

Subject to all highways, rights-of-way and easements of record pertaining to said property;

which is the real estate owned in fee simple by Robert P. Russell and Geraldine O. Russell, husband and wife, and which real estate is described in the petition of said parties for annexation, and which petition for annexation has been dedicated and acknowledged by the fee simple owners for residential purposes pursuant to Chart 1 of the Zoning Ordinance of the City of Lebanon, Boone County, Indiana, as to the above described real estate, and further providing that petitioners will install all the necessary water and sewage systems as to the above described real estate in accordance with the existing State Board of Health codes and the requirements of the Lebanon Utilities, and with all streets easements, sanitary sewers, storm sewers and other utilities to be constructed pursuant to regulations of the City of Lebanon, and the City of Lebanon Department.

That a survey of the tract to be annexed, containing 14.816 acres, more or less, has been made by P. E. Middleton Co., Inc. June 19, 1972, to be known as "Mar Lee Manor, 3rd Section"; that said tract is situated immediately north of Mar Lee Manor, 1st Section, and Mar Lee Manor, 2nd Section, and that the south boundary line of the aforesaid tract is contiguous with the north line of both Mar Lee Manor, 1st Section, and Mar Lee Manor, 2nd Section.

That said real estate as described aforesaid is hereby declared by action of the Common Council of the City of Lebanon, Indiana, to be annexed to and declared to be a part of said City of Lebanon, Boone County, Indiana.

BE IT FURTHER DECLARED by action of the Common Council of the City of Lebanon, Indiana, that the annexation, dedication and acknowledgment of said real estate with the uses, purposes, et cetera, pertaining to said tract as the same is heretofore described, as tendered by Robert P. Russell and Geraldine O. Russell, husband and wife, be declared as accepted; and now said real estate and dedication thereof for the uses and purposes set forth in the petition for annexation and dedication is hereby accepted and the same is hereby declared to be a part of the incorporated City of Lebanon, Boone County, Indiana, but subject to the following conditions:

1. The petitioners will install their own sewage and electrical systems in accordance with existing Indiana State Board of Health Code and any requirements of the Lebanon Utilities.

2. That the real estate herein annexed is hereby declared annexed for development of single family dwelling pursuant to Chart 1 of the Zoning Ordinance of the City of Lebanon, Indiana.

The aforesaid motion was seconded by Councilman James Zaharako.

The motion aforesaid as moved and seconded was passed by the Common Council of the City of Lebanon, Indiana on second reading this 11th day of September, 1972.

Robert M. Campbell, Mayor (signed)

Approved by me this 11th day of September, 1972.

Robert M. Campbell, Mayor (signed)

ATTEST:

Ann Garoffolo (signed)
Ann Garoffolo, Clerk-Treasurer
City of Lebanon, Indiana

We, the undersigned, being the Common Council of the City of Lebanon, Boone County, Indiana, do hereby approve the acceptance of Ordinance No. 72-9 and order the same recorded.

Dated this 21st day of September, 1972.

James Zaharako

Donald I. Wall

John D. Holloman

James Acton

John D. Isenhour