

IN THE MATTER OF AUTHORIZING THE COUNTY AUDITOR TO DRAW WARRANTS FOR THEN AND NOW CERTIFICATE PAYMENTS.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 26th day of February, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the practice of using "Then and Now Certificates" has been instituted by the County Auditor.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, the taxing authority for Auglaize County, having thirty (30) days to approve payment by resolution from receipt of "Then and Now Certificates", does hereby approve the following:

| <u>Check #</u> | <u>Amount</u> | <u>Vendor</u> |
|----------------|---------------|-------------------------------|
| 370519 | \$ 512.87 | MEDI LAB INC. |
| 370525 | \$ 250.00 | OHIO STATE BAR ASSOCIATION |
| 370529 | \$ 195.36 | ALLISON BRADY |
| 370546 | \$ 120.00 | R & R TAKHAR OPERATIONS, INC |
| 370547 | \$ 690.00 | ROBERT W KEHOE |
| 370561 | \$ 3,094.97 | INERGY PROPANE, LLC |
| 370563 | \$ 5,000.00 | MERCER CO CIVIC FOUNDATION |
| 370569 | \$ 1,250.00 | ROBERT D DAVIS DBA |
| 370575 | \$ 858.73 | CLEMANS, NELSON & ASSOC, INC |
| 370577 | \$ 4,601.76 | MEDLINE INDUSTRIES INC |
| 370579 | \$ 5,232.24 | MERCER COUNTY HEALTH DEPT |
| 370582 | \$ 190.00 | JOHN D MEYER |
| 370586 | \$ 6,187.50 | HULL & ASSOCIATES INC |
| 370590 | \$ 106.35 | FIRST COMMUNICATION, LLC |
| 370602 | \$ 100.22 | SHERIFF ALLEN SOLOMON |
| 370603 | \$ 6,749.75 | BEEBER PHARMACIES, INC |
| 370605 | \$ 1,062.40 | NKTELCO, INC |
| 370606 | \$ 5,611.96 | WEST CENTRAL DEVELOPMENT CORP |
| 370614 | \$ 500.00 | OTTAWA OIL COMPANY, INC |
| 370615 | \$ 597.03 | US BANCORP |

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
26th day of
February, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

cc: County Auditor

IN THE MATTER OF APPROVING AND AUTHORIZING AN AGREEMENT BETWEEN AUGLAIZE ACRES AND GARMANN/MILLER & ASSOCIATES, INC FOR LIMITED PROFESSIONAL SERVICES FOR THE ADDITION OF SPRINKLER HEADS TO THE ELEVATOR PIT AND MACHINE ROOM.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 26th day of February, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Auglaize Acres Administrator Connie Pierce informed the Board of County Commissioners that an agreement has been supplied by Garmann/Miller & Associates, Inc. to Auglaize Acres to provide design services to prepare construction documents required for permitting, quoting and contract administration for the addition of sprinkler heads to the elevator pits and machine room at Auglaize Acres which is mandated by federal regulation to be completed by August 13, 2013; and,

WHEREAS, the compensation shall be a stipulated sum of \$2,000.00 plus reimbursables. Reimbursable expenses include printing cost and permit fees. Any additional time required outside the original scope of the project shall be billed at the hourly rates specified in the agreement; and,

WHEREAS, Administrator Pierce recommended to the Board that this agreement be authorized for said professional services.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby approve and authorize the agreement between Auglaize Acres and Garmann/Miller & Associates, Inc. for professional services so mentioned above; and,

BE IT FURTHER RESOLVED that the Board authorizes President of the Board to execute said agreement.

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
26th day of
February, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula
Don Regula

John N. Bergman
John N. Bergman

Douglas A. Spencer *Yes*
Douglas A. Spencer

✓ cc: Auglaize Acres – Connie Pierce
✓ Garmann/Miller & Associates, Inc.

IN THE MATTER OF AUTHORIZING A POSITION RE-ACTIVATION TO THE TABLE OF ORGANIZATION FOR THE AUGLAIZE COUNTY DEPARTMENT OF JOB & FAMILY SERVICES.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 26th day of February, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Michael S. Morrow, Director of the Auglaize County Department of Job & Family Services informed the Board of County Commissioners that the position of Social Service Worker 2 (Position Control Number 31004.0) is to be re-activated to the Table of Organization within the Children's Services Unit of the Auglaize County Department of Job and Family Services; same to be effective immediately.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio does hereby authorize the re-activation of the classification of the Social Service Worker 2 (Position Control Number 31004.0) to the current Table of Organization within the Children's Services Unit, same being effective immediately, of the Auglaize County Department of Job & Family Services.

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
26th day of
February, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula . yes
Don Regula

John N. Bergman . yes
John N. Bergman

Douglas A. Spencer . Yes
Douglas A. Spencer

✓cc: County Department of Job & Family Services -
Michael Morrow

IN THE MATTER OF CERTIFYING DELINQUENT SEWER BILL TO THE COUNTY AUDITOR FOR PLACEMENT ON THE PROPER REAL ESTATE TAX DUPLICATE; RATIFYING THE EXECUTION OF SEWER DELINQUENCY LISTING AS SUBMITTED BY THE SANITARY ENGINEER'S DEPT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 26th day of February, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Sanitary Engineer's Secretary, Ronette Kill, informed the Board of County Commissioners that a property owner in Auglaize County, Doud Goble, using the county owned sewage treatment plant for Grand Lake subdivision, has a delinquent charge on his quarterly sewer bill; and,

WHEREAS, the County Prosecuting Attorney Ed Pierce advised the Board that it is necessary for said Board to certify this delinquent charge to the County Auditor for placement on the proper real estate tax duplicate for collection; and,

WHEREAS, a list showing this delinquency was presented to the Board by the Auglaize County Sanitary Dept., along with a request for the delinquency to be certified to the County Auditor for placement on real estate tax duplicate.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby ratify the execution of the Sewer Delinquency assessment list by the President of the Board of County Commissioners, Don Regula; and,

BE IT FURTHER RESOLVED that this sewer delinquency assessment list is hereby certified to the County Auditor for placement on the proper real estate tax duplicate for collection.

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
26th day of
February, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula , yes
Don Regula

John N. Bergman , yes
John N. Bergman

Douglas A. Spencer , Yes
Douglas A. Spencer

attachment

cc: County Sanitary Engineer
✓ County Auditor

IN THE MATTER OF RECOMMENDING THE RE-APPOINTMENT OF AMY RUPPERT TO THE ALLEN, AUGLAIZE AND HARDIN COUNTIES ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICES BOARD.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 26th day of February, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, Auglaize County is a participating county in the Alcohol, Drug Addiction and Mental Health Services Board of Allen, Auglaize and Hardin Counties; and,

WHEREAS, the Board of Auglaize County Commissioners is to have three member appointments to this Health Services Board; and,

WHEREAS, Amy Ruppert's term will expire June 30, 2013 and she has expressed her willingness to be reappointed to serve on this Services Board for another four year term which would begin July 1, 2013 and expire June 30, 2017; and,

THEREFORE, BE IT RESOLVED by the Board of Commissioners, Auglaize County, Ohio, does hereby recommend to the Allen/Auglaize/Hardin Counties Alcohol, Drug Addiction and Mental Health Services Board and to the Director of the Ohio Department of Alcohol and Drug Addiction Services, the name of Amy Ruppert for re-appointment for the terms so stated above, to said Health Services Board, on behalf of Auglaize County.

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
26th day of
February, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

- ✓cc: Allen/Auglaize/Hardin Counties Alcohol, Drug Addiction
and Mental Health Services Board - Michael Scheonhofer
✓Amy Ruppert

**IN THE MATTER OF FINDING FOR THE IMPROVEMENT OF THE WHEELER DITCH PROJECT;
PETITIONED BY GERALD WHEELER; SETTING DATE TO RECEIVE ENGINEER'S REPORTS ON SAID
PROJECT.**

The Board of Auglaize County Commissioners met in regular session on the 26th of February, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, the Board of County Commissioners, in Resolution #12-449, dated October 25, 2012, set, February 12, 2013, for the first hearing of the petition of the Wheeler Ditch Project, the Board met in the Assembly Room – 2nd Floor at the Administration Building and conducted the hearing by causing the petition to be publicly read to those present by Chad Scott for the County Engineer's Office; and,

WHEREAS, the Board finds that due and legal notice has been given in the manner and for the length of time required by law, to all owners of land affected by said improvement; and,

WHEREAS, the Board has made an actual view of the proposed improvement on January 8, 2013, and has heard either in person or by counsel all evidence offered by any owner of land for or against the granting of the proposed improvement, or for or against the granting of any laterals, branches, spurs, or change of route, course, termini, or manner of construction described in the petition, or any application therefore; and,

WHEREAS, the County Engineer's Preliminary Report has determined that the route and termini of the proposed improvement meets the prayer of the petition and that there are no reasonable alternative routes; and,

WHEREAS, the cost of the proposed improvement is less than the benefits derived.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby direct the County Engineer to proceed with the necessary survey for the proposed improvement, plans for the structures, maps showing the location of the land proposed to be assessed, and profiles showing the cuttings and gradient of the improvement, and make an estimate of the cost of the construction of the improvement; which shall include actual construction cost, the cost of engineering, and the cost of notices, publication and other incidental expenses; and set proper construction stakes, and perform such other duties as required by Section 6131.14 of the Ohio Revised Code; and,

BE IT FURTHER RESOLVED that the Board does set **June 13, 2013 at 9:00 a.m.** as the date and time for the filing of the above mentioned County Engineer's Reports.

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the resolution as follows:

Adopted this
26th day of
February, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula yes
Don Regula

John N. Bergman yes
John N. Bergman

Douglas A. Spencer Y
Douglas A. Spencer

✓cc: County Engineer

IN THE MATTER OF GRANTING AN AMENDMENT OF TIME TO PRESENT SURVEY, REPORTS AND SCHEDULES BY THE COUNTY ENGINEER FOR THE GUTMAN #3 DITCH PROJECT.

The Board of Auglaize County Commissioners met in regular session on the 26th day of February, 2013.

Commissioner Spencer moved the adoption of the following

RESOLUTION

WHEREAS, pursuant of Resolution #12-381, dated September 16, 2012, the Engineer's Reports on the Gutman #3 Ditch Project were due to the Board of County Commissioners on this date, March 28, 2013; and,

WHEREAS, a Request for an Amendment of time to complete survey, reports and schedules by the County Engineer was submitted to the Board of County Commissioners by County Engineer Assistant Chad Scott with the following content:

In the matter of the Gutman #3 County Ditch
Petitioned for by
Robert Flinn:

To the Board of County Commissioners:

I would like to move the date to present the complete survey, reports and schedules of the Gutman #3 Ditch to March 7, 2013 at 9:00 a.m. and due to several other ditch projects needed to be completed. These reports are complete and respectfully request an amendment to the date originally set of March 28, 2013 at 9:00 a.m.

Respectfully submitted,

s/Chad Scott
Chad Scott
Engineer Assistant

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio, does hereby grant the amendment of time for the completion and submittal of the Engineer's Reports for the Gutman #3 County Ditch to **March 7, 2013 at 9:00 a.m.** for reasons so above stated.

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the resolution as follows:

Adopted this
26th day of
February, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula yes
Don Regula

John N. Bergman yes
John N. Bergman

Douglas A. Spencer Yes
Douglas A. Spencer

✓cc: County Engineer

IN THE MATTER SETTING A DATE AND TIME TO RECEIVE BIDS FOR AGGREGATE AND CONCRETE FOR THE HIGHWAY DEPARTMENT.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 26th day of February, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS it is necessary, at this time, to receive bids for the purchase of rock & gravel aggregate and transit mix concrete to be used by the Highway Department during the 2011 season.

THEREFORE, BE IT RESOLVED that the Board of Commissioners, Auglaize County, Ohio, does hereby set the following dates and times to receive the mentioned bids:

| | |
|-------------------------|-----------------------------|
| Rock & Gravel Aggregate | March 19, 2013 at 3:00 p.m. |
| Transit Mix Concrete | March 19, 2013 at 3:15 p.m. |

BE IT FURTHER RESOLVED that the Board authorizes the County Engineer to proceed with the necessary legal steps to cause the above set bid openings.

Commissioner Bergman seconded the Resolution and upon the roll being called, the vote resulted in the adoption of the Resolution as follows:

Adopted this
26th day of
February, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

cc: County Engineer

IN THE MATTER OF GRANTING AN ANNEXATION OF 0.42 ACRES, MORE OR LESS, TO THE VILLAGE OF MINSTER FROM JACKSON TOWNSHIP; PETITIONED BY THE JEANETTE WEAVER.

The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 26th day of February, 2013.

Commissioner Spencer moved the adoption of the following:

RESOLUTION

WHEREAS, on February 25, 2013, a petition for annexation of a total of 0.42 acres, more or less, was filed as an Expedited Type 1, with the Office of the Board of County Commissioners by Jeanette Weaver; and,

WHEREAS, the requirements for the filing of said petition were all met, including:

- 1.) The petition meets all the requirements set forth in, and was filed in the manner provided, in the Ohio Revised Code Section 709.022.
- 2.) The persons who signed the petition represent 100% of the owners of the property; signatures having been obtained in the time frame required.
- 3.) An accurate legal description of the perimeter of the territory proposed to be annexed.
- 4.) An accurate map or plat of the territory.
- 5.) Named the party acting as agent for the petitioners.
- 6.) A list of all tracts, lots or parcels in the territory proposed to be annexed and all tracts, lots or parcels located adjacent to the territory to be annexed, listing the name of owner, mailing address and permanent parcel number from the County Auditor's system (ORC 319.28).
- 7.) An annexation agreement of the Village of Minster and Jackson Township as provided for in ORC 709.192.

and,

WHEREAS, the petitioner requested that the special procedure be used and waived their right to appeal any action taken by the Board of County Commissioners; and,

WHEREAS, the Board determined that this annexation is in order, meeting all criteria.

THEREFORE, BE IT RESOLVED that the Board of County Commissioners, Auglaize County, Ohio does hereby approve and grant the annexation of 0.42 acres, more or less, to the Village of Minster as petitioned Jeanette Weaver by pursuant to ORC Section 709.022.

Commissioner Bergman seconded the Resolution and upon the roll being called, the Vote resulted in the adoption of the Resolution as follows:

Adopted this
26th day of
February, 2013

BOARD OF COUNTY COMMISSIONERS
AUGLAIZE COUNTY, OHIO

Don Regula, yes
Don Regula

John N. Bergman, yes
John N. Bergman

Douglas A. Spencer, Yes
Douglas A. Spencer

- cc: ✓County Auditor
- ✓County Engineer
- ✓Jeanette Weaver
- ✓Jackson Township Trustees
- ✓Village of Minster

**Petition for Annexation
(R.C. 709.022)**

RECEIVED

FEB 25 2013

Board of County Commissioners
Auglaize County, Ohio

To: Board of County Commissioners of Auglaize County, Ohio

The undersigned petitioner, Jeanette Weaver (the "Petitioner"), being the sole owner of certain real estate proposed for annexation consisting of 0.42 acres, more or less, (the "Territory") hereby petitions to annex the Territory to the Village of Minster, Auglaize County, Ohio, (the "Village") and from the Township of Jackson (the "Township").

The Territory proposed for annexation is adjacent and contiguous with the Village of Minster and part of a permanent parcel number E14-027-045-00.

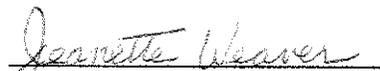
An accurate map or plat of the Territory proposed for annexation is attached to and made a part of this petition as Exhibit 'A'.

An accurate legal description of the perimeter of the Territory proposed for annexation is attached to and made a part of this petition as Exhibit 'B'.

An executed annexation agreement entered into and between the Village of Minster, the municipal corporation to which the annexation of the Territory is proposed, and the Township of Jackson, Auglaize County, Ohio, is attached to and made a part of this petition as Exhibit 'C'.

Please take notice that, simultaneously with the filing of this petition, Jeanette Weaver, is also filing a list of all tracts, lots, or parcels in the Territory proposed for annexation, and all tracts, lots, or parcels located adjacent to that Territory, as required by R.C. 709.02.

Whoever Signs this petition expressly waives their right to appeal any action on the petition taken by the board of county commissioners. There is also no appeal from the board's decision in this matter in law or in equity.



Jeanette Weaver

RECEIVED

DEC 26 2012

VILLAGE OF MINSTER

**ATTACHMENT TO PETITION FOR ANNEXATION FOR
JEANETTE WEAVER TO VILLAGE OF MINSTER**

TRACT OF LAND IN TERRITORY PROPOSED FOR ANNEXATION:

| <u>Owner</u> | <u>Address</u> | <u>Parcel Number</u> |
|-----------------|--|----------------------|
| Jeanette Weaver | 03838 State Route 119 Minster, Ohio 45865 | E14-027-045-00 |

LIST OF TRACTS ADJACENT TO TERRITORY PROPOSED FOR ANNEXATION:

| <u>Owner</u> | <u>Address</u> | <u>Parcel Number</u> |
|-------------------------------------|---|----------------------|
| Barbara A. Bollheimer | 3795 State Route 119 Minster, Ohio 45865 | E15-221-012-00 |
| Larry R. Spieles (Trustee) | Post Office Box 112 Minster, Ohio 45865 | E15-221-001-00 |
| Bradley R. & Krista Eshleman | 3860 State Route 119 Minster, Ohio 45865 | E14-027-041-00 |
| Steven & Krista Frimel | 112 Northcrest Drive Minster, Ohio 45865 | E15-037-063-00 |
| Jeffrey R. & Donna M. Roetgerman | 100 Northcrest Drive Minster, Ohio 45865 | E15-037-065-00 |
| Gregory J. & Laura A. Heitkamp | 88 Northcrest Drive Minster, Ohio 45865 | E15-037-066-00 |
| Tony M. & Ashley R. Schmiesing | 3824 State Route 119 Minster, Ohio 45865 | E14-027-042-02 |
| Tony M. & Ashley R. Schmiesing | 3824 State Route 119 Minster, Ohio 45865 | E15-027-028-00 |

RECEIVED

DEC 26 2012

VILLAGE OF MINSTER

EXHIBIT 'B'

FORM 632A—OHIO WARRANTY DEED

VOL 174 PAGE 698

TUTBLANK REGISTERED U.S. PAT. OFFICE
Title Law Print Publishers, Rutland, Vt.

Know All Men By These Presents,

That, Julius Meyer, unmarried

the Grantor, who claims title by or through
instrument recorded in Volume _____, Page _____, Auglaize
County Recorder's Office, for the consideration of One Dollar and other
considerations received to his full satisfaction of

Robert E. Weaver and Jeannette Weaver, husband and wife,
the Grantees, whose TAX MAILING ADDRESS will be
Minster, Ohio

Give, Grant, Bargain, Sell and Convey unto the said Grantees, does
their heirs and assigns, the following described premises, situated in the Township
of Jackson, County of Auglaize and State of Ohio:

Part of Outlot No. 1 (One) of the Sub-Division of the east
side of the northeast quarter of Section 27 (T-7-S, R-4-E)
Jackson Township, Auglaize County, Ohio more particularly
described as follows:

Commencing at the intersection of the centerline of
State Route 66 and the centerline of State Route 119, same
being the northeast corner of the said Section 27; thence
west along the centerline of State Route 119, a distance of
935 feet, to an iron pin, this being the place of beginning;
thence south with an interior angle of 90 degrees, a distance
of 185 feet, to a stake; thence west, with an interior angle
of 90 degrees, a distance of 100 feet, to a stake; thence
north with an interior angle of 90 degrees, a distance of
185 feet, to an iron pin, in the centerline of the said
State Route 119; thence east along the said centerline, a
distance of 100 feet, to place of beginning, containing
.42 acres more or less.

The Grantees to pay taxes beginning with the December
1960 installment.

RECEIVED

DEC 28 2012

VILLAGE OF MINSTER

EXHIBIT 'C'

ANNEXATION AGREEMENT
(Expedited Type One Annexation)

This Agreement is entered into this 5th day of February of 2013, between the Village of Minster, Ohio (the "Village") and the Board of Township Trustees of Jackson Township, Auglaize County, Ohio (the "Township"), pursuant to R.C. 709.021, 709.022 and 709.192.

WHEREAS, Jeanette Weaver (the "Petitioners"), owner of the real estate in the territory hereinafter described (the "Property"), desire to annex the Property into the Village pursuant to the expedited process of annexation set forth in R.C. 709.021 and 709.022; and

WHEREAS, the Village and the Township, by Resolutions duly adopted by their legislative authorities, each have determined that it is in the best interest of all parties involved to enter into this Annexation Agreement (the "Agreement") as provided by R.C. 709.192.

NOW, THEREFORE, in consideration of the above recitals and in consideration of the mutual benefits and promises hereinafter contained, the parties agree as follows:

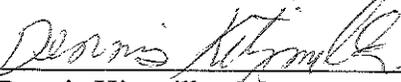
1. Village Consent and Agreement. The Village consents to the annexation of the Property into the Village and agrees to provide sanitation, police, fire, water and sewer services to the residents of the Property at the same cost and under the same policies and conditions that such services are provided to other residents of the Village.
2. Township Consent. The Township consents to the annexation of the Property into the Village.
3. The Property. The real property subject to this Agreement shall consist of 0.42 acres located in Jackson Township, Auglaize County, Ohio, as depicted on the map attached hereto as Exhibit A. A legal description of the Property is attached hereto as Exhibit B.
4. Tax Distribution. Following the annexation of the Property, the Township will continue to receive real estate tax revenues levied on the Property in accordance with the Ohio Revised Code.
5. Severability. In the event any one or more of the provisions of this Agreement are held to be invalid, illegal, or unenforceable in any respect, that invalidity, illegality, or unenforceability shall not affect any other provisions of this Agreement. Such provisions shall be modified in order to best preserve the intention of the Village and the Township. The Agreement as modified shall remain in full force and effect. If such provisions cannot be so modified, then such provisions shall be severed and the remaining provisions of the Agreement shall remain in full force and effect.
6. Governing Law. This Agreement shall be governed exclusively by and construed in accordance with the laws of the State of Ohio.

7. Binding Effect. This Agreement shall inure to the benefit of and shall be binding upon the Village and the Township, their legal representatives, successors and assigns.

8. Entire Agreement. This Agreement constitutes the entire agreement of the parties and may be amended or modified only through a writing duly executed by the Village/Township as authorized by R.C. § 709.192. All prior agreements between the parties, either written or oral are superseded by this Agreement.

IN WITNESS WHEREOF, the Village and Township have executed this Agreement.

VILLAGE OF MINSTER, OHIO

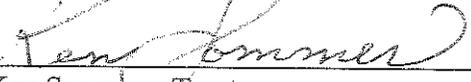
By: 
Dennis Kitzmiller, Mayor

Attest:


John Stechschulte, Clerk

BOARD OF TOWNSHIP TRUSTEES
OF JACKSON TOWNSHIP, AUGLAIZE
COUNTY, OHIO

By: _____
James Albers, Trustee

By: 
Ken Sommer, Trustee

By: 
Carl Albers, Trustee

APPROVED AS TO LEGAL FORM:

By: 
James Hearn
Solicitor, Village of Minster, Ohio

EXHIBIT A

Accurate Map or Plat of the Territory Sought to be Annexed

EXHIBIT B

Accurate Legal Description of the Territory Sought to be Annexed

EXHIBIT 'B'

FORM 632A—OHIO WARRANTY DEED

VOL 174 PAGE 698

TUTBLANK REGISTERED U.S. PAT. OFFICE
LITTLE LAW PRINT PUBLISHERS, RUTLAND, VT.

Know All Men By These Presents,

That, Julius Meyer, unmarried

the Grantor, who claims title by or through
instrument recorded in Volume _____ Page _____ Auglaize
County Recorder's Office, for the consideration of One Dollar and other
considerations received to his full satisfaction of

Robert E. Weaver and Jeannette Weaver, husband and wife,
the Grantees, whose TAX MAILING ADDRESS will be
Minster, Ohio

Give, Grant, Bargain, Sell and Convey unto the said Grantees, does
their heirs and assigns, the following described premises, situated in the Township
of Jackson, County of Auglaize and State of Ohio:

Part of Outlot No. 1 (One) of the Sub-Division of the east
side of the northeast quarter of Section 27 (T-7-S, R-4-E)
Jackson Township, Auglaize County, Ohio more particularly
described as follows:

Commencing at the intersection of the centerline of
State Route 66 and the centerline of State Route 119, same
being the northeast corner of the said Section 27; thence
west along the centerline of State Route 119, a distance of
935 feet, to an iron pin, this being the place of beginning;
thence south with an interior angle of 90 degrees, a distance
of 185 feet, to a stake; thence west, with an interior angle
of 90 degrees, a distance of 100 feet, to a stake; thence
north with an interior angle of 90 degrees, a distance of
185 feet, to an iron pin, in the centerline of the said
State Route 119; thence east along the said centerline, a
distance of 100 feet, to place of beginning, containing
.42 acres more or less.

The Grantees to pay taxes beginning with the December
1960 installment.

RECEIVED

DEC 26 2012

VILLAGE OF MINSTER