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to correct the violation.

b. If the Grantee fails to demonstrate a good faith effort to come into compliance with the terms of the grant within the 60-day period, the State shall enforce the terms of the grant by taking any measures it deems appropriate, including, but not limited to bringing an action at law in equity in a court of competent jurisdiction.

c. FEMA, its representatives and assigns may enforce the terms of the grant by taking any measures it deems appropriate, including but not limited to, the following:

- i. Requiring transfer of title in accordance with Paragraph 1(d). The Grantee shall bear the costs of bringing the Property back into compliance with the terms of the grant; or
- ii. Bringing an action at law or in equity in a court of competent jurisdiction against the State or the Grantee.

5. Severability. Should any provision of this grant or the application thereof, to any person or circumstances be found to be invalid or unenforceable, the rest and remainder of the provisions of this grant and their application shall not be affected and shall remain valid and enforceable.

spouse of the grantor, hereby releases all rights of dower therein.

In Witness Whereof, the said **GEORGE HOUSE, also known as GEORGE R. HOUSE, unmarried, and TRACEY HOUSE, also known as TRACY HOUSE, also known as TRACY D. HOUSE, also known as TRACY DAWN HOUSE, unmarried, formerly husband and wife**, hereunto have set their hands, this 3<sup>rd</sup> day of

July, 2007.

GRANTEES:

VILLAGE OF LISBON

Columbiana County, Ohio

GRANTORS:

By: *Michael B. Lewis*  
MAYOR  
*Michael B. Lewis*

x *George House*  
GEORGE HOUSE, also known as  
GEORGE R. HOUSE

x *Tracy D. House*  
TRACEY HOUSE, also known as  
TRACY HOUSE, also known as  
TRACY D. HOUSE, also known as  
TRACY DAWN HOUSE



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The Grantor releases and quit claims unto the Grantee, all right, title and interest which the Grantor may have in the banks, bed and waters opposite to or fronting upon said land, and in any alleys, roads, streets, way, strips, gores and railroad rights-of-way abutting or adjoining land, and in any means of egress appurtenant thereto.

This conveyance is expressly subject to rights outstanding in third parties for existing easements for public roads and highways, public utilities, railroads and pipelines.

In reference to the property or properties ("Property") conveyed by the Deed between (Property owner) participating in the federally-assisted acquisition project ("the Grantor") and the ( Village City county), its successors and assigns the ("Grantee").

**WHEREAS**, the Robert T. Stafford Disaster Relief and Emergency Assistance Act ("The Stafford Act"), 42 USC § 5121 et seq., identifies the use of disaster relief funds under § 5170c, the Hazard Mitigation Grant Program ("HMGPP"), for community based hazard mitigation activities, including funding for the acquisition of property in the floodplain and removal of associated structures from the floodplain;

**WHEREAS**, 42 USC 5170c provides a process for a Community, through the State, to apply for federal funds to be used to acquire interests in property, including the purchase of structures in the floodplain, to demolish and/or remove the buildings, and to maintain the use of the Property as open space in perpetuity;

**WHEREAS**, the Ohio Emergency Management Agency (EMA) has submitted such application and has entered into an agreement with the United States of America through the Federal Emergency Management Agency ("FEMA"), dated September 23, 2004, and herein incorporated by reference;

**WHEREAS**, Columbiana County, Ohio, through the Board of Commissioners, has applied for and been awarded federal funds pursuant to an agreement with the Ohio EMA dated December 15, 2006, ("State-Local Agreement") and herein incorporated by reference;

**WHEREAS**, the terms of the Stafford Act, regulations promulgated thereunder (44 CFR Part 206, Subpart N), the FEMA-State Agreement, and the State-Local Agreement require that the Grantee agree to conditions that restrict the use of the land to open space in perpetuity in order to protect and preserve natural floodplain values;

**NOW, therefore**, the grant is made subject to the following terms and conditions:

1. Terms. Pursuant to the terms of the Stafford Act, regulations promulgated thereunder (44 CFR Part 206, Subpart N), as they read now and may be amended in the future, the FEMA-State Agreement, and the State-Local Agreement, the following conditions and restrictions shall apply in perpetuity to the Property described in the attached deed and acquired by the Grantee pursuant to the Stafford Act 42 USC §5170c acquisition program:

- a. Compatible uses. The Property shall be used only for purposes compatible with open space, recreational, or wetlands management practices; in general, such uses include parks for outdoor recreational activities, nature preserves, unimproved permeable parking lots and other uses described in 44 CFR Part 206, subpart N as it reads how and may be amended in the future, and related program guidance for open space acquisition.