93-31721

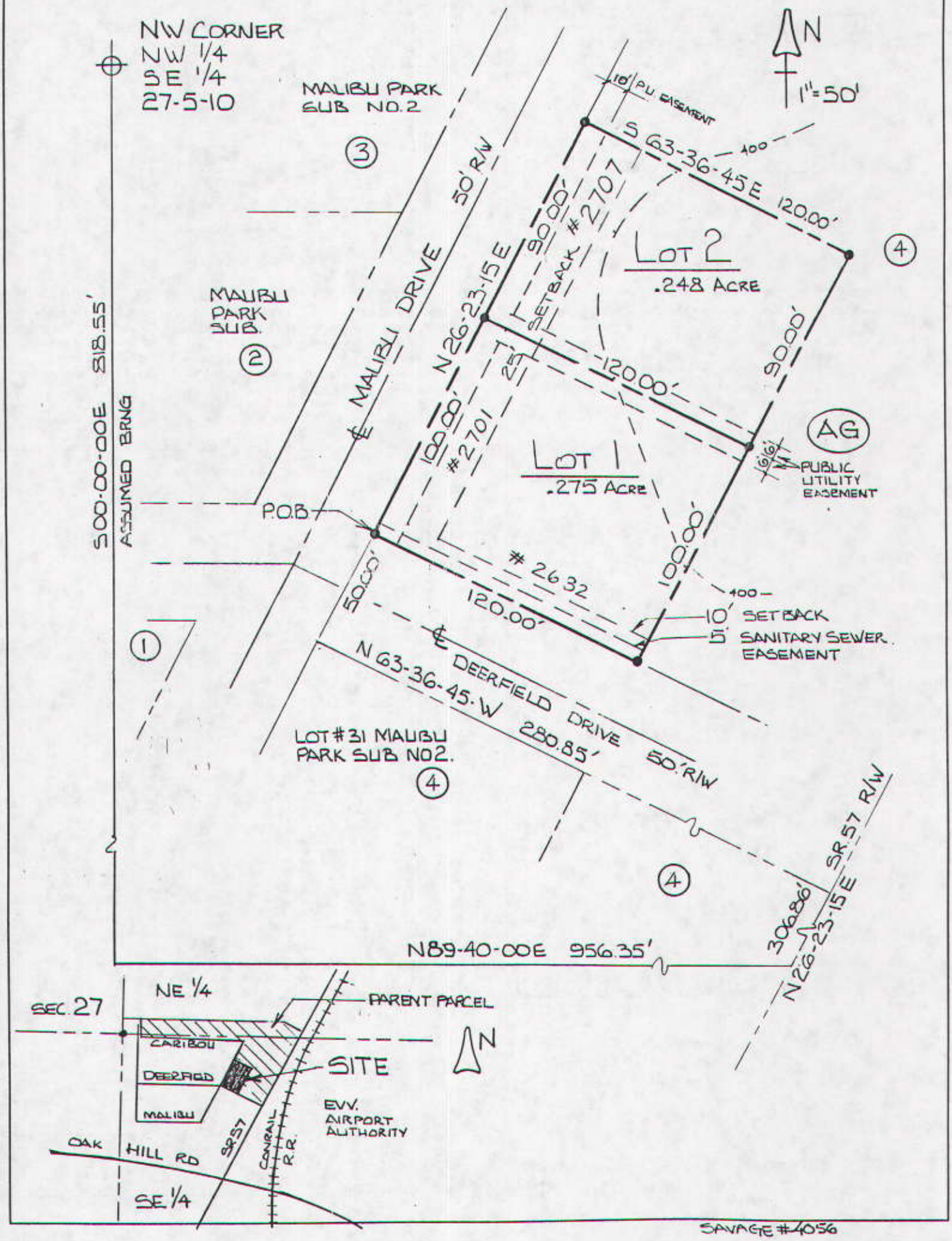
RECEIVED FOR RECORD
at 10:26 A M.
Nov. 16 1993
Plat Drawer MS
Card 186
BETTY J. HERMANN, RECORDER
VANDERBURGH COUNTY

MS-186

DULY ENTERED FOR TAXATION SUBJECT TO FINAL ACCEPTANCE FOR TRANSFER.
NOV 16 1993
AUDITOR

DO NOT WRITE IN SPACE ABOVE THIS LINE

MALIBU PARK No 3



SAVAGE #4056

SURVEYORS CERTIFICATE

I, DAVID L. SAVAGE PE LS, HEREBY CERTIFY THAT I AM A LAND SURVEYOR, LICENSED IN COMPLIANCE WITH THE LAWS OF THE STATE OF INDIANA, AND FURTHER CERTIFY THAT THIS PLAT CORRECTLY REPRESENTS A SURVEY COMPLETED BY ME, AND THAT ALL MONUMENTS SHOWN EXIST AT ALL LOCATIONS NOTED.

DATE 10/28/93

P.O.Box 15247
EVANSVILLE IN
47716-0247

DAVID L. SAVAGE REGISTERED NO. 870014 STATE OF INDIANA LAND SURVEYOR

OWNERS CERTIFICATE

WE, THE UNDERSIGNED OWNERS OF THE REAL ESTATE SHOWN AND DESCRIBED HEREON, LAY-OFF, PLAT AND SUBDIVIDE SAID REAL ESTATE, AS SHOWN, AND DESIGNATE IT AS MALIBU PARK No. 3

X
W. RUSSELL SEILER, ~~JR~~ SR.

DOLORES M. SEILER

Strips of ground, of the width shown on this plat and marked "Public Utility Easement", are hereby dedicated to public utilities for the installation, maintenance, operation, enlargement and repair of utility facilities, whether above ground or below ground, with the right to trim or remove, at the discretion of the public utility, trees, overhanging branches, bushes, underbrush and obstructions. No structures other than such utility facilities shall be located within said strips of land and any fence located within said strips of land is subject to removal by a public utility, without liability, in the use of said easements by said utility.	Strips of ground marked "Drainage Easement" are dedicated for surface water and/or subsurface water drainage; provided, however, that public utilities are hereby permitted to cross such Drainage Easements with public utility facilities; and provided that such facilities are not placed in such manner as to impede the flow of water and further provided that such drainage easements may be used for ingress and egress and temporary staging areas for work by public utilities. Individual lot owners shall not construct or place any obstruction within any public drainage easement which will interfere with the flow of surface water along drainage easements.

NOTARY CERTIFICATE

STATE OF INDIANA)
) ss:
COUNTY OF VANDERBURGH)

BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC FOR Vanderburgh COUNTY, STATE OF INDIANA PERSONALLY APPEARED THE ABOVE SIGNED OWNER OF THE REAL ESTATE SHOWN AND DESCRIBED HEREON AND ACKNOWLEDGE THE EXECUTION OF THE PLAT TO BE THEIR VOLUNTARY ACT AND DEED.

WITNESS MY HAND AND SEAL THIS 9th DAY OF November 1993.

MY COMMISSION EXPIRES: 06-24-97

NOTARY PUBLIC

RESIDENT OF Vanderburgh COUNTY

Margo V Edwards-Borre
PRINTED

NOTARY PUBLIC SEAL INDIANA

A.P.C. CERTIFICATE

UNDER THE AUTHORITY PROVIDED BY THE ACTS OF 1981, PUBLIC LAW NO. 309, AND ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF INDIANA, THIS PLAT HAS BEEN GIVEN PRIMARY APPROVAL BY THE AREA PLAN COMMISSION OF EVANSVILLE AND VANDERBURGH COUNTY ON Nov 16 1993.

AREA PLAN COMMISSION OF EVANSVILLE AND VANDERBURGH COUNTY OFFICIAL SEAL

PLAT RELEASE - NOVEMBER 16, 1993

PRESIDENT

EXECUTIVE DIRECTOR

AREA PLAN COMMISSION OFFICIAL FILM

MALIBU PARK NO.3
Boundary Description

A part of the Northwest Quarter of the Southeast Quarter of Section 27, Township 5 South, Range 10 West in Vanderburgh County, Indiana described as follows:

Commencing at the Northwest corner of said Quarter Quarter Section; thence South (assumed bearing) along the west line of said Quarter Quarter Section 818.55 feet; thence North 89-40-00 East 956.35 feet; thence North 26-23-15 East 306.86 feet; thence North 63-36-45 West 280.85 feet to the northwest corner of Lot #31 in Malibu Park Subdivision No.2 as per the plat thereof recorded in Plat Book "L," page 83 in the office of the Recorder of Vanderburgh County; thence North 26-23-15 East 50.00 feet to the true point of beginning, said point being the intersection of the easterly right of way line of Malibu Drive and the northerly right of way line of Deerfield Drive; thence continuing North 26-23-15 East along the southeast right-of-way line of Malibu Drive 190.00 feet; thence South 63-36-45 East 120.00 Feet; thence South 26-23-15 West 190.00 Feet to a point on the northeast right-of-way line of Deerfield Drive; thence North 63-36-45 West along said right-of-way line 120.00 feet to the true point of beginning, and containing 0.523 acre, more or less; subject to a 5 foot sanitary sewer easement along the southwesterly edge.

GENERAL NOTES

OWNERS: Russell & Dolores Seiler, 2530 Knob Hill Drive, Evansville, IN 47711.

RESTRICTIONS: Subdivision is subject to restrictions and conditions as recorded in the Miscellaneous Record Vol. — , page — in the office of the Recorder in Vanderburgh County, Indiana.

ZONING: The subject property is currently zoned AG as shown.

FLOOD PLANE DATA: Per F.I.R.M. Panel Number 180256 0025 C, dated August 5, 1991, all portions of the proposed subdivision are in Zone C, signifying "areas of minimal flooding."

UTILITIES: All utilities are available at the site.

TEMPORARY EROSION CONTROL: (During Con truction.) Slopes of 0% - 6% shall be mulched and seeded wit a cover crop, i.e. rye, red top, or wheat within forty-five (45) days of disturbance of soil and must remain in place until final grading and shaping. Slopes of more than 6% shall be mulched and seeded and shall have straw bales and/or erosion blankets in place within 5 days of soil disturbance and must remain until final grading and shaping.

CORNERS: All corners are marked as noted.

ADJACENT PROPERTY OWNERS:
1. Ms. Beverly Kay Harris, 2621 Deerfield Drive, Evansville, IN 47711
2. Mr. and Mrs. Roy R. Nall, 2630 Deerfield Drive, Evansville, IN 47710
3. Mr. and Mrs. Timothy S. Jones, 2641 Caribou Drive, Evansville, IN 47710
4. Mr. and Mrs. Russell Seiler, 2530 Knob Hill Drive, Evansville, IN, 47710

WD8\4056NOTE

DO NOT REMOVE CARBONS

Form Approved OMB No. 2120-0001

U.S. Department of Transportation
Federal Aviation Administration

NOTICE OF PROPOSED CONSTRUCTION OR ALTERATION

Aeronautical Study Number

1. Nature of Proposal

A. Type: [X] New Construction [ ] Alteration

B. Class: [X] Permanent [ ] Temporary (Duration _____ months)

C. Work Schedule Dates: Beginning _____ End _____

2. Complete Description of Structure

A. Include effective radiated power and assigned frequency of all existing, proposed or modified AM, FM, or TV broadcast stations utilizing this structure.

B. Include size and configuration of power transmission lines and their supporting towers in the vicinity of FAA facilities and public airports.

C. Include information showing site orientation, dimensions, and construction materials of the proposed structure.

MALIBU PARK SUBDIVISION No. 3.

SEE ATTACHED PLAT.

RECEIVED
NOV 10 1993
AREA PLAN COMMISSION

(if more space is required, continue on a separate sheet.)

3A. Name and address of individual, company, corporation, etc. proposing the construction or alteration. (Number, Street, City, State and Zip Code)

( ) _____
area code Telephone Number

RUSSELL & DOLORES SEILER
2530 KNOB HILL DRIVE
EVANSVILLE IN. 47711

B. Name, address and telephone number of proponent's representative if different than 3 above.

DAVID L. SAVAGE P.E. L.S.
D.L. SAVAGE ENGINEERING INC.
P.O. BOX 15247
EVANSVILLE IN 47716-0247 812/473-0130

4. Location of Structure

A. Coordinates (To nearest second)	B. Nearest City or Town, and State	C. Name of nearest airport, heliport, flightpark, or seaplane base	5. Height and Elevation (Complete to the nearest foot)	
	EVANSVILLE IN	EVANSVILLE REGIONAL AIRPORT	A. Elevation of site above mean sea level	403'
38° 03' 49" Latitude	(1) Distance to 4B 0.82 Miles	(1) Distance from structure to nearest point of nearest runway ~2700'	B. Height of Structure including all appurtenances and lighting (if any) above ground, or water if so situated	30'
87° 32' 40" Longitude	(2) Direction to 4B S.S.W	(2) Direction from structure to airport S.S.W	C. Overall height above mean sea level (A + B)	433'

D. Description of location of site with respect to highways, streets, airports, prominent terrain features, existing structures, etc. Attach a U.S. Geological Survey quadrangle map or equivalent showing the relationship of construction site to nearest airport(s). (if more space is required, continue on a separate sheet of paper and attach to this notice.)

SITE IS LOCATED AT THE N.E. CORNER OF MALIBU & DEERFIELD DRIVES; DEERFIELD DRIVE INTERSECTS S.R. 57 ~650' N.E. OF THE INTERSECTION OF SR57 & OAK HILL ROAD.

Notice is required by Part 77 of the Federal Aviation Regulations (14 C.F.R. Part 77) pursuant to Section 1101 of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1101). Persons who knowingly and willingly violate the Notice requirements of Part 77 are subject to a fine (criminal penalty) of not more than $500 for the first offense and not more than $2,000 for subsequent offenses, pursuant to Section 902(a) of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1472(a)).

I HEREBY CERTIFY that all of the above statements made by me are true, complete, and correct to the best of my knowledge. In addition, I agree to obstruction mark and/or light the structure in accordance with established marking & lighting standards if necessary.

Date	Typed Name/Title of Person Filing Notice	Signature
Nov 1. 1993	DAVID L. SAVAGE	David L. Savage

FOR FAA USE ONLY — *FAA will either return this form or issue a separate acknowledgement.*

The Proposal:

- [ ] Does not require a notice to FAA.
- [ ] Is not identified as an obstruction under any standard of FAR, Part 77, Subpart C, and would not be a hazard to air navigation.
- [ ] Is identified as an obstruction under the standards of FAR, Part 77, Subpart C, but would not be a hazard to air navigation.
- [ ] Should be obstruction [ ] marked, [ ] lighted per FAA Advisory Circular 70/7460-1, Chapter (s) _____
- [ ] Obstruction marking and lighting are not necessary.

Remarks:

Supplemental Notice of Construction FAA Form 7460-2 is required any time the project is abandoned, or

- [ ] At least 48 hours before the start of construction.
- [ ] Within five days after the construction reaches its greatest height.

This determination expires on _____ unless:

(a) extended, revised or terminated by the issuing office;
(b) the construction is subject to the licensing authority of the Federal Communications Commission and an application for a construction permit is made to the FCC on or before the above expiration date. In such case the determination expires on the date prescribed by the FCC for completion of construction, or on the date the FCC denies the application.

NOTE: Request for extension of the effective period of this determination must be postmarked or delivered to the issuing office at least 15 days prior to the expiration date.

If the structure is subject to the licensing authority of the FCC, a copy of this determination will be sent to that Agency.

Issued In	Signature	Date

FAA Form 7460-1 (8-85)

DO NOT REMOVE CARBONS

U.S. Department
of Transportation
**Federal Aviation
Administration**

Great Lakes Region
Illinois, Indiana, Michigan,
Minnesota, North Dakota,
Ohio, South Dakota,
Wisconsin

2300 East Devon Avenue
Des Plaines, Illinois 60018

December 22, 1993

Mr. David L. Savage P.E., L.S.
D.L. Savage Engineering Inc.
P.O. Box 15247
Evansville, IN 47716-0247

Dear Mr. Savage:

This is in reference to the proposal to construct the Malibu Park housing subdivision, in the vicinity of Evansville Regional Airport, Evansville, IN.

Aeronautical study number 93-AGL-3210-OE, resulted in the issuance of a Determination of No Hazard pertaining to the proposal's effect on aeronautical operations. However, it became apparent during the study that the project would be within an area where noise generated by aircraft operating at Evansville Regional Airport could present a problem. Therefore, we believe it is our responsibility to advise you of the potential problem at this time during the planning stage, so that adequate building plans could be developed to reduce the effect of the noise and prevent any future complaints by future tenants or customers directed against aviation or against the individual aircraft users at Evansville Regional Airport.

By advising you of the potential problem during your planning stage, we believe we have fulfilled our responsibility to you. Further, we believe that any action your part that would help to minimize the potential problem would be beneficial both to you and the public in general.

If you have any questions on this subject please contact our office at (708) 294-7478.

Sincerely,

Georgene A. McDonough

for Robert A. Frink
Manager, System Management Branch, AGL-530

FEDERAL AVIATION ADMINISTRATION
Great Lakes Region, AGL-530
2300 East Devon Avenue
Des Plaines, IL 60018

In Reply Refer To
AERONAUTICAL STUDY NO.
93-AGL-3210-OE

ACKNOWLEDGMENT OF NOTICE OF PROPOSED CONSTRUCTION OR ALTERATION

PROPONENT:
David L. Savage
Russell & Dolores Seiler
2530 Knob Hill Drive

Evansville, IN 47711

CONSTRUCTION LOCATION (NAD 83):
Evansville, IN

LATITUDE : 38- 3- 21.
LONGITUDE: 87-30- 56.

	AGL	AMSL
HEIGHT:	30. ft	433. ft

CONSTRUCTION PROPOSED: Malibu Park Subdivision for Houses, 190' x 120'.
FREQUENCY:
EFFECTIVE RADIATED POWER (ERP):

The Federal Aviation Administration acknowledges receipt of notice dated 11/01/93, concerning the proposed construction or alteration described above.

A study has been conducted under the provisions of Part 77 of the Federal Aviation Regulations to determine whether the proposed construction would be an obstruction to air navigation, whether it should be marked and lighted to enhance safety in air navigation, and whether supplemental notice of start and completion of construction is required to permit timely charting and notification to airmen. The findings of that study are as follows:

The proposed construction does not require notice to FAA.

If the structure is subject to the licensing authority of the FCC, a copy of this acknowledgement will be sent to that Agency.

>>>> NOTICE IS REQUIRED ANYTIME THE PROJECT IS ABANDONED OR THE PROPOSAL IS MODIFIED <<<<

Remarks:
NONE

Signed: Robert A. Frink
Manager, System Management Branch

Issued In: Des Plaines, Illinois
On: 12/22/93