

SPEEDWAY TOWN COUNCIL

RESOLUTION NO. 2020-04

**A RESOLUTION ACCEPTING THE TRANSFER OF PROPERTY FROM THE
REDEVELOPMENT COMMISSION AND DEDICATING RIGHT-OF-WAY**

WHEREAS, the Indiana law provides that powers not specifically reserved for the State are delegated to the local government and may be regulated by a municipality [Home Rule], as delineated in I.C. 36-1-3; and

WHEREAS, The Speedway Redevelopment Commissioner ("Commission") is authorized to dispose of real estate and may transfer such real estate to the Town of Speedway ("Town") pursuant to I. C. 36-7-4; and

WHEREAS, The Commission is the owner of certain real estate described in the attached Exhibit "A" (the "Property") which has been improved and utilized for access to the adjoining properties; and

WHEREAS, The Commission has authorized the transfer of the Property to the Town, in accordance with Indiana law, so that it may be dedicated as public right-of-way; and

WHEREAS, the Town Council for the Town of Speedway, Indiana ("Council") has the authority under Indiana law to dedicate certain real estate for public use and benefit; and

WHEREAS, The Council believes that it is in the best interests of the citizens of the Town Speedway, and the adjoining property owners, to accept the transfer of the Property from the Commission and dedicate the Property as public right of way.

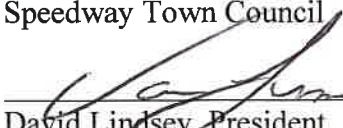
**THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL FOR THE TOWN
OF SPEEDWAY, INDIANA:**

Section 1: The Council hereby accepts the transfer of the Property described in the attached Exhibit "A" from the Commission and authorizes the recordation of the deed and all necessary documents to effectuate the legal transfer of the Property to the Town.

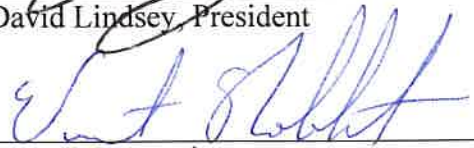
Section 2: The Council hereby dedicates the Property described in the attached Exhibit "A" as public right-of-way and authorizes all necessary acts of the Town and its departments in conformity therewith.

IT IS SO RESOLVED this 8th day of June, 2020.

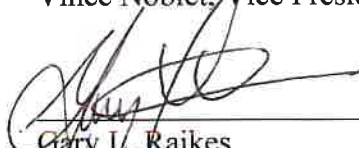
Speedway Town Council



David Lindsey, President



Vince Noblet, Vice President



Gary L. Raikes




Eileen Fisher



Dan Jensen

Attest:



Jacob Blasdel, Clerk-Treasurer

This document was prepared by Robert Clutter, Speedway Town Attorney, 117 W. Main Street, Lebanon, IN 46052

QUITCLAIM DEED

THIS INDENTURE WITNESSETH, that the Speedway Redevelopment Commission ("Grantor"), an Indiana municipal body, conveys and warrants to the Town of Speedway, Indiana (Grantee), an Indiana municipal body, for the sum of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the following described real estate in Marion County, in the State of Indiana:

A PART OF THE SOUTHEAST QUARTER OF SECTION 31, TOWNSHIP 16 NORTH, RANGE 3 EAST, WAYNE TOWNSHIP, MARION COUNTY, INDIANA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

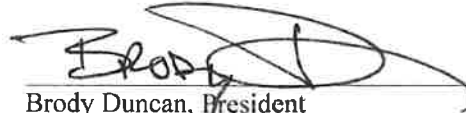
COMMENCING AT THE NORTHWEST CORNER OF SAID QUARTER SECTION; THENCE NORTH 89 DEGREES 19 MINUTES 55 SECONDS EAST 930.00 FEET ALONG THE NORTH LINE OF SAID QUARTER SECTION TO THE PROLONGED EAST BOUNDARY OF MAIN STREET; THENCE SOUTH 00 DEGREES 16 MINUTES 50 SECONDS EAST 1,305.91 FEET ALONG SAID PROLONGED EAST BOUNDARY AND THE EAST BOUNDARY OF SAID MAIN STREET TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE NORTH 89 DEGREES 50 MINUTES 30 SECONDS EAST 33.86 FEET; THENCE SOUTH 89 DEGREES 50 MINUTES 13 SECONDS WEST 323.47 FEET TO THE EAST BOUNDARY OF SAID MAIN STREET; THENCE NORTH 00 DEGREES 16 MINUTES 50 SECONDS WEST 33.89 FEET ALONG THE EAST BOUNDARY TO THE POINT OF BEGINNING; CONTAINING 0.252 ACRES MORE OR LESS.

ALL AS DELINEATED ON THE ATTACHED EXHIBIT "A"

SUBJECT TO all public roads, highways and any easement adjacent or appurtenant thereto and to any and all legally established utility easements and rights-of-way, of record or apparent. And to any taxes which are currently a lien on the subject real estate and all subsequent taxes. Also subject to any and all agreements and restrictions of record.

Brody Duncan, President of the Speedway Redevelopment Commission, executing this Deed on behalf of Grantor, represents and certifies that he is a duly elected officer of Grantor and has been fully empowered by the Speedway Redevelopment Commission to execute and deliver this deed; that Grantor has full capacity to convey the Real Estate described herein; and that all necessary action for the making of such conveyance has been taken and done.

IN WITNESS WHEREOF, Grantor has executed this Deed this 4th day of June, 2020.

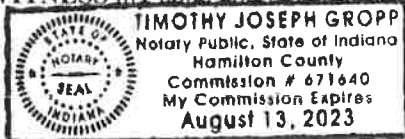

Brody Duncan, President
Speedway Redevelopment Commission

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

ACKNOWLEDGMENT

BEFORE ME, a Notary Public, in and for said County and State, personally appeared Brody Duncan, President, Speedway Redevelopment Commission, being fully empowered and acting as the legal representative of Grantor, and who acknowledged the execution of the foregoing Warranty Deed, and who, having been duly sworn, stated that any representations therein contained are true.

WITNESS my hand and Notarial Seal this 4th day of June 2020.




Timothy Joseph Gropp, Notary Public

My County of Residence: Hamilton
My Commission Expires: 8/13/2023

Send tax bills to: Town of Speedway, 1450 N Lynhurst Drive, Speedway, IN, 46224

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law. /s/ Robert V. Clutter

*This instrument prepared by Robert V. Clutter, Attorney No. 13942-49
Taylor, Chadd, Minnette, Schneider & Clutter, P.C.,
117 West Main Street, Lebanon, IN 46052.
(765) 483-8549*

BOUNDARY SURVEY
WAYNE TOWNSHIP
TOWN OF SPEEDWAY, IN
PART OF THE SE 1/4
SEC 31, T-16-N, R-3-E

[illegible]

SURVEYOR'S REPORT

IN ACCORDANCE WITH THE BSA ARTICLE 1 CHAPTER 11, VERMONT RULES TO SECTION 1
THROUGH 34 OF THE INDIANA JOURNAL OF 2002, 1 FOLLOWING INFORMATION ONE
AND OTHERS ARE SUBMITTED REGARDING THE WORKS ACTIVITIES IN THE LOCALITY
OF SALES AND COMMERCE ESTABLISHED BY THE SUBS AS A RESULT OF

CLASSIFIED BY THE AUTOMATIC DECLASSIFICATION
SYSTEMS OF THE NATIONAL ARCHIVES AND
EXEMPTED FROM AUTOMATIC DECLASSIFICATION
DATE 08-19-2016 BY SP-6 BJS/MLP/LAC/STW

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE
DATE 11-14-01 BY 60322 UCBAW/STP

SUBJECT: FRODO BAGGINS

REPLACEMENT UNIT WAS PLACED ON SUBJECT. PEOPLE IN THE PEOPLE'S
IS LOCATED IN SECTION 11 (TOWNSHIP) NORTH RANGE 3 (AS), TOWNSHIP 1 (TOWNSHIP),
WAGON COUNTY, NEBRASKA AND RECORD # 15 (TOWNSHIP). NAME # 15 (TOWNSHIP)
IN THE EFFECT OF THE WAGON COUNTY RECORD.

REFERENCE MONUMENTS

THE FOLLOWING INFORMATION WAS OBTAINED FROM THE RECORDS OF THE FBI IN CONNECTION WITH THE ABOVE MENTIONED MATTER:

A: B. HARRISON WOODS (FOUND AT THE NORTHWEST CORNER OF
SCHOOLHOUSE) QUARTERED BY 1870. (2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16) (17) (18) (19) (20) (21) (22) (23) (24) (25) (26) (27) (28) (29) (30) (31) (32) (33) (34) (35) (36) (37) (38) (39) (40) (41) (42) (43) (44) (45) (46) (47) (48) (49) (50) (51) (52) (53) (54) (55) (56) (57) (58) (59) (60) (61) (62) (63) (64) (65) (66) (67) (68) (69) (70) (71) (72) (73) (74) (75) (76) (77) (78) (79) (80) (81) (82) (83) (84) (85) (86) (87) (88) (89) (90) (91) (92) (93) (94) (95) (96) (97) (98) (99) (100) (101) (102) (103) (104) (105) (106) (107) (108) (109) (110) (111) (112) (113) (114) (115) (116) (117) (118) (119) (120) (121) (122) (123) (124) (125) (126) (127) (128) (129) (130) (131) (132) (133) (134) (135) (136) (137) (138) (139) (140) (141) (142) (143) (144) (145) (146) (147) (148) (149) (150) (151) (152) (153) (154) (155) (156) (157) (158) (159) (160) (161) (162) (163) (164) (165) (166) (167) (168) (169) (170) (171) (172) (173) (174) (175) (176) (177) (178) (179) (180) (181) (182) (183) (184) (185) (186) (187) (188) (189) (190) (191) (192) (193) (194) (195) (196) (197) (198) (199) (200) (201) (202) (203) (204) (205) (206) (207) (208) (209) (210) (211) (212) (213) (214) (215) (216) (217) (218) (219) (220) (221) (222) (223) (224) (225) (226) (227) (228) (229) (230) (231) (232) (233) (234) (235) (236) (237) (238) (239) (240) (241) (242) (243) (244) (245) (246) (247) (248) (249) (250) (251) (252) (253) (254) (255) (256) (257) (258) (259) (260) (261) (262) (263) (264) (265) (266) (267) (268) (269) (270) (271) (272) (273) (274) (275) (276) (277) (278) (279) (280) (281) (282) (283) (284) (285) (286) (287) (288) (289) (290) (291) (292) (293) (294) (295) (296) (297) (298) (299) (300) (301) (302) (303) (304) (305) (306) (307) (308) (309) (310) (311) (312) (313) (314) (315) (316) (317) (318) (319) (320) (321) (322) (323) (324) (325) (326) (327) (328) (329) (330) (331) (332) (333) (334) (335) (336) (337) (338) (339) (340) (341) (342) (343) (344) (345) (346) (347) (348) (349) (350) (351) (352) (353) (354) (355) (356) (357) (358) (359) (360) (361) (362) (363) (364) (365) (366) (367) (368) (369) (370) (371) (372) (373) (374) (375) (376) (377) (378) (379) (380) (381) (382) (383) (384) (385) (386) (387) (388) (389) (390) (391) (392) (393) (394) (395) (396) (397) (398) (399) (400) (401) (402) (403) (404) (405) (406) (407) (408) (409) (410) (411) (412) (413) (414) (415) (416) (417) (418) (419) (420) (421) (422) (423) (424) (425) (426) (427) (428) (429) (430) (431) (432) (433) (434) (435) (436) (437) (438) (439) (440) (441) (442) (443) (444) (445) (446) (447) (448) (449) (450) (451) (452) (453) (454) (455) (456) (457) (458) (459) (460) (461) (462) (463) (464) (465) (466) (467) (468) (469) (470) (471) (472) (473) (474) (475) (476) (477) (478) (479) (480) (481) (482) (483) (484) (485) (486) (487) (488) (489) (490) (491) (492) (493) (494) (495) (496) (497) (498) (499) (500) (501) (502) (503) (504) (505) (506) (507) (508) (509) (510) (511) (512) (513) (514) (515) (516) (517) (518) (519) (520) (521) (522) (523) (524) (525) (526) (527) (528) (529) (530) (531) (532) (533) (534) (535) (536) (537) (538) (539) (540) (541) (542) (543) (544) (545) (546) (547) (548) (549) (550) (551) (552) (553) (554) (555) (556) (557) (558) (559) (560) (561) (562) (563) (564) (565) (566) (567) (568) (569) (570) (571) (572) (573) (574) (575) (576) (577) (578) (579) (580) (581) (582) (583) (584) (585) (586) (587) (588) (589) (590) (591) (592) (593) (594) (595) (596) (597) (598) (599) (600) (601) (602) (603) (604) (605) (606) (607) (608) (609) (610) (611) (612) (613) (614) (615) (616) (617) (618) (619) (620) (621) (622) (623) (624) (625) (626) (627) (628) (629) (630) (631) (632) (633) (634) (635) (636) (637) (638) (639) (640) (641) (642) (643) (644) (645) (646) (647) (648) (649) (650) (651) (652) (653) (654) (655) (656) (657) (658) (659) (660) (661) (662) (663) (664) (665) (666) (667) (668) (669) (670) (671) (672) (673) (674) (675) (676) (677) (678) (679) (680) (681) (682) (683) (684) (685) (686) (687) (688) (689) (690) (691) (692) (693) (694) (695) (696) (697) (698) (699) (700) (701) (702) (703) (704) (705) (706) (707) (708) (709) (710) (711) (712) (713) (714) (715) (716) (717) (718) (719) (720) (721) (722) (723) (724) (725) (726) (727) (728) (729) (730) (731) (732) (733) (734) (735) (736) (737) (738) (739) (740) (741) (742) (743) (744) (745) (746) (747) (748) (749) (750) (751) (752) (753) (754) (755) (756) (757) (758) (759) (760) (761) (762) (763) (764) (765) (766) (767) (768) (769) (770) (771) (772) (773) (774) (775) (776) (777) (778) (779) (780) (781) (782) (783) (784) (785) (786) (787) (788) (789) (790) (791) (792) (793) (794) (795) (796) (797) (798) (799) (800) (801) (802) (803) (804) (805) (806) (807) (808) (809) (810) (811) (812) (813) (814) (815) (816) (817) (818) (819) (820) (821) (822) (823) (824) (825) (826) (827) (828) (829) (830) (831) (832) (833) (834)

2) A HYPOTHESIS CONCERNING THE NORTH-WEST CORNER OF THE SOUTHERN QUARTER OF THE 21ST BLOCK.

(2) a well shoe found at the southeast corner of the southeast quarter of SEC 21 T15N R11E

REFERENCE EASEMENTS/DOCUMENTS

RESTRICTIONS AND MAY BE SUBJECT TO TERMS, CONDITIONS AND DISCLOSURES
BY INSTRUMENTS RECORDED AT INSTRUMENTS AT 20110002248 AND MAY BE SUBJECT TO
INSTRUMENTS FOR THE YEAR 2011.

2. *Legend* – a table of formal symbols (abbreviations) to which a code is assigned. For example, in the legend of the *Journal of the American Medical Association*, the code "JAMA" is assigned to the journal.

[illegible]

2. EVALUATE IN ORDER TO IDENTIFY ADDRESS CORPORA TO TYPE OF CASES - ADDRESS AND LOGISTICS TO APRIL 19, 1973. IN ORDER TO 73 CASES SUBJECT TO THE TERMS AND CONDITIONS OF

GENERAL NOTES

THIS SURVEY WAS PREPARED WITH SUPPORT FROM THE COMMISSION 167201

7 APPROPRIATE ENCLOSURES OVER SETBACKS, EASEMENTS OR
 JOINTLY OWNED LOTS ARE AS AN EASEMENT ON THE OTHER

3. NO ORAL OR WRITTEN RECORDS OF OWNERSHIP OF THE SUBJECT HO
ADJACENT PROPERTIES, THAT ARE OWNED BY LOCAL GOVERNMENT
RECORDS, OR AS FURNISHED BY OTHERS.

4 THIS PARCEL IS SUBJ. TO ALL EASEMENTS AND RESTRICTIONS OF RECORD

SURVEYOR'S CERTIFICATE

TO TOWN OF SLEIGHT REDEVELOPMENT COMMISSION

As a result of this survey was performed by me or under my direct supervision and control and to the best of my knowledge and belief the results of this survey were reliable and accurate.

more survey standards 845 on 12/19/94

14 May 2017, 09:21

2.819.6-



Title: **BOUNDARY SURVEY**

FELD SNEY CONFID. 5 1 78

9816: 5/9/34

9/21/2012

FREEDLY FLY: TOWN OF SPEEDWAY

SECRET 100 367110

PREPARED BY:

CROSS COUNTY
CONSULTING, LLC

52-60000-0000

53.6414 042

FLOOD HAZARD STATEMENT:

STATE OF THE SUBJECT FURTHER SAYS THAT WITH THE
FLOODING AND THE DESTRUCTION OF THE COMMUNITY
THE DESTRUCTION OF THE FLOODING IN THE STATE HAS
BEEN THE DESTRUCTION OF THE FLOODING IN THE STATE.

LEGAL DESCRIPTION:

[illegible][illegible][illegible]

2020/2020 22maarsziedgn 20:00:20 12 Aug 14 PM