

ORDINANCE NO. 47-2005

AN ORDINANCE VACATING CERTAIN EASEMENTS AND RIGHTS-OF-WAYS OF THE BRUNSWICK PARK SUBDIVISION SECTIONS I, II AND III

WHEREAS, the Indiana General Assembly has authorized the Town of Plainfield to vacate all or any part of a public way or public place within its municipal boundaries and;

WHEREAS, Duke Construction, LP and Becton Dickinson and Company have petitioned the Town of Plainfield to vacate certain easements and rights-of-way of the Brunswick Park Subdivision, Sections I, II and III located within the Town of Plainfield's municipal boundaries and;

WHEREAS, notice of publication has been given as prescribed by I. C. 5-3-1, and the proof of publication having been filed with the Clerk-Treasurer of the Town of Plainfield of Hendricks County, Indiana; and

WHEREAS, the members of the Town Council of the Town of Plainfield of Hendricks County, Indiana, having held a public hearing to vacate certain easements and rights-of-way of the Brunswick Park Subdivision Sections I, II and III on July 11, 2005 at 7:30 p.m.; and

WHEREAS, after reviewing all of the pertinent facts relative to vacation of certain easements and rights-of-ways of Brunswick Park Subdivision Sections I, II and III, and all interested persons having had an opportunity to be heard at the public hearing,

BE IT ORDAINED by the Town Council of the Town of Plainfield, Hendricks County, Indiana that:

That the following easements and rights-of-way of Brunswick Park Sections I, II and III heretofore platted are hereby VACATED which easements and rights-of-ways are more particularly described in Exhibit A attached hereto.

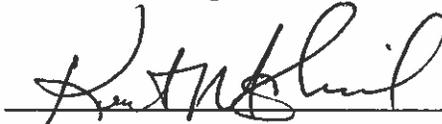
This Ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

PASSED AND ADOPTED this 8th day of August, 2005.

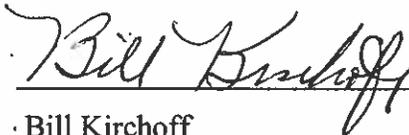
TOWN COUNCIL, TOWN OF PLANIFIELD
HENDRICKS COUNTY, INDIANA



Robin G. Brandgard, President



Kent McPhail



Bill Kirchoff



Daniel W. Fivecoat



Edmond L. Gaddie, Jr.

ATTESTED BY:



H. Michael Isaacs, Clerk-Treasurer of
the Town of Plainfield, Indiana

PUBLISH: *The Hendricks County Flyer Weekend Edition - August 18, 2005*
The Hendricks County Flyer Weekend Edition - August 25, 2005

EXHIBIT A

Description of Easements & Rights-of-Way to be Vacated Brunswick Park Subdivision, Sections I, II and III

All of the platted right-of-ways for Reeves Road, Bradley Drive, Brunswick Drive, Bart Road, Brent Drive, Adzy Drive, Joshua Court and Jason Court, and all of the platted drainage easements, utility easements and common area located within the Brunswick Park Section I Addition recorded as Plat Book 8, Page 54, the Brunswick Park Section II Addition recorded as Plat Book 8, Page 90 and the Brunswick Park Section III Addition recorded within Plat Cabinet 4, Slide 75, Page 2 (Instrument Number 9700004698), all being a part of the Northeast Quarter of Section 1, Township 14 North, Range 1 East and the Northwest Quarter of Section 6, Township 14 North, Range 2 East, Hendricks County, the perimeter boundary of which may be more particularly described as follows:

BEGINNING at the Southeast Corner of the Northeast Quarter of said Section 1; thence South 85 degrees 42 minutes 06 seconds West (an assumed bearing) 1,439.90 feet along the South Line of the Northeast Quarter of said Section 1 to the western boundary line of the Brunswick Park Section I Addition; thence North 04 degrees 17 minutes 53 seconds West 274.94 feet along the western boundary line of the Brunswick Park Section I Addition to the southwestern most corner of the Brunswick Park Section II Addition, the following two (2) courses are along the western and northern boundary lines of the Brunswick Park Section II Addition; 1) thence North 46 degrees 18 minutes 02 seconds West 560.00 feet; 2) thence North 03 degrees 43 minutes 29 seconds West 711.26 feet; 3) thence North 88 degrees 16 minutes 31 seconds East 1,372.73 feet to the northwest corner of the Brunswick Park Section III Addition, the following three (3) courses are along the northern and eastern boundary lines of said Brunswick Park Section III Addition; 1) thence North 88 degrees 16 minutes 31 seconds East 606.26 feet; 2) thence North 88 degrees 38 minutes 06 seconds East 516.21 feet; 3) thence South 03 degrees 16 minutes 34 seconds West 748.65 feet to the northeast corner of said Brunswick Park Section I Addition; thence South 03 degrees 16 minutes 34 seconds West 632.01 feet along the eastern boundary line of Brunswick Park Section I Addition to the South Line of the Northwest Quarter of said Section 6; thence South 88 degrees 46 minutes 18 seconds West 506.87 feet along the South Line of the Northwest Quarter of said Section 6 to the Southwest Corner thereof; thence North 01 degree 01 minute 52 seconds West 54.53 feet along the West Line of the Northwest Quarter of said Section 6 to the POINT OF BEGINNING containing 71.303 acres, more or less.