

RECORD OF ORDINANCES

Dayton Legal Blank Co.—10116

Ordinance No. 1986-08

Passed August 19, 1986

AN ORDINANCE ACCEPTING THE DEDICATION OF A PARCEL OF LAND LOCATED AT WOLFCREEK PIKE.

WHEREAS, it is now deemed necessary to acquire additional land for the purposes of constructing and improving the intersection of Wolfcreek Pike and Arlington Road, located within the Municipality of Brookville, Montgomery County, Ohio.

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

SECTION I:

That the deed of dedication by Brumbaugh Realty, Inc., of a parcel of land, a description of which is attached hereto and marked Exhibit "A", dedicating the same to public use, be and the same is hereby accepted and confirmed.

SECTION II:

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

PASSED this 19th day of August, 1986.

ATTEST:

E. Eugene Roesser
E. EUGENE ROESSER, Clerk

George E. Brown
GEORGE E. 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. 1986-08 passed by the Council of said Municipality on the 19th day of August, 1986.

E. Eugene Roesser
E. EUGENE ROESSER, Clerk

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CERTIFICATION OF POSTING

The undersigned, Clerk of Council of the Municipality of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 1986-08 was posted at the Municipal Building, U.S. Post Office and the Brookville National Bank, Brookville, Ohio on the 27th day of August, 1986, to the 25th day of September, 1986 both days inclusive.


E. EUGENE ROESER, Clerk



Know all Men by these Presents

That BRUMBAUGH REALTY, INC. an Ohio Corporation, duly organized under the laws of the State of Ohio and whose post office address is 362 N. Miami St West Milion, OHIO, the owner of the tract described below, does hereby dedicate to public use to the Village of Brookville, Ohio, the following described property:

Situate in the Northwest Quarter of Section 34, Town 6, Range 4 East, Village of Brookville, Montgomery County, State of Ohio, and being part of the 1.56 acre tract conveyed as 2 acres less 0.44 acre described in a deed to Brumbaugh Realty, Inc. and recorded in Microfiche 72-153E07, of the Montgomery County Deed Records, and being more fully bounded and described as follows:

Beginning at the southwest corner of said Brumbaugh 1.56 acre tract in the centerline of Wolf Creek Pike, and at the southeast corner of the 0.44 acre tract conveyed as 2 acres less 1.56 acres described in a deed to Ward M. and Edith D. Hope, and recorded in Deed Book 2501, page 505, of the Montgomery County Deed Records, said beginning point being South 56 degrees 45 minutes East, 130.00 feet from the intersection of said centerline of Wolf Creek Pike with the centerline of Arlington Road and west line of said Northwest Quarter of Section 34.

Thence with the northwest line of said Brumbaugh 1.56 acre tract, and with the southeast line of said Hope 0.44 acre tract, North 33 degrees 15 minutes East, 30.00 feet to a new corner.

Thence parallel to and 30 feet northeast of said centerline of Wolf Creek Pike, as measured at right angles thereto, South 56 degrees 45 minutes East, 131.34 feet to a new corner in the northwest line of the 0.392 acre tract conveyed to Irene Stiver and recorded in Microfiche 83-587 C07, of the Montgomery County Deed Records.

Thence with the northwest line of said Stiver 0.392 acre tract, South 33 degrees 15 minutes West, 30.00 feet to the southwest corner thereof in the centerline of said Wolf Creek Pike, and in the southwest line of said Brumbaugh 1.56 acre tract.

Thence with the centerline of said Wolf Creek Pike, and with the southwest line of said Brumbaugh 1.56 acre tract, North 56 degrees 45 minutes West, 131.34 feet to the point of beginning, and containing 0.090 acre, more or less, of which 0.060 acre is in the existing right-of-way of said Wolf Creek Pike, and subject to all easements of record.

The above description was prepared by Donald R. Bowman, Registered Surveyor Number 4323, State of Ohio. The centerline of Wolf Creek Pike was assumed to be North 56 degrees 45 minutes West.

Signed in the Presence of:

BRUMBAUGH REALTY, INC.

Walter Brumbaugh
WITNESS

BY: Philip C. C.
President

Donald J. Fletcher
WITNESS

BY: Barbara L. Brumbaugh
Secretary

STATE OF OHIO)
COUNTY OF MONTGOMERY) ss:

Before me, a Notary Public, in and for said county and state, personally appeared the President and Secretary of BRUMBAUGH REALTY, INC. who acknowledged that they did sign the foregoing instrument and that the

same is their free act and deed and the free act and deed of corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and offic seal at Brookville, Ohio this 14 day of July, 1986.

Eugene F. Kleatier
NOTARY PUBLIC

EUGENE F. KLEATIER, Notary Public
in and for the State of Ohio
My Commission Expires Aug. 6, 1987

TO