

IN THE COUNCIL OF THE VILLAGE OF NEW CONCORD, OHIO

ORDINANCE NO. G-4-98-1

AN ORDINANCE TO ACCEPT THE ANNEXATION OF CERTAIN TERRITORY CONTAINED IN UNION TOWNSHIP TO THE VILLAGE OF NEW CONCORD AND DECLARING AN EMERGENCY.

WHEREAS, a petition for annexation of certain territory in Union Township was duly filed with the Board of Muskingum County Commissioners on October 30, 1997; and

WHEREAS, said petition was duly considered by the Board of County Commissioners of Muskingum County, Ohio on October 30, 1997 and January 5, 1998; and

WHEREAS, on January 27, 1998 the Board of County Commissioners approved the annexation petition and certified the transcript of the proceedings in connection with said annexation with the map and petition required in connection therewith to the Village Clerk who received the same on February 2, 1998; and

WHEREAS, sixty (60) days from the date of the filing of said transcript with the Village Clerk have now elapsed in accordance with the provisions of R.C. 709.04; and

WHEREAS, the immediate adoption of this ordinance is in the interest of the health, safety and welfare of the Village.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of New Concord, that:

Section 1. That the proposed annexation of certain territory in Union Township to the Village of New Concord, as applied for in the petition of Alice Ross, contains the signatures of the majority free land holders in the territory sought to be annexed to the Village of New Concord, and filed with the board of County Commissioners of Muskingum County on October 30, 1997 and which said petition prayed for the annexation to the Village of New Concord of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the Village of New Concord by the Board of County Commissioners on January 29, 1998 be and the same is hereby accepted. Said territory is described as follows:

ANNEXATION TO THE VILLAGE OF NEW CONCORD

Being a parcel of land located in Section Nos. 2, 9, and 10, Town 1, Range 5, Union Township, Muskingum County, Ohio and bounded and described as follows:

Beginning at the Northeast corner of said Section No. 9;

thence South 05deg. 53min. 00sec. West 90.00 feet along the East line of said Section No. 9 to a point;

thence continuing along the East line of said Section No. 9 South 05deg. 52min. 57sec. West 47.00 feet to a point in the North line of a 0.38 acre tract belonging to Robert Wilfong etal (reference-volume 1127, page 765);

thence North 37deg. 25 min. 32sec. East 41.78 feet to the Northeast corner of said 0.38 acre tract;

thence South 16deg. 48min. 58sec. East 151.01 feet to a point locating the Southeast corner of said 0.38 acre tract;

thence North 89deg. 42min. 28sec. East 16.67 feet along the North line of a 2.26 acre tract belonging to Paul Davis (reference-volume 1133, page 526) to a point;

thence South 88deg. 47min. 46sec. East 14.90 feet along the North line of said 2.26 acre tract to a point;

thence South 45deg. 07min. 31sec. East 135.68 feet along the East line of said 2.26 acre tract to a point;

thence South 36deg. 17min. 01sec. East 191.50 feet along the East line of said 2.26 acre tract to a point locating the Southeast corner;

thence South 53deg. 56min. 01sec. West 311.76 feet along the South line of said 2.26 acre tract to a point;

thence North 84deg. 07min. 01sec. West 113.70 feet along the South line of said 2.26 acre tract to a stone in the East line of said Section No. 9;

thence South 05deg. 52min. 58sec. West 60.90 feet along the East line of said Section No. 9 to an iron pin locating the Northeast corner of a 0.84 acre tract belonging to Ted Ross (reference-volume 747, page 82);

thence continuing along the East line of said Section No. 9 South 05deg. 53min. 00sec. West 387.50 feet to an iron pin locating the Northeast corner of a 6.41 acre tract belonging to Joseph VanReeth (reference-volume 1084, page 126);

thence South 05deg. 33min. 15sec. West 513.43 feet along the East line of said 6.41 acre tract to an iron pin locating the Northeast corner of a 18.16 acre tract belonging to New Concord Bible Church (reference-volume 892, page 116);

thence South 06deg. 39min. 49sec. West 215.22 feet along the East line of said 18.16 acre tract to an iron pin;

thence South 05deg. 53min. 07sec. West 525.79 feet along the East line said 18.16 acre tract to an iron pin locating the Southeast corner of said 18.16 acre tract;

thence North 82deg. 33min. 12sec. West 373.14 feet along the South line of said 18.16 acre tract to an iron pin;

thence South 67deg. 41min. 00sec. West 248.00 feet along the South line of said 18.16 acre tract to an iron pin;

thence North 41deg. 28min. 13sec. West 429.24 feet along the South line of said 18.16 acre tract to a point;

thence North 16deg. 55min. 31sec. East 63.98 feet along the West line of said 18.16 acre tract to a point;

thence North 12deg. 04min. 02sec. East 178.47 feet along the West line of said 18.16 acre tract to a point;

thence continuing along the West line of said 18.16 acre tract North 12deg. 36min. 49sec. East 310.99 feet to a point;

thence North 14deg. 41min. 09sec. East 96.04 feet along the West line of said 18.16 acre tract to a point;

thence continuing along the West line of said tract North 22deg. 33min. 58sec. East 92.18 feet to a point;

thence continuing along said West line North 32deg. 53min. 39sec. East 93.672 feet to a point;

thence North 60deg. 10min. 18sec. West 27.005 feet to a mine spike in County Road No. 55 and locating the Southeast corner of a 55.28 acre tract belonging to General Electric Company;

thence North 60deg. 10min. 18sec. West 2005.23 feet along the South line of said 55.28 acre tract to an iron pin locating Southwest corner of said tract;

thence South 05deg. 42min. 43sec. West 1204.31 feet along the East line of 43.70 acre tract belonging to J. Pennell (reference-volume 1013, page 363) to an iron pin;

thence North 84deg. 17min. 53sec. West 1313.42 feet along the South line of said 43.70 acre tract to an iron pin locating the Southwest corner of said tract;

thence North 05deg. 37min. 26sec. East 1280.00 feet along the West line of said 43.70 acre tract to an iron pin locating the Northwest corner of said tract;

thence North 05deg. 37min. 26sec. East 301.68 feet to a point in the North line of the right of way for U.S. Route No. 40;

thence along the North line of the right of way for U.S. Route No. 40 the following seven courses and distances:

1) North 81deg. 17min. 00sec. East 458.90 feet to a point;

2) South 04deg. 24min. 57sec. West 30.81 feet to a point;

3) North 81deg. 17min. 00sec. East 1182.00 feet to a point;

4) North 79deg. 52min. 53sec. East 286.09 feet to a point;

5) North 80deg. 23min. 16sec. East 64.01 feet to a point;

6) North 80deg. 51min. 24sec. East 751.378 feet to a point; and

7) North 79deg. 31min. 42sec. East 342.23 feet to an iron pin in the existing corporation line (reference-plat file 1, no. 137);

thence along said existing corporation line South 06deg. 10min. 00sec. East 231.39 feet to an iron pin;

thence continuing along said line North 83deg. 50min. 00sec. East 221.30 feet to an iron pin;

thence continuing along the existing corporation line (reference-plat book 11, page 29) the following five courses and distances:

1) South 09deg. 44min. 00sec. East 61.73 feet to an iron pin;

2) North 82deg. 57min. 00sec. East 152.64 feet to an iron pin;

3) South 09deg. 44min. 00sec. East 255.00 feet to an iron pin;

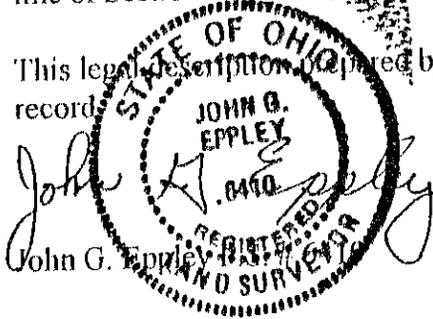
4) North 83deg. 01min. 00sec. East 463.20 feet to an iron pin: in the East line of Section No. 2; and

5) South 05deg. 53min. 00sec. West 244.05 feet along the East line of said Section No. 2 to the point of beginning and containing 159.41 acres, more or less.

There being 20.04 acres in Section No. 2, 136.89 acres in Section No. 9, and 2.48 acres in Section No. 10.

The bearings in this description are for angle calculations only and are based on the East line of Section No. 2 used as an assumed bearing of South 05deg. 53 min. 00sec. West.

This legal description prepared by John G. Eppley Reg. Sur. No. 6410, based on deeds of records.



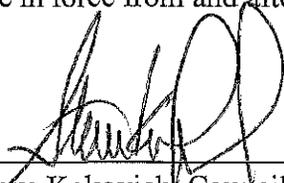
John G. Eppley

Ordinance No. G-4-98-1

Section 2. The Village Clerk be and hereby is authorized and directed to make two 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 the proceedings of the Board of County Commissioners relating thereto and the certificate as to the correctness thereof. The Village Clerk shall then immediately deliver one copy to the Muskingum County Auditor, one copy to the Muskingum County Recorder and one copy to the Secretary of State and do all things required by law.

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

PASSED: April 13, 1998



Steve Kokovich, Council President

APPROVED: April 13, 1998



R. Gregory Adams, Mayor

ATTEST: Beryl L. Hammer
Beryl L. Hammer, Clerk/Treasurer

I hereby certify that the above Ordinance No. G-4-98-1 was posted per Ordinance No. L-1-84-1 from April 15, 1998 to June 17, 1998.

_____, clerk