

RESOLUTION NO. R 015 18

ELLENDALE WATER DISTRICT DECLARED UNDER THE PROVISIONS OF TITLE 9, CHAPTER 65 OF THE DELAWARE CODE

WHEREAS, the eligible voters of the proposed Ellendale Water District approved the creation of the water district by a vote of 81 to 21 in an election held on September 15, 2018; and

WHEREAS, Title 9, Delaware Code, Section 6507 requires the County Council to issue a determination of the water district within 12 months of its approval by the eligible voters;

NOW, THEREFORE, BE IT RESOLVED that the County Council of Sussex County, Delaware hereby determines that the eligible voters of the Ellendale Water District have approved the creation of said district, that the description of the Ellendale Water District is described below; and that the said district is hereby declared to be validly constituted under the provisions of Title 9, Chapter 65 of the Delaware Code; and

BE IT FURTHER RESOLVED that the Sussex County Council directs the County Engineer and the Attorney for the County Council to procure the necessary lands and rights-of-way by purchase, agreement or condemnation in accordance with the existing statutes; and

BE IT FURTHER RESOLVED that the County Engineer is hereby directed to prepare maps, plans, specifications and estimates, let contracts for and supervise the construction and maintenance of, or enlarging and remodeling of, any structures required to provide for the safe distribution of drinking water to all parcels in the water district; and

BE IT FURTHER RESOLVED that the Sussex County Council directs the County Finance Director and County Engineer to apply for, accept, and receive grants, loans, and other funding necessary to provide adequate financing for the planning, design, construction, and all other phases of the water district.

Description of the Ellendale Water District

BEGINNING at a point, said point being the southwesterly property corner of lands N/F of Mount Zion A.M.E. Church, said point also being the southeasternmost property corner of lands N/F of Reed Properties, said point further being on the northerly ROW of Beach Highway; thence proceeding in a northerly direction a distance of 502' ± to a point, said point being the southwesternmost property corner of land N/F of Robert F. & Linda S. Garey; thence proceeding in generally northerly and easterly directions respectively a distance of 3,560' ± to a point, said point being the westerly ROW of North Old State Road, said point also being on the easternmost property line of lands N/F R&C Evans Farms, Limited Partnership & Gary D. Evans; thence proceeding in a northerly direction a distance of 71' ± to a point, said point being the southernmost property corner of lands N/F of Jennie Pearl Ingram & Gladys Marie Rivera, Heirs.; thence proceeding in northwesterly and northeasterly directions respectively a distance of 1,484' ± to a point, said point being on the westerly ROW of North Old State Road; thence proceeding in a northwesterly direction a distance of 57' ± to a point, said point being the southwesternmost property corner of lands N/F of LFW Delaware Holdings 2015 LLC; thence proceeding in easterly and southerly directions respectively a distance of 592' ± to a point, said point being on the northerly property line of Ingram Village Subdivision; thence proceeding in a southerly direction a distance of 667' ± to a point, said point being the southeasternmost property corner of lands N/F of James T. Phillips; thence proceeding in easterly, generally southerly and westerly a distance of 742' ± to a point, said point being the northeasterly property corner of lands N/F of Crisanta Martinez; thence proceeding in a southerly direction a distance of 1,275' ± to a point, said point being on the northerly ROW of Gladys Street; thence proceeding in a southerly direction across Gladys Street a distance of 45' ± to a point, said point being on the southerly ROW of Gladys Street; thence proceeding in a southerly direction a distance of 9' ± to a point, said point being the northeasterly property corner of lands N/F of Sanna F. Bazemore; thence proceeding in a southerly direction a distance of 919' ± to a point, said point being the northwesternmost property corner of lands N/F of State of Delaware Bureau of Alcohol & Drug Abuse; thence proceeding by and with said State lands in a southerly direction a distance of 418' ± to a point, said point being the northwesternmost property corner of lands N/F of Ronald C. White; thence proceeding by and with said White lands in a southerly and westerly direction respectively a distance of 226' ± to a point, said point being on the northerly ROW of Main Street (SR 16); thence proceeding in a southerly direction crossing Main Street a distance of 50' ± to a point, said point being on the southerly ROW of Main Street (SR 16), said point also being the northeasternmost property corner of lands N/F of Nathaniel L. & Henrietta Elizabeth Mann; thence proceeding in a southerly direction a distance of 144' ± to a point, said point being on the northerly ROW of Shorts Alley; thence proceeding in a southerly direction crossing Shorts Alley a distance of 18' ± to a point, said point being on the southerly ROW of Shorts Alley, said point also being on the northeasternmost property corner of lands N/F Sandra R. Waters; thence proceeding in a southerly direction a distance of 151' ± to a point, said point being on the northerly ROW of Willow Street; thence proceeding in a southerly

direction crossing Willow Street a distance of 22'± to a point, said point being on the southerly ROW of Willow Street, said point also being the northwesternmost property corner of lands N/F of Cynthia D. Baynard; thence proceeding in a southerly and easterly direction respectively a total distance of 176'± to a point, said point being on the westerly property line of lands N/F of Clifford E. Hughes, Jr.; thence proceeding in a southerly and easterly direction respectively a distance of 160'± to a point, said point being the northeasternmost property corner of lands N/F of Ella M. Daniels; thence proceeding in a southerly and westerly direction respectively a distance of 204'± to a point, said point being on the northerly property line of lands N/F of Robert D., Jr. & Doris A. Adams; thence proceeding in a southerly direction, crossing lands of Adams, a distance of 50'± to a point, said point being the northeasternmost property corner of lands N/F of Ethel M. Adams; thence proceeding in a southerly direction a distance of 236'± to a point, said point being on the northerly ROW of State Street; thence proceeding in a southerly direction, crossing State Street a distance of 27'± to a point, said point being on the northerly property line of lands N/F of Kathleen E. Walton; thence proceeding by and with said lands in an easterly, southerly, easterly, northerly, easterly and southerly direction respectively a distance of 1,770'± to a point, said point being on the northerly property line of lands N/F of Patrick M. Smith & Shannon L. Warren; thence proceeding with said lands in a northeasterly, southerly and westerly direction respectively a distance of 1,684'± to a point, said point being on the northerly property line of Bradford K & Mitzie J. Diogo; thence proceeding with said lands in a generally southerly direction a distance of 3,730'± to a point, said point being on the northerly ROW of lands N/F of Angela D. Pierre; thence proceeding in a westerly, southerly, westerly and southerly direction respectively a distance of 495'± to a point, said point being the northwesternmost property corner of lands N/F of Mae F. Hogg; thence proceeding in a southerly and easterly direction respectively a distance of 899'± to a point, said point being the northwesternmost property corner of lands N/F of Mark L. & Marjorie C. Davis; thence proceeding in a southerly direction a distance of 660'± to a point, said point being the northwesternmost property corner of lands N/F of David H. Piper; thence proceeding in a westerly and southerly direction respectively a distance of 1,387'± to a point, said point being on the northerly property line of lands N/F of State of Delaware; thence proceeding in a westerly direction a distance of 172'± to a point, said point being on the easterly ROW of South Old State Road; thence proceeding in a westerly direction, crossing South Old State Road, a distance of 50'± to a point, said point being on the westerly ROW of South Old State Road; thence proceeding by and with said ROW in a southerly direction a distance of 22'± to a point, said point being a property corner of lands N/F of Mark L. & Marjorie C. Davis; thence proceeding in a westerly and northerly direction respectively a distance of 441'± to a point, said point being on the southerly property line of lands N/F of State of Delaware, DDA Forest Service; thence proceeding in a westerly and northerly direction respectively a distance of 2,248'± to a point, said point being the southwesternmost property corner of lands N/F of Delaware Solid Waste Authority; thence proceeding in a northerly, easterly and northerly direction respectively a distance of 674'± to a point, said point being a property corner of lands N/F Philadelphia Pentecostal Holiness Church; thence

proceeding in a westerly, northerly and a generally northeasterly direction a distance of 2,668'± to a point, said point being on the southerly property line of lands N/F of Raymond, Sr. & Sherry L. White; thence proceeding in a northerly and westerly direction respectively a distance of 323'± to a point, said point being in the southerly property line of lands N/F of Liborio-Ellendale, LLC; thence proceeding in a generally northerly and westerly direction a distance of 1,279'± to a point, point being the southeasternmost corner of other lands of Liborio, thence proceeding in northerly and westerly directions respectively a distance of 1,956'± to a point, said point being the easternmost property corner of lands N/F of Brian W. Wooters & Amanda M. Ashley; thence proceeding in a westerly direction a distance of 301'± to a point, said point being on the southeasterly ROW of Sharons Road; thence proceeding in a westerly direction, crossing Sharons Road, a distance of 53'± to a point, said point being on the northwesterly ROW of Sharons Road; thence proceeding in a northeasterly direction a distance of 700'± to a point, said point being the southernmost property corner of lands N/F of Rosa Mae Harmon; thence proceeding in a northerly and easterly direction respectively a total distance of 318'± to a point, said point being on the southerly ROW of Beach Highway (SR 16), thence proceeding in a northerly direction, crossing Beach Highway, a distance of 50'± to a point, said point being that of the BEGINNING.

NOTE: The above description has been prepared using Sussex County Tax Map Nos. 230-26.00, 27.00, 31.00 and Sussex County property assessment records.

The Ellendale Water District is within these boundaries. A map drawn to scale indicating the boundaries of the area is attached.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 015 18 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 2ND DAY OF OCTOBER, 2018.

ROBIN A. GRIFFITH
CLERK OF THE COUNCIL