

003-17800-05

FLOYD COUNTY ORDINANCE 2001-XVIII

AN ORDINANCE VACATING A PLACE, WAY OR EASEMENT PURSUANT TO THE PROVISIONS OF IC 36-7-3-12

WHEREAS, the Board of Commissioners of the County of Floyd has received a petition for the vacation of that certain place, way or easement more particularly described in the exhibit attached hereto and made a part hereof; and

WHEREAS, notice of the petition and the hearing hereon was duly given in accordance with the requirements of IC 5-3-1; and

WHEREAS, pursuant to such notice, a public hearing was held in the matter and any person aggrieved by the proposed vacation way was given the opportunity to object, all as permitted by the provisions of IC 36-7-3-12 (d); and

WHEREAS, following the hearing in this matter, and upon being duly advised in the premises, the Board of Commissioners of the County of Floyd is desirous, by this ordinance, of granting the petition, in whole or in part, and vacating the place, way or easement, or portion thereof, more particularly described in the exhibit attached hereto and made a part hereof.

NOW THEREFORE:

BE IT ORDAINED, that the recitals set forth herein are expressly made a part of this Ordinance.

BE IT FURTHER ORDAINED, that the place, way or easement, or portion thereof, more particularly described herein be, and the same hereby is, vacated as permitted and allowed by the provisions of IC 36-7-3-12, et seq.

BE IT FURTHER ORDAINED, that the auditor of Floyd County is directed to retain a copy hereof for her records and to deliver a copy of this Ordinance to the recorder of Floyd County for recordation.

SO ORDAINED, this 21st day of August, 2001

BOARD OF COMMISSIONERS
OF THE COUNTY OF FLOYD

John C. Hensert
MEMBER

Mike Mills
MEMBER

Charles A. Freiburger
MEMBER

ATTEST:

Barbara Sellings
FLOYD COUNTY AUDITOR

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS:
COUNTY OF FLOYD)

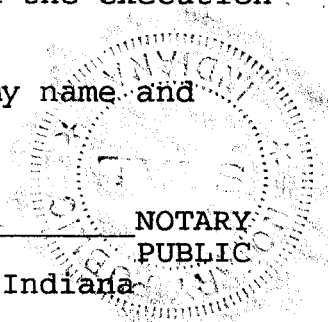
Before the undersigned, a Notary Public, in and for said County and State, this 21st day of August, 2001, personally appeared the above Public Officials, and acknowledged the execution of the foregoing Ordinance.

In Witness Whereof, I have hereunto subscribed my name and Notarial Seal.

My Commission Expires: 1/29/08

Max C. Mason, Jr.
Harrison County, Indiana

NOTARY
PUBLIC



Prepared by:
Max C. Mason, Jr.
Attorney at Law
411 West First Street
New Albany, IN 47150
(812) 944-9412

Duly Entered For Taxation
Subject To Final Acceptance
For Transfer

AUG 22 2001

Barbara J. Sellings
AUDITOR FLOYD CO. IND.

STATE OF INDIANA)
)
COUNTY OF FLOYD)

PETITION FOR VACATION OF EASEMENT

The undersigned, pursuant to the provisions of I. C. 36-7-3-12, Do hereby petition the Board of Commissioners of the County of Floyd for vacation of a portion of a 30 foot drainage easement located upon Lot No. 50, Hilltop Acres, Plat No. 894, said portion to be vacated, lies between the West right-of-way of Brenlee Drive and a point 100 feet West of said right-of-way.

Owners of Lot No 50, Plat No.894

John C. Reese
Mike Smith

Charles A. Freiburger

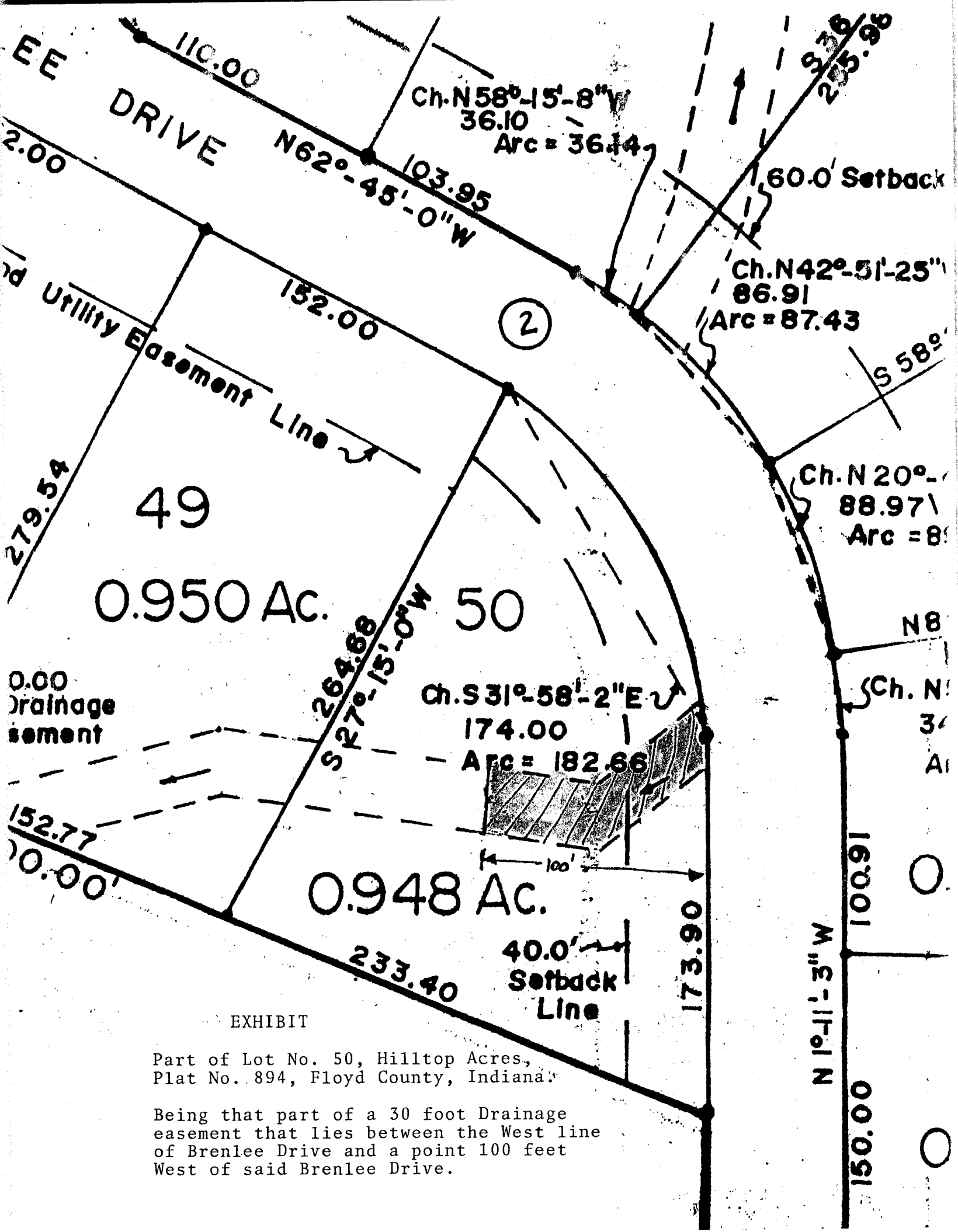
TO APPEAR:
Aug. 12, 13, 19, 20

LEGAL NOTICE

The Board of Commissioners of the County of Floyd, State of Indiana have set a Public Hearing on the 21st day of August 2001, at 6:00 P.M., local time, in the Floyd County Commissioners Assembly Room, 2nd floor, City County Building, New Albany, Indiana to consider a petition pursuant to I.C. 36-7-3-12 to vacate a part of a 30 foot drainage easement which is located on Lot No. 50, Hilltop Acres, Plat No. 894 of the Floyd County Indiana records.

BOARD OF COMMISSIONERS
COUNTY OF FLOYD

John E. Reisert
Charles A Freiberger
Mike C. Mills



EXHIBIT

Part of Lot No. 50, Hilltop Acres,
 Plat No. 894, Floyd County, Indiana.

Being that part of a 30 foot Drainage
 easement that lies between the West line
 of Brenlee Drive and a point 100 feet
 West of said Brenlee Drive.

STATE OF INDIANA)
)
COUNTY OF FLOYD)

PETITION FOR VACATION OF EASEMENT

The undersigned, pursuant to the provisions of I. C. 36-7-3-12, Do hereby petition the Board of Commissioners of the County of Floyd for vacation of a portion of a 30 foot drainage easement located upon Lot No. 50, Hilltop Acres, Plat No. 894, said portion to be vacated, lies between the West right-of-way of Brenlee Drive and a point 100 feet West of said right-of-way.

Owners of Lot No. 50, Plat No. 894

Raymond Olandi
Jandra Olandi

