Ordinance No. 2007-04

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 places described as follows, and further described with the drawing hereto attached, which is made a part of this Ordinance.

All of the Variable Width P.U.E. located on the north side of Lots 11, 12, 13, 14, 15, and 16 in Julianne Estates, as per plat thereof, recorded as Document No. 2005R-008665 in the office of the Recorder of Warrick County, Indiana, being more particularly described as follows:

Commencing at the Northwest corner of said Lot 11; thence along the north line of said Lot 11, South 89 degrees 10 minutes 17 seconds East 155.58 feet to the point of beginning; thence continuing South 89 degrees 10 minutes 17 seconds East 410.47 feet; thence South 00 degrees 58 minutes 59 seconds West 16.37 feet; thence South 89 degrees 33 minutes 01 seconds East 297.70 feet to a point on the west 30 foot right-of-way line of Coal Mine Road; thence along said West line, South 00 degrees 58 minutes 59 seconds West 5.60 feet to a corner of said Lot 16; thence along a line of said Lot 16, South 45 degrees 54 minutes 21 seconds West 58.87 feet to the point of curvature of a curve to the left, concave to the Southwest, having a central angle of 50 degrees 43 minutes 29 seconds and a radius of 106.00 feet from which the chord bears North 64 degrees 11 minutes 16 seconds West 90.81 feet; thence along the arc of said curve 93.84 feet; thence North 89 degrees 33 minutes 01 seconds West 181.56 feet to a point on the east line of said Lot 14; thence along said east line, North 00 degrees 49 minutes 43 seconds East 0.42 feet; thence North 89 degrees 10 minutes 17 seconds West 100.00 feet to a point on the east line of said Lot 13; thence along said east line, North 00 degrees 49 minutes 43 seconds East 1.00 feet; thence North 89 degrees 10 minutes 17 seconds West 218.33 feet to a point on the east line of said Lot 11; thence along said east line, North 16 degrees 35 minutes 39 seconds West 1.05 feet; thence North 89 degrees 10 minutes 17 seconds West 83.91 feet to a point on the east line of an existing L.M.&.S.D.E. located on said Lot 11; thence along said east line, North 00 degrees 49 minutes 43 seconds East 22.00 feet to the Point of Beginning containing 13585 square feet (0.31 acres).

See Exhibit "A" for location of Area being vacated.

Also:

All of the Variable Width D.E. located on the north side of Lots 11, 12, 13, 14, 15, and 16 in Julianne Estates, as per plat thereof, recorded as Document No. 2005R-008665 in the office of the Recorder of Warrick County, Indiana, being more particularly described as follows:

Commencing at the Northwest corner of said Lot 11; thence along the north line of said Lot 11, South 89 degrees 10 minutes 17 seconds East 155.58 feet to the northeast corner of an existing L.M.& S.D.E. located on said Lot 11; thence along the east line of said L.M.& S.D.E., South 00 degrees 49 minutes 43 seconds West 22.00 feet to the point of beginning; thence South 89 degrees 10 minutes 17 seconds East 83.91 feet to a point on the east line of said Lot 11; thence along said east line, South 16 degrees 35 minutes 39 seconds East 1.05 feet; thence South 89 degrees 10 minutes 17 seconds East 218.33 feet to a point on the east line of said Lot 13; thence along said east line, South 00 degrees 49 minutes 43 seconds West 1.00 feet; thence South 89 degrees 10 minutes 17 seconds East 100.00 feet to a point on the east line of said Lot 14; thence along said east line, South 00 degrees 49 minutes 43 seconds West 0.42

feet; thence South 89 degrees 33 minutes 01 seconds East 181.56 feet to the point of curvature of a curve to the right, concave to the Southwest having a central angle of 50 degrees 43 minutes 29 seconds and a radius of 106.00 feet from which the chord bears South 64 degrees 11 minutes 16 seconds East 90.81 feet; thence along the arc of said curve 93.84 feet to a point on a line of said Lot 16; thence along line of said Lot 16, South 45 degrees 54 minutes 21 seconds West 14.07 feet to the point of curvature of a curve to the left, concave to the Southwest, having a central angle of 51 degrees 31 minutes 46 seconds and a radius of 92.00 feet from which the chord bears North 63 degrees 47 minutes 08 seconds West 79.98 feet; thence along the arc of said curve 82.74 feet; thence North 89 degrees 33 minutes 01 seconds West 181.65 feet to a point on the east line of said Lot 14; thence along said east line, North 00 degrees 49 minutes 43 seconds East 2.42 feet; thence North 89 degrees 10 minutes 17 seconds West 100.00 feet to a point on the east line of said Lot 13; thence along said east line, North 00 degrees 49 minutes 43 seconds East 1.00 feet; thence North 89 degrees 10 minutes 17 seconds West 214.56 feet to a point on the east line of said Lot 11; thence along said east line, North 16 degrees 35 minutes 39 seconds West 1.05 feet; thence North 89 degrees 10 minutes 17 seconds West 87.68 feet to a point on the east line of said existing L.M.&.S.D.E.; thence along said east line, North 00 degrees 49 minutes 43 seconds East 12.00 feet to the Point of Beginning containing 8605 square feet (0.20 acres).

See Exhibit "A" for location of Area 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

Member

Vice-President

ATTEST:

County Auditor

"I affirm under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law."

Bret A. Siemerink

060-1469-0030

06-1469-1220

Gourley Place Sub
Part 3
PF 1, Cd
Lot 11
060-4462-0011

Lot 10
060-4463-0010

Gourley Place Subdivision
Part 4
Plat File 1, Card 173

060-4463-0009

06-1469-1220

N

SCALE 1" = 80'

060-1469-0040

N 00°49'43" E
22.00'

N 89°10'17" W 83.91'

N 16°35'39" W
1.05'

N 00°49'43" E 1.00'

N 00°49'43" E 0.42'

S 45°54'21" W 58.87'

P.O.C. P.U.E. &
D.E. To be vacated
S 89°10'17" E 155.58'

P.O.B. P.U.E. to
Be Vacated

S 89°10'17" E 410.47'

S 00°58'59" W 16.37'

S 00°58'59" W
5.60'

8' P.U.E.-To be vacated

P.O.B. D.E. to
Be Vacated

22' P.U.E.
(To be vacated)

23' P.U.E.
(To be vacated)

N 89°10'17" W 218.33'

24' P.U.E.
(To be vacated)

Outlot A

S 89°33'01" E 297.70'

060-1469-1170

52.66'

12' D.E. (TBV)

12' D.E. To be vacated

N 00°49'43" E
12.00'

87.68'
N 89°10'17" W

N 89°10'17" W 214.56'

N 89°10'17" W 100.00'

N 89°10'17" W 100.00'

N 89°33'01" W 181.56'

N 89°33'01" W 181.65'

R=106.00'
L=93.84'

L.M.&S.D.E.

1.05'
N 16°35'39" W

N 16°35'39" W 160.82'

N 00°49'43" E 150.00'

N 00°49'43" E
1.00'

150.00'

N 00°49'43" E
2.42'

14' D.E.
To be Vacated

134.24'

N 00°49'43"

R=92.00'
L=82.74'

Var.P.U.E

30'
R/W

Michael Lane

Lot 12
060-6245-0012

L=22.81'

Lot 13
060-6245-0013

Lot 14
060-6245-0014

Lot 15
060-6245-0015

Lot 16
060-6245-0016

S 45°54'21" W
14.07"

L=62.63'

Lot 11
060-6245-0011

10'P.U.E.

10'P.U.E.

144.58'

140.00'
145.00'

54.93'

100.00'

100.00'

100.00'

Lot 17
060-6245-0017

206.69'

Julianne Estates
Doc.#2005R-008665

Lot 10
060-6245-0010

20'P.U.E.

50' R/W
25'
25'

Julianne Circle

97.14'

14'D.E.
17'P.U.E.

1.13'

12'D.E.

12'D.E.

10'P.U.E.

64.87'

Lot 28
060-6245-0028

Lot 27
060-6245-0027

Lot 26
060-6245-0026

Lot 18
060-6245-0018

10'P.U.E.

15'P.U.E.

14'D.E.

10'P.U.E.

Var. D.E.

Coal Mine Road

Lot 11
060-4463-0011

Gourley Place Subdivision
Part 4
Plat File 1, Card 173

060-4463-0012

Lot 10

146.69'

Lot 9

LEGEND
TBV– To be vacated
Var.– Variable

Variable Width P.U.E
to be Vacated

Variable Width D.E.
to be Vacated

PUE Public Utility Easement
DE Drainage Easement

BRET ALAN SERMERSHEIM
REGISTERED
No. LS 20200009
STATE OF
INDIANA
LAND SURVEYOR

Bret Alan Sermersheim
January 31, 2007

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

P.U.E. & D.E. Vacation Exhibit
Julianne Estates
Newburgh, IN

Designed By:	Job Number: 6198-4D
Drawn By: BAS	Date: 1-31-07
Filename: 6198vacate.dwg	

EXHIBIT "A"