

ORDINANCE NO. 20

AN ORDINANCE AUTHORIZING THE CITY OF BLOOMINGTON ACTING THROUGH ITS DULY ELECTED MAYOR AND ITS DULY ELECTED CITY CLERK-TREASURER TO EXECUTE AND DELIVER A WARRANTY DEED CORRECTING AN ERRONEOUS DESCRIPTION IN A CERTAIN DEED HERETOFORE RECORDED ON APRIL 7, 1960, WHICH SAID DEED IS RECORDED IN DEED RECORD 133, page 374, OF THE RECORDS OF THE RECORDER OF MONROE COUNTY, INDIANA

WHEREAS, the City of Bloomington pursuant to an order of court heretofore made in Cause Number 4092, wherein Michael L. McClung and Christine McClung, husband and wife, were Plaintiffs, and The City of Bloomington, Indiana was Defendant, executed and delivered to the said Michael L. McClung and Christine McClung, husband and wife, a Warranty Deed which was duly recorded in Deed Record 133, page 374, of the Records of the Recorder of Monroe County, Indiana, and

WHEREAS, the land described in said deed was conveyed for purposes of convenience in four separate tracts being designed Tract 1, Tract 2, Tract 3, and Tract 4, and

WHEREAS, the said grantees, Michael L. McClung and Christine McClung, husband and wife, simultaneously with the making of said conveyance, paid the City of Bloomington the sum of Two Thousand Nine Hundred and Eighty (\$2,980.00) Dollars, and

WHEREAS, the said Tract No. 1 as described in the deed recorded April 7, 1960, was erroneous not as to the acreage intended to be conveyed, but due to the fact that one or more calls were omitted from the legal description, and

WHEREAS, the correct description of Tract No. 1 in said prior deed of conveyance should have read as follows:

A part of the East half of the northeast quarter of Section thirty-three (33) Township Ten (10) North Range one (1) East bounded and described as follows:

Commencing at the southeast corner of the northeast quarter of said Section 33, running thence west 495 feet and thence north 656.2 feet and to the real point of beginning; thence running north 23 degrees and 38 minutes East for a distance of three hundred forty-one and seven tenths (341.7) feet to a point; thence continuing north 9 degrees and 12 minutes East for a distance of Two Hundred Twenty-five and Three tenths (225.3) feet to a point; thence running north 35 degrees 07 minutes west for a distance of One Hundred Fifty-Seven and Three Tenths (157.3) feet to a point; thence running north 48 degrees and 51 minutes West for a distance of four hundred thirty and one tenth (430.1) feet to a point; thence running north 69 degrees and 07 minutes West for a distance of One Hundred Twenty-six and two tenths (126.2) feet to a point; thence running south for a distance of three hundred twenty-six and one tenth (326.1) feet to a point, said point being on the south line of the northeast quarter of the northeast quarter of Section 33; thence running East for a distance of three hundred fifty-nine and five tenths (359.5) feet to a point; thence running south for a distance of six hundred sixty-three and eight tenths (663.8) feet to the real point of beginning, containing three and fifty-four hundredths (3.54) acres, more or less.

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

Section 1: That Thomas L. Lemon, as Mayor, and Mary Alice Dunlap, as City Clerk-Treasurer of said City, be, and they are, hereby authorized and empowered to execute and deliver to the said Michael L. McClung and Christine McClung, husband and wife, a Warranty Deed issued for the purpose of correcting an erroneous description in a prior deed of conveyance recorded in Deed Record 133, page 374, of the records of the Recorder of Monroe County, and that the property so conveyed shall be described in accordance with the corrected description hereinabove set forth.

Section 2: This Ordinance shall be in full force and effect from and after its passage, and signing by the Mayor.

Passed and adopted by the Common Council of the City of Bloomington, Indiana, on the 18th day of July 1961.

Presiding Officer

Attest:

Clerk Treasurer

Presented by me to the Mayor of the City of Bloomington on the 18th day of July 1961, at the hour of 7:40 o'clock P.M.

Clerk-Treasurer

This Ordinance approved and signed by me on the 18th day of July, 1961, at the hour of 7:40 o'clock P.M.

Mayor