

ORDINANCE NO. ORD-2016-09

**AN ORDINANCE TO APPROVE THE PURCHASE OF A CONSERVATION
EASEMENT UNDER THE MARYLAND CONSERVATION RESERVE
ENHANCEMENT PROGRAM (CREP)**

(Re: Kefauver - Canfield CREP Easement)

RECITALS

1. The Maryland Conservation Reserve Enhancement Program ("CREP") is a federal-State natural resources conservation program that addresses state and nationally significant agricultural related environmental concerns related to agriculture.

2. CREP provides financial incentives to program participants to voluntarily remove cropland and marginal pastureland from agricultural production in order to improve, protect, and enhance water quality in the Chesapeake Bay watershed and replacing it with the best management practices including establishment of riparian buffers, grass plantings, forbs, shrubs and trees, stabilization of highly erodible soils, habitat restoration for plant and animal species, and restoration of wetlands.

3. Protection is provided through the acquisition of easements and fee estates from willing landowners currently holding a fifteen (15) year CREP contract and the supporting activities of CREP Sponsors and local governments.

4. For FY2016, the State of Maryland ("State") is awarding CREP grants to eligible Counties (the "CREP Funds").

5. William Neill Kefauver and John Wayne Canfield, are the owners of real property consisting of 70.09 acres, more or less, (the "Property") in Washington County, Maryland. The Property is more particularly described on Exhibit A attached hereto.

6. The County has agreed to pay the approximate sum of Two Hundred Twenty Thousand Seven Hundred Eighty-Three Dollars and Fifty Cents (\$220,783.50), which is a portion of the CREP Funds, to the Property Owner for a Deed of Conservation Easement on the Property (the "Kefauver - Canfield CREP Easement").


THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Washington County, Maryland that the purchase of the Kefauver - Canfield CREP Easement is 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 Kefauver - Canfield CREP Easement.

ADOPTED this 3rd day of May, 2016.

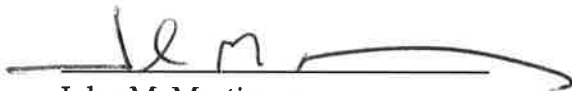
ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF WASHINGTON COUNTY, MARYLAND


Vicki C. Lum, Clerk

BY: 
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, Room 202
Hagerstown, MD 21740

EXHIBIT A--DESCRIPTION OF EASEMENT AREA

All that tract, lot, or parcel of land, consisting of 70.09 acres, more or less, and all the rights, ways, privileges and appurtenances thereunto belonging or in anywise appertaining, situate in Election District No. 1, Washington County, Maryland, being part of the property identified by the State Department of Assessments and Taxation as tax account no. 01-000462.

Being part of the same property which was conveyed from Millard D. Kefauver, III, and Neill Kefauver to Millard D. Kefauver, III, William Neill Kefauver, and John Wayne Canfield, as joint tenants with the right of survivorship, by deed dated April 2, 2011 and recorded in Liber 4108, folio 228 among the Land Records of Washington County, Maryland. Millard D. Kefauver, III died on May 29, 2012; title thereafter vested in William Neill Kefauver and John Wayne Canfield, surviving joint tenants.