

ORDINANCE NO. 2021- 4

**AN ORDINANCE AUTHORIZING THE PURCHASE OF  
CERTAIN REAL PROPERTY LOCATED IN WASHINGTON TOWNSHIP,  
MORGAN COUNTY, INDIANA**

**WHEREAS**, the Morgan County Council (“Council”) is the fiscal body of Morgan County, Indiana (“County”) and the Board of Commissioners of Morgan County (“Commissioners”) are the executive and legislative body and for the County; and,

**WHEREAS**, pursuant to I.C. § 36-2-2-20, the Commissioners may make an order for the purchase of real estate on behalf of Morgan County, but the Council must adopt an Ordinance fixing the terms and conditions of the purchase; and,

**WHEREAS**, the County is interested in the purchase of certain real property located in Washington Township near Egbert Road and SR 37/I-69 and more particularly described in the attached Exhibit A, in order to eliminate residences located in the special flood hazard area, and utilize grant funds available through the State of Indiana and the Federal Emergency Management Agency (“FEMA”); and,

**WHEREAS**, the Commissioners have issued an Order to effectuate such purchases, appointed a Purchasing Agent to act on their behalf; and,

**WHEREAS**, the Commissioners have also obtained two (2) appraisals of the real property pursuant to I.C. § 36-1-10.5 et. seq., and provided a copy of the same to the Council; and,

**NOW THEREFORE BE IT ORDAINED** by the Morgan County Council that the following terms and conditions shall apply to the purchase of certain real estate by the Board of Commissioners on behalf of Morgan County, Indiana, as provided in I.C. § 36-2-2-20.

1. This Ordinance shall apply to the purchase of certain real property located in Washington Township, Morgan County, Indiana, and as more particularly described in the attached Exhibit A.
2. The terms and conditions of the purchase shall be as set forth in the "Offers to Purchase", a copy of which has been delivered to the Council and is attached as Exhibit B.

ALL OF WHICH IS ORDAINED THIS 1 DAY OF

March, 2021.

**MORGAN COUNTY COUNCIL**

Kim Meredith  
Kim Meredith, President

Vickie Kivett  
Vickie Kivett, Vice President

Chip Keller (ABSTAIN)  
Chip Keller

Paul Prather  
Paul Prather

Kelly Alcala  
Kelly Alcala

Troy Sprinkle

Jason Maxwell

ATTEST:

Dan Bastin  
Dan Bastin, Morgan County Auditor

EXHIBIT A

Lot Number Twenty-one (21) in "J.M. BOTHWELL'S FIRST SUBDIVISION", a subdivision in Washington Township, as per plat thereof recorded in Deed Record 156 page 386, in the Office of the Recorder of Morgan County, Indiana.

Parcel ID #: 55-09-13-430-013.000-020

Commonly known as: 3310 Willowbrook Dr., Martinsville, IN 46151

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Lot Number Twenty-four (24) in J.M. Bothwell's First Subdivision, a subdivision in Washington Township as per plat thereof recorded in Deed Record 156, pages 386-392, in the Office of the Recorder of Morgan County, Indiana.

Parcel ID #: 55-09-13-430-010.000-020

Commonly known as: 3350 Willowbrook Dr., Martinsville

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Lot number forty-four (44) and Eighteen feet by parallel lines off the entire South Side of Lot Number forty-three (43) in John M. Bothwell's First Subdivision, a subdivision in Washington Township, as per plat thereof as recorded in Deed Record 156, pages 386, in the Office of the Recorder of Morgan County, Indiana.

Parcel ID #: 55-09-13-428-008.000-020

Commonly known as: 3345 Egbert Rd., Martinsville

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LOT NUMBER 20, AND 35 FEET BY PARALLEL LINES ALONG THE SOUTH SIDES OF LOT NUMBER 47, AND 59 FEET BY PARALLEL LINES ALONG THE NORTH SIDE OF LOT NUMBER 48 IN JOHN M. BOTHWELL'S FIRST SUBDIVISION, A SUBDIVISION IN WASHINGTON TOWNSHIP, AS PER PLAT THEREOF, RECORDED IN DEED RECORD 156, PAGES 366-392, AND CORRECTED IN DEED RECORD 190, PAGE 217, IN THE OFFICE OF THE RECORDER OF MORGAN COUNTY, INDIANA.

Parcel ID #: 55-09-13-430-014.000-020; 55-09-13-428-010.000-020

Commonly known as: 3290 Willowbrook Dr., Martinsville; 000 Willowbrook Dr., Martinsville

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Lot Numbered Eight (8) in J.M. BOTHWELL'S FIRST SUBDIVISION, a subdivision in Washington Township, as per plat thereof recorded in Deed Record 156, pages 386-392, in the Office of the Recorder of Morgan County, Indiana.

Parcel ID #: 55-09-13-432-008.000-020

Commonly known as: 3375 Willowbrook Dr., Martinsville

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Lot Number Twenty-Two (22) in "J.M. BOTHWELL'S FIRST SUBDIVISION", a subdivision in Washington Township, as per plat thereof recorded in Deed Record 156, page 386 in the Office of the Recorder of Morgan County, Indiana.

AND

All of Lots #45 and #46 and 38 feet off the north side of Lot #47 and 16 feet off the south side of lot #48 all in J.M. Bothwell's 1<sup>st</sup> Subdivision as per plat thereof, recorded in the Recorder's Office of Morgan County, Indiana.

Parcel ID #: 55-09-13-430-012.000-020; 55-09-13-428-009.000-020  
Commonly known as: 3320 Willowbrook Dr., Martinsville  
0000 Willowbrook Dr., Martinsville

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Lot Number 14 in J.M. Bothwell's First Subdivision, located in a part of the West side of the East half of the Southeast quarter of Section 13, Township 12 North, Range 1 East, and 0.08 acre in the Southeast quarter of said Section 13, Township and Range aforesaid, as per plat thereof recorded in Deed Record No. 156, page 386 in the Office of the Recorder of Morgan County, Indiana.

ALSO

Part of the North end of a tract described as 30 acres off of the West side of the East half of the Southeast Quarter of Section 13, Township 12 North, Range 1 East, described as follows, to-wit: From the Northeast corner of said 30 acre tract, the same being in the center of the County Road and 500 feet East of the Northwest corner of the East half of the Southeast quarter of said Section 13; go thence South 1 degree West 1367.5 feet to the place of beginning, of this tract, thence South 1 degree West 50 feet, thence North 89 degrees West 120 feet; thence North 1 degree East 50 feet; thence East 120 feet to the place of beginning. Also known as 50 feet off of the North end of Lot 15 in J.M. Bothwell's First Subdivision, as per plat thereof recorded in Deed Record No. 156, page 386 in the Office of the Recorder of Morgan County, Indiana, as vacated by Deed Record No. 175, page 457 and corrected by Deed Record No. 190, page 219.

Parcel ID #: 55-09-13-432-014.000-020  
Commonly known as: 3280 Willowbrook Dr., Martinsville

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Lot 13 in J.M. Bothwells's First Subdivision of a part of the East Half of the Southeast Quarter of Section 13, Township 12 North, Range 1 East, as per plat thereof, recorded in Deed Record 156, page 386, in the Office of the Recorder of Morgan County, Indiana

Parcel ID #: 55-09-13-432-013.000-020

Commonly known as: 3305 Willowbrook Dr., Martinsville, IN 46151

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Lot Number Twelve (12) in J.M. BOTHWELL'S FIRST SUBDIVISION, a subdivision in Washington Township, as per plat thereof recorded in Deed Record 156, page 386, and revised in Deed Record 163, page 450 in the Office of the Recorder of Morgan County, Indiana.

Parcel ID #: 55-09-13-432-012.000-020

Commonly known as: 3315 Willowbrook Dr., Martinsville, IN 46151

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Vacated Lots Number Forty-nine (49), Fifty (50) and a Part of Lots Number Eighteen (18), Nineteen (19) and Fifty-one (51) and a Part of Vacated streets, all in J.M. BOTHWELL'S FIRST SUBDIVISION, a subdivision in Washington Township, as per plat thereof recorded in Deed Record 156, page 386 in the Office of the Recorder of Morgan county, Indiana: Said Vacation being recorded in Deed Record 163, page 450 and 175, page 457 and Corrected Vacations recorded in Deed Record 190, pages 217 and 219.

ALSO, a part of the East Half of the Southeast Quarter of Section 13, Township 12 North, Range 1 East, all in Morgan County, Indiana and being more particularly described as follows: Commencing at the Northeast corner of the said Bothwell Subdivision, said point being South 87 degrees 55 minutes 14 seconds East (assumed bearing) 500.69 feet from the Northwest corner of the East half of the said Southeast Quarter Section, and on the North line thereof; thence on and along the east line of said subdivision, South 05 degrees 04 minutes 41 seconds West 1417.50 feet; Thence North 84 degrees, 55 minutes 20 seconds West 170.00 feet to the point of beginning, said point also being North 05 degrees 04 minutes 41 seconds East 44.00 feet from the Southwest corner of Lot #19 in the said subdivision; thence South 05 degrees 04 minutes 41 seconds West 136.56 feet to the center of the East Fork of Clear Creek; thence with the center of the said Creek South 57 degrees 22 minutes 23 seconds West 202.71 feet; thence South 47 degrees 04 minutes 49 seconds West 253.48 feet to the west line of the said half quarter section; thence on and along the said west line North 05 degrees 04 minutes 41 seconds East 482.91 feet to the Northwest corner of Lot #49 in the said Bothwell Subdivision; thence on and along the North line thereof; South 84 degrees 55 minutes 19 seconds East 160.00 feet to the northwest corner of said Lot #49; thence on and along the East line of said Lot, South 05 degrees 04 minutes 41 seconds West 34.00 feet; thence South 84 degrees 55 minutes 18 seconds East 170.00 feet to the point of beginning. Containing 2.237 acres, more or less.

TOGETHER WITH a non-exclusive easement for Ingress and Egress to the above described parcel and being more particularly described as follows: Beginning at the point of beginning of the above described parcel; thence on and along the East line thereof South 05 degrees 04 minutes 41 seconds West 86.56 feet; thence North 35 degrees 05 minutes 26 seconds East 99.96 feet; thence North 84 degrees 55 minutes 18 seconds West 50.00 feet to the point of beginning.

Parcel ID #: 55-09-13-400-009.000-020  
Commonly known as: 3270 Willowbrook Dr., Martinsville

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Lot Number Twenty-six (26) in J.M. BOTHWELL'S FIRST SUBDIVISION, a subdivision in Washington Township, as per plat thereof recorded in Deed Record 165, page 386, in the Office of the Recorder of Morgan County, Indiana.

Parcel ID #: 55-09-13-430-008.000-020  
Commonly known as: 3390 Willowbrook Dr., Martinsville, IN 46151

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LOT NUMBERED ELEVEN (11) IN J.M. BOTHWELL'S FIRST SUBDIVISION LOCATED IN A PART OF THE WEST SIDE OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 12 NORTH, RANGE 1 EAST, AND 0.08 ACRES IN THE SOUTHEAST QUARTER OF SAID SECTION 13, TOWNSHIP AND RANGE AFORESAID, AS PER PLAT THEREOF RECORDED IN DEED RECORD 156, PAGE 386 IN THE OFFICE OF THE RECORDER OF MORGAN COUNTY, INDIANA.

Parcel ID #: 55-09-13-432-011.000-020  
Commonly known as: 3325 Willowbrook Dr., Martinsville, IN 46151

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LOT NUMBERED TWENTY-THREE (23) IN J.M. BOTHWELL'S FIRST SUBDIVISION, A SUBDIVISION IN WASHINGTON TOWNSHIP, AS PER PLAT THEREOF RECORDED IN DEED RECORD 156, PAGE 386-392 IN THE OFFICE OF THE RECORDER OF MORGAN COUNTY, INDIANA.

Parcel ID #: 55-09-13-430-011.000-020  
Commonly known as: 3330 Willowbrook Dr., Martinsville, IN 46151

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Lot Number Ten (10) in "J.M. Bothwell's First Subdivision, as plat thereof recorded in Deed Record 156, page 386, in the Office of the Recorder of Morgan County, Indiana.

Parcel ID #: 55-09-13-432-010.000-020  
Commonly known as: 3335 Willowbrook Dr., Martinsville, IN 46151

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Lot 25 in J.M. Bothwell's First Subdivision, as plat thereof recorded in Deed Record #156, page 386, in the Office of the Recorder of Morgan County, Indiana.

Parcel ID #: 55-09-13-430-009.000-020  
Commonly known as: 3370 Willowbrook Dr., Martinsville, IN 46151

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