

# HW SITE AND SW LANDFILL

## VFC Batch Cover Sheet

Doc #

1. Batch #: \_\_\_\_\_

2. Batch Template: ☐ 1 Page Documents ☐ 2 Page Documents ☐ Free Form

☐ Color

☒ Black and White Only

3. Program and Document Type:

### HW Site

☐ Permit

☐ Authorization

☐ Field Inspections

☐ Reports

☐ Enforcement

☐ Correspondence

☐ Fee

☐ Monitoring

☐ Financial Assurance

### SW Landfill

☐ Permit

☐ Authorization

☐ Field Inspections

☒ Reports

☐ Enforcement

☐ Correspondence

☐ Fee

☐ Monitoring

☐ Financial Assurance

### Large Format

Drawing \_\_\_\_\_

Map \_\_\_\_\_

Photo \_\_\_\_\_

4. Document Date: 5-25-10

5. Number of Documents: ONE (1)

(If using Patch Separator sheet(s), indicate the number of documents separated by the Patch Separator sheet(s). If no separator sheets are used write the number 1 above)

6. Number of Images: 7

(Indicate the total number of images in this batch, EXCLUDING this page and EXCLUDING any Patch Separator sheets)

7. Sides:

☒ Simplex

☐ Duplex

8. Prep Initials dh

9. Scan Initials: dh

10. Scan Date: 7 - -10

☐ Return Originals

11.

☐ Current

☐ Back File

Rud, Jerry

Re: IC Registry  
Deed

From: Cheryl Walters [cwalters@speedwaypubsafety.org]  
Sent: Tuesday, May 25, 2010 3:12 PM  
To: Rud, Jerry  
Cc: Lawrence, Barbara  
Subject: In response to your letter to Norm Berry dated May 6, 2010  
Attachments: Speedway Landfill Boundary Description.pdf

FP# 49-04

Mr. Rud,

I spoke with your assistant and she gave me your email address to send the documents you requested in your letter dated May 6, 2010 to Norm Berry, Town of Speedway. Please let me know if you need anything further. Thanks so much!

**Cheryl Walters**

Assistant to Town Manager

Town of Speedway, Indiana

(317)246-4120

[cwalters@speedwaypubsafety.org](mailto:cwalters@speedwaypubsafety.org)

5/26/2010

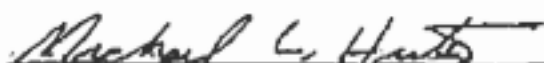
## LANDFILL COVER REHABILITATION BOUNDARY DESCRIPTION

A part of the Southwest Quarter of Section 5, Township 15 North, Range 3 East, Marion County, Indiana, described as follows:

Commencing at the Northeast corner of said Southwest Quarter Section; thence South 00 degrees 14 minutes 43 seconds East (all bearings recited in this description are referenced from Indiana State Plane Coordinates East Zone NAD 83, as established on the Northeast and Southeast corners of Section 5 Township 15 North, Range 3 East, by the Marion County Surveyor), along the East line of said Quarter Section 776.26 feet; thence South 89 degrees 45 minutes 17 seconds West 500.00 feet to the Point of Beginning of this description, said Point of Beginning being a 4 inch by 4 inch wood post projecting 5 feet above the ground (herein after referred to as "Post"); thence South 49 degrees 36 minutes 48 seconds East 365.43 feet to a Post; thence South 10 degrees 34 minutes 24 seconds East 245.15 feet to a Post; thence South 08 degrees 30 minutes 30 seconds East 427.95 feet to a Post; thence South 02 degrees 53 minutes 42 seconds East 364.56 feet to a Post; thence South 37 degrees 10 minutes 27 seconds West 175.87 feet to a Post; thence North 51 degrees 33 minutes 13 seconds West 351.91 feet to a Post; thence North 48 degrees 01 minutes 58 seconds East 376.13 feet to a Post; thence North 20 degrees 30 minutes 31 seconds West 235.58 feet to a Post; thence North 00 degrees 23 minutes 31 seconds East 672.63 feet to the South face of an existing sludge drying building; thence North 88 degrees 34 minutes 51 seconds East along the South face of said building 70.30 feet to the Southeast corner of said building; thence North 01 degrees 03 minutes 13 seconds East along the East face of said building 23.65 feet; thence North 86 degrees 36 minutes 28 seconds East 274.53 feet to the Point of Beginning. Containing 17.166 acres, more or less.



Certified this 7<sup>th</sup> day of December, 1999

  
Michael L. Huter, PLS

Professional Land Surveyor No. 9500007

State of Indiana



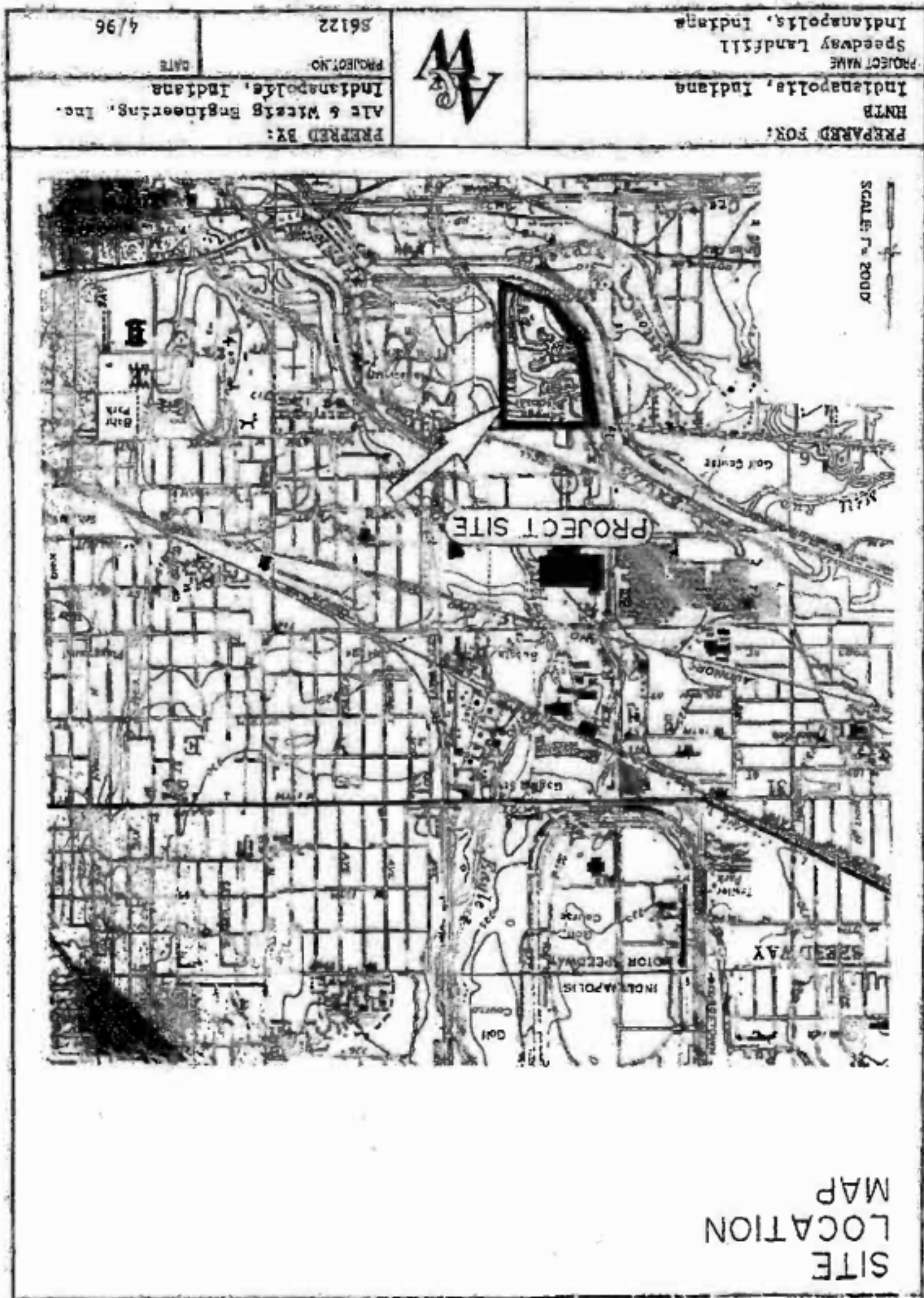
CERTIFICATION

The undersigned hereby certifies that a Revised Declaration of Notice, a copy of which is attached hereto, as required by 329 IAC 10-22-8, was recorded in the Office of the Recorder of Marion County, Indiana, on 12-17, 1999 as Instrument No. 1999-0237281

Dated: December 17, 1999

CIVIL TOWN OF SPEEDWAY, INDIANA

Shawn L. Zuhl  
Clerk-Treasurer



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SECOND AMENDED DECLARATION OF NOTICE

The Civil Town of Speedway, Indiana, a Civil Town established under the laws of the State of Indiana ("Declarant"), hereby makes the following Second Amended Declaration of Notice pursuant 329 IAC 10-22-8:

1. Subject Matter of Declaration. Declarant is the owner of the fee simple estate in certain property located in Marion County, Indiana, described in the attached Exhibit A, which is incorporated herein by reference (the "Property"). In accordance with Ind. Code § 32-5-2-2, the Property described herein was acquired by the Declarant by deed dated October 10, 1942, and recorded in the Office of the Recorder of Marion County, Indiana in Deed Book 1100, Page 328 as Instrument No. 40649-42 on the 15th day of October, 1942. Pursuant to 329 IAC 2-15-5, Declarant filed a Declaration of Notice executed on the 14th day of August, 1995 with the Office of the Recorder of Marion County, Indiana, Instrument No. 1995-0105032 on August 25, 1995. A Revised Declaration of Notice executed on April 12, 1999, corrected an improper property description that was attached to the August 24, 1995 Declaration of Notice and was recorded as Instrument No. 1999-0073065 on April 16, 1999. This Second Amended Declaration of Notice correctly identifies the size and boundaries of the solid waste land disposal facility that operated on the Property.
2. Notice of Solid Waste Activities. Pursuant to 329 IAC 10-22-8(b)(1), (2), and (3), notice is hereby given in perpetuity to any potential buyer of the Property that:
  - a. the Property has been used as a solid waste land disposal facility;
  - b. municipal solid waste has been disposed of on the Property;

12/17/99 01:46PM MARIA MARTIN MARION CITY RECORDER REM 36.00 PAGES: 5

Inst # 1999-0237281

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Clarence E. Depert known to me to be the President of the Speedway Town Council, who, having been duly sworn upon his/her oath, acknowledged the execution of the foregoing instrument for and on behalf of said Civil Town of Speedway, Indiana.

Witness my hand and Notarial Seal this 13<sup>th</sup> day of December, 1999.

Spide R. Ward  
Signature

LINDA L WARD  
Printed Name

NOTARY PUBLIC  
residing in Marion County  
Indiana

My Commission Expires:

10/23/06

&  
This instrument prepared by Guinn P. Doyle, Attorney at Law, 11 South Meridian Street, Indianapolis, Indiana 46204; 317/236-1313.