4P N/C

2006R-003485

PATRICIA A BROOKS
WARRICK COUNTY RECORDER

RECORDED ON
03/10/2006 10:45:19AM
REC FEE: 0.00
PAGES: 4

Ordinance No. 2006-03

AN ORDINANCE TO VACATE PUBLIC WAYS WITHIN WARRICK COUNTY, INDIANA:

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

Section I. A verified petition was presented to the Board of Commissioners of Warrick County requesting that the aforesaid Public Ways be vacated.

Section II 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 regarding said vacation

Section III. That the Board of Commissioners of Warrick County, after due investigation and consideration has determined that the nature and extent of public use and the public interest to be observed is such as to warrant the vacation of that part of the public ways or public place described as follows, and further described with the drawing hereto attached, which is made a part of this Ordinance

All of the 12 foot P U.E. & D.E. located on Lot 2 in I-164 Commercial Park, as per plat thereof, recorded as Document No. 2004R-006875 in the office of the Recorder of Warrick County, Indiana, being more particularly described as follows:

Beginning at the Southeast corner of said Lot 2, thence along the south line thereof, South 89 degrees 24 minutes 56 seconds West 12.00 feet; thence North 00 degrees 26 minutes 14 seconds East 209 16 feet; thence North 00 degrees 24 minutes 53 seconds East 1303.15 feet; thence South 89 degrees 53 minutes 28 seconds West 527 92 feet; thence South 00 degrees 29 minutes 28 seconds East 594 32 feet; thence South 89 degrees 51 minutes 16 seconds East 35 69 feet; thence South 00 degrees 08 minutes 44 seconds West 553.88 feet; thence South 02 degrees 00 minutes 44 seconds East 248.92 feet to the point of curvature of a curve to the right, concave to the Southwest, having a central angle of 197 degrees 55 minutes 26 seconds and a radius of 72.00 feet from which a chord bears South 33 degrees 47 minutes 40 seconds East 142.24 feet; thence along the arc of said curve, 248.72 feet to a point on the south line of said Lot 2; thence along the south line thereof,South 89 degrees 24 minutes 56 seconds West 31.13 feet to a corner of said Lot 2, said point being the point of curvature of a curve to the right, concave to the Southeast having a central angle of 33 degrees 38 minutes 52 seconds and a radius of 25.00 feet from which a chord bears North 61 degrees 46 minutes 17 seconds East 14.47 feet, thence along the arc of said curve 14.68 feet to the point of curvature of curve to the left, concave to the Southwest having a central angle of 259 degrees 50 minutes 09 seconds and a radius of 60.00 feet from which a chord bears North 51 degrees 19 minutes 22 seconds West 92.04 feet; thence along the arc of said curve 272.10 feet; thence North 01 degrees 14 minutes 26 seconds West 74.35 feet; thence North 02 degrees 00 minutes 44 seconds West 228.54 feet; thence North 00 degrees 08 minutes 44 seconds East 542.11 feet; thence the remaining calls along the boundary of said Lot 2, North 89 degrees 51 minutes 16 seconds West 35.56 feet; thence North 00 degrees 29 minutes 28 seconds West 618.26 feet; thence North 89 degrees 53 minutes 28 seconds East 552.11 feet; thence South 00 degrees 24 minutes 53 seconds West 1315.26 feet, thence South 00 degrees 26 minutes 14 seconds West 208 95 feet to the Point of Beginning containing 45,324 square feet (1 04 acres)

Also:

All of the 110 foot Storm Water Detension Easement, also being shown as a 110 foot Drainage Easement, lying in the approximate middle of Lot 2 in I-164 Commercial Park, as per plat thereof, recorded as Document No. 2004R-006875 in the office of the Recorder of Warrick County, Indiana, being more particularly described as follows:

Commencing at a corner of said Lot 2, said point being on the easterly right-of-way of Interstate 164; thence along said boundary of Lot 2, South 89 degrees 51 minutes 16 seconds East 53.13 to the point of beginning, thence continuing along the boundary of said Lot 2, North 00 degrees 08 minutes 44 seconds East 86 33 feet; thence South 89 degrees 33 minutes 38 seconds East 493.75 feet; thence South 00 degrees 24 minutes 53 seconds West 110 00 feet; thence North 89 degrees 33 minutes 38 seconds West 493.23 feet; thence North 00 degrees 08 minutes 44 seconds East 23.67 feet to the Point of Beginning containing 54,284 square feet (1.25 acres).

Also·

All of the variable width Storm Water Detension Easement lying in the southwestern corner of Lot 2 in I-164 Commercial Park, as per plat thereof, recorded as Document No. 2004R-006875 in the office of the Recorder of Warrick County, Indiana, being more particularly described as follows:

Beginning at a corner of said Lot 2, said point being on the easterly right-of-way of Interstate 164; thence along said boundary of Lot 2, South 89 degrees 51 minutes 16 seconds East 53.13; thence South 00 degrees 08 minutes 44 seconds West 242.11 feet; thence South 02 degrees 00 minutes 44 seconds East 228.54 feet; thence South 01 degrees 14 minutes 26 seconds East 337.46 feet to the point of curvature of a curve to the left, concave to the East, having a central angle of 11 degrees 21 minutes 30 seconds and a radius of 434.20 feet from which a chord bears South 06 degrees 55 minutes 16 seconds East 85.94 feet; thence along the arc of said curve 86.08 feet to a point on the boundary of said Lot 2, thence the remaining calls along the boundary of said Lot 2, North 12 degrees 36 minutes 17 seconds West 147.83 feet; thence North 08 degrees 54 minutes 49 seconds West 244.43 feet; thence North 01 degrees 14 minutes 26 seconds West 257 64 feet; thence North 00 degrees 34 minutes 14 seconds West 250.02 feet to the Point of Beginning containing 36,321 square feet (0.83 acres)

See Exhibit "A" for Exhibit of Areas being vacated.

Therefore, the Board of Commissioners of Warrick County, Indiana, does hereby find that the portions of the above described Public Ways are no longer required for public use and the public interest will be served by such vacation, and the Board of Commissioners of Warrick County does hereby vacate the Public Ways described in Section III above subject to the terms and conditions as stated in this Ordinance.

Board of Commissioners for Warrick County

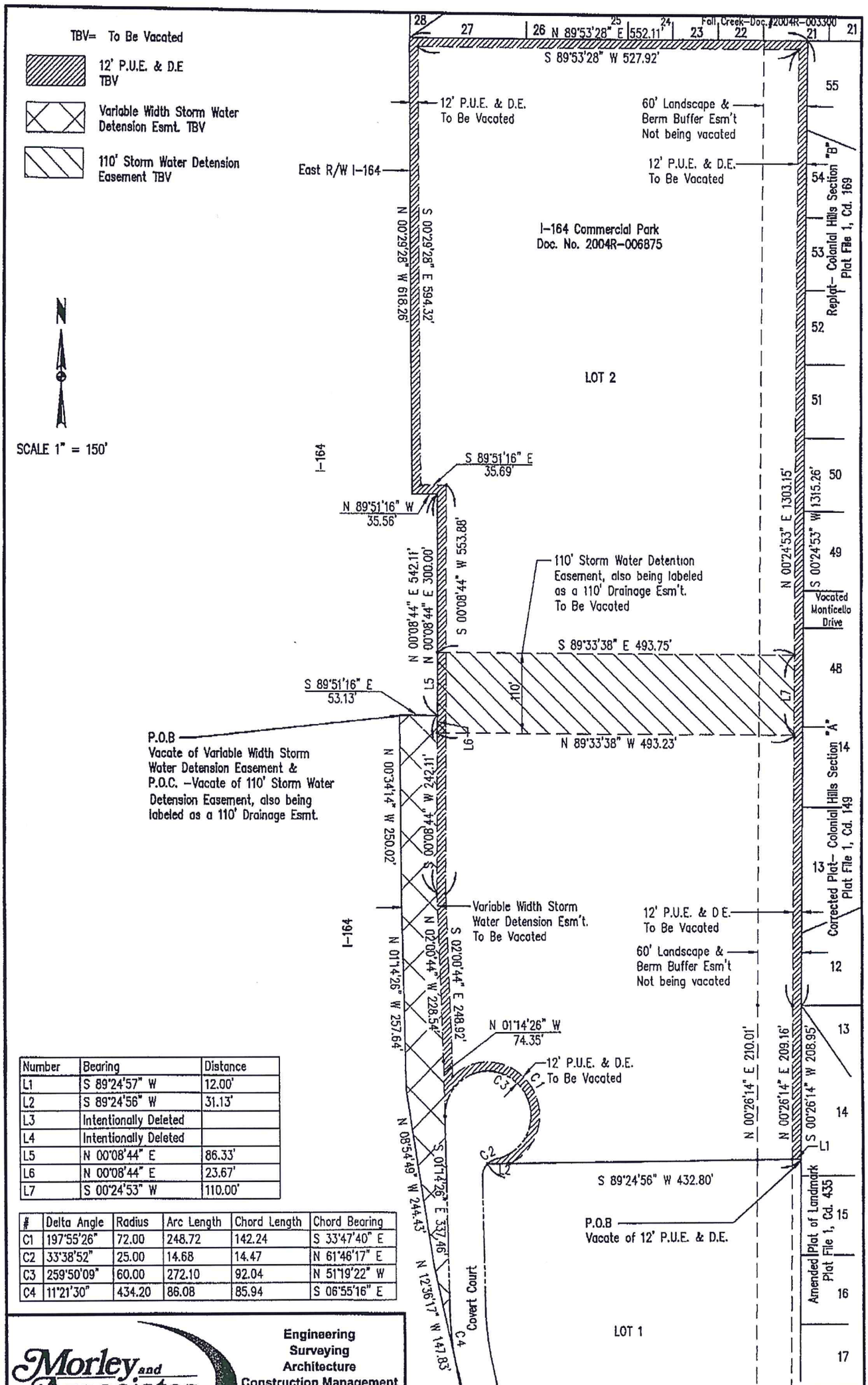
President

Vice-President

ATTEST:

Richard J. Kirkmiller
County Auditor

3-8-06



Number	Bearing	Distance
L1	S 89°24'57" W	12.00'
L2	S 89°24'56" W	31.13'
L3	Intentionally Deleted	
L4	Intentionally Deleted	
L5	N 00°08'44" E	86.33'
L6	N 00°08'44" E	23.67'
L7	S 00°24'53" W	110.00'

#	Delta Angle	Radius	Arc Length	Chord Length	Chord Bearing
C1	197°55'26"	72.00	248.72	142.24	S 33°47'40" E
C2	33°38'52"	25.00	14.68	14.47	N 61°46'17" E
C3	259°50'09"	60.00	272.10	92.04	N 51°19'22" W
C4	11°21'30"	434.20	86.08	85.94	S 06°55'16" E

Morley and Associates Inc.

Engineering
Surveying
Architecture
Construction Management

Evansville, In (812) 464-9585
Henderson, Ky (270) 830-0300
Jasper, In (812) 634-9990

www.morleyandassociates.com

Easement Vacation Exhibit
Lot 2- I-164 Commercial Park
Ohio Township, Warrick Co., IN

Designed By:	Job Number: 6503-4A
Drawn By: BAS	Date: 2-22-06
Filename: 6503vacate-revised.dwg	

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Prescribed by the
State Board of Accounts
(2005)

County Form 170

Declaration

This form is to be signed by the preparer of a document and recorded with each document in accordance with IC 36-2-7.5-5(a).

I, the undersigned preparer of the attached document, in accordance with IC 36-2-7.5, do hereby affirm under the penalties of perjury:

1. I have reviewed the attached document for the purpose of identifying and, to the extent permitted by law, redacting all Social Security numbers;

2. I have redacted, to the extent permitted by law, each Social Security number in the attached document.

I, the undersigned, affirm under the penalties of perjury, that the foregoing declarations are true.

Sherri Rector

Signature of Declarant

Sherri Rector

Printed Name of Declarant