

ORDINANCE NO. ORD-2019-06

**AN ORDINANCE TO APPROVE THE PURCHASE OF A CONSERVATION
EASEMENT UNDER THE MARYLAND RURAL LEGACY PROGRAM
(Re: *Kemp RLP 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, State, and federal governments.

3. For FY 2019, Washington County (the “County”) was awarded a RLP grant totaling \$2,301,545.00 (the “RLP Funds”).


4. Paul F. Kemp, Trustee of the Paul Francis Kemp Revocable Trust, and Joli Ann Hernandez Kemp, Trustee of the Joli Ann Hernandez Kemp Revocable Trust (collectively, the “Property Owner”) are the fee simple owners of real property consisting of 46.16 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 One Hundred Thirty-Five Thousand Four Hundred Eighty Dollars (\$135,480.00), which is a portion of the RLP Funds, to the Property Owner for a Deed of Conservation Easement on the Property (the “Kemp RLP 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 Kemp RLP Easement.


ADOPTED this 4th day of June, 2019.

ATTEST:



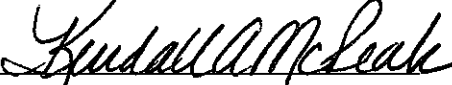
Krista L. Hart, Clerk

BOARD OF COUNTY COMMISSIONERS
OF WASHINGTON COUNTY, MARYLAND

BY: 

Jeffrey A. Cline, President

Approved as to legal sufficiency:



Kendall A. McPeak
Deputy County Attorney

Mail to:

Office of the County Attorney
100 W. Washington St., Suite 1101
Hagerstown, MD 21740

EXHIBIT A
DESCRIPTION OF EASEMENT PROPERTY

All that farm, tract, or parcel of land, and all the rights, ways, privileges and appurtenances thereunto belonging or in anywise appertaining, situate in Election District No. 8, Washington County, Maryland, and being more particularly described in accordance with the description contained in the Deed recorded in Liber 5182, Folio 372 among the Land Records of Washington County, Maryland, as follows:

BEGINNING at a stone situate on the South marginal line of the County Road leading from Locust Grove to Park Hall School, where the same is intersected by the County Road leading to Boonsboro, thence along the South marginal line of a private lane North 74 degrees 40 minutes West 374 feet to a stone in a ditch; thence South 17 degrees 10 minutes West 270 feet to a point in the middle of the above mentioned County Road; thence along the middle of the said County Road South 65 degrees 15 minutes West 201 feet; thence leaving said County Road North 57 degrees West 195 feet to a post; thence North 75 degrees West 632 feet to a post; thence South 11 degrees West 296 feet to a post; thence South 32 degrees West 50 feet to a point; thence South 41 degrees 45 minutes West 193 feet to a point; thence South 17 degrees 45 minutes West 50 feet to a post; thence North 48 degrees 20 minutes West 469 feet to a point; thence North 28 degrees 5 minutes East 200 feet to a point; thence North 00 degrees 40 minutes West 165 feet to a stone; thence North 4 degrees 45 minutes West 470 feet to a stone; thence South 70 degrees East 175 feet to a point; thence South 63 degrees 55 minutes East 467 feet to a stone; thence North 14 degrees East 402 feet to a post; thence North 5 degrees 50 minutes East 389 feet to a point; thence North 85 degrees 00 minutes 491 feet to a point; thence South 2 degrees 15 minutes West 42 feet to a post; thence South 71 degrees 00 minutes East 365 feet to a point; thence North 12 degrees 50 minutes East 206 feet to a post; thence North 84 degrees 30 minutes East 157 feet to a post; thence South 29 degrees East 224 feet to a post; thence South 9 degrees 25 minutes West 269 feet to a post; thence South 83 degrees 15 minutes East 204 feet to a point in the center of the County Road leading to Boonsboro; thence along the middle of the said County Road South 7 degrees 40 minutes West 751 feet to the point of beginning; containing 46.16 acres of land, more or less. The street address of the herein described property is currently known and designated as 20644 Park Hall Road, Rohrsersville, Maryland.

BEING all of the same property which was conveyed from Paul F. Kemp and Joli A. Kemp to Paul F. Kemp, Trustee of the Paul F. Kemp Revocable Trust, and Joli Ann Hernandez Kemp, Trustee of the Joli Ann Hernandez Kemp Revocable Trust, by Deed dated February 8, 2016 and recorded in Liber 5182, Folio 372 among the Land Records of Washington County, Maryland.

