

RECORDED

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ORDINANCE NO. 1995-14

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF
MARTIN COUNTY, INDIANA VACATING A PUBLIC WAY
IN MARTIN COUNTY, INDIANA

Marlene Cooper
RECORDER MARTIN COUNTY

WHEREAS, Bert Simth and Lela Smith filed with the Board of Commissioners of Martin County, Indiana, a petition for the vacation of a part of a certain public roadway located in Center Township in Martin County, Indiana, more particularly described as:

County Road 210, formerly State Road 50 abandoned when State Road 50 was relocated on or before October 2, 1931, from its intersection with U.S. Highway 50 in the North half of Section 21, Township 3 North, Range 4 West, thence Westerly to its intersection with the Dover Hill Mt. Union Church Road also known as County Road 15.

WHEREAS, notice of this petition and of the time and place of hearing thereon was published, in the manner prescribed by I.C. 5-3-1, in the Loogootee Tribune on August 3, 1995 and in the Shoals News on August 2, 1995, two newspapers of general circulation in Martin County, Indiana; and

WHEREAS, all owners of land abutting the property proposed to be vacated have joined in or have received notice of this petition, and

WHEREAS, at the hearing on this matter before the Board of Commissioners of Martin County, Indiana, held the 14th day of August, 1995, said Board found as follows:

1. That Bert Smith, Lela Smith, Lawrence P. Dant and Catherine L. Jones, Trustee of the Catherine L. Jones Revocable Living Trust are the owners of all real estate which is contiguous to that part of the roadway sought to be vacated and being a roadway as described herein above in Section 21, Township 3 North, Range 4 West, Perry Township, Martin County, Indiana.

2. Said roadway is a public highway located entirely within Martin County, Indiana.

3. The vacation of said public highway or part thereof described as:

County Road 210, formerly State Road 50 abandoned when State Road 50 was relocated on or before October 2, 1931, from its intersection with U.S. Highway 50 in the North half of Section 21, Township 3 North, Range 4 West,

thence Westerly to its intersection with the Dover Hill Mt. Union Church Road also known as County Road 15.

is in the best interests of the Petitioners and of Martin County, Indiana.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF MARTIN COUNTY, INDIANA:

SECTION 1.

That on or after the passage of this Ordinance, that part of a roadway located in Perry Township, Martin County, Indiana, described as:

County Road 210, formerly State Road 50 abandoned when State Road 50 was relocated on or before October 2, 1931, from its intersection with U.S. Highway 50 in the North half of Section 21, Township 3 North, Range 4 West, thence Westerly to its intersection with the Dover Hill Mt. Union Church Road also known as County Road 15.

is vacated as a public highway and right of way for Martin County, Indiana.

SECTION 2.

All prior ordinances passed and adopted which are in conflict with this Ordinance are repealed to the extent of any such conflict.

SECTION 3.

This ordinance shall be in full force and effect from and after its passage according to law.

PASSED AND ADOPTED this 14th day of August, 1995.

THE BOARD OF COMMISSIONERS
OF THE COUNTY OF MARTIN



Dale E. Abel, President

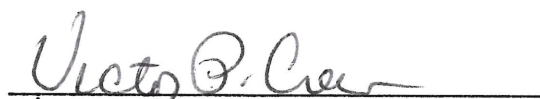


Dale E. Brown, Commissioner



Randy Wininger, Commissioner

ATTEST:


Victor P. Crew
Auditor of Martin County