

SECTION 1. The territory described in this Section is hereby annexed into the City of Lebanon, Indiana, upon the terms and conditions contained herein and designated as general business use pursuant to Chart 7 of the Zoning Ordinance of the City of Lebanon, said property being located in Center Township, Boone County, Indiana, and described as follows:

(See Exhibits A and B attached hereto)

SECTION 2. Lloyd G. Smith, his successors or assigns intends to develop said real estate for general business use and in connection with said development agrees to extend the sanitary sewers and municipal water mains from their present termination point to said real estate, after which the same shall be dedicated to the City of Lebanon. It is agreed that the extension of water mains and the cost pursuant to Rule 24 of the Public Service Commission of Indiana.

It is further agreed that all construction shall conform to the Ten-State Code and the City of Lebanon reserves the right to inspect and approve all construction.

In connection with said development, Lloyd G. Smith, his successors or assigns covenants that there shall not be placed upon said real estate a mobile home park.

SECTION 3. The terms and conditions hereinabove set forth shall be binding upon the heirs, assigns or successors in interest of all parties effected by this Ordinance.

SECTION 4. All Ordinances or parts of Ordinances in conflict herewith are hereby amended accordingly.

SECTION 5. The provisions of this Ordinance are hereby declared severable. If any of the sections, provisions or phrases be held unconstitutional, the remainder of said Ordinance shall remain in full force and effect.

SECTION 6. This Ordinance shall become effective on the 18th day of December, 1972.

Passed by the Common Council and approved by me this 18th day of December, 1972.

Robert M. Campbell (signed)  
Robert M. Campbell, Mayor

ATTEST:

Ann Garoffolo (signed)  
Ann Garoffolo, Clerk-Treasurer

#### EXHIBIT A

##### TRACT I

THIS IS TO CERTIFY that the following is a true and correct description of the Plat on Page 1 of 2.

A part of the Northeast Quarter of Section 1 Township 18 North Range 1 West of the Second Principal Meridian, located in Center Township, Boone County, Indiana, and being more particularly described as follows, to-wit:

From the Southwest Corner of the Northeast Quarter of Section 1, Township and Range aforesaid, proceed North 1 degree 27 minutes 47 seconds East with the Quarter Section line as established for a distance of 634.50 feet for a point of beginning; thence South 89 degrees 41 minutes 49 seconds East with an existing fence line for a distance of 1330.97 feet; thence North 1 degree 29 minutes 30 seconds East with the Quarter-Quarter line for a distance of 325.03 feet to a Right-of-way marker; thence with the westerly Right-of-way line of an access road, North 52 degrees 23 minutes 27 seconds West for a distance of 446.09 feet; thence North 9 degrees 20 minutes 44 seconds West for a distance of 970.73 feet to the Quarter Section line as established; thence South 1 degree 27 minutes 47 seconds West for a distance of 601.39 feet to the point of beginning, containing 17.14 acres more or less. Subject, however, to all public highways, legal rights-of-way and easements of record.

NOTE: Bearings based on center line of I-65 between stations 22 + 29 and 22 + 30 an assumed bearing. Distances computed from electronic and 1 second angular measurements.

##### TRACT I

THIS IS TO CERTIFY that the following is a true and correct description of the Plat of Page 1 of 3:

A part of the Northeast Quarter of Section 1 Township 18 North Range 1 West of the Second Principal Meridian located in Center Township, Boone County, Indiana, and being more particularly described as follows, to-wit: