

ORDINANCE NO. 19

AN ORDINANCE TO VACATE ALL OF LOCUST
LANE IN MC CARTY ACRES SUBDIVISION,
ROLLING PRAIRIE, LA PORTE COUNTY,
INDIANA.

WHEREAS, Richard P. Dolan and Jacqueline L. Dolan, husband and wife, and Michael M. Spurling and Kathy J. Spurling, husband and wife, filed their petition with the Board of County Commissioners of La Porte County, Indiana, asking to vacate all of Locust Lane in Mc Carty Acres Subdivision, Rolling Prairie, La Porte County, Indiana, and is more particularly described as:

Commencing at the northwest corner of Lot 8 in Mc Carty Acres Subdivision, thence East along the South line of Locust Lane to the northeast corner of Lot 8; thence northerly along the easterly boundary of Locust Lane to the southeast corner of Lot 7; thence in a westerly direction along the northerly line of Locust Lane to the southwest corner of Lot 7; thence south along the westerly line of Locust Lane to the southwest corner of Lot 8 also being the point of beginning.

WHEREAS, following the filing of this petition the Board of County Commissioners scheduled a public hearing thereon to be held on this date; and

WHEREAS, notice was given of the filing of this petition and of the hearing thereon by publication in the manner prescribed by Indiana Code 5-3-1-1 et seq, and by certified mail to each owner, other than the petitioners, of land that abuts the property which the petitioners are asking to be vacated; and

WHEREAS, the Board of County Commissioners, as the legislative body of La Porte County, Indiana, have now conducted the public hearing on the petition to vacate and have determined that said Locust Lane located between Lot 7 and Lot 8 in Mc Carty Acres Subdivision, Rolling Prairie,

La Porte County, Indiana, should be vacated subject to the right of the Northern Indiana Public Utility Company to install and maintain its public utilities through the middle of the vacated Locust Lane, and subject to the right of Jim Pressel to use Locust Lane until the 3rd day of June, 2009 for the purpose of removing a mound of black dirt. When Jim Pressel completes the removal of the black dirt he shall, at his own cost and expense, restore the vacated Locust Lane to its condition prior to its use as a road to remove the black dirt. This restoration shall be done within thirty days of removing the black dirt, but in no event later than the 3rd day of June, 2009.

NOW, THEREFORE,

Section 1. Be it and it is hereby ordained by the Board of County Commissioners of La Porte County, Indiana, that the following described real estate situated in Mc Carty Acres Subdivision, Rolling Prairie, La Porte County, State of Indiana, to-wit:

Commencing at the northwest corner of Lot 8 in Mc Carty Acres Subdivision, thence East along the South line of Locust Lane to the northeast corner of Lot 8; thence northerly along the easterly boundary of Locust Lane to the southeast corner of Lot 7; thence in a westerly direction along the northerly line of Locust Lane to the southwest corner of Lot 7; thence south along the westerly line of Locust Lane to the southwest corner of Lot 8 also being the point of beginning.

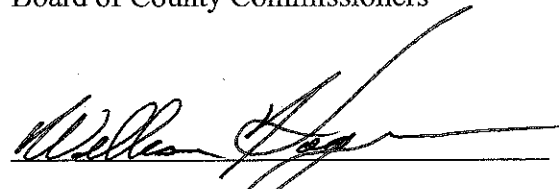
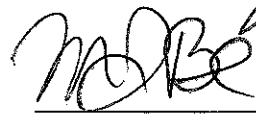
be, and the same is, hereby vacated as a public way, should be vacated subject to the right of the Northern Indiana Public Utility Company to install and maintain its public utilities through the middle of the vacated Locust Lane, and subject to the right of Jim Pressel to use Locust Lane until the 3rd day of June, 2009 for the purpose of removing a mound of black dirt. When Jim Pressel completes the removal of the black dirt he shall, at his own cost and expense, restore the vacated Locust Lane to its condition prior to its use as a road to remove the black dirt. This restoration shall be done within thirty days of removing the black dirt, but in no event later than the 3rd day of June,

2009.

Section 2. The Clerk of the Board of County Commissioners of La Porte County, Indiana, shall furnish a copy of this vacation ordinance to the La Porte County Recorder in order that the same may be placed of record in the records of the Recorder's Office, and shall also furnish a copy to the La Porte County Auditor.

APPROVED, this 7th day of ^{OCTOBER}~~September~~, 2008.

Board of County Commissioners

ATTEST:


La Porte County Auditor 10/15/08

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law.

William E. Hedge