

County Commissioners Office  
Auglaize County, Ohio  
July 16, 2009

No. 09-254

**IN THE MATTER OF AUTHORIZING THE AUGLAIZE COUNTY PROSECUTING ATTORNEY TO APPLY FOR VICTIMS ASSISTANCE FUNDING THROUGH THE CRIME VICTIMS ASSISTANCE OFFICE.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of July, 2009.

Commissioner Bergman moved the adoption of the following

**RESOLUTION**

**WHEREAS**, Auglaize County currently is serving the victims of crime in Auglaize County by several programs and organizations, including the Auglaize County Prosecuting Attorney's Office, the Auglaize County Sheriff's Office and Sheriff's Auxiliary, Auglaize County Crisis Center Shelter, Joint Township District Memorial Hospital, Auglaize County Department of Job and Family Services, the Auglaize County Health Department, the Family Resource Center, and the Lutheran Social Services, as well as several other volunteer organizations; and,

**WHEREAS**, Auglaize County recognizes the need to coordinate the services available to victims of crime, and to provide for a systematic referral to the services available to crime victims; and,

**WHEREAS**, Auglaize County has been effectively providing for the needs for the victims of crime through the Victims Assistance Office for the Auglaize County Prosecuting Attorney; and,

**WHEREAS**, Auglaize County wishes to continue this valuable service to the victims of crime and the provision of office space for the administration of the program.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio does hereby authorize Edwin A. Pierce, Auglaize County Prosecuting Attorney, to apply for victim's assistance funds with the Crime Victims Assistance; under VOCA.

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

Adopted this  
16th day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer Yes  
Douglas A. Spencer  
Don Regula Yes  
Don Regula  
John N. Bergman Yes  
John N. Bergman

cc: ✓ Auglaize County Prosecuting Attorney –  
Edwin A. Pierce

**IN THE MATTER OF AUTHORIZING REIMBURSEMENTS OF FUNDS FROM VARIOUS SEWER ACCOUNTS TO THE COUNTY GENERAL FUND AND MVGT FUND AS REQUESTED BY THE COUNTY SANITARY ENGINEER.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of July, 2009.

Commissioner Bergman moved the adoption of the following:  
**RESOLUTION**

**WHEREAS**, Doug Reinhart, Auglaize County Sanitary Engineer submitted correspondence to the Board of County Commissioners requesting that the following amounts from various sewer accounts be reimbursed to the county General Funds for labor:

|                 |                 |             |
|-----------------|-----------------|-------------|
| Sharlon         | 102.0016.535800 | \$ 1,800.00 |
| Beverly Hills   | 103.0016.535800 | \$ 3,805.67 |
| Sherwood Forest | 105.0016.535800 | \$ 2,500.00 |
| Pleasantview    | 106.0016.535800 | \$ 2,589.42 |
| Grand Lake      | 100.0016.535800 | \$10,019.54 |
| Villa Nova      | 101.0016.535800 | \$ 1,001.94 |
| K/Z             | 107.0016.535800 | \$ 1,800.00 |
| East Lake       | 120.0016.535800 | \$ 2,667.57 |
| Sandy Beach     | 122.0016.535800 | \$ 5,387.17 |

also requested that the County Auditor reimbursement MVGT, \$1,889.61 from Sherwood Forest (105.0016.535800) for work done in 2007. This is payment 2 of five.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio does hereby authorize the County Auditor to make the reimbursements of funds as follows:

|              |                                     | <u>AMOUNT</u>               |
|--------------|-------------------------------------|-----------------------------|
| <b>FROM:</b> | Sharlon                             | 102.0016.535800 \$ 1,800.00 |
|              | Beverly Hills                       | 103.0016.535800 \$ 3,805.67 |
|              | Sherwood Forest                     | 105.0016.535800 \$ 2,500.00 |
|              | Pleasantview                        | 106.0016.535800 \$ 2,589.42 |
|              | Grand Lake                          | 100.0016.535800 \$10,019.54 |
|              | Villa Nova                          | 101.0016.535800 \$ 1,001.94 |
|              | K/Z                                 | 107.0016.535800 \$ 1,800.00 |
|              | East Lake                           | 120.0016.535800 \$ 2,667.57 |
|              | Sandy Beach                         | 122.0016.535800 \$ 5,387.17 |
| <b>TO:</b>   | County General Fund- Reimbursements | 001.0700.401802             |

also,  
**FROM:** Sherwood Forest 105.0016.535800  
**AMOUNT:** \$1,889.61  
**TO:** MVGT – Reimbursement 002.0500.400100

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

Adopted this  
16th day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, Yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

cc: County Auditor  
County Engineer

**IN THE MATTER OF AUTHORIZING CHANGES FOR NON-UNION AUGLAIZE ACRES EMPLOYEES AS RECOMMENDED BY AUGLAIZE ACRES ADMINISTRATOR NICK SCHECK .**  
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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of July, 2009.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, Auglaize Acres Administrator Nick Scheck has recommended to the Board of County Commissioners the following for non-union employees of Auglaize Acres:

I would like to recommend the following changes for all non-union employees effective July 9, 2009:

All non-union employees shall be paid at the rate of one and one-half (1 1/2) times the employee's regular hourly rate of pay for all assigned and approved hours worked in excess of 40 hours in any workweek. The standard workweek for employees will be seven (7) consecutive days, beginning Thursday 6:00 am and continuing through Thursday 6:00 am.

All weekend differential will be discontinued. Employees who are assigned to work second shift shall be eligible for shift premium pay in the amount of fifteen cents (\$0.15) per hour actually worked. Employees who are assigned to work third shift shall be eligible for shift premium pay in the amount of twenty cents (\$.20) per hour actually worked. The above described shift premiums shall only apply to those scheduled by the Employer to work second or third shift on a regular basis. The shift premium shall not apply to trades or call-ins.

In order to be eligible for holiday pay, a full-time employee must work the regularly scheduled workday before and the regularly scheduled workday after the holiday, unless on approved vacation.

Vacation leave shall be used within the year, which is determined by an employee's anniversary date not the calendar year, that it is earned or forfeited, unless otherwise approved by the Administrator. In such cases, the Administrator may approve a carryover of up to one (1) year worth of accumulation for special and meritorious reasons based on a case by case scenario. Employees who currently have accrued more than his or her annual allotment shall be given until June 30, 2012 to use any vacation time in excess of his or her current annual accrual.

Non-probationary, full-time employees shall be eligible to earn personal leave days as a result of not using accrued sick leave. A full-time employee who does not use approved sick leave, or is otherwise absent from work without approved leave, from January 1 through June 30 of each calendar year shall be entitled to eight (8) hours of personal leave. A full-time employee who does not use approved sick leave, or is otherwise absent from work without approved leave, from July 1 through December 31 of each calendar year shall be entitled to eight (8) hours of personal leave. Personal leave not used in the calendar year after it is earned shall be forfeited. Personal leave shall be taken at a minimum of 2 hour increments.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby authorize the above changes as recommended by Auglaize Acres Administrator Nick Scheck for the non-union employees of Auglaize Acres; and

**BE IT FURTHER RESOLVED** that the effective date of these changes is to be retroactive to July 9, 2009.

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

Adopted this  
16th day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer , yes  
Douglas A. Spencer

Don Regula , yes  
Don Regula

John N. Bergman , yes  
John N. Bergman

cc: Auglaize Acres – Nick Scheck

**IN THE MATTER OF APPOINTING RICHARD HAINES TO THE AUGLAIZE COUNTY AIRPORT AUTHORITY.**

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The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 16th of July, 2009.

Commissioner Bergman moved the adoption of the following

**RESOLUTION**

**WHEREAS**, the term of Roger Eversman on the Auglaize County Airport Authority has expired on June 30, 2009; and,

**WHEREAS**, the Board of County Commissioners had verbally received the wishes of Roger Eversman that he is not interested in re-appointment to the Authority if a replacement could be found; and,

**WHEREAS**, Richard Haines expressed, in written correspondence, his desire to serve on the Auglaize County Airport Authority Board.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby appoint Richard Haines to serve on the Auglaize County Airport Authority with the term commencing, retroactively, to July 1, 2009 and expiring on June 30, 2012; and,

**BE IT FURTHER RESOLVED** that said Board of County Commissioners does extend to Roger Eversman sincere appreciation for his dedicated service to the Auglaize County Airport and Airport Authority for so many years.

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

Adopted this  
16th day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

cc: ✓ Roger Eversman  
✓ Richard Haines  
✓ Todd Kitzmiller

**IN THE MATTER OF AUTHORIZE AN AGREEMENT BETWEEN AUGLAIZE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND CCAO SERVICE CORPORATION (CCAOSC) FOR EMPLOYMENT VERIFICATION SERVICES OF CONSUMERS.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of July, 2009.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, Michael Morrow, Director of the Auglaize County Department of Job and Family Services presented to the Board of County Commissioners a participation agreement regarding employment verification service of consumers of the CCAOSC; and,

**WHEREAS**, the CCAOSC assists various counties entities in securing competitively priced employment verification services under contractual terms favorable to participates with the administrative costs being assessed at 10 cents (\$.10) per transaction and the term of the agreement commencing retroactively on July 1, 2009 and ending on June 30, 2010 subject to annual renewal thereafter for one additional year; and,

**WHEREAS**, the President of the Board was solicited by Director Morrow to execute said agreement.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio, does hereby authorize the participation agreement, as presented, for effective dates and provisions as mentioned above, between Auglaize County Department of Job & Family Services and CCAO Service Corporation for so mentioned professional services; and,

**BE IT FURTHER RESOLVED** that the Board ratify the President of the Board, Douglas A. Spencer, to execute said agreement on behalf of the Board of County Commissioners, Auglaize County, Ohio.

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

Adopted this  
16th day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

cc: County Job & Family Services Dept. -  
Michael Morrow

**IN THE MATTER OF AUTHORIZING AN APPROPRIATION BUDGET ADJUSTMENT IN THE REAL ESTATE ASSESSMENT FUND AS REQUESTED BY THE COUNTY AUDITOR.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of July, 2009.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, Janet Schuler, County Auditor has submitted the following request to the Board of County Commissioners:

**DATE:** July 13, 2009

**RE:** Appropriation Adjustment

Please make the following adjustment.

| <b>FROM</b>     | <b>TO</b>       | <b>AMOUNT</b> |
|-----------------|-----------------|---------------|
| 014.0012.530400 | 014.0012.530700 | \$2000.00     |

Thank you for your attention to this matter.

Sincerely,  
s/Janet Schuler  
Janet Schuler  
Auglaize County Auditor

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio does hereby authorize the County Auditor to make the appropriation budget adjustment in the Real Estate Assessment Fund as requested:

**From: 014.0012.530400 – Equipment**

**Amount: \$2,000.00**

**To: 014.0012.530700 – Travel**

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

Adopted this  
16th day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer , Yes  
Douglas A. Spencer

Don Regula , Yes  
Don Regula

John N. Bergman , Yes  
John N. Bergman

**IN THE MATTER OF APPROVING AND EXECUTING MEMORANDUMS OF UNDERSTANDING BETWEEN AUGLAIZE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES AND YOUNG SERVICES, INC. AND COUNCIL ON RURAL SERVICE PROGRAMS, INC. FOR EARLY LEARNING INITIATIVE SERVICES.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of July, 2009.

Commissioner Bergman moved the adoption of the following:  
**RESOLUTION**

**WHEREAS**, Auglaize County Department of Job and Family Services Director Michael Morrow presented two Memorandums of Understanding to the Board of County Commissioners; same from Young Services, Inc. and Council on Rural Service Programs, Inc. ; and,

**WHEREAS**, these agreements are for the purpose of defining the roles and responsibilities in the implementing Early Learning Initiative services in the county; and,

**WHEREAS**, The Early Learning Initiative is a collaboration between the Ohio Dept. of Education and the Ohio Dept. of Job & Family Services to provide children, often identified at-risk of school failure, with education experiences that will help them enter kindergarten ready for success and meet the child care needs of the working families; and,

**WHEREAS**, the Board of County Commissioners has been requested to approve and sign the Memorandums of Understanding as presented by Director Morrow.

**THEREFORE, BE IT RESOLVED** that the Board of Commissioners, Auglaize County, Ohio does hereby approve and authorize the Memorandums of Understanding between the Auglaize County Department of Job and Family Services and Young Services, Inc. and Council on Rural Service Programs, Inc. as presented by Auglaize County Department of Job and Family Services Director Michael Morrow; and,

**BE IT FURTHER RESOLVED**, that the Board does hereby ratify the execution of said Memorandums of Understanding.

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

Adopted this  
16th day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer , Yes  
Douglas A. Spencer

Don Regula , Yes  
Don Regula

John N. Bergman , Yes  
John N. Bergman

cc: County Department of Job & Family Services –  
Michael Morrow

**IN THE MATTER OF AUTHORIZING THE VACANT ELIGIBILITY/REFERRAL SPECIALIST I POSITION UPGRADE TO ELIGIBILITY/REFERRAL SPECIALIST 2, EFFECTIVE IMMEDIATELY; MOVING LAURA JEANNERET FROM HER PRESENT POSITION TO ELIGIBILITY/REFERRAL SPECIALIST 2 AT THE AUGLAIZE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES.**

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The Board of County Commissioners of Auglaize County, Ohio, met in regular session on the 16th of July, 2009

Commissioner Bergman moved the adoption of the following

**RESOLUTION**

**WHEREAS**, Michael S. Morrow, Director of the Auglaize County Department of Job & Family Services , informed the Board that due to the increased number of new applicants to said department, it is necessary to upgrade the vacant position of Eligibility/Referral Specialist 1 to Eligibility/Referral Specialist 2, effective immediately.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the upgrade of Eligibility/Referral Specialist 1 to Eligibility/Referral Specialist 2 as recommended by ACDJFS Director Morrow; making said upgrade effective as of this date; and,

**WHEREAS**, Director Morrow also recommended that Laura Jeanneret be moved from interim to permanent Eligibility/Referral Specialist 2, effective immediately.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby authorize the placement of Laura Jeanneret in the position of Eligibility/Referral Specialist 2 at the Auglaize County Department of Job and Family Services in accordance with the recommendation of ACDJFS Director Michael Morrow, this placement effective immediately.

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

Adopted this 16<sup>th</sup> day  
Of July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer . Yes  
Douglas A. Spencer

Don Regula . yes  
Don Regula

John N. Bergman . yes  
John N. Bergman

cc: Auglaize County Department  
of Job & Family Services

**IN THE MATTER OF SETTING DATES, TIMES AND LOCATIONS AT WHICH TO CONVENE IN SPECIAL SESSIONS ON JULY 31, AND AUGUST 3, 2009 OF THE AUGLAIZE COUNTY BOARD OF COMMISSIONERS.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of July, 2009.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, pursuant to Ohio Revised Code Section 305.07, "the Board of County Commissioners may provide by Resolution for the holding of special sessions"; and,

**WHEREAS**, on July 31, 2009, the Commissioners will be traveling to Cincinnati, Ohio to participate in a tour of buildings with Energy Saving features; tour arranged by Perfection Group, leaving Wapakoneta at 7:00 a.m. and returning to Wapakoneta at 5:00 p.m.; and,

**WHEREAS**, the Board will be attending the Ribbon Cutting Ceremony to be held at the Auglaize County Fairgrounds on August 3, 2009 from 11:30 a.m. to 3:00 p.m.

**THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Auglaize County, Ohio, does hereby set the above mentioned dates, times and places to convene a special sessions of said Board; and,

**BE IT FURTHER RESOLVED** that a copy of this Resolution be provided to The Evening Leader, The Wapakoneta Daily News, The Lima News and The Daily Standard to ensure adequate public notice of these special sessions.

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

Adopted this  
16th day of  
July, 2009

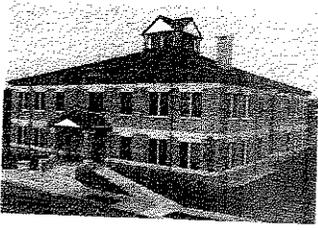
BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer . yes  
Douglas A. Spencer

Don Regula . yes  
Don Regula

John N. Bergman . yes  
John N. Bergman

cc! newspapers



*Members:*

*Douglas A. Spencer  
John N. Bergman  
Don Regula*

*Board of County Commissioners*

*209 S. Blackhoof St. - Room 201*

*Wapakoneta, Ohio 45895-1972*

*Phone: 419-739-6710 Fax: 419-739-6711*

*e-mail: commissioners@auglaizecounty.org*

July 16, 2009

To: Auglaize County Commissioners  
Shelby County Commissioners  
Auglaize County Engineer

From: Connie Cordonnier, Auglaize County Clerk of the Board of Commissioners

RE: **NOTICE** - Muddy Creek Joint County Ditch project - Organizational Meeting  
(Pursuant to O.R.C. 6133.06)

On July 13, 2009, Auglaize County Engineer Douglas Reinhart, filed with me, as Clerk of the Auglaize County Commissioners, a Joint Ditch Petition and Bond. The petitioners are Wayne Bambauer and others. The name of the ditch, as given by the County Engineer, is Muddy Creek.

As Shelby County landowners are involved in this project and as you are the Shelby County Commissioners, you are hereby notified that there will be a Joint Board Organizational Meeting on Thursday, August 6, 2009 at 1:30 p.m., in the Commissioners Chambers located in the Auglaize County Administration Building, 209 South Blackhoof St., Wapakoneta, Ohio.

Enclosed with this notice are copies of the Muddy Creek Joint County Ditch Petition and Bond, a list of involved landowners, and a site map of the watershed.

Muddy Creek Joint **COUNTY DITCH PETITION**

Revised Code, Secs. 6131.04; 6133.02, .03

RECEIVED

JUL 13 2009

Board of County Commissioners  
Auglaize County, Ohio

Wapakoneta, Ohio, 2009

*Petition to locate, deepen, widen, install erosion control structures and place under permanent maintenance*

To the board of County Commissioners, Auglaize & Shelby Counties, Ohio:

*The undersigned hereby petition your honorable bodies to locate, deepen, widen, install erosion control structures and place under permanent maintenance on the course hereinafter set forth.*

*The construction of the improvement is necessary, and will be conducive to the public welfare.*

*The following is the course and termini of said proposed improvement, to-wit:*

*Commencing at an existing open ditch known as Muddy Creek, being located on the Southland Road 1700 feet east of the Kettlersville Road;*

*Thence going downstream in a northwesterly direction through Section 26, Washington Township, crossing Kettlersville Road 1400' north of the Southland Road and into Section 27, Washington Township;*

*Thence continuing northwesterly and then westerly an additional 4,700' to its intersection with an open ditch and there to terminate.*

*Also Included is Branch #1 as further described: Commencing on the Muddy Creek as described above being more specifically located at: 3000' north of the Southland road and 700' west of the Kettlersville Road;*

*Thence northeasterly with an open ditch a distance of 960'+/- to the Kettlersville Road and there to terminate.*

*All costs of engineering, construction and future maintenance shall be assessed to the benefitting parcels of ground as described in Section 6131 of the Ohio Revised Code.*

*The following is the nature of the work petitioned for: Location, deepening, widening, installing erosion control structures and placing under permanent maintenance.*

**BOND**

(TO BE FILED WITH DITCH PETITION)

Revised Code, SEC. 6131.06

KNOW ALL MEN BY THESE PRESENTS, *That we,*

*, as principal, and*

*and*

*as suret , are held and firmly bound unto the State of Ohio, in the sum of ' \$500 Dollars, To the payment of which sum, well and truly to be made, we do hereby jointly and severally bind ourselves, our heirs, executors and administrators.*

*Signed by is and dated at Wapakoneta , Ohio, this*

*9<sup>th</sup> day of JULY , 2009*

*THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That, Whereas, on the*

*9<sup>th</sup> day of July , 2009*

*filed their petition with the Clerk of the County Commissioners to locate, deepen, widen, install erosion control structures and place under permanent maintenance*

*petitioned for by WAYNE BAMBAUER and others, the following being the course and termini of said proposed improvement, to-wit:*

*Commencing at an existing open ditch known as Muddy Creek, being located on the Southland Road 1700 feet east of the Kettlersville Road;*

*Thence going downstream in a northwesterly direction through Section 26, Washington Township, crossing Kettlersville Road 1400' north of the Southland Road and into Section 27, Washington Township;*

*Thence continuing northwesterly and then westerly an additional 4,700' to its intersection with an open ditch and there to terminate.*

*Also Included is Branch #1 as further described: Commencing on the Muddy Creek as described above being more specifically located at: 3000' north of the Southland road and 700' west of the Kettlersville Road;*

*Thence northeasterly with an open ditch a distance of 960'+/- to the Kettlersville Road and there to terminate.*

*All costs of engineering, construction and future maintenance shall be assessed to the benefitting parcels of ground as described in Section 6131 of the Ohio Revised Code.*

*Now, if the said will pay the cost of notices, plus any other incidental expenses, except the cost made by the Engineer in making his survey, maps, plans, profiles, and schedules, if the prayer of the petition is not granted or if said petition is for any cause dismissed, then this obligation shall be void; otherwise it shall be and remain in full force and virtue in law.*

*David Bambaun*  
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*Erin Bambaun*  
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*The above bond is approved this*

*10 day of July , 2009*

*Janet Schulz*  
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Muddy Creek Joint County Ditch Assessment

| OWNERS' NAMES<br>Per Auditor's Duplicates. Lots and<br>Lands That Will Be Benefitted | Owners Address             | State, City, Zip          | Tax Identification | Acres Owned | Approximate No.<br>Acres Benefitted | PROPOSED<br>ASSESSMENT |
|--|----------------------------|---------------------------|--------------------|-------------|-------------------------------------|------------------------|
| <b>AUGLAIZE COUNTY LAND OWNERS</b>   |                            |                           |                    |             |                                     |                        |
| STEINECKER, STEVEN & GEORGEANN   | 09270 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-026-002-00     | 10.088      | 10.088                              |                        |
| BAMBAUER, SCOTT & TERESA   | 09149 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-027-007-01     | 2.066       | 1.500                               |                        |
| BAMBAUER, SCOTT & TERESA   | 09149 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-027-007-00     | 37.930      | 19.500                              |                        |
| VOHS, LEONARD & MAGDALENE  | 09381 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-027-008-00     | 19.400      | 19.400                              |                        |
| VOHS, LEONARD & MAGDALENE  | 09381 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-027-004-00     | 80.600      | 26.000                              |                        |
| BAMBAUER, DOUGLAS & SANDRA   | 08788 SOUTHLAND ROAD       | NEW KNOXVILLE, OHIO 45871 | M36-027-011-01     | 77.967      | 10.000                              |                        |
| KANTNER, MALCOLM & PERRY (TR.)   | 5536 WEBER ROAD            | SALINE, MICHIGAN 48176    | M36-027-010-00     | 78.230      | 32.000                              |                        |
| BAMBAUER, RICHARD (TR.) & D.H. BAMBAUER LLC  | 09798 ST. RT. 219          | NEW KNOXVILLE, OHIO 45871 | M36-027-009-01     | 73.802      | 53.000                              |                        |
| BAMBAUER, WAYNE & NANCY (TR.)  | 09149 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-026-003-02     | 88.110      | 88.110                              |                        |
| MOONEY, RICK & CRISSIE   | 09462 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-026-003-00     | 1.492       | 1.492                               |                        |
| MILLER, RODNEY & DARLA   | 09490 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-026-003-01     | 0.770       | 0.770                               |                        |
| RUTSCHILLING, KEVIN & TARA   | 09504 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-026-001-02     | 8.635       | 8.635                               |                        |
| KREITZER, EARL J.  | 14375 BUCKLAND HOLDEN ROAD | WAPAKONETA, OHIO 45895    | M36-026-001-00     | 67.430      | 52.000                              |                        |
| JUROSIC, STEVEN & EVELYN   | 09818 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-026-001-01     | 3.935       | 3.500                               |                        |
| WARNER, KURT & PATRICIA  | 03778 SOUTHLAND ROAD       | NEW BREMEN, OHIO 45869    | M36-023-012-02     | 27.000      | 7.900                               |                        |
| OAKLEY, LYNN & ROSEMARY  | P.O. BOX 335               | NEW KNOXVILLE, OHIO 45871 | M36-023-012-04     | 2.036       | 2.036                               |                        |
| HEMMERT, JOHN & MARY   | 10459 ST. RT. 219          | NEW KNOXVILLE, OHIO 45871 | M36-023-012-03     | 2.940       | 2.040                               |                        |
| RICH, INGRID C.  | 6907 FLUTTER ROAD          | FORT WAYNE, INDIANA 46835 | M36-026-009-00     | 80.000      | 74.000                              |                        |
| BAMBAUER, WAYNE & NANCY (TR.)  | 19151 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | M36-026-004-02     | 57.767      | 57.767                              |                        |
| SCHWEITZER, EDWARD T.  | 10397 SOUTHLAND ROAD       | NEW KNOXVILLE, OHIO 45871 | M36-026-004-00     | 2.233       | 2.233                               |                        |

Muddy Creek Joint County Ditch Assessment

| OWNERS' NAMES<br>Per Auditor's Duplicates. Lots and<br>Lands That Will Be Benefited | Owners Address             | State, City, Zip          | Tax Identification | Acres Owned | Approximate No.<br>Acres Benefited | PROPOSED<br>ASSESSMENT |
|---|----------------------------|---------------------------|--------------------|-------------|------------------------------------|------------------------|
| EGBERT, RICHARD & JEAN  | 10629 SOUTHLAND ROAD       | NEW KNOXVILLE, OHIO 45871 | M36-026-006-00     | 60.000      | 60.000                             |                        |
| OTT, JEFFREY & AMY  | 09245 OTT ROAD             | NEW KNOXVILLE, OHIO 45871 | M36-026-006-00     | 2.325       | 1.725                              |                        |
| SHINBONE ACRES LLC  | 11914 SOUTHLAND ROAD       | WAPAKONETA, OHIO 45895    | M36-026-006-02     | 117.675     | 92.275                             |                        |
| SHINBONE ACRES LLC  | 11914 SOUTHLAND ROAD       | WAPAKONETA, OHIO 45895    | M36-026-007-01     | 74.024      | 45.000                             |                        |
| TAYLOR, GARY & NANCY  | 09685 OTT ROAD             | NEW KNOXVILLE, OHIO 45871 | M36-026-007-00     | 3.105       | 0.305                              |                        |
| BAMBAUER, SCOTT & DOUGLAS   | 08788 SOUTHLAND ROAD       | NEW KNOXVILLE, OHIO 45871 | M36-026-008-03     | 69.990      | 17.800                             |                        |
| HOELSCHER, CASPER & RACHEL  | 10506 ST. RT. 219          | NEW KNOXVILLE, OHIO 45871 | M36-026-008-01     | 2.500       | 0.200                              | 669.00                 |
| <b>SHELBY COUNTY LAND OWNERS</b>  |                            |                           |                    |             |                                    |                        |
| MARCHAL, MICHAEL & CARRIE   | 9166 SOUTHLAND ROAD        | NEW KNOXVILLE, OHIO 45871 | 01-35-100-001      | 5.750       | 5.391                              |                        |
| BAMBAUER, RICHARD & BAMBAUER LLC  | 09798 ST. RT. 219          | NEW KNOXVILLE, OHIO 45871 | 01-35-100-002      | 32.750      | 12.298                             |                        |
| BAMBAUER, WAYNE & NANCY   | 19151 KETTLERSVILLE ROAD   | NEW KNOXVILLE, OHIO 45871 | 01-35-100-003      | 40.305      | 40.305                             |                        |
| BAMBAUER, RICHARD & BAMBAUER LLC  | 09798 ST. RT. 219          | NEW KNOXVILLE, OHIO 45871 | 01-35-100-004      | 34.999      | 0.934                              |                        |
| ROSE, ROBERT L.   | 7885 BOTKINS ROAD          | BOTKINS, OHIO 45306       | 01-35-100-005      | 6.440       | 0.331                              |                        |
| BERNING, SAMUEL & NANCY   | 19101 MAY ROAD             | BOTKINS, OHIO 45306       | 01-35-100-006      | 6.440       | 2.000                              |                        |
| ROSE, ROBERT L.   | 7885 BOTKINS ROAD          | BOTKINS, OHIO 45306       | 01-35-100-007      | 7.830       | 3.670                              |                        |
| CUMMINS, ROBERT C.  | 9010 SOUTHLAND ROAD        | NEW KNOXVILLE, OHIO 45871 | 01-35-100-009      | 1.500       | 0.312                              |                        |
| KNUEVE, JOYCE & GREEN, ANGELINE (TR.)   | 12634 CANNING FACTORY ROAD | WAPAKONETA, OHIO 45895    | 01-35-200-001      | 95.753      | 81.662                             |                        |
| EGBERT, WILLIAM   | 19277 MAY ROAD             | BOTKINS, OHIO 45306       | 01-35-200-002      | 34.304      | 34.304                             |                        |
| BERNING, SAMUEL & NANCY   | 19101 MAY ROAD             | BOTKINS, OHIO 45306       | 01-35-200-003      | 40.156      | 38.247                             |                        |

Muddy Creek Joint County Ditch Assessment

| OWNERS' NAMES<br>Per Auditor's Duplicates. Lots and<br>Lands That Will Be Benefitted | Owners Address             | State, City, Zip       | Tax Identification | Acres Owned | Approximate No<br>Acres Benefitted | PROPOSED<br>ASSESSMENT |
|--|----------------------------|------------------------|--------------------|-------------|------------------------------------|------------------------|
| HOLT, HARVEY & THERESA   | 19445 MAY ROAD             | BOTKINS, OHIO 45306    | 01-35-200-004      | 6.000       | 6.000                              |                        |
| KNUEVE, JOYCE & GREEN, ANGELINE (TR.)  | 12634 CANNING FACTORY ROAD | WAPAKONETA, OHIO 45895 | 01-35-200-005      | 5.010       | 5.010                              |                        |
| BECKER, THOMAS ETAL  | 12270 BOTKINS ROAD         | BOTKINS, OHIO 45306    | 01-35-400-002      | 40.000      | 8.000                              |                        |
| MAY, JOE & JONES, DIANE (TR.)  | 18601 MAY ROAD             | BOTKINS, OHIO 45306    | 01-35-400-003      | 38.360      | 15.000                             |                        |
| HENNON, KELLY & LORIE  | 19366 KOHLER ROAD          | BOTKINS, OHIO 45306    | 01-36-100-001      | 3.737       | 3.737                              |                        |
| TANGEMAN, MERLIN (TR.) & ELAINE ETAL   | 2500 N. KUTHER ROAD        | SIDNEY, OHIO 45365     | 01-36-100-002      | 76.263      | 58.263                             |                        |
| TANGEMAN, MERLIN (TR.) & ELAINE ETAL   | 2500 N. KUTHER ROAD        | SIDNEY, OHIO 45365     | 01-36-100-003      | 20.000      | 20.000                             |                        |
| EGBERT, BRIAN & TERRIE   | 18740 MAY ROAD             | BOTKINS, OHIO 45306    | 01-36-100-004      | 5.000       | 5.000                              |                        |
| EGBERT, SCOTT  | 11981 BOTKINS ROAD         | BOTKINS, OHIO 45306    | 01-36-100-005      | 55.000      | 55.000                             |                        |
| TANGEMAN, MERLIN (TR.) & ELAINE ETAL   | 2500 N. KUTHER ROAD        | SIDNEY, OHIO 45365     | 01-36-200-001      | 40.000      | 24.000                             |                        |
| TANGEMAN, MERLIN (TR.) & ELAINE ETAL   | 2500 N. KUTHER ROAD        | SIDNEY, OHIO 45365     | 01-36-200-002      | 40.000      | 2.000                              |                        |
| EGBERT, BRIAN & TERRIE   | 18740 MAY ROAD             | BOTKINS, OHIO 45306    | 01-36-300-001      | 69.000      | 69.000                             |                        |
| EGBERT, BRIAN & TERRIE   | 18740 MAY ROAD             | BOTKINS, OHIO 45306    | 01-36-300-002      | 3.000       | 3.000                              |                        |
| EGBERT, BRIAN D.   | 18740 MAY ROAD             | BOTKINS, OHIO 45306    | 01-36-300-003      | 28.346      | 8.213                              |                        |
| EGBERT, JAMES & SCOTT (TR.)  | 11990 BOTKINS ROAD         | BOTKINS, OHIO 45306    | 01-36-300-006      | 28.000      | 18.000                             |                        |
| DIETZ, ROBERT & LOIS   | 10666 BOTKINS ROAD         | BOTKINS, OHIO 45306    | 01-36-300-007      | 20.000      | 20.000                             |                        |
| EGBERT, BRIAN D.   | 18740 MAY ROAD             | BOTKINS, OHIO 45306    | 01-36-300-008      | 5.583       | 1.786                              |                        |
| DIETZ, EDWARD & VIOLA (TR.)  | P.O. BOX 93                | BOTKINS, OHIO 45306    | 01-36-400-001      | 79.190      | 44.190                             |                        |
| LUTHMAN, GREGORY & TAMARA  | 18633 HARDIN WAPAK ROAD    | BOTKINS, OHIO 45306    | 01-36-400-002      | 20.500      | 20.500                             |                        |
| LUTHMAN, GREGORY & TAMARA  | 18633 HARDIN WAPAK ROAD    | BOTKINS, OHIO 45306    | 01-36-400-003      | 1.000       | 1.000                              |                        |

Muddy Creek Joint County Ditch Assessment

| OWNERS' NAMES<br>Per Auditor's Duplicates. Lots and<br>Lands That Will Be Benefited | Owners Address          | State, City, Zip    | Tax Identification | Acres Owned | Approximate No<br>Acres Benefited | PROPOSED<br>ASSESSMENT |
|---|-------------------------|---------------------|--------------------|-------------|-----------------------------------|------------------------|
| DIETZ, MARK & KAYE ANNE   | 18750 HARDIN WAPAK ROAD | BOTKINS, OHIO 45306 | 01-36-400-004      | 0.810       | 0.810                             |                        |
| DIETZ, ROBERT & LOIS  | 10666 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 01-36-400-005      | 4.000       | 4.000                             |                        |
| DIETZ, ROBERT & LOIS  | 10666 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 01-36-400-006      | 15.500      | 15.500                            |                        |
| UPPENKAMP, PHYLLIS ETAL   | 10803 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 01-36-400-007      | 35.700      | 35.700                            |                        |
| UPPENKAMP, JEROME & PHYLLIS   | 10803 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 01-36-400-008      | 1.210       | 1.210                             |                        |
| BEHR, RICHARD & KATHRYN   | 18710 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 01-36-400-009      | 1.500       | 1.500                             |                        |
| UPPENKAMP, JERRY & PHYLLIS  | 10803 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 01-36-400-010      | 0.115       | 0.115                             |                        |
| BEHR, RICHARD & KATHRYN   | 18710 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 01-36-400-011      | 0.475       | 0.475                             |                        |
| TRIO FARMS INC  | 11511 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 02-31-300-002      | 34.908      | 24.908                            |                        |
| TRIO FARMS INC  | 11511 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 02-31-300-003      | 80.000      | 4.000                             |                        |
| GEYER, RICHARD & CYNTHIA  | 11025 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 02-31-300-004      | 5.092       | 5.092                             |                        |
| TOPP, MARY LOU  | 10344 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 04-01-100-004      | 19.450      | 3.876                             |                        |
| DIETZ, ESTHER R. (TR.)  | 18211 HARDIN WAPAK ROAD | BOTKINS, OHIO 45306 | 04-01-100-006      | 56.016      | 4.003                             |                        |
| GUCKES, ERIC & ANDREA   | 10530 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 04-01-200-001      | 0.890       | 0.890                             |                        |
| SNIDER, PHILIP & MARIANNE   | 18311 HARDIN WAPAK ROAD | BOTKINS, OHIO 45306 | 04-01-200-002      | 1.700       | 0.202                             |                        |
| DIETZ, ROBERT & LOIS  | 10666 BOTKINS ROAD      | BOTKINS, OHIO 45306 | 04-01-200-003      | 51.000      | 32.000                            |                        |
| KREBS, ROBERT & BARBARA   | 18499 STALEY ROAD       | BOTKINS, OHIO 45306 | 04-01-200-004      | 1.830       | 1.830                             |                        |
| KREBS, ROBERT & BARBARA   | 18499 STALEY ROAD       | BOTKINS, OHIO 45306 | 04-01-200-005      | 37.260      | 30.170                            |                        |
| DIETZ, TIMOTHY & DARLA  | 18475 HARDIN WAPAK ROAD | BOTKINS, OHIO 45306 | 04-01-200-015      | 2.000       | 2.000                             |                        |
| DIETZ, TIMOTHY & DARLA  | 18475 HARDIN WAPAK ROAD | BOTKINS, OHIO 45306 | 04-01-200-016      | 0.978       | 0.978                             |                        |



**IN THE MATTER OF ACCEPTING A PETITION FOR VACATION OF 10 FEET OF ROAD RIGHT-OF-WAY EASEMENT ON MUDSOCK ROAD AS FILED BY THE DUCHOUQUET TOWNSHIP TRUSTEES ; SETTING DATE AND TIME FOR PUBLIC HEARING PURSUANT TO O.R.C. SECTION 5553.045.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of July, 2009.

Commissioner Bergman moved the adoption of the following

**RESOLUTION**

**WHEREAS**, a Resolution, dated the 7<sup>th</sup> day of July, 2009, of the Duchouquet Township Trustees was filed with the Board of County Commissioners, pursuant to Ohio Revised Code, Section 5553.045, petitioning the Auglaize County Commissioners to vacate ten (10) feet of the right-of-way running along Mudsock Road (Township Road 183) at the property located at 18990 Mudsock Road and owned by the Evening Light Tabernacle; and,

**WHEREAS**, following is the description of the road right-of-way in Duchouquet Township petitioned to be vacated:

The following described tract of land is part of the Northwest Quarter of Section 12, Town 5 South, Range 6 East, Duchouquet Township, Auglaize County, Ohio and is more particularly described as follows:

Commencing at a Monument Box found at the Northeast corner of the Northwest Quarter of the Northwest Quarter of Section 12, Duchouquet Township and in the intersection of the centerlines of County Road 190 (Buckland-Holden Road) and Township Road 183 (Mudsock Road);

Thence S.01°00'32"W. along the centerline of Township Road 183 and the East line of the Northwest Quarter of the Northwest Quarter of Section 12, a distance of 25.00 feet to a point;

Thence S.89°40'02"W. a distance of 20.00 feet to a point, which is the PLACE OF BEGINNING for the tract of land herein described;

Thence S.01°00'32"W., parallel to the West right-of-way line of Township Road 183, a distance of 100.00 feet to a point;

Thence with the South line of the Evening Light Tabernacle Inc., Deed Volume 242, page 141, S.89°40'02"W. a distance of 10.00 feet;

Thence N.01°00'32"E, along the West right-of-way line of Township Road 183, a distance of 100.00 feet to a point;

Thence N.89°40'02"E. along the South right-of-way line of County Road 190, a distance of 10.00 feet to the point which was the true PLACE OF BEGINNING.

Containing in all 0.023 acres of existing road right-of-way to be vacated. The above described tract of land is subject to all restrictions, easements and reservations, if any, of record or in use on said premises. Previous deed reference: Deed Volume: 242, page 141. This plat is recorded in Survey Book "P", page 267, in the Auglaize County Engineer's Office.

Resolution – continued  
Vacation of road right-of-way  
on Mudsock Road, Duchouquet Township  
July 16, 2009

**WHEREAS**, in accordance with the Ohio Revised Code, Section 5553.045(C), the Board of County Commissioners does accept the petition for the vacation as stated above and sets the date and time to conduct a **public hearing on August 18, 2009 at 10:30 a.m.** which will be held in the Auglaize County Commissioners Chambers, Auglaize County Administrator Building, 209 S. Blackhoof Street, Room 201, Wapakoneta, Ohio.

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio does this day accept the above mentioned petition resolution of the Duchouquet Township Trustees to vacate 10 feet of road right-of-way on Mudsock Road in Duchouquet Township and does officially set August 18, 2009 at 10:30 a.m. as the date and time for a public hearing on the said vacation to be held in the Commissioners Chambers.

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

Adopted this  
16th day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer, Yes  
Douglas A. Spencer

Don Regula, yes  
Don Regula

John N. Bergman, yes  
John N. Bergman

cc: ✓ Director of Natural Resources  
✓ Duchouquet Township - %Cathy M. Oen, Fiscal Officer  
✓ Duchouquet Township Trustee – John Limbert  
✓ Duchouquet Township Trustee – Bruce Rohrbacher  
✓ Duchouquet Township Trustee – Dwight Steinke  
✓ County Engineer  
✓ County Auditor  
✓ County Prosecuting Attorney – Andrew Augsburger

**IN THE MATTER OF RECORDING AND APPRIVING THE  
VACATION OF 10 FEET OF THE ROAD RIGHT OF WAY  
EASEMENT OF MUDSOCK ROAD ALONG THE  
PROPERTY LOCATED AT 18990 MUDSOCK ROAD,  
AUGLAIZE COUNTY, OHIO**

The Board of Duchouquet Township Trustees of Auglaize County, Ohio met in regular session on the 7<sup>th</sup> day of July, 2009 with the following members present:

Mr. Dwight Steinke    Mr. Bruce Rohrbacher    Mr. John Limbert

Mr. Bruce Rohrbacher moved the adoption of the following Resolution:

WHEREAS, the Trustees received from the Evening Light Tabernacle, owners of the property located at 18990 Mudsock Road (Township Road 183), a request to vacate 10 feet of the road right of way easement running along the Mudsock Road (Township Road 183), Auglaize County, Ohio, and portion of the church property.

WHEREAS, the property located at 18990 Mudsock Road (Township Road 183) has the following legal description:

Being part of the northwest Quarter of the Northwest Quarter of Section 12, Duchouquet Township, Auglaize County, Ohio and described as follows:

Being at the Northeast corner of the Northwest Quarter of the Northwest Quarter, the same being the intersection of the center line of the Buckland-Holden Road and the center line of the Mudsock Road; thence South along the center line of the Mudsock Road a distance of One Hundred (100) feet to a point; thence West parallel to the center line of the Buckland-Holden Road a distance of Two Hundred (200) feet to a point; thence North parallel to the center line of the Mudsock Road a distance of One Hundred (100) feet to a point in the center line of said Buckland-Holden Road; thence East along said center line a distance of Two Hundred (200) feet to the place of beginning.

WHEREAS, the area for the vacation for the right-of-way has the following description:

The following described tract of land is part of the Northwest Quarter of Section 12, Town 5 South, Range 6 East, Duchouquet Township, Auglaize County, Ohio and is more particularly described as follows:

Commencing at a Monument Box found at the Northeast corner of the Northwest Quarter of the Northwest Quarter of Section 12, Duchouquet Township and is the intersection of the centerlines of County Road 190 (Buckland-Holden Road) and Township Road 183 (Mudsock Road);

Thence S.01°00'32"W. along the centerline of Township Road 183 and the East line of the Northwest Quarter of the Northwest Quarter of section 12, a distance of 25.00 feet to a point;

Thence S.89°40'02"W. a distance of 20.00 feet to a point, which is the PLACE OF BEGINNING for the tract of land herein described;

Thence S.01°00'32"W. parallel to the West right-of-way line of Township Road 183, a distance of 100.00 feet to a point;

Thence with the South line of the Evening Light Tabernacle Inc., Deed Volume 242, page 141, S.89°40'02 W. a distance of 10.00 feet;

Thence N.01°00'32"E. along the West right-of-way line of Township Road 183, a distance of 100.00 feet to a point;

Thence N.89°40'02"E. along the South right-of-way line of County Road 190, a distance of 10.00 feet to the point which was the true PLACE OF BEGINNING.

Containing in all 0.023 acres of existing road right-of-way to be vacated. The above described tract of land is subject to all restrictions, easements and reservations, if any, of record or in use on said premises. Previous deed reference: Deed Volume: 242, page 141. This plat is recorded in Survey Book "P", page 267, Auglaize County Engineer's Office.

WHEREAS, the Duchouquet Township Trustees petitions the County Commissioners to vacate 10 feet of the right of way along Mudsock road (Township Road 183) at the property located at 18990 Mudsock Road (Township Road 183) as described above. The Duchouquet Township Trustees agree to pay the costs associated with the publication of the notices for this resolution.

THEREFORE, BE IT RESOLVED that the Board of Duchouquet Township Trustees does approve the above described vacating of 10 feet of the road right of way.

Mr. Dwight Steinke seconded the Resolution and upon the roll being called upon the adoption of the motion, the vote resulted as follows:

Adopted this 7<sup>th</sup> day of July, 2009  
TOWNSHIP TRUSTEES

DUCHOUQUET

AUGLAIZE COUNTY OHIO

|                  |                |
|------------------|----------------|
| Dwight Steinke   | <u>yes</u> /no |
| Bruce Rohrbacher | <u>yes</u> /no |
| John Limbert     | <u>yes</u> /no |

**IT IS SO RESOLVED.**

Adopted this 7<sup>th</sup> day of July, 2009

  
\_\_\_\_\_  
Cathy Oen, Fiscal Officer  
Duchouquet Township  
Auglaize County, Ohio

I hereby certify that the foregoing is a true and accurate copy of the Resolution passed on July 7, 2009 by the Board of Township Trustees of Duchouquet Township, Auglaize County, Ohio.

  
\_\_\_\_\_  
Cathy Oen, Fiscal Officer  
Duchouquet Township  
Auglaize County, Ohio

**IN THE MATTER OF AUTHORIZING EXPENSES FOR THE COUNTY MUNICIPAL COURT JUDGE TO ATTEND A MUNICIPAL JUDGES ASSOCIATION SUMMER CONFERENCE.**

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The Board of County Commissioners of Auglaize County, Ohio met in regular session on the 16th day of July, 2009.

Commissioner Bergman moved the adoption of the following:

**RESOLUTION**

**WHEREAS**, the Board of County Commissioners was informed by Gary W. Herman, Judge of the Auglaize County Municipal Court, that he will be attending the summer educational conference of Municipal Judges Association on March 5 & 6, 2009; and,

**WHEREAS**, the following expenses were mentioned in correspondence received by the Board of County Commissioners from Judge Herman: registration - \$250.00; Lodging - \$114.00 plus applicable taxes for three (3) nights

**THEREFORE, BE IT RESOLVED** that the Board of County Commissioners, Auglaize County, Ohio, does hereby approve and authorize the attendance of Gary W. Herman, Auglaize County Municipal Court Judge, at the so named conference and does authorize the payment of the above mentioned expenses providing all is in accordance with the County Travel Policy.

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

Adopted this  
16th day of  
July, 2009

BOARD OF COUNTY COMMISSIONERS  
AUGLAIZE COUNTY, OHIO

Douglas A. Spencer Yes  
Douglas A. Spencer

Don Regula Yes  
Don Regula

John N. Bergman Yes  
John N. Bergman

cc: ✓ Municipal Court Judge – Gary Herman