thence S 89°45'19" W with the north line of said subdivision (also the north corporation limit of a portion of the Village of Ottoville, Ohio) (passing through a capped 5/8 inch rebar set at 20.00 feet), 195.00 feet to a capped 5/8 inch rebar set; thence N 00°01'26" W, 393.51 feet to a capped 5/8 inch rebar found; thence N 00°01'41" W, 404.50 feet to a point; thence N 88°57'39" E with a line a portion of which is the south corporation limit of said Village of Ottoville, 195.00 feet to a point on the east line of said Northeast quarter; thence S 00°01'41" E with said east line (also the centerline of State Route 66) (also being the west corporation limit of said Village of Ottoville), 800.71 feet to the PLACE OF BEGINNING containing 3.578 acres more or less and subject to all highways and other legal easements of record.

RECEIVED
PUT. CO. COMMISSIONERS

2001 OCT 16 PM 2:04

PETITION

TO: Board of County Commissioners of Putnam County, Ohio.

We, the undersigned, being a majority of the owners of the land hereinafter described, hereby petition for the annexation of the territory described in "Exhibit A", attached hereto and made a part hereof.

Said described territory is adjacent and contiguous with the said Village of Ottoville.

Petitioners have attached hereto and made a part of this Petition, a map showing the accurate boundaries of the territory sought to be annexed, marked "Map of Territory to be Annexed to the Village of Ottoville". Said map is marked "Exhibit B".

Robert Bendele is hereby appointed agent for the undersigned petitioners as required by O.R.C. 709.02, with full power and authority hereby granted to said agent to amend, alter, change, correct, withdraw, refile, substitute, compromise, increase or delete the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this Petition. Said amendment, alteration, change, correction, withdrawal, refiling, substitution, compromise, increase or deletion, or other things or action for the granting of this Petition shall be made in the Petition, description and/or plat by said agent without further expressed consent to the petitioners.

x Robert P. Bendele

RESOLUTION OF COUNTY COMMISSIONERS
APPROVING ANNEXATION

Pursuant to resolution adopted by the Board of County Commissioners on Oct. 19, 2001, fixing the 21st day of December, 2001, for hearing the Petition of Robert Bendele and others praying for the annexation of certain territory in Monterey Township to the Village of Ottoville, the same came on for hearing and all persons appearing for or against said annexation were heard, and certain Affidavits were received, and the Board of County Commissioners being fully advised that the said Petition contains all matters required by law, that the averments therein are true, that the Petition contains an accurate description of the territory sought to be annexed, that the Petition is signed by a majority of the adult resident freeholders in the area sought to be annexed, that the plat of said territory attached to said Petition is accurate, that the said territory is adjacent and contiguous to the Village of Ottoville, that notice of said Petition and this hearing has been given according to law, and that it is right that the prayer of the Petition is granted.

It is further ordered that the prayer of said Petition be and is hereby granted and that the territory described in the said Petition be annexed to the Village of Ottoville. It is further ordered that the final transcript of this Board relating thereto together with the accompanying map and Petition be deposited forthwith with the Clerk of the Village of Ottoville, Ohio.

PUTNAM COUNTY COMMISSIONERS

By: Dennis A. Mayhew

By: Donald H. Leonard

By: Stephen B. Brinton

COMMISSIONERS
Dennis A. Ellerbrock
Stephen A. Brinkman
Ronald H. Leopold

**BOARD OF COMMISSIONERS
OF PUTNAM COUNTY**

245 E. MAIN STREET, SUITE 101
OTTAWA, OHIO 45875-1968
419/523-3656
FAX: 419/523-9213

CLERK/ADMINISTRATIVE CLERK
Betty I. Schroeder
GRANTS/WAGE COORDINATOR
Lisa A. Greear

**CERTIFICATION
FROM THE CLERK OF THE BOARD OF COUNTY
COMMISSIONERS**

I, Betty Schroeder the undersigned, Clerk of the Board of County Commissioners of Putnam County, Ohio, hereby certify that attached hereto is a true and complete transcript of all orders and proceedings of the Board of County Commissioners of Putnam County, Ohio, relative to the petition for annexation of certain territory described therein to the Village of Ottoville, Ohio, filed by Robert Bendele, (Michael E. O'Malley, attorney) together with said petition and the map attached thereto, and all papers on file relating to said matter.

Dated: December 27, 2001

Betty Schroeder

Betty Schroeder, Clerk
Board of County Commissioners
Putnam County, Ohio

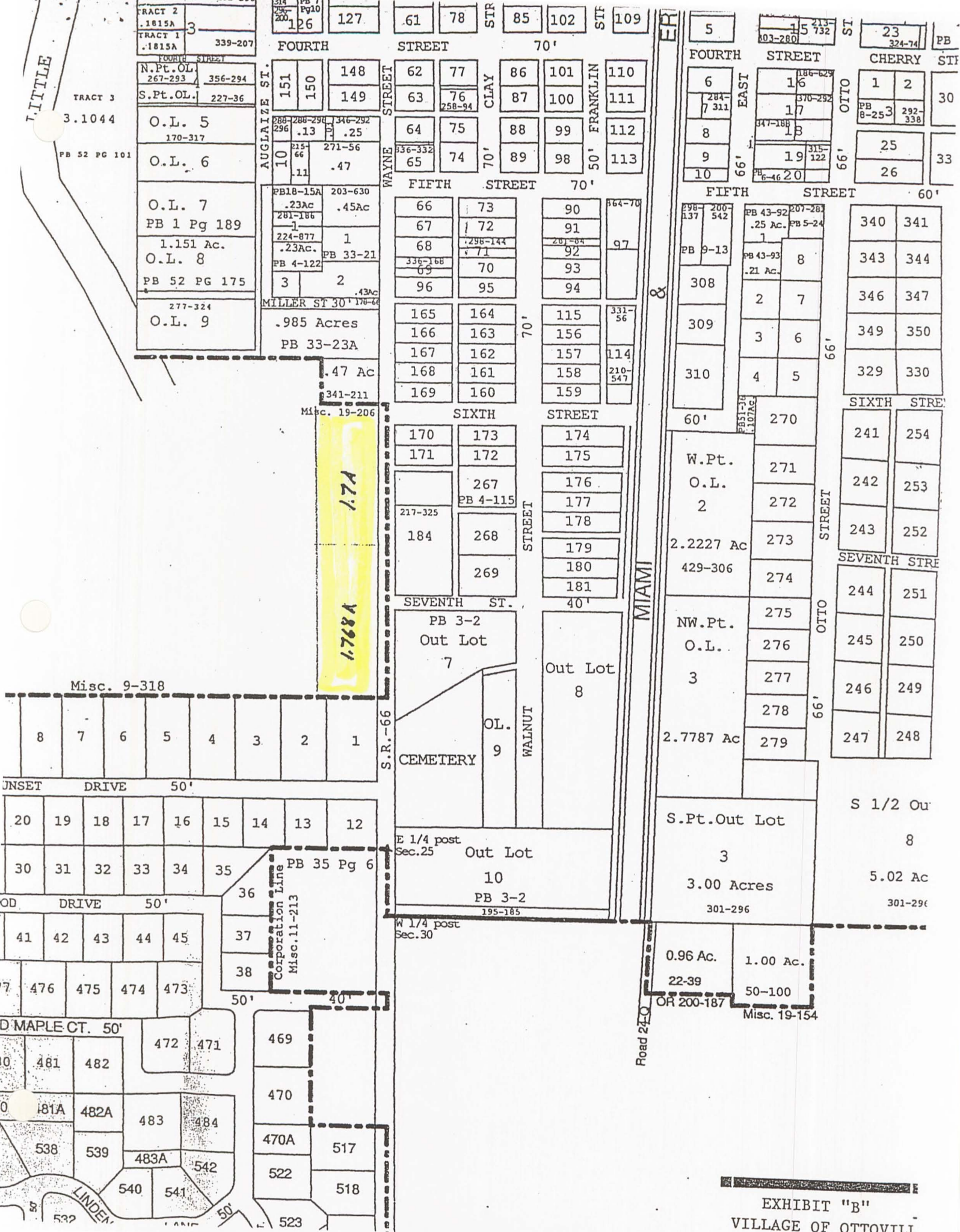


EXHIBIT "B"
VILLAGE OF OTTOVILL

KUCK and MORRISEY, INC.

CONSULTING ENGINEERS & SURVEYORS

LIMA, OHIO 45805

TELEPHONE 228-1735 AREA CODE 419

2807 CHAPEL HILL DRIVE

CLIENT Mr. Robert BENDELE

COUNTY Putnam

TOWNSHIP Monterey

SECTION PT NE 1/4 Sec. 25

LOT NO. 1

SUBDIVISION T-1-S, R-4-E

DATE 4/6/01

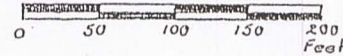
COMPUTED BY RDM

SURVEYED BY rdm

SHEET NO. 1

OF 1

Scale:



ANNEXATION PLAT PART OF THE NORTHEAST QUARTER, SECTION 25, T-1-S, R-4-E, MONTEREY TOWNSHIP, PUTNAM COUNTY, OHIO.

DESCRIPTION

Being a parcel in the Northeast quarter of Section 25, T-1-S, R-4-E, Monterey Township, Putnam County, Ohio and more particularly described as follows:

Basis of bearing: East line of the Southeast quarter of Section 25, T-1-S, R-4-E, Monterey Township: S 00°06'20" E previous survey

Commencing at a railroad spike found at the southeast corner of said Northeast quarter of said Section 25; thence N 00°01'41" W with the east line of said Northeast quarter (also the centerline of State Route 66), 400.00 feet to a PK nail and shiner set at the northeast corner of R. Wannemacher Subdivision (PB 27, Pg. 5 and 5-A) and the PLACE OF BEGINNING thence S 89°45'19" W with the north line of said subdivision (also the north corporation limit of a portion of the Village of Ottoville, Ohio) (passing through a capped 5/8 inch rebar set at 20.00 feet), 195.00 feet to a capped 5/8 inch rebar set; thence N 00°01'26" W, 393.51 feet to a capped 5/8 inch rebar found; thence N 00°01'41" W, 404.50 feet to a point; thence N 88°57'39" E with a line a portion of which is the south corporation limit of said Village of Ottoville, 195.00 feet to a point on the east line of said Northeast quarter; thence S 00°01'41" E with said east line (also the centerline of State Route 66) (also being the west corporation limit of said Village of Ottoville), 800.71 feet to the PLACE OF BEGINNING containing 3.578 acres more or less and subject to all highway and other legal easements of record.

LEGEND:

- A ~ PK nail & shiner set
- B ~ Capped 5/8" rebar set
- C ~ Capped 5/8" rebar fd
- D ~ 1/2" rebar fd.

I hereby certify the accompanying map and survey which it represents to be correct to the best of my knowledge and belief. All rebar set and called for are topped with a plastic Peramark cap stamped:

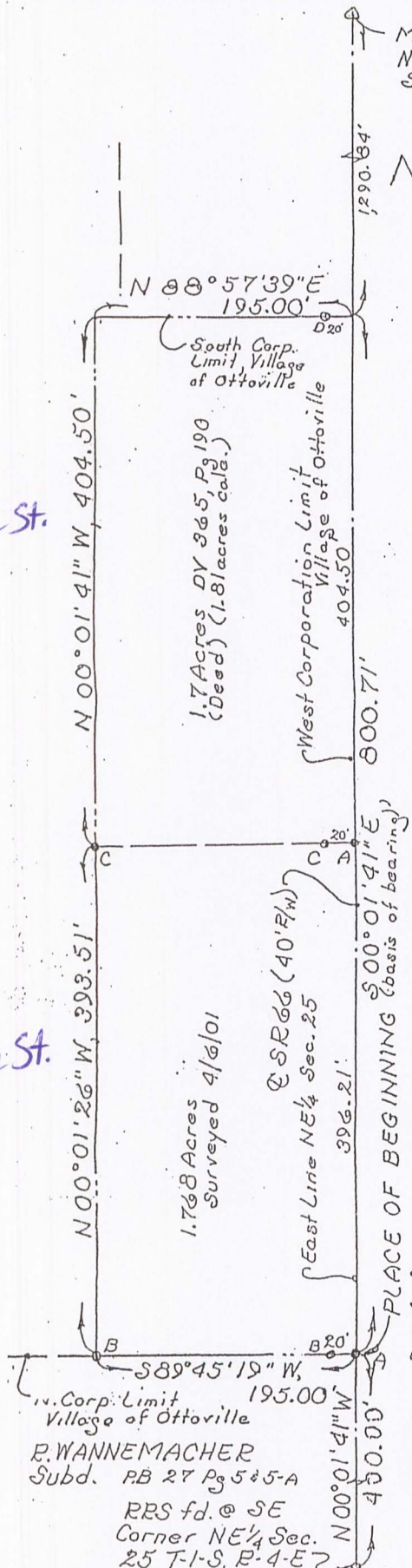
KUCK & MORRISEY L.S. 6470

Date: 4/11/01

Richard D. Morrissey, L.S. 6470
KUCK and MORRISEY, Inc.



EXHIBIT "A"



R. WANNEMACHER

Subd. PB 27 Pg 5 & 5-A

RRS fd. @ SE

Corner NE 1/4 Sec.

25, T-1-S, R-4-E

1.7 Acres DY 365, Pg 190
(Dead) (1.81 acres cald.)

1.768 Acres
Surveyed 4/6/01

East Line NE 1/4 Sec. 25
396.21'

West Corporation Limit
Village of Ottoville

1290.84'

800.71'

PLACE OF BEGINNING
S 00°01'41" E
396.21'

N 00°01'41" W
400.00'

N 00°01'41" W, 404.50'

N 00°01'26" W, 393.51'

N 88°57'39" E
195.00'

South Corp. Limit
Village of Ottoville

Corp. Limit
Village of Ottoville

195.00'

20'

20'

20'

20'

20'