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ORDINANCE NO. 3-1713

AN ORDINANCE ANNEXING CONTIGUOUS TERRITORY
TO THE TOWN OF CLOVERDALE, INDIANA

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE

TOWN OF CLOVERDALE, INDIANA:

SECTION 1. That the following described territory,
contiguous to the Town of Cloverdale and within the County of
Putnam be, and the same hereby is, annexed to and made a part
of the Town of Cloverdale, Indiana, to-wit:

Situated in the State of Indiana, county of Putnam, Township
13 North, Range 4 West of the Second Principal Meridian,
Section 35 and 36 being further bounded and described as:
Proceeding from the Southeast corner of said Section 35,
North 0 degrees 10 minutes 12 seconds West 280.80 feet along
the East line of Section 35 to a point and the place of beginning
of herein described tract: Thence North 0 degrees 10 minutes
12 seconds West 3671.65 feet along the East line of Section
35, thence leaving said Section line North 89 degrees 51
minutes 40 seconds West 1326.59 feet, thence South 0 degrees
06 minutes 53 seconds East 1318.97 feet, thence South 0 degrees
09 minutes 13 seconds East 658.73 feet, thence North 89
degrees 55 minutes 29 seconds West 1328.05 feet, thence North
0 degrees 08 minutes 13 seconds West 658.71 feet, thence South
89 degrees, 46 minutes 21 seconds West 1325.42 feet, thence
South 0 degrees 27 minutes 55 seconds East 2635.38 feet to a
point in the South line of Section 35, thence North 89 degrees
52 minutes 13 seconds East 1322.52 feet along the South line of
Section 35, thence South 89 degrees 58 minutes 53 seconds East
957.04 feet along the South line of Section 35, to the centerline
of Ferguson Branch, thence leaving said Section line and with
the meander of the centerline of said Ferguson Branch. North
30 degrees, 01 minutes 07 seconds East 197.00 feet, thence
North 65 degrees 01 minutes 07 seconds East 60.00 feet, thence
North 32 degrees, 00 minutes 40 seconds East, 100.26 feet,
thence leaving the centerline of said Branch South 89 degrees,
58 minutes 53 seconds East 464.00 feet, thence South 0 degrees,
01 minutes 07 seconds West 281.00 feet to a point in the South
line of Section 35, thence South 89 degrees 58 minutes 53
seconds East 558.00 feet along the South line of Section 35,
thence leaving said Section line North 0 degrees, 01 minutes
07 seconds East 281.00 feet thence South 89 degrees 58 minutes
53 seconds east 364.00 feet thence South 89 degrees, 51 minutes
41 seconds East 95.08 feet to the place of beginning, containing
253.948 acres of land more or less all in said Section 35.
EXCEPT THEREFROM, 3/4 acre lying North of the road as conveyed
by Joseph T. McGinnis to L. M. Martin about the year 1850.
ALSO: Proceeding from the Southwest corner of said Section 36,
North 0 degrees, 10 minutes 12 seconds West 280.80 feet along the
West line of section 36 to a point and the place of beginning
of herein described tract; thence South 89 degrees 51 minutes
41 seconds East 412.65 feet, thence South 89 degrees 49 minutes
59 seconds East 260.0 feet, thence South 0 degrees, 10 minutes
01 seconds West 281.00 feet to a point in the South line of
Section 36, thence South 89 degrees, 49 minutes 59 seconds
East 1985.90 feet along the South line of Section 36, thence
South 89 degrees 56 minutes 23 seconds East 1167.97 feet along
the South line of section 36, thence leaving said Section line
North 5 degrees, 17 minutes 40 seconds West 290.70 feet thence
North 63 degrees 02 minutes 11 seconds East 374.21 feet thence
North 0 degrees 12 minutes 49 seconds East 91.51 feet to a
point in the West rightof way line of Monon Railroad thence
North 30 degrees, 03 minutes 03 seconds West 1442.18 feet
along the West right of way line of Monon Railroad thence

along the arc of a curve to the left and being the West right of way of Monon Railroad with the following curve data: Delta Angle 7 degrees 00 minutes 18 seconds radius distance 3789.83 feet, tangent distance 231.96 feet, chord distance 463.06 feet, arc distance 463.35 feet, chord bearing North 37 degrees 03 minutes 21 seconds West thence North 37 degrees 03 minutes 21 seconds West 1495.20 feet along the West right of way line of Monon Railroad, thence leaving the right of way of Monon Railroad due West 539.12 feet, thence due North 216.21 feet, thence South 89 degrees 26 minutes 24 seconds West 370.0 feet, thence North 0 degrees 05 minutes 06 seconds West 373.19 feet, thence South 89 degrees 53 minutes 28 seconds West 1304.86 feet to a point in the West line of Section 36. thence South 0 degrees, 10 minutes 12 seconds East 3671.65 feet along the West line of Section 36 to the place of beginning containing 275.738 acres of land more or less all in section 36, A part of the east half of the South west quarter of the north east quarter and a part of the north half of the north west quarter of the south east quarter all in section thirty-five (35) in township thirteen (13) north of range four (4) west, of the second Principal Meridian, more particularly described to-wit: Beginning at the north east corner of the south west quarter of the north east quarter of section 35 township 13 north, range 4 west; thence south 1982 feet to the south east corner of the north half of the northwest quarter of the south east quarter of said section 35; thence west 604.4 feet with the south line of said north half quarter quarter; thence north 1982 feet to the north line of the aforesaid south west quarter quarter; thence east 604.4 feet to the point of beginning, except West 99.99 feet of the North 1319.53 feet, containing 24.5 acres, more or less. ALSO: A part of Section 35 being further bounded and described as: Beginning at a Stone, North West corner of South East quarter of said Section 35, Thence S 0 degrees 08 minutes 13 seconds East 658.71 feet to a stone, Thence S 89 degrees 55 minutes 29 seconds E 725.6 feet to an iron pin, thence N 0 degrees 08 minutes 13 seconds W 658.72 feet to an iron pin, thence N 89 degrees 55 minutes 32 seconds W 725.6 feet to the place of beginning, containing 10.97 acres of land more or less.

SECTION 2. The annexation of the above described territory to the Town of Cloverdale, Indiana, shall be subject to the following terms and conditions, to-wit:

A. Such territory shall be semi-private in that access to the streets therein shall be limited to the residents and the guests of residents thereof and to such other persons as may be reasonably necessary to provide fire protection, utility maintenance and repair, and for police protection and other emergency vehicles; provided, however, as follows:

1. That such streets shall be maintained solely at the expense of the residents thereof, and not at the expense of the Town of Cloverdale.

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County Clerk

2. In the event such streets are not properly maintained by Developer or the residents thereof, or in the event that ^{seventy-five} ~~fifteen~~ per cent (75%) of such residents desire that the Town of Cloverdale maintain such streets and the Town of Cloverdale does undertake such maintenance, such area and the streets thereof shall no longer be semi-private and shall be open to the general public.

B. The residents of such area shall provide at their own expense a special policy or security force for such area which shall duly enforce the laws of the State of Indiana, the Ordinances of the County of Putnam and the Ordinances of the Town of Cloverdale; provided, however, as follows:

1. That any police officer or officers of the Town of Cloverdale, County of Putnam or the State of Indiana shall be allowed access to and have jurisdiction over such area upon receiving a valid complaint concerning any violation of any such laws or ordinances by a resident, guest or person who is within such area.
2. In the event such special policy or security force is no longer maintained by Developer and/or the residents thereof, or such force shall fail to adequately enforce such laws or ordinances, then such force shall no longer have jurisdiction over such area, and the Town of Cloverdale shall provide police protection to such area.
- C. In addition to the above stated terms and conditions of this annexation the Town of Cloverdale shall furnish and maintain the following municipal services to such area, to-wit:

1. Fire protection
2. Waste-water and sewage treatment services
3. Water-works services

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Putnam County Auditor

Page four

SECTION 3. That this ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed and adopted this 6th day of April 1973.

BOARD OF TRUSTEES OF THE TOWN OF CLOVERDALE, INDIANA

Dewey Garrett
DEWEY GARRETT

Donald Larkin
DONALD LARKIN

Robert Weist
ROBERT WEIST

ATTEST:

Mildred Sandy
MILDRED SANDY, CLERK-TREASURER

#13345

RECEIVED FOR RECORD
31 day Jan 5 1974
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page 355 of
1:18 o'clock P.M.

James W. Dancy Davis
PUTNAM COUNTY RECORDER

John Carson

Putnam County Auditor

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Star West Hills