NC

2003R-009870

BETTY NIEMEYER
WARRICK COUNTY RECORDER

RECORDED ON
06/13/2003 08:58:49AM
REC FEE: 0.00
PAGES: 4

STATE OF INDIANA )
) SS:
COUNTY OF WARRICK )

BEFORE THE BOARD OF COMMISSIONERS

OF WARRICK COUNTY, INDIANA

IN THE MATTER OF THE PETITION TO VACATE )
THE RIGHT-OF-WAY FOR EDWARD AVENUE IN )
ORCHARD HEIGHTS SUBDIVISION SECTION "A" )
IN WARRICK COUNTY, INDIANA )

P.F. 1
CARD 212
INST. 4339

ORDINANCE

~~VACATION~~ NO. 2003-12

AN ORDINANCE TO VACATE
THE RIGHT-OF-WAY FOR EDWARD AVENUE IN ORCHARD HEIGHTS SUBDIVISION SECTION "A" IN WARRICK COUNTY, INDIANA

Be it ordained by the Board of County Commissioners of Warrick County, Indiana as follows:

1. Pursuant to IC 36-7-3-12 & 16, a petition was presented to the Board of County Commissioners of Warrick County, Indiana, requesting that THE RIGHT-OF-WAY FOR EDWARD AVENUE IN ORCHARD HEIGHTS SUBDIVISION SECTION "A" IN WARRICK COUNTY, INDIANA be vacated.

2. That after due and proper notice, a public hearing was held by the Board of County Commissioners of Warrick County, Indiana, at which time all interested were permitted to address said Board.

3. That the Board of County Commissioners of Warrick County, Indiana after due investigation and consideration, have determined that THE RIGHT-OF-WAY FOR EDWARD AVENUE IN ORCHARD HEIGHTS SUBDIVISION SECTION "A" IN WARRICK COUNTY, INDIANA is no being used and is not necessary, nor required and that it is in the public's interest to vacate said THE RIGHT-OF-WAY FOR EDWARD AVENUE IN ORCHARD HEIGHTS SUBDIVISION SECTION "A" IN WARRICK COUNTY, INDIANA

4. The County Auditor shall furnish a copy of the ordinance to the County Recorder to record.

PASSED this 11th day of June, 2003.

BOARD OF COUNTY COMMISSIONERS OF
WARRICK COUNTY, INDIANA

By _____
Carl Conner-Commissioner

By _____
Don Williams-Commissioner

By _____
Phil Baxter - Commissioner

Richard D. Kiymiller
~~Secretary~~ Auditor

LEGAL DESCRIPTION OF THE RIGHT-OF-WAY OF EDWARD AVENUE TO BE VACATE BETWEEN LOTS 8 AND 9 IN ORCHARD HEIGHTS SUBDIVISION SECTION "A" AS RECORDED IN PLAT FILE NO. 1, CARD 212 IN THE OFFICE OF THE RECORDER OF WARRICK COUNTY, INDIANA.

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 8; THENCE SOUTH 89° 45' 15" WEST. ALONG THE SOUTH LINE THEREOF, 85.0 FEET; THENCE WITH A CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS OF 25.0 FEET AND AN ARC LENGTH OF 39.27 FEET TO THE EAST RIGHT-OF-WAY OF RUSSELL ROAD; THENCE SOUTH 00° 00' 00" WEST, ALONG SAID RIGHT-OF-WAY, 100.0 FEET TO THE NORTH LINE OF SAID LOT 9; THENCE, ALONG SAID NORTH LINE, WITH A CURVE CONCAVE TO THE SOUTHEAST HAVING A RADIUS OF 25.0 FEET AND AN ARC LENGTH OF 39.27 FEET; THENCE NORTH 89° 45' 15" EAST, ALONG SAID NORTH LINE, 85.0 FEET TO THE NORTHEAST CORNER OF SAID LOT 9; THENCE NORTH 00 ° 00' 00" EAST, ALONG THE EAST LINE OF SAID SUBDIVISION, 50.0 FEET TO THE POINT OF BEGINNING.

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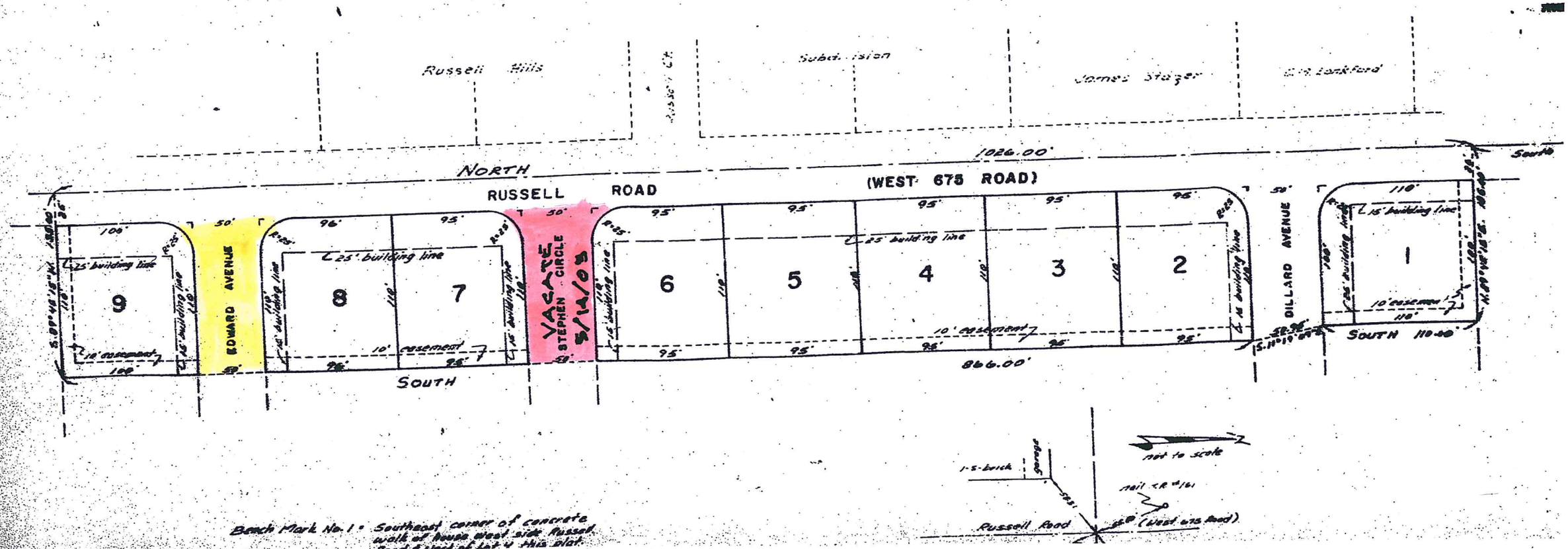
EXHIBIT "A"

# Orchard Heights Subdivision

## Section "A"

A Subdivision of part of the Northeast Quarter of the Northwest Quarter of Section 18, Township 6 South, Range 9 West, lying in Warrick County, Indiana and more particulary described as follows:

Beginning at a point on the West line of said quarter quarter section which lies 330.00 feet South of the Northwest corner thereof, thence N. 89°45'15" E. for 125.00 feet, thence South and parallel with the West line of said quarter quarter section for 110.00 feet, thence S. 11°19'09" E. for 50.95 feet, thence South and parallel with the West line of said quarter quarter section for 866.00 feet, thence S. 89°45' 15" W. for 135.00 feet to a point on the West line of said quarter quarter section, thence North along the West line of said quarter quarter section for 1026.00 feet to the place of beginning and containing 3.148 acres.




Bench Mark No. 1 = Southeast corner of concrete walk of house West side Russell Road South end of Lot 4 this plat.