

ORDINANCE NO. ORD-2018-09

**AN ORDINANCE TO APPROVE THE PURCHASE OF A CONSERVATION  
EASEMENT UNDER THE MARYLAND RURAL LEGACY PROGRAM  
(Re: Morgan 2018 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. Bonnard J. Morgan and Peggy R. Morgan (the "Property Owner") is the fee simple owner of real property consisting of 20.62 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 FIFTY-THREE THOUSAND, FIVE HUNDRED FOUR DOLLARS AND FORTY-EIGHT CENTS (\$53,504.48), which is a portion of the RLP Funds, to the Property Owner for a Deed of Conservation Easement on the Property (the "Morgan 2018 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 Morgan 2018 RLP Conservation Easement.

ADOPTED this 10<sup>th</sup> day of April, 2018.

ATTEST:

Vicki C. Lumm  
Vicki C. Lumm, Clerk

BOARD OF COUNTY COMMISSIONERS  
OF WASHINGTON COUNTY, MARYLAND

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 that lot or parcel of land, and all the rights, ways, privileges and appurtenances thereunto belonging or in anywise appertaining, situate along the West side of Chestnut Grove Road, approximately 0.5 miles Southward from its intersection with Mr. Briar-Trego Road, in Election District No. 8, Washington County, Maryland, and being more particularly described as follows:

BEGINNING at a stake in the West margin of the said Chestnut Grove Road, said stake being at the end of the 5<sup>th</sup> or North 12 degrees 12 minutes East 222.0 foot line of the Deed from Daniel B. Moler, et al, to Thomas P. Quigley and Wife dated October 10, 1969 and recorded in Liber 496, Folio 563 among the Land Records of Washington County, Maryland, and running thence back from said road binding on said parcel of land with a portion of the 6<sup>th</sup> line of said Deed North 77 degrees 33 minutes West 985.72 feet to a stake; thence leaving the lines of said Deed and binding on lands hereto conveyed to Rosa G. Cimemanis North 12 degrees 40 minutes West 821.85 feet to a post, thence leaving said lands and running South 79 degrees 22 minutes East 1,352.41 feet to a post in the West margin of said Chestnut Grove Road; thence along the margin thereof South 13 degrees 42 minutes West 787.26 feet to the point of beginning; containing 20.62 acres of land, more or less (no street address assigned).

BEING all of the same property which was conveyed from Rosa G. Cimemanis to Bonnard J. Morgan and Peggy R. Morgan, his wife, by Deed dated March 1, 2002 and recorded in Liber 1757, folio 800 among the Land Records of Washington County, Maryland.