

FLOYD COUNTY ORDINANCE 1996- VII

AN ORDINANCE ABANDONING A PORTION OF DUFFY ROAD AT ITS
INTERSECTION WITH OLD VINCENNES ROAD

WHEREAS, the Board of Commissioners of the County of Floyd, pursuant to the provisions of IC 8-17-1-2, has caused to be reconstructed a portion of Duffy Road at its intersection with Old Vincennes Road in Lafayette Township, Floyd County, Indiana; and

WHEREAS, as the result of this reconstruction, that 0.208 acre part or portion of the original right of way of Duffy Road as described in Exhibit "A", hereto, is no longer necessary for highway purposes; and

WHEREAS, any right, title or interest in and to this 0.208 acre parcel acquired or held by the State of Indiana was released and turned back to Floyd County, Indiana, by resolution and order of the Indiana State Highway Commission dated the 17th day of December, 1970; and

WHEREAS, it has been ascertained and determined by the Board of Commissioners of the County of Floyd that the 0.208 acre part or portion of the right of way of Duffy Road was originally acquired from Emma B. Didelot, the present owner of the adjacent and abutting real estate, and that no public funds of Floyd County, Indiana, were used or expended in the original acquisition of this 0.208 acre tract; and

WHEREAS, pursuant to the provisions of IC 8-17-1-2 and IC 8-23-4-3, the Board of Commissioners of the County of Floyd is empowered and authorized to vacate and abandon such rights or way or portions thereof as are no longer needed for highway purposes; and

WHEREAS, the Board of Commissioners of the County of Floyd has determined that the provisions of IC 36-1-11-1, et seq., do not limit or restrict the vacation and abandonment of this part or portion of the right of way of Duffy Road, and that the provisions of IC 36-1-11-11 expressly authorize the issuance of the deed of Floyd County, Indiana, in confirmation thereof.

NOW THEREFORE:

BE IT ORDAINED, that, pursuant to the provisions of IC 8-17-1-2 and IC 8-24-4-3, the 0.208 acre part or portion of the right of way of Duffy Road more particularly described and depicted in Exhibit "A", hereto, be, and the same hereby is, vacated and abandoned as being no longer necessary for

highway purposes.

BE IT FURTHER ORDAINED, that pursuant to the provisions of IC 36-1-11-11(2), the deed of Floyd County, Indiana, be executed and delivered to Emma B. Didelot for the purpose of facilitating the establishment of title to the 0.208 acre parcel.

SO ORDAINED, this 14th day of September 1996.

BOARD OF COMMISSIONERS
OF THE COUNTY OF FLOYD

Mary Lou Howard
MEMBER

William L. Bunkhoff
MEMBER

Larry R. Danson
MEMBER

ATTEST:

Barbara Sillings
FLOYD COUNTY AUDITOR



THOMAS J. BOOFER, L.S., P.E.
COUNTY SURVEYOR
122 CITY-COUNTY BUILDING
NEW ALBANY, INDIANA 47150
PHONE 948-5490

0.208 ACRE PART OF THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 2 SOUTH, RANGE 6 EAST, LAFAYETTE TOWNSHIP, FLOYD COUNTY INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT AN IRON PIN MARKING THE EAST CORNER OF LOT NUMBER 10 OF PLAT NUMBER 1089, SAID IRON PIN BEING IN THE WESTERN RIGHT-OF-WAY LINE OF DUFFY ROAD, AND RUNNING THENCE N.56°16'01"E. FOR A DISTANCE OF 56.76 FEET TO A POINT IN THE EASTERN RIGHT-OF-WAY LINE OF DUFFY ROAD; THENCE RUNNING N.34°14'12"W. ALONG THE RIGHT-OF-WAY LINE OF DUFFY ROAD FOR A DISTANCE OF 67.87 FEET TO AN IRON PIN, THE TRUE PLACE OF BEGINNING OF THE TRACT HEREIN DESCRIBED;

THENCE CONTINUING N.34°14'12"W., SEVERING THE PRESENT (AUGUST, 1996) RIGHT-OF-WAY OF DUFFY ROAD, ^{AND} CREATING A NEW RIGHT-OF-WAY LINE BY VIRTUE OF THIS CONVEYANCE, FOR A DISTANCE OF 50.91 FEET TO AN IRON PIN;

THENCE RUNNING N.27°15'20"W., CONTINUING WITH SAID "NEW" RIGHT-OF-WAY LINE, FOR A DISTANCE OF 104.68 FEET TO AN IRON PIN;

THENCE RUNNING N.21°59'45"W., CONTINUING WITH SAID "NEW" RIGHT-OF-WAY LINE, FOR A DISTANCE OF 130.00 FEET TO AN IRON PIN;

THENCE RUNNING N.42°56'21"E., CONTINUING WITH SAID "NEW" RIGHT-OF-WAY LINE, FOR A DISTANCE OF 30.56 FEET TO AN IRON PIN;

THENCE RUNNING N.86°41'40"E., CONTINUING WITH SAID "NEW" RIGHT-OF-WAY LINE, FOR A DISTANCE OF 40.00 FEET TO AN IRON PIN;

THENCE LEAVING THE "NEW RIGHT-OF-WAY LINE AND RUNNING S.39°53'46"W. ALONG THE PRESENT RIGHT-OF-WAY LINE FOR A DISTANCE OF 20.00 FEET TO AN IRON PIN;

THENCE RUNNING WITH THE CURVED LINE OF THE PRESENT RIGHT-OF-WAY, THE CHORD OF WHICH CURVE BEARS S.16°16'11"E. FOR A CHORD-DISTANCE OF 276.07 TO AN IRON PIN, THE TRUE PLACE OF BEGINNING, CONTAINING IN ALL 0.208 ACRE.

EXHIBIT A

PLAT NO. 1089

ARTHURS
WILLIAMSBURG STATION

LOT 11
N. 56° 16' 01" E
BASIS OF BEARING
LOT 10

DUFFY ROAD

OLD VINNENNES ROAD

EMMA B. DIDELOT
D.D. 21, #8634

0.208 AC.

0.006 AC.

0.208 ACRE TRACT FLOYD COUNTY
TO EMMA B. DIDELOT.
0.006 ACRE TRACT EMMA B. DIDELOT TO
FLOYD COUNTY.

FLOYD COUNTY
INDIANA



THOMAS J. BOOFTER, L.S., P.E.
COUNTY SURVEYOR
122 CITY-COUNTY BUILDING
NEW ALBANY, INDIANA 47150
PHONE 948-5490

Thomas J. Boofter
Aug. 29, 1996

