

Ordinance No. 2023-51

**AN ORDINANCE VACATING
A PORTION OF CR 200N AND CR 700W (PUBLIC ROAD)**

Whereas, the Board of Commissioners of Hancock County, Indiana, have received a petition from a contiguous landowner to vacate a public road pursuant to I.C. § 36-7-3-12 and, whereas notice of such hearing was given by publication in the Daily Reporter and certified mail to all adjacent landowners at least ten (10) days before the public hearing thereon, and

Whereas, the public hearing was properly held and all interested persons were given the opportunity to participate.

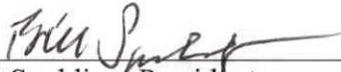
Now, therefore, be it ordained by the Board of Commissioners of Hancock County, that:

- (1) The public road described in Exhibit A and as shown on Exhibit B, attached hereto and made a part hereof, is hereby vacated;
- (2) All the vacated premises shall be titled to and hereafter owned by Hancock Regional Hospital, a county hospital organized under I.C. § 16-22-1-1, et. seq.

This Ordinance is of full force and effect upon its passage and recording in the Office of the Hancock County Recorder.

Adopted this 30 day of May, 2023.

BOARD OF COMMISSIONERS OF HANCOCK COUNTY, INDIANA



Bill Spalding, President



Gary McDaniel, Vice-President



John Jessup

Attest: 

Debra A. Carnes, Hancock County Auditor

EXHIBIT A

(page 1 of 2)

LEGAL DESCRIPTION

Parcel A:

Being the same parcel identified as Parcel 10 – FEE NOT LIMITED ACCESS per INDOT project I-70-3(49)92 as filed in Cause No. SC-685 in the Superior Court 1 of Hancock County, Indiana on September 26, 1967 and being further described as follows:

A part of the northwest quarter of the northwest quarter of Section 25, Township 16 North, Range 5 East, in Buck Creek Township, Hancock County, Indiana, more particularly described as follows: BEGINNING south 00 degrees 40 minutes 00 seconds east a distance of 16.50 feet along the west line of the said quarter-quarter section and south 89 degrees 59 minutes 00 seconds east a distance of 16.50 feet from the northwest corner of the said Section 25, which POINT OF BEGINNING is at the intersection of the south boundary of County Road 200 North and the east boundary of County Road 700 West; thence easterly a distance of 68.50 feet along the south boundary of County Road 200 North; thence south 00 degrees 41 minutes 06 seconds east a distance of 322.51 feet; thence northeasterly a distance of 144.97 feet along an arc to the left and having a radius of 115.00 feet and subtended by a long chord having a bearing of north 35 degrees 26 minutes 48 seconds east and a length of 135.56 feet; thence north 00 degrees 40 minutes 00 seconds west a distance of 213.00 feet to the south boundary of County Road 200 North; thence easterly 234.99 feet along the south boundary of County Road 200 North; thence south 69 degrees 00 minutes 54 seconds west a distance of 51.62 feet; thence southwesterly a distance of 182.01 feet along an arc to the left and having a radius of 115.00 feet and subtended by a long chord having a bearing of south 44 degrees 40 minutes 30 seconds west and a length of 163.60 feet; thence south 00 degrees 40 minutes 00 second east a distance of 75.31 feet; thence southwesterly a distance of 264.04 feet along an arc to the right and having a radius of 185.00 feet and subtended by a long chord having a bearing of south 40 degrees 13 minutes 17 seconds west and a length of 242.20 feet; thence south 07 degrees 40 minutes 28 seconds west a distance of 320.29 feet; thence south 14 degrees 26 minutes 35 seconds west a distance of 51.79 feet to the east boundary of County Road 700 West; thence north 00 degrees 40 minutes 00 seconds west a distance of 763.00 feet along the east boundary of County Road 700 West to the POINT OF BEGINNING. Containing 1.791 acres, more or less.

EXHIBIT A

(page 2 of 2)

LEGAL DESCRIPTION-(continued)

Parcel B:

A part of the southwest quarter of the southwest quarter of Section 24, Township 16 North, Range 5 East in Buck Creek Township, Hancock County, Indiana, being all that part of County Road 200N lying north of the south line of said Section 24 and between a line 16.50 feet east of the west line of said Section 24 and the east line of the southwest quarter of the southwest quarter of said Section 24, containing 0.502 acres, more or less.

Parcel C:

A part of the northwest quarter of the northwest quarter of Section 25, Township 16 North, Range 5 East in Buck Creek Township, Hancock County, Indiana, being all that part of County Road 200N lying south of the north line of said Section 25 and between a line 16.50 feet east of the west line of said Section 25 and the east line of the northwest quarter of the northwest quarter of said Section 25, containing 0.502 acres, more or less.

Containing in all three (3) parcels, 2.795 acres, more or less.

E. LINE SW 1/4, SW 1/4
S24-T16N-R05E

E. LINE NW 1/4, NW 1/4 S25-T16N-R05E

EXHIBIT B

(page 2 of 2)

PARCEL B
0.502 acres

PARCEL C
0.502 acres

COUNTY ROAD 200 NORTH

NE COR. OF W 1/2, NW 1/4
SEC. 25 - T16N - R05E
MATHEMATICAL SPLIT

WOODS

APPARENT 1/2 1/2 HALF RIGHT-OF-WAY LINE

N89°47'34"W 1342.04'

16.5'

16.5'

16.5'



CABLE LINE MARKINGS

SEE RAW EXCEPTION THIS SHEET

3 ELECTRIC TRANSFORMERS
IN THE AIR

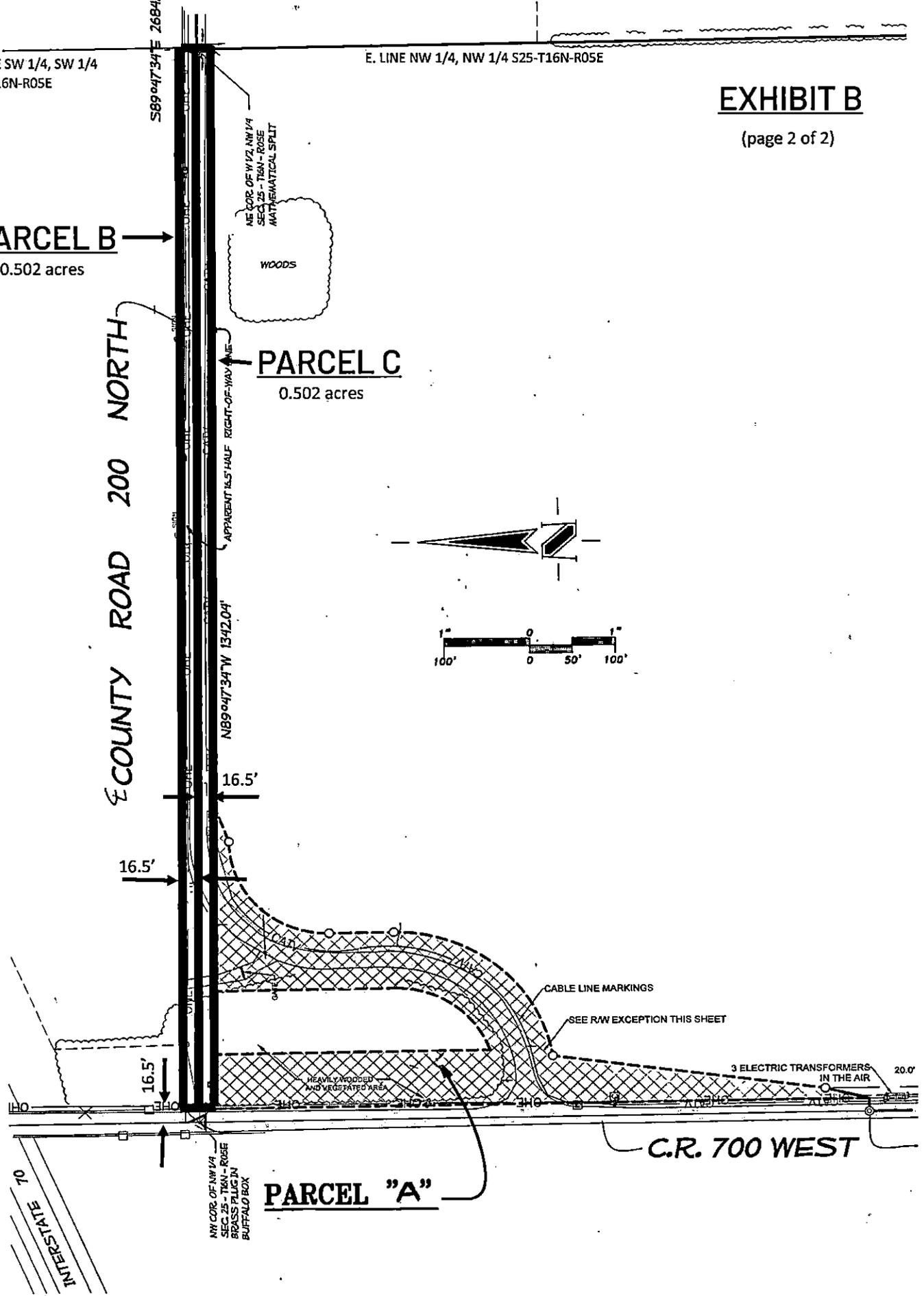
20.0'

C.R. 700 WEST

PARCEL "A"

NE COR. OF NW 1/4
SEC. 25 - T16N - R05E
BRASS PLUG IN
BUFFALO BOX

INTERSTATE 70



STATE OF INDIANA)
)
COUNTY OF HANCOCK)

SS:

IN THE HANCOCK COUNTY

BOARD OF COMMISSIONERS

PETITION TO VACATE A PUBLIC WAY

Comes now Hancock Regional Hospital, a county hospital organized under I.C. § 16-22-1-1, et. seq. (“Petitioner”), and in support of this Petition to Vacate a Public Way, states the following:

1. County Road 200N and County Road 700 W (collectively the “Roadway”) in Buck Creek Township are dedicated public roads under the control of Hancock County, Indiana.

2. A portion of the Roadway is not in a condition to support the growth and development in the area (“Closed Roadway”).

3. The petitioner has agreed to provide land to relocate and reconstruct a portion of County Road 200N in a manner to support current and future public passage (“Relocated Roadway”).

4. The Petitioner shall cause a subdivision plat or other acceptable document to be prepared and recorded within sixty (60) days of adoption of the Vacation Ordinance which shall dedicate right-of-way for said Relocated Roadway substantially as shown on Exhibit C.

5. Upon relocation and reconstruction of the Relocated Roadway, the Closed Roadway will no longer be needed for public passage and/or utility distribution.

6. This petition is to request vacation of the Closed Roadway which is more fully described in “Exhibit A”, pages 1 and 2, and shown on “Exhibit B”, pages 1 and 2, attached hereto and made a part hereof.

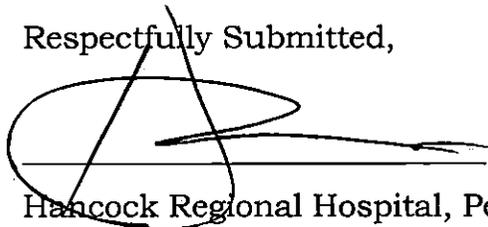
7. The Petitioner owns the property adjoining the Closed Roadway on all sides and has a common mailing address as follows:

(a) Hancock Regional Hospital 801 N. State Street
Greenfield, IN 46140

WHEREFOR, Petitioner, pursuant to I.C. § 36-7-3-12, respectfully requests that the Commissioners:

1. Hold a hearing on this Petition within thirty (30) days of its filing;
2. After said hearing, enact an Ordinance vacating the Roadway and granting ownership and title to the Petitioner, and;
3. Furnish a copy of said Ordinance to the Hancock County Recorder for recording of same, and also to the Hancock County Auditor.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Harold Gibson", is written over a horizontal line. The signature is somewhat stylized and loops back to the left.

Hancock Regional Hospital, Petitioner

By: Harold Gibson, Dir. of Development

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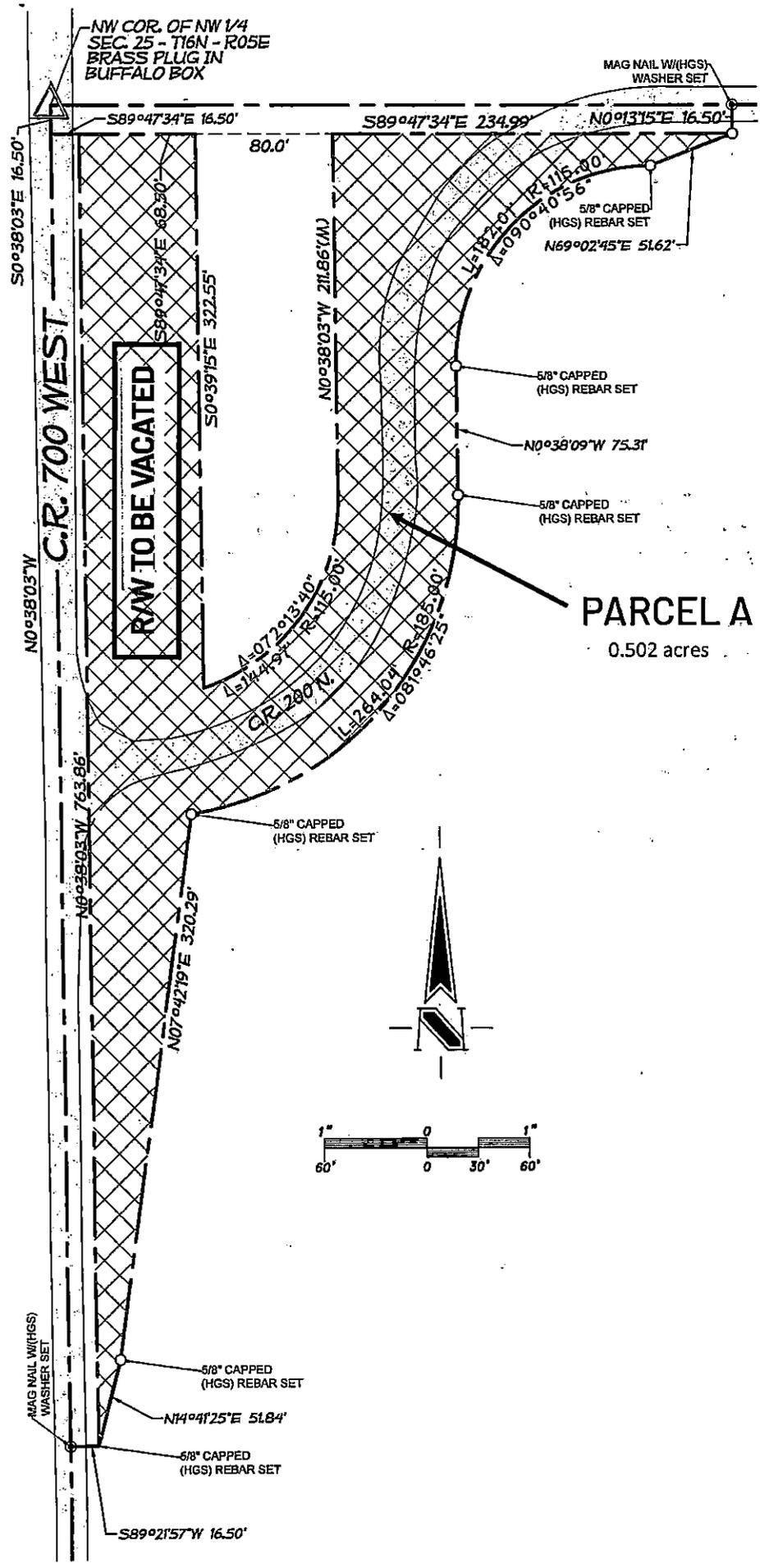
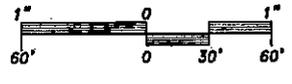
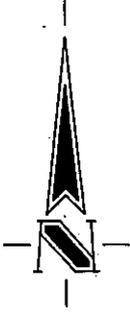


EXHIBIT B

(page 1 of 2)

PARCEL A
0.502 acres



NW COR. OF NW 1/4
SEC. 25 - T16N - R05E
BRASS PLUG IN
BUFFALO BOX

MAG NAIL W(HGS)
WASHER SET

S0°38'03"E 16.50'

S89°47'34"E 16.50'

S89°47'34"E 234.99'

N0°13'15"E 16.50'

80.0'

C.R. 700 WEST

RAW TO BE VACATED

S89°47'34"E 16.50'

S0°39'15"E 322.55'

N0°38'03"W 211.86'(W)

L=18.20' R=115.00'
L=100.00' R=115.00'
N69°02'45"E 51.62'

5/8" CAPPED
(HGS) REBAR SET

5/8" CAPPED
(HGS) REBAR SET

N0°38'09"W 75.31'

5/8" CAPPED
(HGS) REBAR SET

N0°38'03"W 211.86'(W)

L=14.45' R=115.00'
L=26.40' R=115.00'
L=081.16' R=115.00'

5/8" CAPPED
(HGS) REBAR SET

N0°38'03"W 763.86'

N07°42'19"E 320.29'

MAG NAIL W(HGS)
WASHER SET

5/8" CAPPED
(HGS) REBAR SET

N14°41'25"E 51.84'

5/8" CAPPED
(HGS) REBAR SET

S89°21'57"W 16.50'

E. LINE SW 1/4, SW 1/4
S24-T16N-R05E

E. LINE NW 1/4, NW 1/4 S25-T16N-R05E

EXHIBIT B

(page 2 of 2)

PARCEL B
0.502 acres

PARCEL C
0.502 acres

COUNTY ROAD 200 NORTH

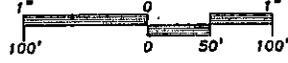
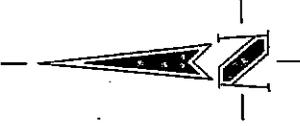
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S89°47'34"E 2684.12'

NE COR. OF NW 1/4 NW 1/4
SEC. 25 - T16N - R05E
MATHEMATICAL SPLIT

WOODS

APPARENT 1/2 HALF RIGHT-OF-WAY LINE



16.5'

16.5'

16.5'

CABLE LINE MARKINGS

SEE RW EXCEPTION THIS SHEET

3 ELECTRIC TRANSFORMERS
IN THE AIR

20.0'

INTERSTATE 70

NW COR. OF NW 1/4
SEC. 25 - T16N - R05E
BRASS PLUG IN
BUFFALO BOX

PARCEL "A"

C.R. 700 WEST

