

**PLAINFIELD TOWN COUNCIL**

**RESOLUTION NO. 2009-09**

**RESOLUTION REGARDING THE STOUT GIFT OF REAL ESTATE**

WHEREAS, Noble B. Stout, a resident of Guilford Township, Hendricks County, Indiana, has informed the Town of Plainfield that he has made arrangements that upon his death a certain wooded area containing approximately ten (10) acres (the "Stout Parcel"), more particularly described on Exhibit "A" attached hereto and made a part hereof, and generally set forth on Exhibit "B" attached hereto and made a part hereof, is to be given to the Town of Plainfield, at no cost to the Town, as a memorial park from the Stout Family; and

WHEREAS, the gift of the real estate for the park is given upon certain terms and conditions; and

WHEREAS, the Town of Plainfield agrees to accept the gift when given upon the terms and conditions set forth by Noble B. Stout.

NOW, THEREFORE, BE IT RESOLVED that the Town of Plainfield agrees to accept the Stout Parcel when given by Noble B. Stout upon the following terms and conditions:

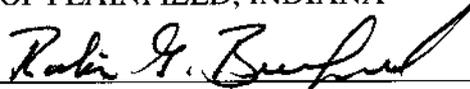
1. The woods on the property shall always remain a woods (subject to the possible development as set forth in paragraph 3), to be kept up and maintained in the condition that it is in at the time of the gift and never permitted to grow into a thicket or to be developed for commercial or residential purposes.

2. The Stout parcel is bordered on the East side by the Town's Trail System and in the event the Town chooses to make the Stout Parcel a park it will be named "Stout Memorial Park".
3. In the event the Town utilizes the Stout Parcel for the Stout Memorial Park, the Town shall be allowed to clear enough of the property to develop a park including, but not limited to, a place to park automobiles, construction of restroom facilities, a ball diamond for informal ball games, and a play ground area for younger children, said area to be named "Maggie's Play Yard". The development of this park shall be done with the removing of only as many trees as necessary for the development of the park.
4. The Homestead Award attached to the fence across from the Clark's Creek Fire Station shall be placed at the Stout Memorial Park as well as the sign in the old back yard at Six Points.

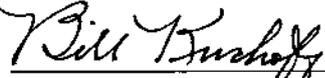
The Town of Plainfield understands that this gift of the Stout Parcel will only occur upon the death of Noble B. Stout or earlier if Noble B. Stout or his legal representative decides to make the transfer prior to his death.

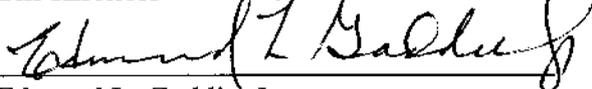
PASSED AND APPROVED by the Town Council of the Town of Plainfield, Indiana, this 22<sup>nd</sup> day of March, 2009.

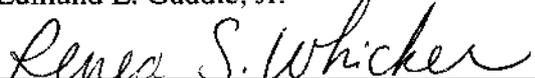
TOWN COUNCIL OF THE TOWN  
OF PLAINFIELD, INDIANA

  
\_\_\_\_\_  
Robin G. Brandgard, President

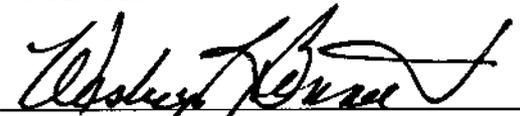
  
\_\_\_\_\_  
Kent McPhail

  
\_\_\_\_\_  
Bill Kirchoff

  
\_\_\_\_\_  
Edmund L. Gaddie, Jr.

  
\_\_\_\_\_  
Renea S. Whicker

ATTESTED BY:

  
\_\_\_\_\_  
Wesley R. Bennett, Clerk-Treasurer of the  
Town of Plainfield, Indiana

SEC. 36 T15N R1E  
BRASS PILE FOUND

#### LAND DESCRIPTION

*A part of the Northwest Quarter of the Northeast Quarter of Section 36, Township 15 North, Range 1 East of the Second Principal Meridian, Town of Plainfield, Hendricks County, Indiana, described as follows:*

*BEGINNING at a 5/8 inch rebar set with cap stamped Banning Eng Firm #0060 (herein referred to as rebar) marking the Northwest corner of said quarter quarter section; thence South 00 degrees 41 minutes 16 seconds East along the East line of said quarter quarter section 635.40 feet to a rebar set; thence South 88 degrees 25 minutes 24 seconds West parallel with the north line of said quarter quarter section 685.46 feet to a rebar set; thence North 00 degrees 43 minutes 07 seconds West 635.40 feet to a rebar set on the said north line; thence North 88 degrees 25 minutes 24 seconds East along said north line 685.80 feet to the POINT OF BEGINNING, containing 10.000 acres, more or less and subject to all legal highways, rights-of-way and easements of record.*

EXHIBIT A

