

ORDINANCE NO. ORD-2016-17

AN ORDINANCE TO APPROVE THE PURCHASE OF REAL PROPERTY

*(Property acquisition – 9238 Sharpsburg Pike, Hagerstown,
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 certain real property identified on the attached Schedule A (the "Property") to be used for public purposes.

2. Notice of a public hearing concerning the County's intent to purchase the Property was advertised in *The Herald-Mail*, a daily newspaper of general circulation, on September 20, 27, and October 4, 2016.

3. A public hearing was held on October 11, 2016 concerning the County's intent to purchase the Property for a purchase price of Six Hundred Seventy-Two Thousand Dollars (\$672,000.00), all or a portion of which will be expended from the General Fund.

4. The purchase of the Property is needed for a public purpose; namely, a Consolidated Emergency Services Training Facility.

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

ADOPTED this 11th day of October, 2016.

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:

Kirk C. Downey
Kirk C. Downey
Deputy County Attorney

Mail to:
Office of the County Attorney
100 W. Washington Street, Room 202
Hagerstown, MD 21740

SCHEDULE A--DESCRIPTION OF PROPERTY

PROPERTY ACQUISITION:

9238 Sharpsburg Pike, Hagerstown, Maryland

All that lot or parcel of land, together with the improvements thereon, and all the rights, ways, privileges and appurtenances thereunto belonging or in anywise appertaining, situate in Election District No. 10, Washington County, Maryland, and being more particularly described as follows:

BEGINNING at a large stone standing on the East margin of the Hagerstown and Sharpsburg Turnpike Road, said stone being also at the end of the sixth line of "Paul's Delight," and running thence reversing said sixth line North 81 degrees West 139 perches to a post where formerly stood a marked locust tree; thence South 12 degrees West 58 perches to intersect the line of the land now or formerly owned by F. Wilbur Bridges and to the South of what was the old road leading from Shaffer's (now Roxbury) Mill to Williamsport; thence South 79 degrees East 87 perches South 71 ½ degrees East 41 6/10 perches to the middle of the aforesaid Turnpike Road and in range with the middle of the road leading to Roxbury Mill; thence along said Turnpike North 17 degrees East 26.2 perches North 22 ¼ degrees East 41.6 perches to the point of beginning; containing 50 acres 3 roods and 30 perches of land, more or less;

SAVING AND EXCEPTING THEREFROM the one acre tract conveyed by Marene Lamar and Wife to the Hagerstown and Sharpsburg Turnpike Co., by Deed dated March 25, 1876 and recorded in Liber 74, Folio 257 among the Land Records of Washington County, Maryland; and

FURTHER SAVING AND EXCEPTING THEREFROM that parcel of land which was conveyed by Alexander Armstrong, et al, to the State of Maryland Roads Commission by Deed dated April 17, 1952 and recorded in Liber 269, folio 488 among the aforesaid Land Records.

The street address of the herein described property is currently known and designated as 9238 Sharpsburg Pike, Hagerstown, Maryland.

BEING all of the same property which was conveyed to [A] Edward Mark Jenkins, Sr., a five-sixths (5/6) interest, and [B] Michael Lemon Jenkins, a one-sixth (1/6) interest, by Deeds dated and recorded among the Land Records of Washington County, Maryland, as follows:

A. [i] Deed from Edward Mark Jenkins, Foreign Personal Representative of the Estate of Anne Hunter Jenkins, dated September 27, 2006 and recorded in Liber 3117, Folio 144;

[ii] Deed from Edward Mark Jenkins, Sr., Foreign Personal Representative of the Estate of Ethel A. Grandstaff, et al, dated June 6, 2012 and recorded in Liber 4303, Folio 450;

B. [i] Deed from Edward Mark Jenkins, Foreign Personal Representative of the Estate of Anna Hunter Jenkins, dated September 27, 2006 and recorded in Liber 3117, Folio 144;

[ii] Deed from Mark E. Banghart and Michael A. Banghart, Trustees of the Living Trust of Anne Trapnell Betts, dated September 25, 2014 and recorded in Liber 4838, Folio 92.