Ordinance No. 2020-22

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 Way 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 way or public place described as follows, and further described with the drawing hereto attached, which is made a part of this Ordinance.

Easement Vacation Description "A"

A part of a 12 Foot Drainage Easement on Lot 2 in Epworth Lincoln Subdivision a part of the Southeast Quarter of the Northwest Quarter in Section 29, Township 6 South, Range 9 West, Ohio Civil Township, Warrick County Indiana, as per plat thereof, recorded in Document Number 2016R-005112 in the office of the Recorder of Warrick County, Indiana, more particularly described as follows:

Commencing at the Southwest corner of said Lot 2; thence along the west line thereof, North 01 degrees 08 minutes 58 seconds East 94.67 feet to the intersection of the west line of said Lot 2 and the south line of a 12 foot Drainage Easement as shown on the plat of said Epworth Lincoln Subdivision; thence along said south line, South 66 degrees 00 minutes 13 seconds East 2.57 feet to the point of beginning; thence North 33 degrees 54 minutes 09 seconds East 12.18 feet to a point on the north line of said 12 foot easement; thence along said north line, South 66 degrees 00 minutes 13 seconds East 97.26 feet; thence continuing along said north line, South 89 degrees 19 minutes 33 seconds East 84.68 feet; thence South 02 degrees 00 minutes 13 seconds East 12.01 feet to the south line of said 12 foot easement; thence along said south line, North 89 degrees 19 minutes 33 seconds West 87.72 feet; thence continuing along said south line, North 66 degrees 00 minutes 13 seconds West 101.83 feet to the point of beginning, containing 2,229 square feet, more or less.

Easement Vacation Description "B"

A part of a 12 Foot Drainage Easement on Lot 2 in Epworth Lincoln Subdivision a part of the Southeast Quarter of the Northwest Quarter in Section 29, Township 6 South, Range 9 West, Ohio Civil Township, Warrick County Indiana, as per plat thereof, recorded in Document Number 2016R-005112 in the office of the Recorder of Warrick County, Indiana, more particularly described as follows:

Commencing at the Southwest corner of said Lot 2; thence along the west line thereof, North 01 degrees 08 minutes 58 seconds East 323.51 feet to the point of beginning, also being the intersection of the west line of said Lot 2 and the south line of a 12 foot Drainage Easement as shown on the plat of said Epworth Lincoln Subdivision; thence continuing along said west line, North 01 degrees 08 minutes 58 seconds East 12.00 feet to a point on the north line of said 12 foot easement; thence along said north line, South 89 degrees 50 minutes 22 seconds East 89.01 feet; thence North 00 degrees 37

minutes 43 seconds 23.55 feet to the north line of said Lot 2, thence along the north line thereof, South 89 degrees 38 minutes 50 seconds East 12.00 feet to the east line of said 12 foot easement; thence along said east line, South 00 degrees 37 minutes 43 seconds West 35.51 feet to the south line of said 12 foot easement; thence along the south line thereof, North 89 degrees 50 minutes 22 seconds West 101.11 feet to the point of beginning, containing 1,495 square feet, more or less.

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

Therefore, the Board of Commissioners of Warrick County, Indiana, does hereby find that the portion of the above described Public Way 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 does hereby vacate the Public Way 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:

County Auditor

Passed on Sept. 28, 2020

K. Georgs, Recording Secretary

Tax Parcel No: 87-12-29-103-002.000-019

THIS INSTRUMENT WAS PREPARED BY Douglas K Bacon of Morley 4800 Rosebud Lane Newburgh, IN 47630

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,

Douglas K Bacon (signature) DOUGLAS K. BACON (printed name).