

**TOWN OF WHITESTOWN, INDIANA
RESOLUTION 2022-13**

**A RESOLUTION AUTHORIZING ACTIONS WITH RESPECT TO
THE PURCHASE OF PROPERTY**

**Trail Property
Braun Property Development, LLC**

WHEREAS, Indiana law authorizes the Town Council of the Town of Whitestown (“Whitestown”) to purchase or otherwise acquire property interests as the Town Council considers necessary and appropriate; and

WHEREAS, on July 14, 2021, the Town Council authorized the purchase of property for the Big Four Trail Project; and

WHEREAS, on August 18, 2021, the Town Council approved purchase agreement with Braun Property Development, LLC for a portion of the Big Four Trail described in the attached Exhibit A (“Trail Property”); and

WHEREAS, the Town Council desires to authorize signatories and other actions as may be necessary or appropriate to complete the purchase of the Trail Property.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Whitestown, Indiana hereby authorizes, ratifies, and directs Town Manager Jason Lawson and/or Parks Director Savannah Solgere, with the assistance of the Town’s legal counsel, to take all actions and execute any documents or materials on behalf of Whitestown as may be necessary or appropriate to complete the purchase of the Trial Property, including but not limited to executing closing documents and materials necessary to procure title insurance for the Trail Property.

PASSED AND ADOPTED by the Whitestown, Indiana Town Council this ____ day of _____, 2022, by a vote of ____ in favor and ____ against.

THE TOWN COUNCIL OF THE
TOWN OF WHITESTOWN, INDIANA

Clinton Bohm, President

ATTEST:

Matt Sumner, Clerk-Treasurer
Town of Whitestown, Indiana
4400883

EXHIBIT A

A part of Section 13, Township 18 North, Range 1 East, Worth Township, Boone County, Indiana, being 7.53 acre parcel surveyed by Jonathan E. Hause, P.S. 20600040 and shown on a plat of survey certified on May 5, 2019 as Hause Surveying and Engineering Job Number 19S110 (All monuments herein referenced are as set or found on the aforesaid Hause survey), being more particularly described as follows:

Commencing at a Harrison monument found marking the Southwest corner of the Northwest Quarter of said Section 13; thence North 00 degrees 34 minutes 28 seconds West 963.28 feet along the west line of the Northwest Quarter of said Section 13 to the southwesterly right-of-way line of the former Cleveland, Cincinnati, Chicago, and St. Louis Railroad and a magnetic nail with metal washer stamped "Hause PLS20600040" (hereafter called mag nail with washer), said point also being the point of beginning of this description; thence continuing North 00 degrees 34 minutes 28 seconds West 84.24 feet to the northeasterly right-of-way line of said railroad and mag nail with washer; thence South 63 degrees 29 minutes 26 seconds East 413.35 feet along the northeasterly right-of-way line of said railroad to the point of curvature of an arc to the left having a radius of 19068.59 feet and a capped rebar; thence Southeasterly 321.64 feet along said arc and the northeasterly right-of-way line of said railroad to the point of tangency and capped rebar, said arc also having a long chord bearing South 63 degrees 58 minutes 25 seconds East 321.64 feet; thence South 64 degrees 27 minutes 25 seconds East 3739.50 feet along the northeasterly right-of-way line of said railroad to the East line of the West Half of the Southeast Quarter of said Section 13 and a mag nail with washer; thence South 00 degrees 48 minutes 52 seconds East 78.12 feet along the east line of the West Half of the Southeast Quarter of said Section 13 to the southwesterly right-of-way line of said railroad and a found railroad spike; thence North 64 degrees 27 minutes 25 seconds West 1483.82 feet along the southwesterly right-of-way line of said railroad to the west line of the Southeast Quarter of said Section 13 and a capped rebar; thence South 00 degrees 32 minutes 10 seconds East 5.57 feet along the west line of the Southeast Quarter of said Section 13 to the southwesterly right-of-way line of said railroad and a capped rebar; thence North 64 degrees 27 minutes 25 seconds West 2292.81 feet along the southwesterly right-of-way line of said railroad to the point of curvature of an arc to the right having a radius of 19143.59 feet and a capped rebar; thence Northwesterly 322.91 feet along said arc and the southwesterly right-of-way line of said railroad to the point of tangency and a capped rebar, said arc also having a long chord bearing North 63 degrees 58 minutes 25 seconds West 322.90 feet; thence North 63 degrees 29 minutes 26 seconds West 374.99 feet along the southwesterly right-of-way line of said railroad to the point of beginning.

