

ORDINANCE NUMBER: 2016: 2016-02(03-30)

**AN ORDINANCE TO VACATE A PORTION OF
AN EASEMENT LOCATED IN THE NEW CASTLE HENRY COUNTY
INDUSTRIAL PARK
IN HENRY TOWNSHIP, HENRY COUNTY, INDIANA**

WHEREAS, Henry County Rural Electric Membership Corporation (“Henry County REMC”) owns real estate in the New Castle Henry County Industrial Park (“Industrial Park”) which is where it will construct its new corporate headquarters; and

WHEREAS, the real estate contain a portion of a platted, yet unimproved easement (“easement”); and

WHEREAS, Henry County REMC has filed a Petition before this Board for the vacation of the easement: and

WHEREAS, the vacation of this easement will not adversely affect any adjoining owner of real estate or any present use or future development in the Industrial Park;

WHEREAS, Henry County has no anticipated need for the easement nor will it be used as a means of ingress or ingress and egress by the public generally or the adjoining landowners; and

WHEREAS, it is in the best interests of Henry County, Indiana, to vacate the easement; and

WHEREAS, Henry County REMC has met the statutory requirements for the granting of its Petition including the publication of the required legal notices and has submitted the publishers’ affidavits to the Henry County Auditor’s Office; and

WHEREAS, the Henry County Commissioners have the statutory jurisdiction over this matter.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Henry County, Indiana, that the Petition of Henry County REMC to vacate the easement more particularly described as follows shall be granted:

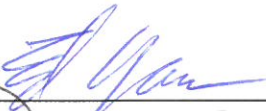
PART of the Northwest Quarter of Section 34, Township 17 North, Range 10 East, Henry Township, Henry County, Indiana, and more particularly described as follows:

COMMENCING at a brass plug at the Northwest Corner of said Section 34; thence South 01 degree 09 minutes 27 seconds West (basis of bearings per Instrument number 20039211 in the office of the Henry County Recorder) 1998.13 feet along the West line of said Section 34; thence South 89 degrees 51 minutes 48 seconds East (and passing through a 5/8" rebar with cap at 39.45 feet) 340.58 to a 5/8" rebar with cap, said rebar being the POINT OF BEGINNING; thence continuing South 89 degrees 51 minutes 48 seconds East 49.94 feet; thence North 02 degrees 29 minutes 06 seconds East 375.28 feet; thence North 89 degrees 59 minutes 28 seconds West 50.01 feet; thence South 02 degrees 28 minutes 26 seconds West 375.17 feet to the POINT OF BEGINNING.

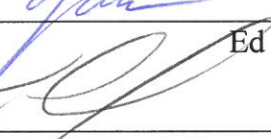
This Ordinance shall become effective immediately upon its passage.

Adopted by the Board of County Commissioners of Henry County, Indiana, this 30th day of March, 2016.


BOARD OF COMMISSIONERS OF HENRY
HENRY COUNTY, INDIANA



Ed Yanos, President

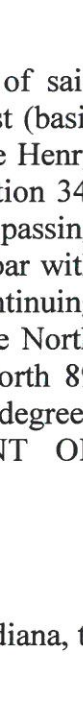


Kim L. Cronk



Butch Baker

Attest:



Patricia A. French
Henry County Auditor