



## AFFIDAVIT

Dean McGormley, being first duly sworn, states that:

1. He is Clerk of the Trustees of Maumee Valley Presbytery, Inc..
2. The Trustees of Maumee Valley Presbytery, Inc. is a corporation not-for-profit formed under the laws of the State of Ohio, and has its principal office located in the City of Findlay, Ohio. Said corporation is in good standing with the Secretary of State of Ohio, and its Charter Number is 280923.
3. The Rockford Presbyterian Church, Inc. is a corporation not-for-profit formed under the laws of the State of Ohio, and has its principal office located in the Village of Rockford, Ohio. Said corporation is in good standing with the Secretary of State of Ohio, and its Charter Number is 124374.
4. Certain real estate, described as Parcel One in paragraph 7 herein, was transferred to David H. Robinson, L. Arther Borchers, James E. Lloyd, James W. Frysinger, Stephen A. Clay, and E. Ellsworth Jackson, as Trustees of First Presbeterian Church of Rockford, Ohio. Said transfer is recorded in Vol. 98, Page 177, of the deed records, Mercer County, Ohio. The Trustees of the First Presbyterian Church of Rockford, Ohio, took title as, and were formerly known as, the Trustees of the First Presbeterian Church of Rockford, Ohio.
5. Certain real estate, described as Parcel Two in paragraph 7 herein, was transferred to Cornelius Smith, Henry VanTilburg, John P. Dysert, Daniel H. Robbins and Peter Brubaker, as Trustees of First Presbeterian Church at Shanes Crossing Ohio, and their successors in office. Said transfer is recorded in Vol. 30, Page 76, of the deed records, Mercer County, Ohio. The Trustees of the First Presbyterian Church of Rockford, Ohio, took title as, and were formerly known as the Trustees of the First Presbeterian Church of Shanes Crossing, Ohio.

A handwritten signature in black ink, appearing to be "DFM".

6. The Trustees of the First Presbyterian Church of Rockford, Ohio, executed an affidavit dated September 1, 1962, stating that the real estate described as Parcel Two in paragraph 7 herein, was held in the name of The Presbyterian Church at Shanes Crossing (now Rockford, Ohio). This affidavit is recorded in Volume 2, Page 589, of the record of affidavits of Mercer County, Ohio. The corporation is now known as The Rockford Presbyterian Church, Inc., an Ohio not-for-profit corporation.
7. This affidavit is given simultaneously with the execution of the instruments necessary to convey the real estate described as follows:

Situate in the Village of Rockford, County of Mercer, and State of Ohio, to-wit:

**PARCEL ONE:**

Lot number twenty-three (23) original plat, in the incorporated village of Rockford, Mercer County, Ohio, as appears upon the recorded plat of said village. The transfer of which is recorded in deed record vol. 95 at page 233. Also in vol. 94 at page 524 deed records of Mercer County, Ohio.

*Parcel No. 08-003500.0000 Map No. 02-16-154-003*

**PARCEL TWO:**

Being Lot Number Twenty-four (24) in the Original Plat of the Town of Shanes Crossing, as known on the Recorded Plat of said Town, the same being Five (5) poles in front on Market Street and Nine (9) poles back, containing forty-five (45) square poles of ground.

*Parcel No. 08-003600.0000 Map No. 02-16-154-004*

The transfer of which is recorded in deed record vol. 30, at page 76. Also in vol. 2 at page 589 affidavit records of Mercer County, Ohio.

8. The Trustees and the membership of the First Presbyterian Church of Rockford, Ohio, voted to dissolve its membership at a special meeting held on May 4, 2008.
9. The First Presbyterian Church of Rockford, Ohio, was a member of the Presbyterian Church (U.S.A.), and its actions, and the ownership and disposition of all of the Church's real property, were governed by the Book of Order as adopted by the Presbyterian Church (U.S.A.).
10. Pursuant to Section G-8.0301 of the Book of Order of the Presbyterian Church (U.S.A.), The Maumee Valley Presbytery, Inc., succeeds the Trustees of the First Presbyterian Church of Rockford, Ohio, as owners of any the Church's real estate, following the Church voting to dissolve its congregational membership by vote at a special meeting held on May 4, 2008. Section G-8.0301 of the Book of Order states the following:

① RM

Whenever property of, or held for, a particular church of the Presbyterian Church (U.S.A.) ceases to be used by that church as a particular church of the Presbyterian Church (U.S.A.) in accordance with this Constitution, such property shall be held, used, applied, transferred, or sold as provided by the presbytery.


11. Section G-8.0201 of the Book of Order states the following:

All property held by or for a particular church, a presbytery, a synod, the General Assembly, of the Presbyterian Church (U.S.A.), whether legal title is lodged in a corporation, a trustee or trustees, or an unincorporated association, and whether the property is used in programs of a particular church or of a more inclusive governing body or retained for the production of income, is held in trust nevertheless for the use and benefit of the Presbyterian Church (U.S.A.).


12. Section G-8.0401 of the Book of Order states the following:

Whenever a particular church is formally dissolved by the presbytery, or has become extinct by reason of the dispersal of its members, the abandonment of its work, or other cause, such property as it may shall have been held, used, and applied for such uses, purposes, and trusts as the presbytery may direct, limit, and appoint, or such property may be sold or disposed of as the presbytery may direct, in conformity with the *Constitution of the Presbyterian Church (U.S.A.)*.

13. All real property set forth in paragraph 7 of this affidavit, and held in the name of the Trustees of the First Presbyterian Church of Rockford, Ohio, and the Rockford Presbyterian Church, Inc. was thereby held in trust by said corporation and/or trustees for the benefit of the Presbyterian Church (U.S.A.) according to section G-8.0201 of the Book of Order. And, by reason of the dissolution of the membership of The Rockford Presbyterian Church, all real property set forth in paragraph five of this affidavit may now be sold or disposed of as The Trustees of Maumee Valley Presbytery, Inc. and the Presbyterian Church (U.S.A.) may direct, according to section G-8.0401 of the Book of Order.
14. That by virtue of the sections of the Book of Order of the Presbyterian Church (U.S.A.) and the facts as set forth herein, the current owner of record of the above described real estate is The Trustees of Maumee Valley Presbytery, Inc., an Ohio not-for-profit corporation.
15. The undersigned affiant is authorized by the Trustees of Maumee Valley Presbytery, Inc., an Ohio not-for-profit corporation, to execute all legal documents required in order to convey legal title to the above described real estate.



Given this 9<sup>th</sup> day of July, 2009.

  
Affiant - Dean McGormley

STATE OF ~~OHIO~~ MICHIGAN  
COUNTY OF MONROE

The foregoing instrument was acknowledged before me this 9<sup>th</sup> day of July, 2009,  
by Dean McGormley.

  
Notary Public  
My commission expires  
10/01/2014

Prepared by:  
Charles Koch  
KOCH LAW OFFICES  
106 W. Main Street  
Van Wert, Ohio 45891

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