

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD  
THURSDAY, MAY 8, 1997

PRESENT: HOLMES R. SHAVER, PRESIDENT  
DAVID A. COUCH, COMMISSIONER  
ROBERT K. TEBAY, COMMISSIONER

On this date, the County Commission of Wood County met in regular session. They signed purchase orders, invoices and other correspondence.

On this date, the County Commission approved Erroneous Assessment Applications in regard to Personal Property for Hearthstone of WVA, c/o Robert R. Snider - City District (1996), Dawn B. Dye - Williams District (1996) and Amy Turner - Vienna District (1996).

At 9:30 A.M., came Nathan Peters represented by legal counsel, Michele Rusen, and presented to the County Commission of Wood County a Petition to Incorporate Mineral Wells Filed on Behalf of the Citizens for Incorporation of Mineral Wells in accordance with Chapter 8, Article 2, Section 1 et seq. of the Code of West Virginia, 1931 as amended. A date was not set for a Public Hearing by the County Commission until documentation, presented on this date, has been reviewed by the Office of the Prosecuting Attorney for Wood County. Therefore, on this date, the County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by David A. Couch and made unanimous by Holmes R. Shaver, did hereby ACCEPT the Petition to Incorporate and the accompanying map of the proposed incorporation.

At 10:00 A.M., the County Commission held a public hearing in regard to the Annexation of Property By Minor Boundary Adjustment-

Tygart District, Wood County, West Virginia. The Petitioner, the City of Parkersburg was represented by C. Blaine Myers, its Attorney. In view of the findings of fact made herein on May 8, 1997, this Commission accordingly concludes that the Petition herein is in proper form; that the area proposed to be annexed is a proper subject for annexation by minor boundary adjustment, and therefore, it is ORDERED that the following described property, formerly situate in the District of Tygart, Wood County, West Virginia, be and the same is, hereby annexed, by minor boundary adjustment, to the petitioner herein and, accordingly, the corporate limits of the City of Parkersburg be, and the same are, hereby changed by virtue of such annexation, to include said property described on the attachment with these minutes. Commissioner Shaver recused himself due to the fact he is a member of the Wood County Development Authority.

On this date, the County Commission of Wood County was in receipt of Grant Adjustment Notice Number Three (3) in regard to the Victims of Crime Act (VOCA) Assistance Program Grant Number 96-VA-006. The said Grant Adjustment Notice advises the County Commission that an additional amount of two hundred thirty dollars and fifty cents (\$230.50) will exist in the "Other" category of the aforementioned Grant funding. Such money will allow for the purchase of pamphlets that deal with victims of sexual assault. All documentation pertaining to the said Victims of Crime Act (VOCA) Assistance Program Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

On this date, the County Commission was in receipt of the Approval of the Request for Revision to Approved Budget from the

Department of Tax and Revenue, Charleston, West Virginia, in regard to Revision No. 15 in the General County Fund budget for the fiscal year 1996/1997. Receipt of said Approval is pursuant to an Order appearing in Order Book 60, at Page 87 and bearing the date of March 31, 1997, at which time the Request for Revision was signed by Holmes R. Shaver, President of the Wood County Commission. An Order was prepared regarding this matter.

On this date and pursuant to an Order appearing in Order Book 51, at Page 411 and bearing the date of April 1, 1991, dealing with the procedure policy for appointments to Boards and Authorities, the County Commission of Wood County announced that a vacancy exists on the Wood County Planning Commission. Said vacancy is due to a letter of resignation received from William Ambrose. Mr. Ambrose's term would have expired December 31, 1998. An Order was prepared regarding this matter.

On this date, came Mary R. Rader, Director of the Wood County Planning Commission, and presented to the County Commission of Wood County a plat of a revision to Dogwood Subdivision. The said revision consists of an additional 1.27 acres and a twenty-four foot (24') private drive to be added to Lot Number Five (5) of the aforementioned Dogwood Subdivision currently owned by Craig A. and Robin L. Wade. No requirements need to be met, other than a revised plat, since the aforementioned Dogwood Subdivision has been previously approved by both the Wood County Planning Commission and the Wood County Commission. The County Commission of Wood County did hereby give APPROVAL to the revised plat of Dogwood Subdivision, and upon a motion made by Robert K. Tebay, seconded by David A. Couch and

passed, did hereby AUTHORIZE Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, to sign the said revised plat of Dogwood Subdivision for recordation. An Order was prepared regarding this matter.

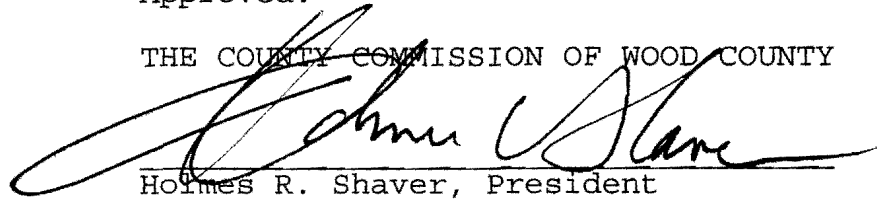
On this date, came Mary R. Rader, Director of the Wood County Planning Commission, and presented to the County Commission of Wood County a plat of Sand Castle Campgrounds Subdivision, Lots A through K. The said Sand Castle Campgrounds is located in Williams Taxing District, is being developed by Paul F. Giboney and consists of thirty-five (35) lots with the addition of Lots A through K. The aforementioned Subdivision is a summer campground with no permanent dwellings to be constructed; therefore, water and sewer facilities are not a requirement. A Homeowners' Association is currently in place to insure that improvements to the road are completed, and the additional Lots A through K will be incorporated in the existing homeowners' association. No additional bond will be required since the developer, Paul F. Giboney, is currently under a ten thousand dollars and 00/100ths cents (\$10,000.00) bond. Upon a motion made by Robert K. Tebay, seconded by David A. Couch and passed, the County Commission of Wood County did hereby APPROVE the plat of Sand Castle Campgrounds, Lots A through K for recordation and did hereby AUTHORIZE Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, to sign the aforementioned plat of the said Sand Castle Campgrounds, Lots A through K. An Order was prepared regarding this matter.

Having no further scheduled appointments or business to attend

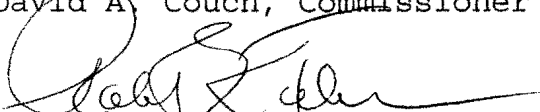
to, the County Commission adjourned at 12:00 Noon.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY

  
Holmes R. Shaver, President

  
David A. Couch, Commissioner

  
Robert K. Tebay, Commissioner

PURCHASE ORDERS SIGNED ON MAY 8, 1997

No.	22089	Wal-Mart	\$	275.52
	22273	Parkersburg Office Supply		419.51
	22275	Easton Printing Company		146.50
	22279	Assurance Business Forms		218.80
	22289	Sam's Club		192.32
	22361	Parkersburg Sentinel		561.28

These minutes should have been on Tape #34 , however due to the fact the tape was turned over instead of a new one put in, minutes were taped over.

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE:           **Annexation of Property By  
Minor Boundary Adjustment  
Tygart District, Wood  
County, West Virginia**

**FINAL ORDER**

This 8<sup>TH</sup> day of MAY, 1997, pursuant to the Order entered herein on the 14<sup>TH</sup> day of April, 1997, this proceeding came on for hearing before the County Commission of Wood County, West Virginia; and this day came Petitioner, the City of Parkersburg, a municipal corporation, by C. Blaine Myers, its City Attorney.

In view of the findings of fact made herein on May 8, 1997, this Commission accordingly concludes that the Petition herein is in proper form; that the area proposed to be annexed is a proper subject for annexation by minor boundary adjustment, and therefore, it is

**ORDERED** that the following described property, formerly situate in the District of Tygart, Wood County, West Virginia, be, and the same is, hereby annexed, by minor boundary adjustment, to the petitioner herein and, accordingly, the corporate limits of the City of Parkersburg be, and the same are, hereby changed by virtue of such annexation, to include said property described as follows:

Beginning at a point (18" walnut) in the existing Corporation Line of the City of Parkersburg, said point being the northwesterly corner of a tract of land described in a deed to Mineral Wells Associates, a West Virginia Limited Partnership, dated June 6, 1994, and recorded in Deed Book 933, Page 66 in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, South 53 degrees 51' 33" West 112.49 feet to a fence post found at the southwest corner of a tract of land described in a deed to Parkersburg/Wood County Area

Development Corporation, a West Virginia Corporation, dated February 8, 1996, and recorded in Deed Book 952, Page 806, in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, North 39 degrees 30' 55" West 786.80 feet to an iron pipe found; Thence North 74 degrees 57' 37" East 299.58 feet to a capped 1/2" iron rebar set; Thence North 22 degrees 47' 38" West 591.81 feet to an iron pipe found; Thence South 43 degrees 12' 06" West 79.73 feet to an iron pipe found; Thence South 43 degrees 10' 51" West 213.62 feet to an iron pipe found; Thence South 48 degrees 01' 06" West 30.24 feet to a capped 1/2" iron rebar set in the center of an alley; Thence North 38 degrees 01' 07" West 493.82 feet to an iron pipe found; Thence North 38 degrees 51' 32" West 834.70 feet to a capped 1/2" iron rebar set; Thence North 70 degrees 14' 09" East 90.10 feet to a capped 1/2" iron rebar set; Thence North 28 degrees 52' 16" East 322.87 feet to a capped 1/2" iron rebar set; Thence North 28 degrees 21' 37" West 85.96 feet to a capped 1/2" iron rebar set; Thence South 82 degrees 19' 47" West 467.11 feet to a capped 1/2" iron bar set; Thence North 48 degrees 46' 16" East 1214.85 feet to a capped 1/2" iron rebar set, said point being the northwesterly corner of a tract of land described in a deed to Lela Dye Page, dated February 15, 1996, and recorded in Deed Book 956, Page 567, in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, North 61 degrees 45'25" East 1509.11 feet to a capped 1/2" iron rebar set in the westerly controlled-access right-of-way line of Interstate Route 77, and in the existing Corporation Line of the City of Parkersburg; Thence South 26 degrees 42'30" East 400.00 feet to a capped 1/2" iron rebar (set); Thence South 27 degrees 39'47" East 300.04 feet to a capped 1/2" iron rebar (set); Thence South 26 degrees 42'30" East 467.00 feet to a capped 1/2" iron rebar (set); Thence, leaving the westerly controlled-access right-of-way line of Interstate Route 77, and the existing Corporation Line of the City of Parkersburg South 60 degrees 06'31" West 1025.62 feet to a capped 1/2" iron rebar (set); Thence, South 22 degrees 00'00" East 1129.16 feet to the northwesterly corner of a tract of land described in a deed to Mineral Wells Associates, a West Virginia Limited Partnership, dated September 29, 1995, and recorded in Deed Book 948, Page 841 in the Office of the Clerk of the County Commission of Wood County, West Virginia; Thence, North 53 degrees 43'52" East 1132.50 feet to the westerly controlled-access right-of-way line of Interstate Route 77, and the existing Corporation Line of the City of Parkersburg; Thence, with the said right-of-way line, South 26 degrees 44'44" East 719.38 feet; Thence, leaving the westerly controlled-access right-of-way line of Interstate Route 77, and the existing Corporation Line of the City of Parkersburg South 53 degrees 51'33" West 2101.50 feet to the beginning, containing 135.46 acres, as shown on the attached plat, which is made a part of this description.

Bearings are based on a survey made by Nelson B. Douglass, W.Va. Professional Surveyor No. 1241, dated January 18, 1996.

This description was written by Tom M. Henderson, LLS No. 718, and is based on instruments of record and the aforementioned survey by Nelson Douglass.

A plat of said property for the purposes of this Order of Annexation is attached hereto and incorporated herein by reference.

Dated this 8<sup>TH</sup> day of May, 1997.

ENTER:


COUNTY COMMISSION OF WOOD COUNTY

BY: David A Couch

Its President Pro Tem



Public Hearing - May 8, 1997

Charles Godfrey	150 Blain Ave	489-2386
Ken Foster	Rt. 1 (Blair Ave.) Box 37-D	489-9262
<del>Nedra Peter</del>	222 Windsor Dr. Mineral Wells	489-1115
Lorraine Connelly	9 Society Hill Rd, Mineral Wells	489-1623
Robert Gilbert	R#3 Box 196 Elizabeth	489-1787
Bill Wilson	Rt 1 - Box 29A Mineral Wells	489-1125
Donna Spurgeon	City of Parkersburg.	
Mark Whitley	City of Mesquite.	
C. BLAINE MYERS	"	
	Wood City Pros. Office.	424-1776
Jim Kinnert	Parkersburg Wood Co DC	422-5650

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EACH