

ORDINANCE NO. 91-6

AN ORDINANCE TO VACATE A STRIP OF PROPERTY 50 FEET WIDE BY 266.70 FEET LONG SITUATED BETWEEN LOTS 6 AND 7 OF KELLEY SUBDIVISION, LA PORTE COUNTY, INDIANA, AS RECORDED IN PLAT BOOK 17, PAGE 57 IN THE OFFICE OF LA PORTE COUNTY RECORDER

WHEREAS, Stanley J. Hynek and Katherine L. Hynek have filed a petition to vacate a parcel of land in the County of LaPorte, State of Indiana, more particularly described as follows, to-wit:

A strip of land 50 feet wide by 266.70 feet long between Lots 6 and 7 of Kelley Subdivision, a subdivision of La Porte County, Indiana, as recorded in Plat Book 17, Page 57, in the Office of the La Porte County Recorder, (hereinafter referred to as the "Property").

WHEREAS, the Petitioners are the sole owners of the following described real estate, more particularly described as follows:

Lot No. 7 of Kelley Subdivision, as recorded in Plat Book 17, Page 57, in the Office of the La Porte County Recorder; and, A parcel of land situated in the Southwest 1/4 of Section 6, Township 37 North, Range 1 West, La Porte County, Indiana, being more particularly described as follows: Commencing at an iron pipe marking the South Quarter corner of Section 6, Township 37 North, Range 1 West, La Porte County, Indiana; Thence: N 1° 05' 58" E, along the East line of the Southwest Quarter of Section 6, a distance of 1675.97' to an iron pipe; Thence: N 88° 54' 02" W, a distance of 87.26' to an iron pipe of the point of beginning; Thence: S 49° 23' 40" W, a distance of 92.45' to an iron pipe marking the Southeasterly corner of Lot No. 7 of Kelley Subdivision, as recorded in Plat Book 17, Page 57, in the Office of the La Porte County Recorder; Thence: N 40° 36' 20" W, along the Easterly line of said Lot No. 7, a distance of 82.39' to an iron pipe; Thence: S 88° 54' 02" E, a distance of 123.84' to the point of beginning; and,

WHEREAS, Larry Lineberry is the owner in fee simple of the described real estate situated in the County of La Porte, State of Indiana, more particularly described as follows:

Lot Six (6) in Kelley Subdivision, a subdivision of La Porte County, recorded in Plat Book 17, Page 57, in the Office of the Recorder of La Porte County, Indiana; and,

WHEREAS, a public hearing was set by the Board of County Commissioners of La Porte County for August 27th, 1990, at 10:00 o'clock AM in the La Porte County Courthouse in order to hear the

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ANNE H. DALEY
RECORDER LA PORTE CO.

APR 8 1991

Betty J. Skelton
Recorder of La Porte County, Indiana

SUBJECT TO FINAL ACCEPTANCE FOR TRANSFER

matters presented by said petition, and that notice was published in the La Porte Herald-Argus on August 10th, 1990, and that proof of publication was submitted to the Board, and that notice of the hearing, as required by statute, was sent to the land owners whose real property abuts the property proposed to be vacated and who are Larry Lineberry, R. R. 1, Rolling Prairie, Indiana 46371; Jack L. Williams, 2066 W. 450 N., La Porte, Indiana 46350; and Stanley J. Hynek and Katherine L. Hynek, 6352 E U.S. 20, Rolling Prairie, Indiana 46371; and,

WHEREAS, the Board of Commissioners for the County of LaPorte held a public hearing in the La Porte County Courthouse at 10:00 o'clock AM on the following days: August 27, 1990; December 17, 1990; and February 19, 1991, at which hearings the petitioners, Stanley J. Hynek and Katherine L. Hynek, were present in person and by their counsel, Dennis F. Smith, and that the respondent, Jack L. Williams, was present in person and by his counsel, Michael P. Burns; and that the land owner, Larry Lineberry, failed to appear at all hearings; and,

WHEREAS, after hearing all of the evidence presented and hearing the argument of counsel, the Board determined that it was to the best interest of the development of the County of LaPorte, State of Indiana, and the welfare of its citizens that the petition be granted and the property vacated; and,

WHEREAS, the Board of County Commissioners for the County of La Porte has determined that the petition to vacate the property should be granted.

NOW, THEREFORE, BE IT ORDAINED:

Section 1.

The property as proposed to be vacated by the petitioners, Stanley J. Hynek and Katherine L. Hynek, to-wit:

A strip of land 50 feet wide and 266.70 feet long situated between Lots 6 and 7 of Kelley Subdivision, La Porte County, Indiana, as recorded in Plat Book 17, Page 57, in the Office of the La Porte County Recorder,

be and the same is hereby vacated.

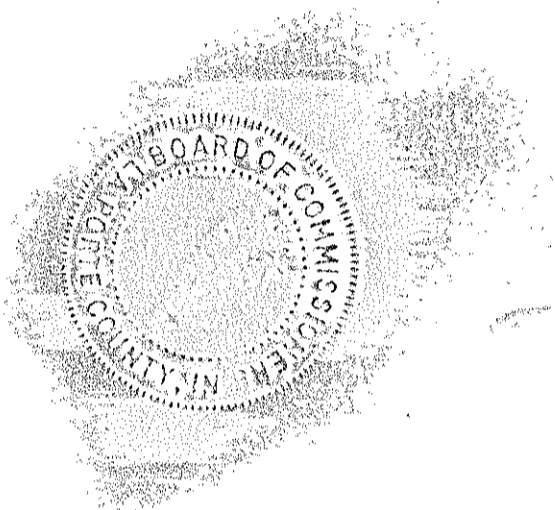
Section 2.

The auditor shall furnish a copy of this Ordinance to the La Porte County Recorder for recording and shall maintain a copy for the files of the Office of La Porte County Recorder.

Section 3.

This Ordinance shall be in effect from and after its passage according to law.

PASSED this 8th day of ~~March~~ ^{April}, 1991.



COUNTY COMMISSIONERS FOR THE COUNTY OF LA PORTE, STATE OF INDIANA

Michael T. Quinn
Michael T. Quinn

Norman E. Pahs
Norman E. Pahs

Merle Bannwart
Merle Bannwart

ATTEST:

Betty J. Shail
Betty J. Shail, Auditor

Please publish two (2) times in the LaPorte Herald-Argus and Michigan City News-Dispatch on Friday, April 19, 1991 and Friday, April 26, 1991.