

ORDINANCE NO. 1998- 12

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

WHEREAS, Charles Evans, Secretary of Indian Creek Hills, Inc. 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 86 from it intersection with County Road 81 to its intersection with the West line of the Southeast quarter of the Northwest quarter of Section 17, Township 4 North, Range 3 West.

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 September 3, 1998 and in the Shoals News on September 2, 1998, two newspapers of general circulation in Martin County, Indiana; and

WHEREAS, all owners of land abutting the road proposed to be vacated have joined in the petition or have consented to this petition.

WHEREAS, at the hearing on this matter before the Board of Commissioners of Martin County, Indiana, held the 25th day of September, 1998, said Board found as follows:

1. Kimball International, Inc., Rebecca Lyon, Nancy Lyon Miller, Imperial Lumber Kilns, Inc., and Indian Creek Hills, Inc. are the owners of all the real property which is contiguous to that part of the roadway sought to be vacated and being a roadway as described hereinabove in Mitchelltree 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 86 from it intersection with County Road 81 to its intersection with the West line of the Southeast quarter of the Northwest quarter of Section 17, Township 4 North, Range 3 West.

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
Mitchelltree Township, Martin County, Indiana, described as:

County Road 86 from it intersection with County Road 81 to its intersection
with the West line of the Southeast quarter of the Northwest quarter of Section 17,
Township 4 North, Range 3 West.

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

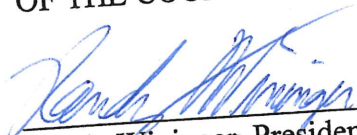
SECTION 2.

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repealed to the extent of any such conflict.

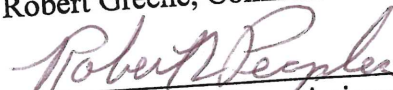
**This ordinance shall be in full force and effect from and after its passage
according to law.**

PASSED AND ADOPTED this 25th day of September, 1998.

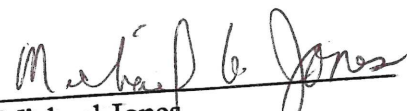
THE BOARD OF COMMISSIONERS
OF THE COUNTY OF MARTIN


Randy Wininger, President

Robert Greene, Commissioner


Robert Peoples, Commissioner

ATTEST:


Michael Jones