

	Res & Ordinance #	Dist #	Book	Folio
Resolution to annex to the Town of Delmar property binding upon present corporate limites	35-1982		3	1
Resolution changing Election Precints of the Fifth Election District Parsons by the Board Of Elections		5	3	5
Annexation to the City Of Fruitland which is contiguous to and binding upon the southwesterly line of the City of Fruitland.	1-85		3	11
Resolution to annex land binding upon the northeasterly corporate limits of the City of Fruitland	2-85		3	21
Resolution to annex to the City of Fruitland which is contiguous to and binding upon the southwesterly corporate limits of the City of Fruitland	1-86		3	28
Annexation to the Town of Willards consisting of 86.61 acres Bethel Road/Old Mill Annexation	1988-1		3	38
Resolution proposing the annexation to the City of Fruitland binding upon the southeasterly corporate limits.	1-88		3	55
Resolution proposing annexation to the City of Fruitland binding upon Northerly corporate limits.	2-88		3	62
Resolution proposing annexation to the City of Fruitland binding upon the northerly corporation limits.	1-89		3	69
Resolution of annex to the town of Mardela Springs known as Delmarva Oil annexation	1989-1	1	3	76
Resolution proposing annexation to the Town of Mardela Springs wich is contiguous to and binding upon Easterly corporate limits.	1989-1	1	3	94
Resolution regarding Drug Free School Zone Youth Protection Act Article 27, Section 286-D. Wicomico County Drug-Free School Zone Maps	340		3	100
Annexation Resolution to the Town of Sharptown binding upon the northerly corporation limits 5 acres	2-89		3	113
Resolution proposing annexation to the Town of Willards popularly knowns as "Cropper and Deeley Annexation"	1989-2	14	3	119
The rest of page intentionally left blank this page was retyped to add missing resolutions & ordinances from the original index sheet ----- 11/26/2018	drs			



Res. & Liber Page  
Ord. No.

	Res. & Liber	Page	
	Ord. No.		
Petition For Annexation and Annexation Agreement known as Cropper & Deeley Annexation to the Town of Willards		3	13
Resolution establishing fees and charges.	358	3	14
Resolution of the Commissioners of the Town Of Hebron proposing annexation of Phillips Parcel.	1990-1	3	14
Resolution of the Commissioners of the Town Of Hebron proposing annexation of Beach Parcel.	1991-1	3	148 149
Resolution of the Commissioners of the Town Of Hebron proposing annexation of West Parcel.	1991-2	3	153 154
Resolution proposing annexation to The City of Fruitland popularly known as the "Cedar Lane/Masten Annexation" .	1-92	3	151
Resolution proposing annexation to The City of Fruitland popularly known as the "Ames Plaza Annexation".	2-92	3	161
Petition, notice, resolution and plat in regard to annexation of "Cedar Land/Masten Annexation"	1-92	3	166
Petition, notice resolution and plat in regard to annexation of "Ames Plaze Annexation".	2-92	3	185
Resolution of the Board of Supervisors of Elections to create new Election District number 17 Westside Election District		3	202
Resolution proposing annexation to the Town of Delmar to be known as the "Foskmar Annexation".	1992-1	3	206
Resolution proposing annexation to the Town of Delmar to be known as the "Eastside Annexation".	1993-2	3	214
Resolution proposing annexation to the Town Of Delmar to be known as the "Oliphant-Humphreys Annexation".	1996-2	3	226
Resolution proposing the annexation to the Town of Hebron to be known as "Carey Parcel Annexation".	1996-3	3	244
Legislative Bill 1997-5 establishing Chapter 186 of the Wicomico County Code titled "Right to Farm."	1997-5	3	248
Annexation which is referred to by the City Of Fruitland as the "Cedar Lane/Hanna Annexation"	1-97	3	260
Resolution proposing annexation to the Town Of Delmar known as "Flowers Unlimited Annexation"	1998-2		289





Resolution proposing annexation to the Town Of Delmar to be known as "Abbott Enterprises Annexation"	1998-3	3	297
Resolution proposing annexation to the Town Of Delmar to be known as the "Glenn Annexation".	1997-1	3	308
Resolution proposing annexation to the Town Of Delmar to be known as the "Carpenter/Esham Annexation."	1999-3	3	316
Resolution proposing annexation to the Town Of Willards to be known as the "Ocean Gateway - East Annexation".	1999-4	3	322
Resolution proposing annexation to the City Of Fruitland to be known as the "Cedar Lane/Perdue Annexation."	1-99	3	350
Petition for annexation to the City Of Salisbury to be known as "Cathedral of Deliverance - Allen Cut-Off"	1-2000	3	381
Amended petition for annexation to the City Of Salisbury known as "Hanna/Tilghman - East Cedar Lane Annexation" and proposal of annexation.	1-97	3	409
Resolution proposing annexation to the Town Of Delmar to be known as the "Ryan Annexation."	2000-1	3	437
Resolution proposing annexation the the Town Of Delmarto be known as "Lerch Abbott Annexation".	2000-11-1	3	446
Resolution proposing annexation to the Town Of Delmar to be known as the "Elliott Annexation".	2000-12-1	3	452
Resolution which approved the annexation to the Town of Willards known as "The Board of Education of Wicomico County Annexation".	2002-2	3	458
Resolution regarding annexation <sup>to City of Fruitland</sup> /which is refered to as "Slab Bridge Creek and Morris Mill Pond Detachment.	1-02	3	487
Resolution regarding annexation to the City of Fruitland known as "Hunt Club South Annexation".	1-2002	3	499
Corrected Annexation Survey of Hunt Club South for Annexation to the City of Fruitland		3	521
Amended Annexation Resolution to the City Of Fruitland to be known as Creekside East Annexation	1-2003	3	524
Letter of reference from Town of Delmar RE: Glenn & ELsmere		3	539

100

100

100

Resolution Proposing annexation to the Town of Delmar to be know as "Glenn Annexation"	1997-1	3	541
Resolution Proposing Annexation to the Town of Delmar to be Know as " Elsmere Annexation"	2001 12-1	3	549
Resoultion Proposing annexation to the Town of Hebron to be known as "Chestnut Tree Road Annexation"	2004-1	3	562
Resolution Proposing Annexation to the Town of Hebron to be known as "Chandler Annexation"	2004-3	3	571
Resolution Proposing Annexation to the Town of Hebron to be known as "Airport and Waller Farms Annexation"	2004-4	3	577
Resloution Proposing Annexation to the Town of Sharptown to to be known as "State Street- Annexation"	12-04	3	589
Resolution Proposing Annexation to the Town of Willards to be known as "Cypress Creek Annexation"	2005-3	3	600
RESOLUTION PROPOSING ANNEXATION TO THE TOWN OF PITTSVILLE TO BE KNOWN AS "POPLAR NECK ROAD-HEARN ANNEXATION"	2004-2	3	629
RESOLUTION PROPOSING ANNEXATION TO THE TOWN OF PITTSVILLE TO BE KNOWN AS "ROUTE 346-CHATHAM MANOR ANNEXATION"	2005-1	3	636
Resolution Proposing Annexation of Town of Delmar to be known as Brian & Rosalynn R. Baker Annexation	2005 2-1	3	646
Resolution Proposing Annexation of Town of Delmar to be known as Veterans of Foreign Wars Annexation	2002 1-1	3	654
Resolution Proposing Annexation of Town of Delmar to be known as Delmar Convention Center	2004 12-1	3	661
Resolution Proposing Annexation of Town of Fruitland to be known as Rowen's Mill Annexation	1-2005	3	668 <sup>7</sup>
Resolution Proposing Annexation of Town of Fruitland to be known as Pfautz Annexation	3 2005	3	678 <sup>5</sup>
Resolution Proposing Annexation Town of Fruitland to be known as Warrior Avenue Annexation	2- 2005	3	679
Resolution Proposing Annexation for City of Fruitland to be known as Schaefer/Brafferton Annexation	2 2006	3	685
Resolution Proposing Annexation for Town of Delmar to be known as E S Adkins Company	2004 1-1	3	690
Resolution Proposing Annexation for Town of Delmar to be known as Delmarva Medical Ventures LLC	2003 12-1	3	700
Resolution Proposing Annexation for Town of Delmar to be known as Delmarva Investments LLC	2004 6-1	3	709
Resolution Proposing Annexation for City of Fruitland to be known as Rowen's Mill Annexation No. 2	3 2006	3	718
Resolution Proposing Annexation for Town of Sharptown to be known as Herling Annexation	04-06	3	723
Resolution Proposing Annexation for Town of Pittsville to be known as Sandra W. Duke's Property Annexation	2006 1	3	729
Resolution Proposing Annexation for Town of Delmar to be known as Delmar Diner- Piraeus Realty Corp & Kota Chandrasekhara M.D.	2006 8-1	3	732 3/1/20
Resolution Proposing Annexation for The Town of Delmar to be known as Acorn Land LLC	2006 11-1	3	744
Resolution Proposing Annexation for the Town Of Delmar to be known as Maryland Mack Limited Partnership	2007 7-1	3	753
Resolution Proposing Annexation for the Town of Delmar to be known as Hearne-Fletcher Annexation	1996 6	3	763
Resolution proposing Annexation for the Town of Willards to be known as Bent Pine Annexation	2007 5	3	777
Resolution proposing Annexation for the Town of Delmar to be known as Delmarva Gateway LLC	2007 12-1	3	816
Annexations of the City of Fruitland to be known as Hopper/East Main Street Annexation	2 2011	3	828







RESOLUTION NO. 35-1982

Resolution of the Mayor and Commissioners of Delmar, a municipal corporation of the State of Maryland, to add a new Section DC 3-1A to Article III entitled "Corporate Limits" to the Code of Public Local Laws of Wicomico County (1978 Edition) the purpose of said new section being to annex to the Town of Delmar a certain area of land situated contiguous to and binding upon the present corporate limits of the Town of Delmar, with the conditions under which said annexation is proposed.

Section 1. BE IT RESOLVED by the Mayor and Commissioners of Delmar that Section DC 3-1A of the Code of Public Local Laws of Wicomico County (1978 Edition) be and the same is hereby added to said local laws, titled, "Delmar" Subtitle "Corporate Limits-Description of corporate boundaries", to follow immediately after Section DC 3-1 thereof and to read as follows:

"WHEREAS the Mayor and Commissioners of Delmar have received a "Petition for Annexation" signed by Williams Refrigerator Express, Inc., and others requesting that the Mayor and Commissioners of Delmar annex a certain area of land to the Town of Delmar situated contiguous to and binding upon the Southerly corporate limits of the Town of Delmar as hereinafter fully described.

WHEREAS, said Petition was presented to the Mayor and Commissioners of Delmar on April 12 , 1982 and officially received by them on that date, and

WHEREAS, the Mayor and Commissioners of Delmar have caused to be made a verification of the signatures on the Petition and have ascertained that no persons reside in the area to be annexed and the owners of not less than twenty-five per cent of the assessed valuation of the real property in the area to be annexed have signed said Petition, as will appear from the certificate of James P. Peck, Town Manager, duly filed prior hereto among the official records of the Mayor and Commissioners of Delmar; and

WHEREAS, it appears that the Petition meets the requirements of the law."

0071\*\*\*\*\* 846528 8 28-82 100  
0071\*\*\*\*\* 25948 \* 28-82 100

*Best Richard Cullen, Atty.*

## DC 3-1A. BOUNDARIES-ANNEXATION.

IT IS HEREBY PROPOSED AND RECOMMENDED THAT THE BOUNDARIES OF THE TOWN OF DELMAR, MARYLAND BE CHANGED SO AS TO ANNEX TO AND INCLUDE WITH THE BOUNDARIES OF THE TOWN OF DELMAR, ALL THAT CERTAIN AREA OF LAND SITUATED CONTINGUOUS TO AND BINDING UPON THE SOUTHERLY CORPORATE LIMITS OF THE TOWN OF DELMAR, IN THE DELMAR ELECTION DISTRICT OF WICOMICO COUNTY, STATE OF MARYLAND AND BEGINNING THE SAME AT A CONCRETE MONUMENT IN THE CENTER OF A 12 FOOT ALLEY AT THE NORTHWEST CORNER OF THE LOT OF BENJAMIN T. VANDERWENDE AND WIFE, FORMERLY OWNED BY CHARLES E. HOLLOWAY, THENCE RUNNING BY AND WITH THE WESTERLY LINE OF SAID VANDERWENDE LOT SOUTH  $01^{\circ}07'53''$  EAST A DISTANCE OF 173.61 FEET TO A CONCRETE MONUMENT SETTLED IN THE GROUND ON THE NORTHERLY LINE OF THE LAND OF ROBERT P. BINEBRINK, THENCE RUNNING BY AND WITH THE SAME SOUTH  $89^{\circ}15'34''$  WEST A DISTANCE OF 31.60 FEET TO AN IRON PIPE AT THE NORTHWEST CORNER OF SAID BINEBRINK'S LAND; THENCE RUNNING BY AND WITH THE WESTERLY LINE OF SAID BINEBRINK'S LAND SOUTH  $00^{\circ}31'30''$  EAST A DISTANCE OF 409.96 FEET TO A CONCRETE MONUMENT AT THE SOUTHWEST CORNER OF SAID BINEBRINK'S LAND; THENCE RUNNING BY AND WITH THE SOUTH LINE OF SAID BINEBRINK'S LAND NORTH  $89^{\circ}23'31''$  EAST A DISTANCE OF 297 FEET TO THE WEST LINE OF SECOND STREET AS SHOWN ON PLAT HEREINAFTER REFERRED TO; THENCE RUNNING BY AND WITH THE WEST LINE OF SAID SECOND STREET SOUTH  $00^{\circ}31'30''$  EAST A DISTANCE OF 381.48 FEET TO A CONCRETE MONUMENT ON THE NORTH LINE OF FOSKEY LANE, AS SHOWN ON SAID PLAT; THENCE RUNNING BY AND WITH THE NORTH LINE OF SAID FOSKEY LANE THE FOLLOWING FOUR COURSES AND DISTANCES: SOUTH  $85^{\circ}15'29''$  WEST A DISTANCE OF 430.21 FEET, THENCE RUNNING IN A WESTERLY DIRECTION ON A CURVE WITH A RADIUS EQUAL TO 1,293.63 FEET A DISTANCE OF 208.84 FEET TO A POINT; THENCE RUNNING NORTH  $35^{\circ}29'32''$  WEST A DISTANCE OF 352.89 FEET TO A POINT; THENCE RUNNING NORTH  $84^{\circ}19'53''$  WEST A DISTANCE OF 338.47 FEET TO THE EASTERLY LINE OF MARYLAND AVENUE, AS SHOWN ON SAID PLAT; THENCE RUNNING BY AND WITH THE EASTERLY LINE OF SAID MARYLAND AVENUE NORTH  $02^{\circ}44'51''$  EAST A DISTANCE OF 643.98 FEET TO THE SOUTHWEST CORNER OF THE LOT OWNED BY JERRY H. MOORE; THENCE RUNNING BY AND WITH THE SOUTHERLY LINE OF SAID MOORE LOT SOUTH  $86^{\circ}18'09''$  EAST A DISTANCE OF 145 FEET TO THE SOUTHEAST CORNER OF SAID MOORE LOT; THENCE RUNNING BY AND WITH THE EAST LINE OF SAID MOORE LOT



NORTH 02°41'51" EAST A DISTANCE OF 69.90 FEET TO THE SOUTHERLY LINE OF THE LAND OF WILLIAMS REFRIGERATOR EXPRESS, INC.; THENCE RUNNING BY AND WITH THE SOUTHERLY LINE OF SAID WILLIAMS REFRIGERATOR EXPRESS, INC. LAND SOUTH 89°54'18" WEST A DISTANCE OF 145.10 FEET TO THE EASTERLY LINE OF SAID MARYLAND AVENUE; THENCE RUNNING BY AND WITH THE EASTERLY LINE OF SAID MARYLAND AVENUE NORTH 02°44'51" EAST A DISTANCE OF 231.70 FEET TO THE SOUTHERLY LINE OF THE CORPORATE LIMITS OF THE TOWN OF DELMAR; THENCE RUNNING BY AND WITH THE SOUTHERLY LINE OF THE CORPORATE LIMITS OF THE TOWN OF DELMAR THE FOLLOWING THREE COURSES AND DISTANCES: NORTH 89°26'33" EAST A DISTANCE OF 543.50 FEET TO A CONCRETE BOUNDER ON THE EAST LINE OF S. PENNSYLVANIA AVENUE, THENCE RUNNING BY AND WITH THE CENTER LINE OF SAID 12 FOOT ALLEY SOUTH 86°23'27" EAST A DISTANCE OF 285.57 FEET; THENCE CONTINUING BY AND WITH THE CENTER LINE OF SAID 12 FOOT ALLEY NORTH 85°05'46" EAST A DISTANCE OF 177.20 FEET TO THE PLACE OF BEGINNING, CONTAINING 25.050 ACRES OF LAND BEING LAID DOWN AND SHOWN ON PLAT ENTITLED "TOWN OF DELMAR-ANNEXATION SURVEY" MADE BY PHILIP PARKER, REGISTERED SURVEYOR, DATED May 11, 1982, GENERALLY SUBJECT TO ALL PROVISIONS OF THE CHARTER OF TOWN OF DELMAR, MARYLAND.

Section 2. AND BE IT FURTHER ENACTED, ORDAINED AND RESOLVED by the Mayor and Commissioners of Delmar, that said Mayor and Commissioners of Delmar shall hold a public hearing at the Town Hall in Delmar, Maryland on the annexation proposed by this resolution on the 13th day of September, 1982, at the hour of 7:30 P.M. (EDT) and the Mayor the Chief Executive Officer of said Town is hereby directed to cause a public notice of said hearing to be published in accordance with the provisions of Section No. 19 Subsection (d) of Article 23A of the Annotated Code of Maryland (1981 Replacement Volume) titled "Corporation-Municipal".

Section 3. AND BE IT FURTHER ENACTED, ORDAINED AND RESOLVED by the Mayor and Commissioners of Delmar that this Resolution shall take effect upon the expiration of forty-five (45) days immediately following its final enactment, provided no petition for referendum be submitted by the qualified voters of the Town of Delmar or by the qualified voters and/or the property owners in the area to be annexed

or the governing body of Wicomico County, Maryland, within forty-five (45) days from the date hereof in accordance with Subparagraph (f), (g) and (h) of Section 19 of said Article 23A above referred to.

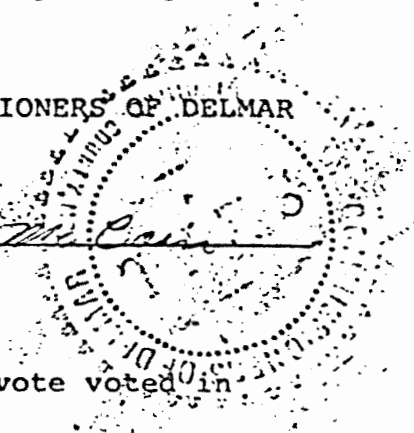
The above ordinance and resolution was introduced and read at a meeting of the Mayor and Commissioners of Delmar held on the 12th day of July, 1982, and having been published as required by law in the meantime and after the public hearing was held as aforesaid, was finally passed at its meeting held on the 13th day of September, 1982.

ATTEST:

MAYOR AND COMMISSIONERS OF DELMAR

James P. Pice  
Town Manager

BY: William L. McCain  
Mayor



The following Commissioners on a Roll Call vote voted in favor of said Resolution:

- |                             |                                  |
|-----------------------------|----------------------------------|
| Commissioner LeCompte - Yes | Mayor McCain - Yes               |
| Commissioner Nichols - Yes  | Deputy Mayor McClaine - (Absent) |
| Commissioner Feeney - Yes   |                                  |

The following Commissioners on a Roll Call vote voted against the passage of said Resolution:

N/A

NOTE: Words underscored or in caps are new words added to section. Words in [[ ]] are being deleted.

Received for Record Oct 28, 1982 and recorded in the  
Co. Ord. Records of Wicomico County, Maryland in Liber A.J.S.  
No. 3, Folios 1-4.

D. James Smith Clerk

Ed. & Del. Richard E. Cullen, atty. 10/29/82

LIBER 3 PAGE 5

LIBER 1 PAGE 580

RESOLUTION OF  
THE BOARD OF SUPERVISORS OF ELECTIONS  
FOR WICOMICO COUNTY, MARYLAND

WHEREAS, the Board of Supervisors of Election for Wicomico County, Maryland, has determined that a change should be made in Election Precincts of the Fifth Election District (Parsons), to effect more efficient and convenient voting facilities; and

WHEREAS, in order to effect greater efficiency and convenience, the Board of Supervisors of Elections has determined that the First Precinct of the Fifth Election District heretofore known as Election District 5-1 shall be abolished and merged into the Second Precinct of the Fifth Election District with the end result that the former First and Second Precincts will thereafter be combined and known as the Second Precinct of the Fifth Election District and designated District 5-2; and

WHEREAS, in order to effect greater efficiency and convenience, the Board of Supervisors of Elections has determined that a new Election Precinct should be created in the Fifth Election District which precinct would be known as the Fifth Precinct of Election District No. 5 and thereafter generally be referred to as District 5-5; and

WHEREAS, the Board of Supervisors of Elections is of the unanimous opinion that this resolution would be in the best interest of the voters of Wicomico County situate in the affected areas, and would allow for more efficient and convenient voting facilities;

NOW, THEREFORE, BE IT RESOLVED, that the revised Precinct No. 2, of Election District No. 5, (Parsons Election District) will be that area generally Easterly of North and South Division Streets and U. S. Route No. 13, Northerly of the South prong of the Wicomico River and the stream of water running through the City of Salisbury Municipal Park, known as Beaver Dam Creek, Westerly of the Salisbury City Line where such line lies South of the Baltimore and Eastern Railroad, and Westerly of Aydelotte Road North of said Railroad, and South of Middleneck Branch, and being more particularly described as follows:

BEGINNING for the outlines of the same at the point of intersection at the Southeasterly line of U. S. Route No. 13 and the center of Middleneck Branch; thence in a generally Easterly direction by and with the center line of Middleneck Branch to its intersection with Aydelotte Road; thence in a generally Southeasterly direction by and

with Aydelotte Road to its point of intersection with Conrail; thence in a generally Westerly direction by and with the railroad to the point where the railroad is within the city limits of the City of Salisbury on both its North and Southerly side; thence in a generally Southeasterly direction to a point at the intersection of the South side of Church Street with the West side of East Main Street; thence in a generally Southwesterly direction by and with the city limits of the City of Salisbury to the point where said straight line would intersect the center line of Beaver Dam Creek; thence in a generally Westerly direction by and with the center of Beaver Dam Creek and the center of the South prong of the Wicomico River to a point of its intersection with South Division Street; thence in a generally Northerly direction by and with the center line of South Division Street and North Division Streets and U. S. Route No. 13 to the place of beginning.

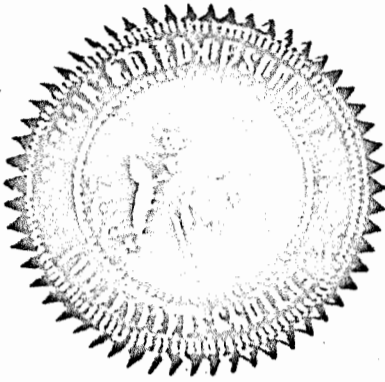
NOW, THEREFORE, BE IT RESOLVED, that a new precinct to be known as Precinct No. 5 of Election District No. 5 shall be created out of portions of Precinct 3 and Precinct 4 of Election District No. 5 and will be that area generally East of the U. S. Route 13 Salisbury By-Pass, North of Parker Pond, Mt. Hermon Road, and Twilley's Bridge Road and West of Nassawango Creek, and Forest Grove Road, and South of Morris Leonard Road and being more particularly described as follows:

BEGINNING for the outlines of the same at the intersection of the U. S. Route 13 Salisbury By-Pass with Parker Pond; thence generally in a Northeasterly direction by and with the center of the pond and Beaver Dam Creek to the intersection of Mt. Hermon Road; thence in a generally Easterly direction by and with Mt. Hermon Road to its intersection with Twilley's Bridge Road; thence in a generally Southeasterly direction by and with Twilley's Bridge Road to the point where it intersects with Nassawango Creek; thence in a generally Northerly direction by and with Nassawango Creek to the point where said creek intersects with Shavox Road; thence in a generally Westerly direction by and with Shavox Road to the intersection of Forest Grove Road; thence in a generally Northerly direction by and with Forest Grove Road to its intersection with the Old Ocean City Road, State Route No. 346; thence in a generally Easterly direction by and with State Route No. 346 to its intersection with the Parsonsburg-Melson Road; thence in a generally Northwesterly direction by and with Parsonsburg-Melson Road to its intersection with the Morris Leonard Road; thence in a generally Westerly direction by and with Morris Leonard Road to its intersection with the U. S. Route 13, Salisbury By-Pass; thence in a generally Southerly direction by and with said By-Pass to the place of beginning.

LIBER  
LIBER

3 PAGE 7  
1 PAGE 582

IN WITNESS WHEREOF, the undersigned, members of  
the Board of Supervisors of Elections of Wicomico County,  
Maryland, affix their hands and seals, this 10th day of  
March, 1983.



Marion W. Barkley (SEAL)  
Marion W. Barkley, Chairman

Dorette M. Murray (SEAL)  
Dorette M. Murray, Secretary

W. Hampton Brittingham (SEAL)  
W. Hampton Brittingham

LIBER  
LIBER

3 PAGE 8  
1 PAGE 583



THE BOARD OF SUPERVISORS OF ELECTIONS  
FOR WICOMICO COUNTY, MARYLAND  
SALISBURY, MARYLAND 21801

301-742-9009

The voting places will be as follows:

No. 1—Barren Creek District—at the Fire House in Mardela Springs

No. 2—Quantico District—in the Auditorium of West Side Primary School, Quantico

No. 3—Tyaskin District—at the Katherine Lowe's Summer Home

No. 4—Pittsburg District—at the Fire House in Pittsville

No. 5—Parsons District:

Precinct No. 2—at Fire House No. 2, Brown & Naylor Sts.

Precinct No. 3—at Zion Church Community Hall

Precinct No. 4—DaNang Room Civic Center

Precinct No. 5—Beaver Run School

No. 6—Dennis District—at the Fire House in Powellville

No. 7—Trappe District—at the Fire House in Allen

No. 8—Nutters District—in the lobby of the Parkside High School

No. 9—Salisbury District:

Precinct No. 1—in the Auditorium of the North Salisbury School

Precinct No. 2—in the lobby of Vocational & Technical Center

Precinct No. 3—in the Auditorium of Pemberton School

No. 10—Sharptown District—at the Fire House in Sharptown

No. 11—Delmar District—in the Auditorium of the Delmar School, entrance on S. Second St.

No. 12—Nanticoke District—at West Side Fire House, Bivalve

No. 13—Camden District:

Precinct No. 1—at Pinehurst School

Precinct No. 2—Bethany Lutheran Parish House on Camden Ave., next to Bethany Lutheran Church

Precinct No. 3—in Auditorium of Prince St. School, entrance on Spring Ave.

No. 14—Willards District—at the Fire House in Willards

No. 15—Hebron District—at the Fire House in Hebron

No. 16—Fruitland District—at the Fire House in Fruitland

BY ORDER:

Marion W. Barkley, President  
Dorette M. Murray  
W. Hampton Brittingham

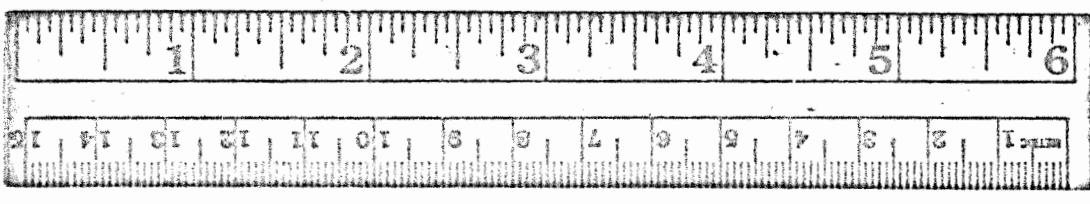
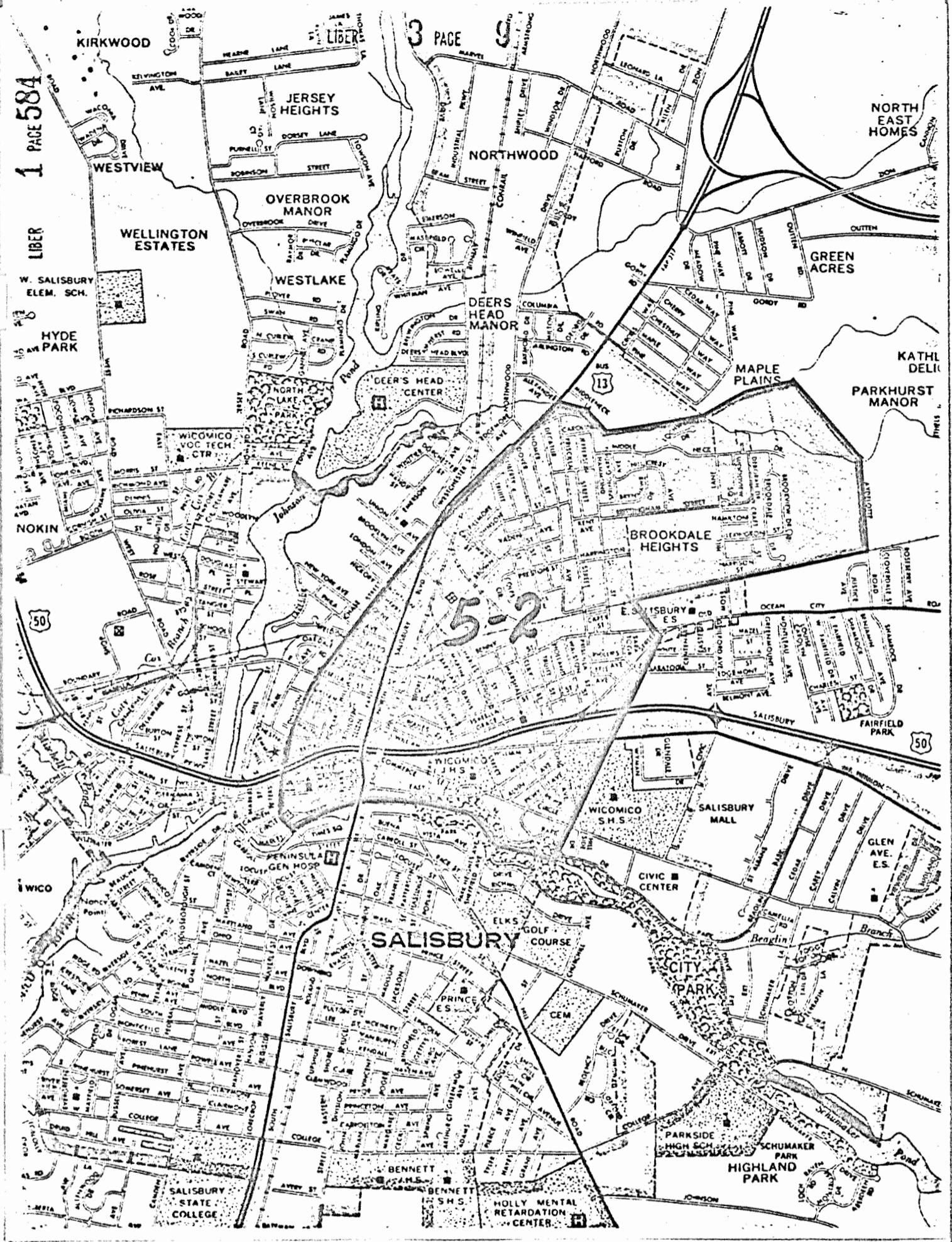
Board of Supervisors of Elections  
Wicomico County  
Doris G. Bradley  
Election Chief Clerk I

EFFECTIVE: 03/10/83

1 PAGE 584

3 PAGE 585

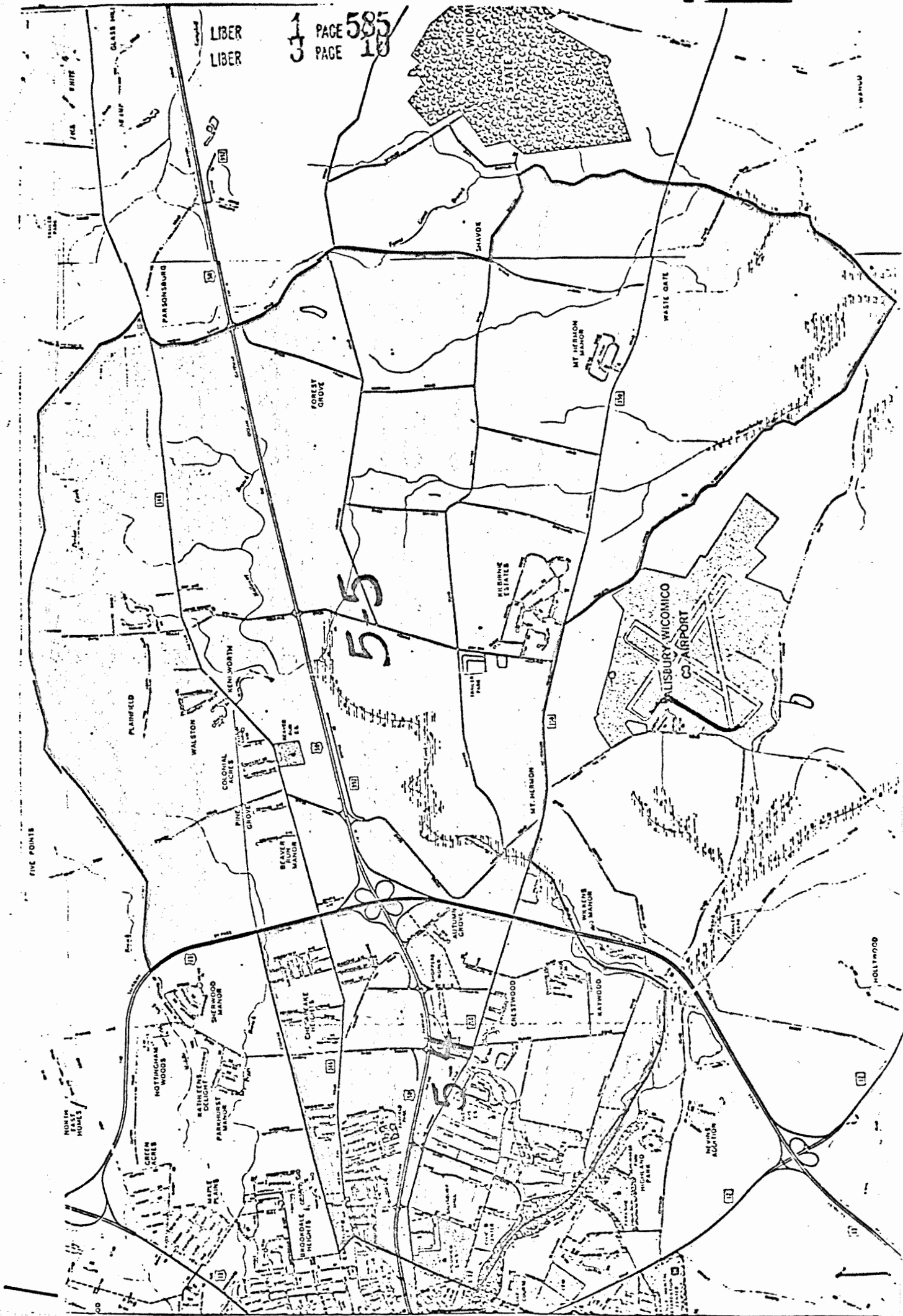
LIBER





LIBER  
LIBER

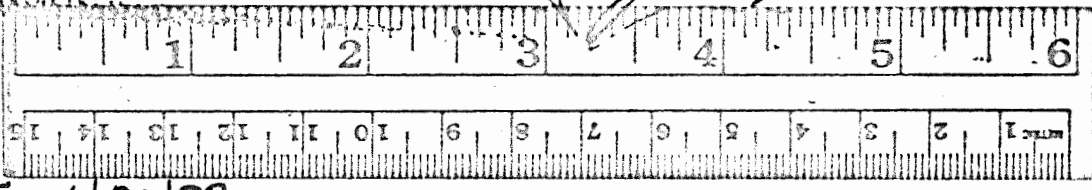
1 PAGE 585  
PAGE 18



Received for Record Nov 24, 1983 and recorded in the City av.  
 Records of Wicomico County, Maryland in Liber A.J.S.  
 No. 1, Folios 580-585.

Received for Record Mar 24, 1983 and recorded in the City av.  
 Records of Wicomico County, Maryland in Liber A.J.S.  
 No. 3, Folios 5-18.

*A. James Smith* Clerk






ANNEXATION RESOLUTION NO. 1-85

A RESOLUTION of the City Council of the City of Fruitland, Maryland, proposing the annexation to the City of a certain area which is contiguous to and binding upon the Southwesterly line of the City of Fruitland: Beginning for the same at a point in the center of South Camden Avenue, which point is determined by projecting the Southerly boundary line of the property owned by Linda Leier Chambers in an Easterly direction to the center line of said South Camden Avenue, said point of beginning being also located on the Westerly line of the corporate limits of the City of Fruitland, and running thence (1) by and with the center line of South Camden Avenue and the corporate limits of the City of Fruitland in a Southeasterly direction to the intersection of South Camden Avenue and U.S. Route 13; thence (2) in a Southeasterly direction by and with the corporate limits of the City of Fruitland to the center of the U. S. Route 13 right-of-way; thence (3) by and with the center line of the U. S. Route 13 right-of-way and the corporate limits of the City of Fruitland in a Northeasterly direction to the line of the Southerly corporate limits of the City of Fruitland; thence (4) by and with the Southerly corporate limits of the City of Fruitland in a Southeasterly direction to the Easterly right-of-way line of Consolidated Rail Corporation; thence (5) in a Southwesterly direction by and with the Easterly line of said Consolidated Rail Corporation land to a point thereon that is 114 feet Southwesterly of the Southerly line of Crown Road; thence (6) in a Northwesterly direction across U.S. Route 13, the land of the State of Maryland, Disharoon Road, and the land of Stephen J. Byrd, to the Southwesterly corner of the land of Terry R. Sell; thence (7) in a Northerly direction by and with the Westerly line of said Sell land a distance of 420 feet to the Southerly line of the land of Robert L. Tarr; thence (8) by and with the Southerly line of said Tarr land and the Northerly line of said Sell land in an Easterly direction a distance of 215 feet to the Southwesterly corner of the land of Frederick W. Thomas, Jr. and wife; thence (9) by and with the Westerly line of said Thomas land in a line parallel to the Westerly line of South Camden Avenue a distance of 100 feet to the Southwesterly corner of the land of Rayfield Williams and wife; thence (10) by and with the Westerly line of said Williams land in a Northwesterly direction a distance of 103 feet to the Southwesterly corner of the land of James W. Ballard and wife; thence (11) by and with the Westerly line of said

REC FEE	41.00
TOTL	41.00
9304CHK	41.00
01 01985	4-26 P4:10

  
 LAW OFFICES  
 JOHN E. JACOB, JR., P.A.  
 108 W. MAIN STREET  
 SALISBURY, MD 21801  
 TEL. 846-1201

Ballard land in a line parallel to the Westerly line of South Camden Avenue a distance of 220 feet to the Southwesterly corner of the land of Albert T. Banks and Albert D. Banks; thence (12) in a Northwesterly direction by and with the Westerly line of said Banks land a distance of 371 feet to a cement post settled in the ground on the Southerly line of the land of Dorothy E. Blades; thence (13) in a Northwesterly direction across said Blades land to the Southwesterly corner of the land of Frederick C. Hansen and wife; thence (14) by and with the Westerly line of said Hansen land in a Northwesterly direction a distance of 83 feet to an iron pipe at the Southwesterly corner of the land of Fulton Lee Chatham, Jr. and wife; thence (15) by and with the Westerly line of said Chatham land in a Northwesterly direction in a line parallel to the Westerly line of South Camden Avenue a distance of 83.5 feet to the Southwesterly corner of the land of Arthur N. Mitchell and wife; thence (16) by and with the Westerly line of said Mitchell land in a Northwesterly direction a distance of 81.1 feet to an iron pipe on the Southerly line of the land of Robert Thomas, Jr. and wife; thence (17) by and with the Southerly line of said Thomas land in a Westerly direction a distance of 240 feet, more or less, to the Southwesterly corner thereof; thence (18) in a Northerly direction in a line parallel to the said South Camden Avenue by and with the Westerly line of said Thomas land a distance of 54½ feet to the Southwesterly corner of the land of Joseph T. Callis and wife; thence (19) in a Northerly direction in a line parallel to the said South Camden Avenue by and with the Westerly line of said Callis land a distance of 54½ feet to the Southwesterly corner of the land of Amos F. Pennewell and wife; thence (20) in a Northwesterly direction in a line parallel to the said South Camden Avenue, by and with the Westerly line of said Pennewell land, a distance of 218 feet to an iron axle set in the ground on the line of the land of Chesapeake Corporation of Virginia; thence (21) in an Easterly direction by and with the line of the land of Chesapeake Corporation of Virginia and the Northerly line of said Pennewell land a distance of 101 feet, more or less, to the Southwesterly corner of the land of James E. Sipe and wife; thence (22) by and with the Westerly line of said Sipe land in a Northerly direction in a line parallel to the Westerly side of said South Camden Avenue a distance of 197.5 feet to an iron pipe on the line of the land of the said Chesapeake Corporation of Virginia; thence (23) in an Easterly direction by and with the line of land of the said Chesapeake Corporation and the

LIBER 3 PAGE 13

Northerly line of said Sipe land a distance of 134 feet, more or less, to the Southwesterly corner of the land of Cyril F. Barton and wife; thence (24) by and with the Westerly line of said Barton land in a Northwesterly direction a distance of 116 feet to a cement post at the Southwesterly corner of the land of Kim Barnes Smith; thence (25) by and with the Westerly property line of said Smith land in a Northwesterly direction a distance of 73 feet to a cement post at the Southwesterly corner of the land of George W. Williams and wife; thence (26) by and with the Westerly line of said Williams land in a Northwesterly direction a distance of 73 feet to the Southwesterly corner of the land of Raymond T. Strick and wife; thence (27) in a Northwesterly direction by and with the Westerly line of said Strick land a distance of 73 feet to a concrete post at the Southwesterly corner of the land of Herbert W. Lejeune and wife; thence (28) by and with the Westerly line of said Lejeune land in a Northwesterly direction a distance of 173 feet to the Southwesterly corner of the land of Linda Leier Chambers, it being also the line of the corporate limits of the City of Fruitland; thence (29) in a Southeasterly direction by and with the Southerly line of said Chambers land and the corporate limits of the City of Fruitland a distance of 210 feet to the Westerly line of said South Camden Avenue; thence (30) by and with the projection of said Chambers line and the line of the corporate limits of the City of Fruitland a distance of 15 feet, more or less, to the place of beginning.

WHEREAS the City of Fruitland has received "Petitions for Annexation" signed by more than 25% of the total number of registered voters living in the area proposed to be annexed and by the owners of more than 25% in value of the assessable property within the area proposed to be annexed requesting that the City of Fruitland now annex a certain area of land contiguous to and binding upon the Southwesterly line of the City of Fruitland as more particularly described hereinabove; and

WHEREAS said Petitions were presented to the City of Fruitland on February 12, 1985, and officially received by it on that date; and

WHEREAS the City Council of the City of Fruitland has

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
106 W. MAIN STREET  
BALISBURY, MD 21801  
TEL. 840-1201

caused to be made a verification of the signatures on the Petitions and has ascertained that the Petitions have been signed by more than 25% of the total number of registered voters living in the area proposed to be annexed and by the owners of more than 25% in value of the assessable real property located in the area proposed to be annexed, all as of July 1, 1984 , as will appear in the certificate of Wendell G. Mezick, Sr., President of the City Council, duly filed prior hereto among the official records of the City of Fruitland (a copy being attached hereto); and

WHEREAS it appears that the Petitions meet the requirements of law;

SECTION I. NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that it is hereby proposed that the boundaries of the City of Fruitland be changed so as to annex and include all that certain area contiguous to and binding upon the Southwesterly line of the City of Fruitland: Beginning for the same at a point in the center of South Camden Avenue, which point is determined by projecting the Southerly boundary line of the property owned by Linda Leier Chambers in an Easterly direction to the center line of said South Camden Avenue, said point of beginning being also located on the Westerly line of the corporate limits of the City of Fruitland, and running thence (1) by and with the center line of South Camden Avenue and the corporate limits of the City of Fruitland in a Southeasterly direction to the intersection of South Camden Avenue and U.S. Route 13; thence (2) in a Southeasterly direction by and with the corporate limits of the City of Fruitland to the center of the U. S. Route 13 right-of-way; thence (3) by and with the center line of the U. S. Route 13 right-of-way and the corporate limits of the City of Fruitland in a Northeasterly direction to the line of the Southerly corporate

limits of the City of Fruitland; thence (4) by and with the Southerly corporate limits of the City of Fruitland in a Southeasterly direction to the Easterly right-of-way line of Consolidated Rail Corporation; thence (5) in a Southwesterly direction by and with the Easterly line of said Consolidated Rail Corporation land to a point thereon that is 114 feet Southwesterly of the Southerly line of Crown Road; thence (6) in a Northwesterly direction across U.S. Route 13, the land of the State of Maryland, Disharoon Road, and the land of Stephen J. Byrd, to the Southwesterly corner of the land of Terry R. Sell; thence (7) in a Northerly direction by and with the Westerly line of said Sell land a distance of 420 feet to the Southerly line of the land of Robert L. Tarr; thence (8) by and with the Southerly line of said Tarr land and the Northerly line of said Sell land in an Easterly direction a distance of 215 feet to the Southwesterly corner of the land of Frederick W. Thomas, Jr. and wife; thence (9) by and with the Westerly line of said Thomas land in a line parallel to the Westerly line of South Camden Avenue a distance of 100 feet to the Southwesterly corner of the land of Rayfield Williams and wife; thence (10) by and with the Westerly line of said Williams land in a Northwesterly direction a distance of 103 feet to the Southwesterly corner of the land of James W. Ballard and wife; thence (11) by and with the Westerly line of said Ballard land in a line parallel to the Westerly line of South Camden Avenue a distance of 220 feet to the Southwesterly corner of the land of Albert T. Banks and Albert D. Banks; thence (12) in a Northwesterly direction by and with the Westerly line of said Banks land a distance of 371 feet to a cement post settled in the ground on the Southerly line of the land of Dorothy E. Blades; thence (13) in a Northwesterly direction across said Blades land to the Southwesterly corner of the land of Frederick C. Hansen and wife; thence (14) by and with the Westerly line of said Hansen land in a Northwesterly direction a distance of 83 feet to

LAW OFFICES  
 JOHN E. JACOB, JR., P.A.  
 108 W. MAIN STREET  
 SALISBURY, MD 21801  
 TEL. 846-1281

an iron pipe at the Southwesterly corner of the land of Fulton Lee Chatham, Jr. and wife; thence (15) by and with the Westerly line of said Chatham land in a Northwesterly direction in a line parallel to the Westerly line of South Camden Avenue a distance of 83.5 feet to the Southwesterly corner of the land of Arthur N. Mitchell and wife; thence (16) by and with the Westerly line of said Mitchell land in a Northwesterly direction a distance of 81.1 feet to an iron pipe on the Southerly line of the land of Robert Thomas, Jr. and wife; thence (17) by and with the Southerly line of said Thomas land in a Westerly direction a distance of 240 feet, more or less, to the Southwesterly corner thereof; thence (18) in a Northerly direction in a line parallel to the said South Camden Avenue by and with the Westerly line of said Thomas land a distance of  $54\frac{1}{2}$  feet to the Southwesterly corner of the land of Joseph T. Callis and wife; thence (19) in a Northerly direction in a line parallel to the said South Camden Avenue by and with the Westerly line of said Callis land a distance of  $54\frac{1}{2}$  feet to the Southwesterly corner of the land of Amos F. Pennewell and wife; thence (20) in a Northwesterly direction in a line parallel to the said South Camden Avenue, by and with the Westerly line of said Pennewell land, a distance of 218 feet to an iron axle set in the ground on the line of the land of Chesapeake Corporation of Virginia; thence (21) in an Easterly direction by and with the line of the land of Chesapeake Corporation of Virginia and the Northerly line of said Pennewell land a distance of 101 feet, more or less, to the Southwesterly corner of the land of James E. Sipe and wife; thence (22) by and with the Westerly line of said Sipe land in a Northerly direction in a line parallel to the Westerly side of said South Camden Avenue a distance of 197.5 feet to an iron pipe on the line of the land of the said Chesapeake Corporation of Virginia; thence (23) in an Easterly direction by and with the line of land of the said

LIBER 3 PAGE 17

Chesapeake Corporation and the Northerly line of said Sipe land a distance of 134 feet, more or less, to the Southwesterly corner of the land of Cyril F. Barton and wife; thence (24) by and with the Westerly line of said Barton land in a Northwesterly direction a distance of 116 feet to a cement post at the Southwesterly corner of the land of Kim Barnes Smith; thence (25) by and with the Westerly property line of said Smith land in a Northwesterly direction a distance of 73 feet to a cement post at the Southwesterly corner of the land of George W. Williams and wife; thence (26) by and with the Westerly line of said Williams land in a Northwesterly direction a distance of 73 feet to the Southwesterly corner of the land of Raymond T. Strick and wife; thence (27) in a Northwesterly direction by and with the Westerly line of said Strick land a distance of 73 feet to a concrete post at the Southwesterly corner of the land of Herbert W. Lejeune and wife; thence (28) by and with the Westerly line of said Lejeune land in a Northwesterly direction a distance of 173 feet to the Southwesterly corner of the land of Linda Leier Chambers, it being also the line of the corporate limits of the City of Fruitland; thence (29) in a Southeasterly direction by and with the Southerly line of said Chambers land and the corporate limits of the City of Fruitland a distance of 210 feet to the Westerly line of said South Camden Avenue; thence (30) by and with the projection of said Chambers line and the line of the corporate limits of the City of Fruitland a distance of 15 feet, more or less, to the place of beginning.

SECTION II. AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that it is further proposed that such annexation be made upon the following terms and conditions:

A. That upon the effective date of the annexation of said area hereby proposed, the provisions of the Charter of the City of Fruitland, and all ordinances, resolutions, rules and

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
108 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 546-1281

regulations of the City of Fruitland in effect on said date shall apply to said area to the same extent as to all areas within the present corporate limits.

B. That upon the effective date of the annexation of said area hereby proposed, all property therein shall be subject to taxation by the City of Fruitland at the full rate of taxes levied by the City of Fruitland from time to time; provided that if the effective date of annexation shall occur after a portion of the taxable year has elapsed, no taxes shall be imposed before the end of the tax year following annexation.

SECTION III. AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that the City Council hold a public hearing in the City Hall in Fruitland, Maryland, on the annexation hereby proposed on Tuesday, March 26, 1984, at 7:30 P.M. The President of the City Council is hereby directed to cause a public notice of said hearing to be published in accordance with law, being Section 19(d) of Article 23A of the Maryland Code.

SECTION IV. AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that this Resolution shall take effect upon the expiration of forty-five (45) days following its final passage.

THE ABOVE RESOLUTION was introduced and read at the meeting of the City Council of the City of Fruitland, Maryland, held on the 12th day of February, 1984, and, having been duly published as required by law in the meantime, was finally passed at its meeting held on the 26th day of March, 1985.

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
108 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 546-1281

*Randall S. Mejnich*  
\_\_\_\_\_  
*Audrey El Pusey*  
\_\_\_\_\_

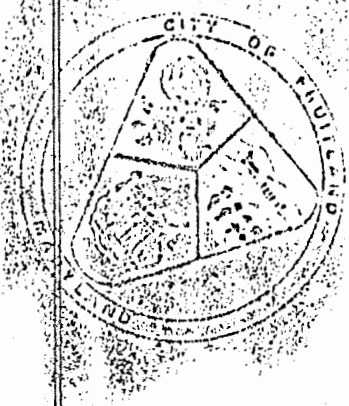


LIBER 3 PAGE 19

ATTEST:

Judith B. Carey  
CITY CLERK

Robert W. Lewis  
Howard S. Outten  
COUNCILMEN



LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
106 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 546-1281

CERTIFICATION OF VERIFICATION

I, Wendell G. Mezick, Sr., President of the City Council of the City of Fruitland, Maryland, do hereby certify that I have examined the Petitions for Annexation filed with the City of Fruitland, and have ascertained that the signatures thereon are genuine; that the petitioners signing one petition constitute more than 25% of the persons who reside in the area to be annexed and are registered to vote at county elections in Fruitland Election District; and that the petitioners signing the other petition are the owners of more than 25% of the total assessed valuation of the real property located in the area to be annexed.

Wendell G. Mezick  
WENDELL G. MEZICK, SR.  
City Council President

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
108 W. MAIN STREET  
SALISBURY, MD 21801  
TEL 546-1281

Received for record April 26, 1985 and recorded in the  
Records of Wicomico County, Maryland in Liber A.J.S.,  
Book 3, Folios 11-20.

A. James Smith Clerk

Ex & D, John Jacob, Jr., P.A. 5/7/85

ANNEXATION RESOLUTION NO. 2-85

A RESOLUTION of the City Council of Fruitland proposing the annexation to the City of Fruitland of a certain area of land being contiguous to and binding upon the northeasterly corporate limits of the City of Fruitland: Beginning for the same at a point on the northeasterly line of Cedar Lane where the city boundary line crosses said Cedar Lane 205 feet Northerly of the Northerly line of Warrior Avenue and running thence (1) in a Southeasterly direction by and with the city boundary line until the said city boundary line reaches a distance of 20 feet on a line drawn perpendicularly from the northeasterly line of Cedar Lane; thence (2) North 12° 59' 20" West in a line parallel to but 20 feet northeasterly of Cedar Lane to the southerly line of the property of Mamie Woodcock; thence (3) North 36° 50' East by and with the line of said Woodcock property a distance of 719 feet, more or less, to the end thereof; thence (4) North 23° 30' West a distance of 306.16 feet to other property formerly belonging to the said Mamie Woodcock; thence (5) South 65° 00' 00" West a distance of 229.50 feet; thence (6) North 23° 30' 00" West a distance of 84.60 feet; thence (7) South 66° 14' 00" West a distance of 264.15 feet to the north-easterly line of Cedar Lane; thence (8) in a southwesterly direction in a line perpendicular to the line of Cedar Lane across Cedar Lane to the southwesterly line thereof; thence (9) by and with the southwesterly line of Cedar Lane South 12° 59' 20" West to the city boundary line; thence (10) in a northeasterly direction by and with the city boundary line across said Cedar Lane to the place of beginning, and providing that the property of annexed should not be subject to City taxes before July 1, 1986 and should be zoned for low density residential zoning, and shall be subject to all City ordinances.

WHEREAS the City of Fruitland has received a petition signed by Mamie Woodcock requesting that the City of Fruitland now annex a certain area of land contiguous to and binding upon the northeasterly corporate limits of the City of Fruitland, Beginning for the same at a point

LAW OFFICES  
 JOHN E. JACOB, JR., P.A.  
 106 W. MAIN STREET  
 SALISBURY, MD 21801  
 TEL. 546-1281

on the northeasterly line of Cedar Lane where the city boundary line crosses said Cedar Lane 205 feet Northerly of the Northerly line of Warrior Avenue and running thence (1) in a southeasterly direction by and with the city boundary line until said city boundary line reaches a distance of 20 feet on a line drawn perpendicularly from the northeasterly line of Cedar Lane; thence (2) North 12° 59' 20" West in a line parallel to but 20 feet northeasterly of Cedar Lane to the southerly line of the property of Mamie Woodcock; thence (3) North 36° 50' East by and with the line of said Woodcock property a distance of 719 feet, more or less, to the end thereof, thence (4) North 23° 30' West a distance of 306.16 feet to other property formerly belonging to said Mamie Woodcock; thence (5) South 65° 00' 00" West a distance of 229.50 feet; thence (6) North 23° 30' 00" West a distance of 84.60 feet; thence (7) South 66° 14' 00" West a distance of 264.15 feet to the northeasterly line of Cedar Lane; thence (8) in a southwesterly direction in a line perpendicular to the line of Cedar Lane across Cedar Lane to the southwesterly line thereof; thence (9) by and with the southwesterly line of Cedar Lane South 12° 59' 20" West to the city boundary line; thence (10) in a northeasterly direction by and with the city boundary line across said Cedar Lane to the place of beginning.

AND WHEREAS said Petition was presented to the City of Fruitland on December 23, 1985, and officially received by it on that date.

AND WHEREAS the City Council of the City of Fruitland has caused to be made a verification of the signature on the Petition, and have ascertained that there are no persons who reside in the area proposed to be annexed; but that the person signing the Petition was the owner

of more than ninety percent (90%) of the assessed valuation of the real property located in said area all as of December 15, 1985 as will appear in the certificate of Wendell Mezick, City Council President, duly filed prior hereto among the official records of the City of Fruitland, (a copy being attached hereto).

AND WHEREAS, it appears that the Petition meets the requirements of law.

SECTION I. NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that it is hereby proposed that the boundaries of the City of Fruitland be changed so as to annex to and include all that certain area contiguous to and binding upon the northeasterly corporate limits of the City of Fruitland: Beginning for the same at a point on the northeasterly line of Cedar Lane where the city boundary line crosses said Cedar Lane 205 feet Northerly of the northerly line of Warrior Avenue and running thence (1) in a southeasterly direction by and with the city boundary line until the said city boundary line reaches a distance of 20 feet on a line drawn perpendicularly from the northeasterly line of Cedar Lane; thence (2) North 12° 59' 20" West in a line parallel to but 20 feet northeasterly of Cedar Lane to the southerly line of the property of Mamie Woodcock; thence (3) North 36° 50' East by and with the line of said Woodcock property a distance of 719 feet more or less, to the end thereof; thence (4) North 23° 30' West a distance of 306.16 feet to other property formerly belonging to said Mamie Woodcock; thence (5) South 65° 00' 00" West a distance of 229.50 feet; thence (6) North 23° 30' 00" West a distance of 84.60 feet; thence (7) South 66° 14' 00" West a distance of 264.15 feet to the northeasterly line of Cedar Lane; thence (8)

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
108 W. MAIN STREET  
BALGIBURY, MD 21801  
TEL. 546-1281

in a southwesterly direction in a line perpendicular to the line of Cedar Lane across Cedar Lane to the southwesterly line thereof; thence (9) by and with the southwesterly line of Cedar Lane South 12° 59' 20" West to the city boundary line; thence (10) in a northeasterly direction by and with the city boundary line across said Cedar Lane to the place of beginning; and providing for the conditions and circumstances applicable to the proposed change in the boundaries of the City of Fruitland, generally subject to all provisions of the Charter of the City of Fruitland.

SECTION II. AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND that it is further proposed that such annexation be made upon the terms and conditions:

A. That upon the effective date of the annexation of said area hereby proposed, the provisions of the charter of the City of Fruitland, and all ordinances, resolutions, rules and regulations of the City of Fruitland in effect on said date shall apply to said area to the same extent as to all areas within the present corporate limits.

B. That upon the effective date of the annexation of said area hereby proposed, all property therein shall be subject to taxation by the City of Fruitland at the full rate of taxes levied by the City of Fruitland from time to time; provided that if the effective date of annexation shall occur after a portion of the taxable year has elapsed, no taxes shall be imposed before the end of the tax year following annexation.

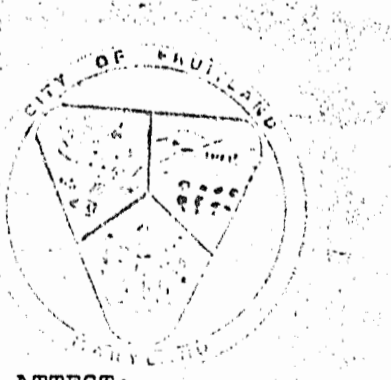
C. That all of the land now belonging to Mamie Woodcock which is included within the area being annexed shall continue to be zoned for low density residential purposes except for mobile homes.

D. That water and sewer service shall be provided for the property annexed upon the request of the owner of the property at the time of annexation and upon his posting with the City of Fruitland the cost of engineering and construction of such services.

SECTION III. AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that the City Council hold a public hearing in the City Hall in Fruitland, Maryland, on the annexation hereby proposed on February 4 1986, at 8:00 P.M. The President of the City Council is hereby directed to cause a public notice of said hearing to be published in accordance with law, being Section 19 (d) of Article 23A of the Maryland Code.

SECTION IV. AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND that this Resolution shall take effect upon the expiration of forty-five (45) days following its final passage.

THE ABOVE RESOLUTION was introduced and read at the meeting of the City Council of the City of Fruitland, Maryland, held on the 23rd day of December, 1985, and having been duly published as required by law in the meantime, was finally passed at its meeting on the 4<sup>th</sup> day of February, 1986.



ATTEST:

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
108 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 540-1281

*Judith B. Carey*  
CITY CLERK

*Herold B. Mizel*

*Howard L. Cutler*

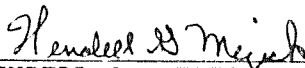
*Aubrey E. Pusey*

*Paul H. Beck*

*Rebecca Anderson*  
COUNCILMEN

CERTIFICATE OF VERIFICATION

I, Wendell G. Mezick, Sr., President of the City Council of the City of Fruitland, Maryland, do hereby certify that I have examined the Petitions for Annexation filed with the City of Fruitland, and have ascertained that the signatures thereon are genuine; that the petitioners signing one petition constitute more than 25% of the persons who reside in the area to be annexed and are registered to vote at county elections in Fruitland Election District; and that the Petitioners signing the other petition are the owners of more than 25% of the total assessed valuation of the real property located in the area to be annexed.

  
\_\_\_\_\_  
WENDELL G. MEZICK, SR.  
City Council President



LIBER 3 PAGE 27  
PETITION FOR ANNEXATION

I, the undersigned owner of real property within the hereinafter described area, do hereby petition the City Council of the City of Fruitland, Maryland, to pass a resolution annexing the following described area into the City of Fruitland. Beginning for the same at a point on the northeasterly line of Cedar Lane where the city boundary line crosses said Cedar Lane 205 feet Northerly of the Northerly line of Warrior Avenue and running thence (1) in a southeasterly direction by and with the city boundary line until the said city boundary line reaches a distance of 20 feet on a line drawn perpendicularly from the northeasterly line of Cedar Lane; thence (2) North 12° 59' 20" West in a line parallel to but 20 feet northeasterly of Cedar Lane to the southerly line of the property of Mamie Woodcock; thence (3) North 36° 50' East by and with the line of said Woodcock property a distance of 719 feet, more or less, to the end thereof; thence (4) North 23° 30' West a distance of 306.16 feet to other property formerly belonging to said Mamie Woodcock; thence (5) South 65° 00' 00" West a distance of 229.50 feet; thence (6) North 23° 30' 00" West a distance of 84.60 feet; thence (7) South 66° 14' 00" West a distance of 264.15 feet to the northeasterly line of Cedar Lane; thence (8) in a southwesterly direction in a line perpendicular to the line of Cedar Lane across Cedar Lane to the southwesterly line thereof; thence (9) by and with the southwesterly line of Cedar Lane South 12° 59' 20" West to the city boundary line; thence (10) in a northeasterly direction by and with the city boundary line across said Cedar Lane to the place of beginning, AND I do further certify that there are no persons who live within the area above described.

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
100 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 546-1881

Mamie V. Woodcock  
MAMIE V. WOODCOCK

received for Record March 24, 1986 and recorded in the  
Records of Wicomico County, Maryland in Liber A.J.S.  
No. 3, Folios 21-27

D. James Smith Clerk

John E. Jacob, Jr. 4/8/86

## ANNEXATION RESOLUTION 1-86

A RESOLUTION of the City Council of Fruitland proposing the annexation to the City of a certain area of land being contiguous to and binding upon the southwesterly corporate limits of the City of Fruitland and described as follows: Beginning for the same at a point on the Southwesterly line of the City of Fruitland at the Northwesterly line of the Allen Road, and running thence (1) by and with the northwesterly line of the Allen Road in a southwesterly direction to an iron pipe at the southeasterly corner of the land of James Price, Jr. and Katherine J. Price; thence (2) North 30°00' West a distance of 300.0'; thence (3) in a southwesterly direction in a line parallel to but 300' northwesterly of the Allen Road for a distance of 540.5', more or less, to the southwesterly line of the land of Homer T. Williams and Pauline Williams, his wife; thence (4) South 30°00' East by and with the said Williams land a distance of 300' to the northwesterly line of the Allen Road; thence (5) by and with the northwesterly line of the Allen Road in a southwesterly direction a distance of 1798.35 to the Southeasterly corner of the E. S. Adkins and Company; thence (6) by and with the Southerly line of the Adkins property North 86°45' West a distance of 370.00'; thence (7) still by and with the Adkins property North 35°45' West a distance of 330.00'; thence (8) still by and with the Adkins property North 38°00' West a distance 927.00' to the centerline of an old road; thence (9) by and with the centerline of said road South 47°30' West a distance of 250.00' to the southeasterly corner of another parcel of E. S. Adkins Company land; thence (10) by and with the southerly line of said land North 38°40' West a distance of 984.00 to the northwesterly corner of said land; thence (11) by and with the westerly line of said land North 35°00' East a distance of 1040.00' to the northwesterly corner thereof; thence (12) South 39°30' East still by and with the E. S. Adkins Company land to the Northwest corner of a tract of land now or formerly owned by Billie M. Cooper thence (13) in a northeasterly direction by and with Billie M. Cooper land to the southerly line of a tract of land belonging Wicomico County, Maryland; thence (14) by and with the said Wicomico County land South 52° East through a concrete boundary marker to the center line of a ditch; thence (15) still by and with the Wicomico County land and the center line of said ditch North 33°00' East a distance of 1485.00'; thence (16) still by and the said County land North 51°00' East still by and with the center line of said ditch a distance of 165.00'; thence (17) still by and with said County land North 15°00' West a distance of 379.5' to a concrete boulder on the

southwesterly line of the City limits of the City of Fruitland; thence (18) on several courses in a general Southeasterly direction by and with the corporate limits of the City of Fruitland to the northwesterly line of the Allen Road and the place of beginning.

The Resolution provides for that the property shall be zoned for residential purposes and that if greater density is requested than permitted by applicable County zoning that consent of the Wicomico County Council shall be obtained and further providing that sewer and water services provided within the annexed are shall be paid for by front foot assessment to repay bonds issued for its proportionate cost of such construction.

WHEREAS the City of Fruitland has received a petition signed by E. S. Adkins and Company and Billie M. Cooper requesting that the City of Fruitland now annex a certain area of land contiguous to and binding upon the southwesterly corporate limits of the City of Fruitland described as follows: Beginning for the same at a point on the Southwesterly line of the City of Fruitland at the Northwesterly line of the Allen road, and running thence (1) by and with the northwesterly line of the Allen Road in a southwesterly direction to an iron pipe at the southeasterly corner of the land of James Price, Jr. and Katherine J. Price; thence (2) North 30°00' West a distance of 300.0'; thence (3) in a southwesterly direction in a line parallel to but 300' northwesterly of the Allen Road for a distance of 540.5', more or less to the southwesterly line of the land of Homer T. Williams and Pauline Williams, his wife; thence (4) South 30°00 East by and with the said Williams land a distance of 300' to the northwesterly line of the Allen Road; thence (5) by and with the northwesterly line of the Allen Road in a southwesterly direction a distance of 1798.35 to the Southeasterly corner of the land of E. S. Adkins and Company; thence (6) by and with the Southerly line of the Adkins property North 86°45' West a distance of 370.00'; thence (7) still by and with the Adkins property North 35°45' West a distance of 330.00'; thence (8) still by and with the Adkins

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
106 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 846-1281

property North 38°00' West a distance of 927.00' to the Centerline of an old road; thence (9) by and with the centerline of said road South 47°30' West a distance of 250.00' to the southeasterly corner of another parcel of E. S. Adkins Company land ; thence (10) by and with the southerly line of said land North 38°40' West a distance of 984.00 to the northwesterly corner of said land; thence (11) by and with the westerly line of said land North 35°00' East a distance of 1040.00' to the northwesterly corner thereof; thence (12) South 39°30' East still by and with the E. S. Adkins Company land to the Northwest corner of a tract of alnd now or formerly owned by Billie M. Cooper thence (13) in a northwesterly direction by and with Billie M. Cooper land to the southerly line of a tract of land belonging to Wicomico County, Maryland; thence (14) by and with the said Wicomico County land South 52° East through a concrete boundary marker to the center line of a ditch; thence (15) still by and with the Wicomico County land and the center line of said ditch North 33°00' East a distance of 1485.00'; thence (16) still by and with the said County land North 51°00' East still by and with the center line of said ditch a distance of 165.00'; thence (17) still by and with said County land Norht 15°00' West a distance of 379.5' to a concrete boulder on the southwesterly line of the City limits of the City of Fruitland; thence (18) on several courses in a general South-easterly direction by and with the corporate limits of the City of Fruitland to the northwesterly line of the Allen Road and the place of beginning.

AND WHEREAS said Petition was presented to the City of Fruitland on Monday, June 16, 1986 and officially received by it on that date.

AND WHEREAS the City Council of Fruitland has caused to be made a verification of the signatures on the Petition.

and has ascertained that there are no persons who reside in the area proposed to be annexed; and that the persons signing the petition are the owners of more than eighty percent (80%) of the assessed valuation of the real property located in the said area as of June 10, 1986 as will appear in the Certificate of Wendell Mezick, City Council President, duly filed prior hereto among the official records of the City of Fruitland (a copy being attached hereto).

AND WHEREAS, it appears that the Petition meets the requirements of law.

SECTION I. NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that the boundaries of the City of Fruitland be changed so as to annex to and include all that certain area contiguous to and binding upon the southwesterly corporate limits of the City of Fruitland, described as follows: Beginning for the same at a point on the Southwesterly line of the City of Fruitland at the Northwesterly line of the Allen Road, and running thence (1) by and with the northwesterly line of the Allen Road in a southwesterly direction to an iron pipe at the southeasterly corner of the land of James Price, Jr. and Katherine J. Price; thence (2) North 30°00' West distance of 300.0'; thence (3) in a southwesterly direction in a line parallel to but 300' northwesterly of the Allen Road for a distance 540.5', more or less, to the southwesterly line of the land of Homer T. Williams and Pauline Williams, his wife; thence (4) South 30°00' East by and with the said Williams land a distance of 300' to the northwesterly line of the Allen Road; thence (5) by and with the northwesterly line of the line of the Allen Road in a southwesterly direction a distance of 1798.35 to the Southeasterly corner of the Land E. S. Adkins and Company; thence (6) by and with the Southerly line of the Adkins property North 86°45' West a distance of 370.00'; thence (7) still by and with the Adkins property North

LAW OFFICES  
 JOHN E. JACOB, JR., P.A.  
 166 W. MAIN STREET  
 SALISBURY, MD 21801  
 TEL. 846-1281

## LIBER 3 PAGE 32

35°45' West a distance of 330.00'; thence (8) still by and with the Adkins property North 38°00' West a distance of 927.00' to the centerline of an old road; thence (9) by and with the centerline of said road South 47°30' West a distance of 250.00' to the southeasterly corner of another parcel of E. S. Adkins Company land; thence (10) by and with the southerly line of said land North 38°40' West a distance of 984.00 to the norhtwesterly corner of said land; thence (11) by and with the westerly line of said land North 35°00' East a distance of 1040.00' to the northwesterly corner thereof; thence (12) South 39°30' East still by and with the E. S. Adkins Company land to the Northwest corner of a tract of land now or formerly owned by Billie M. Cooper thence (13) in a northeasterly direction by and with Billie M. Cooper land to the southerly line of a tract of land belonging to Wicomico County, Maryland; thence (14) by and with the said Wicomico County land South 52° East through a concrete boundary marker to the center line of a ditch; thence (15) still by and with the Wicomico County land and the center line of said ditch Norht 33°00' East distance of 1485.00'; thence (16) still by and with the said County land North 51°00' East still by and with the center line of said ditch a distance of 165.00'; thence (17) still by and with said County land North 15°00' West a distance of 379.5' to a concrete boulder on the southwesterly line of the City limits of the City limits of the City of Fruitland; thence (18) on several courses in a general Southeasterly direction by and with the corporate limits of the City of Fruitland to the northwesterly line of the Allen road and the place of beginning. and providing for the conditions and circumstances applicable to the proposed change in the boundaries of the City of Fruitland generally to be subject to all provisions of the Charter of the City of Fruitland.

SECTION II. AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that such annexation be made upon the following terms and conditions:

A. That upon the effective date of the annexation of said area, the provisions of the Charter of the City of Fruitland, and all ordinances, resolutions, rules and regulations of the City of Fruitland in effect on said date shall apply to said area to the same extent as to all areas within the present corporate limits.

B. That upon the effective date of the annexation of said area, all property therein shall be subject to taxation by the City of Fruitland at the full rate of taxes levied by the City of Fruitland from time to time; provided that if the effective date of annexation shall occur after a portion of the taxable year has elapsed, no taxes shall be imposed before the end of the tax year following annexation.

C. That all of the land included within the area being annexed shall be zoned for residential purposes and further provided that if owners of the said property request a residential density greater than now permitted by the County zoning of the area annexed the owners shall obtain the consent of the County Council of Wicomico County to a zoning classification permitting such density on the basis that the City of Fruitland will provide sewer and water service throughout the annexed area.

D. That water and sewer service lines when constructed through the property annexed by this Resolution shall be paid for by the issuance of bonds by the City of Fruitland, with the property annexed becoming subject to an annual front footage charge for payment of its portion of the cost of bond repayment

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
100 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 546-1281

and which front footage charge shall be in addition to real property taxes hereafter assessed.

SECTION III. AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that the City Council hold a public hearing in the City Hall in Fruitland, Maryland on July 29, 1986 at 7:30 P. M. The President of the City Council is hereby directed to cause a public notice of said hearing to be published in accordance with law being Section 19 (d) of Article 23A of the Maryland Code.

SECTION IV. AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND that this Resolution shall take effect upon the expiration of forty-five (45) days following its final passage.

THE ABOVE RESOLUTION was introduced and read at the meeting of the City Council of Fruitland held on the 17th day June, 1986, and having been duly published as required by law in the meantime was finally passed at its meetin held on the 29<sup>th</sup> day of July, 1986.

Shirley H. Myer  
Anthony E. Pinsky  
Howard W. Witter  
Rebecca Anderson  
Levi W. Lewis

COUNCILMEN

ATTEST:

John A. Carey  
City Clerk

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
106 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 546-1281



## PETITION FOR ANNEXATION

We, the undersigned owners of real property within the hereinafter described area, do hereby petition the City Council of Fruitland, Maryland, to pass a resolution annexing the following described area into the City of Fruitland.

Beginning for the same at a point on the Southwesterly line of the City of Fruitland at the Northwesterly line of the Allen Road, and running thence (1) by and with the northwesterly line of the Allen Road in a southwesterly direction to an iron pipe at the southeasterly corner of the land of James Price, Jr. and Katherine J. Price; thence (2) North 30°00' West a distance of 300.0'; thence (3) in a southwesterly direction in a line parallel to but 300' northwesterly of the Allen Road for a distance of 540.5', more or less, to the southwesterly line of the land of Homer T. Williams and Pauline Williams, his wife; thence (4) South 30°00' East by and with the said Williams land a distance of 300' to the northwesterly line of the Allen Road; thence (5) by and with the northwesterly line of the Allen Road in a southwesterly direction a distance of 1798.35 to the Southeasterly corner of the land of E. S. Adkins and Company; thence (6) by and with the Southerly line of the Adkins property North 86°45' West a distance of 370.00'; thence (7) still by and with the Adkins property North 35°45' West a distance of 330.00'; thence (8) still by and with the Adkins property North 38°00' West a distance of 927.00' to the centerline of an old road; thence (9) by and with the centerline of said road South 47°30' West a distance of 250.00' to the southeasterly corner of another parcel of E.S. Adkins Company land; thence (10) by and with the southerly line of said land North 38°40' West a distance of 984.00 to the northwesterly corner of said land; thence (11) by and with the westerly line of said land North 35°00' East a distance of 1040.00' to the northwesterly corner thereof; thence

(12) South 39°30' East still by and with the E. S. Adkins Company land to the Northwest corner of a tract of land now or formerly owned by Billie M. Cooper thence (13) in a northeasterly direction by and with Billie M. Cooper land to the southerly line of a tract of land belonging to Wicomico County, Maryland; thence (14) by and with the said Wicomico County land South 52° East through a concrete boundary marker to the center line of a ditch; thence (15) still by and with the Wicomico County land and the center line of said ditch North 33°00' East a distance of 1485.00'; thence (16) still by and with the said County land North 51° 00' East still by and with the center line of said ditch a distance of 165.00'; thence (17) still by and with said County land North 15°00' West a distance of 379.5' to a concrete boulder on the southwesterly line of the City limits of the City of Fruitland; thence (18) on several courses in a general Southeasterly direction by and with the corporate limits of the City of Fruitland to the northwesterly line of the Allen Road and the place of beginning.

And we do further certify that there are no persons who live within the area above described.

Name:

E. S. Adkins & Company

by   
Via President

  
Billie M. Cooper

LIBER 3 PAGE 37

CERTIFICATE OF VERIFICATION

I, Wendell G. Mezick, Sr., President of the City Council of the City of Fruitland, Maryland, do hereby certify that I have examined the Petitions for Annexation filed with the City of Fruitland herewith and have ascertained that the signatures are genuine, and that the petitioners signing the petition are the owners of more than 25% of the total assessed valuation of the real property located in the area to be annexed: and I further certify that I am familiar with the area proposed to be annexed and certify that there are no persons presently living within said area.

*Wendell G. Mezick, Sr.*  
WENDELL G. MEZICK, SR.  
City Council President

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
148 W. MAIN STREET  
SALISBURY, MD 21601  
TEL. 540-1281

received for Record *Nov 3, 1986* and recorded in the  
*W&A* Records of Wicomico County, Maryland in Liber A.J. 3  
Vol. 3, Folios 28-32  
*A. James Smith* Clerk

EX. & REC. JOHN E. JACOB, JR. 11/18/86

888214

ANNEXATION AGREEMENT

14,003

THIS AGREEMENT entered into this 9th. day of May, 1988, by and between E. Dean W. Richardson and Don Conaway, Individually and as Partners t/a Seashore Realty, and Paul F. Richardson Enterprises, Inc., a Maryland Corporation, and P. C. Mill, Inc., a Maryland Corporation, hereinafter referred to as "Petitioners", and The Town of Willards, a body politic and corporate of the State of Maryland, hereinafter referred to as "Town", WITNESSETH:

WHEREAS, Petitioners have petitioned Town to annex their property into the town limits, said property being more particularly shown and designated on that plat entitled "Annexation to The Town of Willards" attached hereto and incorporated herein by reference as Exhibit "A", and consisting of 86.61 acres, more or less, 30.8 acres, more or less, of which are to be subdivided into 62 single family lots of an average size of 18,000 square feet, and 15.2 acres, more or less, of which are to be designated for future development, and 40 acres, more or less, (along with 4.865 acres already in the Town Limits), of which are proposed to be undeveloped at this time, said property being conveyed to the Petitioners by the following deeds: (1) Deed to Paul F. Richardson Enterprises, Inc, by deed recorded in Liber A.J.S. No. 888, Folio 883; (2) Deed to E. Dean W. Richardson and Don Conaway, Partners trading as Seashore Realty by deed recorded in Liber A.J.S. No. 1103, Folio 700; and

WHEREAS, said Petition has been considered and reviewed by the Willards Planning and Zoning Commission and as a condition precedent to said annexation, the The Town Council of Willards, Maryland, wishes to set forth the terms and provisions of annexation as provided for herein; and

WHEREAS, this Agreement is entered into for the purposes of setting forth the agreement of the Petitioners and Town.

NOW, THEREFORE, in consideration of the mutual covenants hereby given from one party to the other and further good and valuable consideration, it is hereby agreed as follows:

SEIDEL AND BAKER  
ATTORNEYS AT LAW  
SALISBURY, MD.  
KLH/cw

40.00

1. The Town Council of Willards will consider a Resolution for the proposed annexation of the subject 86.61 acres, more or less, contingent upon and subject to the conditions of this Agreement being complied with.

2. As a condition to the aforesaid annexation, Petitioners, E. Dean W. Richardson and Don Conaway, Individually and as Partners trading as Seashore Realty and P. C. Mill, Inc., a Maryland Corporation, do hereby agree to pay all costs in regard to said annexation including but not limited to the laying out and paving of all streets, curbing, sidewalks, the setting of street lights, the running of water and sewer, including sewer lateral and water tap and water boxes (if required by the Town and/or Wicomico County), for the proposed 30.8 acres, more or less, of which are to be subdivided into 62 single family lots as aforesaid, as well as the 15.2 acres which are designated for future development. In addition thereto, the Petitioners shall pay all attorney's fees, advertising costs, document preparation, and all other related and miscellaneous costs in regard to said annexation.

3. As stated aforesaid, Petitioners, E. Dean W. Richardson and Don Conaway, Individually and as Partners trading as Seashore Realty and P. C. Mills, Inc., a Maryland Corporation, shall develop 30.8 acres, more or less, of said property into 62 single family lots of 18,000 square feet, more or less, and 15.2 acres will be for future development. This development will be done in four phases pursuant to the following schedule:

Phase 1 to be started upon final approval of annexation and completed within twelve (12) months;

Phase 2 to be started upon sale of 80 percent of the lots in Phase 1 and completed within twelve (12) months;

Phase 3 to be started upon sale of 80 percent of the lots in Phase 2 and completed within twelve (12) months;

Phase 4 to be started upon sale of 80 percent of the lots in Phase 3 and completed within nine (9) months.

Upon request, Petitioners, E. Dean W. Richardson and Don Conaway, Individually and as Partners trading as Seashore Realty and P. C. Mill, Inc., a Maryland Corporation, shall provide to the Town a status report as to the sale of lots in each respective phase. As to the remaining 40 acres, more or less, (along with the 4.865 acres already within the Town Limits), Petitioner, Paul F. Richardson Enterprises, Inc., a Maryland Corporation, hereby agrees that said tract of land will not be developed or built upon, nor will any portion or lot be developed or built upon, irrespective of whether allowed by the Zoning Code for The Town of Willards or The Willards Subdivision Regulations, until the cost of running water and sewer, as well as all other related expenses including streets, curbing, lights, and related costs as set forth in Paragraph 4 below have been paid up front by said Petitioner to the Town, as to said lot, off conveyance, or entire tract, and said Petitioner, Paul F. Richardson Enterprises, Inc., a Maryland Corporation, does hereby agree to pay all of the aforesaid costs.

4. Services will be available upon annexation, subject to the conditions hereof and the Resolution of Annexation being complied with by all Petitioners. Water and sewer service will be contingent upon approval of an improvements construction plan, including an engineer's estimate of the aforesaid improvements costs as set forth in Paragraphs 2 and 3 above, the payment to the Town by Petitioners of all required fees, improvement costs and charges and the completion of the necessary construction to serve the property. Petitioners shall post said improvement costs with The Town of Willards prior to the Town approving any of the aforesaid development of the subject area, said money to be posted through one of the following four methods:

- (a) Escrow account by the Town of Willards;
- (b) Performance bond; or
- (c) Irrevocable letter of credit;

LIBER 3 PAGE 41  
LIBER 1143 FOLIO 019

(d) Cash.

5. It is understood and agreed by the parties hereto that Petitioners shall be responsible for said annexation costs whether or not said annexation is approved by the Town at large; it being understood by Petitioners that the Town does not in any way guarantee said annexation. Furthermore, Petitioners understand and agree that should they abandon said Petition for Annexation, they shall be responsible for all costs, expenses, and miscellaneous charges incurred by the Town including, but not limited to, attorney's fees, advertising costs, and any and other miscellaneous charges related to said annexation incurred by the Town up to the point of abandonment by the Petitioners.

6. It is agreed and understood by Petitioners that the subject property will be required to use any and all available city systems at the time of development and construction. Petitioners will be responsible for sewer lateral and water tap as well as water boxes for each and every lot. All existing development which is served by an on-site water and/or sewer system may maintain those systems as long as they are in good working order and pose no threat to the environment, City water supply, or until ordered to abandon it by the County or State Health Department.

7. Any and all streets as proposed and provided for in said annexed area shall be dedicated by Petitioners and Developers to The Town of Willards.

8. Property taxes will be assessed at the first normal taxing period following annexation.

9. Prior to or simultaneous with the execution of this Agreement by Petitioners, Petitioners shall pay over \$5,000.00 to The Town of Willards to secure the costs of the Town's attorneys fees, document preparation, advertisement, and miscellaneous expenses in regard to said annexation; said funds to be held in a Town of Willards Escrow Account, with the President of the Town Council and Treasurer of the Town as authorized signatures, to be used by The Town of Willards to pay the aforesaid bills and costs upon

presentment to The Town of Willards of properly submitted invoices for services rendered. Any unused portion of said \$5,000.00 along with copies of the paid invoices shall be returned to the Petitioners upon finalization and completion of the annexation process. If the aforesaid costs should exceed \$5,000.00, then the Petitioners hereby agree that they will be responsible for any and all costs and expenses over and above the aforesaid \$5,000.00 but not to exceed \$7,500.00. The aforesaid \$7,500.00 "Cap" will not apply in the event that this Petition and Resolution is taken to referendum or challenged in any legal proceeding.

10. This Agreement shall be binding upon the personal representatives, heirs, successors and assigns of the parties hereto, it being understood by the parties hereto that the enclosed Agreement constitutes a binding contract enforceable by either party.

11. This Agreement shall be governed by the laws of the State of Maryland.

12. Should any provision of this Agreement be determined to be invalid by any Court of this State or in violation of any statute, law, or ordinance, then said invalidity will not affect the remainder of this Agreement.

13. It is hereby agreed and understood that this Agreement shall constitute a lien upon the subject property as set forth above and shall run with the subject property and shall be binding upon any and all Personal Representatives, heirs, successors, and assigns of the parties hereto.

IN WITNESS WHEREOF, we hereby sign our names and seals this 9th. day of May, 1988.

WITNESSES:

*[Handwritten signature]*

*E. Dean W. Richardson* (SEAL)  
E. Dean W. Richardson, Individually  
and Partner t/a Seashore Realty



LIBER 3 PAGE 43  
LIBER 1143 FOLIO 021

W. G. Snow

Don Conaway (SEAL)  
Don Conaway, Individually and  
Partner t/a Seashore Realty

ATTEST:

PAUL F. RICHARDSON  
ENTERPRISES, INC., a Maryland  
Corporation

Lida B. Richardson

BY: Paul F. Richardson (SEAL)  
President

ATTEST:

P. C. MILL, INC.,  
A Maryland Corporation

E. Dean W. Richardson

E. Dean W. Richardson,  
Secretary/Treasurer

BY: Paul C. Ewell (SEAL)  
Paul C. Ewell, President

Attest as to All Council Members:

TOWN OF WILLARDS, A Body  
Politic and Corporate of the  
State of Maryland

Gloria Smith  
Gloria Smith - Town Secretary

BY: Louis E. Davis  
Louis E. Davis - Council President

BY: Donald L. Lewis  
Donald L. Lewis -  
Council Vice President

BY: Judy Smack  
Judy Smack - Council Member

BY: Joan Callaway  
Joan Callaway - Council Member

BY: Jack Vetra  
Jack Vetra - Council Member

REC FEE 40.00  
TOTL 40.00  
5548CHK 40.00  
04 01988 5-10 P1:11

Re: 54B

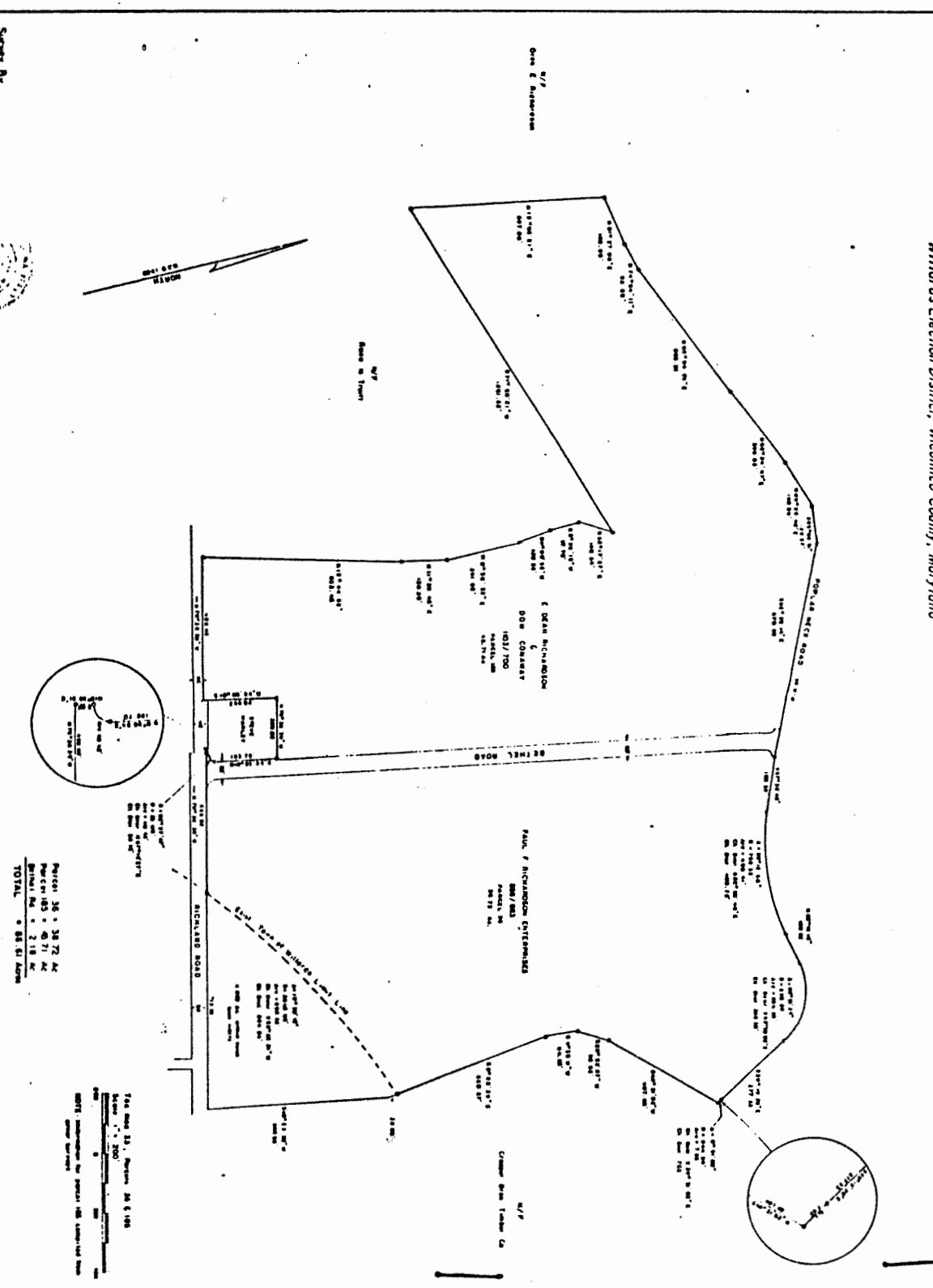
EXHIBIT "A"

ANNEXATION TO THE TOWN OF WILLARDS  
Willards Election District, Wicomico County, Maryland

Survey By  
Steven E. Warren  
Willards, Maryland  
April, 1988



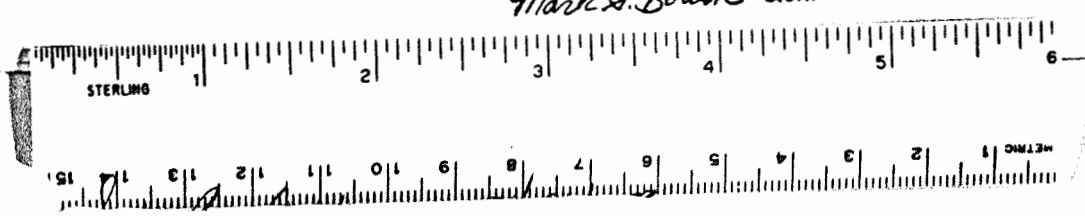
St. S. Down



Parcel 36 - 38.72 Ac
Parcel 37 - 37.71 Ac
Parcel 38 - 37.71 Ac
TOTAL - 114.14 Ac

Received for Record May 10, 1988 and recorded in the  
Land Records of Wicomico County, Maryland in Liber 1143  
No. 1143 Folios 16-22

Mark S. Bowen Clerk



14,003

LIBER 3 PAGE 45

TOWN OF WILLARDS

P O BOX 98  
WILLARDS, MARYLAND 21874 - 0098

August 6, 1988

Ms. Susan Nematollahi  
Department of Legislative Reference  
90 State Circle  
Annapolis, Maryland 21401

Dear Ms. Nematollahi:

Enclosed please find Resolution No. 1988-1 for the Town of Willards which deals with the annexation of 86.61 acres of land, more or less, into the Town of Willards. Resolution No. 1988-1 is known as the Bethel Road/Old Mill Annexation which became effective August 5, 1988.

Our boundary description has not been amended to include the Bethel Road/Old Mill Annexation. A boundary description of the annexed area is attached to the Resolution along with the conditions of annexation. Also enclosed herewith please find a copy of the plat of the annexed area, as well as, a copy of the schedule of services for said area.

If you have any questions or recommendations regarding the submission of the above mentioned Charter Amendment, please call me. I am also enclosing with this letter the required form for listing all municipal enactments.

Very truly yours,

*Louis E. Davis Jr.*  
Louis E. Davis, Jr.  
Town Council President

KLH/tr  
Enclosures  
cc Mark S. Bowen,  
Clerk of the Circuit Court  
For Wicomico County and  
State of Maryland  
State Planning Office  
State Assessments Office - Wicomico County  
Wicomico County Planning & Zoning Commission

RESOLUTION NO. 1988-1

A RESOLUTION of The Council of The Town of Willards proposing the annexation to The Town of Willards of a certain area of land situated contiguous to and binding upon the northwesterly Corporate Limits of The Town of Willards, popularly known as the "Bethel Road/Old Mill Annexation" bounded on the north by Poplar Neck Road; bounded on the east in part by the lands now or formerly owned by Cropper Brothers Timber Company; bounded on the southeast by the Corporate Limits of The Town of Willards and the lands of Paul F. Richardson Enterprises, Inc.; bounded on the south by Richland Road; bounded on the west by the lands now or formerly owned by Oren E. Richardson and the lands now or formerly owned by Rosa M. Truitt.

WHEREAS, The Town of Willards has received a petition to annex, signed by at least twenty-five percent (25%) of the persons who are resident registered voters and of the persons who are owners of at least twenty-five percent (25%) of the assessed valuation of the real property in the area sought to be annexed and being contiguous to and binding upon the northwesterly corporate limits of The Town of Willards and popularly known as the "Bethel Road/Old Mill Annexation" for identification; and

WHEREAS, The Town of Willards has caused to be made a certification of the signatures on said petition to annexation and has verified that the persons signing the petition represent at least twenty-five percent (25%) of the persons who are eligible voters and property owners in the area to be annexed, all as of the 2nd day of May, 1988, as will more particularly appear by the certification of Donald L. Lewis, Chairman of the Planning and Zoning Commission, attached hereto; and

WHEREAS, it appears that the petition meets all the requirements of the law.

SECTION 1. NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF WILLARDS that it is hereby proposed and recommended that the boundaries of The Town of Willards be changed so as to annex to and include within said Town all that certain area of land together with the

persons residing therein and their property, contiguous to and binding upon the northwesterly corporate limits of The Town of Willards and being more particularly described in Exhibit "A" attached hereto and made a part hereof.

SECTION 2. AND BE IT FURTHER RESOLVED BY THE TOWN OF WILLARDS, that the annexation of the said area be made subject to the terms and conditions in Exhibit "B" attached hereto and made a part hereof.

SECTION 3. AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF WILLARDS, that The Council of The Town of Willards hold a public hearing on the annexation hereby proposed on Monday, the 20th day of June, 1988, at 7:00 o'clock p.m. in the Town Hall and the Executive Officer shall cause a public notice of the time and place of said hearing to be published not fewer than four (4) times at not less than weekly intervals, in a newspaper of general circulation in The Town of Willards, and the area to be annexed, accurately describing the proposed annexation and the conditions and circumstances applicable thereto, which said notice shall specify a time and place at which The Council of The Town of Willards will hold a public hearing on the Resolution.

SECTION 4. AND BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF WILLARDS, That this resolution shall take effect upon the expiration of forty-five (45) days following its final passage, subject, however, to the right of referendum as contained in Article 23A of the Maryland Code.

The above resolution was introduced and read and passed at the regular meeting of the Council of The Town of Willards held on the 9th day of May, 1988, and having been duly published as required by law in the meantime, was finally passed after a public hearing at its meeting held on the 20th day of June, 1988.

ATTEST:

LIDER

3 PAGE 48

Gloria Smith  
Gloria Smith, Town Secretary

Louis E. Davis, Jr.  
Louis E. Davis, Jr., Town President

Don Lewis  
Don Lewis, Vice President

Judy Smack  
Judy Smack

Joan Calloway  
Joan Calloway

Jack Vetra  
Jack Vetra

EXHIBIT A  
BETHEL ROAD/OLD MILL ANNEXATION

A RESOLUTION of The Council of The Town of Willards proposing the annexation to The Town of Willards of a certain area of land contiguous to and binding upon the northwesterly Corporate Limits of The Town of Willards to be known as the "Bethel Road/Old Mill Annexation", said land being more particularly described as follows: Beginning for the same at a marker on the corporate limit, said marker being located on the North side of Richland Road; thence North 76 degrees 26 minutes 39 seconds West a distance of 455.68 feet by and with the Northerly side of Richland Road and across Bethel Road to a marker on the Westerly side of Bethel Road; thence North 13 degrees 33 minutes 21 seconds East a distance of 5.0 feet to a point; thence at an arc of 40.42 feet to a marker located on the Easterly side of the property now or formerly owned by Steve Hurley; thence by and with the Easterly line of the aforesaid Hurley property North 10 degrees 55 minutes 34 seconds East a distance of 193.76 feet to a marker located at the Northeasterly corner of the aforesaid Hurley property; thence by and with the Northerly property line of the aforesaid Hurley property North 76 degrees 26 minutes 39 seconds West 200.00 feet to a marker located at the Northwesterly corner of the aforesaid Hurley property; thence by and with the Westerly line of the aforesaid Hurley property South 10 degrees 55 minutes 34 seconds West a distance of 235.02 feet to a marker located on the Northerly side of Richland Road; thence continuing by and with the Northerly side of Richland Road North 76 degrees 26 minutes 39 seconds West a distance of 489.46 feet to a marker located on the Northerly side of Richland Road and being the Southeasterly corner of the lands now or formerly owned by Rosa M. Truitt; thence by and with the

Easterly boundary line and Northerly boundary line of the aforesaid lands now or formerly owned by Rosa M. Truitt, the seven following courses (1) North 15 degrees 44 minutes 55 seconds a distance of 652.40 feet to a marker; (2) North 11 degrees 25 minutes 46 seconds East a distance of 139.20 feet to a marker; (3) North 0 degrees 36 minutes 33 seconds East a distance of 241.98 feet to a marker; (4) North 11 degrees 00 minutes 55 seconds West a distance of 105.33 feet to a marker; (5) North 05 degrees 39 minutes 15 seconds West a distance of 97.70 feet to a marker; (6) North 35 degrees 17 minutes 37 seconds East a distance of 140.34 feet to a marker, said marker being located in the Northeasterly corner of the lands now or formerly owned by Rosa M. Truitt; (7) South 71 degrees 28 minutes 21 seconds West a distance of 1,261.52 feet to a marker located on the Easterly line of the lands now or formerly owned by Oren E. Richardson; thence by and with the Easterly line of the lands now or formerly owned by Oren E. Richardson North 15 degrees 08 minutes 21 seconds East a distance of 597.00 feet to a marker located on the Southerly side of Poplar Neck Road; thence running by and with the Southerly line of the aforesaid Poplar Neck Road the following thirteen courses (1) North 81 degrees 27 minutes 08 seconds East a distance of 166.69 feet to a marker; (2) North 74 degrees 54 minutes 11 seconds East a distance of 93.50 feet to a marker; (3) North 66 degrees 54 minutes 55 seconds East a distance of 500.22 feet to a marker; (4) North 65 degrees 24 minutes 47 seconds East a distance of 299.02 feet to a marker; (5) North 69 degrees 25 minutes 40 seconds East a distance of 168.89 feet to a marker; (6) South 85 degrees 05 minutes 51 seconds a distance of 129.37 feet to a marker; (7) thence continuing as aforesaid and running across Bethel Road South 65 degrees 25 minutes 14 seconds East a distance of 670.90 feet to a point located at the intersection of Poplar Neck



LISER 3 PAGE 51

Road with the East side of Bethel Road; (8) South 67 degrees 26 minutes 48 seconds a distance of 183.35 feet to a marker; (9) thence at a chord bearing of South 82 degrees 33 minutes 46 seconds East for a chord distance of 400.72 feet to a marker; (10) North 82 degrees 19 minutes 16 seconds for a distance of 108.32 feet to a marker; (11) thence at a chord bearing of South 63 degrees 30 minutes 02 seconds East for a chord distance of 268.39 feet to a marker; (12) South 29 degrees 19 minutes 20 seconds East a distance of 277.33 feet to a concrete marker; (13) thence at a chord bearing of South 29 degrees 31 minutes 52 seconds East a chord distance of 7.62 feet to a marker located on the Westerly line of the properties now or formerly of Cropper Brothers Timber Company; thence running by and with the Westerly line of the properties now or formerly owned by Cropper Brothers Timber Company the following four distances (1) South 43 degrees 21 minutes 02 seconds West for a distance of 407.88 feet to a marker; (2) South 29 degrees 53 minutes 57 seconds West a distance of 98.82 feet to a marker; (3) South 04 degrees 23 minutes 11 seconds West a distance of 94.65 feet to a marker; (4) thence continuing as aforesaid South 06 degrees 53 minutes 29 seconds East a distance of 520.37 feet to a marker at the existing Town of Willards Limit line; thence by and with the existing Town of Willards Limit line across the lands now or formerly of Paul F. Richardson Enterprises, Inc., at a chord bearing of South 62 degrees 25 minutes 21 seconds West for a chord distance of 894.54 feet to a marker located on the Northerly side of Richland Road and being the place of beginning, containing 86.61 acres of land, more or less.

LIGER 3 PAGE 52  
EXHIBIT B  
CONDITIONS OF ANNEXATION

A. SERVICES AND TAXES

1. Property taxes will be assessed at the first normal taxing period following annexation.
2. (Services will be available upon annexation subject to the conditions hereof being complied with.) Water and sewer service will be contingent upon approval of an improvements construction plan, including an engineer's estimate of improvements costs, the payment to the Town of all required fees, improvements costs and charges and the completion of the necessary construction to serve the property. Petitioner will be responsible for the costs of all improvements including water and sewer, streets, sidewalks, curbing, street lights, and all other related and miscellaneous costs.

B. GENERAL PROVISIONS

1. All existing development which is served by an on-site water and/or sewer system may maintain those systems as long as they are in good working order and pose no threat to the environment, City water supply, or until ordered to abandon it by the County or State Health Department. At the time of connection, the property owner must request the service of water and/or sewer and pay the appropriate front foot assessments and tapping fees in accordance with Town policy current at the time of application.
2. Services for newly developed areas will be bound by the provisions of A.2 above.
3. Zoning will be residential which complies and is consistent with the County Comprehensive Plan.
4. As a condition of this annexation, the Petitioner shall pay the costs and expenses, including advertising costs, attorneys fees, and document costs associated with the annexation, as required by Maryland Code and said Petitioners accept full responsibility for same, pursuant to the terms and conditions set forth in the Agreement between the Petitioners and the Town.

## ARTICLE I

## THE MUNICIPAL CORPORATION

## GENERAL CORPORATE POWERS

Section 101. "The Town of Willards"

The inhabitants of Willards within the provisions of this article within the corporate limits legally established from time to time are hereby constituted and/or continued a body politic, by the name of "The Town of Willards" with all the privileges of a body corporate, by that name to sue and be sued, to plead and be impleaded in any court of law or equity, to have and use a common seal and to have perpetual succession, unless the Charter and the corporate existence are legally abrogated.

## CORPORATE LIMITS

Section 102. A Description of the Corporate Boundaries

The corporate boundaries of the Town of Willards shall be a circle with a radius of two thousand six hundred forty (2,640) feet from a center point located at the intersection of the south right-of-way line of Regnault Avenue with the west right-of-way line to Canal Street; said center point having a west longitude of 75 degrees; 20 minutes, 55.95 seconds and a north latitude of 38 degrees, 23 minutes, 28.69 seconds.

OUTLINE OF PROPOSED SERVICES AND FACILITIES

" BETHEL ROAD/OLD MILL ANNEXATION "

**I LAND USE PATTERN**

The area to be annexed is currently zoned Agricultural-Residential-Rural. The proposed development plan has been presented as Residential.

**II LAND FOR PUBLIC FACILITIES**

No land for public facilities such as schools, libraries, fire stations, etc. are anticipated.

**III EXTENSION OF MUNICIPAL SERVICES**

Water and sanitary sewer service will be made available to the annexed area by water and sanitary sewer mains and laterals to be installed by the developer, upon approval by the Town of Willards, Md. ("Town"). The water system connection will be made to the existing water system at the intersection of Richland Road and Richardson Street. The sanitary sewer system will be connected to existing service at the manhole opposite the pump station on Poplar Neck Road. All expenses in regard to water and sewer will be incurred per the developer per annexation agreement between the Town and developer.

Stormwater Management will be in accord with Wicomico County Stormwater Management Regulations. The cost of Stormwater Management and Stormwater Conveyance on-site and off-site will be the responsibility of the developer. Street improvements and curbing will comply with the Subdivision Ordinance and Zoning Code of the Town of Willards, Md. All expenses will be incurred by the developer per annexation agreement between the "Town" and "Developer".

Street lighting will be installed at the cost of the developer with the Town assuming the cost of electricity when the streets are turned over to the Town and/or County.

Other Town services such as trash collection will be available as needed upon annexation.

*Del.  
Ken Hooper*

Received for Record *Aug 9, 1988* and recorded in the  
Wic. Co. Records of Wicomico County, Maryland in Liber *M.S.B. 48*  
No. 3 Folios 38 - 54  
*Mark S. Bowen* Clerk

*Ex & O Ken Hooper, Atty 8/30/88*

## ANNEXATION RESOLUTION NO. 1-88

A RESOLUTION of the City Council of Fruitland, Maryland, proposing the annexation to the City of Fruitland, Maryland, of a certain area of land contiguous to and binding upon the southeasterly corporate limits of the City of Fruitland: BEGINNING for the same at a point on the Southeasterly line of the City of Fruitland and on the northerly line of Morris Pond at the southwesterly corner of property of Alfred Davis and running; thence (1) by and with the northerly line of Morris Pond in a northeasterly direction to the land owned by the City of Fruitland; thence (2) by and with the City of Fruitland land in a northerly direction to and across Division Street to the northerly line thereof; thence (3) in an easterly direction by and with the northerly line of Division Street to a point opposite the dividing line between the land of the City of Fruitland and the land of Lawrence A. Preller; thence (4) reversing said projected line in a southerly direction across Division Street to the southerly line thereof; thence (5) by and with the dividing line between the City of Fruitland and Preller properties in a southerly and southeasterly direction to the northerly line of Morris Mill Pond; thence (6) by and with the northerly line of Morris Mill Pond to the westerly line of the property of Frances Handy Lang; thence (7) in a northerly direction by and with the dividing line between the Lang and Preller properties to the southerly line of Division Street; thence (8) in a westerly direction by and with the southerly line of Division Street to a point opposite the Alfred Davis properties; thence (9) reversing said projected line in a northerly direction across Division Street to the northerly line thereof; thence (10) by and with the westerly line of said Lang property in a northerly direction a distance of 870 feet to a stone on the line of the property of Milford Perdue; thence (11) by and with the southeasterly line of said Perdue property in a northeasterly direction 1200 feet to and across Slab Bridge Creek to the easterly bank thereof; thence (12) by and with the easterly bank of Slab Bridge Creek in a general southerly direction to and across Division Street to the easterly line of Morris Pond; thence (13) by and with the easterly line of Morris Pond in a general southwesterly direction to the Fruitland City line; thence (14) by and with the Fruitland City line across Morris Pond in a northerly direction to the place of beginning; and providing that the property annexed should not be subject to City taxes before July 1, 1989, and should be zoned for high density residential zoning upon approval of the Wicomico County Council after provision of sewer and water services throughout the property so zoned, and shall be subject to all City ordinances upon annexation.

WHEREAS, the City of Fruitland has received a petition signed by Frances Handy Lang requesting that the City of Fruitland now annex a certain area of land contiguous to an binding upon the southeasterly corporate limits of the City of Fruitland; beginning for the same at a point on the southeasterly line of the City of Fruitland and on the northerly line of Morris Pond at the southwesterly corner of property of Alfred Davis and running; thence (1) by and with the northerly line of Morris Pond in a northeasterly direction to the land owned by the City of Fruitland; thence (2) by and with the City of Fruitland land in a northerly direction to and across Division Street to the northerly line thereof; thence (3) in an easterly direction by and with the northerly line of Division Street to a point opposite the dividing line between the land of the City of Fruitland and the land of Lawrence A. Preller; thence (4) reversing said projected line in a southerly direction across Division Street to the southerly line thereof; thence (5) by and with the dividing line between the City of Fruitland and Preller properties in a southerly and southeasterly direction to the northerly line of Morris Mill Pond; thence (6) by and

with the northerly line of Morris Mill Pond to the westerly line of the property of Frances Handy Lang; thence (7) in a northerly direction by and with the dividing line between the Lang and Preller properties to the southerly line of Division Street; thence (8) in a westerly direction by and with the southerly line of Division Street to a point opposite the Alfred Davis properties; thence (9) reversing said projected line in a northerly direction across Division Street to the northerly line thereof; thence (10) by and with the westerly line of said Lang property in a northerly direction a distance of 870 feet to a stone on the line of the property of Milford Perdue; thence (11) by and with the southeasterly line of said Perdue property in a northeasterly direction 1200 feet to and across Slab Bridge Creek to the easterly bank thereof; thence (12) by and with the easterly bank of Slab Bridge Creek in a general southerly direction to and across Division Street to the easterly line of Morris Pond; thence (13) by and with the easterly line of Morris Pond in a general southwesterly direction to the Fruitland City line; thence (14) by and with the Fruitland City line across Morris Pond in a northerly direction to the place of beginning.

AND WHEREAS, said petition was presented to the City of Fruitland on April 19, 1988, and officially received by it on that date.

AND WHEREAS, the City Council of Fruitland has caused to be made a verification of the signature on the Petition, and have ascertained that there is only one person who resides in the area proposed to be annexed who has signed the petition and she is also the owner of more than twenty five percent (25%) in value of the real property located in said area as of April 15, 1985, except for property belonging to the City of Fruitland which property may not be counted in the determination of the percentage of ownership for annexation as will appear in the certificate of Wendell Mezick, City Council President, duly filed prior hereto among the official records of the City of Fruitland, (a copy being attached hereto);

AND WHEREAS, it appears that the petition meets the requirements of law.

SECTION 1. NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that it is hereby proposed that the boundaries of the City of Fruitland be changed so as to annex to and include all that area contiguous to and binding upon the southeasterly corporate limits of the City of Fruitland; beginning for the same at a point on the southeasterly line of the City of Fruitland and on the northerly line of Morris Pond at the southwesterly corner of property of Alfred Davis and running; thence (1) by and with the northerly line of Morris Pond in a northeasterly direction to the land owned by the City of Fruitland; thence (2) by and with the City of Fruitland land in a northerly direction to and across Division Street to the northerly line thereof; thence; (3) in an easterly direction by and with the northerly line of Division Street to a point opposite the dividing line between the land of the City of Fruitland and the land of Lawrence A. Preller; thence (4) reversing said projected line in a southerly direction across Division Street to the southerly line thereof; thence (5) by and with the dividing line between the City of Fruitland and Preller properties in a southerly and southeasterly direction to the northerly line of Morris Mill Pond; thence (6) by and with the northerly line of Morris Mill Pond to the westerly line of

property of Frances Handy Lrag; thence (7) in a northerly direction by and with the dividing line between the Lang and Preller properties to the southerly line of Division Street; thence (8) in a westerly direction by and with the southerly line of Division Street to a point opposite the Alfred Davis properties; thence (9) reverse said projected line in a northerly direction across Division Street to the northerly line thereof; thence (10) by and with the westerly line of said Lang property in a northerly direction a distance of 870 feet to a stone on the line of the property of Milford Perdue; thence (11) by and with the southeasterly line of said Perdue property in an northeasterly direction 1200 feet to and across Slab Bridge Creek to the easterly bank thereof; thence (12) by and with the easterly bank of Slab Bridge Creek in a general southerly direction to and across Division Street to the easterly line of Morris Pond; thence (13) by and with the easterly line of Morris Pond in a general southwesterly direction to the Fruitland City line; thence (14) by and with the Fruitland City line across Morris Pond in a northerly direction to the place of beginning.

SECTION II. AND BE IT FURTHER RESOLVED AND ORDAINED BY THE CITY COUNCIL OF FRUITLAND, MARYLAND, that it is further proposed that such annexation be made upon the terms and conditions as follows:

A. That upon the effective date of the annexation of said area hereby proposed, the provisions of the charter of the City of Fruitland, and all ordinances, resolutions, rules and regulations of the City of Fruitland in effect on said date shall apply to said area to the same extent as to all areas within the present corporate limits.

B. That all property included in the annexation shall be subject to taxation by the City of Fruitland at the full rate of taxes levied by the City of Fruitland beginning on July 1, 1989.

C. That zoning for all of the land now belonging to Frances Handy Lang which is included within the area being annexed shall be subject to approval by the City of Fruitland and be compatible with zoning consented to by the Wicomico County Council since said body retains veto powers over zoning within the area annexed for a period of five (5) years, and that the said Frances Handy Lang, or her nominee, shall have the right to petition this annexation to referendum if such consent is withheld by said Wicomico County Council.

D. That water and sewer service shall be provided for the property annexed upon the request of the owner of the property at the time of annexation provided capacity for the services requested are available at the time of request and upon his posting with the City of Fruitland the costs of engineering and construction properly attributable to the owner of the property.

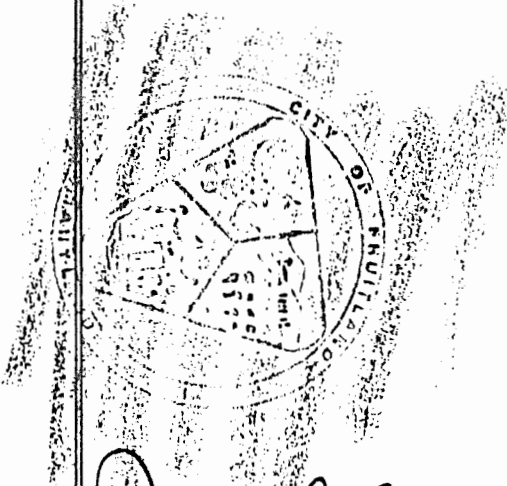
SECTION III. AND BE IT FURTHER RESOLVED AND ORDAINED BY THE CITY COUNCIL OF FRUITLAND, MARYLAND, that the City Council hold a public hearing in the City Hall in Fruitland, Maryland on the annexation hereby proposed on May 31st, 1988, at 7:30 P.M. The President of the City Council is hereby directed to cause a public notice of said hearing to be published in accordance with law, being Section 19 (d) of Article 23A of the Maryland Code.

SECTION IV. AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that this Resolution shall take effect

upon the expiration of forty five (45) days following its final passage.

THE ABOVE RESOLUTION was introduced and read at the meeting of the City Council of the City of Fruitland, Maryland, held on the 19th day of April, 1988, and having been duly published as required by law in the meantime, was finally passed at its meeting on the 31st day of May, 1988.

ATTEST:



Judith B. Carey  
CITY CLERK

Harold M. D.

Aubrey S. Pursey

Rebecca J. Anderson

Paul H. Willis

Howard J. Clutter  
COUNCILMEN



LIBER      3 PAGE 59  
 PETITION FOR ANNEXATION

I, the undersigned, the only person residing within the hereinafter described area, do hereby petition the City Council of Fruitland, Maryland, to pass a Resolution annexing the following described area into the City of Fruitland:

BEGINNING for the same at a point on the southeasterly line of the City of Fruitland and on the northerly line of Morris Pond at the southwesterly corner of property of Alfred Davis and running; thence (1) by and with the northerly line of Morris Pond in a northeasterly direction to the land owned by the City of Fruitland; thence (2) by and with the City of Fruitland land in a northerly direction to and across Division Street to the northerly line thereof; thence (3) in an easterly direction by and with the northerly line of Division Street to a point opposite the dividing line between the land of the City of Fruitland and the land of Lawrence A. Preller; thence (4) reversing said projected line in a southerly direction across Division Street to the southerly line thereof; thence (5) by and with the dividing line between the City of Fruitland and Preller properties in a southerly and southeasterly direction to the northerly line of Morris Mill Pond; thence (6) by and with the northerly line of Morris Mill Pond to the westerly line of the property of Frances Handy Lang; thence (7) in a northerly direction by and with the dividing line between the Lang and Preller properties to the southerly line of Division Street; thence (8) in a westerly direction by and with the southerly line of Division Street to a point opposite the Alfred Davis properties; thence (9) reversing said projected line in a northerly direction across Division Street to the northerly line thereof; thence (10) by and with the westerly line of said Lang property in a northerly direction a distance of 870 feet to a stone on the line of the property of Milford Perdue; thence (11) by and with the southeasterly line of said Perdue property in a northeasterly direction 1200 feet to and across Slab Bridge Creek to the easterly bank thereof; thence (12) by and with the easterly bank of Slab Bridge Creek in a general southerly direction to and across Division Street to the easterly line of Morris Pond; thence (13) by and with the easterly line of Morris Pond in a general southwesterly direction to the Fruitland City line; thence (14) by and with the Fruitland City line across Morris Pond in a northerly direction to the place of beginning.

And I do further certify that I am the only resident and registered voter of Fruitland Election District in the hereinbefore described area.

*Frances Handy Lang*  
 \_\_\_\_\_  
 FRANCES HANDY LANG

LAW OFFICES  
 JOHN E. JACOB, JR., P.A.  
 108 W. MAIN STREET  
 SALISBURY, MD 21801  
 TEL. 546-1281

## PETITION FOR ANNEXATION

I, the undersigned, a owner of real property within the hereinafter described area, do hereby petition the City Council of Fruitland, Maryland, to pass a Resolution annexing the following described area into the City of Fruitland:

BEGINNING for the same at a point on the southeasterly line of the City of Fruitland and on the northerly line of Morris Pond at the southwesterly corner of property of Alfred Davis and running; thence (1) by and with the northerly line of Morris Pond in a northeasterly direction to the land owned by the City of Fruitland; thence (2) by and with the City of Fruitland land in a northerly direction to and across Division Street to the northerly line thereof; thence (3) in an easterly direction by and with the northerly line of Division Street to a point opposite the dividing line between the land of the City of Fruitland and the land of Lawrence A. Preller; thence (4) reversing said projected line in a southerly direction across Division Street to the southerly line thereof; thence (5) by and with the dividing line between the City of Fruitland and Preller properties in a southerly and southeasterly direction to the northerly line of Morris Mill Pond; thence (6) by and with the northerly line of Morris Mill Pond to the westerly line of the property of Frances Handy Lang; thence (7) in a northerly direction by and with the dividing line between the Lang and Preller properties to the southerly line of Division Street; thence (8) in a westerly direction by and with the southerly line of Division Street to a point opposite the Alfred Davis properties; thence (9) reversing said projected line in a northerly direction across Division Street to the northerly line thereof; thence (10) by and with the westerly line of said Lang property in a northerly direction a distance of 870 feet to a stone on the line of the property of Milford Perdue; thence (11) by and with the southeasterly line of said Perdue property in a northeasterly direction 1200 feet to and across Slab Bridge Creek to the easterly bank thereof; thence (12) by and with the easterly bank of Slab Bridge Creek in a general southerly direction to and across Division Street to the easterly line of Morris Pond; thence (13) by and with the easterly line of Morris Pond in a general southwesterly direction to the Fruitland City line; thence (14) by and with the Fruitland City line across Morris Pond in a northerly direction to the place of beginning.

And I do further certify that I own more than twenty five percent (25%) in assessable value of all the real property above described as it appears on the assessment books of Wicomico County, Maryland.

*Frances Handy Lang*  
FRANCES HANDY LANG

LIBER 3 PAGE 61

CERTIFICATE OF VERIFICATION

I, WENDELL G. MEZICK, SR., President of the City Council of the City of Fruitland, Maryland, do hereby certify that I have examined the Petitions for Annexation filed with the City of Fruitland, and have ascertained that the signatures thereon are genuine; that the petition signing one petition constitute more than twenty five percent (25%) of the persons who reside in the area to be annexed and are registered to vote in Fruitland Election District in county elections, and that said petitioner signing the other petition is the owner of more than twenty five percent (25%) of the total assessed valuation of the real property located in the area to be annexed.

*Wendell G. Mezick*  
\_\_\_\_\_  
WENDELL G. MEZICK, SR.

*Repts:*  
LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
100 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 846-1201

Received for Record *7/21, 14, 1985* and recorded in the  
*Wic Co* Records of Wicomico County, Maryland in Liber *M.S.B. 98*  
No. *3* Folios *55 - 61*

*Mark S. Bowen* Clerk

*Ex. v. P. John E. Jacob, Jr., P.A. 12/27/88*

ANNEXATION RESOLUTION NO. 2-88

A RESOLUTION of the City Council of Fruitland, Maryland, proposing the annexation to the City of Fruitland, Maryland, of a certain area of land contiguous to and binding upon the Northerly corporate limits of the City of Fruitland: Beginning for the same at a point on the Northerly line of the City of Fruitland 279.32 feet Northerly of the Easterly line of West Main Street or the Shad Point Road at its intersection with the line of the Timberlake Subdivision; and running thence (1) North 47 degrees 59 minutes 59 seconds West a distance of 113.21 feet; thence (2) South 51 degrees 17 minutes 58 seconds West a distance of 180.54 feet; thence (3) South 42 degrees 28 minutes 14 seconds West a distance of 40.48 feet; thence (4) South 51 degrees 17 minutes 58 seconds West a distance of 40.0 feet to the Easterly line of West Main Street; thence (5) on a course perpendicular to the line of West Main Street across West Main Street to the Westerly line thereof a distance of 45.0 feet; thence (6) South 38 degrees 42 minutes 02 seconds East to the Northerly line of the City of Fruitland; thence (7) by and with the Northerly line of the City of Fruitland North 54 degrees 40 minutes 27 seconds East to the place of beginning, and providing that the property annexed should not be subject to City taxes before July 1, 1989, should be zoned for R1A Single Family Residential Use; should be immediately entitled to an allocation of capacity for water and sewer services, and shall be subject to all City Ordinances upon annexation.

WHEREAS, the City of Fruitland, Maryland, has received a petition signed by Hunter R. Mann, III, and Valerie J. Mann, his wife, requesting that the City of Fruitland now annex a certain area of land contiguous to and binding upon the Northerly corporate limits of the City of Fruitland: Beginning for the same at a point on the Northerly line of the City of Fruitland 279.32 feet Northerly of the Easterly line of West

LAW OFFICES  
 JOHN E. JACOB, JR., P.A.  
 100 W. MAIN STREET  
 SALISBURY, MD 21801  
 TEL. 546-1281

LIBER 3 PAGE 63

Main Street or the Shad Point Road at its intersection with the line of the Timberlake Subdivision; and running thence (1) North 47 degrees 59 minutes 59<sup>5</sup>/<sub>10</sub> seconds West a distance of 113.21 feet; thence (2) South 51 degrees 17 minutes 58 seconds West a distance of 180.54 feet; thence (3) South 42 degrees 28 minutes 14 seconds West a distance of 40.48 feet; thence (4) South 51 degrees 17 minutes 58 seconds West a distance of 40.0 feet to the Easterly line of West Main Street; thence (5) on a course perpendicular to the line of West Main Street across West Main Street to the Westerly line thereof a distance of 45.0 feet; thence (6) South 38 degrees 42 minutes 02 seconds East to the Northerly line of the City of Fruitland; thence (7) by and with the Northerly line of the City of Fruitland North 54 degrees 40 minutes 27 seconds East to the place of beginning.

AND WHEREAS, said petition was presented to the City of Fruitland on October 10, 1988, and officially received by it on that date.

AND WHEREAS, the City Council of Fruitland has caused to be made a verification of the signatures on the Petition and have ascertained that there are no persons who reside in the area proposed to be annexed and that the petition has been signed by all of the property owners of the area proposed to be annexed and they are the owners of 100% of the assessed property in said area which contains also a portion of the street bed of West Main Street or the Shad Point Road, which said street bed may not be counted in the determination of the percentage of ownership for annexation as will appear in the certificate of Wendell Mezick, City Council President, duly filed prior hereto among the official records of the City of Fruitland (a copy being attached hereto).

AND WHEREAS, it appears that the petition meets the requirements of law.

SECTION I: NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that it is

hereby proposed that the boundaries of the City of Fruitland be changed so as to annex to and include all that certain area contiguous to and binding upon the Northerly corporate limits of the City of Fruitland: Beginning for the same at a point on the Northerly line of the City of Fruitland 279.32 feet Northerly of the Easterly line of West Main Street or the Shad Point Road at its intersection with the line of the Timberlake Subdivision; and running thence (1) North 47 degrees 59 minutes 59 seconds West a distance of 113.21 feet; thence (2) South 51 degrees 17 minutes 58 seconds West a distance of 180.54 feet; thence (3) South 42 degrees 28 minutes 14 seconds West a distance of 40.48 feet; thence (4) South 51 degrees 17 minutes 58 seconds West a distance of 40.0 feet to the Easterly line of West Main Street; thence (5) on a course perpendicular to the line of West Main Street across West Main Street to the Westerly line thereof a distance of 45.0 feet; thence (6) South 38 degrees 42 minutes 02 seconds East to the Northerly line of the City of Fruitland; thence; (7) by and with the Northerly line of the City of Fruitland North 54 degrees 40 minutes 27 seconds East to the place of beginning, and providing for the conditions and circumstances applicable to the proposed change in the boundaries of the City of Fruitland, generally subject to all provisions of the Charter of the City of Fruitland.

SECTION II: AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that it is further proposed that such annexation be made upon the terms and conditions:

A. That upon the effective date of the annexation of said area hereby proposed, the provisions of the Charter of the City of Fruitland, and all Ordinances, Resolutions, rules and regulations of the City of Fruitland in effect on said date shall apply to said area to the same extent as to all areas within the present corporate limits.

B. That upon the effective date of the annexation

LIBER 3 PAGE 65

of said area hereby proposed, all property therein shall be subject to taxation by the City of Fruitland at the full rate of taxes levied by the City of Fruitland from time to time; provided that if the effective date of annexation shall occur after a portion of the taxable year has elapsed, no taxes shall be imposed before the end of the tax year following annexation.

C. That zoning for all of the land now belonging to Hunter R. Mann, III, and Valerie J. Mann, his wife, which is included within the area being annexed shall be zoned R1A, Single Family Residential, which is compatible with its present County zoning.

D. That water and sewer service shall be provided for the property annexed upon the request of the owners upon their posting with the City of Fruitland the costs of engineering and construction properly attributable to the owners of the property.

SECTION III: AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that the City Council hold a public hearing in the City Hall in Fruitland, Maryland, on the annexation hereby proposed on December 13, 1988, at 7:15 P.M. The President of the City Council is hereby directed to cause a public notice of said hearing to be published in accordance with law, being Section 19 (d) of Article 23A of the Maryland Code.

SECTION IV: AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that this Resolution shall take effect upon the expiration of forty five (45) days following its final passage.

THE ABOVE RESOLUTION was introduced and read at the meeting of the City Council of the City of Fruitland, Maryland, held on the 11th day of October, 1988, and having been duly published as required by law in the meantime, was finally passed at its meeting on the 13<sup>th</sup> day of December, 1988.

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
108 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 546-1281

ATTEST:

LIBER 3 PAGE 66



*Judith B. Carey*  
 CITY CLERK

*Herbert H. Meijick*

*Harold J. Cutton*

*Andrew E. Sweeney*

COUNCILMEN



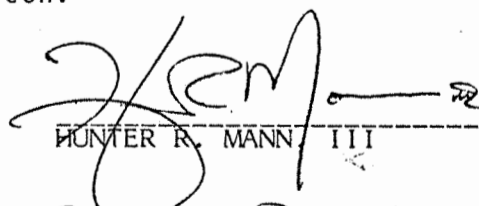
LIBER 3 PAGE 67

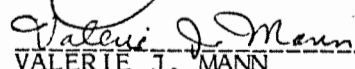
## PETITION FOR ANNEXATION

We, the undersigned, the only property owners of the hereinafter described area, there being no residents thereof, do hereby petition the City Council of Fruitland, Maryland, to pass a Resolution annexing the following described area into the City of Fruitland:

Beginning for the same at a point on the Northerly line of the City of Fruitland 279.32 feet Northerly of the Easterly line of West Main Street or the Shad Point Road at its intersection with the line of the Timberlake Subdivision; and running thence (1) North 47 degrees 59 minutes 59 seconds West a distance of 113.21 feet; thence (2) South 51 degrees 17 minutes 58 seconds West a distance of 180.54 feet; thence (3) South 42 degrees 28 minutes 14 seconds West a distance of 40.48 feet; thence (4) South 51 degrees 17 minutes 58 seconds West a distance of 40.0 feet to the Easterly line of West Main Street; thence (5) on a course perpendicular to the line of West Main Street across West Main Street to the Westerly line thereof a distance of 45.0 feet; thence (6) South 38 degrees 42 minutes 02 seconds East to the Northerly line of the City of Fruitland; thence (7) by and with the Northerly line of the City of Fruitland North 54 degrees 40 minutes 27 seconds East to the place of beginning.

And we do further certify that we are the only property owners on the hereinbefore described area, and that there are no registered voters of the Fruitland Election District of Wicomico County, Maryland, who live thereon.

  
 HUNTER R. MANN III

  
 VALERIE J. MANN

LAW OFFICES  
 JOHN E. JACOB, JR., P.A.  
 106 W. MAIN STREET  
 SALISBURY, MD 21801  
 TEL. 546-1281

CERTIFICATE OF VERIFICATION

I, Wendell G. Mezick, Sr., President of the City Council of Fruitland, Maryland, do hereby certify that I have examined the Petition for Annexation filed with the City of Fruitland, Maryland, and have ascertained that the signatures thereon are genuine; that the persons signing are the owners of more than twenty five percent (25%) of the assessable property in the area to be annexed, and that there are no persons living in the said area and therefore no registered voters registered to vote in the Fruitland Election District of Wicomico County, Maryland.

*Wendell G. Mezick Sr.*  
-----  
WENDELL G. MEZICK, SR.

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
106 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 546-1281

Received for Record *Feb 13 1989* and recorded in the *1988*  
*Wic. Co. Ord.* Records of Wicomico County, Maryland in Liber *M.S.B.*  
No. 3 Folios 62-68  
*Mark S. Bowen* Clerk

*Ex 4 D John E. Jacob, Jr., P.A. 3/27/89*

## ANNEXATION RESOLUTION NO. 1-89

A RESOLUTION of the City Council of Fruitland, Maryland, proposing the annexation to the City of Fruitland, Maryland, of a certain area of land contiguous to and binding upon the Northerly corporate limits of the City of Fruitland: BEGINNING for the same at a point on the Easterly line of Main Street as laid out 45 feet in width said point of beginning being on the Northerly boundary of the City of Fruitland; and running thence (1) by and with the Easterly line of Main Street North 38 degrees 42 minutes 02 seconds West a distance of 101.27 feet to the line of Timberlake Subdivision; thence (2) by and with said Timberlake Subdivision line North 53 degrees 07 minutes 00 seconds East a distance of 246.38 feet; thence (3) still by and with said Timberlake Subdivision line South 47 degrees 59 minutes 59 seconds East a distance of 88.41 feet to the Fruitland City line; thence (4) by and with the Fruitland City Line South 51 degrees 15 minutes 58 seconds West a distance of 180.54 feet; thence (5) still by and with the Fruitland City line South 42 degrees 28 minutes 14 seconds West a distance of 40.48 feet; thence (6) still by and with the Fruitland City line South 51 degrees 15 minutes 58 seconds West a distance of 40.0 feet to the Easterly line of Main Street and the place of beginning, and providing that the property annexed should not be subject to City taxes before July 1, 1989, should be zoned for RI A Single Family Residential Use; should be immediately entitled to an allocation of capacity for water and sewer services, and shall be subject to all City Ordinances upon annexation.

WHEREAS, the City of Fruitland, Maryland has received a petition signed by Hunter R. Mann and Valerie J. Mann, his wife, requesting that the City of Fruitland now annex a certian area of land contiguous to and binding upon the Northerly corporate limits of the City of Fruitland: BEGINNING for the same at a point on the Easterly line of Main Street as laid out 45 feet in width said point of beginning being on the Northerly boundary of the City of Fruitland; and running thence (1) by

and with the Easterly line of Main Street North 38 degrees 42 minutes 02 seconds West a distance of 101.27 feet to the line of Timberlake Subdivision; thence (2) by and with said Timberlake Subdivision line North 53 degrees 07 minutes 00 seconds East a distance of 246.38 feet; thence (3) still by and with said Timberlake Subdivision line South 47 degrees 59 minutes 59 seconds East a distance of 88.41 feet to the Fruitland City line; thence (4) by and with the Fruitland City Line South 51 degrees 17 minutes 58 seconds West a distance of 180.54 feet; thence (5) still by and with the Fruitland City line South 42 degrees 28 minutes 14 seconds West a distance of 40.58 feet; thence (6) still by and with the Fruitland City Line South 51 degrees 17 minutes 58 seconds West a distance of 40.0 feet to the Easterly line of Main Street and the Place of beginning.

AND WHEREAS, said petition was presented to the City of Fruitland on January 9, 1989, and officially received by it on that date.

AS WHEREAS, the City Council of Fruitland has caused to be made a verification of the signatures on the Petition and have ascertained that there are no persons who reside in the area proposed to be annexed and that the petition has been signed by all of the property owners of the area proposed to be annexed and they are the owners of 100% of the assessed property in said area which contains also a portion of the street bed of West Main Street or the Shad Point Road, which said street bed may not be counted in the determination of the percentage of ownership for annexation as will appear in the certificate of Wendell Mezick, City Council President, duly filed prior hereto among the official records of the City of Fruitland (a copy being attached hereto).

AND WHEREAS, it appears that the petition meets the requirements of law.

SECTION I: NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that it is hereby proposed that the boundaries of the City of Fruitland be changed so as to annex to and include all that certain area contiguous to and binding upon the Northerly corporate limites of the City of Fruitland: BEGINNING for the same at a point on the Easterly line of Main Street as laid out 45 feet in width said point of beginning being on the Northerly boyndary of the City of Fruitland; and running thence (1) by and with the Easterly line of Main Street North 38 degrees 42 minutes 02 seconds West a distance of 101.27 feet to the lin of Timberlake Subdivision; thence (2) by and with said Timberlake Subdivision line North 53 degrees 07 minutes 00 seconds East a distance of 241.38 feet; thence (3) still by and with said Timberlake Subdivision line South 47 degrees 59 minutes 59 seconds East a distance of 88.47 feet to the Fruitland City line; thence (4) by and with the Fruitland City line South 51 degrees 17 minutes 58 seconds West a distance of 180.54 feet thence (5) still by and with the Fruitland City line South 42 degrees 28 minutes 14 seconds West a distance of 40.48 feet; thence (6) still by and with the Fruitland City line South 51 degrees 17 minutes 58 seconds West a distance of 40.0 feet to the Easterly line of Main Street and the place of beginning, and providing for the conditions and circumstances applicable to the proposed change in the boundaries of the City of Fruitland, generally subject to all provisions of the Charter of the City of Fruitland.

SECTION II: AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that it is further proposed that such annexation be made upon the terms and conditions:

A. That upon the effective date of the annexation of said area hereby proposed, the provisions of the Charter of

LAW OFFICES  
 JOHN E. JACOB, JR., P.A.  
 100 W. MAIN STREET  
 SALISBURY, MD 21801  
 TEL. 846-1281

the City of Fruitland, and all Ordinances, Resolutions, rules and regulations of the City of Fruitland in effect on said date shall apply to said area to the same extent as to all areas within the present corporate limits.

B. That upon the effective date of the annexation of said area hereby proposed, all property therein shall be subject to taxation by the City of Fruitland at the full rate of taxes levied by the City of Fruitland from time to time; provided that if the effective date of annexation shall occur after a portion of the taxable year has elapsed, no taxes shall be imposed before the end of the tax year following annexation.

C. That zoning for all of the land now belonging to Hunter R. Mann, III and Valerie J. Mann, his wife, which is included within the area being annexed shall be zoned R1 A Single Family Residential, which is compatible with its present County zoning.

D. That water and sewer service shall be provided for the property annexed upon the request of the owners upon their posting with the City of Fruitland the costs of engineering and construction property attributable to the owners of the property.

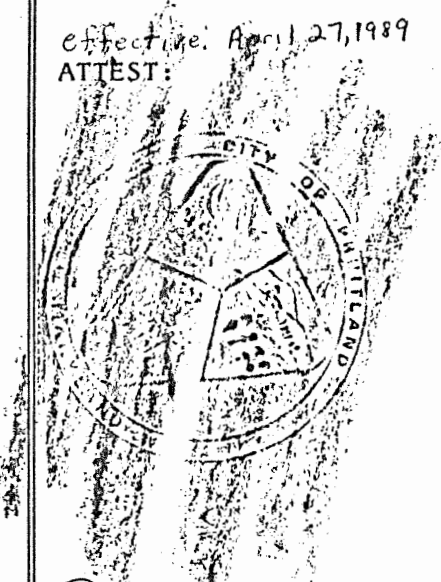
SECTION III: AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that the City Council hold a public hearing in the City Hall in Fruitland, Maryland on the Annexation hereby proposed on March 14, 1989, at 7:15 p.m. The President of the City Council is hereby directed to cause a public notice of said hearing to be published in accordance with law, being Section 19 (d) of Article 23A of the Maryland Code.

SECTION IV: AND BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF FRUITLAND, MARYLAND, that this Resolution shall take effect upon the expiration of forty five (45) days following its final passage.

LAW OFFICES  
JOHN E. JACOB, JR., P.A.  
106 W. MAIN STREET  
BALISBURY, MD 21001  
TEL. 846-1881

THE ABOVE RESOLUTION was introduced and read at the meeting of the City Council of the City of Fruitland, Maryland, held on the 9th day of January 1989, and having been duly published as required by law in the meantime, was finally passed at its meeting on the 14<sup>th</sup> day of March, 1989.

effective: April 27, 1989  
ATTEST:



Herbert S. Mizjak

Paul M. Lelico

Rebecca Anderson

Howard Dutton

Aubrey E. Pussey  
COUNCILMEN

Judith B. Carey  
CITY CLERK

CERTIFICATE OF VERIFICATION

I, WENDELL G. MEZICK, SR. President of the City Council of Fruitland, Maryland do hereby certify that I have examined the Petition for Annexation filed with the City of Fruitland, Maryland, and have ascertained that the signatures thereon are genuine; that the persons signing are the owners of more than twenty five (25) percent (25%) of the assessable property in the area to be annexed, and that there are no persons living in the said area and therefore no registered voters registered to vote in the Fruitland Election District of Wicomico County, Maryland.

*Wendell G. Mezick Sr.*  
 -----  
 WENDELL G. MEZICK, SR.



LIBER . 3 PAGE 75

PETITION FOR ANNEXATION

We, the undersigned, the only property owners of the hereinafter described area, there being no residents thereof, do hereby petition the City Council of Fruitland, Maryland, to pass a Resolution annexing the following described area into the City of Fruitland:

BEGINNING for the same at a point on the Easterly line of Main Street as laid out 45 feet in width said point of beginning being on the Northerly boundary of the City of Fruitland: and running thence (1) by and with the Easterly line of Main Street North 38 degrees 42 minutes 02 seconds West a distance of 101.27 feet to the line of Timberlake Subdivision: thence (2) by and with said Timberlake Subdivision line North 53 degrees 07 minutes 00 seconds East a distance of 246.38 feet; thence (3) still by and with said Timberlake Subdivision line South 47 degrees 59 minutes 59 seconds East a distance of 88.41 feet to the Fruitland City line; thence (4) by and with the Fruitland City line South 51 degrees 17 minutes 58 seconds West a distance of 180.54 feet; thence (5) still by and with the Fruitland City line South 42 degrees 28 minutes 14 seconds West a distance of 40.48 feet; thence (6) still by and with the Fruitland City line South 51 degrees 17 minutes 58 seconds West a distance of 40.0 feet to the Easterly line of Main Street and the place of beginning.

And we do further certify that we are the only property owners on the hereinbefore described area, and that there are no registered voters of the Fruitland Election District of Wicomico County, Maryland who live thereon.

*[Signature]*  
HUNTER B. MANN, III

*[Signature]*  
VALERIE J. MANN

LAW OFFICES  
HN E. JACOB, JR., P.A.  
100 W. MAIN STREET  
SALISBURY, MD 21801  
TEL. 546-1201

Received for Record APR 17 1989 and recorded in the  
Records of Wicomico County, Maryland in Liber M.S.B. 198  
No. 3 Folios 69 - 75  
*Mark S. Bower* Clerk

Ex + D: J.E.J. Atty 6/7/89

## CULLEN, CLARK, INSLEY &amp; HANSON

LIBER 3 PAGE 76

ATTORNEYS AT LAW  
 132 EAST MAIN STREET  
 POST OFFICE BOX 109  
 SALISBURY, MARYLAND 21801

RICHARD E. CULLEN  
 DAVID H. CLARK  
 WADE H. INSLEY, III  
 HUGH KRISTIAN HANSON

TELEPHONE (301)  
 749-1201  
 FAX (301)  
 749-1325

May 16, 1989

ROBERT A. BENSON

Department of Legislative Reference  
 90 State Circle  
 Annapolis, MD 21401

Attn: Ms. Susan Nematollahi

Re: Town of Mardela Springs, MD  
 Annexation - Delmarva Oil Property

Dear Ms. Nematollahi:

Enclosed please find Resolution No. 1989-1 for the Town of Mardela Springs, which deals with the annexation of certain lands into the Town of Mardela Springs. Those lands are more particularly described in Exhibit "A" attached to the said Resolution, and in the Plat referred to hereinafter.

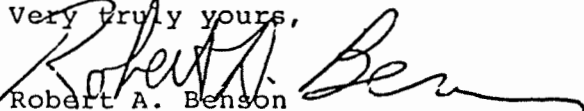
Resolution No. 1989-1 is known as the Delmarva Oil Annexation and said Resolution became effective on April 7, 1989.

Our boundary description has not been amended to include the Delmarva Oil Annexation. A boundary description of the annexed area is attached to the Resolution, along with the conditions of the Annexation.

Enclosed herewith please find a copy of the Plat of the annexed area, as well as the Schedule of Services for said area. Also, please find enclosed a boundary description of the present, or original boundaries of the Town of Mardela Springs.

Should you have any questions or comments, please feel free to contact me.

Very truly yours,



Robert A. Benson  
 Attorney for the Town of Mardela Springs

cc: Mark S. Bowen, Clerk, Wicomico County Circuit Court  
 State Planning Office  
 State Assessment Office - Wicomico County  
 Wicomico County Planning & Zoning Commission

Encl.  
 RAB:bjc

Rec: 5/20/89

A RESOLUTION of the Commissioners of the Town of Mardela Springs proposing the Annexation to the Town of Mardela Springs, a certain area of land situated, contiguous to and binding upon the Easterly corporate limits of the Town of Mardela Springs, and also binding upon the Northerly side of U.S. Route No. 50, and being bounded on the North by land now or formerly owned by Iris B. Stant Layton and Dominic and Joan F. Campagnali, and bounded on the East by lands now or formerly owned by Edward C. and Brenda G. Ayers.

WHEREAS, the Town of Mardela Springs has received a Petition to Annex, signed by at least twenty-five percent (25%) of the persons who are resident registered voters, and of the persons who are owners of at least twenty-five percent (25%) of the assessed valuation of the real property in the area sought to be annexed, and being contiguous to and binding upon the Easterly corporate limits of the Town of Mardela Springs; and

WHEREAS, the Town of Mardela Springs has caused to be made a certification of the signatures on said Petition to Annexation and has verified that the persons signing the Petition represent at least twenty-five percent (25%) of the persons who are eligible voters and property owners of the area to be annexed, all as of the 21st day of November, 1988; and

WHEREAS, it appears that the Petition meets all the requirements of the law.

SECTION ONE: NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF MARDELA SPRINGS, MARYLAND, that it is hereby proposed and recommended that the boundaries of the Town of Mardela Springs be changed so as to annex to and include within said Town, all that certain area of land, together with persons residing therein and their property, contiguous to and binding upon the Town limits of Mardela Springs, and more particularly

described in Exhibit A, attached hereto and made a part hereof.

SECTION TWO: AND, BE IT FURTHER RESOLVED BY THE TOWN OF MARDELA SPRINGS, MARYLAND, that the Annexation of the said land be made subject to the terms and conditions of Exhibit B, attached hereto and made a part hereof.

SECTION THREE: AND, BE IT FURTHER RESOLVED BY THE TOWN OF MARDELA SPRINGS, MARYLAND, that the Commissioners of the Town of Mardela Springs hold a public hearing on the Annexation hereby proposed on Monday, the 20th day of February, 1989, at 7:00 O'Clock, P.M., in the Town Hall, and the Executive Officers shall cause a Public Notice of the said Time and Place of the hearing to be published not fewer than four (4) times at not less than weekly intervals, in a newspaper of general circulation, in the Town of Mardela Springs and the area to be annexed, accurately describing the proposed annexation and the conditions and circumstances applicable thereto; which said notice shall specify time and place at which the Commissioners of the Town of Mardela Springs will hold a public hearing on this Resolution.

SECTION FOUR: AND, BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF MARDELA SPRINGS, MARYLAND that this Resolution shall take effect upon the expiration of forty-five (45) days following its final passage; subject, however, to a right of referendum as contained in Article 23A of the Maryland Code.

THE ABOVE RESOLUTION was introduced and read, and passed at the regular meeting of the Commissioners of the Town of Mardela Springs, Maryland, held on the 16th day of January, 1989; and having been duly published as required by law in the

meantime, was finally passed <sup>LIBER</sup> as for a public hearing at its  
meeting held on the 20th day of February, 1989.

ATTEST:

Shirley M. Bailey  
Shirley Bailey  
Secretary

COMMISSIONERS OF THE TOWN OF  
MARDELA SPRINGS, MARYLAND

Milton E. Catlin  
Milton E. Catlin, Town President

Shirley M. Bailey  
Shirley Bailey  
Commissioner

Russell Morgan  
Russell Morgan  
Commissioner

David Insley  
David Insley  
Commissioner

EXHIBIT A

LIBER

3 PAGE 80

LEGAL DESCRIPTION OF REAL PROPERTY

PARCEL ONE: ALL that lot or parcel of land, situate, lying and being in Barren Creek Election District, Wicomico County, State of Maryland, on the Northeast side of and binding upon U.S. Route 50, and more particularly described as follows:

BEGINNING for the same at a cement post located on the Northeast side of U.S. Route No. 50 a distance of 1,110 feet, more or less, from the center of Main Street in the Town of Mardela; thence North 28 degrees 30 minutes East a distance of 110.0 feet to an iron pipe thence North 28 degrees 30 minutes East a distance of 140.0 feet; thence South 61 degrees 30 minutes East by and with the Southerly line of land now or formerly owned by Virginia Bennett a distance of 281.85 feet; thence South 28 degrees 30 minutes West a distance of 170.00 feet to the center of Barren Creek; thence South 41 degrees 46 minutes 03 seconds West a distance of 82.18 feet to the Northeasterly line of U.S. Route No. 50; thence North 51 degrees 30 minutes West a distance of 98.99 feet to a cement post; thence North 61 degrees 30 minutes West a distance of 164.0 feet to the cement post and the place of beginning; containing 1.6 acres of land, more or less, as more fully shown and designated on a plat entitled "Property Survey for Robert D. Watson", made by Harold W. Hampshire, Surveyor, dated November 20, 1972 and recorded among the Land Records of Wicomico County, Maryland, in Liber J.W.T.S. No. 790, Folio 363;

PARCEL TWO: ALL that lot or parcel of land situate, lying, and being in Barren Creek Election District of Wicomico County, State of Maryland, located on the Northeasterly side of and binding upon U.S. Route No. 50, and more particularly described as follows: BEGINNING for the same at a cement post found on the Northeasterly side of U.S. Route No. 50, said cement post being located at the Southeasterly corner of Lot No. 1, as shown on the hereinafter mentioned plat and a distance of 75.0 feet from the centerline of the aforesaid U.S. Route No. 50; thence North 00 degrees 20 minutes 00 seconds East by and with the Easterly line of land now or formerly owned by Cato, Inc., a distance of 170.26 feet to an iron pipe; thence South 61 degrees 25 minutes 00 seconds East by and with the Southerly line of other land of Iris B. Layton, a distance of 270.59 feet to a cement post; thence South 28 degrees 35 minutes 00 seconds West by and with the Westerly line of lands now or formerly owned by Eastern Shore Oil Company, a distance of 150.00 feet to a cement post on the Northeasterly side of U.S. Route No. 50, a distance of 190.00 feet to the place of beginning; containing 34,543.74 square feet, more or less, and being more fully shown and designated as Lot 2-C on a plat entitled "Property Survey for John J. Snee", prepared by Hampshire, Hampshire & Andrews, dated October 25, 1983, and recorded among the Land Records of Wicomico County, Maryland, in Plat Cabinet A.J.S. No. 7, Folio 58-231: Subject, however, to an easement, which is hereby reserved and established

LIBER 3 PAGE 81

by Iris B. Stant Layton by the hereinafter referenced deed from Iris B. Stant Layton to John J. Snee for a period of twenty (20) years after the date of that deed, for vehicular ingress and egress over and across a 15-foot wide strip along the Westerly boundary of the property hereby conveyed, shown on the aforesaid Plat as "15.00' Right-of-way", running between U.S. Route 12 and certain land of Iris B. Stant Layton that is contiguous to the Northerly boundary of the property hereby granted and conveyed, said easement being for the sole purpose of access to that land and the removal of timber from that land by Iris B. Stant Layton, her husband, and her children, and subject to the provision that John J. Snee and his heirs and assigns shall have no duty or obligation to improve, or otherwise alter the condition of the aforesaid easement or to maintain the condition thereof and shall be entitled reasonably to relocate the easement.

CONDITIONS OF ANNEXATIONA. SERVICES AND TAXES

1. Property taxes will be assessed at the first normal taxing period following annexation.

2. (Services will be available upon annexation subject to the conditions hereof being complied with). At present, it is not the intent of the Town of Mardela Springs to extend any services to the annexed area, although at some future date it is possible that public lighting will be provided, although the cost for said public lighting improvements shall be the responsibility of said Petitioners.

B. GENERAL PROVISIONS

1. As a condition of this annexation, the Petitioners shall pay the costs and expenses, including advertising costs, attorneys fees, and document costs associated with the annexation, as required by the Maryland Code, and said Petitioners accept full responsibility for same.



LIBER

3 PAGE 83

§ MC1-1 MARDELA SPRINGS CHARTER § MC1-2

§ MC3-6. Same: powers as to.

§ MC3-7. Powers as to sidewalks.

§ MC3-8. Severability.

[HISTORY: Adopted and amended as indicated in text.]

#### ARTICLE I

##### Incorporation; Administration; Corporate Powers

§ MC1-1. Incorporated; general powers. [P.L.L., 1930, Art. 23, sec. 138; 1959 Code, sec. 157. 1906, ch. 325; 1927, ch. 268; 1947, ch. 539, sec. 138]

The citizens of the Town of Mardela Springs, in Wicomico County, Maryland, are hereby created a body corporate by the name of the "Commissioners of Mardela Springs," with all the powers and privileges of a body politic and corporate, and by such corporate name shall have perpetual succession, sue and be sued, plead and be impleaded in any court of law or equity, may have and use a common seal, may purchase and hold real, personal and mixed property and sell and dispose of the same for the benefit of the town and may own or lease suitable buildings for municipal purposes.

§ MC1-2. Boundaries; 1947. [1959 Code, sec. 158. 1947, ch. 539, sec. 139]

The limits of the said town shall be as follows: Beginning for the same on the northerly side of Barren Creek at a stone settled at the corner of the land of James E. Bacon, thence running in a northerly direction by and with the divisional line between the land of said James E. Bacon and the land of Charles W. Bacon to the County Road leading from Mardela Springs to the Vienna Ferry, thence on a continuation of the same line across the land of L.A. Wilson to a ditch in the rear of the barn of the said L.A. Wilson, thence in a northeasterly direction to the southwest

MC3

## § MC1-2 MARDELA SPRINGS CHARTER § MC1-3

corner of the thicket of William T. Wilson, thence in an easterly direction to the southeast corner of the said thicket, thence in a southeasterly direction to the corner of the land of William M. Cooper and the land of Clarence Glasgow, thence in a southerly direction by and with the divisional line between the said Cooper land and the said Glasgow land to the Stone Road leading from Mardela Springs to Salisbury, thence on a continuation of the same line across the said Stone Road and across the land of Virginia C. Graham to Barren Creek, thence in a southerly direction by and with said Barren Creek to the northeast corner of the lot of C. S. Gabler, thence in a southerly direction by and with the said Gabler lot to the land of Mrs. M. E. Wilson, thence by and with the line of the said Wilson land to the County Road, thence on a continuation of the same line across the land of James T. Hopkins to a private road about two hundred yards in the rear of his house, thence in a westerly direction in a straight line to the old Venables Mill Race, thence in a northerly direction by and with the said Mill Race and Barren Creek to the place of beginning.

## § MC1-3. Same: first 1964 annexation. [Res., January 20, 1964']

- A. Boundaries. All that area of land, and all persons residing thereon and all property located thereon, adjacent to and binding upon the easterly corporate limits of Mardela Springs, in Barren Creek Election District of Wicomico County, State of Maryland, and being more particularly described as follows: Beginning for the same at the intersection of the present easterly corporate limits of the Town of Mardela Springs with the northerly line of the right-of-way of U.S. Route 50, and running thence; by and

<sup>1</sup> The preamble to the Resolution of January 20, 1964, was as follows:

"Whereas, the Commissioners of Mardela Springs are desirous of annexing a certain area of land adjacent to the present corporate limits of Mardela Springs hereinafter described into the Town; and

"Whereas, the Commissioners of Mardela Springs have obtained the consent for the proposal from the owners of more than twenty-five per cent (25%) of the assessed valuation of the real property located in the area to be annexed; and

"Whereas, there are no persons residing in the area to be annexed, the Commissioners of Mardela Springs are duly entitled in law to introduce the passage of an ordinance for the annexation into the Town of Mardela Springs of the area hereinafter described."

## § MC1-3 MARDELA SPRINGS CHARTER § MC1-3

LIBER

3 PAGE 85

with said northerly line of the right-of-way of U.S. Route 50 in a southeasterly direction to a point 624 feet southeasterly of the intersection of the northerly line of U.S. Route 50 with the southerly line of Main Street at a State Road Commission marker; thence (1) north 5 degrees 40 minutes east a distance of 176.5 feet to an iron rod; thence (2) north 8 degrees 24 minutes west a distance of 46.79 feet to an iron pipe; thence (3) south 61 degrees 30 minutes east to the line of the property of Harold Bennett; thence (4) by and with said Bennett property in a southerly direction across U.S. Route 50 to a point on said Line 150 feet south of the southerly line of U.S. Route 50; thence (5) in a westerly direction in a line parallel with the southwesterly line of the right-of-way of U.S. Route 50 to the southerly line of Main Street; thence (6) in a westerly direction by and with the southerly line of Main Street to the present easterly corporate limits of the Town of Mardela Springs; thence (7) by and with the present easterly corporate limits of the Town of Mardela Springs in a northerly direction to the place of beginning; be and the same is hereby annexed to and included in the boundaries of the Commissioners of Mardela Springs and the boundaries of the Commissioners of Mardela Springs are hereby changed accordingly.

**B. Conditions.** The annexation hereby proposed shall be made upon the following terms and conditions, to wit:

- (1) That upon the effective date of the annexation hereby proposed the provisions of the Charter of Mardela Springs and all ordinances, resolutions, rules and regulations of the Commissioners of Mardela Springs, now in effect or adopted hereafter, shall apply to said area described in Subsection A hereof to the same extent as if said area were now located inside the corporate limits of Mardela Springs.
- (2) That said area shall be subject to taxation by the Commissioners of Mardela Springs at the full rate of ad valorem taxes levied by the Commissioners of Mardela Springs from time to time; provided,

MC5

## § MC1-3 MARDELA SPRINGS CHARTER § MC1-4

however, that no real property taxes shall be levied or imposed by the Commissioners of Mardela Springs upon the area described in Subsection A hereof or upon any part thereof until July 1, 1964.

§ MC1-4. Same: second 1964 annexation. [Res., April 17, 1964<sup>1</sup>]

A. Boundaries. All areas of land, and all persons residing thereof and all property located thereon, adjacent to and binding upon the northerly corporate limits of Mardela Springs, in Barren Creek Election District of Wicomico County, State of Maryland, and being more particularly described as follows: Parcel No. 1—Beginning for the same at the northwesterly corner of the existing corporate limits of Mardela Springs and continuing in a northerly direction on the same course as the existing westerly line of the town to the northerly line of U.S. Route 50, thence in a southeasterly direction in a curving line by and with said U.S. Route 50 to the intersection of the northerly line of said U.S. Route 50 with the northerly corporate limits of the town, thence in a westerly direction by and with the present northerly corporate limits of the town to the place of beginning. Parcel No. 2—Beginning for the same at a point on the northerly line of U.S. Route 50, said place of beginning being south 61 degrees 30 minutes east a distance of 220 feet from the center line of East Main Street and running thence (1) by and with the northeasterly line of U.S. Route 50 a distance of 403.4 feet to the present corporate limits of the town; thence (2) by and with said corporate limits north 5 degrees 40 minutes east a distance of 176.5 feet; thence (3) partly with and partly beyond the

<sup>1</sup> The preamble to the Resolution of April 17, 1964, was as follows:

"Whereas, the Commissioners of Mardela Springs are desirous of annexing certain areas of land adjacent to the present corporate limits of Mardela Springs hereinafter described into the Town; and

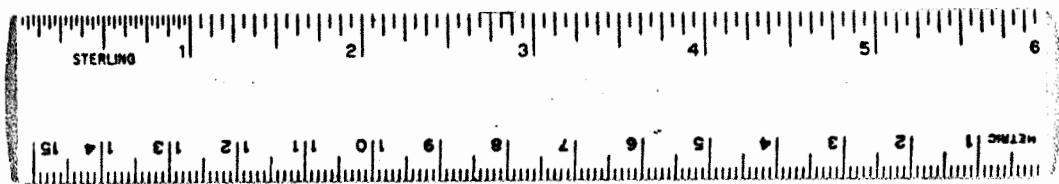
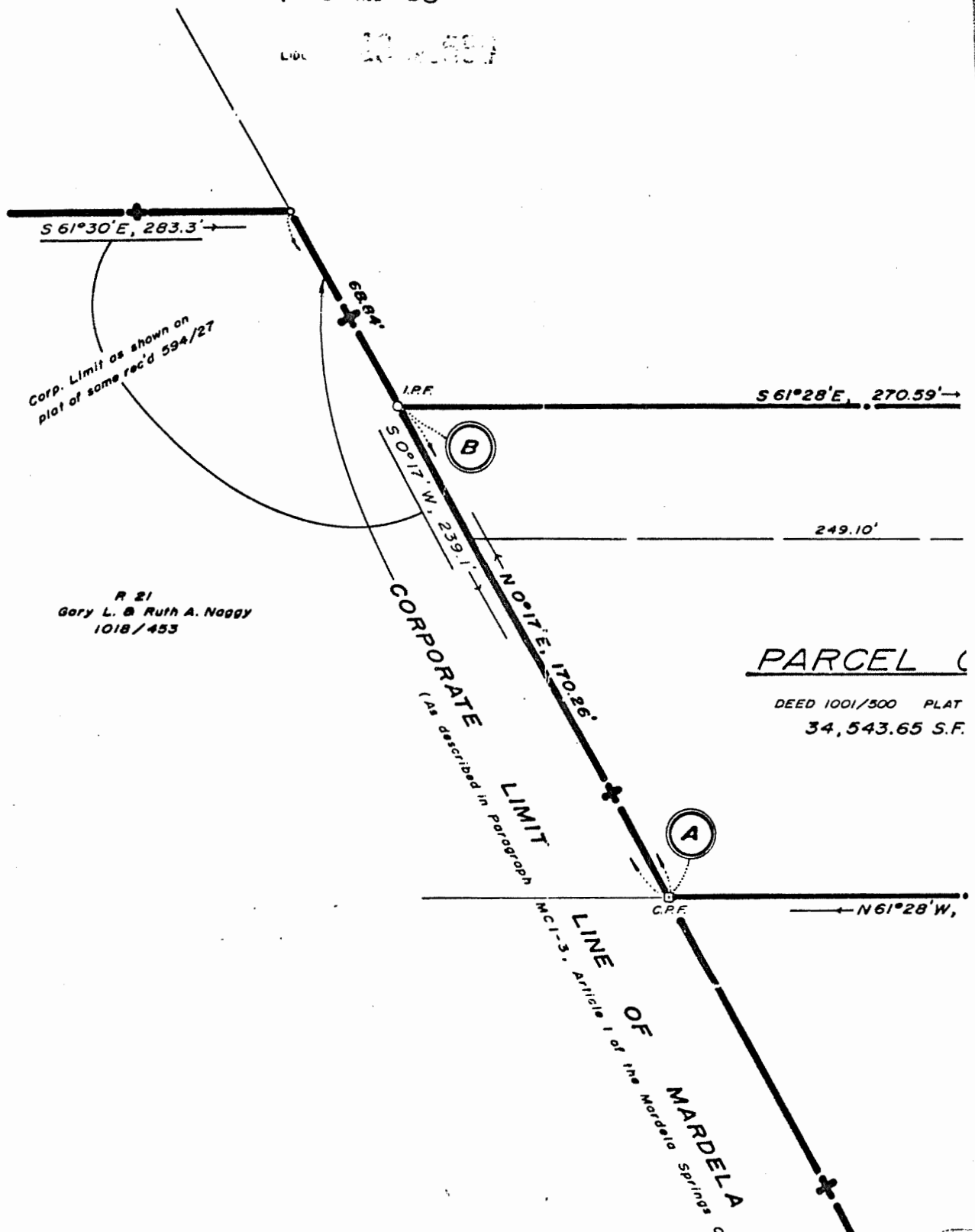
"Whereas, the Commissioners of Mardela Springs have obtained the consent for the proposal from the owners of more than twenty-five per cent (25%) of the assessed valuation of the real property located in the area to be annexed; and

"Whereas, there are no persons residing in the areas to be annexed, the Commissioners of Mardela Springs are duly entitled in law to introduce the passage of an ordinance for the annexation into the Town of Mardela Springs areas hereinafter described."

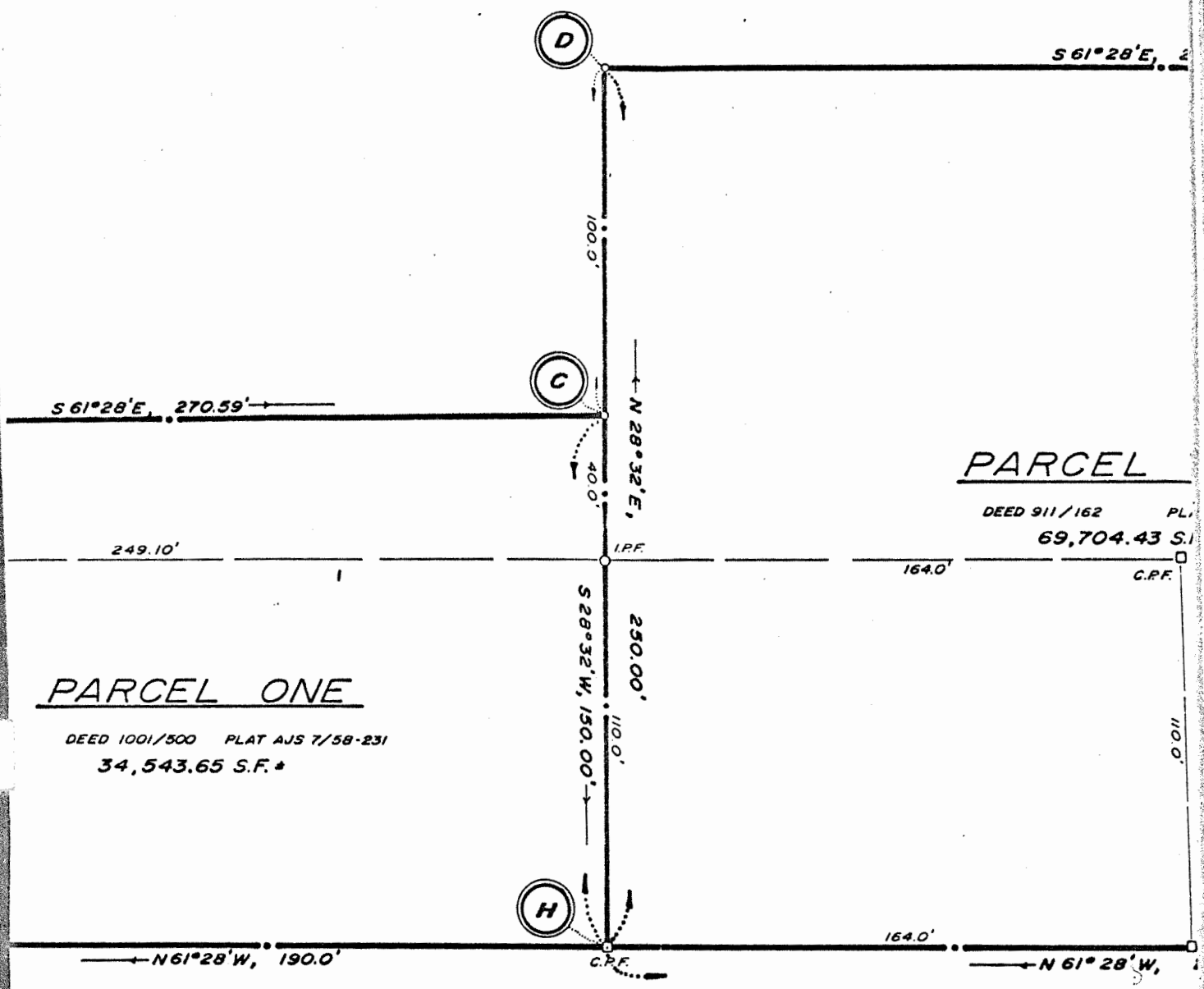


LIBER . 3 PAGE 88

1957



P. 373  
Iris B. Stant  
757/157



**PARCEL ONE**

DEED 1001/500 PLAT AJS 7/58-231  
34,543.65 S.F.\*

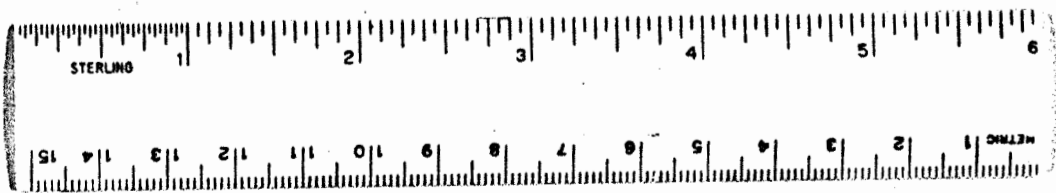
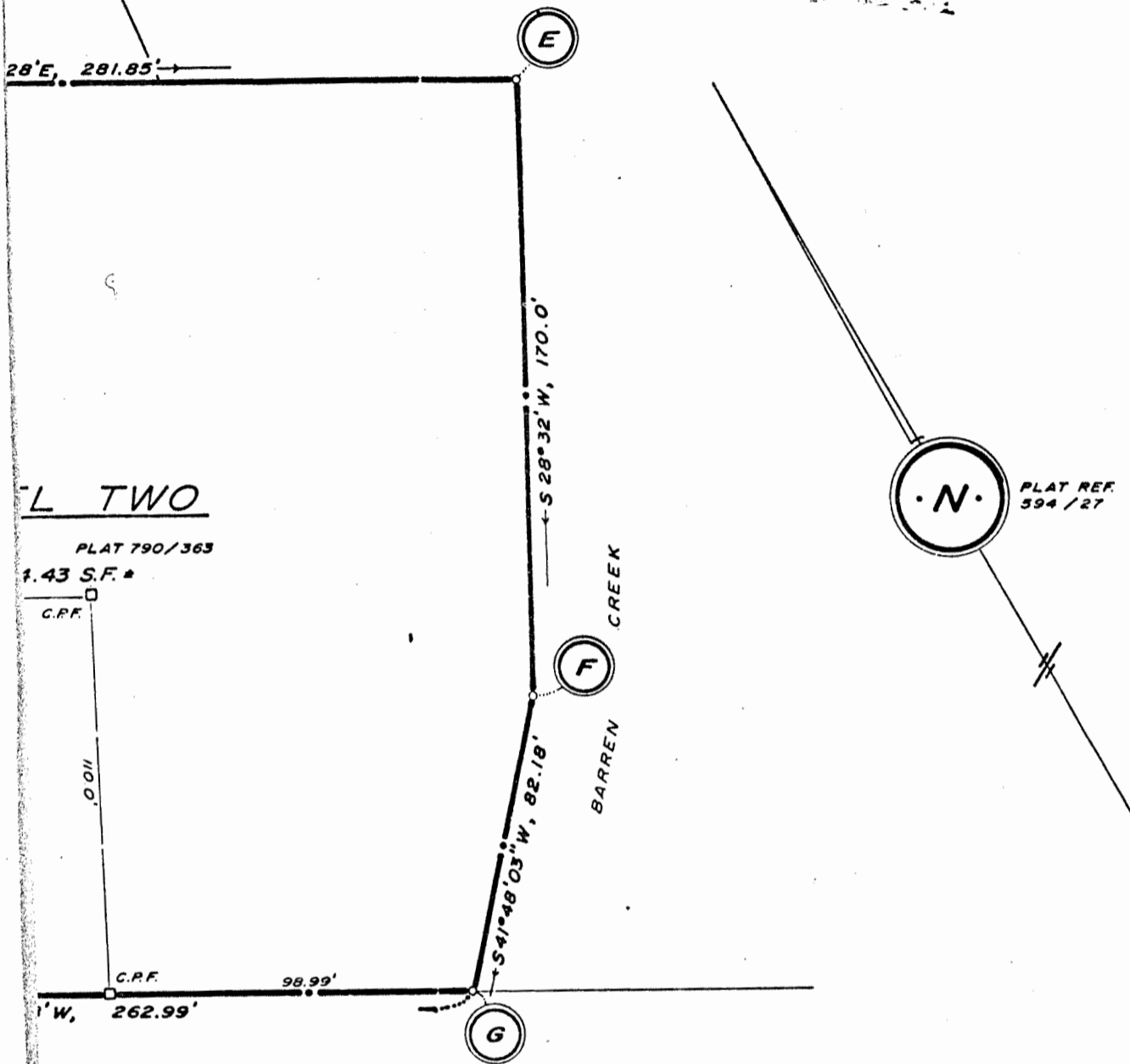
**PARCEL**

DEED 911/162 PL.  
69,704.43 S.F.\*

**U. S. ROUTE 50**  
**(150' R.O.W.)**



R 376  
Dominic M. & Joan F. Campagnoli  
945/105



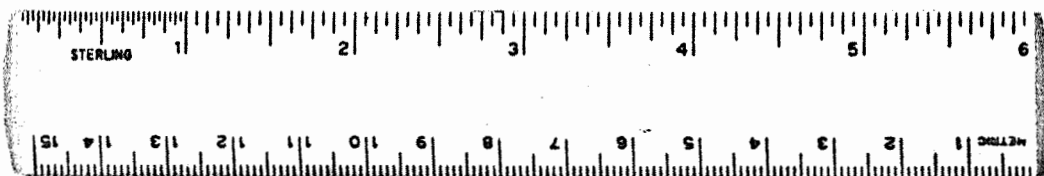


Article 1 of the **MARDELA SPRINGS** Charter - 20 January, 1964

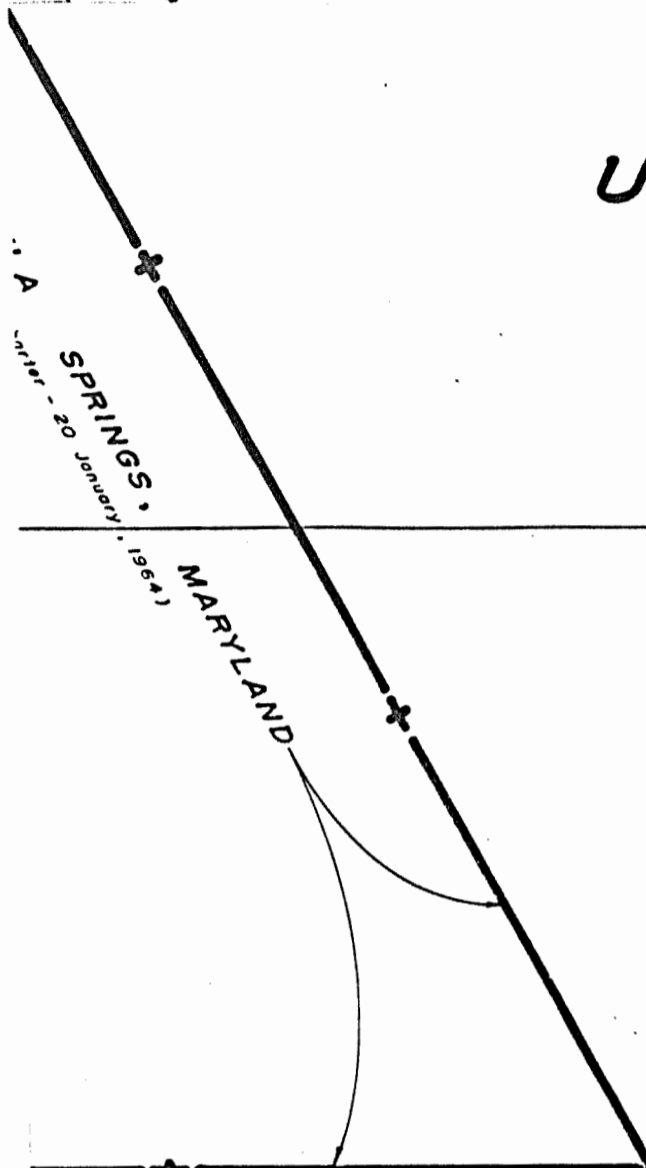
**MARYLAND**

LIBER 3 PAGE 91

150'



# U. S. ROUTE 50 (150' R.O.W.)



Line A-B  
 Surveyed - 20 January, 1964  
 SPRINGS

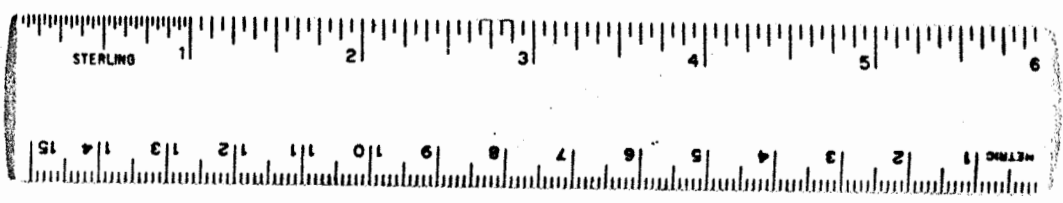
MARYLAND

3 PAGE 92

BASIS FOR THIS SURVEY ARE AS FOLLOWS:

1. Line A-B as found monumented and occupied
2. Magnetic bearing along Line A-B as shown on plat entitled "Town of Madela Springs MD" by G. F. Schafer, R.L.S. dated October, 1965 and recorded in J.W.T.S. 594 / 27.
3. Metes and bounds shown hereon assembled from linear and angular values as computed from the pertinent record information for Parcels One and Two above.

ASSESSMENT MAP NO. 8  
 BARREN CREEK ELECTION DISTRICT  
 WICOMICO COUNTY, MARYLAND  
 TOTAL AREA (BOTH PARCELS)  
 104,248.08 S.F. ±  
 2.393 AC. ±



SALISBURY —

LIBER 3 PAGE 93

Received for Record *May 22, 1989* and recorded in the  
*Wic. Co. Ord* Records of Wicomico County, Maryland in Liber *M.S.B. A 25*.  
No. 3 Folios 26 - 93

*Mark S. Bowser* Clerk

**ANNEXATION SURVEY  
OF**

LANDS OF  
**DELMARVA OIL COMPANY, INC.**  
FOR

TOWN OF  
**MARDELA SPRINGS, MARYLAND**

Scale 1" = 40'	Surveyed BMD	Job No
Date 27 December 1988	Drawn BMD	File No. 146
Revised	Checked JHP	Field Book 53 Pg. 50

**JOHN H.  
PLUMMER  
AND ASSOCIATES, INC.**

**PROFESSIONAL ENGINEERS  
REG. LAND SURVEYORS  
615 EASTERN SHORE DRIVE  
SALISBURY, MARYLAND 21801**



Ex. D Robert Benson, Atty C.C.D.H. 6/7/89

LIDER 3 PAGE 94  
RESOLUTION NO. 1989-1

A RESOLUTION of the Commissioners of the Town of Mardela Springs proposing the Annexation to the Town of Mardela Springs, a certain area of land situated, contiguous to and binding upon the Easterly corporate limits of the Town of Mardela Springs, and also binding upon the Northerly side of U.S. Route No. 50, and being bounded on the North by land now or formerly owned by Iris B. Stant Layton and Dominic and Joan F. Campagnali, and bounded on the East by lands now or formerly owned by Edward C. and Brenda G. Ayers.

WHEREAS, the Town of Mardela Springs has received a Petition to Annex, signed by at least twenty-five percent (25%) of the persons who are resident registered voters, and of the persons who are owners of at least twenty-five percent (25%) of the assessed valuation of the real property in the area sought to be annexed, and being contiguous to and binding upon the Easterly corporate limits of the Town of Mardela Springs; and

WHEREAS, the Town of Mardela Springs has caused to be made a certification of the signatures on said Petition to Annexation and has verified that the persons signing the Petition represent at least twenty-five percent (25%) of the persons who are eligible voters and property owners of the area to be annexed, all as of the 21st day of November, 1988; and

WHEREAS, it appears that the Petition meets all the requirements of the law.

SECTION ONE: NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF MARDELA SPRINGS, MARYLAND, that it is hereby proposed and recommended that the boundaries of the Town of Mardela Springs be changed so as to annex to and include within said Town, all that certain area of land, together with persons residing therein and their property, contiguous to and binding upon the Town limits of Mardela Springs, and more particularly

LIBER 3 PAGE 95

described in Exhibit A, attached hereto and made a part hereof.

SECTION TWO: AND, BE IT FURTHER RESOLVED BY THE TOWN OF MARDELA SPRINGS, MARYLAND, that the Annexation of the said land be made subject to the terms and conditions of Exhibit B, attached hereto and made a part hereof.

SECTION THREE: AND, BE IT FURTHER RESOLVED BY THE TOWN OF MARDELA SPRINGS, MARYLAND, that the Commissioners of the Town of Mardela Springs hold a public hearing on the Annexation hereby proposed on Monday, the 20th day of February, 1989, at 7:00 O'Clock, P.M., in the Town Hall, and the Executive Officers shall cause a Public Notice of the said Time and Place of the hearing to be published not fewer than four (4) times at not less than weekly intervals, in a newspaper of general circulation, in the Town of Mardela Springs and the area to be annexed, accurately describing the proposed annexation and the conditions and circumstances applicable thereto; which said notice shall specify time and place at which the Commissioners of the Town of Mardela Springs will hold a public hearing on this Resolution.

SECTION FOUR: AND, BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF MARDELA SPRINGS, MARYLAND that this Resolution shall take effect upon the expiration of forty-five (45) days following its final passage; subject, however, to a right of referendum as contained in Article 23A of the Maryland Code.

THE ABOVE RESOLUTION was introduced and read, and passed at the regular meeting of the Commissioners of the Town of Mardela Springs, Maryland, held on the 16th day of January, 1989; and having been duly published as required by law in the

meantime, was finally passed as for a public hearing at its meeting held on the 20th day of February, 1989.

ATTEST:

*Shirley M. Bailey*  
Shirley Bailey  
Secretary

COMMISSIONERS OF THE TOWN OF  
MARDELA SPRINGS, MARYLAND

*Milton E. Catlin*  
Milton E. Catlin, Town President

*Shirley M. Bailey*  
Shirley Bailey  
Commissioner

*Russell Morgan*  
Russell Morgan  
Commissioner

*David Insley*  
David Insley  
Commissioner

EXHIBIT A

LEGAL DESCRIPTION OF REAL PROPERTY

PARCEL ONE: ALL that lot or parcel of land, situate, lying and being in Barren Creek Election District, Wicomico County, State of Maryland, on the Northeast side of and binding upon U.S. Route 50, and more particularly described as follows:

BEGINNING for the same at a cement post located on the Northeast side of U.S. Route No. 50 a distance of 1,110 feet, more or less, from the center of Main Street in the Town of Mardela; thence North 28 degrees 30 minutes East a distance of 110.0 feet to an iron pipe thence North 28 degrees 30 minutes East a distance of 140.0 feet; thence South 61 degrees 30 minutes East by and with the Southerly line of land now or formerly owned by Virginia Bennett a distance of 281.85 feet; thence South 28 degrees 30 minutes West a distance of 170.00 feet to the center of Barren Creek; thence South 41 degrees 46 minutes 03 seconds West a distance of 82.18 feet to the Northeasterly line of U.S. Route No. 50; thence North 61 degrees 30 minutes West a distance of 98.99 feet to a cement post; thence North 61 degrees 30 minutes West a distance of 164.0 feet to the cement post and the place of beginning; containing 1.6 acres of land, more or less, as more fully shown and designated on a plat entitled "Property Survey for Robert D. Watson", made by Harold W. Hampshire, Surveyor, dated November 20, 1972 and recorded among the Land Records of Wicomico County, Maryland, in Liber J.W.T.S. No. 790, Folio 363;

PARCEL TWO: ALL that lot or parcel of land situate, lying, and being in Barren Creek Election District of Wicomico County, State of Maryland, located on the Northeasterly side of and binding upon U.S. Route No. 50, and more particularly described as follows: BEGINNING for the same at a cement post found on the Northeasterly side of U.S Route No. 50, said cement post being located at the Southeasterly corner of Lot No. 1, as shown on the hereinafter mentioned plat and a distance of 75.0 feet from the centerline of the aforesaid U.S. Route No. 50; thence North 00 degrees 20 minutes 00 seconds East by and with the Easterly line of land now or formerly owned by Cato, Inc., a distance of 170.26 feet to an iron pipe; thence South 61 degrees 25 minutes 00 seconds East by and with the Southerly line of other land of Iris B. Layton, a distance of 270.59 feet to a cement post; thence South 28 degrees 35 minutes 00 seconds West by and with the Westerly line of lands now or formerly owned by Eastern Shore Oil Company, a distance of 150.00 feet to a cement post on the Northeasterly side of U.S. Route No. 50, a distance of 190.00 feet to the place of beginning; containing 34,543.74 square feet, more or less, and being more fully shown and designated as Lot 2-C on a plat entitled "Property Survey for John J. Snee", prepared by Hampshire, Hampshire & Andrews, dated October 25, 1983, and recorded among the Land Records of Wicomico County, Maryland, in Plat Cabinet A.J.S. No. 7, Folio 58-231: Subject, however, to an easement, which is hereby reserved and established

by Iris B. Stant Layton by the hereinafter referenced deed from Iris B. Stant Layton to John J. Snee for a period of twenty (20) years after the date of that deed, for vehicular ingress and egress over and across a 15-foot wide strip along the Westerly boundary of the property hereby conveyed, shown on the aforesaid Plat as "15.00' Right-of-way", running between U.S. Route 13 and certain land of Iris B. Stant Layton that is contiguous to the Northerly boundary of the property hereby granted and conveyed, said easement being for the sole purpose of access to that land and the removal of timber from that land by Iris B. Stant Layton, her husband, and her children, and subject to the provision that John J. Snee and his heirs and assigns shall have no duty or obligation to improve or otherwise alter the condition of the aforesaid easement or to maintain the condition thereof and shall be entitled reasonably to relocate the easement.



LIBER . 3 PAGE 99

EXHIBIT "B"

CONDITIONS OF ANNEXATION

A. SERVICES AND TAXES

1. Property taxes will be assessed at the first normal taxing period following annexation.

2. (Services will be available upon annexation subject to the conditions hereof being complied with). At present, it is not the intent of the Town of Mardela Springs to extend any services to the annexed area, although at some future date it is possible that public lighting will be provided, although the cost for said public lighting improvements shall be the responsibility of said Petitioners.

B. GENERAL PROVISIONS

1. As a condition of this annexation, the Petitioners shall pay the costs and expenses, including advertising costs, attorneys fees, and document costs associated with the annexation, as required by the Maryland Code, and said Petitioners accept full responsibility for same.

Received for Record *Mar 25 1989* and recorded in the  
Wic Co. *019* Records of Wicomico County, Maryland in Liber M.S.B. *A. J. S.*  
No. 3 Folios 99-99

*Marked. Soums* Clerk

*E. D. Robert Benson Atty C.D.H. 6/7/89*

# Wicomico County, Maryland

P. O. BOX 870  
SALISBURY, MARYLAND 21801-0870

WC-1235  
COUNCIL

HENRY B. PARKER, PRESIDENT  
PHILIP L. TILGHMAN, VICE PRES.  
BETTY K. GARDNER  
JULIA FOXWELL  
JOHN M. MORRIS

MATTHEW E. GREAMER  
ADMINISTRATIVE DIRECTOR  
Edgar A. Baker, Jr.  
~~XXXXXXXXXXXXXXXXXXXX~~  
ATTORNEY

December 27, 1989

The Honorable Mark S. Bowen, Clerk  
Circuit Court for Wicomico County  
Court House  
Salisbury, Maryland 21801

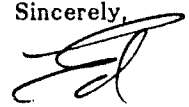
The Honorable Davis S. Ruark  
State's Attorney for Wicomico County  
Court House  
Salisbury, Maryland 21801

Re: Drug Free School Zone - Youth Protection Act  
Article 27, Section 286-D

Gentlemen:

Attached please find a certified copy of Resolution No. 340, entitled "Wicomico County Drug Free School Zone Map," which was adopted by the Wicomico County Council in Executive Session on December 19, 1989. In accordance with the provisions of Article 27, Section 286-D and the terms of the Resolution, the maps approved and adopted will be maintained for public inspection with the Administrative Director of Wicomico County, and a true copy is provided for your use.

If you have any questions, please do not hesitate to call.

Sincerely,  


Edgar A. Baker, Jr.

EAB/cw  
Enclosure