

ORDINANCE NO. 2010- 06

VACATION OF ALLEY BETWEEN GOODWINE STREET AND FORREST STREET, AND BETWEEN OHIO STREET AND ILLINOIS STREET, IN THE TOWN OF TAB, INDIANA

Comes now the Warren County Commissioners, and makes the following recitals and ordains as follows:

WHEREAS, within the unincorporated Town of Tab, in Warren County, Indiana, there is an alley between Goodwine Street and Forrest Street, and between Ohio Street and Illinois Street, more particularly described below;

WHEREAS, Margie Krick, Felix E. Hembree, Hazel L. Hembree and Emma Elizabeth Bacon, who represent all the owners of land abutting said alley, have filed a petition for the vacation of said alley with the Town of Tab so that the owners may use their real estate without the possibility of an alley or public way crossing their property (said Petition is attached hereto and made a part of this Ordinance), and;

WHEREAS, Notice of said Petition was given, and a hearing was held, pursuant to Indiana Code §36-7-3-12, and at that hearing no person aggrieved by the proposed vacation objected to said petition;

IT IS THEREFORE ORDAINED AS FOLLOWS:

1. That all the certain real portion of property, being an alley within the unincorporated Town of Tab, Warren County, Indiana, and being more particularly described as follows:

An alley between Goodwine Street and Forrest Street, and between Ohio Street and Illinois Street, running north and south with dimensions of twenty (20) feet in width and three hundred thirty (330) feet in length, and lying between Lots 31-35 and Lots 36-40 in the Town of Tab, Warren County, Indiana,

is vacated, subject to any reservation of easements previously recorded.

2. That the vacation of said alley is subject to the rights of all public utilities in, over or


under said alley, and the Petitioners requesting such vacation shall be responsible to the public utilities for any vacating, re-arrangement or relocating costs in the event the same are necessary without any costs to Warren County, Indiana, its successors or assigns.

3. That all costs incident to the above mentioned vacation are to be paid by Petitioners.

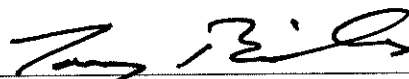
4. That all ordinances or parts of ordinances conflicting with the provisions of this ordinance are repealed.

All of which is ordained this 21st day of June, 2010.

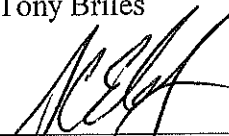
Warren County Commissioners



Tom Hetrick




Tony Briles



Steve Eberly

ATTEST:



Michelle Hetrick, Auditor of Warren County