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City of Charlestown

Richard P. Jones  
CLARK COUNTY RECORDER 12P  
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C1 Date 07/25/2007 Page 1 of 12  
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STATE OF INDIANA  
CITY OF CHARLESTOWN  
CHARLESTOWN CITY COUNCIL

NOT VALID UNTIL ON TRANSFER  
SUBJECT TO FINAL ACCEPTANCE  
FOR TRANSFER

JUL 25 2007

ORDINANCE NO. 2007- OR 05

AN ORDINANCE AFFIRMING AND RATIFYING  
THE CORPORATE AREAS OF THE  
CITY OF CHARLESTOWN

Approved by  
Auditor CLARK COUNTY

WHEREAS, over the past several decades the corporate areas of the City of Charlestown have been altered by a variety of actions, which include but are not necessary limited to annexation, disannexation, and/or judicial orders; and

WHEREAS, the documentation of the alteration of the City's corporate areas have been filed and/or recorded in numerous governmental offices; and

WHEREAS, the documentation of the alterations of the City's corporate areas have been thoroughly researched to determine the current accurate metes and bounds of the City's corporate land areas; and

WHEREAS, it is in the best interest of the citizens of both the City of Charlestown and Clark County that any remaining uncertainties as to the City's corporate area be definitively resolved by enactment of an Ordinance that affirms and ratifies the City's corporate land area.

NOW THEREFORE, BE IT ORDAINED by the City Council of Charlestown that:

Section 1 / Metes and Bounds of City Corporate Areas

The attached legal metes and bounds description (Exhibit A) of the corporate land areas of the City of Charlestown is hereby affirmed and ratified.

Section 2 / Map of City Corporate Areas

The attached map (Exhibit B) depicting the corporate land areas of the City of Charlestown is hereby affirmed and ratified.

Section 3 / Savings Clause

If any section of this Ordinance shall be deemed unenforceable and/or not in compliance with any applicable statute or law by a court of competent jurisdiction, then to the extent permissible all other sections of this Ordinance shall remain in full force and effect.

Section 4 / Repealing Clause

All sections of any previous Ordinances and/or Resolutions that are inconsistent and/or contradictory to the above provisions of this Ordinance are hereby repealed. Additionally, this Ordinance specifically amends any provisions in any other previous Board of Public Works or City Council motions or actions regarding Charlestown's corporate area that are inconsistent or contrary to the provisions of this Ordinance.

ADOPTED by the City Council of Charlestown, this 17<sup>th</sup> day of May, 2007.

	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
<u>Jeff Aaron</u> Jeff Aaron	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Bruce Bottorff</u> Bruce Bottorff	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Ted Little</u> Ted Little	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Terry Pierce</u> Terry Pierce	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Brian Walker</u> Brian Walker	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

APPROVED: Michael D. Hall DATE: 5/17/07  
Michael D. Hall, Mayor

ATTEST: Donna Coomer DATE: 5/17/07  
Donna Coomer, Clerk- Treasurer

## EXHIBIT A

**The following is the Boundary of the City of Charlestown, Indiana.**

Beginning at the common corner of Survey Numbers 113, 114, 132, and 133;

- L1. Thence northeast along the line dividing Survey Numbers 114 and 133 – 4,730 feet, more or less, to the corner of Survey Numbers 114, 115, 133, and 134;
- L2. Thence northeast along the line dividing Surveys Number 115 and 134 – 4,689 feet, more or less, to the corner of Survey Numbers 115, 116, 134, and 135;
- L3. Thence northwest along the line dividing Survey Numbers 134 and 135 – 1,086 feet, more or less, to the west corner of Danbury Oaks Section 1;
- L4. Thence along the boundary lines of Danbury Oaks Section 1 for the next three calls:
  - (1) northeast 1,053 feet, more or less; thence
  - (2) northwest 366 feet, more or less; thence
  - (3) northeast 695 feet, more or less, to the north corner of Danbury Oaks;
- L7. Thence, leaving said boundary line of Danbury Oaks, northwest along the west line of Charles and Linda Wakefield (Deed Drawer 26, Instrument 17638) 308 feet, more or less, to the southeastern line of Lake View Subdivision Number 3;
- L8. Thence southwest along said southeastern line of Lake View Subdivision Number 3 - 50 feet to the corner of Valarie Green (Instrument 200125914);
- L9. Thence southeast along the northeastern line of Valarie Green, 261 feet, more or less, to the east corner of said property;
- L10. Thence southwest along the southeastern line of Green, 395 feet, more or less, to the south corner of said property
- L11. Thence northwest along the southeastern line of Green and Warren Daugherty (Deed Drawer 26, Instrument 769) 637 feet, more or less, to the west corner of Daugherty property;
- L12. Thence northeast along the northeastern line of Daughery 12 feet, more or less, to the corner of James and Carol Arnett (Deed Drawer 18, Instrument 2281)

- L13. Thence northwest along the southwestern line of Daugherty and Robert and Onnai Weston property (Instrument 200206215) 396 feet, more or less, to the western corner of Weston;
- L14. Thence northeast along the northeastern line of Weston 220 feet, more or less, to the southwestern line of Lake View Unit # 3
- L15. Thence northwest along the southwestern line of said Lake View Subdivision Number 3 – 966 feet, more or less, to the west corner of said subdivision;
- L16. Thence northeast along the northwestern line of said Lake View Subdivision Number 3 – 1,543 feet, more or less, to the southwestern line of Saddleback Estates Number 1;
- L17. Thence northwest along the southwestern line of Saddleback Estates Number 1 - 198 feet, more or less, to the west corner of said subdivision;
- L18. Thence northeast along the northwestern line of said subdivision 708 feet, more or less, to a southern corner of Saddleback Estates Number 2;
- L19. Thence along the lines of said of Saddleback Estates Number 2, for the next eleven calls:
  - (1) northwest 132 feet, more or less; thence
  - L20. (2) southwest 48 feet, more or less; thence
  - L21. (3) northwest 170 feet, more or less; thence
  - L22. (4) northeast 141 feet, more or less; thence
  - L23. (5) northwest 119 feet, more or less; thence
  - L24. (6) northeast 145 feet, more or less; thence
  - L25. (7) northwest 1140 feet, more or less, thence
  - L26. (8) southeast 219 feet, more or less; thence
  - L27. (9) southeast 1143 feet, more or less; thence
  - L28. (10) northeast 418 feet, more or less, to the dividing line between Survey Numbers 135 and 136; thence
  - L29. (11) southeast also being said dividing line 259 feet, more or less, to the corner of Saddleback Estates Number 2;
- L30. Thence continuing along said dividing line (being the northeastern line of Saddleback Estates Number 1) 166 feet, more or less, to the common corner of Michael and Ann McAlexander (Deed Drawer 17, Instrument 9701) and Lonnie Jr. and Steven Wright (Deed Drawer 32, Instrument 2254);
- L31. Thence northeast along common line between Michael and Ann McAlexander and Lonnie Jr. and Steven Wright-1,311 feet, more or less, to the north right-of-way line of Charlestown-Memphis Road;

- L32. Thence along said north right-of-way line, southeast 991 feet, more or less, to the line Anthony and Sulayne Kaelin (Instrument 200224892);
- L33. Thence northeast along the western line of Anthony and Sulayne Kaelin 216 feet, more or less, to the north corner of Kaelin;
- L34. Thence southeast along the Northern line of Kaelin 65 feet, more or less, to the corner of Donna Sue Morgan (Deed Drawer 24, Instrument 2490);
- L35. Thence northeast along a Northern line of Donna Sue Morgan and Ray and Nore Bridgewater (Deed Drawer 7, Instrument 10507) 333 feet, more or less, to the north corner of Bridgewater;
- L36. Thence northwest along the northern line of Lawrence and Nancy Trump (Deed Book 175, Page 66) 200 feet, more or less, to the westerly corner of Trump;
- L37. Thence northeast along a northern line of Trump 249 feet, more or less, to the northeast right-of-way of State Road 160;
- L38. Thence northeast along the northeast right-of-way line of State Road 160 - 168 feet, more or less, to the southern corner of James and Brenda Ross (Instrument 200502116);
- L39. Thence northwest along the southwestern line of Ross 294 feet, more or less, to the western corner of Ross;
- L40. Thence northeast along the northwestern line of Ross 268 feet, more or less, to the northern corner of Ross;
- L41. Thence southeast along the northeastern line of Ross 283 feet, more or less, to the east corner of Ross;
- L42. Thence northeast along the northern line of James and Brenda Ross (Deed Drawer 28, Instrument 2385), Randel and Lori Hall (Deed Drawer 25, Instrument 15537), Celesta Baugh (Instrument 200125273), Bobby and Ann McBride (Deed Drawer 19, Instrument 5614), Ralph Jr. and Betty Rosengarn (Deed Drawer 28, Instrument 13345), and Joe and Mary Wafford (Deed Drawer 19, Instrument 1787) 356 feet, more or less, to the corner of Wafford;
- L43. Thence northwest along the westerly line of Wafford 76 feet, more or less, to the northwest corner of Wafford;

- L44. Thence northeast along the Northerly line of Wafford, Oreta and Herman Moore (Instrument 3211632) 1189 feet, more or less, to the west line of the Hoagland Family Living Trust (Instrument 3104629);
- L45. Thence northwest along the westerly line of Hoagland Family Living Trust and Eula VanMeter (Deed Drawer 30 Instrument 16159) 219 feet, more or less, to the southeast corner of Windsor Apartments (Deed Drawer 13, Instrument 6024, Deed Drawer 14, Instrument 4327, Deed Drawer 14, Instrument 7948);
- L46. Thence along Windsor Apartments, for the next four calls  
 (1) southwest 1,184 feet, more or less; thence
- L47. (2) northwest 265 feet, more or less; thence
- L48. (3) northeast 744 feet, more or less; thence
- L49 (4) northeast 448 feet, more or less, to the north corner of Windsor Apartments;
- L50. Thence northwest along the western line of Ivan and Nancy McDaniel (Deed Drawer 30, Instrument 3244) 160 feet, more or less, to the west corner of McDaniel;
- L51. Thence northeast along the northerly line of McDaniel, Karen Huber and Karen Newcomb (Instrument 200328047), James and Doris Burch (Deed Book 243, Page 119), Eric Stine (Deed Drawer 18, Instrument 3213), and William and Ruth Lynch (Deed Drawer 30, Instrument 13157) 511 feet, more or less, to the dividing line between Survey Numbers 136 and 137;
- L52. Thence northwest along the dividing line between Survey Numbers 136 and 137 – 2,063 feet, more or less, to the corner of Survey Numbers 136, 137, 154 and 155;
- L53. Thence northeast along the dividing line between Survey Numbers 137 and 155 – 1,100 feet, more or less, to the corner of Beryl and Betty Hensley (Deed Drawer 30, Instrument 15391);
- L54. Thence along Hensley for the next two calls:  
 (1) northwest 174 feet, more or less, to the north corner of Hensley; thence
- L55. (2) northeast 250 feet, more or less, to the west line of Charles Pooler (Deed Drawer 11 Instrument 6859);
- L56. Thence northwest along the west line of Pooler 159 feet, more or less, to the west corner Pooler;
- L57. Thence northeast along the north line of Pooler, John and Joyce Gibson (Deed Drawer 12, Instrument 7070), Future Investment Company, Inc. (Instrument 200421889), Marilyn Greenwell and James Duddy (Instrument 200105285), Bruce Willoughby (Deed Drawer 30, Instrument 11011), Orville Daniels (Instrument 3206892) 621 feet, more or less;

- L58. Thence northwest along the west line of Orville Daniels, Thomas Milburn (Instrument 200428785), North Charlestown Church of God (Deed Drawer 10, Instrument 5422) 150 feet more or less;
- L59. Thence northeast along the northerly line of North Charlestown Church of God and Richard and Anita Tungate (Deed Drawer 10, Instrument 2231) 322 feet, more or less, to the easterly right-of-way line of Old State Road 3;
- L60. Thence along the easterly right-of-way of Old State Road 3 for the next seven calls:  
 (1) northwest 240 feet, more or less; thence
- L61. (2) northwest 89 feet, more or less; thence
- L62. (3) northwest 48 feet, more or less; thence
- L63. (4) northeast 104 feet, more or less; thence
- L64. (5) northeast 529 feet, more or less; thence
- L65. (6) northeast 527 feet, more or less; thence
- L66. (7) northwest 32 feet, more or less to the northerly line of the Annexation Ordinance 1974-4A;
- L67. Thence northeast along the line of Annexation Ordinance 1974-4A 288 feet, more or less, to the westerly right-of-way line of New State Road 3;
- L68. Thence along the westerly right-of-way line of New State Road 3 for the next four calls:  
 (1) southwest 598 feet, more or less;
- L69. (2) southwest 935 feet, more or less;
- L70. (3) southwest 447 feet, more or less;
- L71. (4) southwest 54 feet, more or less, to the dividing line between Survey Numbers 137 and 155;
- L72. Thence northeast along the said dividing line 1,702 feet, more or less, to the western right-of-way line of the B&O Railroad;
- L73. Thence southwest along the western right-of-way line of the B&O Railroad 2,970 feet, more or less, to the corner of Southerly line of Annexation Ordinance 1999-17;
- L74. Thence southwest along the southerly line of Annexation Ordinance 1999-17 - 565 feet more or less to the easterly line of Glendale Heights Third Addition;
- L75. Thence along Glendale Heights Third Addition for the next five calls:  
 (1) southeast 205 feet, more or less; thence
- L76. (2) northeast 176 feet, more or less; thence
- L77. (3) northeast 106 feet, more or less; thence
- L78. (4) northeast 130 feet, more or less; thence
- L79. (5) northeast 87 feet, more or less, to the western right-of-way line of the B&O Railroad;

- L80. Thence southeast along the western right-of-way line of the B&O Railroad 4,718 feet, more or less, to the corner of (Unrecorded) Parkview Subdivision;
- L81. Thence northeast along the northerly line of (Unrecorded) Hill Crest Subdivision, Jeremiah Darnall (Instrument 200500054), and Clark Nickels (Instrument 200116165) 960 feet, more or less, to the north corner of Nickels 7.589 acre tract;
- L82. Thence southeast along the east line of Nickels 7.589 acre tract 626 feet, more or less, to the centerline of Tunnel Mill Road;
- L83. Thence southwest along the centerline of Tunnel Mill Road 272 feet, more or less, to the east line of (Unrecorded) Bluegrass Park Subdivision;
- L84. Thence southeast along the east line of (Unrecorded) Bluegrass Park Subdivision and Aaron and Kimberly Sprinkle (Deed Drawer 31, Instrument 24881) 813 feet, more or less, to the southeasterly corner of Sprinkle;
- L85. Thence southwest along the southerly line of Sprinkle, Daniel and Martha Clapp (Deed Drawer 19, Instrument 7139), Roy and Nancy Miller (Deed Drawer 18, Instrument 10354), Phillip and Laurie Rogers (Deed Drawer 22, Instrument 4091), and Phillip and Laurie Rogers (Instrument 200320522) 1,065 feet, more or less, to the northerly corner of Hubert Morgan (Deed Book 292, Page 549);
- L86. Thence southeast along the easterly line of Morgan, Harold Pierce (Instrument 3206978), Keith and Bena Bolly (Instrument 3201754), Keith and Bena Bolly (Deed Book 293, Page 165), Amos and Maxine Casey (Deed Book 194, Page 38), and (Unrecorded) Sharon Hills Subdivision 1,620 feet, more or less, to the southeasterly corner of Sharon Hills to the Southeasterly right-of-way line of Hwy 62;
- L87. Thence southwest along the Southeasterly right-of-way line of Hwy 62 – 1,049 feet, more or less, to the Extension of the northeasterly line of a 82.8852 acre tract described in Ordinance No. 2002-OR-12;
- L88. Thence southeast along the extension of the northeastern line of a 82.8852 acre tract described in (Ordinance No. 2002-OR-12) 288 feet, more or less, to a northern corner of said 82.8852 acre tract;
- L89. Thence along the boundary lines described in Ordinance No. 2002-OR-12 for the next eighteen calls:  
(1) southwest 378 feet, more or less; thence
- L90. (2) southeast 234 feet, more or less; thence



- L91. (3) northeast 187 feet, more or less; thence
- L92. (4) southeast 100 feet, more or less; thence
- L93. (5) northeast 153 feet, more or less; thence
- L94. (6) northwest 67 feet, more or less; thence
- L95. (7) northeast 486 feet, more or less; thence
- L96. (8) southeast 826 feet, more or less; thence
- L97. (9) southwest 490 feet, more or less; thence
- L98. (10) southeast 550 feet, more or less; thence
- L99. (11) northeast 490 feet, more or less; thence
- L100. (12) southeast 444 feet, more or less; thence
- L101. (13) southwest 523 feet, more or less; thence
- L102. (14) southwest 1096 feet, more or less; thence
- L103. (15) northwest 506 feet, more or less; thence
- L104. (16) southwest 352 feet, more or less; thence
- L105. (17) northwest 235 feet, more or less; thence
- L106. (18) southwest 180 feet, more or less to the centerline of Charlestown Landing Road;
  
- L107. Thence southeast following the centerline of Charlestown Landing Road 10,296 feet, more or less;
  
- L108. Thence leaving Charlestown Landing Road northeast 4,320 feet, more or less, to the closest point of the west edge of Fourteen Mile Creek;
  
- L109. Thence following the west edge of Fourteen Mile Creek 407 feet, more or less, to the low watermark of the Ohio River;
  
- L110. Thence following the low watermark of the Ohio River 10,702 feet, more or less, to the boundary line of Utica Township;
  
- L111. Thence following the boundary line of Utica Township and Jenny Lind Run Creek northwest 3,514 feet, more or less, to the dividing line of Survey Numbers 41 and 55;
  
- L112. Thence leaving Jenny Lind Creek and following the Utica Township boundary for the next eleven calls:
  - (1) southwest along the dividing line of Survey Numbers 41 and 55-2,948 feet, more or less to the south corner of Survey Number 55; thence
- L113. (2) northwest along the dividing line of Survey Numbers 54 and 55- 1,697 feet, more or less; thence
- L114. (3) leaving said dividing line, southwest-1,850 feet, more or less; thence
- L115. (4) southwest 462 feet, more or less; thence
- L117. (6) southwest 868 feet, more or less; thence
- L118. (7) northwest 2,240 feet, more or less; thence

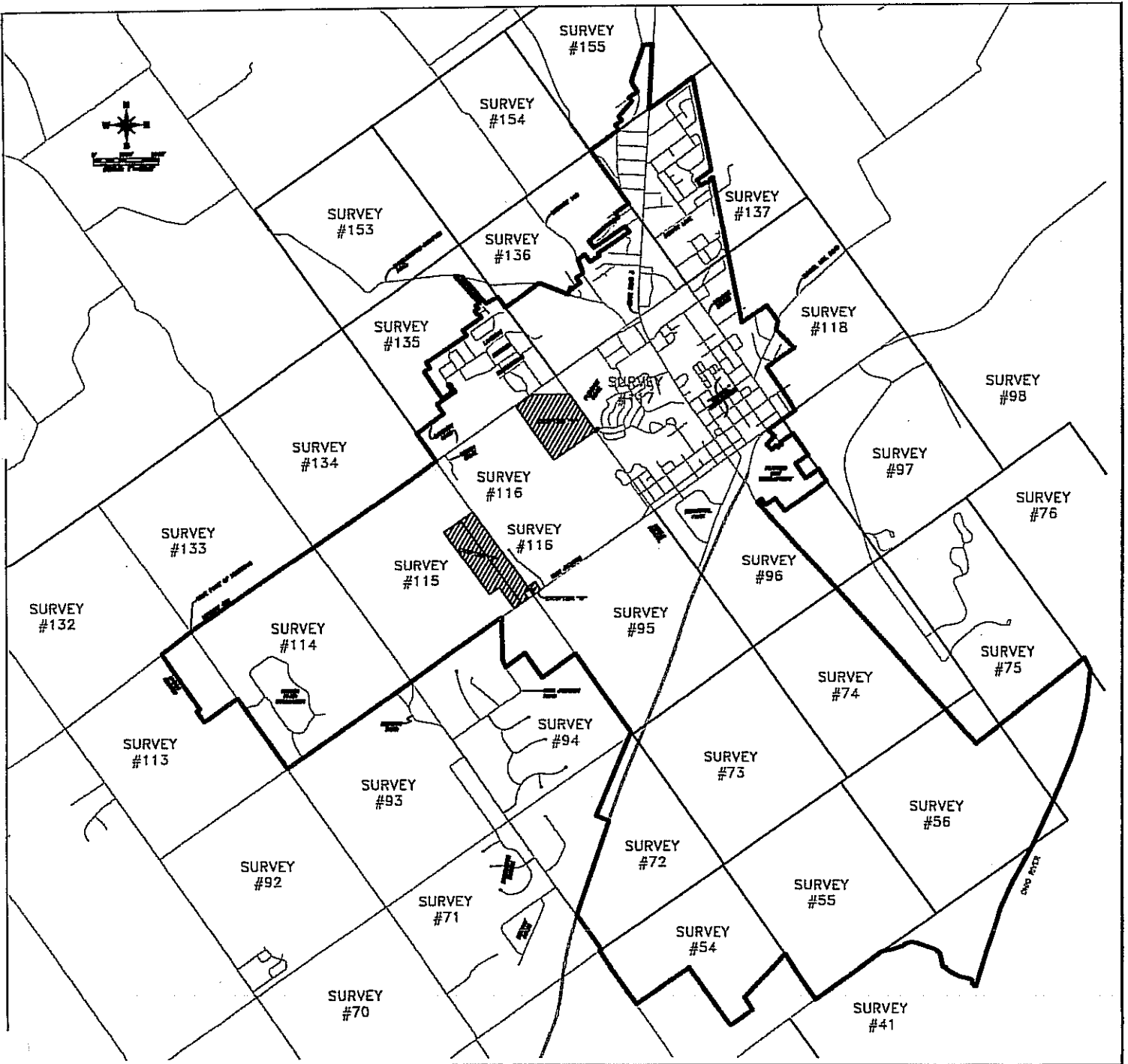
- L119. (8) southwest 2,013 feet, more or less, to the dividing line of Survey Numbers 53 and 54 thence;
- L120. (9) northwest along the dividing line of Survey Numbers 53 and 54-2,022 feet, more or less thence;
- L121. (10) northeast along the dividing line between Survey Numbers 54 and 71-78 feet, more or less; thence
- L122. (11) northwest along the dividing line of Survey Numbers 71 and 72- 1,350 feet, more or less, to the centerline of State Highway 62;
  
- L123. Thence northeast along the centerline of State Highway 62 – 3,254 feet, more or less, to the extension of the northeasterly line of Voskuhl LLC. (Instrument 200125825);
  
- L124. Thence northwest along the northeasterly line of Voskuhl LLC. 435 feet, more or less, to the right-of-way line of the B&O Railroad;
  
- L125. Thence northeast along the right-of-way line of the B&O Railroad 2866 feet, more or less, to the dividing line between Survey Numbers 94 and 95;
  
- L126. Thence northwest along said dividing line 3,011 feet, more or less, to the east corner of Harold and Sharon Kleinert 67.5 acre tract (Deed Drawer 31 Instrument 9320);
  
- L127. Thence leaving said deed line, southwest along the southeastern line of said tract 1,274 feet, more or less, to the south corner of said tract;
  
- L128. Thence northwest along southwestern line of said tract 941 feet, more or less, to the western corner of said tract;
  
- L129. Thence southwest along the southeastern line of Harold and Sharon Kleinert 46 acre tract (Deed Drawer 31, Instrument 9320) 743 feet, more or less, to the eastern right-of-way line of High Jackson Road
  
- L130. Thence following the easterly right-of-way line of High Jackson Road for the next two calls  
 (1) northwest 231 feet, more or less; thence
- L131. (2) northeast 1,351 feet, more or less to the dividing line between Survey Numbers 94 and 115;
  
- L132. Thence southwest along said dividing line 3472 feet, more or less, to the common corner of Survey Numbers 93, 94, 114, and 115;
  
- L133. Thence southwest along the dividing line between Survey Numbers 93 and 114 – 4,739 feet, more or less, to the common corner of Survey Numbers 92, 93, 113, and 114;

- L134. Thence northwest along the dividing line between Survey Numbers 113 and 114 – 2,736 feet, more or less, to the northern corner the Couch Family Trust (Deed Drawer 29, Instrument 4644);
- L135. Thence leaving said dividing line southwest along the northern line of the Couch Family Trust 754 feet, more or less, to the eastern corner of Todd Ayres (Deed Drawer 32, Instrument 2940);
- L136. Thence southwest along the southern line of Todd Ayres 527 feet, more or less, to the southern corner of Ayres;
- L137. Thence northwest along the western line of Todd Ayres 419 feet, more or less, to the common line of Todd Ayres and Madoc Estates;
- L138. Thence northeast along the common line of Todd Ayres and Madoc Estates 123 feet, more or less, to the east corner of Madoc Estates;
- L139. Thence northwest along the westerly line of Madoc Estates 1,598 feet, more or less, to the northern corner of Madoc Estates;
- L140. Thence along an extension of said line of Madoc Estates 505 feet, more or less, to the dividing line between Survey Numbers 113 and 132;
- L141. Thence along said dividing line for 1165 feet, more or less, to the True Point of Beginning.

**Excepting there from the above-described boundary:**

- A) Harold G. Sexton and Betty L. Sexton as described in Deed Drawer 29, Instrument 7582;
- B) Loren A. Christman, Mark S. Christman and Kevin A. Christman as described in Deed Drawer 29, Instrument 6674;
- C) Kevin A. Christman and Christine A. Christman as described in Deed Drawer 23, Instrument 6250;

Items A, B and C have been excepted out of the City of Charlestown boundary by order of Clark Superior Court Number 2, Cause Number 10D02-0304-PL-067.



**CORPORATE BOUNDARY OF THE  
CITY OF CHARLESTOWN, INDIANA  
EXHIBIT B**

ASSETS, VIGOR & LANE, INC.  
CORPORATE BOUNDARY  
1200 WEST 10TH STREET  
CLARETOWN, INDIANA 47020  
(317) 396-0240



NO.	DESCRIPTION	DATE
1	ASSETS, VIGOR & LANE, INC.	11/15/11
2	ASSETS, VIGOR & LANE, INC.	11/15/11
3	ASSETS, VIGOR & LANE, INC.	11/15/11
4	ASSETS, VIGOR & LANE, INC.	11/15/11
5	ASSETS, VIGOR & LANE, INC.	11/15/11
6	ASSETS, VIGOR & LANE, INC.	11/15/11