

RESOLUTION NO. BW-2014-1

**RESOLUTION AUTHORIZING
SALE OF SURPLUS REAL ESTATE**

WHEREAS, the City of West Lafayette Board of Public Works and Safety (“Disposing Agent”), on November 19, 2013, authorized the purchase of certain property from the State of Indiana located at SR 26 and Tapawingo Drive in West Lafayette, Indiana, which property is described as follows:

Land Description: (Part of Instrument No. 9702524)
Part of Lot 17 in Chauncey’s Plat of Bottom Lands in the City of West Lafayette, Indiana, the plat of which is recorded in Deed Record 48, Page 278 in the Office of the Recorder of Tippecanoe County, Indiana, said Lot 17 being located in a part of the Southwest Quarter of Section 20, Township 23 North, Range 4 West, Tippecanoe County, Indiana, more particularly described as follows:

Beginning at the Northeast corner of “Land Description-Tract 1” as shown on a Land Title Survey prepared by John E. Fisher & Associates, P.C., having Commission No. 91.59.9 and recorded under Instrument No. 200808021686 in the Office of the Recorder of said County, said point also being described as the intersection of the South line of Wood Street per said Chauncey’s Plat of Bottom Lands with the Southwesterly right-of-way line of State Road 26 (State Street) as per Quit Claim Deed to the State of Indiana recorded as Instrument No. 97-02524 in the Office of the Recorder of said County; THENCE South 87 degrees 38 minutes 22 seconds East (bearings recited herein are based on the aforementioned Fisher survey) 34.38 feet; THENCE South 26 degrees 52 minutes 21 seconds East 221.42 feet; THENCE Southwesterly 30.62 feet along an arc to the right having a radius of 860.33 feet and being subtended by a long chord having a bearing of South 51 degrees 34 minutes 10 seconds West and a length of 30.62 feet; THENCE North 26 degrees 52 minutes 21 seconds West 244.34 feet along the Southwesterly right-of-way line of State Road 26 (State Street) to the Point of Beginning and containing 0.160 acres, more or less.

And WHEREAS, the Board now makes the following findings:

1. The assessed and actual market value of the property is less than Six Thousand dollars (\$6000); and
2. The highest and best use of the property is sale to an abutting landowner; and
3. The future cost of maintaining the property equals or exceeds the estimated fair market value and the property is not needed now or in the future for City related purposes;

4. It is economically unjustifiable to sell the tract under Section 4 of the disposal chapter which involves extraneous and unnecessary procedural requirements inapplicable to this sale.

NOW THEREFORE, be it resolved by the disposing agent that a Notice pursuant to IC § 36-1-11-5 shall be published and mailed certified to all abutting landowners in substantially the form as attached as Exhibit “A” in order to effectuate the sale of property.

Dated: April 22, 2014

CITY OF WEST LAFAYETTE
BOARD OF PUBLIC WORKS AND SAFETY

John R. Dennis, Mayor

Sana G. Booker, Member

Shawn R. Little, Member

Bradley W. Marley, Member

Jonathan C. Speaker, Member

Attest:

Clerk-Treasurer Judith C. Rhodes

Exhibit A

NOTICE OF SALE OF REAL ESTATE

Notice is hereby given that starting on the date this Notice is first published, the West Lafayette Board of Public Works and Safety, as disposing agent, will consider offers on the following described real estate located at SR 26 and Tapawingo Drive in West Lafayette, Indiana:

Land Description: (Part of Instrument No. 9702524)

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The offering price for the real estate shall be the appraised value of the real estate plus all costs associated with the sale including appraisal fees; title insurance; recording fees and advertising costs. The offering price shall be at least \$6,085.00.

Please be advised the property may not be sold to a person who is ineligible under IC § 36-1-11-16. An offer to purchase submitted by a trust (as defined in IC § 30-4-1-1(a)) must identify each beneficiary of the trust and each settlor empowered to revoke or modify the trust.

Offers to purchase shall be considered if received on or before May 7, 2014 at 8:30 a.m. at the following address:

City of West Lafayette
Attn: Clerk- Treasurer Judith Rhodes
711 W. Navajo Street
West Lafayette, IN 47906

The real estate shall be sold as is and transfer shall be by Quitclaim Deed.

Judith C. Rhodes, Clerk-Treasurer
City of West Lafayette, Indiana

Publish: April 25 & May 2, 2014