



**APPLICATION FOR REZONING PETITION - CITY OF TERRE HAUTE**

**SPECIAL ORDINANCE NO. 09 - 2020**

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COMMON ADDRESS OF LOTS TO BE REZONED:

Part of 801 North 25th Street, Terre Haute, IN, being the eastern most 1.5 acres of Parcel No. 84-06-23-226-003.000-002 (see attached legal description and survey)

Parcel Number: 84-06-23-226-003.000-002

Current Zoning: M-2 Heavy Industry District

Requested Zoning: R-3 General Residence District

Proposed Use: Approximately 50 units of multi-family housing and a Day Center

Name of Owner: City of Terre Haute Department of Redevelopment

Address of Owner: 17 Harding Avenue, Terre Haute, IN 47807

Phone Number of Owner: (812) 232-0018

Attorney Representing Owner (if any): Jeffrey A. Lewellyn

Address of Attorney: 333 Ohio Street, Terre Haute, IN 47807

Phone Number of Attorney: (812) 232-4311

For Information Contact: Jeffrey A. Lewellyn

Council Sponsor: Cheryl Loudermilk

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**\*COPY OF SITE PLAN MUST ACCOMPANY THIS APPLICATION**

FILED

JUL 07 2020

CITY CLERK

SPECIAL ORDINANCE FOR A REZONING  
SPECIAL ORDINANCE NO. 09 - 2020  
COMMON COUNCIL OF THE CITY OF TERRE HAUTE, STATE OF INDIANA

An Ordinance Amending Chapter 10, Article 2, of the Municipal Code, designated as "Comprehensive Zoning Ordinance for Terre Haute, Indiana".

SECTION I. BE IT ORDAINED by the Common Council of the City of Terre Haute, Indiana, That Chapter 10, Article 2 of the City Code of Terre Haute, designated as "Comprehensive Zoning Ordinance for Terre Haute, Indiana" and Division 4, Section 10.121 thereof, District Maps, be, and the same is hereby amended to include as follows:

"That the following described real estate situated in the City of Terre Haute, County of Vigo, State of Indiana, to wit:

A part of the land in the name of the City of Terre Haute Department of Redevelopment (Instrument No. 20010110 [indexed under 200100110] records of the office of the Vigo County Recorder) being in the Northeast Quarter of Section 23, Township 12 North, Range 9 West of the Second Principal Meridian, Harrison Township, City of Terre Haute, Vigo County, Indiana described on July 1, 2020 by Earl D. Spires Jr., Indiana Land Surveyor No. 29900015 and graphically shown on a Plat of Survey (Myers Engineering, Inc. Project No. TM20-234) as follows:

Commencing at an iron pin in a POT at the North Quarter Corner of said section; thence South 89 degrees 52 minutes 25 seconds East (the basis of bearings is the Indiana State Plane Coordinate System West Zone, Grid North) along the North line of the Northeast Quarter of said section a distance of 746.41 feet; thence South 00 degrees 08 minutes 04 seconds East a distance of 54.89 feet to a 5/8 inch rebar with a plastic cap stamped "SPIRES IN LS 29900015", hereinafter called a Spires Pin set on the South right of way of Locust Street being the Point of Beginning of this description; thence South 89 degrees 52 minutes 25 seconds East along said South right of way a distance of 320.82 feet to a an iron pin at the Northwest Corner of Lot 2 in the Elm Street 2 Lot Subdivision - Revised (Instrument No. 2015007533); thence South 00 degrees 08 minutes 04 seconds East along the West line of said Lot 2 a distance of 203.82 feet to a Spires Pin found at the Southwest Corner of said Lot 2 also being the North right of way of Elm Street; thence North 89 degrees 55 minutes 50 seconds West along said North line a distance of 320.82 feet to a Spires Pin set; thence North 00 degrees 08 minutes 04 seconds West parallel with the West line of said Lot 2 a distance of 204.13 feet to the Point of Beginning containing 1.50 acres, more or less.

Commonly known as: 801 North 25th Street, Terre Haute, IN.

be and the same is, hereby established as a **(R-3) General Residence District**, together with all rights and privileges that may inure to said real estate and owners thereof by virtue of the law in such cases provided, subject to all limitations and restrictions imposed thereon by deed or otherwise.”

SECTION II. WHEREAS, an emergency exists for the immediate taking effect of this Ordinance, the same shall be in full force and effect from and after its passage by the Common Council of Terre Haute, and its approval by the Mayor and publication as required by law.

Presented by Council Member: Cheryl Loudermilk  
Cheryl Loudermilk

Passed in Open Council this \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
George Azar, President  
Common Council of  
City of Terre Haute, Indiana

ATTEST:

\_\_\_\_\_  
Michelle Edwards, City Clerk

Presented by me to the Mayor of the City of Terre Haute this \_\_\_\_ day of \_\_\_\_\_,  
2020.

\_\_\_\_\_  
Michelle Edwards, City Clerk

Approved by me, the Mayor of the City of Terre Haute, this \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Duke Bennett, Mayor,  
City of Terre Haute, Indiana

ATTEST:

\_\_\_\_\_  
Michelle Edwards, City Clerk

*I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law.*

*Jeffrey A. Lewellyn*

This instrument prepared by: Jeffrey A. Lewellyn, Attorney, 333 Ohio Street, Terre Haute, IN 47807.

PETITION TO REZONE REAL PROPERTY

TO: THE PRESIDENT AND MEMBERS OF THE COMMON COUNCIL OF THE CITY OF TERRE HAUTE, INDIANA:

and THE PRESIDENT AND MEMBERS OF THE AREA PLAN COMMISSION OF VIGO COUNTY, INDIANA:

LADIES AND GENTLEMEN:

The undersigned, **Mental Health America of West Central Indiana, Inc.**, respectively submits this petition to rezone the following described real estate in the City of Terre Haute, County of Vigo, State of Indiana, to-wit:

A part of the land in the name of the City of Terre Haute Department of Redevelopment (Instrument No. 20010110 [indexed under 200100110] records of the office of the Vigo County Recorder) being in the Northeast Quarter of Section 23, Township 12 North, Range 9 West of the Second Principal Meridian, Harrison Township, City of Terre Haute, Vigo County, Indiana described on July 1, 2020 by Earl D. Spires Jr., Indiana Land Surveyor No. 29900015 and graphically shown on a Plat of Survey (Myers Engineering, Inc. Project No. TM20-234) as follows:

Commencing at an iron pin in a POT at the North Quarter Corner of said section; thence South 89 degrees 52 minutes 25 seconds East (the basis of bearings is the Indiana State Plane Coordinate System West Zone, Grid North) along the North line of the Northeast Quarter of said section a distance of 746.41 feet; thence South 00 degrees 08 minutes 04 seconds East a distance of 54.89 feet to a 5/8 inch rebar with a plastic cap stamped "SPIRES IN LS 29900015", hereinafter called a Spires Pin set on the South right of way of Locust Street being the Point of Beginning of this description; thence South 89 degrees 52 minutes 25 seconds East along said South right of way a distance of 320.82 feet to a an iron pin at the Northwest Corner of Lot 2 in the Elm Street 2 Lot Subdivision - Revised (Instrument No. 2015007533); thence South 00 degrees 08 minutes 04 seconds East along the West line of said Lot 2 a distance of 203.82 feet to a Spires Pin found at the Southwest Corner of said Lot 2 also being the North right of way of Elm Street; thence North 89 degrees 55 minutes 50 seconds West along said North line a distance of 320.82 feet to a Spires Pin set; thence North 00 degrees 08 minutes 04 seconds West parallel with the West line of said Lot 2 a distance of 204.13 feet to the Point of Beginning containing 1.50 acres, more or less.

Commonly known as: 801 North 25th Street, Terre Haute, IN.

Your Petitioner is informed and believes that in accordance with Chapter 10, Article 2, of the Municipal Code, designated as "Comprehensive Zoning Ordinance for Terre Haute, Indiana" the above described real estate is now zoned as M-2 Heavy Industry District.

Your Petitioner would respectively state that the real property at issue is currently unimproved land and subject to environmental cleanup restrictions. Petitioner intends to develop the land for construction of a multi-family structure consisting of 50 one-bedroom apartments in conjunction with a ground level Day Center to offer use and support to members of the community who may be homeless or otherwise lacking such essential care and living facilities.

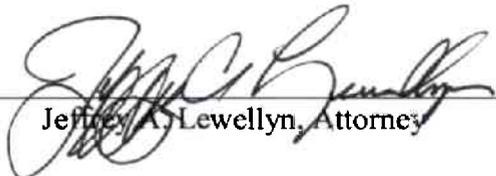
Your Petitioner requests that the real estate described herein shall be zoned as a **(R-3) General Residence District**. Your Petitioner would allege that this change in zoning and use would not alter the general characteristics of this neighborhood.

Your Petitioner would respectively show the proposed change would not be detrimental to the public welfare or injurious to the property or improvements in the neighborhood.

WHEREFORE, your Petitioner respectfully requests that the Area Plan Commission of Vigo County and the Common Council of the City of Terre Haute, Indiana, favorably consider the passage of a Special Ordinance amending the Comprehensive Zoning Ordinance of the city of Terre Haute, Indiana, Chapter 10, Article 2, of the Municipal Code, designated as "Comprehensive Zoning Ordinance for Terre Haute, Indiana", and declaring the above-described real estate to be part of the **(R-3) General Residence District** of the City of Terre Haute, Indiana, and entitled to the rights and benefits that may accrue to the subject real estate and the owners thereof by virtue of the new zoning designation subject to all limitations imposed by deed or otherwise.

IN WITNESS WHEREOF, this Petition has been duly executed on  
this 7<sup>th</sup> day of July, 2020.

**Mental Health America of West Central Indiana, Inc.**

By:   
Jeffrey A. Lewellyn, Attorney

Petitioner:

**Mental Health America of West Central Indiana, Inc.**

1460 Spruce St.  
Terre Haute, IN 47807

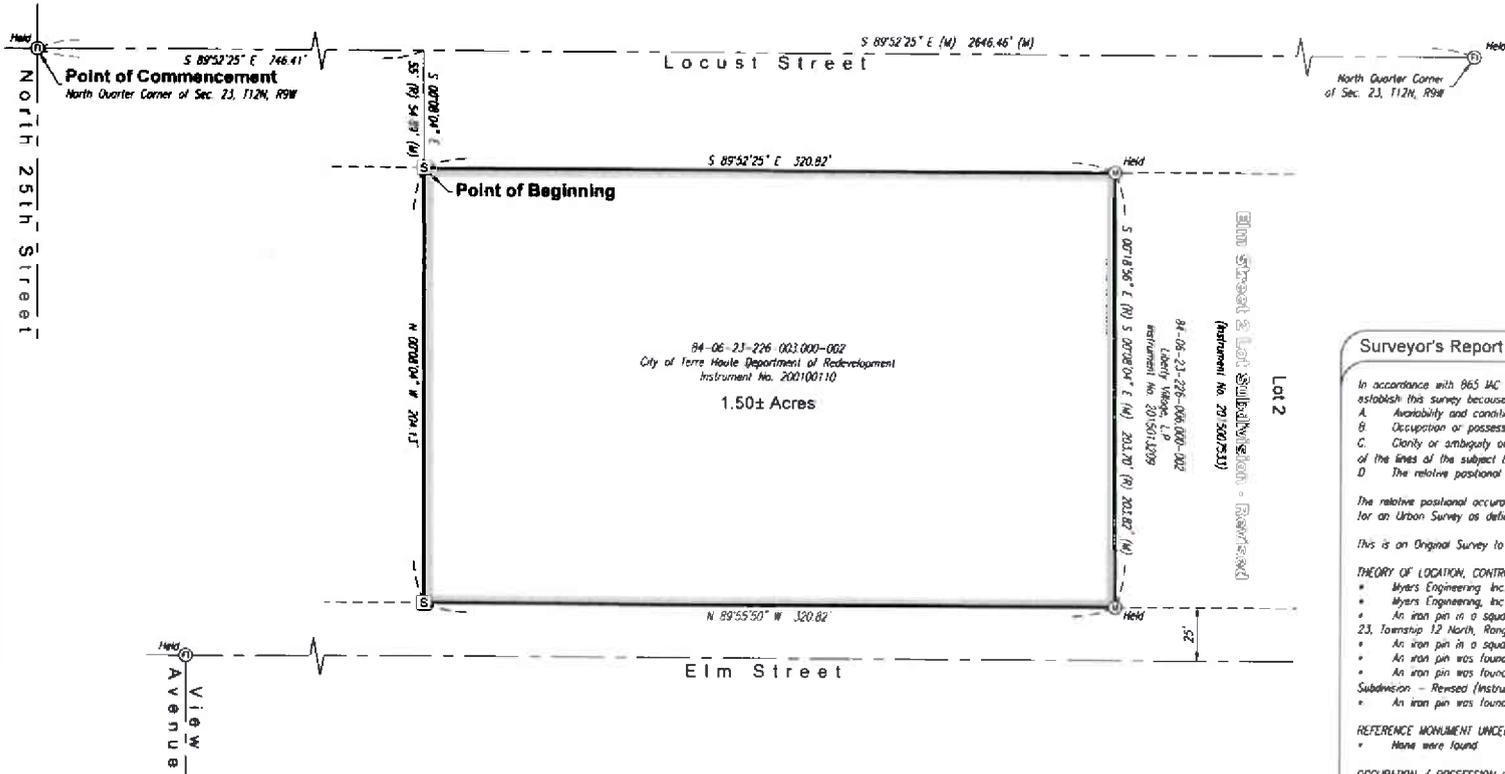
Prepared By:

Jeffrey A. Lewellyn, No. 15216-34  
ATTORNEY FOR PETITIONER  
Wilkinson Goeller Modesitt  
Wilkinson & Drummy, LLP  
333 Ohio Street  
Terre Haute, Indiana 47807  
Phone: (812) 232-4311

### New Boundary Description

A part of the land in the name of the City of Terre Haute Department of Redevelopment (Instrument No. 20010110 [indexed under 200100110] records of the office of the Vigo County Recorder) being in the Northeast Quarter of Section 23, Township 12 North, Range 9 West of the Second Principal Meridian, Harrison Township, City of Terre Haute, Vigo County, Indiana described on July 1, 2020 by Carl D. Spires Jr., Indiana Land Surveyor No. 29900015 and graphically shown on a Plat of Survey (Myers Engineering, Inc. Project No. TM20-234) as follows:

Commencing on an iron pin in a POT of the North Quarter Corner of said section; thence South 89 degrees 52 minutes 25 seconds East (the basis of bearings is the Indiana State Plane Coordinate System West Zone, Grid North) along the North line of the Northeast Quarter of said section a distance of 746.41 feet; thence South 00 degrees 08 minutes 04 seconds East a distance of 54.89 feet to a 5/8 inch rebar with a plastic cap stamped "SPIRES IN LS 29900015", hereinafter called a Spires Pin set on the South right of way of Locust Street being the Point of Beginning of this description; thence South 89 degrees 52 minutes 25 seconds East along said South right of way a distance of 320.82 feet to an iron pin on the Northeast Corner of Lot 2 in the Elm Street 2 Lot Subdivision - Revised (Instrument No. 2015007533); thence South 00 degrees 08 minutes 04 seconds East along the West line of said Lot 2 a distance of 203.82 feet to a Spires Pin found at the Southwest Corner of said Lot 2 also being the North right of way of Elm Street; thence North 89 degrees 55 minutes 50 seconds West along said North line a distance of 320.82 feet to a Spires Pin set; thence North 00 degrees 08 minutes 04 seconds West parallel with the West line of said Lot 2 a distance of 204.13 feet to the Point of Beginning containing 1.50 acres, more or less.



84-06-23-226 003.000-002  
City of Terre Haute Department of Redevelopment  
Instrument No. 200100110  
**1.50± Acres**

Elm Street 2 Lot Subdivision - Revised  
(Instrument No. 2015007533)  
84-06-23-226-006.000-002  
Liberty Village, L.P.  
Instrument No. 2015011079

### Surveyor's Report

In accordance with 865 IAC 1-12, the following information is presented concerning evidence used to establish this survey because of the following:

- Availability and condition of reference monuments.
- Occupation or possession lines.
- Clarity or ambiguity of the record description used and of adjoining descriptions and the relationship of the lines of the subject tract with the adjoining lines.
- The relative positional accuracy of the measurements.

The relative positional accuracy of the lines and corners established on this survey is within the specifications for an Urban Survey as defined in 865 IAC 1-12.

This is an Original Survey to establish the property described hereon.

#### THEORY OF LOCATION, CONTROLLING ELEMENTS OF SURVEY:

- Myers Engineering, Inc. Project No. TM01-194 plot and monuments were used for this project.
- Myers Engineering, Inc. Project No. TM14-183A plot and monuments were used for this project.
- An iron pin in a square POT was found and held as monumenting the North Quarter Corner of Section 23, Township 12 North, Range 9 West.
- An iron pin in a square POT was found and held as monumenting the Northeast Corner of Section 23.
- An iron pin was found at the intersection of Elm Street with View Avenue.
- An iron pin was found and held as monumenting the Northwest Corner of Lot 2 in Elm Street 2 Lot Subdivision - Revised (Instrument No. 2015007533).
- An iron pin was found and held as monumenting the Southwest Corner of said Lot 2.

#### REFERENCE MONUMENT UNCERTAINTIES:

- None were found.

#### OCCUPATION / POSSESSION LINE UNCERTAINTIES:

- None were found.

#### REFERENCE DOCUMENT UNCERTAINTIES:

- None were found.

Basis of bearings is the Indiana State Plane Coordinate System West Zone, Grid North. Evidence of easements has not been located in the field and is not shown on this survey plot. There may be unwritten rights associated with this survey. This certification does not take into consideration additional facts that an accurate and correct title search and/or examination might disclose. I affirm, under penalties for perjury, that I have taken reasonable care to reduce each Social Security number in this document, unless required by law.

### Legend

- ⊙ = Found Iron Pin
- ⊕ = 5/8" Rebar with Plastic Cap Stamped "MYERS IN LS 9400006"
- ⊓ = Set 5/8" Rebar with Plastic Cap Stamped "SPIRES IN LS 29900015"
- (M) = Measured Distance
- (R) = Record Distance

Plat of Survey

Liberty Village Phase 2

Project Number: TM20-234  
Date: 7/1/2020  
Drawn By: EDS  
Checked By: CLT  
Approved By: EDS  
Scale: 1"=40'  
File Name: TM20-234.dwg  
Drawing Name: Plat of Survey



Field Work Completed 6/25/2020

Client: Mental Health Association of Vigo County Indiana

Sheet No. 1 of 1

Record Owner: City of Terre Haute Department of Redevelopment

No.	Date	Revisions	By	Checked

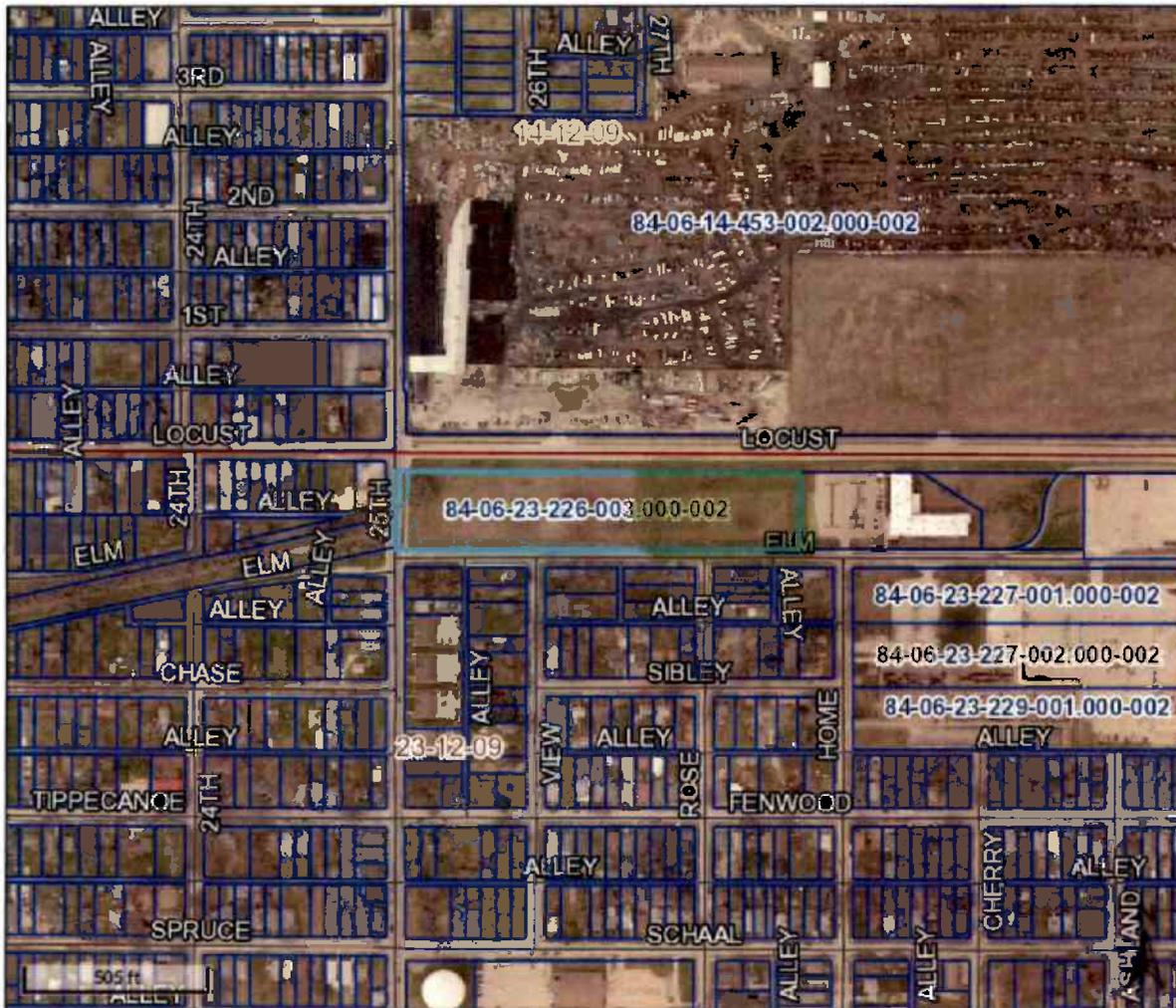
Section 23, Township 12 North, Range 9 West of the Second Principal Meridian, Harrison Township, City of Terre Haute, Vigo County, Indiana

Street Address  
801 North 25th Street

Myers Engineering, Inc.  
525 West Honey Creek Drive  
Terre Haute, Indiana 47602  
Phone: (812) 238-3731  
Fax: (812) 235-1353  
Copyright © 2020  
N/A/MyersEngineering.com

SEAL AND SEALED HARD COPY IS THE REQUIREMENT OF SERVICE. THIS DRAWING MAY NOT BE REPRODUCED WITHOUT THE WRITTEN PERMISSION OF MYERS ENGINEERING, INC.

# Beacon™ Vigo County, IN / City of Terre Haute



## Overview



## Legend

- Corporate Limits
- Political Township
- Sections
- Blocks
- Parcels
- Road Centerlines
- 2020 Sales

<b>Parcel ID</b>	84-06-23-226-003.000-002	<b>Alternate ID</b>	118-06-23-226-003	<b>Owner Address</b>	TERRE HAUTE CITY OF DEPARTMENT OF REDEVELOPMENT 17 HARDING AVE TERRE HAUTE, IN 47807
<b>Sec/Twp/Rng</b>	23	<b>Class</b>	Exempt:		
<b>Property Address</b>	801 N 25TH ST TERRE HAUTE	<b>Acreage</b>	Municipality		
<b>Neighborhood</b>	118324 - HARRISON				
<b>District</b>	002 HARRISON				
<b>Brief Tax Description</b>	N SIDE NW NE 20010110 23-12-9 5.06 AC <i>(Note: Not to be used on legal documents)</i>				

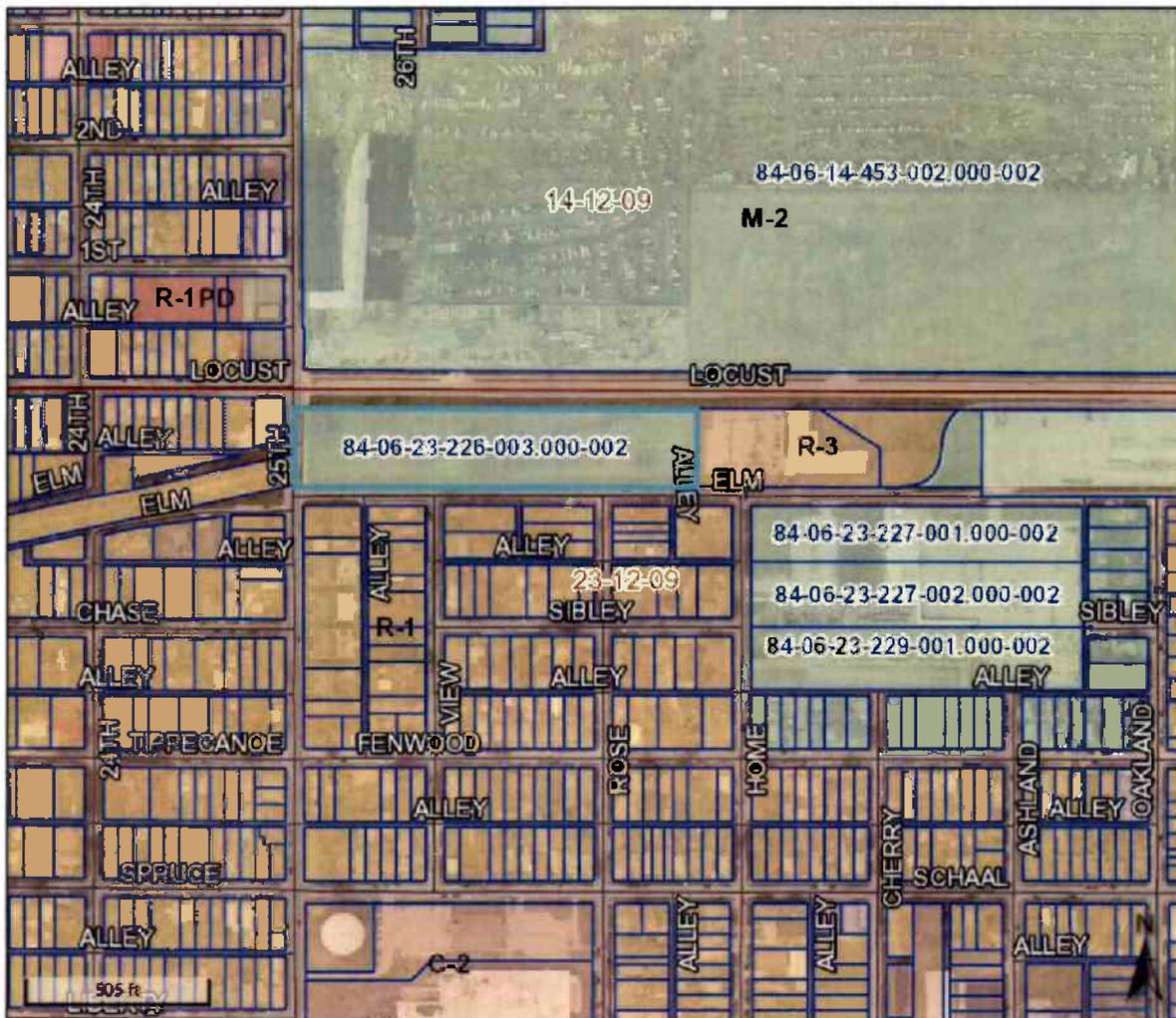
Date created: 7/6/2020

Last Data Uploaded: 7/4/2020 8:30:06 PM

Developed by Schneider  
GEOSPATIAL



# Beacon™ Vigo County, IN / City of Terre Haute



## Overview



## Legend

- Corporate Limits
- Political Township
- Sections
- Blocks
- Parcels
- Road Centerlines

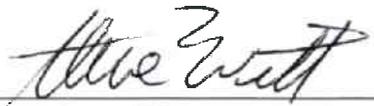
## Current Zoning Classifications

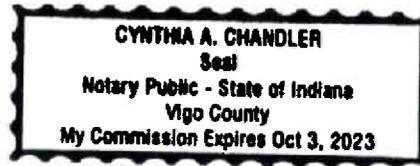
- A-1
- A-1MO
- A-1NR
- C-1
- C-1PD
- C-2
- C-2PD
- C-2SU
- C-3
- C-3NR
- C-3PD
- C-3SU
- C-4
- C-5
- C-6
- C-6PD
- C-6SU
- C-7
- C-7NR
- C-8
- C-8PD
- C-9
- C3PUD
- M-0
- M-1
- M-1PD
- M-2
- M-2NR
- M-2PD
- M-O

**AFFIDAVIT OF OWNERSHIP AND CONSENT**

COMES NOW Affiant, Steve Witt, Executive Director, for **City of Terre Haute, Department of Redevelopment**, (the "Department") and affirms under penalty of law that the Department is the owner of record of the property located at **801 North 25th Street, Terre Haute, IN, Parcel No. 84-06-23-226-003.000-002**, for which a subdivision and rezoning is requested. Attached hereto is a copy of the deed evidencing the Department's ownership. The Department is seeking to rezone the subject property from its current zoning of (M-2) Heavy Industry to **(R-3) General Residence District** to allow for the future construction of a multi-family project development.

I affirm under penalty of perjury, that the foregoing representations are true.

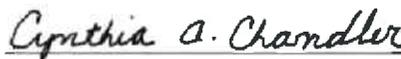
  
\_\_\_\_\_  
Steve Witt



STATE OF INDIANA        )  
                                      :SS  
COUNTY OF VIGO        )

Personally appeared before me, a Notary Public in and for said County and State, **Steve Witt**, who acknowledged the execution of the above and foregoing Affidavit of Ownership and Consent, after being duly sworn upon his oath and after having read this Affidavit.

WITNESS my hand and Notarial Seal this 7th day of July, 2020.

  
\_\_\_\_\_

My commission expires:  
10-03-2023

Cynthia A. Chandler, Notary Public  
Resident of Vigo County, Indiana

JCM Date 01/02/2001 Time 09:45:28  
Mitchell Neuton  
Vigo County Recorder  
Filing Fee: 22.00  
1 20010118 Page 1 of 5

DULY ENTERED FOR TAXATION  
Subject to final acceptance for transfer

JAN 02 2001

*[Signature]*  
VIGO COUNTY AUDITOR

CORPORATE WARRANTY DEED

THIS INDENTURE WITNESSETH, that K.C. Properties Inc., ("Grantor"), a body corporate, duly incorporated and doing business under the laws of the State of Indiana, acting by and through Karen Curry, its president, of the County of Vigo, State of Indiana, hereunto authorized by a resolution of the Board of Directors of said corporation, as evidenced by a certified copy of such resolution hereto attached, marked "Exhibit A" and made a part hereof, for the sum of One Dollar (\$1.00) and other good and valuable consideration in hand paid, hereby CONVEYS AND WARRANTS to City of Terre Haute Department of Redevelopment, ("Grantee"), of Vigo County, in the State of Indiana, the following described real estate in Vigo County, in the State of Indiana:

SEE ATTACHED LEGAL DESCRIPTION

Subject to real estate taxes prorated to the date of closing, and all taxes thereafter which Grantee assumes and agrees to pay.

Grantor certifies that there is no gross income tax due as a result of this conveyance.

The undersigned persons executing this deed on behalf of said Grantor represent and certify that they are duly elected officers of Grantor and have been fully empowered, by proper resolution of the Board of Directors of Grantor to execute and deliver this deed; that the Grantor has full corporate capacity to convey the real estate described herein; and that all necessary corporate action for the making of such conveyance has been taken and done.

IN WITNESS WHEREOF, the said Grantor has caused this deed to be executed this 27 day of December, 2000.

K.C. PROPERTIES INC.

By *[Signature]*  
Printed: Karen Curry  
Title: President

Attest:  
*[Signature]*  
Printed: \_\_\_\_\_  
Title: Sec. 11

STATE OF INDIANA)  
  )SS:  
COUNTY OF VIGO )

Before me, a Notary Public in and for said County and State, personally appeared KARON CURRY and John Curry the President and Secretary respectively of K.C. Properties Inc., who acknowledged execution of the foregoing Deed for and on behalf of said Grantor and who having been duly sworn, stated that the representations therein contained are true.

Witness my hand and Notarial Seal this 29 day of December, 2000.

  
Printed: Rhonda Oldham  
Notary Public, residing in  
Vigo County, Indiana

My Commission Expires:  
3-29-08

Mail Tax statements to 301 City Hall Terre Haute, Ind  
47808

This instrument prepared by Rhonda Oldham, Attorney at Law, The Tudor House, 191 Harding Avenue, P.O. Box 410, Terre Haute, Indiana 47808-0410.

John Curry to City of Terre Haute.

Being a part of the Northeast Quarter of Section 23, and the Southeast Quarter of Section 14, Township 12 North, Range 9 West, of Harrison Township, Vigo County, Second Principal Meridian, Indiana; and more particularly described as follows:

Beginning at the Northwest corner of the Northeast Quarter of Section 23, Township 12 North, Range 9 West; thence S-00°18'56"-E (assumed bearing) along the West line of said Quarter 285.57 feet to the intersection of Elm Street and 25<sup>th</sup> Street; thence N-89°53'38"-E, along the centerline of Elm Street 1342.47 feet; thence N-77°42'26"-E 1332.95 feet to an iron pin at the Northeast corner of Section 23, (also being the intersection of Brown Avenue and Locust Avenue); thence N-00°08'22"-W, along the centerline of Brown Avenue 29.95 feet, thence S-89°03'46"-E, parallel with the centerline of Locust Avenue 30.00 feet; thence N-00°08'22"-W, along the East right of way line of Brown Avenue 1162.55 feet to the centerline of vacated Fourth Street; thence S-89°37'53"-W, along the centerline 150.00 feet; thence S-00°08'22"-W, parallel with the centerline of Brown Avenue 1141.08 feet to an iron pin 50.00 feet North of the South line of Section 14; thence S-89°59'05"-W, parallel with said South line 2110.78 feet; thence S-51°25'01"-W 80.20 feet to the South line of said Section 14; thence S-89°59'05"-W, along the said South line 352.81 feet to the point of beginning.

Containing 19.54 acres more or less.

less said exception;

Beginning at the intersection of the East right of way line of Brown Avenue with the South right of way line of the old Terre Haute, Brazil, and Eastern railroad; thence N-00°08'22"-W, along said East right of way line 102.40 feet to the North right of way line of the old Terre Haute, Brazil, and Eastern railroad; thence S-77°30'31"-W, along said North right of way line 153.55 feet, thence S-00°08'22"-E, parallel with the centerline of Brown Avenue 102.40 feet to said South right of way line; thence N-77°30'31"-E, along said South right of way line 153.55 feet to the point of beginning.

Containing 0.35 acres more or less.

Subject to an Ingress and Egress Easement for Adjoining Real Estate of John Curry

Being a Part of the Southeast Quarter of Section 14, Township 12 North, Range 9 West, Vigo County, Indiana described as follows:

Commencing at the Southeast corner of said Quarter Section, (also being the intersection of Brown Avenue and Locust Avenue); thence North 0 Degrees 08 Minutes 22 Seconds West, along and with the

centerline of platted Brown Avenue a distance of 29.95 feet to the POINT OF BEGINNING; thence South 89 Degrees 03 Minutes 46 Seconds East, parallel with the centerline of Locust Avenue, a distance of 30.00 feet to an iron pin on the East right-of-way line of platted Brown Avenue; thence North 0 Degrees 08 Minutes 22 Seconds West, along and with said right-of-way, a distance of 1622.55 feet to the centerline of vacated Fourth Avenue; thence South 89 Degrees 37 Minutes 53 Seconds West, along said centerline, a distance of 40.00 feet; thence South 0 Degrees 08 Minutes 22 Seconds East, parallel with the centerline of platted Brown Avenue, a distance of 1161.64 feet; thence South 89 Degrees 03 Minutes 46 Seconds East, a distance of 10.01 feet to the POINT OF BEGINNING, containing 1.07 acres more or less.

Parcel II

Being a part of the Southeast Quarter of Section 13, Township 12 North, Range 9 West, of the Second Principal Meridian, Harrison Township, and part of Section 18, Township 12 North, Range 8 West of the Second Principal Meridian of Lost Creek Township, Vigo County, Indiana, and more particularly described as follows:

Commencing at a point South 00 degrees 05 minutes 48 seconds East along the West Line of said Section 18, 765.47 feet from the Northwest Corner of the Southwest Quarter of Section 18, Township 12 North, Range 8 West, to the Point of Beginning (P.O.B.); thence running South 77 degrees 55 minutes 01 second West along the North Right-of-Way Line for the East Yard and the Old Philadelphia, Baltimore and Washington Railroad Company, 739.72 feet; thence continuing along said Right-of-Way South 73 degrees 45 minutes 55 seconds West, 116.72 feet thence continuing along said Right-of-Way South 69 degrees 34 minutes 43 seconds 1,062.48 feet; to a point on the East Right-of-Way Line of the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence South 00 degrees 00 minutes 01 seconds East, 28.79 feet, thence North 77 degrees 02 minutes 22 seconds East, 124.95 feet; thence South 01 degrees 21 minutes 05 seconds East, 61.45 feet; thence North 76 degrees 48 minutes 42 seconds East 1,992.87 feet; thence North 75 degrees 46 minutes 57 seconds East, 1,113.38 feet; thence North 13 degrees 11 minutes 18 seconds West, 41.00 feet; thence South 82 degrees 08 minutes 17 seconds West, 144.72 feet; thence South 86 degrees 17 minutes 02 seconds West 878.89 feet; thence South 82 degrees 06 minutes 05 seconds West, 102.65 feet; thence South 77 degrees 55 minutes 01 second West, 175.54 feet, to the Point of Beginning containing 12.79 acres, more or less.

Subject to easements, covenants, restrictions, leases and other matters of record affecting title to the subject real estate.

**Receipt**

The following was paid to the City of Terre Haute, Controller's Office.

Date: 07-07-2020

Name: Wilkinson, Heather, Madisett

Reason: Rezoning - Notice of Filing - \$25<sup>00</sup>  
Petition - \$20<sup>00</sup>

Mental Health Awareness (MHA) INC. - Ind. Co.

Cash: \_\_\_\_\_

Check: \$ 45<sup>00</sup>

Credit: \_\_\_\_\_

Total: \$ 45<sup>00</sup>

PAID  
JUL 07 2020  
CONTROLLER

Received By: Heather