

ORDINANCE NO. ORD-2018-15

AN ORDINANCE TO APPROVE THE PURCHASE OF A CONSERVATION  
EASEMENT UNDER THE MARYLAND RURAL LEGACY PROGRAM  
(*Re: Miller RLP Conservation Easement*)

RECITALS

1. The Maryland Rural Legacy Program ("RLP") provides the funding necessary to protect large, contiguous tracts of land and other strategic areas from sprawl development and to enhance natural resource, agricultural, forestry and environmental protection through cooperative efforts among State and local governments.

2. Protection is provided through the acquisition of easements and fee estates from willing landowners and the supporting activities of Rural Legacy Sponsors and local governments.

3. For FY 2018, Washington County (the "County") was awarded a RLP grant totaling \$1,359,000 (the "RLP Funds").

4. Paul F. Miller and Patricia B. Miller (collectively, the "Property Owner") are the fee simple owners of real property consisting of 24.59 acres, more or less, (the "Property") in Washington County, Maryland. The Property is more particularly described on Exhibit A attached hereto.

5. The County has agreed to pay the sum of approximately SEVENTY-THREE THOUSAND, SEVEN HUNDRED SEVENTY DOLLARS AND NO CENTS (\$73,770.00), which is a portion of the RLP Funds, to the Property Owner for a Deed of Conservation Easement on the Property (the "Miller RLP Conservation Easement").

THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Washington County, Maryland that the purchase of a conservation easement on the Property be approved and that the President of the Board and the County Clerk be and are hereby authorized and directed to execute and attest, respectively, all such documents for and on behalf of the County relating to the purchase of the Miller RLP Conservation Easement.

ADOPTED this 5<sup>th</sup> day of June, 2018.


ATTEST:

BOARD OF COUNTY COMMISSIONERS  
OF WASHINGTON COUNTY, MARYLAND

Vicki C. Lumm  
Vicki C. Lumm, Clerk

BY: Terry L. Baker  
Terry L. Baker, President

Approved as to legal sufficiency:



John M. Martirano  
County Attorney

Mail to:  
Office of the County Attorney  
100 W. Washington Street, Suite 1101  
Hagerstown, MD 21740

## EXHIBIT A - DESCRIPTION OF PROPERTY

All those lots, tracts or parcels of land, and all the rights, ways, privileges and appurtenances thereunto belonging or in anywise appertaining, situate in Election District No. 12, Washington County, Maryland, being part of the property identified by the State Department of Assessments and Taxation as tax account no. 12-004370, and being identified as:

RURAL LEGACY EASEMENT AREA 1 - 5.12 AC. ±)

RURAL LEGACY EASEMENT AREA 2 - 19.47 AC. ±

on a plat prepared by Triad Engineering, Inc. entitled "CREP EASEMENT PLAT UPON THE LANDS OF PAUL F. MILLER AND PATRICIA B. MILLER," dated March 28, 2018, and recorded on April 24, 2018 as Misc. Plat No. 732-733 among the Plat Records of Washington County, Maryland.

Being part of the same property which was conveyed from Michele Dolores Brown, Trustee of the Michele Dolores Brown Revocable Trust, dated August 20, 1991, to Paul F. Miller and Patricia B. Miller, husband and wife, by Deed dated April 9, 2004 and recorded in Liber 2332, Folio 736 among the Land Records of Washington County, Maryland.