

Introduced in Council  
October 24, 2005

Adopted by Council  
October 24, 2005

Introduced by

F. Joe Drenning

Resolution No: I ----- "Applying to the County Commission of Tucker County, West Virginia, to annex certain territory by minor boundary adjustment."

WHEREAS, the owners of two adjoining tracts of land, one containing 486.51 acres, more or less, and the other containing 6.47 acres, more or less, located in Davis District, Tucker County, West Virginia, have agreed that these tracts should be incorporated into the Town of Davis; and

WHEREAS, Chapter 8, Article 6, Section 5 of the Code of West Virginia, 1931, as amended, provides for annexation West Virginia municipalities by a minor boundary adjustment upon petition by such municipality is situate; therefore, be it

RESOLVED BY THE COUNCIL OF THE TOWN OF DAVIS, WV:

That the Council of the Town of Davis approves the petitioning of the County Commission of Tucker County, West Virginia, to make a minor boundary adjustment with reference to a certain tract containing 486.51 acres, more or less, and the other adjoining tract containing 6.47 acres more or less in form and substance as is set forth in that certain petition, a copy of which is hereto attached; and, be it

FURTHER RESOLVED, that the Clerk of the Town of Davis is authorized and directed for forthwith file the same with said County for appropriate action.

RECORDER

Louise Ball  
Louise Ball

MAYOR

F. Joe Drenning  
F. Joe Drenning

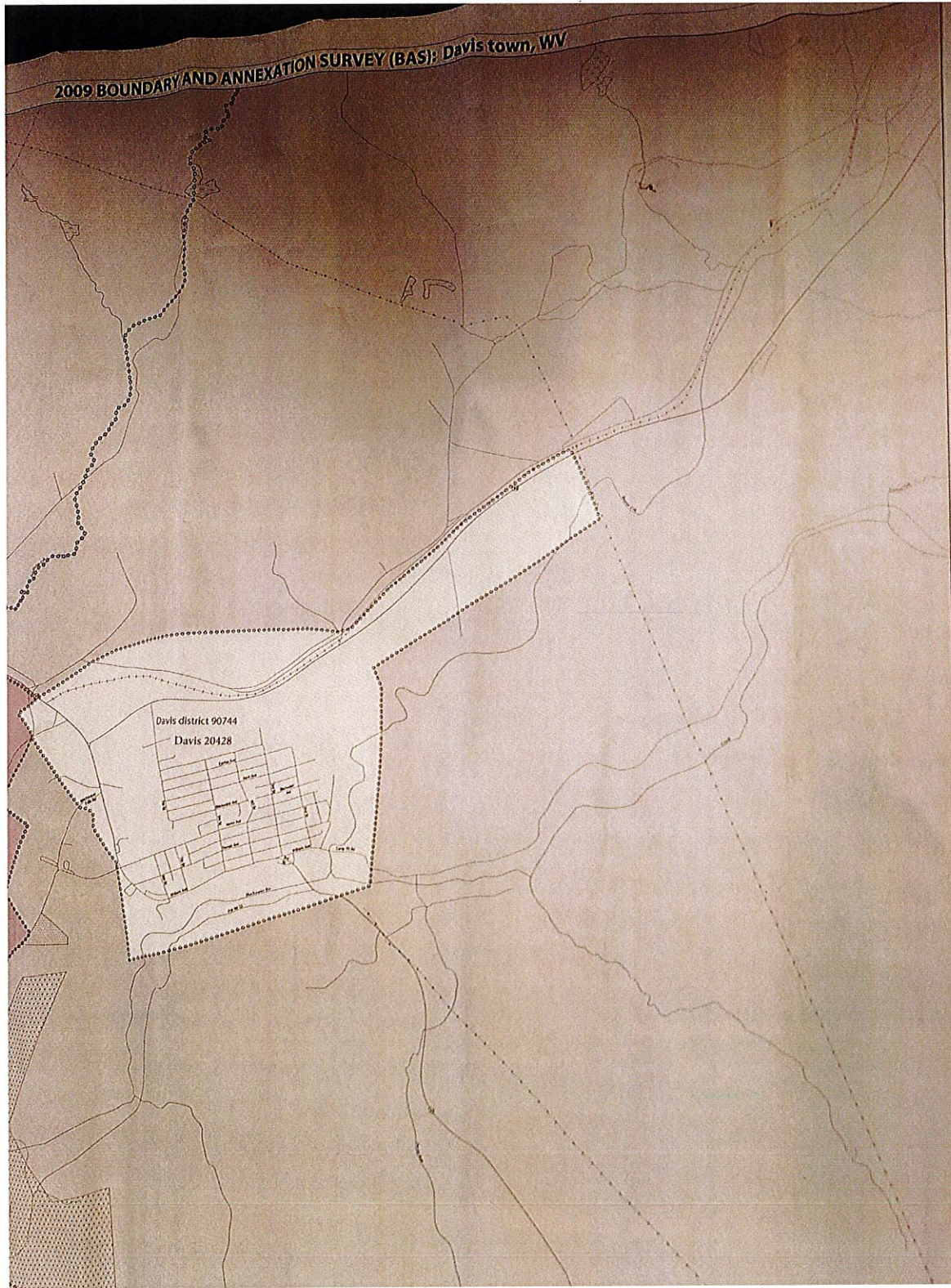
THE UNDERSIGNED RECORDER OF THE TOWN OF DAVIS, TUCKER COUNTY, WEST VIRGINIA, HEREBY CERTIFIES THAT THE FOREGOING IS A TRUE, CORRECT AND COMPLETE COPY OF A RESOLUTION ADOPTED BY THE GOVERNING BODY OF THE TOWN OF DAVIS AT A REGULAR MEETING HELD ON THE 24TH DAY OF OCTOBER, 2005 IN ACCORDANCE WITH LAW, AND SUCH RESOLUTION HAS NOT BEEN REPEALED, REVOKED, RESCINDED, OR AMENDED BUT IS IN FULL FORCE AND EFFECT ON THE DATE HEREOF.

WITNESS MY HAND AND THE SEAL OF THE TOWN OF DAVIS, TUCKER COUNTY, WEST VIRGINIA ON THIS THE 24TH DAY OF OCTOBER 2005.

Louise Ball  
RECORDER

(SEAL)

2009 BOUNDARY AND ANNEXATION SURVEY (BAS): Davis town, WV



Indian American Indian Reservation	-----	NEW YORK 36
City Incorporation	-----	NEW YORK 36
Town Land	-----	NEW YORK 36
American Indian Tribal Subdivision	-----	NEW YORK 36
Abolished Regional Corporation	-----	NEW YORK 36
American Indian Area (AI)	-----	NEW YORK 36
State (or statutorily equivalent) entity	-----	NEW YORK 36
County (or statutorily equivalent) entity	-----	NEW YORK 36
Minor Civil Division (MCD)	-----	NEW YORK 36
County County Division (CCD)	-----	NEW YORK 36
Consolidated City	-----	NEW YORK 36
Incorporated Place	-----	NEW YORK 36
Subject Area	-----	NEW YORK 36
Incorporated Place	-----	NEW YORK 36
Other Area	-----	NEW YORK 36
Current Designated Place (CDP)	-----	NEW YORK 36

DESCRIPTION	SYMBOL	DESCRIPTION	SYMBOL
Interstate	-----	Water Body	-----
U.S. Highway	-----	Stream or Marsh	-----
State Highway	-----	City	-----
Other Road	-----	Township	-----
City	-----	County	-----
Address Range Break	-----	CDP	-----
CDP (City, Village, Hamlet, or Town)	-----	Water	-----
Railroad	-----	National Park or Forest	-----
Property Line	-----	Public Park	-----
Neighborhood	-----	Unincorporated Place	-----
Neighborhood	-----	Water	-----
Neighborhood	-----	Unincorporated Place	-----

Where state, county, and/or MCD/CCD boundaries coincide, the map shows the boundaries needed for only the highest ranking of these boundaries. Where American Indian reservation and American Indian tribal subdivision boundaries coincide, the map shows only the American Indian reservation boundaries.

- MCD/CCD indicates a false MCD. These are the Census unit only.
- The CCD and CDP boundaries represent statistical entities only. They are not to be updated through the BAS.
- Incorporated place name codes correspond to the incorporated place ID codes.
- Due to space limitations, some road names, along with other features and geographic names on the map, may not be shown.
- Address range break values represent the last address shown in the MAINTENANCE database for each street that crosses the boundary of your jurisdiction.

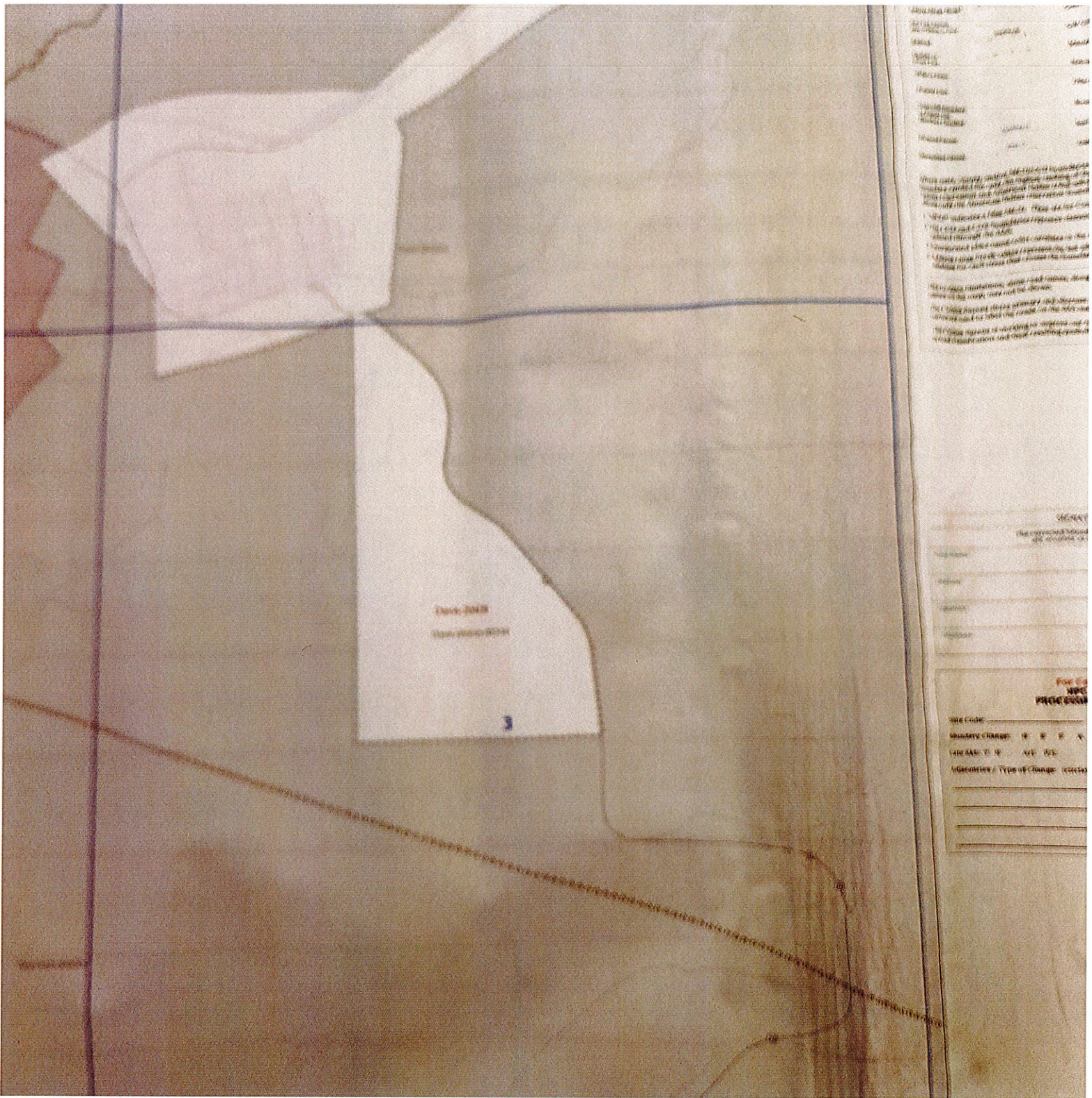
SIGNATURE BOX

The correct boundary shown on this map is shown in the MAINTENANCE database.

\_\_\_\_\_  
 Title

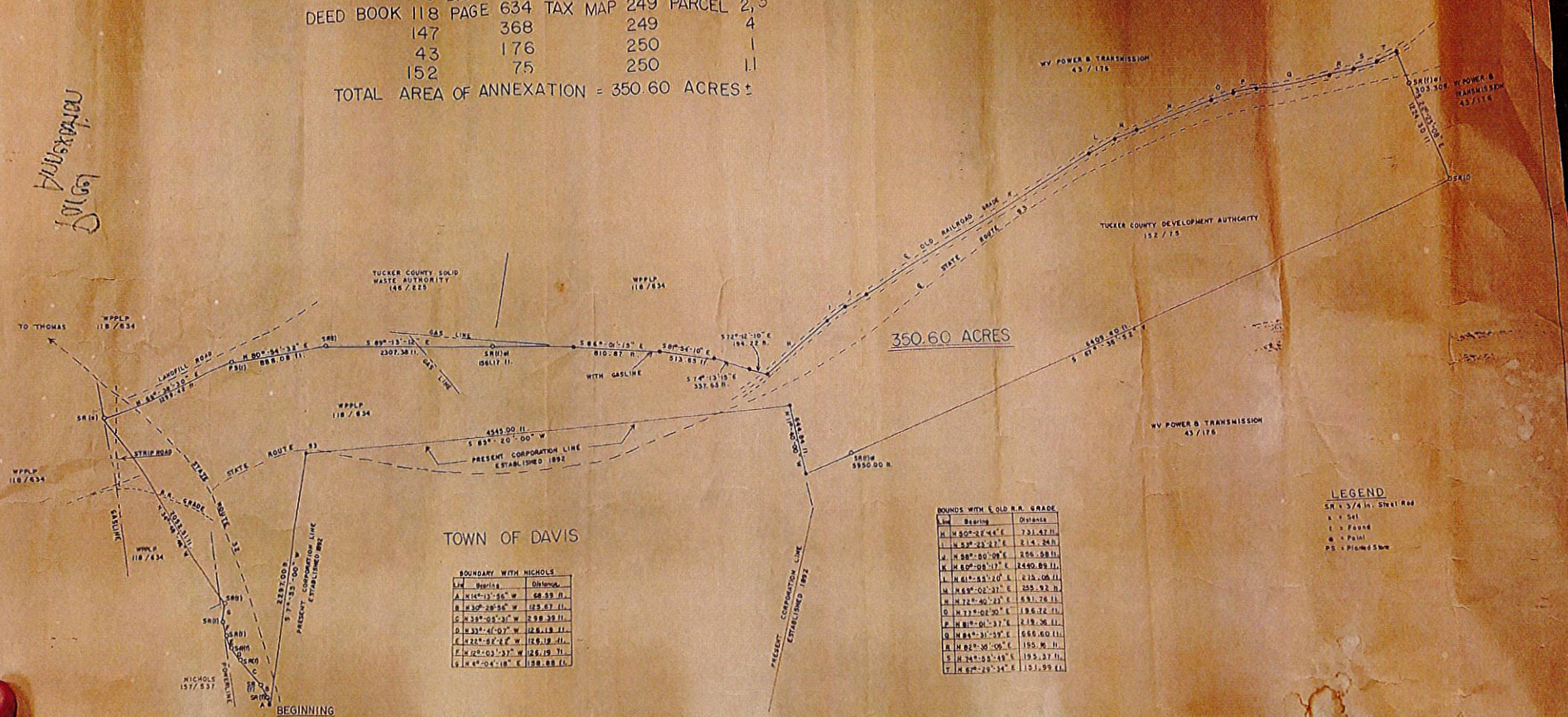
\_\_\_\_\_  
 Title

\_\_\_\_\_  
 Title



PLAT OF SURVEY  
FOR  
DAVIS CORPORATION ANNEXATION  
DAVIS DISTRICT, TUCKER COUNTY, WV  
DEED BOOK 118 PAGE 634 TAX MAP 249 PARCEL 2,3  
47 368 249 4  
43 176 250 1  
152 75 250 1.1  
TOTAL AREA OF ANNEXATION = 350.60 ACRES ±

*Handwritten:* 10/1/69



350.60 ACRES

TOWN OF DAVIS

BOUNDARY WITH NICHOLS

Point	Bearing	Distance
A	N 14° 13' 55" W	68.59 ft.
B	S 80° 28' 54" W	195.27 ft.
C	S 73° 02' 33" W	238.58 ft.
D	N 33° 41' 07" W	128.18 ft.
E	N 22° 52' 27" W	126.18 ft.
F	N 22° 03' 37" W	126.18 ft.
G	N 4° 10' 18" E	198.88 ft.

POINTS WITH E OLD R.R. GRADE

Point	Bearing	Distance
H	N 80° 22' 44" E	731.67 ft.
I	N 53° 23' 27" E	214.24 ft.
J	N 58° 20' 08" E	305.58 ft.
K	N 62° 23' 17" E	2460.89 ft.
L	N 67° 33' 10" E	218.08 ft.
M	N 63° 02' 37" E	355.92 ft.
N	N 72° 40' 27" E	831.78 ft.
O	N 77° 02' 50" E	186.72 ft.
P	N 80° 23' 17" E	219.26 ft.
Q	N 84° 31' 57" E	648.80 ft.
R	N 87° 34' 26" E	155.11 ft.
S	N 24° 23' 49" E	193.37 ft.
T	N 84° 29' 34" E	151.99 ft.

LEGEND  
 S 1/4 in. Steel Rod  
 x 1/4 in. Nail  
 L 1/2 Pound  
 W 1/2 Pound  
 PS 1/2 Pound

HIGH COUNTRY SURVEYING  
 SURVEYED BY JAMES T. CAMP JR. 25-26-69  
 P.O. BOX 33 HEATHSPRING, WV 26427  
 DATE: MARCH 1, 1969

information on a new system in the near future.

Roxanne Nestor reported that her husband Lonnie was much improved and should be back to work within a few days on the flood project, she said, "He's feeling much better."

On a motion by DiBacco/Davis, the meeting was adjourned until Wednesday, June 9 at 9 A.M.

*Salvatore J. Eichelberger*

SALVATORE J. EICHELBERGER, PRESIDENT.

TUCKER COUNTY COMMISSION  
June 9, 1999 9 A.M.  
REGULAR SESSION

Persons attending regular session of the Tucker County Commission meeting were:

Salvatore J. Eichelberger, president, Jerome V. DiBacco and Arlie C. Davis, Jr., Commissioners, Linda Cale, Clerk, Tom Tuesing, County Administrator, Kara Fox, Inter-Mountain reporter, Mariwyn Smith, Advocate Editor, William S. Smith, Director of Tucker County Convention & Visitors Bureau, and Michael Ledden representing Tucker County Building Commission, and Marshall Davisson, Sheriff.

Meeting was called to ORDER by President Eichelberger, opening prayer by Clerk Cale followed by pledge of allegiance by all present.

Upon motion by DiBacco/Davis minutes of previous meeting, May 26th, were approved as written.

William S. Smith, Executive Director of Tucker County Convention & Visitors Bureau presented Commission with 1998 Annual Report and explained objectives, funding, and advertising that goes on.

Unfinished business: By motion Davis/DiBacco, ORDER approved and signed by President Eichelberger for the Town of Davis to have a minor boundary adjustment of 350.60 acres of land adjacent to the corporate limits of the town of Davis. ORDER, Survey and Plat to be recorded in the Office of the Tucker County Clerk.

Michael Ledden was on hand to discuss lift to 1st floor of court house to make it handicapped accessible. Commission willing to discuss this with historical society, reasoning behind article that appeared in local newspaper stating they were opposed to putting lift in back steps, which is the least used entrance and would not harm anything historical. County money would be used for this, but Commission wants States Historical Society input. Commissioners expressed appreciation for all the Building Commission and Tucker County Convention & Visitors Bureau do.

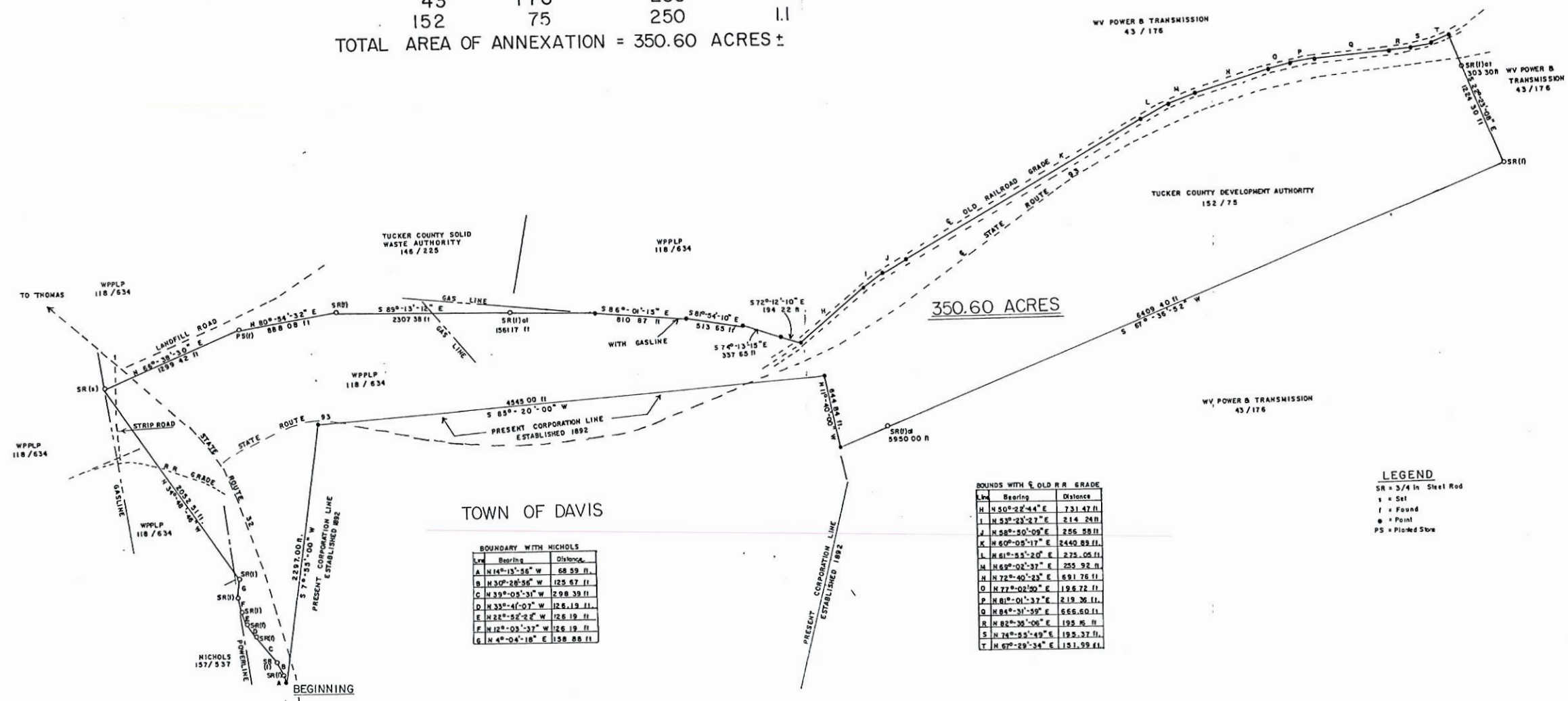
New: ORDER signed by President Eichelberger to deposit \$1.00 with the General Court Receiver from the estate of William E. Swartz, III as individual named in Will cannot be found. Will be sent to state when time limit is up if unclaimed. DiBacco/Davis.

Davis/DiBacco motion to enter into Agreement with Columbia Gas Transmission Corp. to pay 100% of the actual cost of the part relocation of line 8044 as the County Commission desires to fill on said road way and conduct construction activities.

Sheriff Davisson reported he is waiting on one other place for price on recording equipment.

DiBacco/Davis motion to enter into agreement with Edward S. Shiflet to purchase computer programs. Mr. Shiflet would like to use Tucker County as a pilot county and is willing to sell the package for \$3,000.00. Sheriff is willing to work with him, as it

PLAT OF SURVEY  
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DAVIS CORPORATION ANNEXATION  
DAVIS DISTRICT, TUCKER COUNTY, WV  
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147 368 249 4  
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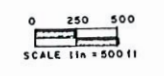
BOUNDARY WITH NICHOLS

Line	Bearing	Distance
A	N 14°-15'-58" W	68.59 ft.
B	N 30°-28'-56" W	125.67 ft.
C	N 39°-02'-37" W	299.39 ft.
D	N 33°-41'-07" W	126.19 ft.
E	N 22°-52'-22" W	126.19 ft.
F	N 12°-03'-37" W	126.19 ft.
G	N 4°-04'-10" E	158.88 ft.

BOUNDS WITH S. OLD R.R. GRADE

Line	Bearing	Distance
H	N 50°-22'-44" E	731.47 ft.
I	N 53°-23'-27" E	214.24 ft.
J	N 58°-50'-09" E	256.58 ft.
K	N 60°-09'-17" E	2440.89 ft.
L	N 61°-55'-20" E	275.05 ft.
M	N 62°-02'-37" E	355.92 ft.
N	N 72°-40'-23" E	691.76 ft.
O	N 77°-02'-50" E	19.67 ft.
P	N 81°-01'-37" E	219.36 ft.
Q	N 84°-31'-59" E	666.60 ft.
R	N 82°-30'-06" E	195.8 ft.
S	N 74°-55'-49" E	195.37 ft.
T	N 67°-29'-34" E	191.99 ft.

**LEGEND**  
SR = 3/4 in. Steel Rod  
s = Set  
f = Found  
• = Point  
PS = Planted Stone



HIGH COUNTRY SURVEYING  
 SURVEYED BY JAMES T. CARR, P.S. 920  
 MC 66 BOX 33 HENDRICKS, WV 26271  
 DATE: MARCH, 1 1999

Order BU:19 Per:168

I am enclosing a copy of Hope's emergency telephone numbers for the Morgantown City Plant service area, which covers Tucker County. Our dispatch center is manned 24 hours a day and can be reached at the 800 numbers on the enclosure. In the event of an emergency a serviceman would be dispatched from the Morgantown area.

If you have any questions or need further information, please do not hesitate to call me.

Very truly yours,  
K. Wayne Denham  
City Plant Manager

There being no objections to the minor boundry adjournments in Davis, WV. There was a motion by Commissioner Eichelberger to approve these boundry adjustments, the motion was seconded by Commissioner DiBacco. Vote was unanimous.

Under a discussion of Orphan Roads and Bridges, if we get suggestions, we need to submit them to the Department of Highways.

Commissioner Jerome DiBacco read the First Reading of the amendments to the Dog Ordinance, submitted for approval. Commissioner DiBacco made a motion to accept this ordinance on the first reading with some minor adjustments. Motion was seconded by Commissioner Eichelberger, vote was unanimous.

The three Commissioners Davis, DiBacco and Eichelberger, reported on their telephone conversation <sup>between</sup> Judge Kuhn, Jim Watson, Attorney with Steptoe & Johnson, representating the County Commission, in their up-coming Court Case, filed against them for some Flood Work that has been done. Biding, etc. July 31, will be our hearing date, beginning at 11:00 A.M.

Under new business, Commissioner DiBacco, expressed his feelings of disappointment toward the P. & R. Committee for appointing two/men from out of our County to serve on the board. This is such a disappointment because Tucker County has very capable people to serve on all Boards. Commissioner DiBacco, will attend their next meeting and ask some questions, Jerry wanted to know if he was a voting member of the P. & R. Board. He was assured that he is most certainly a Voting Member.

Commissioner Eichelberger, reported that he would continue to follow Congressman's Mollahan on the economic problems, and will continue to do so, especially if they effect Tucker County.

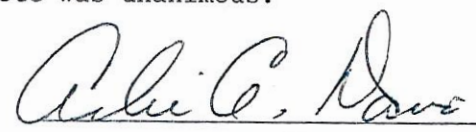
There was some discussion about John Mauzy's building that was damaged in the Flood. President Arlie Davis, reported that he had checked on this complaint and found that Mr. Mauzy has already been paid for all his damages. John Mauzy has been paid over \$2,000.00 for his damages. This should take care of everything?

It was brought to everyone's attention of a meeting on June 4th, 1998 at 7:00 P.M. to discuss our bill on amusement tax that was defeated last year in Legislature. Hopefully we can start now and get it passed this year.

After reviewing the bills and by motion of Commissioner DiBacco and a second by Commissioner Eichelberger, the bills was approved for payment out of the proper funds. including a bill from Blaine Engineering for services done by Michael M. Blaine, in the amount of \$7,240.00. Also a reimbursement in the amount of \$58.13 for copies. Approved by motion of Commissioner DiBacco and seconded by Commissioner Eichelberger. Vote was unanimous.

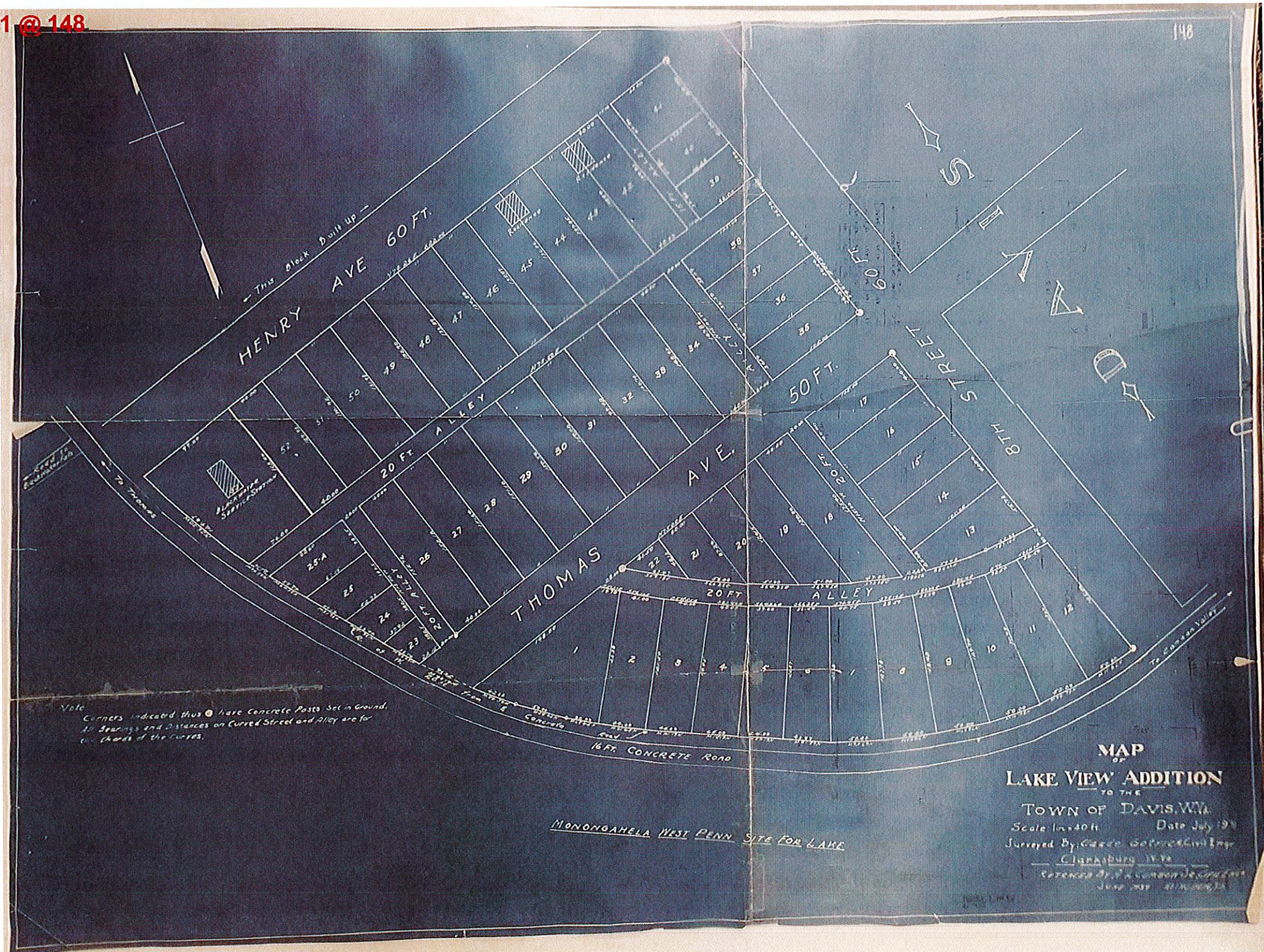
Commissioner Eichelberger, reported that he would continue to follow-up on Region 7, and report back to the County Commission. He ask for guidance and support from the other Commissioners.

There being no further business to come before the Commission on this 27th day of May, 1998 by motion of Commissioner Eichelberger, to adjourn until June 10th, at 9:30 A.M. Motion was seconded by Commissioner DiBacco. Vote was unanimous.

 President  
Arlie C. Davis

1 @ 148

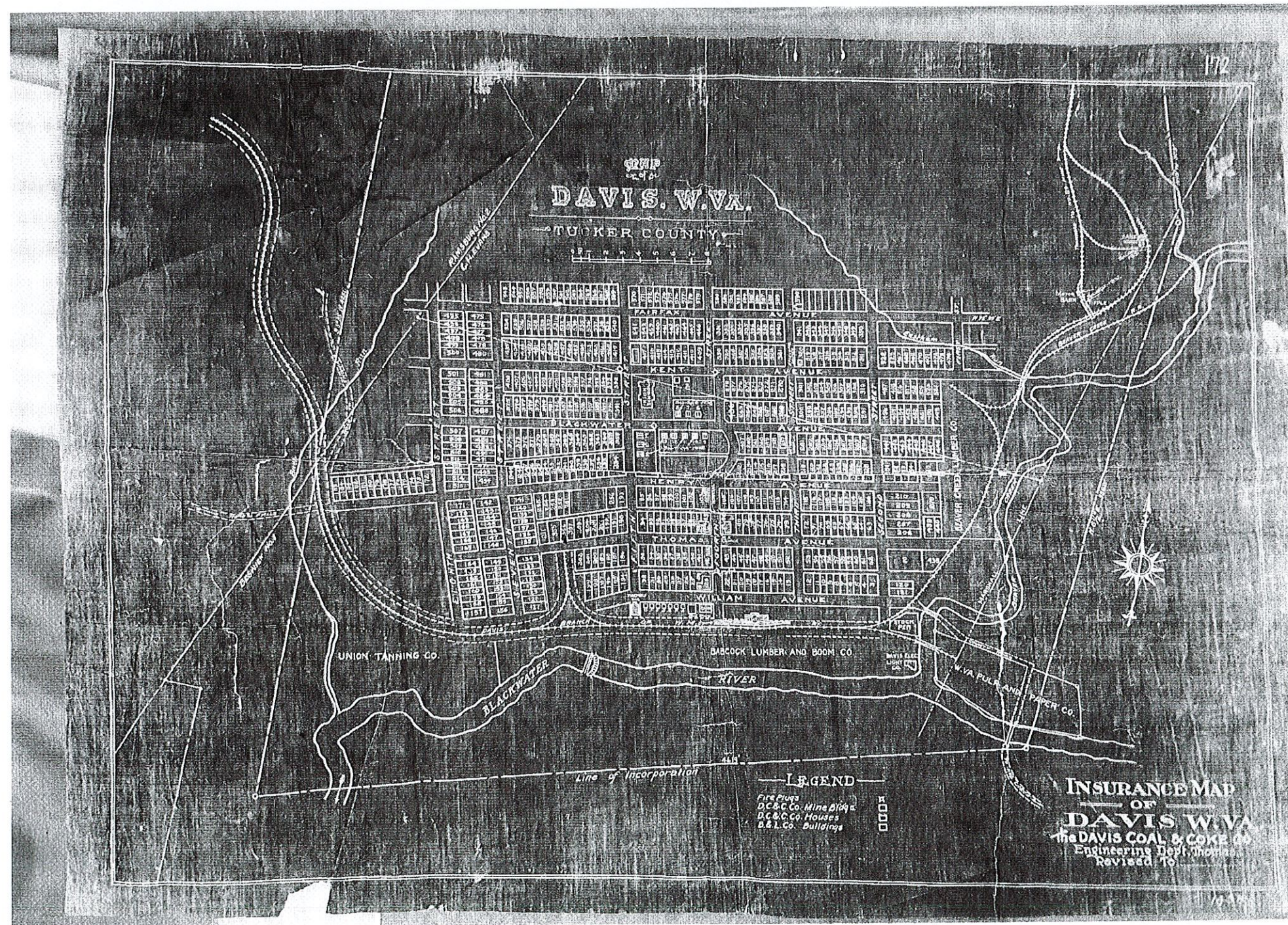
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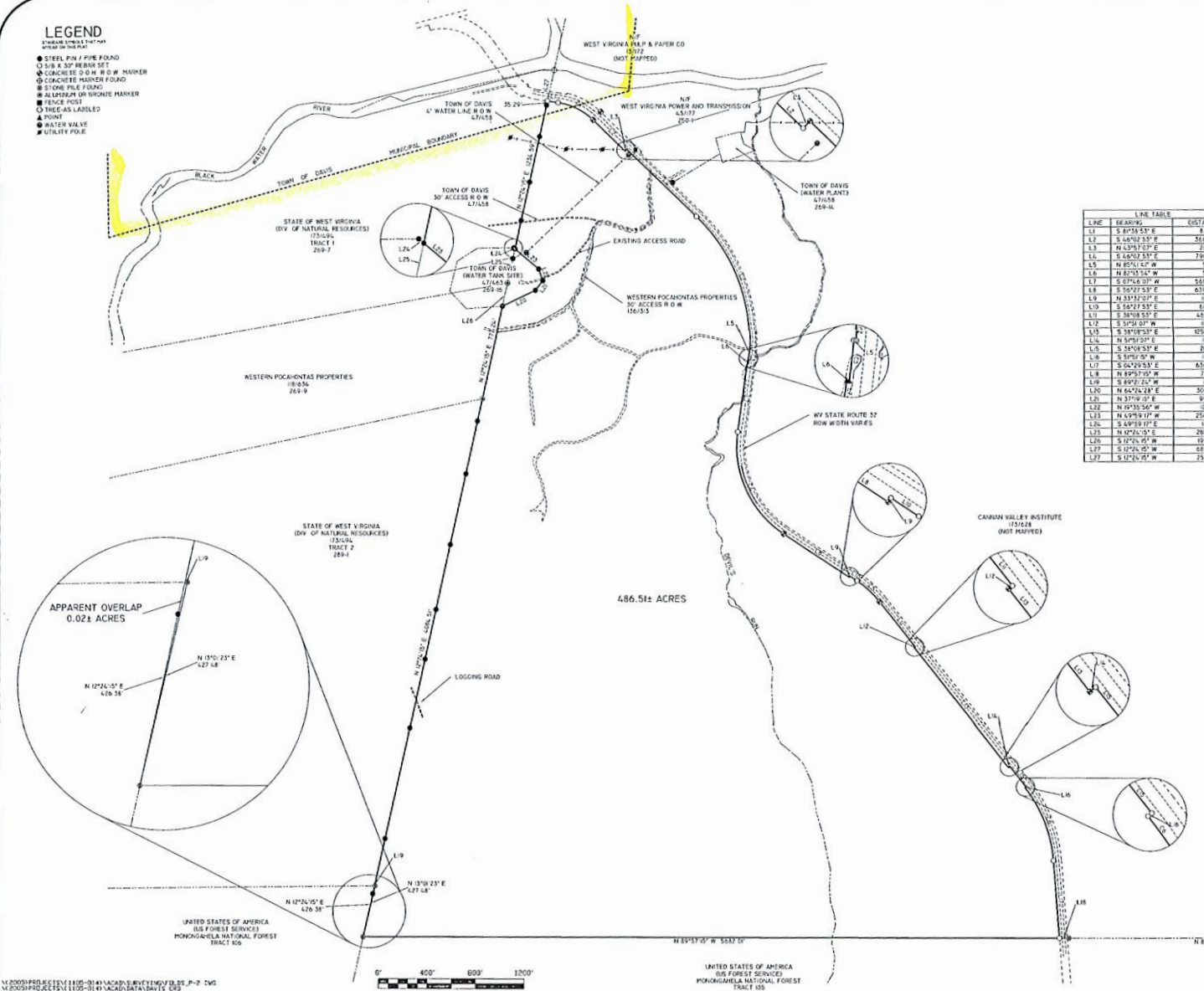
Note  
 Corners indicated thus ● have Concrete Posts Set in Ground.  
 All Bearings and Distances on Curved Street and Alley are for  
 the Chords of the Curves.

**MAP**  
**LAKE VIEW ADDITION**  
 TO THE  
 TOWN OF DAVIS, W. VA.  
 Scale 1 in = 40 ft      Date July 1911  
 Surveyed By Green & Goff, Civil Engineers  
 Clarkburg, W. Va.  
 Reference to a corner of the original survey  
 July 1899

MONONGAHELA WEST PENN. SITE FOR LAKE



- LEGEND**
- STEEL PIN / PIPE FOUND
  - 3/8" x 30" BEAM SET
  - CONCRETE 0.0 M. R.O.W. MARKER
  - CONCRETE MARKER FOUND
  - STONE PILE FOUND
  - GALVANIZED IRON PIPE MARKER
  - FENCE POST
  - TREE-AS LABELED
  - ▲ POINT
  - WATER VALVE
  - UTILITY POLE

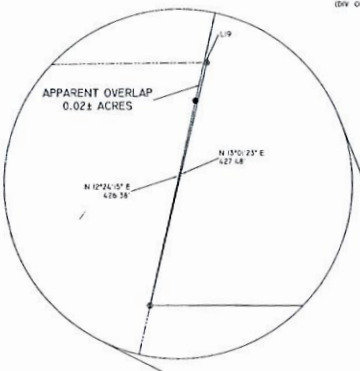


**LINE TABLE**

LINE	BEARING	DISTANCE
L1	S 89°15' E	41.85
L2	S 48°02' 55" E	568.25
L3	N 43°37' E	31.00
L4	S 68°02' 55" E	700.37
L5	N 85°24' 15" W	5.00
L6	N 82°05' 54" W	5.00
L7	S 87°16' 02" W	568.26
L8	S 78°17' 33" E	638.93
L9	N 83°12' 02" E	0.00
L10	S 58°27' 53" E	48.00
L11	S 38°08' 53" E	438.25
L12	S 37°01' 02" W	0.00
L13	S 38°08' 53" E	438.26
L14	N 83°12' 02" E	0.00
L15	S 38°08' 53" E	438.26
L16	S 37°01' 02" W	0.00
L17	S 62°19' 53" E	638.93
L18	N 89°27' 33" W	38.00
L19	S 89°27' 33" W	0.74
L20	N 64°24' 28" E	300.26
L21	N 37°01' 02" E	49.98
L22	N 89°27' 33" W	0.00
L23	N 48°19' 53" W	238.65
L24	S 48°19' 53" E	0.43
L25	N 02°24' 24" E	280.65
L26	N 12°14' 02" W	392.76
L27	S 12°14' 02" W	489.08
L28	S 12°14' 02" W	737.54

**CURVE TABLE**

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	213.00	213.00	193.27	S 83°50' 55" E
C2	402.50	372.54	193.27	S 83°50' 55" E
C3	161.67	161.67	146.43	S 80°15' 02" W
C4	308.80	308.80	287.87	S 82°02' 55" E
C5	278.38	278.38	258.38	S 81°07' 23" E
C6	180.00	180.00	163.00	S 81°07' 23" E



NOTE  
THIS PLAT REVISES AND SUPERSEDES THAT PLAT AND DESCRIPTION BY RUMMEL, KLEPPER & KAHL, LLP DATED MARCH 17, 2005 AND RECORDED IN DEED BOOK 182 AT PAGE 424.

N:\2005\PROJ\KEYS\1100-0141\CAD\SENTINEL\DWG\1100-0141-12-11-05.DWG  
DATE: 12-11-05  
DRAWN BY: DVS

**RUMMEL, KLEPPER & KAHL, LLP**  
ONE GRAND CENTRAL PARK, SUITE 2040  
KEYSER, WEST VIRGINIA 26726 304-788-3370

Scale: 1" = 400'  
OCTOBER 11 2005

DEVIL'S RUN  
DAVIS DISTRICT  
TUCKER COUNTY WEST VIRGINIA

PLAT OF SURVEY  
FOR  
MELBOURNE PROPERTIES, INC.

SURVEYED BY: David G. Vanscoy  
No. 1228  
LICENSED SURVEYOR

