

TOWN OF VERNON, INDIANA  
ORDINANCE NUMBER 104

WHEREAS, on March 18, 1994, Lisa Jines and Rick L. Martin filed a Verified Petition To Vacate Public Way with the Clerk.

WHEREAS, notice by certified mail, return receipt requested, was given to the affected landowners as required by law and notice of the filing of the petition was published once in the North Vernon Sun on March 29, 1994, and once in the North Vernon Plain Dealer on March 31, 1994.

WHEREAS, the petition was discussed at a regular meeting of the Vernon Town Council held on April 8, 1994, at 7:00 p.m., and after due discussion and upon a motion duly made, seconded and unanimously approved, it was duly ORDAINED AND RESOLVED as follows:

All that part of the alley, being ten feet (10') in uniform width and commencing at the eastern edge of Posey Street in the Town of Vernon and running ~~thence~~ east one hundred thirty-two feet (132'), lying immediately to the south of lots 85 and 86 in the Town of Vernon, Indiana

is hereby vacated.


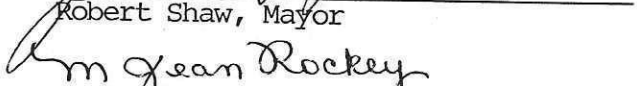
Pursuant to law, the northern five feet (5') of the vacated alley shall revert to the present fee owners, that being Lisa Jines as to lot 86, whose address is P. O. Box 235, Vernon, Indiana 47282, and Lisa Jines and Rick L. Martin, as tenants in common, as to lot 85, whose address is South State Street, North Vernon, Indiana, and the southern five feet (5') of the vacated alley shall revert to Daniel L. Stark, whose address is 440 South State Highway 7, North Vernon, Indiana.

APPROVED:

  
Robert Rockey, Councilman

  
John Hall, Councilman

  
Rebecca Mitchell, Councilman

  
Robert Shaw, Mayor  
  
M. Jean Rockey, Clerk-Treasurer

(SEAL)

THIS INSTRUMENT  
WAS PREPARED BY:  
Jon W. Webster  
WEBSTER AND WEBSTER  
Attorneys at Law  
524 North State Street  
Post Office Box 306  
North Vernon, IN 47265-0306  
Telephone: (812) 346-5701

BEFORE THE VERNON TOWN COUNCIL

NOTICE OF FILING OF  
VERIFIED PETITION TO VACATE PUBLIC WAY

On March 18, 1994, Lisa Jines and Rick L. Martin filed, with my office, a Verified Petition To Vacate Public Way to vacate the dedicated alleys in the Town of Vernon which lie immediately south and east of lots 85 and 86 in the Town of Vernon, Indiana.

These alleys have been dedicated, but are presently unimproved and not being used as an alley.

The Vernon Town Council will take action on this request at its meeting to be held on the 8 day of April, 1994, at 7 o'clock P.M. at the Vernon Town Hall located in Vernon, Indiana.

Any person aggrieved by this request or wishing to address the Council is invited to attend the meeting.

Dated: 3-22-94

Jean Rockey  
Jean Rockey, Clerk-Treasurer  
Town of Vernon, Indiana

NOTE - Publish twice in the North Vernon Plain Dealer

WEBSTER AND WEBSTER  
ATTORNEYS AT LAW

HAROLD W. WEBSTER  
JON W. WEBSTER

524 North State Street, P.O. Box 306  
North Vernon, Indiana 47265  
812-346-5701  
FAX 812-346-7797

March 15, 1994

Ms. Jean Rockey  
Clerk-Treasurer  
Vernon Town Council  
Town Hall  
Vernon, IN 47282

Dear Jean:

Enclosed is a Verified Petition To Vacate Public Way. Please set this petition for hearing within thirty (30) days of your receipt of this petition.

A Notice of Filing of Verified Petition To Vacate Public Way is enclosed. Please insert the day and time of the meeting, date the Notice, sign and return it to me. An envelope is enclosed for your use.

I'll send Notices to the affected landowners by certified mail, return receipt requested, and publish the Notice in the newspaper as required by law. You should post a copy at the Town Hall where the public can see it and keep a copy for your file.

Thank you!

Sincerely,

WEBSTER AND WEBSTER

By: Jon W. Webster  
Jon W. Webster

JWW/ec

enclosures as mentioned

Certified Mail  
#P 174-815-312

BEFORE THE VERNON TOWN COUNCIL

VERIFIED PETITION TO VACATE PUBLIC WAY

Comes now the Petitioners, Lisa Jines and Rick L. Martin, in person and by counsel, Jon W. Webster, and respectfully petition the Town of Vernon, Indiana, to vacate dedicated, but unused and unimproved alley ways lying to the south and east of lots 85 and 86 in the Town of Vernon and in support hereof say:

1.) Petitioners are the fee simple owners of lot 85 in the Town of Vernon. Their deed of record is dated March 15, 1994, and recorded as instrument #9401139 in the Recorder's Office of Jennings County, Indiana. The common address is 324 Posey Street, Vernon, Indiana. Petitioner, Lisa Jines, is the owner of lot 86. Her deed of record is dated October 2, 1992, and recorded on October 14, 1992, in Deed Record 157, Page 666 in the Recorder's Office of Jennings County, Indiana.

2.) Lying just to the south and east of lots 85 and 86 is a vacated, but unused and unimproved alley way approximately ten feet (10') in width.

3.) The alley on the east side of lots 85 and 86 begins on the north at Jackson Street and runs south one hundred thirty-two feet (132'). The alley on the south side of lots 85 and 86 begins on the south at Posey Street and runs west two hundred seventy-four feet (274') until it intersects with the above alley.

4.) The reason for the vacation is to eliminate wasted real estate and form one (1) continuous piece of real estate and extend the dimensions of lots 85 and 86 on the south and east sides by an additional five feet (5').

5.) The effected pieces of real estate not owned by Petitioners are as follows:

Lots 87 and 88 - Owned by Daniel W. Stark and Darlene Stark

Lots 81, 82, 83 and 84 - Owned by Eugene Sandlin

WHEREFORE, Petitioners respectfully request a hearing on this petition within thirty (30) days after its receipt and that the above alley way be vacated pursuant to IND. CODE 36-7-3-12.



*Lisa Jines*  
 Lisa Jines  
*Rick L. Martin*  
 Rick L. Martin

We, and each of us, affirm, under the penalties of perjury, that the above and foregoing representations are true.

*Lisa Jines*  
 Lisa Jines  
*Rick L. Martin*  
 Rick L. Martin

STATE OF INDIANA

COUNTY OF JENNINGS, SS:

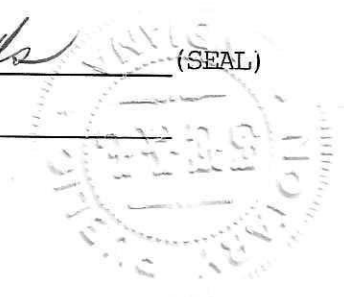
Before me, the undersigned, a Notary Public in and for said County and State, on the 15th day of March, 1994, personally appeared Lisa Jines and Rick L. Martin and acknowledged the execution of the above and foregoing Verified Petition To Vacate Public Way.

Witness my hand and Notarial Seal.

My Commission Expires: 3/16/98

County of Residence: Jennings

*Eloise K. Childs* (SEAL)  
 Notary Public  
 Eloise K. Childs  
 Typed or Printed Name



Jon W. Webster  
 WEBSTER AND WEBSTER  
 Attorneys at Law  
 524 North State Street  
 Post Office Box 306  
 North Vernon, IN 47265-0306  
 Telephone: (812) 346-5701

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 Lisa Jines  
*Rick L. Martin*  
 Rick L. Martin

STATE OF INDIANA

COUNTY OF JENNINGS, SS:

Before me, the undersigned, a Notary Public in and for said County and State, on the 15th day of March, 1994, personally appeared Lisa Jines and Rick L. Martin and acknowledged the execution of the above and foregoing Verified Petition To Vacate Public Way.

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County of Residence: Jennings

*Eloise K. Childs* (SEAL)  
 Notary Public  
 Eloise K. Childs  
 Typed or Printed Name

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