

AN ORDINANCE TO APPROVE THE PURCHASE OF AN EASEMENT INTEREST
IN REAL PROPERTY

(Dogstreet Road Culvert Project-19758 Dogstreet Road)

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 an easement interest in real property identified on the attached Exhibit A (the "Easement") to be used for public purposes.

2. The County approved the purchase of the Easement on July 26, 2022.

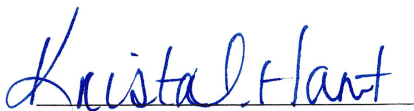
3. A public hearing was not required by Section 1-301, Code of the Public Local Laws of Washington County, Maryland, as the funds utilized to purchase the Easement are not to be expended from the General Fund of the County.

4. The purchase of the Easement is necessary for the Dogstreet Road Culvert Project in Washington County, Maryland.

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

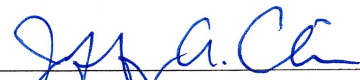
ADOPTED this 26th day of July, 2022.

ATTEST:




Krista L. Hart, Clerk

BOARD OF COUNTY COMMISSIONERS
OF WASHINGTON COUNTY, MARYLAND

BY: 
Jeffrey A. Cline, President

Approved as to legal sufficiency:


Kirk C. Downey
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 tract of easement situate along the North side of N/F Dogstreet Road, approximately 1200' West of its intersection with N/F Nicodemus Mill Road, Election District No. 19 of Washington County, Maryland, and more particularly described as follows:

BEGINNING for the outline hereof at a point in the Northernmost Right-of-Way line for Dogstreet Road, said point being 15.00 feet left of and perpendicular to Baseline of Right-of-Way Station 14+40.79 for Dogstreet Road, as graphically depicted on a plat prepared by the Division of Engineering for Washington County, Maryland, titled "DOGSTREET ROAD RIGHT-OF-WAY PLAT – CULVERT REPLACEMENT (W5932)," and intending to be recorded among the Land Records of Washington County, Maryland, in the County Road Plat Book as Right-of-Way Plat No. 100-10-599; said point also being at or near the beginning of the second (2nd) or North 34 Degrees East 16.8 perch line as described in Grantors' deed, dated September 30, 2003, and recorded among said Land Records in Liber 2155, folio 580; thence leaving said line and going back therefrom and with said Right-of-Way line for a portion thereof, on a bearing to agree with a recent survey by the Division of Engineering for Washington County, Maryland, by a curve to the right having a radius of 4,240.13 feet, an arc length of 45.96 feet, and subtended by a chord with a bearing and distance of

1. North 89 Degrees 09 Minutes 42 Seconds West 45.96 feet to a 5/8" Rebar & Cap set; thence leaving said Right-of-Way line and going back therefrom and across Grantors' lands by two (2) new lines of Right-of-Way now established
2. North 01 Degree 08 Minutes 56 Seconds East 15.00 feet to a 5/8" Rebar & Cap set; by a curve to the left having a radius of 4,225.13 feet, an arc length of 54.90 feet, and subtended by a chord with a bearing and distance of
3. South 89 Degrees 13 Minutes 24 Seconds East 54.90 feet to a point on the seventeenth (17th) line of Grantors' deed as aforementioned; thence with said line, binding thereon for a portion thereof, reversed,
4. South 31 Degrees 45 Minutes 01 Second West 17.55 feet to the point of beginning, containing an area of 756 square feet or 0.0174 acre of land, more or less.

TOGETHER with the right to use the area designated as TEMPORARY EASEMENT NO. 3 TO BE USED ONLY DURING THE PERIOD OF CONSTRUCTION, encompassing 8,763 square feet or 0.20117 acre of land, more or less, the outline of which is graphically depicted on Right-of-Way Plat No. 100-10-599 as aforementioned. The purpose of the Temporary Easement shall be to provide working space for grading and access upon Grantors' property during the performance of the impending Washington County Division of Engineering Contract No. BR-DS-220-14. The Temporary Easement shall revert to Grantors by operation of law upon the completion and acceptance of the Project by the County.

BEING a portion of the lands as described in a deed dated September 30, 2003, and recorded among the Land Records of Washington County, Maryland, in Liber 2155, folio 580; further being shown on Right-of-Way Plat No. 100-10-599 as aforementioned.

SUBJECT to all easements, rights-of-way, covenants, conditions, and restrictions of record applicable thereto.