

STATE OF INDIANA

BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

ORDINANCE NO. 16 -2013

AN ORDINANCE VACATING A CERTAIN PUBLIC WAY IN NEW WASHINGTON, IN

WHEREAS, this Board of Commissioners of Clark County, Indiana (this “Board”), is the executive body of Clark County government pursuant to the provisions of I.C. 36-2-2-2;

WHEREAS, this Board is also the legislative body of Clark County government pursuant to the provisions of I.C. 36-1-2-9;

WHEREAS, pursuant to I.C. 36-7-3-12, the New Washington Masonic Lodge (NWML 167) petitioned this Board to vacate a public way located in New Washington, Indiana (Exhibit “A”); and

WHEREAS, said public way is contiguous to the property of NWML 167 and this Board has provided appropriate notice to the public and by certified mail to each owner of land that abuts said property proposed to be vacated.

NOW, THEREFORE, BE IT ORDAINED by this Board of Clark County Commissioners as follows:

1. The petition by the NWML 167 to vacate a certain public way located in New Washington, IN is hereby granted; and,
2. The clerk of the legislative body shall furnish a copy of this vacation ordinance to the county recorder for recording and to the county auditor.

So Ordained this 10th day of October, 2013.

[signature page to follow]

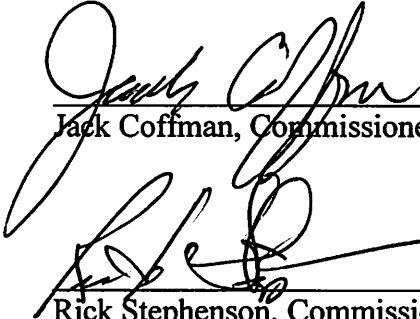
Members voting "NO":

Jack Coffman, Commissioner


Rick Stephenson, Commissioner

John Perkins, Commissioner


Members voting "YES":



Jack Coffman, Commissioner



Rick Stephenson, Commissioner



John Perkins, Commissioner

Attested by:



R. Monty Spelling, Clark County Auditor

NEW WASHINGTON MASONIC LODGE
#167  F. & A.M.

EXHIBIT "A"

New Washington, Indiana 47162

September 10, 2013

To: Board of Commissioners of Clark County, Indiana (Amended Petition)

At present there are (unimproved) alleys marked on the plat map of Blocks 37 & 60, 38 & 59, 38 & 39, 39 & 58 and 58 & 59, in New Washington, Indiana. With this petition the favor of the Board of Commissioners of Clark County, Indiana is requested.

1. The *New Washington Masonic Lodge #167 (NWML 167)* at 111 North Ohio Street, PO Box 244, New Washington, Indiana 47162 petitions the Board of Commissioners of Clark County, Indiana to vacate the (unimproved) alleys between lots 37 & 60, 38 & 59, and 38 & 39 in New Washington, Indiana.
2. The *NWML 167* is the deeded owner in part or all of the property on both sides of the alley between lots 37 & 60, 38 & 59, 39 & 58 and 38 & 39.
3. The property on the East side of the alley between lots 38 & 39 is owned by *NWML 167* and the property on the West side of this alley is owned in part by *NWML 167* and the other by the *Fire House Pizza* at 408 First Street, New Washington, IN 47162. This property is owned by Donald G. & Regina Jones at 6020 Hibernia Road, Charlestown, Indiana 47111.
4. Mr. Jones has a notarized statement of his concurrence with the request of this petition.
5. The property owners stated above are the only property owners of record on the property on either side of these alleys.

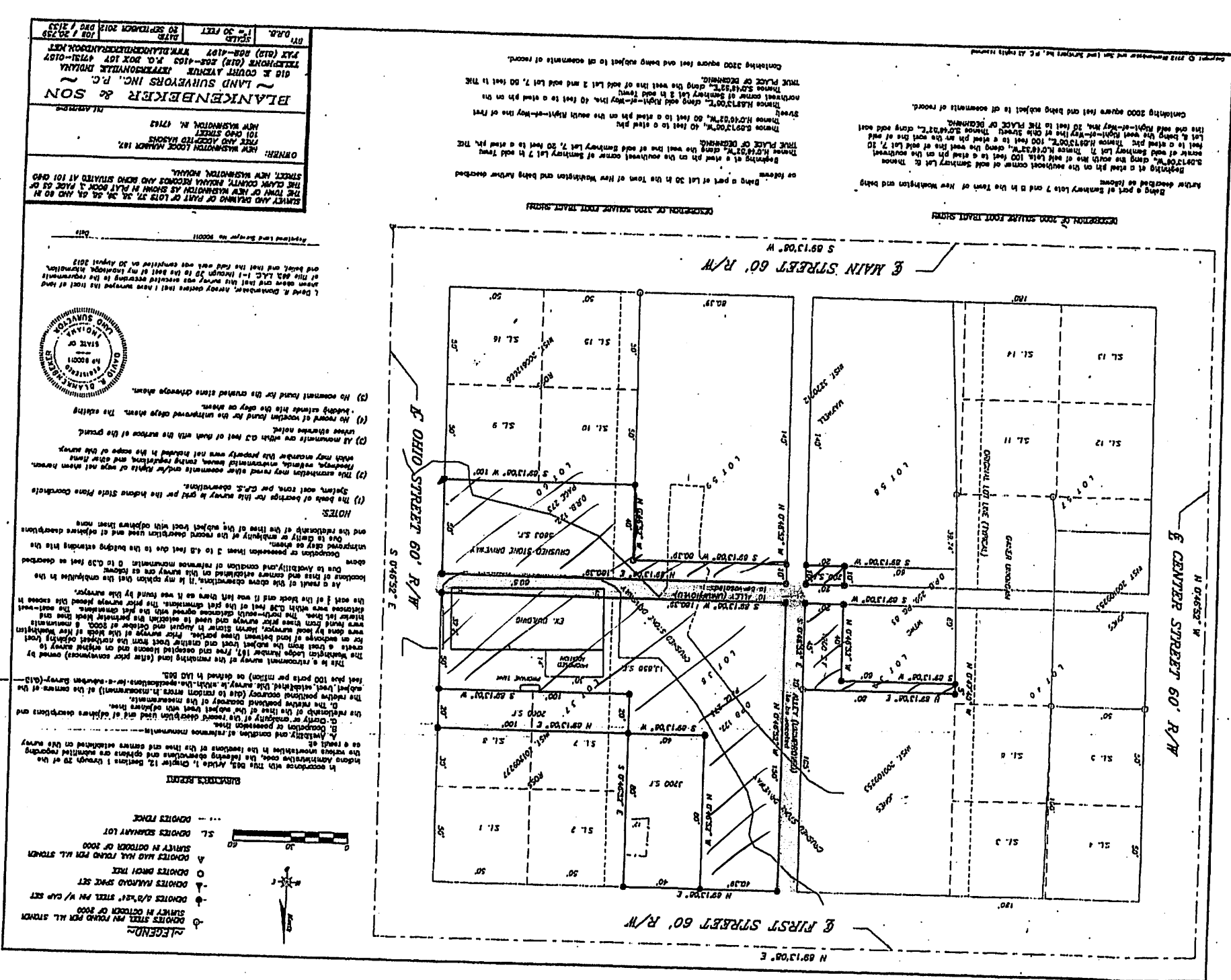
Requested on this date by the *New Washington Masonic Lodge #167*.

(Lodge Seal)

Property Owner stated in this petition is:

1. *Fire House Pizza* 10-12-03-200-115.000-034 (2001-09253)
408 First Street 10-12-03-200-114.000-04 (32-20494)
New Washington, IN 47162
Owned By – Donald G & Regina Jones
6020 Hibernia Road
Charlestown, IN 47111

Handwritten: N 88°13'08" E 60' R/W



LEGEND

- DONORS STREETS PER ALL STATIONS
- SURVEY IN DISTRICT OF 2000
- DONORS RAILROAD SPICE SET
- DONORS BRICK TRAIL
- DONORS MAIL ROAD PER ALL STATIONS
- SURVEY IN DISTRICT OF 2000
- DONORS BRICK TRAIL
- DONORS RAILROAD SPICE SET
- DONORS 4/2" x 4" STEEL PER W/ CAP SET
- SURVEY IN DISTRICT OF 2000
- DONORS STREETS PER ALL STATIONS
- SURVEY IN DISTRICT OF 2000
- DONORS BRICK TRAIL
- DONORS MAIL ROAD PER ALL STATIONS
- SURVEY IN DISTRICT OF 2000

SURVEYOR'S REPORT

In accordance with the D.S., Article 1, Chapter 12, Section 1 of the Ohio Revised Code, the following observations and opinions are submitted regarding the plat above:

- A. Accuracy and condition of reference monuments.
- B. Correctness or error of the record descriptions.
- C. Correctness or error of the field notes and other data in the relationship of the time of the subject tract with other tracts now on record.
- D. The relative positions (date of the measurements) of the corners of the subject tract with other monuments.
- E. The relative positions (date of the measurements) of the corners of the subject tract with other monuments.
- F. The area of the subject tract (in acres and square feet) as determined by the measurements and as shown on the plat.
- G. The area of the subject tract (in acres and square feet) as determined by the measurements and as shown on the plat.
- H. The area of the subject tract (in acres and square feet) as determined by the measurements and as shown on the plat.
- I. The area of the subject tract (in acres and square feet) as determined by the measurements and as shown on the plat.
- J. The area of the subject tract (in acres and square feet) as determined by the measurements and as shown on the plat.

NOTES:

- (1) The books of bearings for this survey are kept in the Public Office in Columbus, Ohio, and are open for public inspection.
- (2) This certificate may be used as evidence in any court of law.
- (3) The plat is a true and correct copy of the original survey.
- (4) The plat is a true and correct copy of the original survey.
- (5) The plat is a true and correct copy of the original survey.
- (6) The plat is a true and correct copy of the original survey.
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- (17) The plat is a true and correct copy of the original survey.
- (18) The plat is a true and correct copy of the original survey.
- (19) The plat is a true and correct copy of the original survey.
- (20) The plat is a true and correct copy of the original survey.

OWNER: NEW WASHINGTON LOGGERS ASSN. INC.
 101 0th Street
 New Washington, N. H. 7712

BLANKENBEEKER & SON
 LAND SURVEYORS INC., P.C.
 812 COURT AVENUE
 WASHINGTON, D.C. 20010
 TEL: (202) 462-1100
 FAX: (202) 462-1101
 WASHINGTON, D.C. 20010

DATE: 11-30-2012
BY: J. BLANKENBEEKER
 101 0th Street
 New Washington, N. H. 7712