

ORDINANCE NO. ORD-2017-13

**AN ORDINANCE TO APPROVE THE PURCHASE OF AN EASEMENT INTEREST  
IN REAL PROPERTY**

*(Bottom Road Drainage Project: Easement acquisition – part of 14923 Clear Spring Road,  
Clear Spring, Washington County, Maryland)*

RECITALS

1. The Board of County Commissioners of Washington County, Maryland (the "County") believes that it is in the best interest of the citizens of Washington County to purchase an easement interest in real property identified on the attached Schedule A (the "Easement") to be used for public purposes.
2. The County approved the purchase of the Easement on August 29, 2017.
3. A public hearing was not required by Section 1-301, Code of the Public Local Laws of Washington County, Maryland as the funds utilized to purchase the Easement are not to be expended from the General Fund of the County.
4. The purchase of the Easement is necessary for the Bottom Road Drainage Improvement Project in Washington County, Maryland.

THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Washington County, Maryland that the purchase of the Easement 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 Easement.

ADOPTED this 29<sup>th</sup> day of August, 2017.

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  
John M. Martirano  
County Attorney

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

## SCHEDULE A--DESCRIPTION OF PROPERTY

### **EASEMENT PROPERTY ACQUISITION: (Perpetual and Permanent Drainage Easement):**

All that parcel of land consisting of 1,031 square feet or 0.0237 acres of land, more or less, situate along the easterly margin of Bottom Road in Election District No. 7, Washington County, Maryland, and shown and/or indicated as "PERPETUAL EASEMENT FOR DRAINAGE FACILITY AREA NO. 5" on a plat entitled "Bottom Road Drainage Improvement Perpetual Drainage and Maintenance Easements," dated April 6, 2017 and intended to be recorded among the Land Records of Washington County, Maryland, in the Washington County Lands and Roads Record Book as Right-of-Way Plat No. 100-10-595.

The above parcel of land being a portion of that tract or parcel of land conveyed unto Mark Alan Forsythe by Mark Alan Forsythe and Michele Tonya Forsythe, by Quitclaim Deed dated February 16, 2006 and recorded among the Land Records of Washington County, Maryland, in Liber 2968, folio 580.