

RESOLUTION NO. 2024- 03

RESOLUTION OF THE BOARD OF COMMISSIONERS OF CASS COUNTY, INDIANA,  
ACCPETING THE TRANSFER OF REAL ESTATE TO CASS COUNTY, INDIANA

**WHEREAS**, the Cass County Redevelopment Commission, is the owner of certain real estate located in Cass County, Clinton Township, more specifically described in attached Exhibits A, B, C, D, E, F, and G;

WHEREAS, the Cass County Redevelopment Commission desires to convey said real estate to the Cass County Commissioners;

**WHEREAS**, Indiana Code Section 36-1-11-8 provides for such transfer of real estate between political subdivisions;

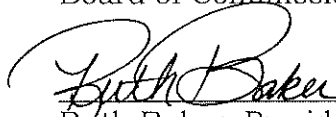
**NOW THEREFORE BE IT RESOLVED** by the Board of Commissioners of Cass County, Indiana, that:

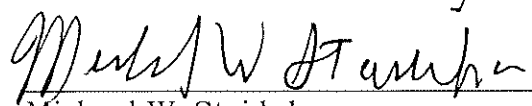
Section 1. The Board of Commissioners of Indiana do hereby accept the transfer of certain real estate from the Cass County Redevelopment Commission to Cass County, Indiana, more specifically described in Exhibits A, B, C, D, E, F, and G.

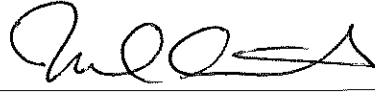
Section 2. That there shall be no charge by Cass County Redevelopment Commission to Cass County, Indiana for the transfer of said real estate.

PASSED AND RESOLVED BY THE BOARD OF COMMISSIONERS OF CASS COUNTY, INDIANA this 20<sup>th</sup> day of February 2024.

Board of Commissioners of Cass County, Indiana:

  
\_\_\_\_\_  
Ruth Baker, President

  
\_\_\_\_\_  
Michael W. Stajduhar

  
\_\_\_\_\_  
Michael Deitrich

Attest:

  
\_\_\_\_\_  
Cheryl Acorn, County Auditor

## EXHIBIT A

### RIGHT-OF-WAY LAND DESCRIPTION

Part of the Southeast Quarter of Section 7 and the Southwest Quarter of Section 8, Township 26 North, Range 1 East of the Second Principal Meridian, Clinton Township, Cass County, Indiana, being all that part of the Grantor's land that lies within the Proposed Right-of-Way lines depicted on the attached Exhibit B, more particularly described as follows:

BEGINNING at the northwest corner of the Southwest Quarter of said Section 8; thence South 89 degrees 58 minutes 15 seconds East (grid bearing based upon Indiana State Plane - East Zone) along the north line of said Quarter Section a distance of 40.00 feet to a point 40 feet east by perpendicular measure from the west line of said Quarter Section; thence South 00 degrees 12 minutes 42 seconds East parallel with said west line a distance of 1044.75 feet to the south line of Tract 2 of the land described in Instrument Number 201600004967 as recorded in the Office of the Recorder of Cass County, Indiana and the north right-of-way line of State Highway 25 as described in Instrument Number 200900004013 as recorded in said Recorder's Office; thence South 81 degrees 08 minutes 57 seconds West along said north line a distance of 40.46 feet to said west line of the Quarter Section; thence North 00 degrees 12 minutes 42 seconds West along said west line a distance of 382.36 feet to the south line of Tract 1 of the land described in said Instrument Number 201600004967; thence South 89 degrees 59 minutes 45 seconds West along said south line a distance of 40.00 feet to a point 40 feet west by perpendicular measure from the east line of the Southeast Quarter of said Section 7; thence North 00 degrees 12 minutes 42 seconds West parallel with said east line a distance of 668.54 feet to the north line of said Southeast Quarter Section; thence North 89 degrees 50 minutes 46 seconds East along said north line a distance of 40.00 feet to the POINT OF BEGINNING, containing 1.576 acres, more or less.

**EXHIBIT B**

RIGHT-OF-WAY LAND DESCRIPTION

Part of the Northeast Quarter of Section 7, Township 26 North, Range 1 East of the Second Principal Meridian, Clinton Township, Cass County, Indiana, being all that part of the Grantor's land that lies within the Right-of-Way lines depicted on the attached Exhibit B, more particularly described as follows:

BEGINNING at the southeast corner of the Northeast Quarter of said Section 7; thence South 89 degrees 50 minutes 46 seconds West (grid bearing based upon Indiana State Plane - East Zone) along the south line of said Quarter Section a distance of 40.00 feet to a point 40 feet west by perpendicular measure from the east line of said Quarter Section; thence North 00 degrees 13 minutes 07 seconds West parallel with said east line a distance of 2651.39 feet to the north line of said Quarter Section; thence North 89 degrees 35 minutes 10 seconds East along said north line a distance of 40.00 feet to the northeast corner of said Quarter Section; thence South 00 degrees 13 minutes 07 seconds East along said east line a distance of 2651.53 feet to the POINT OF BEGINNING, containing 2.435 acres, more or less.

### EXHIBIT C

#### RIGHT-OF-WAY "A" LAND DESCRIPTION

Part of the Northwest Quarter of Section 8, Township 26 North, Range 1 East of the Second Principal Meridian, Clinton Township, Cass County, Indiana, being all that part of the Grantor's land that lies within the Right-of-Way "A" lines depicted on the attached Exhibit B, more particularly described as follows:

Commencing at the southwest corner of the Northwest Quarter of said Section 8; thence North 00 degrees 13 minutes 07 seconds West (grid bearing based upon Indiana State Plane - East Zone) along the west line of said Quarter Section a distance of 465.94 feet to the POINT OF BEGINNING and the southwest corner of Tract 6 of the land described in Instrument Number 201800000168 recorded in the Office of the Recorder, Cass County, Indiana; thence South 89 degrees 58 minutes 47 seconds East along the south line of said Tract 6 a distance of 40.00 feet to a point 40 feet east by perpendicular measure from said west line; thence North 00 degrees 13 minutes 07 seconds West parallel with said west line a distance of 728.09 feet to the north line of said Tract 6; thence North 89 degrees 59 minutes 33 seconds West along said north line a distance of 40.00 feet to said west line; thence South 00 degrees 13 minutes 07 seconds East along said west line a distance of 728.08 feet to the POINT OF BEGINNING, containing 0.669 acres, more or less.

#### RIGHT-OF-WAY "B" LAND DESCRIPTION

Part of the Northwest Quarter and the Northeast Quarter of Section 8, Township 26 North, Range 1 East of the Second Principal Meridian, Clinton Township, Cass County, Indiana, being all that part of the Grantor's land that lies within the Right-of-Way "B" lines depicted on the attached Exhibit B, more particularly described as follows:

Commencing at the northwest corner of the Northwest Quarter of said Section 8; thence South 89 degrees 59 minutes 07 seconds East (grid bearing based upon Indiana State Plane - East Zone) along the north line of said Quarter Section a distance of 1319.58 feet to the POINT OF BEGINNING and the northwest corner of Tract 6 of the land described in Instrument Number 201800000168 recorded in the Office of the Recorder, Cass County, Indiana; thence South 00 degrees 16 minutes 25 seconds East along a west line of said Tract 6 a distance of 40.00 feet to a point 40 feet south by perpendicular measure from the north line of said Quarter Section; thence South 89 degrees 59 minutes 07 seconds East parallel with said north line a distance of 1340.72 feet to the east line of said Quarter Section; thence South 89 degrees 58 minutes 34 seconds East parallel with the north line of the Northeast Quarter of said Section 8 a distance of 252.75 feet to the east line of said Tract 6, said line also being the west line of the Penn-Central Railroad; thence North 35 degrees 45 minutes 50 seconds East along said east line a distance of 49.28 feet to the north line of said Quarter Section; thence North 89 degrees 58 minutes 34 seconds West along said north line a distance of 281.52 feet to the northwest corner of said Quarter Section; thence North 89 degrees

59 minutes 07 seconds West along the north line of said Northwest Quarter Section a distance of

1340.94 feet to the POINT OF BEGINNING, containing 1.477 acres, more or less.

## EXHIBIT D

### RIGHT-OF-WAY LAND DESCRIPTION

Part of the Northwest Quarter of Section 8, Township 26 North, Range 1 East of the Second Principal Meridian, Clinton Township, Cass County, Indiana, being all that part of the Grantor's land that lies within the Proposed Right-of-Way lines depicted on the attached Exhibit B, more particularly described as follows:

BEGINNING at the northwest corner of the Northwest Quarter of said Section 8; thence South 89 degrees 59 minutes 07 seconds East (grid bearing based upon Indiana State Plane - East Zone) along the north line of said Quarter Section a distance of 1,319.58 feet to the northeast corner of the land described in Instrument Number 201600002169 recorded in the Office of the Recorder, Cass County, Indiana; thence South 00 degrees 16 minutes 25 seconds East along the east line of said land a distance of 40.00 feet to a point 40 feet south by perpendicular measure from the north line of said Quarter Section; thence North 89 degrees 59 minutes 07 seconds West parallel with said north line a distance of 1,270.51 feet; thence South 44 degrees 53 minutes 57 seconds West a distance of 12.86 feet to a point 40 feet east by perpendicular measure from the west line of said Quarter Section; thence South 00 degrees 13 minutes 07 seconds East parallel with said west line a distance of 1,408.39 feet to the south line of the land described in Deed Book 253, Page 638 as recorded in said Office of the Recorder; thence North 89 degrees 59 minutes 33 seconds West along said south line a distance of 40.00 feet to said west line; thence North 00 degrees 13 minutes 07 seconds West along said west line a distance of 1,457.50 feet to POINT OF BEGINNING, containing 2.514 acres, more or less.

## EXHIBIT E

### 40' RIGHT-OF-WAY LAND DESCRIPTION

Part of the Southwest Quarter of Section 5, Township 26 North, Range 1 East of the Second Principal Meridian, Clinton Township, Cass County, Indiana, being all that part of the Grantor's land that lies within the Proposed Right-of-Way lines depicted on the attached Exhibit B, more particularly described as follows:

BEGINNING at the southwest corner of the Southwest Quarter of said Section 5; thence North 00 degrees 40 minutes 14 seconds East (grid bearing based upon Indiana State Plane - East Zone) along the west line of said Quarter Section a distance of 40.00 feet to a point 40 feet north by perpendicular measure from the south line of said Quarter Section; thence South 89 degrees 59 minutes 07 seconds East parallel with said south line a distance of 1330.26 feet to east line of the West Half of said Quarter Section; thence South 00 degrees 40 minutes 30 seconds West along said east line a distance of 40.00 feet to the southeast corner of said Half Quarter Section; thence North 89 degrees 59 minutes 07 seconds West along said south line a distance of 1330.26 feet to the POINT OF BEGINNING, containing 1.222 acres, more or less.

## EXHIBIT F

### 40' RIGHT-OF-WAY LAND DESCRIPTION

Part of the Southeast Quarter of Section 5, Township 26 North, Range 1 East of the Second Principal Meridian, Clinton Township, Cass County, Indiana, being all that part of the Grantor's land that lies within the Right-of-Way lines depicted on the attached Exhibit B, more particularly described as follows:

BEGINNING at the southwest corner of the Southeast Quarter of said Section 5; thence North 00 degrees 33 minutes 18 seconds East (grid bearing based upon Indiana State Plane - East Zone) along the west line of said Quarter Section a distance of 40.00 feet to a point 40 feet north by perpendicular measure from the south line of said Quarter Section; thence South 89 degrees 58 minutes 34 seconds East parallel with said south line a distance of 333.73 feet to the west right-of-way line of the Terre Haute and Logansport Railroad; thence South 35 degrees 35 minutes 47 seconds West along said west right-of-way line a distance of 49.18 feet to the south line of said Quarter Section; thence North 89 degrees 58 minutes 34 seconds West along the south line of said Quarter Section a distance of 305.49 feet to the POINT OF BEGINNING, containing 0.293 acres, more or less.

**EXHIBIT G**

RIGHT-OF-WAY LAND DESCRIPTION

Part of the Southeast Quarter of Section 6, Township 26 North, Range 1 East of the Second Principal Meridian, Clinton Township, Cass County, Indiana, being all that part of the Grantor's land that lies within the Right-of-Way lines depicted on the attached Exhibit B, more particularly described as follows:

BEGINNING at the southeast corner of the Southeast Quarter of said Section 6; thence South 89 degrees 35 minutes 09 seconds West (grid bearing based upon Indiana State Plane - East Zone) along the south line of said Quarter Section a distance of 40.00 feet; thence North 45 degrees 07 minutes 41 seconds East a distance of 57.10 feet to the east line of said Quarter Section; thence South 00 degrees 40 minutes 14 seconds West along said east line a distance of 40.00 feet to the POINT OF BEGINNING, containing 0.018 acres, more or less.