



RESOLUTION NO. 2014-09

9/18/14/36 County

**JOINT RESOLUTION OF THE BROWN
COUNTY BOARD OF COMMISSIONERS AND
THE NASHVILLE TOWN COUNCIL
TRANSFERRING OWNERSHIP OF THE FOUR
CORNERS VILLAGE GREEN PROPERTY TO
THE TOWN OF NASHVILLE**

WHEREAS, the Four Corners Village Green Property (the "Property") is real property located in Nashville, Indiana, and which is currently owned by Brown County; and

WHEREAS, the Brown County Board of Commissioners ("Commissioners"), as the governing body of the Brown County government, have previously ordained that the Property is to be open to the public and available to be reserved on a limited basis for use by private and not-for-profit and/or tax-exempt entities consistent with its historical uses; and

WHEREAS, the Nashville Town Council ("Council"), as the governing body of the Nashville Town government has indicated a desire to take ownership of the Property; and

WHEREAS, the Commissioners and the Council have determined, after a period of public input, that transfer of the Property to the Town of Nashville would allow for a more organized and efficient use of the Property including its upkeep; and

WHEREAS, the Commissioners and the Council may utilize the provisions of I.C. 36-1-11-8, (the "Code Section") to exchange or transfer ownership in real property between governmental entities; and

WHEREAS, the Council has agreed to assume all responsibility that comes with ownership of the Property to include, but not limited to, maintenance, insurance, liability, and oversight of the Property as valuable consideration for receiving ownership of the same; and

WHEREAS, the Council has agreed to continue to make the Property available to the general public and allow it to be reserved on a limited basis for use by private and not-for-profit and/or tax-exempt entities consistent with its historical uses.

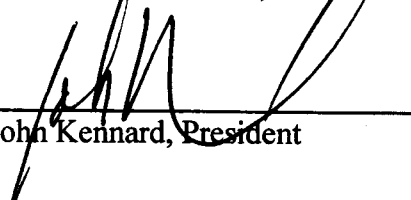
NOW, THEREFORE, BE IT RESOLVED by the BROWN COUNTY BOARD OF COMMISSIONERS and the NASHVILLE TOWN COUNCIL, as the governing bodies of the Brown County and Nashville governments, respectively, as follows:

1. The Commissioners hereby transfer all of the County's ownership, right, and interest in the Property to the Town.
2. The Council accepts ownership of the Property with all rights, responsibilities, liabilities, and obligations associated with ownership of the Property.
3. The ownership transfer shall be accomplished by quitclaim deed and be effective as of the date of this resolution.

4. The Commissioners and the Council agree that this transfer of ownership is conditioned upon the Town's continued adherence to the requirement that the Property be made available for use by the general public and for special events by private and not-for-profit entities consistent with its historical uses.
5. The property will never be sold or transferred except to another governmental entity subject to the same covenants and protections herein; and
6. No commercial development will take place on the Property, or any other addition, demolition, or modification that materially alters the physical characteristic or historical significance of the Property.
7. The Town will honor all present reservations on record with the County.

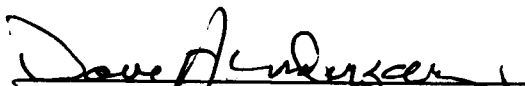
PASSED AND ADOPTED by the Board of Commissioners of Brown County and the Nashville Town Council this 18 day of SEPTEMBER, 2014.

**BOARD OF COMMISSIONERS,
BROWN COUNTY, INDIANA**



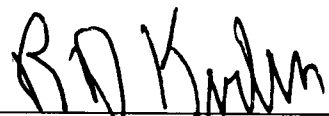
John Kennard, President

Joe Wray, Vice President

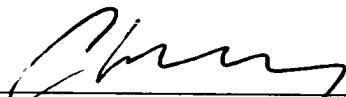


David Anderson, Commissioner


TOWN COUNCIL, NASHVILLE, INDIANA



Bob Kirlin, President



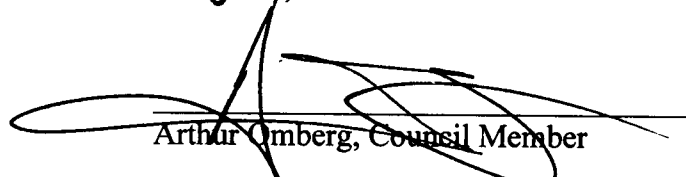
Charles "Buzz" King, Council Vice President



Sean Cassidy, Council Member



Jane Gore, Council Member



Arthur Omberg, Council Member

ATTEST:



Glenda Stogsdill, Auditor

2014002291 QCD \$0.00
09/19/2014 01:48:16P 5 PGS
Sandy Cain
Brown County Recorder IN
Recorded as Presented



QUITCLAIM DEED

THIS INDENTURE WITNESSETH, that THE BOARD OF COMMISSIONERS OF BROWN COUNTY, as the governing body for Brown County, Indiana ("Grantor"), BARGAINS, SELLS AND CONVEYS to the NASHVILLE TOWN COUNCIL as the governing body for the Town of Nashville, Indiana, for valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the real estate commonly known as the "Four Corners Village Green Property," which is more particularly described in Exhibit A attached hereto and incorporated herein by reference, and which was previously deeded to the Brown County Board of Commissioners by a deed which was recorded at Cabinet 1, Page 258A in the records of the Brown County Recorder, together with all improvements thereto.

IN WITNESS WHEREOF, the County has caused this Quitclaim Deed to be executed as of this 18 th day of September, 2014, which the Town has accepted.

IN WITNESS WHEREOF, Grantor has executed this Special Warranty Deed this 18 day of SEPTEMBER, 2014.

BROWN COUNTY, INDIANA

By: [Signature]
John Kennard, President
Board of County Commissioners

STATE OF INDIANA)
) SS:
COUNTY OF BROWN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared John Kennard, the President of the Board of Commissioners of Brown County who having been duly sworn upon his oath acknowledged the execution of the foregoing instrument for and on behalf of said entity.

Witness my hand and Notarial Seal this 18 day of September, 2014.

My Commission Expires: January 27, 2022
Laura Minett
Notary Public Residing in Brown County, Indiana

Laura Minett
(Printed Name)

DULY ENTERED
FOR TAXATION

SEP 19 2014

[Signature]
AUDITOR OF BROWN COUNTY

This instrument prepared by Christopher P. Jeter, Attorney-at-Law
Barnes & Thornburg, 11 South Meridian Street, Indianapolis, Indiana 46204

FILED
SEP 19 2014
ASSESSOR
BROWN CO.

EXHIBIT A - Legal Description

NORTHWEST CORNER DESCRIPTION:

PART OF THE ORIGINAL PLAT OF THE TOWN OF NASHVILLE, BROWN COUNTY, INDIANA, PER CERTIFIED COPY OF THE ORIGINAL PLAT THEREOF DATED APRIL 14th, 1916 IN PLAT CABINET 1, PAGE 258A IN THE OFFICE OF THE RECORDER OF BROWN COUNTY, INDIANA DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF IN-LOT NUMBER 116 IN THE ORIGINAL PLAT OF SAID TOWN OF NASHVILLE; THENCE SOUTH 89 DEGREES 50 MINUTES 00 SECONDS EAST 68.00 FEET TO THE SOUTHEAST CORNER OF IN-LOT NUMBER 115 IN THE ORIGINAL PLAT OF SAID TOWN OF NASHVILLE ON THE WEST RIGHT OF WAY OF JEFFERSON STREET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST ON AND ALONG SAID WEST RIGHT OF WAY 59.50 FEET TO THE INTERSECTION OF SAID WEST RIGHT OF WAY AND THE NORTH RIGHT OF WAY OF MAIN STREET; THENCE NORTH 89 DEGREES 50 MINUTES 00 SECONDS WEST WITH SAID NORTH RIGHT OF WAY 68.00 FEET TO THE SOUTHEAST CORNER OF SAID IN-LOT NUMBER 116; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 59.50 FEET TO THE BEGINNING, CONTAINING 0.093 ACRE MORE OR LESS.

SUBJECT TO ALL LEGAL RIGHTS OF WAY AND EASEMENTS EXISTING OR OF RECORD AFFECTING SAID REAL ESTATE.

NORTHEAST CORNER DESCRIPTION:

PART OF THE ORIGINAL PLAT OF THE TOWN OF NASHVILLE, BROWN COUNTY, INDIANA, PER CERTIFIED COPY OF THE ORIGINAL PLAT THEREOF DATED APRIL 14th 1916 IN PLAT CABINET 1, PAGE 258A IN THE OFFICE OF THE RECORDER OF BROWN COUNTY, INDIANA DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF IN-LOT NUMBER 109 IN THE ORIGINAL PLAT OF SAID TOWN OF NASHVILLE; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST 59.50 FEET TO THE NORTH RIGHT OF WAY OF MAIN STREET; THENCE NORTH 89 DEGREES 50 MINUTES 00 SECONDS WEST WITH SAID NORTH RIGHT OF WAY 68.00 FEET TO THE INTERSECTION OF SAID NORTH RIGHT OF WAY AND THE EAST RIGHT OF WAY OF JEFFERSON STREET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST WITH SAID EAST RIGHT OF WAY 59.50 FEET TO THE SOUTHWEST CORNER OF IN-LOT NUMBER 110 IN THE ORIGINAL PLAT OF SAID TOWN OF NASHVILLE; THENCE SOUTH 89 DEGREES 50 MINUTES 00 SECONDS EAST 68.00 FEET TO THE BEGINNING, CONTAINING 0.093 ACRE MORE OR LESS.

SUBJECT TO ALL LEGAL RIGHTS OF WAY AND EASEMENTS EXISTING OR OF RECORD AFFECTING SAID REAL ESTATE.

SOUTHEAST CORNER DESCRIPTION:

PART OF THE ORIGINAL PLAT OF THE TOWN OF NASHVILLE, BROWN COUNTY, INDIANA, PER CERTIFIED COPY OF THE ORIGINAL PLAT THEREOF DATED APRIL 14th 1916 IN PLAT CABINET 1, PAGE 258A IN THE OFFICE OF THE RECORDER OF BROWN COUNTY, INDIANA DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF IN-LOT NUMBER 108 IN THE ORIGINAL PLAT OF SAID TOWN OF NASHVILLE; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST 59.50 FEET TO THE SOUTHWEST CORNER OF SAID IN-LOT NUMBER 108; THENCE NORTH 89 DEGREES 50 MINUTES 00 SECONDS WEST 68.00 FEET TO THE NORTHWEST CORNER OF IN-LOT NUMBER 107 IN THE ORIGINAL PLAT OF SAID TOWN OF NASHVILLE ON THE EAST RIGHT OF WAY OF JEFFERSON STREET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST WITH SAID EAST RIGHT OF WAY 59.50 FEET TO THE INTERSECTION OF SAID EAST RIGHT OF WAY AND THE SOUTH RIGHT OF WAY OF MAIN STREET; THENCE SOUTH 89 DEGREES 50 MINUTES 00 SECONDS EAST WITH SAID SOUTH RIGHT OF WAY 68.00 FEET TO THE BEGINNING, CONTAINING 0.093 ACRE MORE OR LESS.

SUBJECT TO ALL LEGAL RIGHTS OF WAY AND EASEMENTS EXISTING OR OF RECORD AFFECTING SAID REAL ESTATE.

SOUTHWEST CORNER DESCRIPTION:

PART OF THE ORIGINAL PLAT OF THE TOWN OF NASHVILLE, BROWN COUNTY, INDIANA, PER CERTIFIED COPY OF THE ORIGINAL PLAT THEREOF DATED APRIL 14th 1916 IN PLAT CABINET 1, PAGE 258A IN THE OFFICE OF THE RECORDER OF BROWN COUNTY, INDIANA DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF IN-LOT NUMBER 117 IN THE ORIGINAL PLAT OF SAID TOWN OF NASHVILLE ON THE SOUTH RIGHT OF WAY OF MAIN STREET; THENCE SOUTH 89 DEGREES 50 MINUTES 00 SECONDS EAST WITH SAID SOUTH RIGHT OF WAY 68.00 FEET TO THE INTERSECTION OF SAID SOUTH RIGHT OF WAY AND THE WEST RIGHT OF WAY OF JEFFERSON STREET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST WITH SAID WEST RIGHT OF WAY 59.50 FEET TO THE NORTHEAST CORNER OF IN-LOT NUMBER 118 IN THE ORIGINAL PLAT OF SAID TOWN OF NASHVILLE; THENCE NORTH 89 DEGREES 50 MINUTES 00 SECONDS WEST 68.00 FEET TO THE SOUTHEAST CORNER OF SAID IN-LOT NUMBER 117; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 59.50 FEET TO THE BEGINNING, CONTAINING 0.093 ACRE MORE OR LESS.

SUBJECT TO ALL LEGAL RIGHTS OF WAY AND EASEMENTS EXISTING OR OF RECORD AFFECTING SAID REAL ESTATE.

Date: 9/18, 2014.

GRANTOR:

BROWN COUNTY, INDIANA

By: [Signature]
John Kennard, President
Board of County Commissioners

STATE OF INDIANA)
) SS:
COUNTY OF BROWN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared John Kennard, the President of the Board of Commissioners of Brown County who having been duly sworn upon his oath acknowledged the execution of the foregoing instrument for and on behalf of said entity.

Witness my hand and Notarial Seal this 18 day of September, 2014.

My Commission Expires:

January 27,
2022

[Signature]
Notary Public Residing in Brown County, Indiana

Laura Minett
(Printed Name)

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 (name)

[Signature]
attorney for town of Nashville

Date: _____, 2014.

GRANTEE:

TOWN OF NASHVILLE, INDIANA

By: _____
Robert Kirlin, President
Nashville Town Council

STATE OF INDIANA)
) SS:
COUNTY OF BROWN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Robert Kirlin, President of the Nashville Town Council, who having been duly sworn upon his oath acknowledged the execution of the foregoing instrument.

Witness my hand and Notarial Seal this ____ day of _____, 2014.

My Commission Expires:

Notary Public Residing in Brown County, Indiana

(Printed Name)