ORDINANCE 95-53

AN ORDINANCE CONCERNING THE ANNEXATION OF ADJACENT AND CONTIGUOUS TERRITORY (Furrows, Aldi's, and Other Park 37 Retail)

WHEREAS, the boundary of the City of Bloomington, Indiana, is adjacent to the real estate described herein;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA:

SECTION 1. That the following described land, commonly known as 2035-2100 Liberty Drive, be annexed to and declared a part of the City of Bloomington, Indiana, to-wit:

A part of the Northeast Quarter of Section 12, Township 8 North, Range 2 West, Monroe County, Indiana, and being more particularly described as follows:

COMMENCING at the northeast corner of said Northeast Quarter; thence NORTH 89 degrees 53 minutes 00 seconds West 84.67 feet to the northeast corner of Lot 3, Park 37, Phase II; thence SOUTH 89 degrees 28 minutes 07 seconds West 891.24 feet; thence SOUTH 00 degrees 12 minutes 49 seconds East 418.79 feet to the north line of Park 37, Phase I; thence SOUTH 89 degrees 28 minutes 58 seconds West 795.98 feet; thence SOUTH 00 degrees 33 minutes 40 seconds West 1013.43 feet to the POINT OF BEGINNING; thence NORTH 89 degrees 28 minutes 58 seconds East 738.44 feet along the north line of Park 37, Phase VI, to the west right-of-way of Liberty Drive; thence SOUTH 00 degrees 10 minutes 17 seconds East 17.28 feet along said west right-of-way; thence NORTH 89 degrees 49 minutes 43 seconds East 70.00 feet to the northwest corner of Park 37, Phase VII; thence SOUTH 86 degrees 53 minutes 41 seconds East 376.94 feet along the north line of said Phase VII to the west right-of-way of State Road 37; thence along said west right-of-way the following four (4) courses: 1. NORTH 08 degrees 31 minutes 28 seconds West 307.93 feet; thence 2. NORTH 27 degrees 26 minutes 46 seconds East 195.85 feet; thence 3. NORTH 39 degrees 26 minutes 33 seconds East 683.90 feet; thence 4. NORTH 10 degrees 04 minutes 26 seconds East 390.03 feet to the old right-of-way of State Road 37; thence along said old right-of-way the following three (3) courses: 1. SOUTH 46 degrees 56 minutes 06 seconds East 47.90 feet; thence 2. 385.35 feet along a 343,909.68 foot radius curve to the left; thence 3. SOUTH 00 degrees 12 minutes 00 seconds East 439.80 feet to the northwesterly right-of-way of State Road 45; thence along said northwesterly right-of-way the following six (6) courses: 1. SOUTH 48 degrees 20 minutes 00 seconds West 299.88 feet; thence 2. 375.40 feet along a 896.20 foot radius curve to the left; thence 3. SOUTH 22 degrees 34 minutes 27 seconds West 140.80 feet; thence 4. SOUTH 23 degrees 23 minutes 03 seconds West 382.30 feet; thence 5. SOUTH 44 degrees 20 minutes 58 seconds West 481.62 feet; thence 6. SOUTH 55 degrees 48 minutes 00 seconds West 616.40 feet; thence NORTH 34 degrees 27 minutes 34 seconds West 339.97 feet; thence NORTH 00 degrees 33 minutes 40 seconds East 803.87 feet along the west line of Park 37, Phase VI, to the Point of Beginning, containing 26.88 acres, more or less.

SECTION 2. Be it further ordained, that the boundaries of the City of Bloomington shall be, and the same are, hereby declared to be extended so as to include all of the real estate hereinabove described as part of the City of Bloomington, Indiana.

SECTION 3. Pursuant to I.C. 36-4-3-3(d), the above described territory, which is hereby annexed to and declared a part of the City of Bloomington, Indiana, shall be assigned to Bloomington Common Council District 1.

SECTION 4. Pursuant to I.C. 36-4-3-7(d) this ordinance shall take effect sixty (60) days following its passage and adoption by the Common Council of the City of Bloomington and approval of the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 6th day of December, 1995.

Iris Kiesling

IRIS KIESLING, President
Bloomington Common Council

ATTEST:

Patricia Williams

PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 7th day of December, 1995.

Patricia Williams

PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 8th day of December, 1995.

Tomilea Allison

TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance annexes property located at 2035-2100 Liberty Drive.

Signed copies to:
H-T legal
Clerk – 3

Smith Neubecker & Associates, Inc.

BLOOMINGTON ANNEXATION DESCRIPTION FOR FURROWS AREA JOB NUMBER 2441

A part of the Northeast Quarter of Section 12, Township 8 North, Range 2 West, Monroe County, Indiana, and being more particularly described as follows:

COMMENCING at the northeast corner of said Northeast Quarter; thence NORTH 89 degrees 53 minutes 00 seconds West 84.67 feet to the northeast corner of Lot 3, Park 37, Phase II; thence SOUTH 89 degrees 28 minutes 07 seconds West 891.24 feet; thence SOUTH 00 degrees 12 minutes 49 seconds East 418.79 feet to the north line of Park 37, Phase I; thence SOUTH 89 degrees 28 minutes 58 seconds West 795.98 feet; thence SOUTH 00 degrees 33 minutes 40 seconds West 1013.43 feet to the POINT OF BEGINNING; thence NORTH 89 degrees 28 minutes 58 seconds East 738.44 feet along the north line of Park 37, Phase VI, to the west right-of-way of Liberty Drive; thence SOUTH 00 degrees 10 minutes 17 seconds East 17.28 feet along said west right-of-way; thence NORTH 89 degrees 49 minutes 43 seconds East 70.00 feet to the northwest corner of Park 37, Phase VII; thence SOUTH 86 degrees 53 minutes 41 seconds East 376.94 feet along the north line of said Phase VII to the west right-of-way of State Road 37; thence along said west right-of-way the following four (4) courses: 1. NORTH 08 degrees 31 minutes 28 seconds West 307.93 feet; thence 2. NORTH 27 degrees 26 minutes 46 seconds East 195.85 feet; thence 3. NORTH 39 degrees 26 minutes 33 seconds East 683.90 feet; thence 4. NORTH 10 degrees 04 minutes 26 seconds East 390.03 feet to the old right-of-way of State Road 37; thence along said old right-of-way the following three (3) courses: 1. SOUTH 46 degrees 56 minutes 06 seconds East 47.90 feet; thence 2. 385.35 feet along a 343,909.68 foot radius curve to the left; thence 3. SOUTH 00 degrees 12 minutes 00 seconds East 439.80 feet to the northwesterly right-of-way of State Road 45; thence along said northwesterly right-of-way the following six (6) courses: 1. SOUTH 48 degrees 20 minutes 00 seconds West 299.88 feet; thence 2. 375.40 feet along a 896.20 foot radius curve to the left; thence 3. SOUTH 22 degrees 34 minutes 27 seconds West 140.80 feet; thence 4. SOUTH 23 degrees 23 minutes 03 seconds West 382.30 feet; thence 5. SOUTH 44 degrees 20 minutes 58 seconds West 481.62 feet; thence 6. SOUTH 55 degrees 48 minutes 00 seconds West 616.40 feet; thence NORTH 34 degrees 27 minutes 34 seconds West 339.97 feet; thence NORTH 00 degrees 33 minutes 40 seconds East 803.87 feet along the west line of Park 37, Phase VI, to the Point of Beginning, containing 26.88 acres, more or less.

This deed description was prepared in the office without benefit of field survey or examination of adjoining deeds. This certification does not take into consideration additional facts that an accurate and correct title search and/or examination or field survey might disclose.

Evidence of easements have not been located in the field and are not shown on this survey drawing.

Subject to the above reservation, I hereby certify that the survey work performed on the project shown hereon was performed either by me or under my direct supervision and control and that all information shown is true and correct to the best of my knowledge and belief.

ORD 95-52

Smith Neubecker & Associates, Inc.

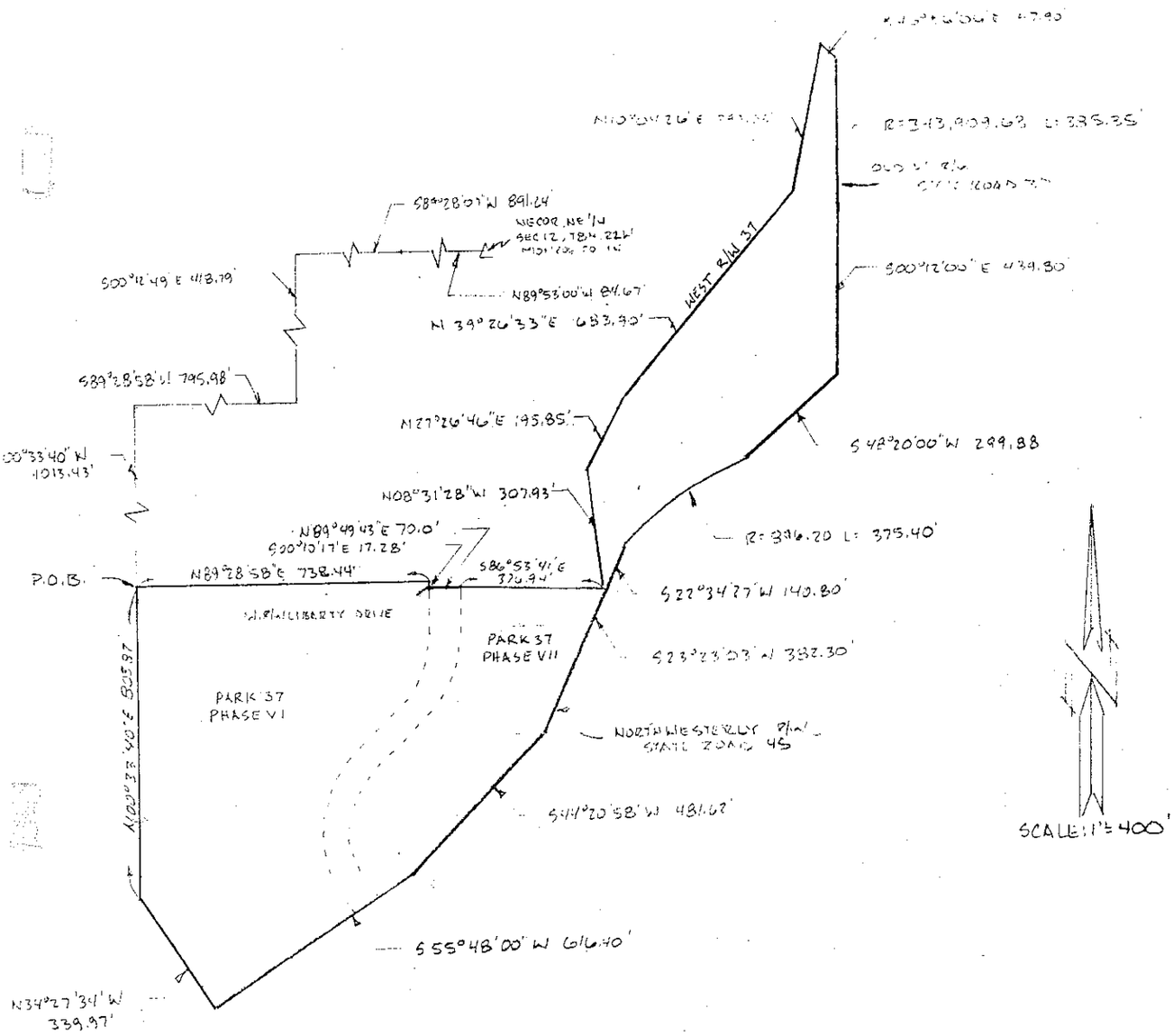
Certified this 24th day of Oct., 1995.

Jess A. Gwinn
Registered Land Surveyor No. 9300019
State of Indiana

JESS A. GWINN
REGISTERED
No.
9300019
State of
INDIANA
LAND SURVEYOR

Smith Neubecker & Associates, Inc.

BLOOMINGTON ANNEXATION
FURROWS AREA
ORD NO 2441



ORD 95-53

Ord. 95-53
Form Prescribed by State Board of Accounts General Form #99P (Rev 1988)
CITY - CLERK TO: The Herald-Times__Dr.
(Governmental Unit) Box 909
Monroe County, Indiana Bloomington, IN 47402

PUBLISHER'S CLAIM

LINE COUNT
Display Matter (Must not exceed 2 actual lines, neither of which shall total more than four solid lines of the type in which the body of the Advertisement is set)-Number of equivalent lines _____
Head-Number of lines _____
Body-Number of lines _____
Tail-Number of lines _____
Total number of lines in notice _____

COMPUTATION OF CHARGES:
107 lines 1 COLUMN wide, equals 107 equivalent lines
at 0.330 cents per line.....$35.31
Additional Charges for notices containing rule
or tabular work (50% of above amount).....
Charge for extra proofs of publication.....
($1.00 for each proof in excess of two)
TOTAL AMOUNT OF CLAIM.....$35.31
DATA FOR COMPUTING COST
Width of Single Column 12.5 ems Size of type 6 point
Number of insertions 1 time

Pursuant to the provisions and penalties of Ch 155, Acts 1953.
I hereby certify that the foregoing is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: 12/20/95 Title: billing clerk

PUBLISHER'S AFFIDAVIT

State of Indiana, Monroe County) ss
Personally appeared before me, a notary public in and for said county and state, the undersigned, Leah Leahy or Sue May who, being duly sworn, says that she is billing clerk for The Herald-Times newspaper of general circulation printed and published in the English language in the city of Bloomington in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time(s), the dates of publication being as follows:

1995 :
12/20

Subscribed and sworn to before me 12/20/95

Notary Public
Monroe Co. Indiana
My Commission expires 4-10-96

Claim No.____ Warrant No._____

IN FAVOR OF

Herald-Times

P.O. Box 909, Bloomington, IN 47402

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$_____

ON ACCOUNT OF APPROPRIATION FOR

_____

Appropriation No. 351262682_____

****

Allowed_____,19__

In the sum of $_____

_____

_____

_____

_____

_____

I have examined the within claim and hereby certify as follows:

That it is in proper form.

That it is duly authenticated as required by law.

That it is based upon statutory authority.

That it is apparently (correct) (incorrect).

_____

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and necessary to the public business.

_____

_____,19__

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