

STATE OF INDIANA)
COUNTY OF BOONE)

SS:

CITY COUNCIL
CITY OF LEBANON
BOONE COUNTY, INDIANA

IN RE: THE VACATION OF ALLEY
PRAIRIE INDUSTRIES, INC.

Petitioner.

ORDINANCE # 84-9

ORDINANCE FOR ALLEY VACATION

WHEREAS: A Petition for Vacation of Alley has been filed by Petitioner, Prairie Industries, Inc., with the Board of Public Works and Safety, and with the City Council, City of Lebanon, Boone County, Indiana; and

WHEREAS: It appearing to the satisfaction of the Board of Public Works and Safety and the City Council that proof of publication of notice was given pursuant to statute to-wit; that notice was published ten days before this hearing, to wit: on April 13, 1984, in the Lebanon Reporter, a daily newspaper of general circulation, printed and published in the City of Lebanon, Boone County, Indiana; and

WHEREAS: Abutting and adjoining landowners have been given notice by certified mail; and

WHEREAS: Evidence being heard, the Board of Public Works and Safety and the City Council of the City of Lebanon, Boone County, Indiana hereby find that the alley hereinafter described is not being used as a public way, should be vacated and become part and parcel of the adjoining property, and such vacation would be in the public interest.

BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF LEBANON, COUNTY OF BOONE, STATE OF INDIANA AND THE CITY COUNCIL OF THE CITY OF LEBANON, COUNTY OF BOONE, STATE OF INDIANA.

That, the following described alley is hereby vacated as a public way:

A part of an alley having been platted in New's Addition in the City of Lebanon, Boone County, Indiana lying between Lots #2, 3 and 5 in said addition and particularly described as follows:

Begin at the southeast corner of the aforesaid Lot #2, and proceed thence North 00° 27' 23" West (an assumed bearing), 136.91 feet; thence North 48° 26' 42" East, 21.23 feet; thence South 00° 27' 23" East, 150.85 feet; thence South 89° 30' 17" West, 16.00 feet to the point of beginning, containing 0.0528 Acres, more or less. All Dimensions computed from electronic measurements.

THAT FURTHER, the vacated alley shall become part and parcel of the real estate owned by Petitioner, Prairie Industries, Inc., and Eugene F. Scamahorn and Ruth L. Scamahorn more particularly described as follows:

A) Prairie Industries Inc. shall own the following described real estate:

A part of an alley having been platted in New's Addition in the City of Lebanon, Boone County, Indiana lying between Lots 2, 3 and 5 in said Addition, particularly described as follows:

Begin at the southeast corner of the aforesaid Lot #2, and proceed thence North 00° 27' 23" West, 65.52 feet along the lot line; thence South 41° 09' 32" East, 19.25 feet; thence North 48° 50' 28" East, 4.54 feet; thence South 00° 27' 23" East, 53.88 feet along the lot line; thence South 89° 30' 17" West, 16.00 feet to the point of beginning: AND ALSO: From the southeast corner of the aforesaid Lot #2, proceed thence North 00°