

RESOLUTION NO.: 4-2017

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF CLARK COUNTY, INDIANA, FOR TRANSFER OF REAL ESTATE TO TOWN OF UTICA, INDIANA (I.C. 36-1-11-8)

WHEREAS, the Board of Commissioners of Clark County, Indiana (“Board”) is the County Executive under the Indiana Code and also is the County legislative body under such Code;

WHEREAS, the Utica Town Council (“Council”) serves functions as the legislative and fiscal body of the Town of Utica, Indiana (“the town”);

WHEREAS, this is a Resolution that is substantially identical with a similar Resolution enacted by the Council for the purposes set forth herein;

WHEREAS, beginning in 2015, a series of intended transfers of real property (shown in described in “Exhibit A” pages 1, 2, and 3) known as “South Patrol Road” or at different times “Patrol Road” (“the road”) adjacent to the Utica subdivision of Quarry Bluff was intended to be transferred to the town by the City of Jeffersonville (“City”) and by the River Ridge Commerce Center Board of Directors (“RRCC”) so that Utica could/can maintain the road for public traffic and keep the road within its town inventory of streets;

WHEREAS, a series of clerical steps occurred, in the midst of changing membership of the agencies involved such that a question has arisen with respect to the status of the road;

WHEREAS, the Council and the Board desire that the road, and its underlying real estate, be transferred from the unincorporated County to the incorporated boundaries of the Town;

WHEREAS, I.C. 36-1-11-8 provides that a transfer ... of property may be made with a government entity upon terms and conditions agreed upon by the entities as evidenced by the adoption of a substantially identical Resolution by each entity ...”. Further, the statute provides that a transfer may be made for “*any amount of real property*” or other forms of consideration.

WHEREAS, the “amount of real property” contemplated and included in this Resolution is identified on “EXHIBIT A pages 1, 2 and 3” which is comprised of 3.44 acres;

WHEREAS, as further consideration for this transfer, the town will undertake and assume all maintenance responsibilities for the road hereafter, thereby relieving the Board of this obligation and responsibility. Further consideration is agreed to exist by mutual promises exchanged hereby, and herein, in which the town and the Board promise and agree to aid each other in infrastructure planning for roadway and infrastructure use and development in the area of the road and in proximity to land near the RRCC;

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

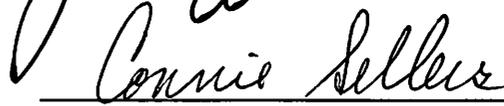
1. That each and every recital set forth herein is adopted into this Resolution, made a part hereof and made operable as a result of signatures below. The attached "Exhibit A" is incorporated into the substantive provisions of this Resolution;
2. The Board hereby transfers any right, title and interest it may have, or may have heretofore had, in the real estate shown on the attached "Exhibit A pages 1, 2 and 3" commonly known as "Patrol Road" or "South Patrol Road" to the town of Utica, Indiana by and through its Town Council;
3. The Auditor of Clark County shall take necessary steps to facilitate this transfer on official records of the town and Clark County, respectively.
4. This Resolution shall take effect immediately upon adoption.

Adopted the 3rd day of May, 2017.

BOARD OF COMMISSIONERS OF THE
COUNTY OF CLARK, INDIANA



Commissioner

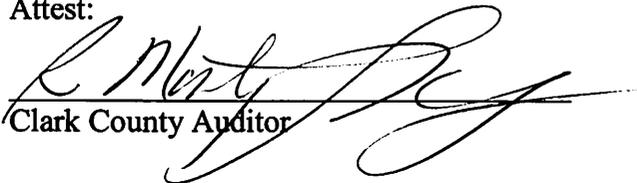


Commissioner



Commissioner

Attest:



Clark County Auditor

EXHIBIT A

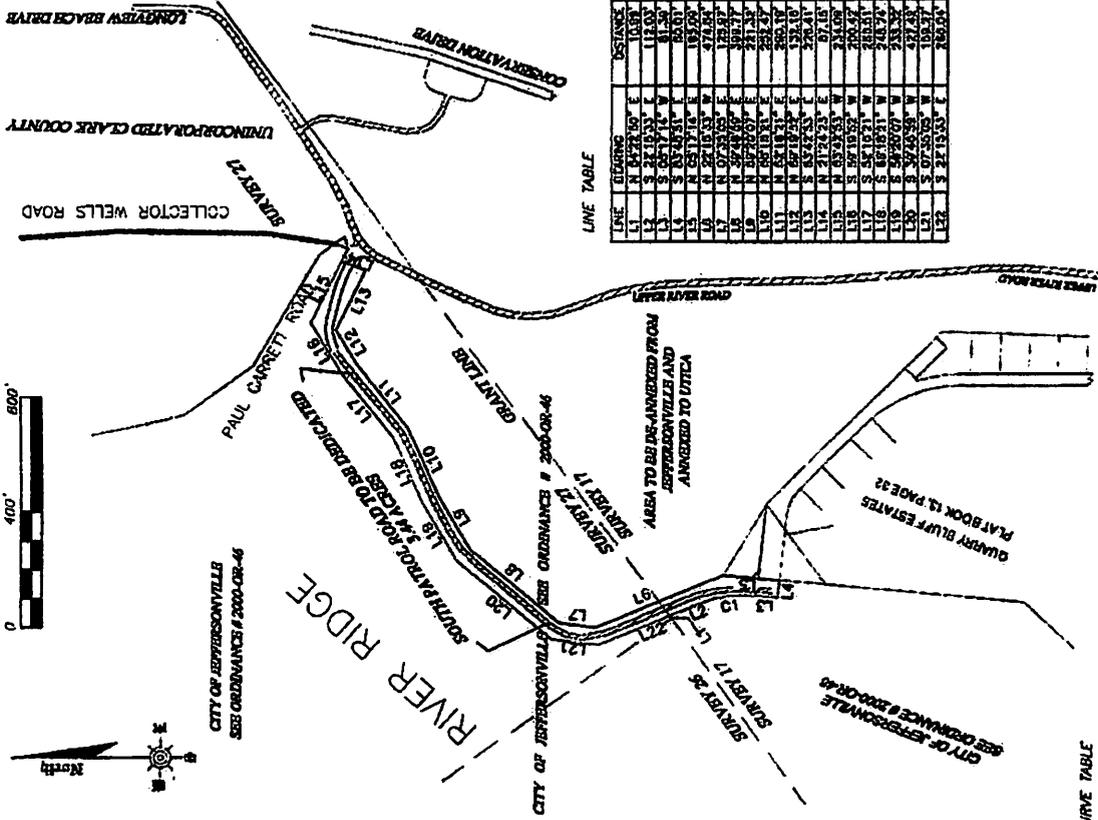
PROPOSED ROADWAY DEDICATION FOR PATROL ROAD SOUTH

This drawing has been prepared for purposes of dedication of South Patrol Road. It is proposed only. It is not intended to be used for any other purpose. It is not intended to be used for establishing property lines or fence lines. Prepared for use by the design-time parties and not for any other purpose.



CITY OF JEFFERSONVILLE
SEE ORDINANCE # 2000-OR-46

RIVER RIDGE
SOUTH PATROL ROAD TO BE DEDICATED
L1 L2 L3 L4 L5 L6 L7 L8 L9 L10 L11 L12 L13 L14 L15 L16 L17 L18 L19 L20 L21 L22



LINE TABLE

LINE	BEARING	DISTANCE
L1	N 84°27'00" E	10.91
L2	S 24°10'23" E	112.03
L3	S 04°17'14" W	81.50
L4	S 83°43'51" E	65.07
L5	N 05°17'19" E	192.00
L6	N 25°15'33" W	474.85
L7	N 07°23'02" E	129.97
L8	N 05°17'19" E	231.33
L9	N 05°18'31" E	231.43
L10	N 53°18'31" E	260.18
L11	N 67°18'29" E	324.10
L12	S 83°43'51" E	276.41
L13	N 21°42'23" E	67.18
L14	N 05°23'53" W	241.09
L15	S 89°18'52" W	200.57
L16	S 88°18'11" W	204.31
L17	S 24°10'23" E	348.71
L18	S 84°26'07" W	233.22
L19	S 59°45'58" W	427.43
L20	S 07°45'02" W	194.71
L21	S 24°15'53" E	266.04
L22	S 24°15'53" E	266.04

CURVE TABLE

CURVE	BEARINGS	ARC	CHORD	CH. BEING
C1	405°	192.31	192.35	S 27°19'58" E

AREA TO BE DE-ANNEXED FROM JEFFERSONVILLE AND ANNEXED TO UTICA

DRAWING OF PROPOSED STREET DEDICATION OF PATROL ROAD SOUTH TO THE TOWN OF UTICA, IN SURVEYS 17 AND 27 OF THE ILLINOIS GRANT TO CLARK COUNTY, INDIANA.

NOTE: THIS DRAWING DOES NOT REPRESENT A RETRACEMENT, ORIGINAL OR ROUTE SURVEY, OR SURVEYOR'S LOCATION REPORT.

Copyright © 2010 Blannenkemper and Son, Land Surveyors Inc., P.C. All rights reserved.

BLANNENKEMPER & SON
LAND SURVEYORS INC., P.C.
618 E. COURT AVENUE P.O. BOX 157
JEFFERSONVILLE, INDIANA 47131-0157
TELEPHONE 812-828-4189
WWW.BLANNENKEMPERANDSON.NET

FOR: HUGHES DEVELOPMENT, LLC
& CUREY B. HUGHES
REAL ESTATE MANAGER
6200 E HIGHWAY 62 SUITE 100
JEFFERSONVILLE, IN. 47130

DRAWN BY: D.R.B.	SCALE: 1" = 400 FEET	DATE: 3 MARCH 2018	JOB No 21,860
------------------	----------------------	--------------------	---------------

PDF created with pdfFactory trial version www.pdffactory.com

11A-11

EXHIBIT B

DESCRIPTION OF PROPOSED DEDICATION OF SOUTH PATROL ROAD

Being a part of Surveys #17 and # 27 of the Illinois Grant to Clark County, Indiana and being further described as follows:

Beginning at a stone on the common corner of Surveys 17, 26 and 27; Thence N.54-22'50"E., along the line dividing said Surveys 17 and 27, 10.99 feet to THE TRUE PLACE OF BEGINNING:

Thence S.22-15'33"E., 112.03 feet;

Thence 192.31 feet along the arc of a 400 foot radius curve to the right, concave westerly, being subtended by a chord bearing S.8-29'09"E., 190.46 feet;

Thence S.5-17'14"W., 81.39 feet;

Thence S.83-48'51"E., 60.01 feet to an eastern line of River Ridge Commerce Center and a western line of Quarry Bluff as shown in Plat Book 13, Page 32 of said County records;

Thence N.5-17'14"E., along said eastern line, 195.09 feet to a steel fence post on a corner of said River Ridge;

Thence N.22-15'33"W., along a line of said River Ridge, 474.84 feet to a steel fence post on a corner of said River Ridge;

Thence N.7-35'05"E., along a line of said River Ridge, 125.97 feet to a steel fence post on a corner of said River Ridge;

Thence N.39-46'59"E., along a line of said River Ridge, 399.77 feet to a steel fence post on a corner of said River Ridge;

Thence N.59-20'07"E., along a line of said River Ridge, 221.32 feet to a steel fence post on a corner of said River Ridge;

Thence N.66-18'21"E., along a line of said River Ridge, 252.47 feet to a steel fence post on a corner of said River Ridge;

Thence N.52-16'21"E., along a line of said River Ridge, 290.19 feet to a steel fence post on a corner of said River Ridge;

Thence N.59-19'52"E., along a line of said River Ridge, 132.16 feet to a steel fence post on a corner of said River Ridge;

Thence S.63-42'53"E., along a line of said River Ridge, 226.41 feet to a steel fence post on a corner of said River Ridge;

Thence N.21-24'23"E., along a line of said River Ridge, 87.15 feet to a steel fence post on a corner of said River Ridge;

Thence N.63-42'53"W., 234.09 feet;

Thence S.59-19'52"W., 200.42 feet;

(Legal description continued on next page)

" A-2 "

EXHIBIT B, PAGE 2

Thence S.52°16'21"W., 286.51 feet;
Thence S.66°18'21"W., 248.74 feet;
Thence S.59°20'07"W., 235.32 feet;
Thence S.39°46'59"W., 427.42 feet;
Thence S.7°35'05"W., 159.27 feet;
Thence S.22°15'33"E., 266.04 feet to THE TRUE PLACE OF BEGINNING.

Containing 3.44 acres and being subject to all easements of record.

NOTE: This description prepared from record documents for Right-of-Way dedication purposes only.

" A-3 "