

AN ORDINANCE VACATING PORTIONS OF CERTAIN PUBLIC STREETS

BE IT ORDAINED by the Board of Commissioners of the County of Floyd, Indiana, pursuant to I.C. 36-7-3-12, that:

SECTION 1. The following portion of certain public streets located in Plat 852 of the Floyd County, Indiana Records, located in Floyd County, Indiana, described as follows, to-wit:

Being a 0.2997 acre part of Ridgewood Drive a public street as shown on the plat of Ridgewood, Plat No. 852 of the Floyd County, Indiana record of plats and being a part of Section No. 19, Township 2, South, Range 5 East Georgetown Township, Floyd County, Indiana and being more fully described as follows, to-wit:

Beginning at the southwest corner of Lot Number 14 of said Plat No. 852 and on the northerly right-of-way line of Ridgewood Drive and running thence North 89 degrees 43' 11" East along the northerly right-of-way line of said Ridgewood Drive and along the southerly line of said Lot No. 14, a distance of 80.00 feet to a point; thence continuing along said northerly right-of-way line and along said southerly line of Lot No. 14 on a curve to the right, said curve having a central angle of 52 degrees 33' 33", a radius of 180 feet and a chord which bears South 64 degrees 00' 02" East, 159.39 feet to the southeast corner of said Lot No. 14; thence South 52 degrees 16' 44" West, 60 feet to a point on the southerly right-of-way line of said Ridgewood Drive and on the northerly line of Lot No. 15 of said Plat No. 852; thence along said southerly right-of-way line and along said northerly line of said Lot No. 15 on a curve to the left, said curve having a central angle of 52 degrees 33' 33", a radius of 120.00 feet and a chord which bears North 64 degrees 00' 02" West, 106.26 feet to a point; thence continuing along said southerly right-of-way line and along said northerly line of said Lot No. 15, South 89 degrees 43' 11" West, 80.00 feet to the northwest corner of said Lot No. 15 and on the west line of said Section No. 19; thence North 0 degrees 16' 49" West, along said west line, 60.00 feet to the place of beginning and containing 0.2997 of an acre of land.

be and the same hereby is vacated.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage by the Board of Commissioners of the County of Floyd, Indiana, and signed by the Board.

Passed by the Board of Commissioners of the County of Floyd, Indiana, this 5 day of MAR, 1990.

BOARD OF COMMISSIONERS
COUNTY OF FLOYD, INDIANA

Edmund R. Knable
EDMUND R. KNABLE, PRESIDENT

Charles L. Zipp
CHARLES L. ZIPP, MEMBER

Carl Percy, Jr.
CARL PEARCY, JR., MEMBER

ATTEST:

Beth A. Sharp
BETH A. SHARP, COUNTY AUDITOR

Subscribed and sworn to before me this 5 day of MAR, 1990.

Max Mason, Jr.
Written Signature
Resident of HARRISON County

Printed Name MAX MASON, JR.
Date Commission Expires: 1/18/94

PETITION TO VACATE PART OF A PUBLIC WAY

TO: THE BOARD OF COMMISSIONERS OF FLOYD COUNTY, INDIANA

Robert A. Kelso files this petition as attorney for the petitioners, Elliott V. Phillips and Sue D. Phillips, who reside at No. 14 Ridgewood Drive, Floyds Knobs, Indiana. As provided by I.C. 36-7-3-12, the petitioners present to the Board of Commissioners of Floyd County, Indiana, that:

1. The circumstances of the case are as follows:

a. On September 9, 1976, the petitioners, along with Linda Scharf, as owners of the real estate involved, created a subdivision known as Ridgewood, being Plat No. 852 in the records of the office of the Recorder of Floyd County, Indiana.

b. That the petitioners built a home on Lot No. 14 and a barn on Lot No. 15 of said plat, and have resided there since 1976.

c. That Ridgewood Drive, a sixty (60) foot right-of-way, was platted and dedicated to Floyd County, Indiana. Said roadway passes between Lot 14 and Lot 15 and serves no other land.

d. That the petitioners now wish to vacate the part of this roadway that lies between their home and their barn.

2. A copy of Plat No. 852 is attached hereto showing the portion of the roadway to be vacated marked in red. The property proposed to be vacated is specifically described as follows:

Being a 0.2997 acre part of Ridgewood Drive a public street as shown on the plat of Ridgewood, Plat No. 852 of the Floyd County, Indiana record of plats and being a part of Section No. 19, Township 2, South, Range 5 East Georgetown Township, Floyd County, Indiana and being more fully described as follows, to-wit:

Beginning at the southwest corner of Lot Number 14 of said Plat No. 852 and on the northerly right-of-way line of Ridgewood Drive and running thence North 89 degrees 43' 11" East along the northerly right-of-way line of said Ridgewood Drive and along the southerly line of said Lot No. 14, a distance of 80.00 feet to a point; thence continuing along said northerly right-of-way line and along said southerly line of Lot No. 14 on a curve to the right, said curve having a central angle of 52 degrees 33' 33", a radius of 180 feet and a chord which bears South 64 degrees 00' 02" East, 159.39 feet to the southeast corner of said Lot No. 14; thence South 52 degrees 16' 44" West, 60 feet to a point

on the southerly right-of-way line of said Ridgewood Drive and on the northerly line of Lot No. 15 of said Plat No. 852; thence along said southerly right-of-way line and along said northerly line of said Lot No. 15 on a curve to the left, said curve having a central angle of 52 degrees 33' 33", a radius of 120.00 feet and a chord which bears North 64 degrees 00' 02" West, 106.26 feet to a point; thence continuing along said southerly right-of-way line and along said northerly line of said Lot No. 15, South 89 degrees 43' 11" West, 80.00 feet to the northwest corner of said Lot No. 15 and on the west line of said Section No. 19; thence North 0 degrees 16' 49" West, along said west line, 60.00 feet to the place of beginning and containing 0.2997 of an acre of land.

3. The petitioners own all of the land that abuts the property proposed to be vacated.

WHEREFORE, the petitioners pray that the Board of Commissioners of Floyd County, Indiana, after a proper hearing as required by law, will adopt an ordinance that will vacate that part of the public way described in this petition.

ELLIOTT V. PHILLIPS, PETITIONER
SUE D. PHILLIPS, PETITIONER

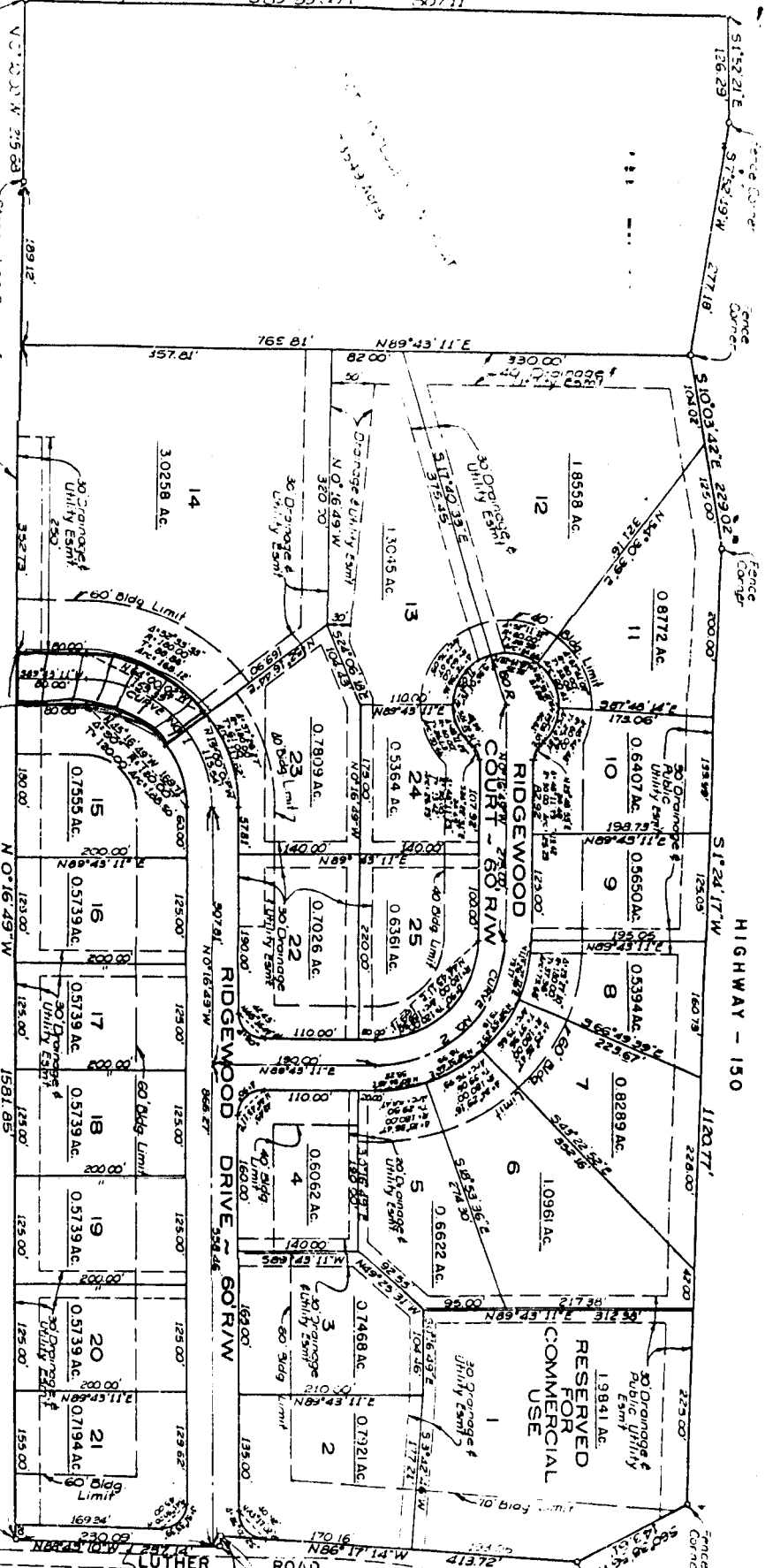
BY: 

ROBERT A. KELSO
409 Bank Street, P. O. Box 785
New Albany, Indiana 47151-0785
(812) 945-9151

Attorney for Petitioners

NEW ALBANY DISTRICT MISSIONARY SOCIETY OF THE METHODIST CHURCH, INC
589°55'31" W 407.11'

Line Dividing Sec 18 & Sec 19



CURVE DATA		
CURVE NO. 1	CURVE NO. 2	
93°20'00"	90°00'00"	
150.00'	150.00'	
235.62'	150.00'	235.62'

NEEDERS CERTIFICATE

Notarizing a plat of Ridgewood Court, a 60-foot wide residential street, in the NW 1/4 of Sec 19, T25S, R16E, S19, Ind. Co. The plat was recorded in the Public Records of Ind. Co. on May 27, 1979. The plat was recorded in the Public Records of Ind. Co. on May 27, 1979. The plat was recorded in the Public Records of Ind. Co. on May 27, 1979.

Notary Public, Ind. Co. No. 12253

DESCRIPTION

Commencing at a stone at the NW Corner of Sec 19 T25S, R16E, and running thence S 0°40'00" E, 215.68'; thence S 0°16'49" E, 189.12' to the true place of beginning of land to be herein described;
Thence N 89°43'11" E, 769.81' to the westerly right of way line of Indiana State Highway No. 150; thence S 10°03'42" E, 239.02' to a fence corner; thence S 1°24'17" W, 111.07' to the westerly right of way line of Luther Road; thence N 86°17'14" W, 413.72' to a concrete highway monument; thence continuing along said northerly right of way line S 1°55'41" W, 12.25' to a concrete highway monument; thence continuing along said northerly right of way line, N 88°43'10" W, 237.14' to an iron pipe on the west line of Sec No. 19; thence N 0°16'49" W, along said west line, 1392.73' to the place of beginning and containing 25.3649 acres of land.

Scale: 1" = 100'

PROTECTIVE COVENANTS

Subject to protective covenants as recorded in the Public Records of Ind. Co. No. 8912 of the Floyd Co., Indiana records.

ENTERED FOR RECORD

This day of July 1979,
Frederick L. Hiner
Floyd County Auditor

FILED & RECORDED

This 9 day of July, 1979,
1:15 o'clock P.M., EST

James P. Phillips
Floyd County Recorder

APPROVED BY
FLOYD COUNTY COMMISSIONERS

Raymond Lbs

Vincent Freiberger

Frederick L. Hiner

Attest: Floyd County Auditor Date 7-7-79

APPROVED BY
FLOYD COUNTY PLAN COMMISSION

Vice-President S.L.

Attest: Date

DEDICATION BY OWNER

We, the undersigned, as owners of the property described herein do hereby acknowledge the same to be a part of Ridgewood Court, and do hereby dedicate to public use all the drainage and public utility easements and all public roadways, as shown or described herein.

Edward V. Phillips

Under Scholt by Edwin Scholt, Attorney

ACKNOWLEDGEMENT

State of Indiana ss
County of Floyd ss
Before me, a notary public, on this 27th day of July, 1979, the within and foregoing plat of Ridgewood Court, a 60-foot wide residential street, in the NW 1/4 of Sec 19, T25S, R16E, S19, Ind. Co. was presented to me by the undersigned, and they acknowledged to me the execution of said plat.

Witness my hand and seal this 27th day of July, 1979.

My commission expires May 27, 1979

PLAT NO. 852
RIDGEWOOD
LAFAYETTE TOWNSHIP
FLOYD COUNTY, INDIANA

NOTE:
Iron pipes set at all lot corners and points of tangency unless otherwise noted. All bearings are computed from true meridian.