

ORIGINAL

RESOLUTION NO. 2021-011

A RESOLUTION OF THE DELAWARE COUNTY, INDIANA BOARD OF COMMISSIONERS IDENTIFYING CERTAIN PROPERTY TO BE TRANSFERRED TO A NONPROFIT ENTITY PURSUANT TO IND. CODE § 36-1-11-1 ET SEQ.

WHEREAS, the Board of Commissioners of Delaware County, Indiana (the “Board of Commissioners”) is the county executive of Delaware County, Indiana (the “County”); and

WHEREAS, Ind. Code § 36-1-11-1 *et seq.* sets forth the procedures by which a county executive may transfer property to a nonprofit entity; and

WHEREAS, the Board of Commissioners has identified property for which it now desires to transfer to a nonprofit entity to be used for the public good; and

WHEREAS, the property the Board of Commissioners now desires to transfer to a nonprofit entity to be used for the public good is identified on Exhibit A, attached hereto; and

WHEREAS, the Board of Commissioners intends to accept written applications from eligible nonprofit entities that desire to have the identified property transferred to the nonprofit entity and will conduct a public hearing to consider all submitted applications and hear any opposition to a proposed transfer.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA THAT:

SECTION 1. The Board of Commissioners hereby identifies the property listed on Exhibit A, attached hereto, as those for which the Board of Commissioners desires to transfer to nonprofit entities to be used for the public good.

SECTION 2. The Board of Commissioners will conduct a public hearing to consider the transfer of the property to a nonprofit entity and said public hearing shall be set to occur on the 17th day of May, 2021, at 9:00 a.m. in the Delaware County Commissioner’s Courtroom, 100 West Main Street, Room 309, Muncie, Indiana 47305.

SECTION 3. The Board of Commissioners shall cause to be published a notice regarding the public hearing and, prior to said public hearing, will accept written applications from nonprofit entities that are not otherwise ineligible pursuant to Ind. Code § 36-1-11-16 and desire to have the identified property transferred to them.

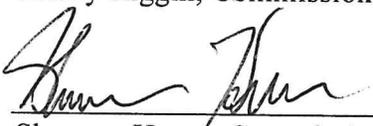
SECTION 4. The Board of Commissioners will consider any written applications submitted by eligible nonprofit entities and, immediately following the public hearing, will make a final determination concerning the transfer of the identified property.

DULY ADOPTED by the Board of Commissioners of Delaware County at a regularly scheduled public meeting held on this, the 3 day of May, 2021.

*DELAWARE COUNTY
BOARD OF COMMISSIONERS*


James King, President


Sherry Riggins, Commissioner


Shannon Henry, Commissioner

ATTEST:


Steven Craycraft, Auditor
Delaware County, Indiana

EXHIBIT A

Property Description

Parcel No.: 18-11-09-483-009.000-003

Common Address: 100 West Washington Street
Muncie, Indiana 47305

Legal Description:

A part of Block Eight (8) in Gilbert's Donation to Muncietown, an addition to the City of Muncie, Delaware County, Indiana, described as follows:

Beginning at the Northeast corner of Lot One (1), Block Eight (8) in Gilbert's Donation to Muncietown, an Addition to the City of Muncie as shown in Deed Record One (1), page 527, Records of Delaware County, Indiana; thence West Two Hundred Forty-five and Nineteen Hundredths (245.19) feet to a point on the North line of Lot Two (2) in said Block Eight (8), said point being Fourteen and Eighty-one Hundredths (14.81) feet East of the Northwest corner of said Lot Two (2); thence Southwesterly along a curve having a Forty-two (42) foot radius to a point on the West line of said Lot Two (2), said point being Seventeen and Thirteen Hundredths (17.13) feet South of the Northwest corner of said Lot Two (2); thence South Two Hundred Forty-three and Sixty-seven Hundredths (243.67) feet to the Southwest corner of Lot Eight (8) in said Block Eight (8); thence East Two Hundred Sixty and Ninety Hundredths (260.90) feet to the Southeast corner of Lot Five (5) in said Block Eight (8); thence North Two Hundred Sixty-one and Twenty Hundredths (261.20) feet to the point of beginning.

ALSO, the right of easement for a drive ramp located in the right-of-way of Gilbert Street adjacent .to Lot Two (2), Block Eight (8) in Gilbert's Donation to Muncietown, an Addition to the City of Muncie, Delaware County, Indiana:

Beginning at a point in the North line of Lot Two (2), Block Eight (8), in Gilbert's Donation to Muncietown, an Addition to the City of Muncie as shown in Deed Record One (1), page 527, Records of Delaware County, Indiana, said point being Five (5) feet East of the Northwest corner of said Lot Two (2); thence continuing East on and along said North line of Lot Two (2) a distance of Seventy-one (71) feet; thence North parallel to the West line of said Lot Two (2) a distance of Ten (10) feet; thence West parallel to the North line of said Lot Two (2) a distance of Fifty-three and Sixty-eight Hundredths (53.68); thence deflecting to the left an angle of Thirty (30) degrees and continuing in a Southwesterly direction a distance of Twenty (20) feet to a point in the said North line of Lot Two (2), said point being also the point of beginning.

EXCEPTING THEREFROM the following described tract, more particularly described as follows, to-wit: Beginning at the Northeast corner of Lot One (1), Block Eight (8) in Gilbert's Donation to Muncietown, an addition to the City of Muncie; thence South 00 degrees, 16 minutes, 00 seconds East and on and along the East line of said Lot One (1) 12.76 feet; thence South 89 degrees, 44 minutes, 00 seconds West 0.39 feet to a point, which point is the point of beginning for the exception herein described; thence South 89 degrees, 44 minutes, 00 seconds West 234.93 feet; thence South 00 degrees, 16 minutes, 00 seconds East 242.88 feet; thence North 89 degrees, 44 minutes, 00 seconds East 47.74 feet; thence North 44 degrees, 44 minutes, 00 seconds East 99.55 feet; thence North 89 degrees, 44 minutes, 00 seconds East 3.85 feet; thence North 44 degrees, 44 minutes, 00 seconds East 7.08 feet; thence North 45 degrees, 16 minutes, 00 seconds West 1.50 feet; thence North 44 degrees, 44 minutes, 00 seconds East 41.23 feet; thence South 45 degrees, 16 minutes, 00 seconds East 1.50 feet; thence North 44 degrees, 44 minutes, 00 seconds East 7.08 feet; thence North 00 degrees, 16 minutes, 00 seconds West 3.85 feet; thence North 44 degrees, 44 minutes, 00 seconds East 104.55 feet; thence North 00 degrees, 16 minutes 00 seconds West 55.76 feet to the point of beginning. Estimated in said land after said exception is .656 of an acre, more or less.