

ORDINANCE NO. 2005 - 5

ANNEXATION OF CERTAIN LANDS TO
TOWN OF FORT BRANCH, GIBSON COUNTY, INDIANA

BE IT ORDAINED BY THE TOWN COUNCIL OF FORT BRANCH, GIBSON COUNTY, INDIANA, under authority of Indiana Code 36-4-3-et seq. and as amended, as follows:

SECTION 1: The following described real estate situated in Union Township, Gibson County, Indiana, and said real estate being contiguous to the corporate boundaries of the Town of Fort Branch, Indiana, are hereby annexed and made a part of the Town of Fort Branch, Indiana, for all purposes, pursuant to Indiana Code 36-4-3-et seq. and more particularly described as follows:

Part of the west half of Section (18), Township (3) South, Range (10) West, in Union Township, Gibson County, Indiana and more particularly described as follows:

Begin at the point of intersection of the south right-of-way line of State Highway #168 and the range line dividing Ranges 10 and 11, which point of intersection is 25.0 feet south of the centerline of said State Highway #168 and also 19.62 feet south of the southwest corner of the northwest quarter of Section 18, Township 3 South, Range 10 West; and from said beginning point thence North 00 degrees 00 minute 00 seconds east nineteen and sixty-two hundredths (19.62) feet to a railroad spike marking the southwest corner of the northwest quarter of said section 18; thence North 00 degrees 00 minutes 00 seconds East along the west line of the northwest quarter of said section 18 eight hundred ninety-eight and no hundredths (898.00) feet to the south corner of a 10.5647 acre parcel described in Document #91-1826 and being the northwest corner of a 44.0686 acre parcel described in Document #91-1700; thence North 38 degrees 21 minutes 20 seconds East along a ditch and along the line dividing the said 44.0686 & 10.5647 acre parcel twelve hundred twenty-eight and forty-three hundredths (1228.43) feet; thence North 76 degrees 36 minutes 49 seconds East along said ditch and along the north line of said 44.0686 acre parcel and along a south line of a 15.9896 acre parcel described in Document #93-3917 six hundred forty-seven and thirty-four hundredths (634.34) feet to the southeast corner of said 15.9896 acre parcel; thence South 00 degrees 09 minutes 37 seconds East eighty-two and twenty-eight hundredths (82.28) feet to the northwest corner of Little York Village (Phase II); thence South 89 degrees 32 minutes 24 seconds East along the north line of said Little York Village five hundred ninety-eight and ten hundredths (598.10) feet a corner of said Little York Village (Phase II); thence South 00 degrees 31 minutes 48 seconds East along a line of said Little York Village one hundred forty-four and eleven hundredths (144.11) feet to a corner of said Little York Village (Phase II); thence South 89 degrees 16 minutes 48 seconds East along a line of said Little York Village three hundred forty and seventy hundredths (340.70) feet to the northeast corner of said Little York Village (Phase II); thence South 00 degrees 32 minutes 56 seconds East along the east line of said Little York Village seven hundred seventy and sixty-one hundredths (770.61) feet to the southeast corner of Little York

Village (Phase II); thence North 89 degrees 31 minutes 53 seconds West along the south line of said Little York Village (Phase II) nine hundred forty-one and ninety-five hundredths (941.95) feet to the southwest corner of said Little York Village (Phase II); thence South 00 degrees 31 minutes 42 seconds East along the west line of Little York Manor Subdivision seven hundred twenty-eight and no hundredths (728.00) feet to a point which is 50.0 feet south of the northwest corner of Lot #9 of the subdivision; thence North 89 degrees 32 minutes 32 minutes 36 seconds West seven hundred eighty-nine and thirty-one hundredths (789.31) feet (record dimension is 791.0') to the east line of the old Holy Cross cemetery parcel; thence South 00 degrees 00 minutes 00 seconds West along the east line of said old cemetery parcel three hundred thirty and no hundredths (330.00) feet to the south 40 foot right-of-way line of State Highway #168; thence North 89 degrees 33 minutes 33 seconds West along said right-of-way line four hundred forty-two and fifteen hundredths (442.15) feet (record dimension is 447.50'); thence North 00 degrees 48 minutes 14 seconds East along said Highway right-of-way line fifteen and no hundredths (15.00) feet; thence North 89 degrees 33 minutes 33 seconds West along the south 25 foot highway right-of-way line one hundred seventy-three and seven hundredths (173.07) feet (record dimension is 167.5') to the point of beginning. Containing 66.305 Acres, more or less. Subject to all legal rights-of-ways, limitations, and/or easements of record.

The above description was prepared by Fred J. Kuester, Registered Land Surveyor #S0137.

SECTION 2: This Ordinance shall assign the above described annexed real estate and its residents to Fort Branch municipal legislative body District Number 3 and Union Township Precinct Number 3.

SECTION 3: This Ordinance shall be in full force and effect pursuant to Indiana Code 36-4-3-7, in the absence of remonstrance and appeal, sixty (60) days after final publication hereof, and the Clerk-Treasurer of Fort Branch, Indiana is hereby directed to publish this Ordinance as required by law.

SECTION 4: Should any section, subsection, paragraph or provision of this Ordinance be declared to be invalid or unconstitutional, such decision shall not affect the validity of the Ordinance as a whole or any part thereof other than the parts so declared to be invalid or unconstitutional.

SECTION 5: This Ordinance shall be in full force and effect from and after its passage by the Town Council of Fort branch, Indiana, and publication as required by law.

TOWN COUNCIL OF FORT BRANCH, INDIANA

DATED:

MAY 20, 2005

Gerald L. Bledsoe
GERALD L. BLEDSOE, PRESIDENT

200500004635
MCDONALD LAW OFFICE
120 S MAIN ST
PRINCETON, IN 47670

RAY O. FALLS, COUNCILMAN

CHRISTOPHER J. MOSBY, COUNCILMAN

ATTEST: (SEAL)

LORI HALEY, CLERK-TREASURER

STATE OF INDIANA

County of Gibson

ss:

Before me, a Notary Public in and for said County and State, personally appeared Gerald L. Bledsoe, Christopher J. Mosby and Lori Haley, who acknowledged the execution of the foregoing Ordinance 2005-5, and who, having been duly sworn, stated that any representations therein contained are true

WITNESS May 20, 2005

FILED

JUL 25 2005

Mary B Key
GIBSON COUNTY AUDITOR

James G. McDonald
Gibson County
47670

Comm expires 1-15-08

Instrument Prepared By:
James G. McDonald

DULY ENTERED FOR TAXATION
Subject to final acceptance for transfer
_____ day of _____

Mary B Key
Auditor
Gibson County

Parcel # _____