

ORDINANCE NO. ORD-2016-22

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

(Re: Weddle 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. James K. Weddle, Bonnie J. Weddle, Jeremiah A. Weddle, and Janelle R. Weddle, (the "Property Owners") are the owners of real property consisting of 20.0 acres, more or less, (the "Property") in Washington County, Maryland. The Property is more particularly described on Exhibit A attached hereto.
6. The Property Owners have agreed to donate the conservation easement on the Property to the County (the "Weddle CREP Easement").

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Washington County, Maryland that the donation of the Weddle CREP Easement is accepted 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 acceptance of the donation of the Weddle CREP Easement.

ADOPTED this 1ST day of November, 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:

John M. Martirano
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 PROPERTY

All those tracts, lots, or parcels of land, and all the rights, ways, privileges and appurtenances thereunto belonging or in anywise appertaining, situate in Election District No. 10 Washington County, Maryland, being part of the property identified by the State Department of Assessments and Taxation as tax account no. 10-006627, and being more particularly described in accordance with the attached Survey Descriptions consisting of three (3) pages (including a reduced copy of the plat) prepared by Frederick, Seibert & Associates, Inc., dated November 24, 2015, and being depicted graphically on the Plat entitled "Survey of CREP Easement for James K., Bonnie J., Jeremiah A. & Janelle R. Weddle," dated December 17, 2015, and recorded on December 18, 2015 as Miscellaneous Plat Folio 653 among the Plat Records of Washington County, Maryland.

BEING part of the same property which was conveyed from Terry H. Ferril, Successor Trustee of the Dorothy C. Ferril Revocable Trust, to James K. Weddle, Bonnie J. Weddle, Jeremiah A. Weddle, and Janelle R. Weddle, as joint tenants with the right of survivorship, by Deed dated March 17, 2014 and recorded in Liber 4729, Folio 159 among the Land Records of Washington County, Maryland, TOGETHER WITH that parcel of land which was conveyed from James K. Weddle, Bonnie J. Weddle, Jeremiah A. Weddle, and Janelle A. Weddle, to themselves, as joint tenants with the right of survivorship, by Deed dated July 22, 2016 and recorded in Liber 5293, Folio 63 among the aforesaid Land Records.

[See attached surveyed descriptions consisting of three (3) pages (including a reduced copy of the plat) prepared by Frederick-Seibert & Associates, Inc., dated November 24, 2015]