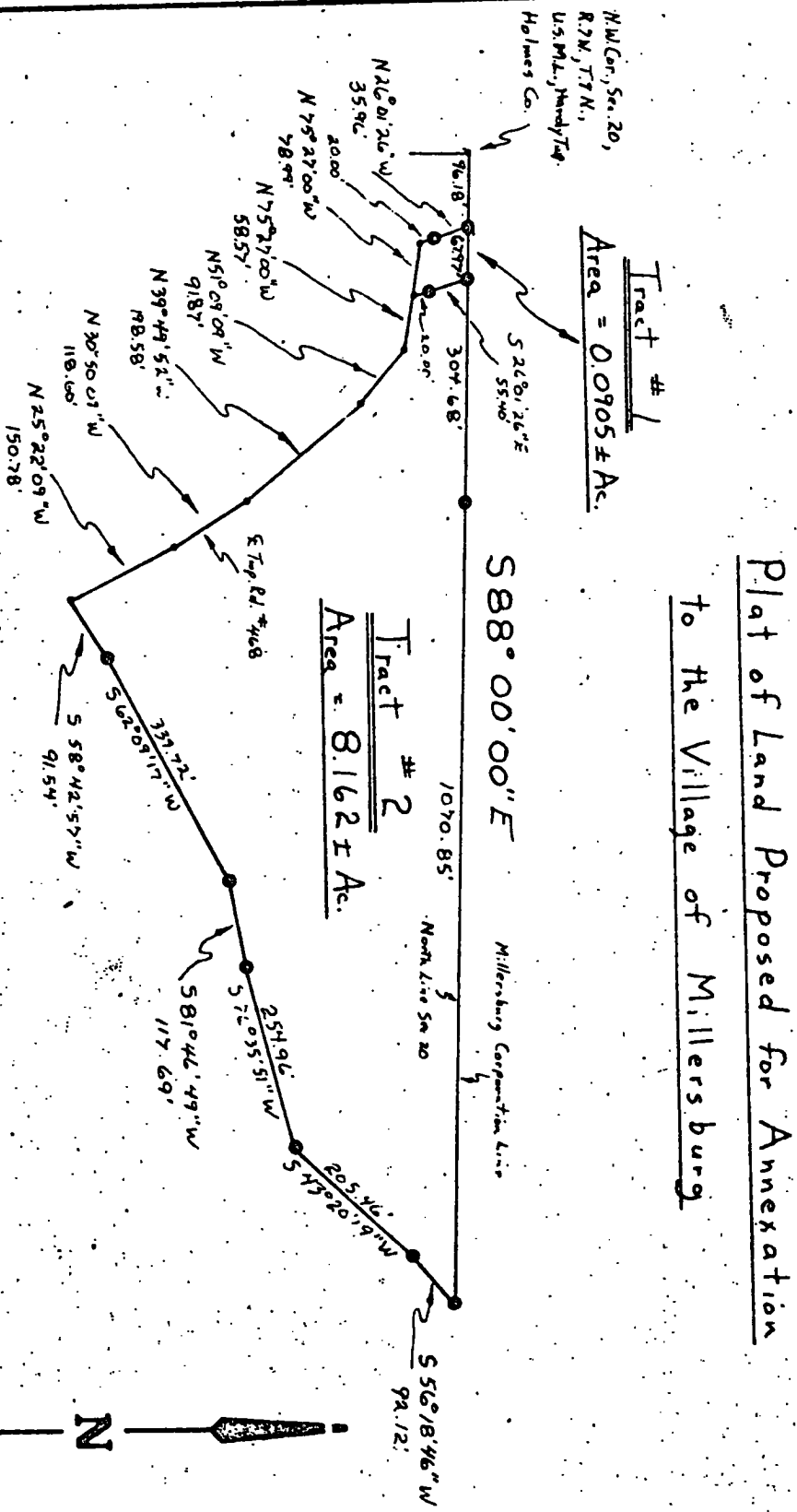


THE COSHOCTON LAND SURVEYING SERVICE Vol 195 PAGE 743
 233 S. FOURTH ST. COSHOCTON, OHIO 43812

BEING PART OF: LOT ~
 SEC. 20
 QUAR. 4th
 T9N, R7W U.S.M.L.
 TOWNSHIP Hardy
 COUNTY Holmes

SURVEY FOR:
 DATE: October 1975
 SCALE: 1" = 200'



I hereby certify the above plat to be correct to the best of my knowledge and belief.

THE COSHOCTON LAND SURVEYING SERVICE

REGISTERED SURVEYOR 57855

Ex A3

VOL 195 PAGE 741
Paid \$41.00

ORIGINAL RECORDER

108887

FINAL TRANSCRIPT OF THE PROCEEDINGS OF
THE BOARD OF COMMISSIONERS OF HOLMES
COUNTY, OHIO, ON THE PETITION OF THOMAS
D. GINDLESBERGER, AND OTHERS FOR ANNEX-
ATION OF CERTAIN LANDS LOCATED IN HARDY
TOWNSHIP, HOLMES COUNTY, OHIO.

VOL 195 PAGE 742

ORDINANCE NO. 76-1023

ACCEPTING APPLICATION FOR ANNEXATION OF TERRITORY

BE IT ORDAINED by the Council of the Village of Millersburg, State of Ohio:

SECTION 1: Accepting application for annexation of Thomas D. Gindlesberger and others for the annexation of the following territory described in exhibits:

The attached description and plat is incorporated herein and made a part hereof as though fully reproduced herein and marked as exhibit "A(1)", "A(2)" and "A(3)".

an accurate map of which territory, together with the petition for its annexation and other papers relating thereto, and a certified transcript of the proceedings of the county commissioners in relation thereto are on file with the Clerk of said village, be and the same is hereby accepted.

SECTION 2: This ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED:

August 23, 1976
Lewis P. Kitchin
Council President

APPROVED:

Robert P. Posey
Mayor

LAW OFFICES
SCHULER, MILLER
& SCHULER
PROFESSIONAL BLDG.
MILLERSBURG, OHIO
44654

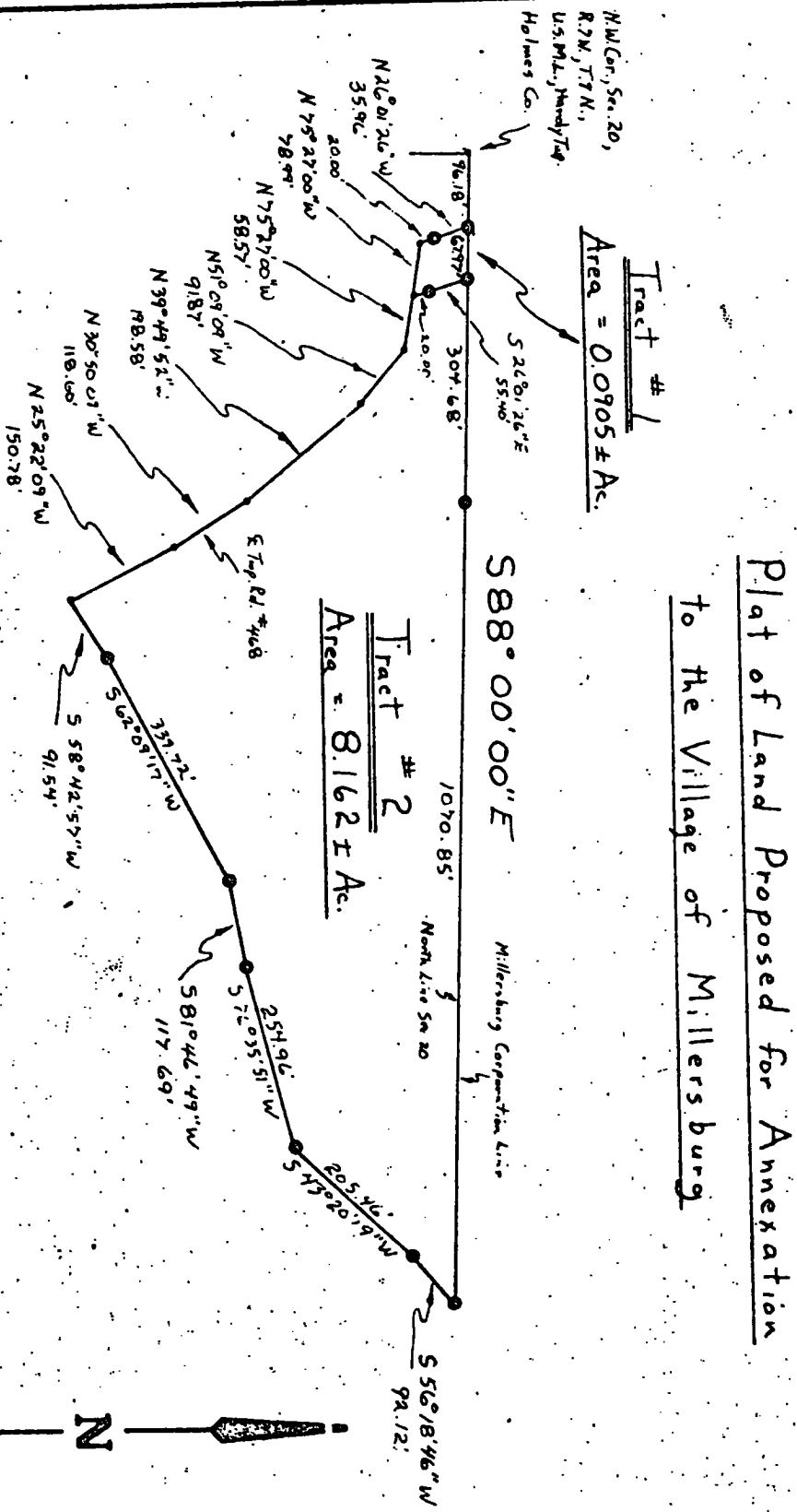
ATTEST:

Judy Ann Lowe
Village Clerk

THE COSHOCTON LAND SURVEYING SERVICE Vol 195 PAGE 743
 233 S. FOURTH ST. COSHOCTON, OHIO 43812

BEING PART OF: LOT ~
 SEC. 20
 QUAR. 4th
 T9N, R7W U.S.M.L.
 TOWNSHIP Hardy
 COUNTY Holmes

SURVEY FOR:
 DATE: October 1975
 SCALE: 1" = 200'



Plat of Land Proposed for Annexation
to the Village of Millerburg

I hereby certify the above plat to be correct to the best of my knowledge and belief.

THE COSHOCTON LAND SURVEYING SERVICE

REGISTERED SURVEYOR 57855

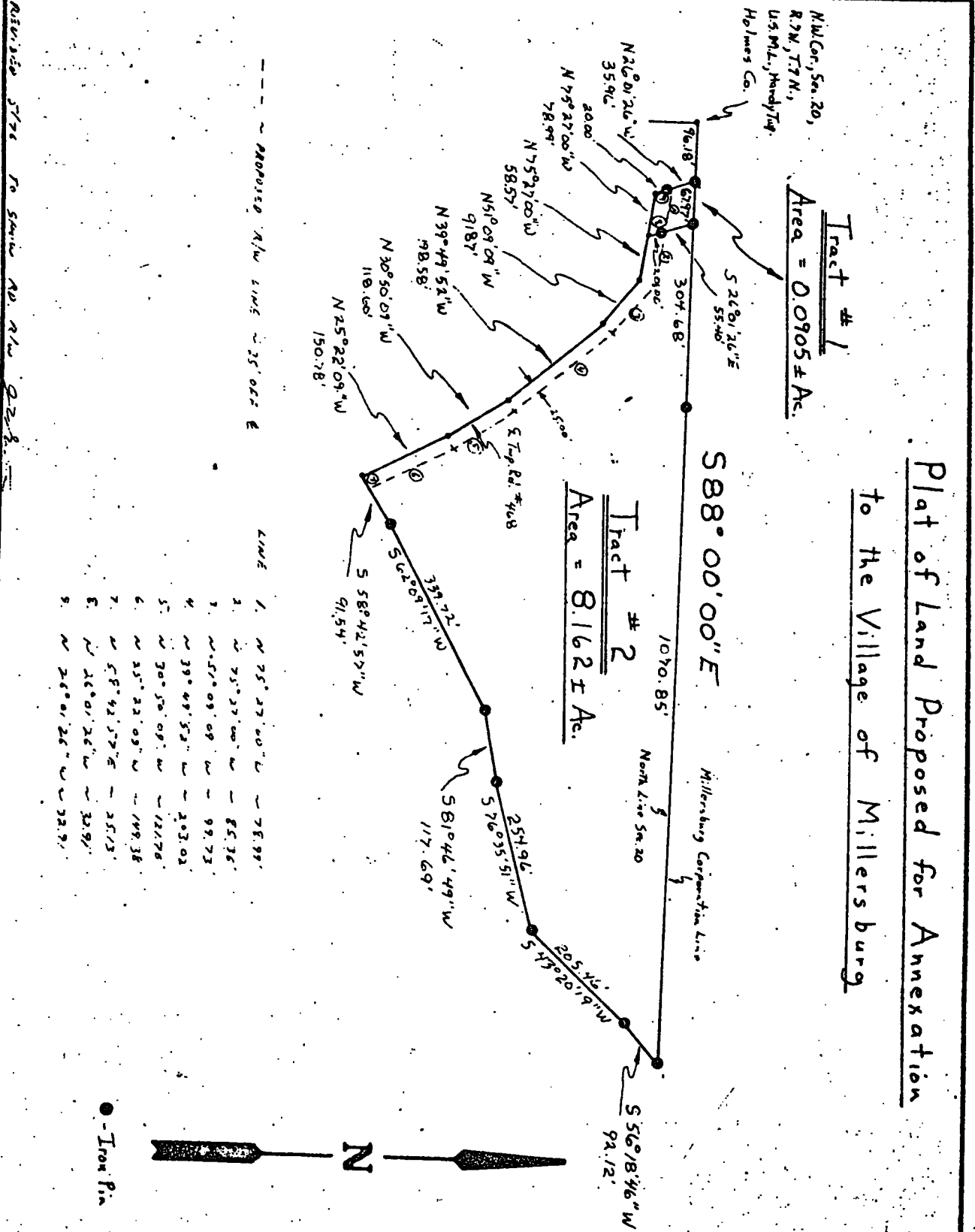
Ex A3

VOL 195 PAGE 744
THE COSHOCTON LAND SURVEYING SERVICE
 233 S. FOURTH ST. COSHOCTON, OHIO 43812

EXHIBIT "A(1)"

BEING PART OF: LOT ~
 SEC. 20
 QUAR. 4th
 T 9N, R 7W U.S.M.L.
 TOWNSHIP Hardy
 COUNTY. Holmes

SURVEY FOR:
 DATE: October 1975
 SCALE: 1" = 200'



Plat of Land Proposed for Annexation
 to the Village of Millersburg

I hereby certify the above plat to be correct to the best of my knowledge and belief.

THE COSHOCTON LAND SURVEYING SERVICE

REGISTERED SURVEYOR

JIM GUTE
Registered Engineer and Surveyor
THE COSHOCTON LAND SURVEYING SERVICE
233 SOUTH FOURTH STREET
COSHOCTON, OHIO 43812

EXHIBIT "A(2)"

OFFICE: 614-622-4543
HOME: 614-543-9695

DESCRIPTION OF PROPOSED EASEMENT TO BE GRANTED TO THE VILLAGE OF MILLERSBURG, DATED MAY, 1976

Proposed easement for Tract 1 (Area = 0.0905[±] acres)

Being a part of Section 20, the fourth quarter, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio, and more particularly described as follows:

Commencing at a point, said point being located at the Northwest corner of Section 20, R7W, T9N, U.S.M.L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 and also along the Millersburg Corporation Line, a distance of 96.18 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 55.96 feet to a point in the centerline of Township Road 468 and the true place of beginning of said easement,

thence S. 75° 27' 00" E. along said centerline, a distance of 78.99 feet to a point,

thence E. 26° 01' 26" W. a distance of 32.91 feet to a point,

thence N. 75° 27' 00" W. parallel to and 25 foot from said centerline, a distance of 78.99 feet to a point,

thence S. 26° 01' 26" E. a distance of 32.91 feet to the place of beginning.

The above described easement contains 1975 Sq. ft.

Proposed easement for Tract 2 (Area = 8.162[±] acres)

Being a part of Section 20, the fourth quarter, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio, and more particularly described as follows:

Commencing at a point, said point being located at the Northwest corner of Section 20, R7W, T9N, U.S.M.L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 and the Millersburg Corporation Line, a distance of 96.18 feet to an iron pin,

thence S. 88° 00' 00" E. along said Section 20 north line, a distance of 67.97 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 75.40 feet to a point on the centerline of Township Road 468 and the true place of beginning for said easement,

thence along said centerline the following 5 bearings and distances:

- 1) S. 75° 27' 00" E. a distance of 58.57 feet
- 2) S. 51° 09' 09" E. a distance of 91.87 feet
- 3) S. 39° 49' 52" E. a distance of 198.58 feet
- 4) S. 30° 50' 09" E. a distance of 118.60 feet
- 5) S. 25° 22' 09" E. a distance of 150.78 feet

thence N. 58° 42' 57" E. a distance of 25.13 feet to a point located 25 foot measured at right angles from the centerline of the above mentioned road,

thence parallel to the above mentioned road and 25 foot from said centerline, the following 5 bearings and distances:

- 1) N. 25° 22' 09" W. a distance of 149.38 feet
- 2) N. 30° 50' 09" W. a distance of 121.76 feet



VOL 195 PAGE 746

JIM GUTE
Registered Engineer and Surveyor
THE COSHOCTON LAND SURVEYING SERVICE
233 SOUTH FOURTH STREET
COSHOCTON, OHIO 43812

EXHIBIT "A(2)"

OFFICE: 614-628-4948
HOME: 614-543-9895

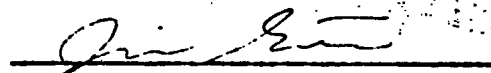
page 2 Proposed easement V. of H.

- 3) N. $39^{\circ} 49' 52''$ W. a distance of 203.02 feet
- 4) N. $51^{\circ} 09' 09''$ W. a distance of 99.73 feet
- 5) N. $75^{\circ} 27' 07''$ W. a distance of 85.36 feet

thence S. $26^{\circ} 01' 26''$ E. a distance of 32.91 feet to the place of beginning.

The above described easement contains 15,971 sq. ft.

I hereby certify the above description to be correct based upon a survey performed by me.



Jim Gute
Registered Surveyor No. 5935

VOL 195 PAGE 747

RECEIVED

PETITION BY INHABITANTS FOR ANNEXATION.

OCT 7 1975

DARRELL CONKLE
AUDITOR

To the Commissioners of Holmes County, State of Ohio:

The undersigned, being a majority of the adult freeholders residing on the following described territory situated in the county of Holmes and adjacent to the Village of Millersburg, to wit:

TRACT 1: Being part of Section 20, fourth quarter, T9N, R7W, U.S.M.L. Hardy Township, Holmes County, Ohio and more particularly described as follows:

Commencing at a point, said point being located at the N.W. Corner, Section 20, R7W, T9N, U.S.M.L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 also being along the Millersburg Corporation line a distance of 96.18 feet to an iron pin, said iron pin being the true place of beginning,

thence S 88° 00' 00" E. along said Section 20 north line and said Millersburg Corporation Line a distance of 67.97 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 55.40 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 20.00 feet to a point, said point being located on the center line of Township Road 463,

thence N. 75° 27' 00" W. along said center line a distance of 78.99 feet to a point,

thence N. 26° 01' 26" W. a distance of 20.00 feet to an iron pin,

thence N. 26° 01' 26" W. a distance of 35.96 feet to the true place of beginning.

The above described tract contains 0.0905 ± acres including public road right of way.

TRACT 2: Being part of Section 20, fourth quarter, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio and more particularly described as follows:

Commencing at a point, said point being located at the N.W. corner, Section 20, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 and also being along the Millersburg Corporation line a distance of 96.18 feet to an iron pin,

Thomas D. Gindlenberger
Attorney at Law
The Lincoln Building
Millersburg, Ohio

"EXHIBIT A(3)

VOL 195 PAGE 748

- 2 -

thence S. 88° 00' 00" E. along said Section 20 north line and said Millersburg Corporation Line a distance of 67.97 feet to an iron pin, said iron pin being the true place of beginning.

thence S. 88° 00' 00" E. along said north line and said corporation line a distance of 304.68 feet to an iron pin,

thence S. 88° 00' 00" E. along said north line and said corporation line a distance of 1,070.85 feet to an iron pin,

thence S. 56° 18' 46" W. a distance of 92.12 feet to an iron pin,

thence S. 43° 20' 19" W. a distance of 205.46 feet to an iron pin,

thence S. 76° 35' 51" W. a distance of 254.96 feet to an iron pin,

thence S. 81° 46' 49" W. a distance of 117.69 feet to an iron pin,

thence S. 62° 09' 17" W. a distance of 339.72 feet to an iron pin,

thence S. 58° 42' 57" W. a distance of 91.54 feet to a point, said point being located on the center line of Township Road 468,

thence N. 25° 22' 09" W. along said center line a distance of 150.78 feet to a point,

thence N. 30° 50' 09" W. along said center line a distance of 118.60 feet to a point,

thence N. 39° 49' 52" W. along said center line a distance of 198.58 feet to a point,

thence N. 51° 09' 09" W. along said center line a distance of 91.87 feet to a point,

thence N. 75° 27' 00" W. along said center line a distance of 58.57 feet to a point,

thence N. 26° 01' 26" W. a distance of 20.00 feet to an iron pin,

thence N. 26° 01' 26" W. a distance of 55.40 feet to the true place of beginning.

The above described tract contains 8.162 ± acres including public road right of way.

A survey of this property was made by Jim Gute, Registered Surveyor No. 5935, State of Ohio.

An accurate map of which territory is hereto attached;

Respectfully petition that the said above described territory may be annexed to the Village of Millersburg.

Thomas D. Gindlenberger
Attorney at Law
The Lincoln Building
Millersburg, Ohio

Ex. A(3)


- 3 -

And Thomas D. Gindlesberger is hereby authorized to act as agent of the petitioners in securing such annexation. Orrie G. Gerber and Lou Anne Gerber, husband and wife, are the owners of Tract No. 1 described herein as proposed for annexation to the Village of Millersburg. Thomas D. Gindlesberger and Mary L. Gindlesberger, husband and wife, are the owners of Tract No. 2 described herein as proposed for annexation to the Village of Millersburg.

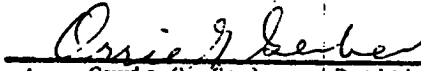
A map marked "Map of territory to be annexed to the Village of Millersburg," is attached to the petition.



 Thomas D. Gindlesberger - Petitioner



 Mary L. Gindlesberger - Petitioner



 Orrie G. Gerber - Petitioner



 Lou Anne Gerber - Petitioner

Thomas D. Gindlesberger
 Attorney at Law
 The Lincoln Building
 Millersburg, Ohio

Ex A 3

VOL 195 PAGE 750

JIM GUTE
Registered Engineer and Surveyor
THE COSHOCTON LAND SURVEYING SERVICE
233 SOUTH FOURTH STREET
COSHOCTON, OHIO 43812

OFFICE: 614-682-4545
HOME: 614-845-9893

DESCRIPTION OF LAND PROPOSED FOR ANNEXATION TO THE VILLAGE OF MILLERSBURG DATED OCT., 19

Tract 1

Being part of Section 20, fourth quarter, T9N, R7W, U. S. M. L., Hardy Township, Holmes County, Ohio and more particularly described as follows:

Commencing at a point, said point being located at the N. W. Corner, Section 20, R7W, T9N, U. S. M. L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 also being along the Millersburg Corporation line a distance of 96.18 feet to an iron pin, said iron pin being the true place of beginning,

thence S. 88° 00' 00" E. along said Section 20 north line and said Millersburg Corporation Line a distance of 67.97 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 55.40 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 20.00 feet to a point, said point being located on the center line of Township Road 468,

thence N. 75° 27' 00" W. along said center line a distance of 78.99 feet to a point,

thence N. 26° 01' 26" W. a distance of 20.00 feet to an iron pin,

thence N. 26° 01' 26" W. a distance of 35.96 feet to the true place of beginning.

The above described tract contains 0.090⁴ acres including public road right-of-way.

Tract 2

Being part of Section 20, fourth quarter, T9N, R7W, U. S. M. L., Hardy Township, Holmes County, Ohio and more particularly described as follows:

Commencing at a point, said point being located at the N. W. corner, Section 20, T9N, R7W, U. S. M. L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 and also being along the Millersburg Corporation line a distance of 96.18 feet to an iron pin,

thence S. 88° 00' 00" E. along said Section 20 north line and said Millersburg Corporation Line a distance of 67.97 feet to an iron pin, said iron pin being the true place of beginning,

thence S. 88° 00' 00" E. along said north line and said corporation line a distance of 304.68 feet to an iron pin,

thence S. 88° 00' 00" E. along said north line and said corporation line a distance of 1,070.85 feet to an iron pin,

thence S. 56° 18' 46" W. a distance of 92.12 feet to an iron pin,

thence S. 43° 20' 19" W. a distance of 205.46 feet to an iron pin,

thence S. 76° 35' 51" W. a distance of 254.96 feet to an iron pin,

thence S. 81° 46' 49" W. a distance of 117.69 feet to an iron pin,

thence S. 62° 09' 17" W. a distance of 339.72 feet to an iron pin,

thence S. 56° 42' 57" W. a distance of 91.54 feet to a point, said point being located on the center line of Township Road 468,

Ex A3

JIM GUTE

Registered Engineer and Surveyor

THE COSHOCTON LAND SURVEYING SERVICE

233 SOUTH FOURTH STREET

COSHOCTON, OHIO 43812

OFFICE: 614-622-4545
HOME: 614-845-0888

thence N. 25° 22' 09" W. along said center line a distance of 150.78 feet to a point,

thence N. 30° 50' 09" W. along said center line a distance of 118.60 feet to a point,

thence N. 39° 49' 52" W. along said center line a distance of 198.58 feet to a point,

thence N. 51° 09' 09" W. along said center line a distance of 91.87 feet to a point,

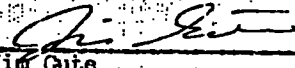
thence N. 75° 27' 00" W. along said center line a distance of 58.57 feet to a point,

thence N. 26° 01' 26" W. a distance of 20.00 feet to an iron pin,

thence N. 26° 01' 26" W. a distance of 55.40 feet to the true place of beginning.

The above described tract contains 8.162± acres including public road right-of-way.

I hereby certify the above description to be correct based upon a survey performed by me.


Jim Gute
Registered Surveyor No. 5935

Ex A3

JIM GUTE
Registered Engineer and Surveyor
THE COSHOCTON LAND SURVEYING SERVICE
222 SOUTH FOURTH STREET
COSHOCTON, OHIO 43812

OFFICE: 614-622-4545
HOME: 614-642-9495

DESCRIPTION OF PROPOSED EASEMENT TO BE GRANTED TO THE VILLAGE OF MILLERSBURG, DATED MAY, 1976

Proposed easement for Tract 1 (Area = 0.090[±] acres)

Being a part of Section 20, the fourth quarter, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio, and more particularly described as follows:

Commencing at a point, said point being located at the Northwest corner of Section 20, R7W, T9N, U.S.M.L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 and also along the Millersburg Corporation Line, a distance of 96.18 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 55.96 feet to a point in the centerline of Township Road 468 and the true place of beginning of said easement,

thence S. 75° 27' 00" E. along said centerline, a distance of 78.99 feet to a point,

thence N. 26° 01' 26" W. a distance of 32.91 feet to a point,

thence N. 75° 27' 00" W. parallel to and 25 foot from said centerline, a distance of 78.99 feet to a point,

thence S. 26° 01' 26" E. a distance of 32.91 feet to the place of beginning.

The above described easement contains 1975 Sq. ft.

Proposed easement for Tract 2 (Area = 8.162[±] acres)

Being a part of Section 20, the fourth quarter, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio, and more particularly described as follows:

Commencing at a point, said point being located at the Northwest corner of Section 20, R7W, T9N, U.S.M.L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 and the Millersburg Corporation Line, a distance of 96.18 feet to an iron pin,

thence S. 88° 00' 00" E. along said Section 20 north line, a distance of 67.77 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 75.40 feet to a point on the centerline of Township Road 468 and the true place of beginning for said easement,

thence along said centerline the following 5 bearings and distances:

- 1) S. 75° 27' 00" E. a distance of 58.57 feet
- 2) S. 51° 09' 09" E. a distance of 91.87 feet
- 3) S. 39° 49' 52" E. a distance of 198.58 feet
- 4) S. 30° 50' 09" E. a distance of 118.60 feet
- 5) S. 25° 22' 09" E. a distance of 150.78 feet

thence N. 58° 42' 57" E. a distance of 25.13 feet to a point located 25 foot measured at right angles from the centerline of the above mentioned road,

thence parallel to the above mentioned road and 25 foot from said centerline, the following 5 bearings and distances:

- 1) N. 25° 22' 09" W. a distance of 149.38 feet
- 2) N. 30° 50' 09" W. a distance of 121.76 feet



VOL 195 PAGE 754

JIM GUTE
Registered Engineer and Surveyor
THE COSHOCTON LAND SURVEYING SERVICE
233 SOUTH FOURTH STREET
COSHOCTON, OHIO 43812

OFFICE: 614-622-4548
HOME: 614-545-9895

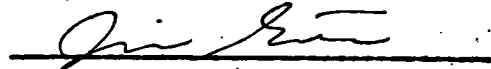
page 2 Proposed easement V. of M.

- 3) N. $39^{\circ} 49' 52''$ W. a distance of 203.02 feet
- 4) N. $51^{\circ} 09' 09''$ W. a distance of 99.73 feet
- 5) N. $75^{\circ} 27' 00''$ W. a distance of 85.36 feet

thence S. $26^{\circ} 01' 26''$ E. a distance of 32.91 feet to the place of beginning.

The above described easement contains 15,971 sq. ft.

I hereby certify the above description to be correct based upon a survey performed by me.



Jim Gute
Registered Surveyor No. 5935



Thomas D. Gindlesberger
Attorney at Law

The Lincoln Building - 12 S. Monroe Street - Millersburg, Ohio 44654
216-874-7070

May 25, 1976

Mr. Paul A. Miller, Solicitor
Village of Millersburg
Schler, Schuler, Waltman & Miller
Professional Building
Millersburg, Ohio 44654

In re: Proposed annexation now pending
for Thomas D. Gindlesberger, et al.

Dear Paul:

In keeping with our previous conference on matters relating to the pending annexation proceeding presently before Village Council, I proceeded to have an amended map completed upon which the desired easement is shown as being located 25 feet from the center line of Port Washington Road. You will note that my original survey for my land was taken to the center of the highway. This amended map for annexation shows an easement existing upon my lands and all the land involved for annexation to extend 25 feet from the center line. There is also attached to the map a description of the proposed easement for tract one and tract two for your use in describing the easements in each case.

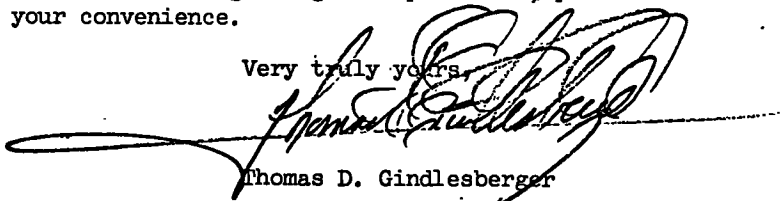
I have enclosed for your use four sets of amended plat maps and attached descriptions of the lands for your use in completing the annexation procedure.

I trust that these enclosures will satisfy the matter relating to the proposed easement and is in keeping with the previous agreement concerning road right-of-way for future street purposes.

I will greatly appreciate having the annexation procedure accepted by the Village Council and also for proper approval within the statutory period of time.

If further information is needed regarding this procedure, please consult with me at your convenience.

Very truly yours,



Thomas D. Gindlesberger

TDG:dlh

Enclosures

cc: Robert Casey, Mayor
Rick Morrison, President of Council

VOL 195 PAGE 756

LAW OFFICES
SCHULER, SCHULER, WALTMAN & MILLER
PROFESSIONAL BUILDING
MILLERSBURG, OHIO 44654

JUDSON C. SCHULER
JOHN W. SCHULER
JOHN R. WALTMAN
PAUL A. MILLER

RAYMOND MILLER (1920-1973)
TELEPHONE 674-3055
AREA CODE 216

June 29, 1976

Village of Millersburg
Office of the Clerk
West Jackson Street
Millersburg, Ohio 44654

Dear Mary Miller:

I enclosed a copy of Mr. Gindlesberger's letter together with the ammended plat and property description for the annexation. Council approved the annexation, and you can proceed with the necessary advertising and filing.

If you have any questions, please don't hesitate to call my office.

Very truly yours,



Paul A. Miller

PAM: wsg

FINAL TRANSCRIPT OF THE BOARD OF COMMISSIONERS
OF HOLMES COUNTY RELATIVE TO THE PROCEEDINGS ON
THE PETITION FOR ANNEXATION OF CERTAIN LANDS
IN THE TOWNSHIP OF HARDY, HOLMES COUNTY, OHIO

We, the undersigned, Ralph Kasner, John ^UGiauque and Warren Massie, members of the board of commissioners of Holmes County, Ohio, and Sara Richards, Clerk of said board of commissioners, do hereby certify the within contents as composing the final transcript of said board on the proceedings on the petition presented to said board providing for annexation of certain lands located in the Township of Hardy, Holmes County, Ohio. That the following exhibits are contained herein as a part of said final transcript:

"Exhibit A" - Minutes of the Board of Commissioners on
October 14, 1975

"Exhibit B" - Affidavit of Legal Publication of Notice
of Petition

"Exhibit C" - Original Petition by Inhabitants for
Annexation and accompanying map.

"Exhibit D" - Minutes of the Board of Commissioners
on December 15, 1975

"Exhibit E" - Order of County Commissioners for
Annexation

That in addition to the final transcript of the proceedings of the board, there is also attached hereto the accompanying map and

VOL 195 PAGE 758

original petition for annexation and the affidavit for publication of legal notice and the executed order of said commissioners for annexation.

And we, the undersigned, do certify said final transcript of the proceedings of the board of commissioners in accordance with Section 709.033 of the Revised Code .

HOLMES COUNTY COMMISSIONERS

Ralph Kasner
Ralph Kasner, Commissioner

John Giauque
John Giauque, Commissioner

Warren Massie
Warren Massie, Commissioner

By: Sara Richards
Sara Richards, Clerk

"EXHIBIT A"

Millersburg, Ohio
October 14, 1975

THE MINUTES

Regular meeting of Holmes County Commissioners began at 10:00 a.m., Tuesday, Oct. 14, 1975; roll call: Mr. Massie, present; Mr. Kasner, present; Mr. Giaque, present.

Minutes of the October 6 meeting were read and approved.

PERMIT--COUNTY ROAD NO. 51

An application for Permit to bury telephone cable (United Telephone Co. of Ohio) along County Road No. 51 was approved by Commissioners.

CERTIFICATION OF TB-CONTROL AWARD

Board members certified to the Ohio Department of Health that the award for Holmes County in the amount of \$253.22 would be appropriated and expended only for tuberculosis care, control and treatment.

COUNTY'S OFFICIAL SEAL/VETERANS'-DAY PROCLAMATION

In accordance with a motion by Mr. Kasner, Commissioners adopted the official seal for Holmes County as submitted to them by George Irving in connection with the Bi- and Sesquicentennial celebrations. The motion also stipulated that-- for just this--November 9, 1975, be proclaimed as Veterans' Day in Holmes County when tentative plans include the re-dedication of the monument on the Court House lawn. Roll-call vote on the motion, seconded by Mr. Giaque: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes.

PAYMENT OF SURCHARGE--HOSPITAL MALPRACTICE INSURANCE

Inasmuch as recent legislation requires that all hospitals in the state having malpractice insurance must pay a surcharge to Joint Underwriting Association, a newly-formed organization (pool) in Columbus, at least two weeks before the due date on insurance-premium installments, Mr. Giaque so moved to pay the surcharge of \$1,510.00 to Buckeye Union Insurance Company (Jacob & McDowell Insurance Service, Agent), so that billing can be processed on the installment (\$15,382.00) due 11-12-75, Policy #L6 58 79 05. Vote on the motion, seconded by Mr. Kasner; Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes. The surcharge payment is to be made from Unanticipated Emergencies Fund.

VOL 195 PAGE 760

PETITION FOR ANNEXATION TO VILLAGE OF MILLERSBURG

By Mr. Kasner's motion, seconded by Mr. Giaque, Commissioners voted unanimously (Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes) to receive the following:

PETITION BY INHABITANTS FOR ANNEXATION

To the Commissioners of Holmes County, State of Ohio:

The undersigned, being a majority of the adult freeholders residing on the following described territory situated in the county of Holmes and adjacent to the Village of Millersburg, to-wit:

Tract 1: Being part of Section 20, fourth quarter, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio, and more particularly described as follows:

Commencing at a point, said point being located at the N.W. corner, Section 20, R7W, T9N, U.S.M.L., Hardy Township, Holmes County, Ohio; thence S. 88°00' 00" E. along the north line of said Section 20 also being along the Millersburg corporation line a distance of 96.18 feet to an iron pin, said iron pin being the true place of beginning; thence S. 88°00' 00" E. along said Section 20 north line and said Millersburg Corporation Line a distance of 67.97 feet to an iron pin; thence S. 26°01' 26" E. a distance of 55.40 feet to an iron pin; thence S. 26°01' 26" E. a distance of 20.00 feet to a point, said point being located on the centerline of Township Road 468; thence N. 75°27' 00" W. along said centerline a distance of 78.99 feet to a point; thence N. 26°01' 26" W. a distance of 20.00 feet to an iron pin; thence N. 26°01' 26" W. a distance of 35.96 feet to the true place of beginning.

The above described tract contains 0.0905+ acres including public road right of way.

TRACT 2: Being part of Section 20, fourth quarter, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio, and more particularly described as follows:

Commencing at a point, said point being located at the N. W. corner, Section 20, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio; thence S 88° 00' 00" E. along the north line of said Section 20 and also being along the Millersburg Corporation line a distance of 96.18 feet to an iron pin; thence S. 88°00' 00" E. along said Section 20 north line and the said Millerstburg Corporation Line a distance of 67.97 feet to an iron Pin, said iron pin being the true place of beginning; thence S 88°00' 00" E. along said north line and said corporation line a distance of 304.68 feet to an iron pin; thence

S. 88 00' 00" E. along said north line and said corporation line a distance of 1,070.85 feet to an iron pin; thence S. 56° 18' 46" W. a distance of 92.12 feet to an iron pin; thence S. 43° 20' 19" W. a distance of 205.46 feet to an iron pin; thence S. 76° 35' 51" W. a distance of 254.96 feet to an iron pin; thence S. 81° 46' 49" W. a distance of 117.69 feet to an iron pin; thence S. 62° 09' 17" W. a distance of 339.72 feet to an iron pin; thence S. 58° 42' 57" W. a distance of 91.54 feet to a point, said point being located on the centerline of Township Road 468; thence N. 25° 22' 09" W. along said centerline a distance of 150.78 feet to a point; thence N. 30° 50' 09" W. along said centerline a distance of 118.60 feet to a point; thence N. 39° 49' 42" W. along said centerline a distance of 198.58 feet to a point; thence N. 51° 09' 09" W. along said centerline a distance of 91.87 feet to a point; thence N. 75° 27' 00" W. along said centerline a distance of 58.57 feet to a point; thence N. 26° 01' 26" W. a distance of 20.00 feet to an iron pin; thence N. 26° 01' 26" W. a distance of 55.40 feet to the true place of beginning.

The above described tract contains 8.162 ± acres including public road right of way.

A survey of this property was made by Jim Gute, Registered Surveyor No. 5935, State of Ohio, an accurate map of which territory is hereto attached;

Respectfully petition that the said above described territory may be annexed to the Village of Millersburg.

A - And Thomas D. Gindlesberger is hereby authorized to act as agent of the petitioners in securing such annexation. Orrie G. Gerber and Lou Anne Gerber, husband and wife, are the owners of Tract No. 1 described herein as proposed for annexation to the Village of Millersburg. Thomas D. Gindlesberger and Mary L. Gindlesberger, husband and wife, are the owners of Tract No. 2 described herein as proposed for annexation to the Village of Millersburg.

A map marked "Map of territory to be annexed to the Village of Millersburg," is attached to the petition.

(signed) Thomas D. Gindlesberger - Petitioner; Mary L. Gindlesberger - Petitioner; Orrie G. Gerber - Petitioner; Louanne Gerber - Petitioner

* * * * *

LEGAL NOTICE

Notice is hereby given that on the 14th day of October, 1975, there was presented to the board of commissioners of the County of Holmes, State of Ohio, a petition signed by a majority of the adult freeholders residing in the following described territory situated in the County of

VCL 195 PAGE 762

Holmes and adjacent to the Village of Millersburg, to wit:

Situated in the Township of Hardy, County of Holmes and State of Ohio, and being more fully described as follows:

(Foregoing legal description of TRACTS 1 and 2)

Praying therein that said territory be annexed to the Village of Millersburg, in the manner provided by law and designating the undersigned as their agent in securing such annexation.

The said Board of Commissioners has fixed the 15th day of December, 1975, as the time for hearing said petition at the Office of the Commissioners in the Court House Building, Millersburg, Ohio.

(signed) Thomas D. Gindlesberger, Agent for the Petitioners

PROBATE/JUVENILE COURT ROOM FURNITURE

By Mr. Kasner's motion, which was seconded by Mr. Giaouque, Commissioners authorized William C. Pyers, Probate Court Judge, to purchase furniture (two walnut tables and eight walnut chairs) for Juvenile Court Room from Millersburg Furniture Company at a cost of \$436.00; vote, upon call of roll: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaouque, yes.

LEASE AGREEMENT, PAINTER CHILDREN'S HOME PROPERTY

With the approval of Holmes County Prosecuting Attorney, Robert Beck, Commissioners negotiated a lease agreement with Castle Nursing Homes, Inc., for rental of Painter Children's Home; copy of lease is on file in Commissioner's Office.

CLOCK PURCHASE, COUNTY TREASURER'S OFFICE

Don Miller, Holmes County Treasurer, was authorized to purchase a clock for his office, as moved by Mr. Giaouque, seconded by Mr. Kasner, and voted on, upon call of roll, as follows: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaouque, yes;

ADJOURN MOTION

This being all the business to transact for the day, a motion to adjourn was made by Mr. Kasner and seconded by Mr. Giaouque; motion carried.

_____/s/ Warren Massie

COMMISSIONERS _____/s/ Ralph Kasner

_____/s/ John Giaouque

ATTEST: _____/s/ Sara Richards Deputy Clerk

LEGAL NOTICE

Notice is hereby given that on the 14th day of October, 1975, there was presented to the board of commissioners of the County of Holmes, State of Ohio, a petition signed by a majority of the adult residents of the following described territory situated in the County of Holmes and adjacent to the Village of Millersburg to wit:

Situated in the Township of Hardy, County of Holmes and State of Ohio and being more fully described as follows:

TRACT 1: Being part of Section 20, fourth quarter, T9N, R7W, U.S.M.D. Hardy Township, Holmes County, Ohio and more particularly described as follows: Commencing at a point, said point being located at the N. W. corner, Section 20, R7W, T9N, U.S.M.L., Hardy Township, Holmes County, Ohio, thence S. 88 degrees 00' 00" E. along the north line of said Section 20 also being along the Millersburg Corporation line a distance of 36.18 feet to an iron pin, said iron pin being the true place of beginning, thence S. 88 degrees 00' 00" E. along said Section 20 north line said Millersburg Corporation Line a distance of 87.27 feet to an iron pin, thence S. 88 degrees 01' 25" W. a distance of 54.40 feet to an iron pin, thence S. 88 degrees 01' 25" W. a distance of 20.00 feet to a point, said point being located at the center line of Township Road 462, thence N. 75 degrees 27' 00" W. along said center line a distance of 78.99 feet to a point, thence N. 25 degrees 01' 25" W. a distance of 20.00 feet to an iron pin, thence N. 25 degrees 01' 25" W. a distance of 33.56 feet to the true place of beginning.

The above described tract contains 0.0005 more or less acres including public road right of way.

TRACT 2: Being part of Section 20, fourth quarter, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio and more particularly described as follows: Commencing at a point, said point being located at the N. W. corner, Section 20, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio, thence S. 88 degrees 00' 00" E. along the north line of said Section 20 and also being along the Millersburg Corporation line a distance of 36.18 feet to an iron pin,

thence S. 88 degrees 00' 00" E. along said Section 20 north line a distance of 67.97 feet to an iron pin, said iron pin being the true place of beginning, thence S. 88 degrees 00' 00" E. along said north line and said corporation line a distance of 304.48 feet to an iron pin, thence S. 88 degrees 00' 00" E. along said north line and said corporation line a distance of 1,070.85 feet to an iron pin, thence S. 56 degrees 18' 46" W. a distance of 92.12 feet to an iron pin, thence S. 43 degrees 20' 19" W. a distance of 205.46 feet to an iron pin, thence S. 76 degrees 35' 51" W. a distance of 254.56 feet to an iron pin, thence S. 81 degrees 46' 49" W. a distance of 1,176.69 feet to an iron pin, thence S. 62 degrees 09' 17" W. a distance of 339.72 feet to an iron pin, thence S. 58 degrees 42' 57" W. a distance of 91.54 feet to a point, said point being located on the center line of Township Road 462, thence N. 25 degrees 27' 00" W. along said center line a distance of 158.78 feet to a point, thence N. 30 degrees 40' 00" W. along said center line a distance of 139.50 feet to a point, thence N. 19 degrees 49' 57" W. along said center line a distance of 188.24 feet to a point, thence N. 51 degrees 00' 00" W. along said center line a distance of 91.87 feet to a point, thence N. 75 degrees 27' 00" W. along said center line a distance of 54.57 feet to a point, thence N. 25 degrees 01' 25" W. a distance of 20.00 feet to an iron pin, thence N. 25 degrees 01' 25" W. a distance of 55.40 feet to the true place of beginning.

The above described tract contains 8.162 more or less acres including public road right of way.

A survey of the property was made by Jim Gule, Registered Surveyor No. 596, State of Ohio. Praying therein that said territory be annexed to the Village of Millersburg, in the manner provided by law and designating the undersigned as their agent in securing such annexation. The said Board of Commissioners has fixed the 15th day of December, 1975, as the time for hearing said petition at the office of the Commissioners in the County Commissioners Court House Building, Millersburg, Ohio. Thomas D. Girdleberger Agent for the Petitioners

THE STATE OF OHIO "EXHIBIT B" Holmes County, ss.

I, Teresa R. Mackey, of The Holmes County Farmer-Hub

a newspaper of general circulation within said Holmes County, being duly sworn, depose and say that the notice of which the annexed is a true copy was published in said newspaper, non consecutive weeks, commencing on the 23rd day of October

A. D., 1975, Teresa R. Mackey, acofs.

SWORN TO AND SUBSCRIBED before me this 15th day of December 1975

By: [Signature]
Prinner's Fee \$ 147.94
Affidavit \$ 80
TOTAL \$ 148.74
JUANITA BARTON
Notary Public, Holmes County, Ohio
My Commission Expires Aug. 22, 1978

VCL 195 PAGE 764

PETITION BY INHABITANTS FOR ANNEXATION.

To the Commissioners of Holmes County, State of Ohio:

The undersigned, being a majority of the adult freeholders residing on the following described territory situated in the county of Holmes and adjacent to the Village of Millersburg, to wit:

TRACT 1: Being part of Section 20, fourth quarter, T9N, R7W, U.S.M.L. Hardy Township, Holmes County, Ohio and more particularly described as follows:

Commencing at a point, said point being located at the N.W. Corner, Section 20, R7W, T9N, U.S.M.L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 also being along the Millersburg Corporation line a distance of 96.18 feet to an iron pin, said iron pin being the true place of beginning,

thence S 88° 00' 00" E. along said Section 20 north line and said Millersburg Corporation Line a distance of 67.97 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 55.40 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 20.00 feet to a point, said point being located on the center line of Township Road 468,

thence N. 75° 27' 00" W. along said center line a distance of 78.99 feet to a point,

thence N. 26° 01' 26" W. a distance of 20.00 feet to an iron pin,

thence N. 26° 01' 26" W. a distance of 35.96 feet to the true place of beginning.

The above described tract contains 0.0905 ± acres including public road right of way.

TRACT 2: Being part of Section 20, fourth quarter, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio and more particularly described as follows:

Commencing at a point, said point being located at the N.W. corner, Section 20, T9N, R7W, U.S.M.L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 and also being along the Millersburg Corporation line a distance of 96.18 feet to an iron pin,

RECEIVED
OCT 14 1975
DARRIN GUNZ

Thomas D. Gindlesberger
Attorney at Law
The Lincoln Building
Millersburg, Ohio

"EXHIBIT C"

- 2 -

thence S. 88° 00' 00" E. along said Section 20 north line and said Millersburg Corporation Line a distance of 67.97 feet to an iron pin, said iron pin being the true place of beginning.

thence S. 88° 00' 00" E. along said north line and said corporation line a distance of 304.68 feet to an iron pin,

thence S. 88° 00' 00" E. along said north line and said corporation line a distance of 1,070.85 feet to an iron pin,

thence S. 56° 18' 46" W. a distance of 92.12 feet to an iron pin,

thence S. 43° 20' 19" W. a distance of 205.46 feet to an iron pin,

thence S. 76° 35' 51" W. a distance of 254.96 feet to an iron pin,

thence S. 81° 46' 49" W. a distance of 117.69 feet to an iron pin,

thence S. 62° 09' 17" W. a distance of 339.72 feet to an iron pin,

thence S. 58° 42' 57" W. a distance of 91.54 feet to a point, said point being located on the center line of Township Road 468,

thence N. 25° 22' 09" W. along said center line a distance of 150.78 feet to a point,

thence N. 30° 50' 09" W. along said center line a distance of 118.60 feet to a point,

thence N. 39° 49' 52" W. along said center line a distance of 198.58 feet to a point,

thence N. 51° 09' 09" W. along said center line a distance of 91.87 feet to a point,

thence N. 75° 27' 00" W. along said center line a distance of 58.57 feet to a point,

thence N. 26° 01' 26" W. a distance of 20.00 feet to an iron pin,

thence N. 26° 01' 26" W. a distance of 55.40 feet to the true place of beginning.

The above described tract contains 8.162 ± acres including public road right of way.

A survey of this property was made by Jim Gute, Registered Surveyor No. 5935, State of Ohio.

An accurate map of which territory is hereto attached;

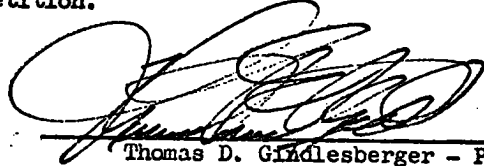
Respectfully petition that the said above described territory may be annexed to the Village of Millersburg.

VOL 195 PAGE 766

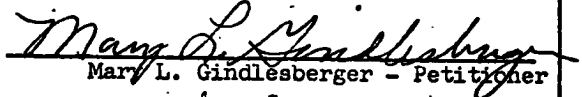
- 3 -

And Thomas D. Gindlesberger is hereby authorized to act as agent of the petitioners in securing such annexation. Orrie G. Gerber and Lou Anne Gerber, husband and wife, are the owners of Tract No. 1 described herein as proposed for annexation to the Village of Millersburg. Thomas D. Gindlesberger and Mary L. Gindlesberger, husband and wife, are the owners of Tract No. 2 described herein as proposed for annexation to the Village of Millersburg.

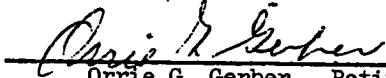
A map marked "Map of territory to be annexed to the Village of Millersburg," is attached to the petition.



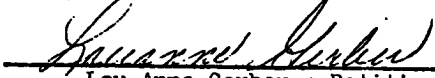
Thomas D. Gindlesberger - Petitioner



Mary L. Gindlesberger - Petitioner



Orrie G. Gerber - Petitioner



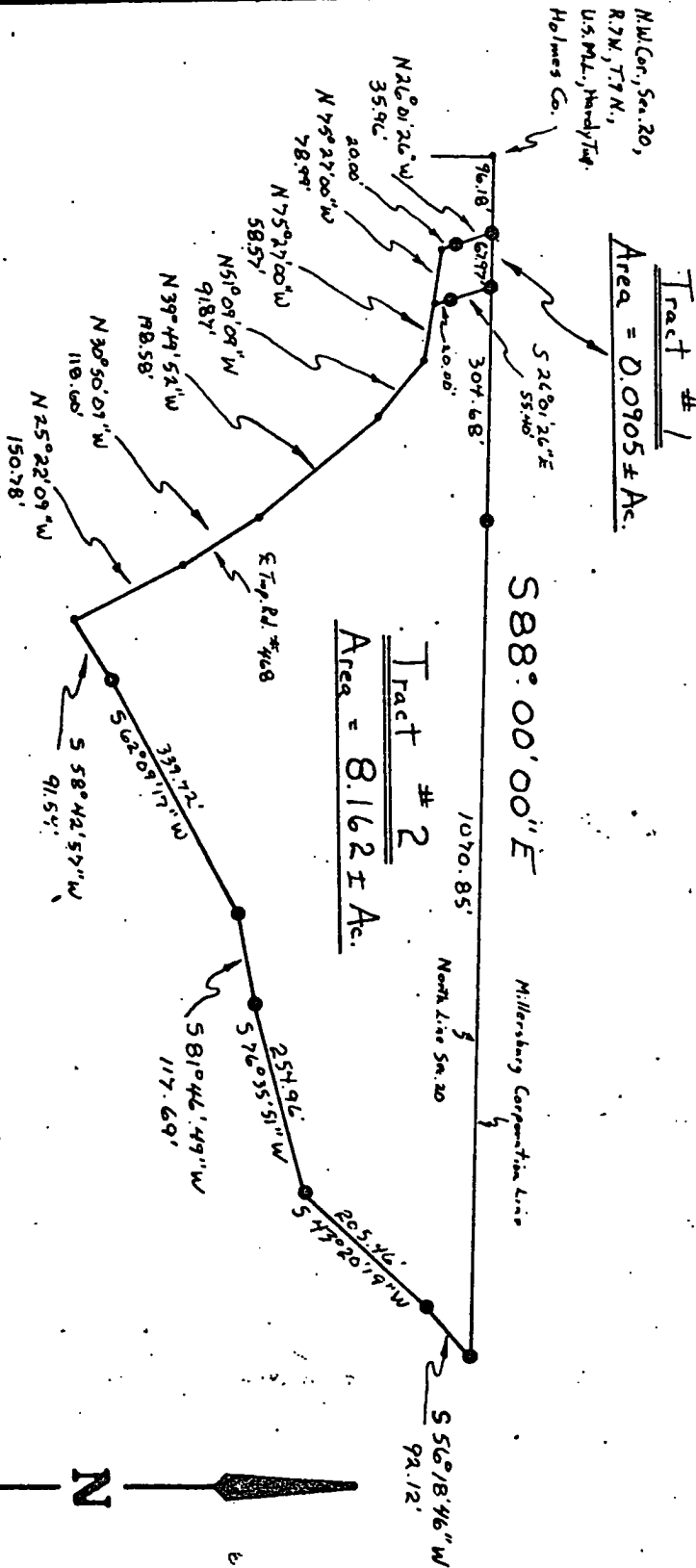
Lou Anne Gerber - Petitioner

Thomas D. Gindlesberger
Attorney at Law
The Lincoln Building
Millersburg, Ohio

THE COSHOCTON LAND SURVEYING SERVICE
 233 S. FOURTH ST. COSHOCTON, OHIO 43812

BEING PART OF: LOT ~
 SEC. 20
 QUAR. 4th
 T9N, R7W U.S.M.L.
 TOWNSHIP Handy
 COUNTY Holmes

SURVEY FOR:
 DATE: October 1975
 SCALE: 1" = 200'



Plat of Land Proposed for Annexation
to the Village of Millersburg

I hereby certify the above plat to be correct to the best of my knowledge and belief.

THE COSHOCTON LAND SURVEYING SERVICE
 REGISTERED SURVEYOR

VOL 195 PAGE 768

JIM GUTE

Registered Engineer and Surveyor

THE COSHOCTON LAND SURVEYING SERVICE

233 SOUTH FOURTH STREET

COSHOCTON, OHIO 43812

OFFICE: 614-622-4348
HOME: 614-649-8698DESCRIPTION OF LAND PROPOSED FOR ANNEXATION TO THE VILLAGE OF MILLERSBURG DATED OCT., 197Tract 1

Being part of Section 20, fourth quarter, T9N, R7W, U. S. M. L., Hardy Township, Holmes County, Ohio and more particularly described as follows:

Commencing at a point, said point being located at the N. W. Corner, Section 20, R7W, T9N, U. S. M. L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 also being along the Millersburg Corporation line a distance of 96.18 feet to an iron pin, said iron pin being the true place of beginning,

thence S. 88° 00' 00" E. along said Section 20 north line and said Millersburg Corporation Line a distance of 67.97 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 55.40 feet to an iron pin,

thence S. 26° 01' 26" E. a distance of 20.00 feet to a point, said point being located on the center line of Township Road 468,

thence N. 75° 27' 00" W. along said center line a distance of 78.99 feet to a point,

thence N. 26° 01' 26" W. a distance of 20.00 feet to an iron pin,

thence N. 26° 01' 26" W. a distance of 35.96 feet to the true place of beginning.

The above described tract contains 0.0905⁺ acres including public road right-of-way.

Tract 2

Being part of Section 20, fourth quarter, T9N, R7W, U. S. M. L., Hardy Township, Holmes County, Ohio and more particularly described as follows:

Commencing at a point, said point being located at the N. W. corner, Section 20, T9N, R7W, U. S. M. L., Hardy Township, Holmes County, Ohio,

thence S. 88° 00' 00" E. along the north line of said Section 20 and also being along the Millersburg Corporation line a distance of 96.18 feet to an iron pin,

thence S. 88° 00' 00" E. along said Section 20 north line and said Millersburg Corporation Line a distance of 67.97 feet to an iron pin, said iron pin being the true place of beginning,

thence S. 88° 00' 00" E. along said north line and said corporation line a distance of 304.68 feet to an iron pin,

thence S. 88° 00' 00" E. along said north line and said corporation line a distance of 1,070.85 feet to an iron pin,

thence S. 56° 18' 46" W. a distance of 92.12 feet to an iron pin,

thence S. 43° 20' 19" W. a distance of 205.46 feet to an iron pin,

thence S. 76° 35' 51" W. a distance of 254.96 feet to an iron pin,

thence S. 81° 46' 49" W. a distance of 117.69 feet to an iron pin,

thence S. 62° 09' 17" W. a distance of 339.72 feet to an iron pin,

thence S. 58° 42' 57" W. a distance of 91.54 feet to a point, said point being located on the center line of Township Road 468,

JIM GUTE

Registered Engineer and Surveyor

THE COSHOCTON LAND SURVEYING SERVICE

233 SOUTH FOURTH STREET

COSHOCTON, OHIO 43812

OFFICE: 614-622-4545
HOME: 614-343-9893

thence N. 25° 22' 09" W. along said center line a distance of 150.78 feet to a point,

thence N. 30° 50' 09" W. along said center line a distance of 118.60 feet to a point,

thence N. 39° 49' 52" W. along said center line a distance of 198.58 feet to a point,

thence N. 51° 09' 09" W. along said center line a distance of 91.87 feet to a point,


thence N. 75° 27' 00" W. along said center line a distance of 58.57 feet to a point,

thence N. 26° 01' 26" W. a distance of 20.00 feet to an iron pin,

thence N. 26° 01' 26" W. a distance of 55.40 feet to the true place of beginning.

The above described tract contains 8.162⁺ acres including public road right-of-way.

I hereby certify the above description to be correct based upon a survey performed by me.



Jim Gute
Registered Surveyor No. 5935



VOL 195 PAGE 770

"EXHIBIT D"

Millersburg, Ohio., December 15, 1975

THE MINUTES

Holmes County Commissioners Warren Massie, Ralph Kasner, and John Giaque responded "Present" to call of roll at regular meeting convening at 10:00 a.m., Monday, Dec. 15, 1975. Minutes of last meeting were read and approved.

SUPPLIES PURCHASE AUTHORIZED, BOARD OF EDUCATION

Robert Lee, Supt., Holmes County Board of Education, was authorized by Commissioners to purchase supplies for his office as follows:

<u>Item</u>	<u>Source of Supply</u>	<u>Cost</u>
8-ft. step ladder	Holmes Lumber & Building Center	\$26.50
8-ft (F96,T12) floures-cent lights--case of 12	Millersburg Electric	35.52

Mr. Kasner's motion sanctioning the above was seconded by Mr. Giaque; roll-call vote: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes.

APPOINTMENT (W. J. GORMAN) TO 648 BOARD

A motion was introduced by Mr. Ralph Kasner and seconded by Mr. John Giaque to appoint William J. Gorman to a -year term on the Community Mental Health & Retardation Board of Wayne and Holmes County as a replacement for William Caskey, said term effective as of this date-- December 15, 1975. Vote on the motion, upon call of roll, was Warren Massie, yes; Ralph Kasner, yes; John Giaque, yes.

TRANSFER OF FUNDS, COUNTY RECORDER'S APPROPRIATIONS

As requested by Holmes County Recorder, Richard Graven, Commissioners transferred funds within his 1975 appropriations as follows and as moved by Mr. Kasner; purpose of the transfer is for the purchase of necessary office needs.

<u>From</u>	<u>To</u>	<u>Amount</u>
Fund 6-B-8	Fund 6-B-3	\$44.75
Fund 6-B-3	Fund 6-B-9	4.11

Vote on the motion, seconded by Mr. Giaque, as roll was called: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes.

VOL 195 PAGE 771

EXTENSION OF TAX-PAYMENT DEADLINE

In accordance with Mr. Giaque's motion, seconded by Mr. Kasner, Commissioners extended the deadline date for payment of real-estate taxes to January 20, 1976; vote, upon call of roll, was Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes.

BIDS RECEIVED—RAZING OF BUILDINGS ON COURT STREET

The hour of 2:00 p.m., Monday, December 15, 1975, having arrived as the time set as advertised for receiving sealed proposals for the razing of structures presently situated on In-Lot #158, Court Street, in the Village of Millersburg, Mr. Kasner made a motion to so receive and open bids at this time. Mr. Giaque seconded the motion which received the following vote upon call of roll: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes.

1. DATE: Dec. 12, 1975
 TO: Holmes County Commissioners
 FROM: McConnell Contracting, Inc., Rt. No. 1,
 P. O. Box 394, West Lafayette, Ohio 43845
 SUBJECT: Structure Razing - Lot 158, Millersburg, Ohio

We hereby submit the following bid price for the removal of the above structures as per your specifications in the advertisement for bid:

Lump Sum for structures removed, \$4,800.00

Submitted by (signed) Richard R. McConnell, President

2. BENTON BRIDGE CO.
 2575 Cleveland Road, Wooster, Ohio

PROPOSAL submitted to: Holmes County Commissioners

DATE: December 15, 1975

JOB NAME/LOCATION: Demolishing of structures, Millersburg, Ohio, presently located on In-Lot #158, per advertisement.

Bond in the amount of \$5,000.00 will be furnished The Board of Holmes County Commissioners if Benton Bridge Company is the successful bidder.

Bid for the total sum of . . . \$1,820.00

Authorized signature: R. T. Menez

3. WALTER JONES CONSTRUCTION CO., Wooster, Ohio
 December 12, 1975

Holmes County Commissioners

County Court House

Millersburg, Ohio 44654 Re: Bid for Razing house and garage In Lot no. 158

Gentlemen:

VOL 195 PAGE 772

We wish to quote a lump sum of \$2449.00 to raze the house and garage on in lot No. 158, Millersburg, Ohio as per specification as per legal notice in Holmes County Hub.

If you wish to have the basement willed with bank run gravel this would cost \$490.00.

This work could be done in the Month of January, 1976 weather permitting.

Yours very truly
(Signed) Clarence R. Barnes

4.

HOLMESVILLE AUTO WRECKING
RD #1, Box 55B, Holmesville, Ohio

Dec. 11, 1975

BID ON LOT NO. 158: To wreck buildings and clean up and save the listed things wanted, I would start as soon as finished with Paul Reining's places working on now. Bond will be covered by Clyde White Agency, Wooster: \$2,800.00

Thank you. (Signed) Owen Henney

5. V.O. MENUEZ & SON, INC.
615 Wooster Road, Millersburg, Ohio

December 15, 1975

Holmes County Commissioners
Court House
Millersburg, Ohio 44654

Re: Razing of structures
on Inlot #158

Gentlemen:

We propose to furnish all equipment and labor necessary to clear the buildings from in-lot #158 for the lump sum of \$6.475.00.

Sincerely yours,
(signed) Jan L. Menuez, President

BID AWARDED—RAZING OF STRUCTURES ON COURT STREET

Mr. Giauque's motion to award the bid for razing structures presently situated on Inlot #158 in the Village of Millersburg (Court Street) to Benton Bridge Company as per their submitted proposal of \$1,820.00 was seconded by Mr. Kasner. Motion vote, upon call of roll: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giauque, yes.

BIDS ADV. (ROAD-MAINTENANCE MATERIAL, CO. HIGHWAY DEPT.)

Commissioners voted unanimously--Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes--to publish the following legal notice as moved by Mr. Kasner and seconded by Mr. Giaque.

BID NOTICE

Sealed bids will be received at the Commissioner's Office in the Holmes County Court House on Dec. 29, 1975, at 2:00 p. m., for furnishing the Holmes County Highway Dept. with Bituminous Cold Mix and Bituminous Hot Mix for the year 1976. Bidding blanks can be obtained from the Holmes County Engineer's office.

The Holmes County Commissioners reserve the right to reject any or all bids.

(signed) Darrell Conkle, Clerk

BIDS ADV. (VOTING AND TABULATING EQUIPMENT/SYSTEM, BOARD OF ELECTIONS)

Members of the Board of Elections, Holmes County--Paul Moreland, Albert Appleby, Kenneth Sutherland and Russell Fetter--together with Donald L. Whitman, representing Computer Election Systems, Massillon, Ohio, appeared before the Commissioners in support of the Director's (Madeline Appleby) recommendation by letter to Commissioners for "some type of voting system . . . in view of the changes of the Ohio Elections Laws . . ." After a discussion of the subject, Mr. Kasner moved to advertise for bids as follows and vote on the motion, seconded by Mr. Giaque, upon call of roll was Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes.

NOTICE TO BIDDERS

Sealed bids will be received until December 29, 1975, at 10:00 o'clock a.m., by the Board of Holmes County Commissioners for a voting and tabulating system for use in Holmes County by the Holmes County Board of Elections.

All bids must comply with Chapters 3506 or 3507 of the Ohio Revised Code and must be for systems and equipment approved by the Board of Examiners and the Secretary of State of Ohio.

Specifications may be obtained from the County Commissioners office, Court House, Millersburg, Ohio.

The Board of Holmes County Commissioners reserves the right to accept or reject any or all bids.

HOLMES COUNTY COMMISSIONERS
(signed) Darrell Conkle, Clerk

VOL 195 PAGE 774

PAY-BILLS MOTION

Mr. Giaque moved that the following bills which have been properly filed and duly signed be and are authorized paid; Mr. Kasner seconded the motion with the resulting roll-call vote: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes.

GENERAL FUND

Ralph Kasner	1-A-8	Travel exp., mtg. at Canton, 12/2/75(Juv. Att) \$	9.96
John Giaque	1-A-8	Exp., winger convention, CCAO, Dec. 7-10, 1975	86.79
State Autom. Mutual Ins. Co.	14-A-1	Prem. (2nd)--Pol. 881224	507.28
The Close Irving Ins. Agency	14-A-1	Additional prem., Pol. GA 845 680	235.00
XEROX Corp.	1-A-11	Meter use., feature chg.	525.00
R. & G. Pickup Service	1-A-16	Hauling--Nov., Bd. of Ed. office	5.00
Otis Elevator Co.	1-A-11	Mainten. chg., Dec., 1975--Court House Elevator	191.44
Millersburg Electric	4-B-11	Light bulbs	70.08
Holmes Lumber & Bldg. Center	4-B-11	Misc. custodial supplies	41.86
Millersburg Electric	4-B-13	Misc. (labor on power failure, etc.)	59.41
Columbia Gas of Ohio, Inc.	4-B-14	Gas-Misc. County Departments	631.45
Office Appliicance Co.	1-B-3	Pen, desk cleaner - Aud. Off.	7.11
Burroughs Corp.	1-B-3	Trays, rolling table - Aud.	357.54
Harold Wheaton, P. M.	1-B-3	Stamped envelopes (box) - Aud.	53.55
Burroughs Corp.	1-B-3	Disburser - Aud.	901.25
Burroughs Corp.	1-B-3	Paper, single-ply action - Aud.	199.25
Darrell Conkle, Aud.		Exp., winter convention of Aud. Assoc.	102.58
Office Appliance Co.	LB	Clip boards, auto lic. bureau	1.98
Mark Rohrer	LB	Postage, misc. supplies (reimbursement) Lic. Bur.	46.20
Wooster Office Equipment	1-C-3	Service Contract, Rem. Adder-Treas.	34.20
Susan Miller		Court Stenog. chg. for Opinion	3.67
Young Music & Sound	2-B-3	Scotch cassettes C90 (3) - C. P. Court	8.55
Susan Miller		Court Stenog. chg. for Opinion	19.68
Ohio State Bar Assoc.	2-B-3	1976 dues, Ohio State Bar Assoc.-C.P. Judge	75.00
James H. Estill		Exp., C.P. Judges Winter Seminar, Dec. 4-6	183.92
Ohio State Bar Assoc.	2-D-3	1976 dues, Ohio State Bar Assoc.-Prob. Judge	75.00
William Lilienthal & Sons	2-D-3	Legal Supplies - Probate Court	120.00
Maynard Mohr	2-C-35	Nov. mileage - Prob. officer.	151.32
Harold Wheaton, P. M.	2-C-36	Envelopes - Probate Court	142.40
DAK Supply Corp.	2-E-3	Supplies - Clk. Cts.	41.98
L. R. Dye & Sons, Inc.	2-E-3	Car-title appl., Clk. Cts.	31.26
David Noble, Atty.		Defense Indig. Persons - Co. Court	50.00
Susan Miller		Ct. Reporter chg. - County Court	82.00
Jean Stoner		Baliff - Co. Court (Novem.)	40.00
Young Music & Sound	2-G-3	Tape - County Court	11.25
Miller Pharmacy, Inc.		TB med. (E. Kandel)	68.20
Richard Graven		Exp., Ohio Recorders Assoc. convention	56.70
Harold Wheaton, P. M.	6-A-3	Stamps - Sheriff	20.00
Claire Weiss	6-A-6	Jail meals - Nov. 1975	387.89
Darryl D. Weiss		Exp., convention of Buckeye State Sheriff Assoc.	300.00

DOG & KENNEL FUND

Killbuck Elevator	B-11	Dog feed	\$ 36.50
Larry Fath		Salary, Dep. Dog Warden	70.35

COUNTY HOME FUND

Treas. of State	9-A-3	Government-donated foods-Nov.	3.00
Michael's Dept. Store	9-A-3	Misc. merchandise	19.15
Benton Builders	9-A-3	Aluminum gutter, hangers	54.60
Millersburg Electric	9-A-3	Labor, parts	77.50
Mrs. Joanne Donavon	9-A-3	Amway products	83.00
Continental Coffee Co.	9-A-3	Coffee, tea	155.50
Clifford Bekewtih	9-A-3	Apples	90.00
Seese shoe Store	9-A-3	Boots	21.45
Akron-Coco Cola Bottling Co.	9-A-3	Beverages	42.60
Sears Roebuck Co.	9-A-3	Repair part (mixer)	1.75
Continental Coffe Co.	9-A-3	Coffee, tea	150.72
West Holmes F.F.A.	9-A-3	Fruit	28.00
Frank Brumme	9-A-3	Fruit	7.00
Barnhart Market	9-A-3	Groceries	94.50
Smith Dairy Products Co.	9-A-3	Dairy products, Nov.	425.31
Holmes Co. Health Dept.	9-A-3	Food-service fee	1.00
Acme-Monarch	9-A-3	Groceries	750.72
Holmesville Elevator	9-A-3	Feed, grinding	290.91
Stark Surgical Supply Co.	9-A-3	Medical Supplies	271.58
Frank Brumme	9-A-3	Boiler parts	17.76
R. & G. Pickup Service	9-A-6	Hauling, Nov.	10.00
Norman's Bakery	9-A-3	Bread, pastry	159.60
Rodhe's IGA	9-A-3	Groceries	103.46
Buss Farm Supply, Inc.	9-A-4	Misc. equipment, supplies	126.69
L. R. Dye & Sons, Inc.	9-A-5	Misc. (welding, supplies, etc.)	309.45
k & L Equipment Co.	9-A-5	Repair parts, supplies	21.69
Bob's Tractor Sales, Inc.	9-A-5	Repair parts, service	64.00
Calhoun Electric & Machine Shop	9-A-5	Labor, ignition repair	9.50
Millersburg Tire Service	9-A-5	Tire, tube	33.14
Scheetz Welding Service	9-A-5	Repairs—corn picker, tractor	48.00
Horrisberger Implement Co.	9-A-5	Misc. repair parts—tractor	50.26
William A. Powell, M.D.	9-A-6	Med. service	58.00
Central Exterminating Co.	9-A-6	Pest control - Nov.	17.00
Columbia Gas of Ohio, Inc.	9-A-6	Gas	596.83
Ohio Power Co.	9-A-6	Electric current	416.46
Connie Schuch	9-A-14	Nespaper (PLAIN DEALER) delivery	11.25

PUBLIC ASSISTANCE FUND

Mrs. Howard Clark	H-5	Rent	200.00
Mrs. Ruth McCoy	H-5	Rent	80.00
Margaret Dick	H-5	Rent	75.00
Barnhart Bros., Inc.	H-5	Gas	14.00
Victor R. Brown	H-5	Rent	125.00
Mrs. Junior Vaughn	H-33	Travel	20.00
DeWitt Drugs	H-6	Medical	9.00

VOL 195 PAGE 776

The Wooster Clinic, Inc.	H-6	Medical	\$ 6.00
The Killbuck Savings Bank	H-8	Food stamps (adm)	34.40
The Adams Bank	H-8	Food Stamps (Adm)	145.60
Dan DeHass	H-9	Rent (Adm)	550.00
The Ohio Citizens Council	H-2	Supplies (Adm)	12.00
Ohio Welfare Conference	H-2	Supplies (Adm)	5.00
Kandels Hardware	H-2	Supplies (Adm)	49.59
Millersburg Furniture Store	H-2	Supplies (Adm)	13.95
Mortons	H-2	Supplies (Adm)	540.13
D. Jean Gallion	H-11	Travel (Adm)	109.89

MAINTENANCE FUND

Millersburg Electric	K-4	Bulbs, etc.	1.89
Kline Lumber & Hardware	K-4, K-43	Nails, etc.	126.60
Robert L. Kasner	K-10	Exp., CEAO Convention	6.00
Fred Huebner, et al.	K-11, K-25, K-38, -40	Maint. payroll, 11/28/75	13,342.30
Service Supply, Ltd.	K-12	Signs, freight	465.68
John Judy	K-12	Back hoe work, CR#50	95.00
Dave Aikman	K-12	Cinders	2,646.00
Dept. of Nat. Resources, Div.	K-12	Guardrail posts	1,460.00
Forestry			
Edwards Sheet Metal Works	K-26	Culvert	1,536.00
Buckeye Culvert & Supply Co.	K-26	Culvert	740.30
Briar Hill Stone Co.	K-26	Scrap stone	152.01
Edwards Sheet Metal Works, Inc.	K-26	Culvert	640.00
Gomer Jenkins, Jr.	K-26	Culvert	352.88
Ohio Power Co.	K-39	Electricity, outdoor light	75.99
Buss Farm Supply	K-39	Misc. supplies	42.20
Glendale Burdett Oxygen	K-39	Winter Liners	42.00
Columbia Gas of Ohio, Inc.	K-39	Gas - Co. Garage	58.05
Mosier Communication Service	K-39	Radio Service	141.25
Independent Towel Supply	K-39	Towel service - Co. Garage	12.00
Ashland Petroleum Co.	K-42	Gasoline, kerosene	4,223.55
State Autom. Mutual Co.	K-42	Prem. (portion), Pol 881-224	834.72
Wooster Glas Co.	K-43	Installing new glass	24.24
Walkerow Alignment	K-43	Alignment, Equip. #1	17.41
Snyder Bros. Sales & Service	K-43	Misc. repair parts	114.62
Millersburg Tire Service	K-43	Tires, repairs, etc.	229.42
Millersburg Tire Service	K-43	Tires	1,860.48
Ohio Industrial Supply, Inc.	K-43	Paint, parts, supplies	218.93
Kar Products, Inc.	K-43	Misc. repair parts	174.81
Kauffman Tire Service, Inc.	K-43	Tires (16)	1,726.24
Killbuck Equipment, Inc.	K-43	Repair parts, supplies	220.80

APPOINTMENT, 169 BOARD (PAUL MILLER)

A motion was made by Mr. Giaouque and seconded by Mr. Kasner to appoint Paul Miller, local attorney, to the Holmes County Board of Mental Retardation for a 5-year term beginning January 6, 1976; Mr. Miller will replace Roger Peck on the 169 Board. Vote: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaouque, yes.

TRUSTEE APPOINTMENT (B. HORN), MULTI-CO. JUV. ATT. SYSTEM

As recommended to them by Juvenile Judge of Holmes County, W. C. Piers, Commissioners appointed Betty L. Horn of the Holmes County to succeed herself for a term of five (5) years as trustee of the Multi-County Juvenile Attention System. This action was put into the form of a motion by Mr. Giaque and it was seconded by Mr. Kasner; roll-call vote: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes.

HEARING/ORDER FOR ANNEXATION TO VILLAGE OF MILLERSBURG (K. E. GLATT, ET AL.)

Commissioners held the hearing on a petition by K. E. Glatt and others (John W. Schuler, Agent) to annex certain territory situated in the County of Holmes and adjacent to the south corporation line of Millersburg to the Village of Millersburg. Said petition was received by Commissioners on October 6, 1975 (P.596, this volume) and notice of the hearing was published in the HOLMES COUNTY FARMER-HUB (local weekly publication) for the necessary four (4) consecutive weeks. Inasmuch as no objection was expressed, a motion was made by Mr. Kasner, seconded by Mr. Giaque, that Commissioners approve said annexation, the order for which follows:

ORDER OF ANNEXATION

The Commissioners of County of Holmes, State of Ohio, having heard the Petition of K. E. Glatt, and others to obtain the annexation of the territory in their Petition described, to the Village of Millersburg, Ohio, and having at an open meeting heard all the persons desiring to be heard for or against the granting of said Petition and having considered the affidavits presented with reference thereto, and being fully advised find:

1. The Petition contains all matters required in Section 709.02 of the Revised Code;
2. Notice has been published as required by Section 709.03.1 of the Revised Code;
3. The persons whose names are subscribed to the Petition are the owners of real estate in the territory described in the Petition and, as of the time the Petition was filed with this Board of County Commissioners, the number of valid signatures on the Petition constitute a majority of the owners of real estate in the territory proposed to be annexed;
4. The territory included in the Annexation Petition is not unreasonably large;
5. The plot of the territory to be annexed is accurate; and

VOL 195 PAGE 778

6. The general good of the territory sought to be annexed will be served if the Annexation Petition is granted.

It is hereby ordered that the prayer of said Petition be granted and that the territory described in said Petition be annexed to the Village of Millersburg, Ohio, in accordance with the law and that a certified transcript, signed by a majority of this Board, of all the orders and proceedings of this Board relative to said Petition and hearing thereon, together with said Petition and the map attached hereto, and all the papers on file relating to said matter, be delivered to the Auditor or Clerk of the Village of Millersburg, Ohio.

COMMISSIONERS OF HOLMES COUNTY, STATE OF OHIO
(Signed) Ralph Kasner, Warren Massie, John Giaque

Roll-call vote on Mr. Kasner's motion: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes.

PETITION HEARING/ANNEXATION ORDER (GINDLESBERGER; GERBER)

Likewise, a petition (received by Commissioners on October 14, 1975, p. 601 this Journal) to annex certain territory (Thomas and Mary L. Gindlesberger, Orrie G. and Louanne Gerber—Landowners/Petitioners) to the Village of Millersburg was heard, as scheduled, during which time no objection was voiced to the proposed annexation. Commissioners voted (Mr. Massie, yes; Mr. Kasner, yes; Mr. Giaque, yes) their approval of same, the order for which follows, as moved by Mr. Giaque and seconded by Mr. Kasner.

ORDER OF COUNTY COMMISSIONERS FOR ANNEXATION

The Commissioners of the County of Holmes, State of Ohio, proceeding this 15th day of December, 1975, to hear the petition of Thomas D. Gindlesberger, Mary Lou Gindlesberger, Orrie G. Gerber and Louanne Gerber to obtain the annexation of the territory in their petition described to the Village of Millersburg, and having in open meeting heard all the persons desiring to be heard for or against the granting of said petition and being fully advised find that said petition contains all the matters required by law, that its statements are true, that the territory sought to be annexed is adjacent to the said Village of Millersburg; that the petition contains a full description of said territory; that the map of said territory attached to the petition is accurate; that said petition is signed by a majority of the adult freeholders residing in the territory sought to be annexed; that the required legal notice of the petition has been given, and that it is right and proper that said petition should be granted.

It is hereby ordered that the prayer of said petition be granted, and that the territory described in said petition may be annexed to the Village of Millersburg in accordance with law, and that a certified transcript signed by a majority of this Board of all the orders and proceedings of this board relative to said petition and hearing thereon, together with said petition and map attached thereto, and all the papers on file relating to said matter be deposited at once with the Clerk of the Village of Millersburg.

HOLMES COUNTY COMMISSIONERS (signed) Ralph Kasner, John Giauque, Warren Massie

WARNING PLAN, DISASTER SERVICES

A Warning Plan for Holmes County submitted to Commissioners by the Director of Holmes County Disaster Services, Clarence Chambers, was signed-- and accepted--by them as moved by Mr. Kasner and seconded by Mr. Giauque; roll-call vote: Mr. Massie, yes; Mr. Kasner, yes; Mr. Giauque, yes.

ADJOURN MOTION*

COMMISSIONERS

/s/ Warren Massie
Warren Massie, Commissioner
/s/ Ralph Kasner
Ralph Kasner, Commissioner
/s/ John Giauque
John Giauque, Commissioner

ATTEST: /s/ Sara Richards Deputy Clerk
Sara Richards, Clerk

**
*

*This being all the business to transact for the day, a motion to adjourn was made by Mr. Kasner and seconded by Mr. Giauque; motion carried.

VOL 195 PAGE 780

"EXHIBIT E"

ORDER OF COUNTY COMMISSIONERS FOR ANNEXATION

The commissioners of the County of Holmes, State of Ohio, proceeding this 15th day of December, 1975, to hear the petition of Thomas D. Gindlesberger, Mary Lou Gindlesberger, Orrie G. Gerber and Louanne Gerber to obtain the annexation of the territory in their petition described to the Village of Millersburg; and having in open meeting heard all the persons desiring to be heard for or against the granting of said petition and being fully advised find that said petition contains all the matters required by law, that its statements are true, that the territory sought to be annexed is adjacent to the said Village of Millersburg; that the petition contains a full description of said territory; that the map of said territory attached to the petition is accurate; that said petition is signed by a majority of the adult freeholders residing in the territory sought to be annexed; that the required legal notice of the petition has been given, and that it is right and proper that said petition should be granted.

It is hereby ordered that the prayer of said petition be granted, and that the territory described in said petition may be annexed to the Village of Millersburg in accordance with law, and that a certified transcript signed by a majority of this board of all the orders and proceedings of this board relative to said petition and hearing thereon, together with said petition and map attached thereto, and all the papers on file relating to said matter be deposited at once with the Clerk of the Village of Millersburg,

HOLMES COUNTY COMMISSIONERS

Ralph Kasner
Ralph Kasner, Commissioner

John Giaucque
John Giaucque, Commissioner

Warren Massie
Warren Massie, Commissioner

By: *Sara Richards*
Sara Richards, Clerk

108887

REC'D *October 10, 1976*
AT *4:17 O'CLOCK P.M.*
RECORDED *Oct. 4, 1976*
HOLMES CO. DEED VOL. 195 PG. 741
FEE: *\$41.00*

Richard ... RECORDER

This Instrument Prepared By:
Village of Millersburg, O

TRANSFER NOT NECESSARY

DATE *Oct 1 - 1976*

AUDITOR *Dwelle ...*

Thomas D. Gindlesberger
Attorney at Law
The Lincoln Building
Millersburg, Ohio