

# RECORD OF ORDINANCES

Dayton Legal Blank Co.—10116

Ordinance No. 1987-02

Passed February 17, 1987

AN ORDINANCE REZONING CERTAIN LOTS OF THE REVISED AND CONSECUTIVE NUMBER OF LOTS OF THE MUNICIPALITY OF BROOKVILLE, OHIO, FROM THEIR PRESENT CLASSIFICATION TO THE NEW CLASSIFICATION OF R1B.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE MUNICIPALITY OF BROOKVILLE, OHIO, THAT:

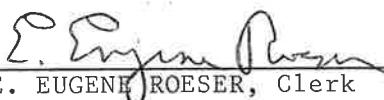
SECTION I:

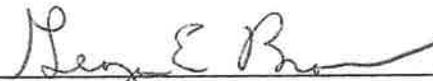
The classification of the following described real estate, a description of which is attached hereto and marked Exhibit "A", to be and the same is hereby changed and rezoned from A1 to R1B pursuant to the zoning ordinances of the Municipality of Brookville, Ohio.

SECTION II:

This Ordinance shall revoke and rescind all Ordinances, parts of Ordinances, and Resolutions and parts of Resolutions that are in conflict herewith and shall be enforced from and after the earliest period allowed by law.

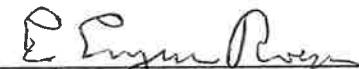
Passed this 17th day of February, 1987.

  
E. EUGENE ROESER, Clerk

  
GEORGE BROWN, Mayor

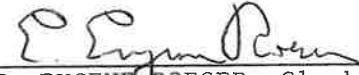
CERTIFICATE

The undersigned, Clerk of the Municipality of Brookville, Ohio does hereby certify that the foregoing is a true and correct copy of Ordinance No. 1987-02 passed by the Council of said Municipality on the 17th day of February, 1987.

  
E. EUGENE ROESER, Clerk

CERTIFICATION OF POSTING

The undersigned, Clerk of Council of the Municipality of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 1987-02 was posted at the Municipal Building, U.S. Post Office and the Brookville National Bank, Brookville, Ohio on the 19th day of February, 1987, to the 20th day of March, 1987, both days inclusive.

  
E. EUGENE ROESER, Clerk

# Know all Men by these Presents

That ETHEL LUCILE KIMMEL, unmarried,

of Smith County, State of <sup>Texas</sup> ~~Ohio~~, for valuable consideration paid, grant  
with general warranty covenants, to

CARROLL STUDEBAKER and VERNEDA STUDEBAKER,  
whose tax mailing address is

Box 56, Brookville, Ohio 45309  
the following real property:

AUG 16-79 214285# \*\*\*\*8

Situate in the southeast quarter of Section 33, Town 6, Range 4 East, Village of Brookville, being a part of Lot 1070 of said Village and a part of the land conveyed to Ethel L. Kimmel by deed recorded in Volume 2316 Page 512 of the deed records of Montgomery County, Ohio.

Beginning at an iron pin at the southwest corner of Brookvillage Subdivision Section 2, as recorded in Plat Book 106 Page 58 of the plat records of said County, said iron pin also being at the southwest corner of a 13.377 acre tract conveyed to Carroll Studebaker and Verneda Studebaker by deed recorded in Volume 78-406A08 of the deed records of said County; thence, with lines of Brookvillage Subdivision Section 2 and the 13.377 acre tract, North 4° 28' 30" East a distance of 77.25 feet to an iron pin; thence, North 14° 06' 30" West a distance of 60.00 feet to an iron pin; thence, North 75° 53' 30" East a distance of 27.61 feet to an iron pin; thence, North 0° 33' 40" East, passing the northwest corner of Brookvillage Subdivision Section 2 at 186.51 feet, a distance of 410.30 feet to a point; thence, continuing with lines of the said 13.377 acre tract, North 53° 04' 15" West a distance of 185.56 feet to a point; thence, northeastwardly, on a curve to the right with a radius of 175.00 feet, an arc distance of 22.40 feet to a point, the interior angle of said curve being 7° 20' 00"; thence, North 44° 15' 45" East a distance of 17.00 feet to a point; thence North 45° 44' 15" West a distance of 133.50 feet to a point; thence, North 44° 15' 45" East a distance of 52.38 feet to a point; thence, North 45° 44' 15" West a distance of 183.50 feet to a point; thence, North 44° 15' 45" East a distance of 110.00 feet to a point; thence northeastwardly, on a curve to the right with a radius of 175.00 feet an arc distance of 26.46 feet to a point, the interior angle of said curve being 8° 39' 40"; thence, North 37° 04' 35" West a distance of 209.62 feet to the northwest corner of the said 13.377 acre tract, in the north line of said lot 1070 and the north line of the said Kimmel land; thence, with the north line of Lot 1070 and the north line of the Kimmel land, South 89° 24' 03" West a distance of 295.43 feet to an iron pin at the northwest corner thereof; thence, with the West line of Lot 1070 and the West line of the Kimmel land, South 0° 22' 30" West a distance of 1207.98 feet to an iron pin; thence, by a new division line through the said Kimmel land, South 89° 37' 30" East a distance of 623.27 feet to the place of beginning containing 14.571 acres, more or less.

Subject to all conditions, restrictions, and easements of record.

Subject to the Dec., 1979, installment of taxes and assessments and all taxes and assessments thereafter.

This description was prepared and based upon a survey made by James E. Hudson, Registered Surveyor Number 5212 of the State of Ohio.

APPROVED  
BROOKVILLE PLANNING COMM.

DATE Aug 7-79

PRES. Jerry Wilson

SEC. Colleen Wright

FRED F. FRECKER  
COUNTY ENGINEER  
MONTGOMERY COUNTY, DAYTON, OHIO  
DESCRIPTION AND OWNERSHIP  
CHECKED AND APPROVED  
BY AJ DATE 8/9/79  
MAP DEPARTMENT

79 432C08