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 EAST)
FIFTEEN (15) FEET OF THE EAST FIFTY (50) FOOT RIGHT- OF-)
WAY OF ASBURY CEMETERY ROAD, ADJACENT TO LOT1A)
IN THE SUBDIVISION OF LOT 1 IN THE CORRECTIVE PLAT OF)
THREE LAKE ESTATES, DOC. NO. 2009R-006487 AND LOT 5)
AND 6 IN THE CORRECTIVE PLAT OF THREE LAKE ESTATES,)
DOC. NO. 2009R-000964 BEGINNING ON THE SOUTH RIGHT-)
OF-WAY OF NEW HARMONY ROAD AND RUNNING SOUTH)
ONE THOUSAND TWO HUNDRED NINETY-SEVEN AND ONE)
HUNDREDS (1,297.01) FEET;

VACATION NO. 2012-08

AN ORDINANCE TO VACATE

THE EAST FIFTEEN (15) FEET OF THE EAST FIFTY (50) FOOT RIGHT-OF-WAY OF ASBURY CEMETERY ROAD, ADJACENT TO LOT 1A IN THE SUBDIVISION OF LOT 1 IN THE CORRECTIVE PLAT OF THREE LAKE EASTATES, DOC. NO. 2009R-006487 AND LOTS 5 AND 6 IN THE CORRECTIVE PLAT OF THREE LAKE ESTATES, DOC. NO. 2009R-000964 BEGINNING ON THE SOUTH RIGHT-OF-WAY OF NEW HARMONY ROAD AND RUNNING SOUTH ONE THOUSAND TWO HUNDRED NINETY-SEVEN AND ONE HUNDREDS (1,297.01) FEET.

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 a THE EAST FIFITEEN (15) FEET OF THE EAST FIFTY (50) FOOT RIGHT-OF-WAY OF ASBURY CEMETERY ROAD, ADJACENT TO LOT 1A IN THE SUBDIVISION OF LOT 1 IN THE CORRECTIVE PLAT OF THREE LAKE ESTATES, DOC. NO. 2009R-006487 AND LOT 5 AND 6 IN THE CORRECTIVE PLAT OF THREE LAKE ESTAES, DOC.

NO. 2009R-000964 BEGINNING ON THE SOUTH RIGHT-OF-WAY OF NEW HARMONY ROAD AND RUNNING SOUTH ONE THOUSAND TWO HUNDRED NINETY-SEVEN AND ONE HUNDREDS (1,297.01) FEET, 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 parties 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 EAST FIFTEEN (15) FEET OF THE EAST FIFTY (50) FOOT RIGHT-OF-WAY OF ASBURY CEMETERY ROAD ADJACENT TO LOT 1A IN THE SUBDIVISION OF LOT 1 IN THE CORRECTIVE PLAT OF THREE LAKE ESTATES, DOC. NO. 2009R-006487 AND LOTS 5 AND 6 IN THE CORRECTIVE PLAT OF THREE LAKE ESTATES, DOC. NO. 2009R-000964 BEGINNING ON THE SOUTH RIGHT-OF-WAY OF NEW HARMONY ROAD AND RUNNING SOUTH ONE THOUSAND TWO HUNDRED NINETY-SEVEN AND ONE HUNDREDS (1,297.01) FEET is not being used and is not necessary, nor required and that it is in the public's interest to vacate said EAST FIFTEEN (15) FEET OF THE EAST FIFTY (50) FOOT RIGHT-OF-WAY ADJACENT TO LOT 1A IN THE SUBDIVISION OF LOT 1 IN THE CORRECTIVE PLAT OF THREE LAKE ESTATES, DOC. NO. 2009R-006487 AND LOTS 5 AND 6 IN THE CORRECTIVE PLAT OF THREE LAKE ESTATES, DOC. NO. 2009R-000964 BEGINNING ON THE SOUTH RIGHT-OF-WAY OF NEW HARMONY ROAD AND RUNNING SOUTH ONE THOUSAND TWO HUNDRED NINETY-SEVEN AND ONE HUNDREDS (1,297.01) FEET.

4. The Legal Description of said Public Road Vacation is:

The East fifteen (15) feet of the East fifty (50) foot Right-of-Way of Asbury Cemetery Road adjacent to Lot 1A in the Subdivision of Lot 1 in the Corrective Plat of Three Lake Estates, Doc. No. 2009R-006487 and Lots 5 and 6 in the Corrective Plat of Three Lake Estates, Doc. No. 2009R-000964 beginning on the South Right-of-Way on New Harmony and running South one thousand two hundred ninety-seven and one hundreds (1.297.01) feet.

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

PASSED this 13th day of February, 2012

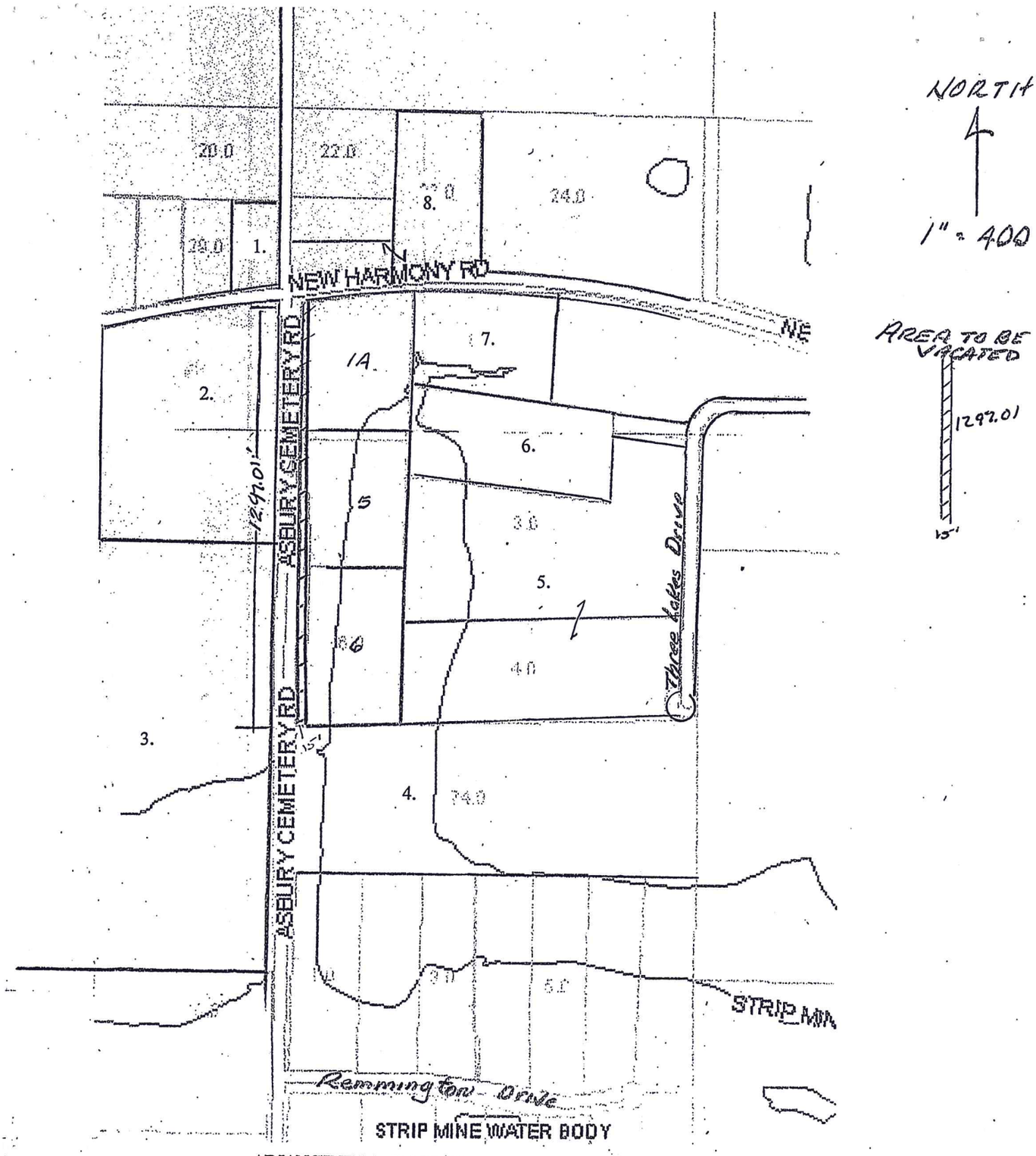
BOARD OF COUNTY COMMISSIONERS OF
WARRICK COUNTY, INDIANA

By Don Williams For Vacation ORD 2012-8
Don Williams-Commissioner

By Tim Mosbey
Tim Mosbey-Commissioner

By Marlin Weisheit
Marvin Weisheit - Commissioner

L B Dugan
Secretary



ADJANCENT LANDOWNERS THREE LAKES

1. 87-08-09-301-030.000-006
   MACS PROPERTYIES, LLC
   2611 Deerfield Drive
   Evansville, IN 47725

2. 87-08-09-300-071.000-006
   Jeffrey R. Schaperjohn
   977 W. New Harmony Road
   Elberfeld, IN 47613

3. 87-08-09-300-049.000-006
   Fehd Family LLC
   9788 Boonville-New Harmony Road
   Elberfeld, IN 47613

4. 87-08-09-400-074.000-006
   Ryan C & Karrie E Snyder
   2701 Bonaire Drive
   Evansville, IN 47725

5. 87-08-09-402-003.000-006
   87-08-09-402-004.000-006
   William M & Mary L Schiff
   4277 Three Lakes Drive
   Elberfeld, IN 47613

6. 87-08-09-402-002.000-006
   Fred & Susan K Melchiors
   4333 Three Lakes Drive
   Elberfeld, IN 47613

7. 87-08-09-405-002.00-006
   Roger Lott
   9377 New Harmony Road
   Elberfeld, IN 47613

8. 87-08-09-400-023.000-006
   87-08-09-400-054.000-006
   Michael J & Rebecca J Lackey
   1777 Brent Drive
   Newburgh, IN 4630