

**BOARD OF PUBLIC WORKS AND SAFETY  
Agenda Request Form**

(Form B-01-2012)

*Organizations and individuals are asked to submit a request form and supporting documents to be placed on the agenda. You will be contacted by the City confirming the date of the meeting in which your request will be heard. Please make sure that your contact information is accurate in case we need to get in touch with you. The Board of Works meets on the 1st and 3rd Monday of each month at 5:00 p.m. in City Hall located at 70 E. Monroe Street.*

<b>Date Submitted:</b>	June 2, 2021	<b>Meeting Date:</b>	June 7, 2021
<b>Contact Information:</b>			
<b>Requested by:</b>	Joanna Myers, Senior Planner		
<b>On Behalf of Organization or Individual:</b> Shelby Gravel, Inc.			
<b>Telephone:</b>	317-736-3631		
<b>Email address:</b>	jmyers@franklin.in.gov		
<b>Mailing Address:</b>	70 E. Monroe Street, Franklin, IN 46131		
<b>Describe Request:</b>			
Request approval and execution of Dedication of Right-of-Way for Graham Road from Shelby Gravel, Inc.			
<b>List Supporting Documentation Provided:</b>			
1. Dedication of right-of-way (original to be presented at meeting)			
2.			
<b>Who will present the request?</b>			
<b>Name:</b>	Joanna Myers	<b>Telephone:</b>	317-736-3631

*In order for an individual and/or agency to be considered for new business on the Board of Works agenda, this reservation form and supporting documents must be received in the Mayor's office no later than 4:00 p.m. on the Wednesday before the meeting.*

**DEDICATION OF PUBLIC RIGHT-OF-WAY**

The undersigned, Shelby Gravel, Inc. ("Grantor"), in exchange for valuable consideration, the receipt and legal sufficiency of which the Grantor acknowledges, grants, dedicates, and conveys to the City of Franklin, Indiana, and its successors and assigns ("Grantee"), a fee simple perpetual public right-of-way as specified in the Grant of Right-of-Way Description identified in the attached Exhibit "A", and which is schematically shown on the attached Exhibit "B", relative to real property commonly known as 1961 N. Graham Road, City of Franklin, Johnson County, Indiana, 46131.

See Instrument Number 2020001509 for reference.

The undersigned certifies and warrants that:

- 1) no Indiana gross income tax is due or payable by reason of this conveyance;
- 2) all conditions precedent to said dedication have been satisfied and/or waived;
- 3) the undersigned is the owner in fee simple of the above-referenced real property; and
- 4) authorized to execute this instrument on Grantor's behalf.

This Dedication of Public Right-of-Way is binding upon and inures to the benefit of the Grantor, its heirs, executors, administrators, personal representatives, successors and assigns, and Grantee and its successors and assigns, and constitutes a covenant running with the land.

IN WITNESS WHEREOF, the undersigned have set their hand(s), this 3<sup>rd</sup> day of May, 2021.

By: [Signature]  
Signed Name  
MATT HAEHL  
Printed Name  
PRESIDENT  
Title

**NOTARY ACKNOWLEDGEMENT**

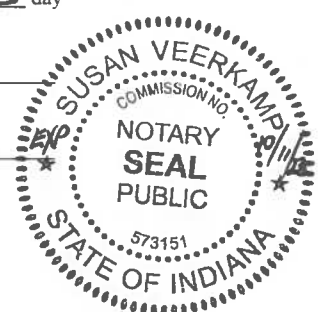
State of Indiana )  
County of Shelby ) SS:

Before me, a Notary Public for the County and State above-referenced, personally appeared MATT HAEHL and acknowledged the execution of this instrument this 3<sup>rd</sup> day of May, 2021.

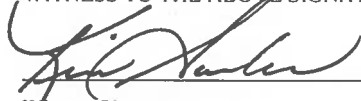
My commission expires: 10/11/23

My county of residence: Shelby

[Signature]  
Signed, Notary Public  
SUSAN VEERKAMP  
Printed, Notary Public



WITNESS TO THE ABOVE SIGNATURE:

  
\_\_\_\_\_  
Witness Signature  
Kim Sanders  
\_\_\_\_\_  
Witness Printed Name

**NOTARY ACKNOWLEDGEMENT**

State of Indiana )

SS:

County of \_\_\_\_\_ )

Before me, a Notary Public in and for said County and State, on the \_\_\_\_\_ day of \_\_\_\_\_, 2021, personally appeared the above named WITNESS to the foregoing instrument, who, being duly sworn by me, did depose and say that he/she knows \_\_\_\_\_ to be the individual described herein and who executed the foregoing instrument; that said witness was present and saw the said \_\_\_\_\_ execute the same; and that said WITNESS at the same time subscribed his/her name as a witness thereto.

My commission expires: \_\_\_\_\_

\_\_\_\_\_  
Signed, Notary Public

My county of residence: \_\_\_\_\_

\_\_\_\_\_  
Printed, Notary Public

IN WITNESS WHEREOF, the GRANTEE has caused this instrument to be executed in its corporate capacity by its duly qualified and acting Board of Public Works and Safety, consisting of Steve Barnett, Mayor, Melissa L. Jones, Member, and Bob Swinehamer, Member, all of whom say that they are the duly qualified and acting members of the Board of Public Works and Safety of the City of Franklin, Indiana, and as such are empowered to accept the above and foregoing dedication.

Signed this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

CITY OF FRANKLIN, INDIANA  
BOARD OF PUBLIC WORKS AND  
SAFETY

\_\_\_\_\_  
Steve Barnett  
Mayor and Member

ATTEST:

\_\_\_\_\_  
Jayne Rhoades  
Clerk-Treasurer

\_\_\_\_\_  
Melissa L. Jones, Member

\_\_\_\_\_  
Bob Swinehamer, Member

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. Joanna M. Myers

Prepared by:  
Joanna M. Myers, Senior Planner  
City of Franklin  
Department of Planning & Engineering  
70 E. Monroe Street  
Franklin, IN 46131

# EXHIBIT "A"

## RIGHT-OF-WAY DEDICATION

PART OF THE NORTHEAST SECTION OF SECTION 11, TOWNSHIP 12 NORTH, RANGE 4 EAST IN JOHNSON COUNTY, INDIANA, DESCRIBED AS FOLLOWS:

A STRIP OF GROUND BEING THE EAST 10 FEET OF THE WEST 50 FEET OF THE FOLLOWING DESCRIBED TRACT OF LAND:

COMMENCING AT P.K NAIL MARKING THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER SECTION; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST (ASSUMED BEARING) ALONG WEST LINE THEREOF A DISTANCE OF 368.65 FEET TO **POINT OF BEGINNING** AND A SOUTHWEST CORNER OF A 13.974 ACRE TRACT OF LAND DESCRIBED IN A DEED TO THE CITY OF FRANKLIN, INDIANA RECORDED IN BOOK 275, PAGE 611 IN THE OFFICE OF THE RECORDER OF JOHNSON COUNTY, INDIANA, THE FOLLOWING TWO COURSES BEING ALONG THE SOUTH LINE OF SAID TRACT; (1) NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST PERPENDICULAR TO THE WEST LINE OF SAID NORTHEAST QUARTER SECTION A DISTANCE OF 406.72 FEET TO THE POINT OF CURVATURE OF A CURVE HAVING A RADIUS OF 770.00 FEET, THE RADIUS POINT OF WHICH BEARS SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST; (2) THENCE SOUTHEASTERLY ALONG SAID CURVE AN ARC DISTANCE OF 13.28 FEET TO A  $\frac{3}{8}$  INCH REBAR WITH PLASTIC CAP, STAMPED SCHNEIDER FIRM #0001 (HEREAFTER REFERRED TO AS "REBAR"), SAID POINT BEARS NORTH 00 DEGREES 59 MINUTES 18 SECONDS EAST FROM SAID RADIUS POINT; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST PARALLEL WITH THE WEST LINE OF SAID NORTHEAST QUARTER SECTION A DISTANCE OF 1630.68 FEET TO THE CENTERLINE OF A 30 FOOT RAILROAD EASEMENT RECORDED IN BOOK 275, PAGE 839, THE FOLLOWING THREE COURSES BEING ALONG SAID EASEMENT CENTERLINE; (1) THENCE SOUTH 74 DEGREES 22 MINUTES 45 SECONDS WEST A DISTANCE OF 4.49 FEET TO A POINT ON A NON-TANGENT CURVE HAVING A RADIUS OF 607.04 FEET; THE RADIUS POINT OF WHICH BEARS NORTH 15 DEGREES 31 MINUTES 07 SECONDS WEST; (2) THENCE SOUTHWESTERLY ALONG SAID CURVE AN ARC DISTANCE OF 155.30 FEET TO A POINT WHICH BEARS SOUTH 00 DEGREES 51 MINUTES 38 SECONDS EAST FROM SAID RADIUS POINT; (3) THENCE SOUTH 89 DEGREES 07 MINUTES 38 SECONDS WEST A DISTANCE OF 262.41 FEET TO THE WEST LINE OF THE AFORESAID NORTHEAST QUARTER SECTION; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST ALONG SAID WEST LINE A DISTANCE OF 1658.06 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 15.93 ACRES, MORE OR LESS.

I, GEORGE W. CHARLES, II, A REGISTERED LAND SURVEYOR IN THE STATE OF INDIANA, DO HEREBY CERTIFY THAT THIS DESCRIPTION IS BASED ON INSTRUMENT NUMBER 2021001509, AS RECORDED IN THE OFFICE OF THE RECORDER OF JOHNSON COUNTY, INDIANA.



*G. W. Charles II*

GEORGE W. CHARLES, II  
INDIANA LAND SURVEYOR  
NO. LS 20800117

PREPARED BY:



COUNTY: JOHNSON  
SECTION: 11  
TOWNSHIP: 12 NORTH  
RANGE: 4 EAST

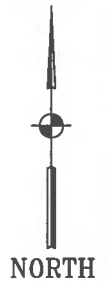
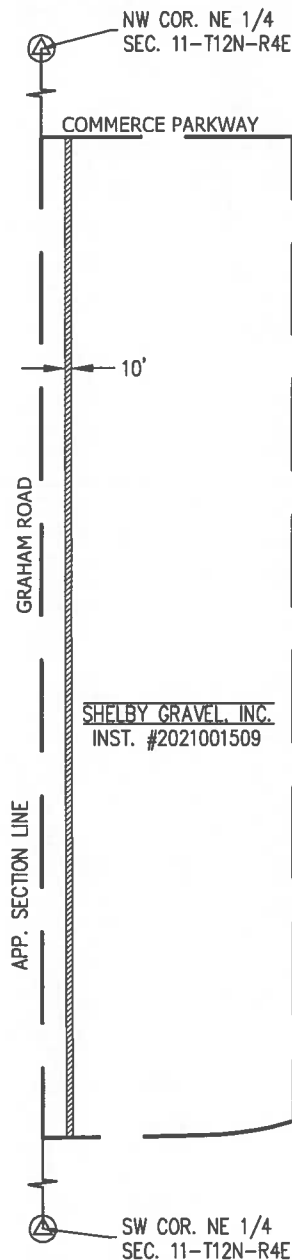
# EXHIBIT "B"

RIGHT-OF-WAY DEDICATION  
OWNER: SHELBY GRAVEL, INC.

DRAWN BY : KLF 4-28-21  
CHECKED BY : GWC  
300' 0 300' 600'  
SCALE: 1" = 300'



HATCHED AREA IS THE  
APPROXIMATE RIGHT-OF-WAY  
DEDICATION



NO FIELDWORK WAS PERFORMED AND THEREFORE, THIS DESCRIPTION IS SUBJECT TO ANY OVERLAPS, GAPS OR INCONSISTENCIES THAT A FIELD SURVEY MIGHT REVEAL. THIS PLOT IS BASED ON BOOK 327 PAGE 100, AS RECORDED IN THE OFFICE OF THE RECORDER OF HENDRICKS COUNTY, INDIANA. THE BASIS OF BEARING WAS TAKEN FROM A LOCATION CONTROL ROUTE SURVEY RECORDED AS INSTRUMENT NUMBER 200300049977 IN SAID RECORDER'S OFFICE.

*G. W. Charles II*

GEORGE W. CHARLES, II  
INDIANA LAND SURVEYOR  
NO. LS 20800117

04-28-21  
DATE

PREPARED BY:

