

COUNCIL OF THE CITY OF ABERDEEN
Ordinance No. 14-O-08

| | |
|-------------------------|---------------------------------|
| Introduced By: | Mayor Michael E. Bennett |
| Date Introduced: | June 16, 2014 |
| Date Adopted: | July 28, 2014 |
| Date Effective: | August 18, 2014 |

ORDINANCE NO. 14-O-08

AN ORDINANCE concerning

ACCEPTANCE OF CURRY FAMILY TRUST GIFT

1 **FOR** the purpose of accepting a gift of two parcels of unimproved real property in the City of
2 Aberdeen from the Curry Family Trust subject to certain conditions; authorizing the Mayor to
3 execute a certain Deed of Gift accepting this gift on behalf of the City; and generally relating to
4 the acceptance of a gift of land by the City of Aberdeen from the Curry Family Trust.

5
6 **SECTION 1. BE IT ENACTED BY THE COUNCIL OF THE CITY OF**
7 **ABERDEEN**, that it hereby accepts from the Curry Family Trust a gift of two parcels of
8 unimproved parcels of land in the City of Aberdeen consisting of approximately .75 acres, more
9 or less, located in the vicinity of Rogers Street, and described on Exhibit A to the Deed of Gift
10 attached to this Ordinance and incorporated by reference. Acceptance of this gift is subject to
11 the conditions contained in the Deed of Gift.

12
13 **SECTION 2. BE IT FURTHER ENACTED BY THE COUNCIL OF THE CITY**
14 **OF ABERDEEN**, that the Mayor is authorized to execute the Deed of Gift attached to this
15 Ordinance on behalf of the City to evidence the City's acceptance of the gift.

16
17 **SECTION 3. BE IT FURTHER ENACTED BY THE COUNCIL OF THE CITY**
18 **OF ABERDEEN**, that this Ordinance shall become effective at the expiration of twenty (20)
19 calendar days following adoption.

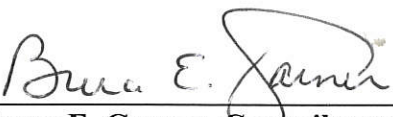
COUNCIL OF THE CITY OF ABERDEEN



Michael E. Bennett, Mayor



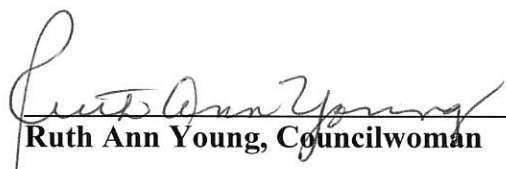
Ruth E. Elliott, Councilwoman



Bruce E. Garner, Councilman



Sandra J. Landbeck, Councilwoman




Ruth Ann Young, Councilwoman

ATTEST:

SEAL:



Monica A. Correll, City Clerk

Date 

TAX I.D. NOS.: 02-010445 and 02-024985
PREPARED WITHOUT BENEFIT OF TITLE EXAMINATION

DEED OF GIFT

THIS DEED OF GIFT, made this _____ day of _____, 2014, by and between CURRY FAMILY TRUST, sometimes hereinafter referred to as "Grantor", and CITY OF ABERDEEN, a body corporate and politic of the State of Maryland, sometimes hereinafter referred to as "Grantee."

WHEREAS, as a long-standing civic minded family, Grantor desires to donate the land described in this Deed to the City of Aberdeen.

WITNESSETH, that as a true gift for and in consideration of the sum of Zero Dollars (\$0.00), Grantor does grant to Grantee, its successors and assigns, in fee simple, those two parcels of land lying and situate in the SECOND ELECTION DISTRICT of Harford County, State of Maryland, described on Schedule A attached to this Deed and incorporated by reference (the "Property").

TOGETHER with the buildings and improvements thereupon erected, made or being, and all and every of the rights, alleys, ways, waters, privileges, appurtenances and advantages to the same belonging, or anywise appertaining.

BEING all of those lands conveyed by and described in a deed dated December 31, 1998, from Caroline M. Curry, Personal Representative of the Estate of G. DeWayne Curry, Deceased, to the Grantor and recorded among the Land Records of Harford County, Maryland at Liber No. 3583, folio 0346.

TO HAVE AND TO HOLD the above granted and described property unto Grantee, its successors and assigns, in fee simple, forever, subject to the following covenants personal to and enforceable only by Grantor:

1. The Property shall be used for a park or similar public facility, the park or facility shall bear the name G. Dewayne Curry Memorial Park.
2. The Property shall be held for public purposes. If the Property ceases to be held for public purposes Grantor may reenter the Property and Grantor at Grantor's cost shall seek re-conveyance of title in the Circuit Court for Harford County.

AND Grantor does hereby covenant to warrant specially the property herein described and conveyed and agrees to execute such further assurances as may be necessary.

WITNESS the hands and seals of the Grantor.

WITNESS/ATTEST:

Monica A. Cornell

CURRY FAMILY TRUST (Grantor)

BY: Michael E. Bennett (SEAL)
Trustee

WITNESS/ATTEST:

CITY OF ABERDEEN (Grantee)

BY: _____ (SEAL)
Michael E. Bennett, Mayor

Approved as to form and
legal sufficiency this
____ day of _____, 2014.

City Attorney

STATE OF MARYLAND, HARFORD COUNTY, to wit:

I HEREBY CERTIFY that on this 5th day of June, 2014, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Caroline M. Curry, known to me (or satisfactorily proven) to be the Trustee of Curry Family Trust, and acknowledged that s/he, as such Trustee, being authorized to do so, executed the foregoing Deed for the purposes contained therein on behalf of said Curry Family Trust as its act and deed, and in my presence signed and sealed the same. The actual consideration paid or to be paid is ZERO DOLLARS (\$0.00).

AS WITNESS my hand and Notarial Seal.

My Commission Expires:

MONICA A. CORRELL Monica A. Correll
NOTARY PUBLIC
Harford County, Maryland
My Commission Expires November 19, 2015

STATE OF MARYLAND, HARFORD COUNTY, to wit:

I HEREBY CERTIFY that on this ____ day of _____, 2014, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Michael E. Bennett, Mayor, who acknowledged acceptance of the foregoing Deed to be the act of the City of Aberdeen.

AS WITNESS my hand and Notarial Seal.

My Commission Expires:

Notary Public

ATTORNEY'S CERTIFICATE

This instrument has been prepared by the undersigned, or under his supervision, and he is an attorney admitted to practice before the Court of Appeals of Maryland.

Frederick C. Sussman

After Recording Return To:
Frederick C. Sussman, Esquire
P.O. Box 2289
125 West Street, Fourth Floor
Annapolis, Maryland 21404-2289

SCHEDULE A

SCHEDULE A

Parcel 1: All that lot or parcel of land situate and lying in the town of Aberdeen, Second Election District of Harford County being shown as a 50 foot wide easement lying between the Rogers Street road bed and the roadbed of U.S. Route 40 (Pulaski Highway) in a northwest-southwest direction a distance of approximately 260 feet. The improvements thereon being known as North Rogers Street and US 40.

BEING all of the land as described in a deed dated April 16, 1987 from Nina Smeltzer Curry, to G. DeWayne Curry, recorded among the Land Records of Harford County in Liber No. 1390, folio 834.

Parcel 2: All that lot or parcel of land situate and lying in the Second Election District of Harford County, in the Town of Aberdeen, being known as Parcel 983 of the Assessment Records of Harford County, and at the intersection of Parke and Rogers Streets, in said Town, and being bounded on the easterly and northwesterly sides by the land of the Maryland State Roads commission, and on the southerly side by the land of G. DeWayne Curry.

BEING all of the land as described in a deed dated April 16, 1987 from John C. Hinder to G. DeWayne Curry, recorded among the Land Records of Harford County in Liber No. 1420, folio 728.

JOHN S. KARAS
CHARLES E. BRADFORD, JR.

MARA DEVINE PAR
KALLIA KONSTANT

KARAS & BRADFORD
ATTORNEYS AT LAW

610 WEST BAL. AIR AVENUE
ABERDEEN, MARYLAND
21001
410-272-2000
410-272-8000
fax 410-272-6525

BOOK 3583 FOLIO 0349