NC 3pgs

2004R-009741

BETTY NIEMEYER
WARRICK COUNTY RECORDER

RECORDED ON
08/04/2004 11:02:36AM
REC FEE: 0.00
PAGES: 3

ORDINANCE TO VACATE A PLATTED PUBLIC ROAD
Ordinance Number: 2004-08

BE IT ORDAINED by the Board of Commissioners of Warrick County, Indiana, as follows, to-wit:

Section 1 That a sworn Petition was presented to the Board of Commissioners of Warrick County, Indiana, requesting that a platted public road described in Section 3 below be vacated by the Warrick County Board of Commissioners.

Section 2. That after due and proper notice, a timely public hearing was convened by the Board of Commissioners, at which time all interested persons were permitted to address the Board of Commissioners regarding said vacation.

Section 3. That the Board of Commissioners of Warrick County, Indiana, after due investigation and consideration has determined that the nature and extent of the public use and public interest to be subserved is such as to warrant the vacation of the platted public road described in Exhibit "A", attached hereto and by reference made a part hereof, and further indicated by the words "To be Vacated" on the drawing hereto attached, which is hereby made a part of this Ordinance.

Therefore, the Board of Commissioners of Warrick County, Indiana does hereby find the above described platted public road is no longer required for public use and the public interest will be served by such vacation, and the Board of Commissioners of Warrick County, Indiana, does hereby vacate that patted public road described herein.

Section 4 The County Auditor shall furnish a copy of this Ordinance to the County Recorder to record

Section 5. This Ordinance shall be in full force and effect immediately upon its adoption by the Board of Commissioners of Warrick County

Passed in an open meeting of this Board of Commissioners of Warrick County, Indiana this 28 day of July, 2004

Warrick County
Board of Commissioners

Don Williams, President

Carl Jay Conner, Vice President

Phil Baxter, Member

ATTEST.

County Auditor

This instrument prepared by. Ted C Ziemer IV, RUDOLPH, FINE, PORTER & JOHNSON, LLP, 221 N.W. Fifth Street, Evansville, Indiana 47706-1507; (812) 422-9444

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EXHIBIT "A"

Part of the South Half of the Northwest Quarter of Section 11, Township 5 South, Range 8 West, Boon Civil Township, Warrick County, Indiana, more particularly described as follows

Commencing at the Southwest corner of the South~~west~~ east Quarter of the Northwest Quarter of said Section,

THENCE, North along the East line of the Southwest Quarter of the Northwest Quarter of said Section a distance of 30 0 feet to the South line of Lot 10, Jesse Harpole's Subdivision, Plat Book 3, page 97, Warrick County Recorder's Office,

THENCE, West along the south line of said Lot 10 a distance of 330 feet (record) to the center of Indiana Highway #61,

THENCE, North 12 degrees 44 minutes East (record) along the approximate center of said Highway, and being the West line of said Harpole's subdivision a distance of 513 5 feet (record) to the Northwest corner of Lot 6 in said Subdivision, said corner being the POINT OF BEGINNING of said road vacation,

THENCE, East along the North line of said Lot 6 a distance of 330 feet (record) to the Northeast corner of said Lot 6,

THENCE, North 12 degrees 44 minutes East (record) along the West line of said Harpole's subdivision a distance of 61.65 feet (record) to the Southeast corner of Lot 5 in said Subdivision,

THENCE, West along the South line of said Lot 5 a distance of 330 feet (record) to the West line of said Subdivision and being the approximate center of said Highway #61, and being the Southwest corner of said Lot 5,

THENCE, South 12 degrees 44 minutes (record) along the West line of said Subdivision, being the approximate center of said Highway #61 a distance of 61 65 feet to the POINT OF BEGINNING

Containing 0 467 acres more or less

Subject to all legal highways, right of ways, easements, and reservations