

ORDINANCE NO. G-2002-T-017 *I 200213567*

ORDINANCE OF ANNEXATION
Floyd County Recorder
Date 08/13/2002
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BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GREENVILLE,

INDIANA THAT:

WHEREAS, the Town Council of the Town of Greenville is empowered pursuant to the provisions of I.C. 36-4-3 to annex property, and

WHEREAS, the owners of certain real estate, John and Jennifer Hockensmith have requested that said real estate be annexed into the Town of Greenville, Indiana, and

WHEREAS, said real estate is described as follows:

BEING A 5.0025 ACRE PART OF THE 227.261 ACRE TRACT OF LAND HERETOFORE CONVEYED TO LEO J. AND MAGDALEN HAUG BY DEED AS RECORDED IN DEED RECORD 203, PAGE 69 OF THE FLOYD COUNTY, INDIANA RECORD OF DEEDS, BEING A PART OF THE WEST ONE-HALF OF SECTION NO. 5, TOWNSHIP 2 SOUTH, RANGE 5 EAST, SITUATED IN GREENVILLE TOWNSHIP, FLOYD COUNTY, INDIANA, AND BEING MORE FULLY DESCRIBED AS FOLLOWS, TO-WIT:

COMMENCING AT A STONE AT THE SOUTHWEST CORNER OF SAID SECTION NO. 5, TOWNSHIP 2 SOUTH, RANGE 5 EAST, AND RUNNING THENCE NORTH 89° 56' 34" EAST ALONG THE LINE DIVIDING SAID SECTION NO. 5 AND SECTION NO. 8, A DISTANCE OF 2844.22 FEET TO A BOLT IN THE CENTER OF THE BUTTONTOWN ROAD (30 FEET R/W), SAID BOLT BEING THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION NO. 5; THENCE NORTH ALONG THE CENTERLINE OF THE BUTTONTOWN ROAD AND ALONG THE LINE DIVIDING THE EAST AND WEST HALVES OF SAID SECTION NO. 5, A DISTANCE OF 2333.00 FEET TO A BOLT AT THE NORTHEAST CORNER OF A 5.0167 ACRE PARCEL OF LAND HERETOFORE CONVEYED TO MERLYN AND SHARON HAUG BY DEED AS RECORDED IN DEED DRAWER 6, INSTRUMENT NO. 6033 OF SAID FLOYD COUNTY RECORDS; THENCE WEST ALONG THE NORTH LINE OF SAID 5.0167 ACRE PARCEL OF LAND 635.60 FEET TO AN IRON PIPE, THE TRUE PLACE OF BEGINNING OF THE LAND TO BE HEREIN DESCRIBED; THENCE SOUTH ALONG THE WEST LINE OF SAID 5.0167 ACRE PARCEL OF LAND, 463.00 FEET TO AN IRON PIPE; THENCE EAST ALONG THE SOUTH LINE OF SAID 5.0167 ACRE PARCEL, 200.00 FEET TO AN IRON PIPE AT THE NORTHWEST CORNER OF A 2.1742 ACRE PARCEL OF LAND HERETOFORE CONVEYED TO MARY AND CHARLES

VANCE, JR. BY DEED AS RECORDED IN DEED DRAWER 1, INSTRUMENT NO. 183 OF SAID FLOYD COUNTY RECORDS; THENCE SOUTH ALONG THE WEST LINE OF SAID 2.1742 ACRE PARCEL OF LAND, 242.70 FEET TO AN IRON PIN; THENCE WEST, 440.00 FEET TO AN IRON PIN; THENCE NORTH, 703.70 FEET TO AN IRON PIN; THENCE EAST 240.00 FEET TO THE PLACE OF BEGINNING AND CONTAINING 5.0025 ACRES OF LAND, MORE OR LESS.

ALSO, GRANTING UNTO THE GRANTEE, THEIR HEIRS AND ASSIGNS, THE RIGHT TO USE IN COMMON WITH THE GRANTORS, THEIR HEIRS AND ASSIGNS, THE FOLLOWING DESCRIBED SIXTY (60) FOOT WIDE ROADWAY EASEMENT: BEGINNING AT THE NORTHWEST CORNER OF THE HEREINABOVE DESCRIBED 5.0025 ACRE PARCEL OF LAND AND RUNNING THENCE NORTH, SIXTY (60.00) FEET TO AN IRON PIPE AT THE SOUTHWEST CORNER OF A 2.810 ACRE PARCEL OF LAND AND HERETOFORE CONVEYED TO ROBERT AND JANICE GIBSON BY DEED AS RECORDED IN DEED DRAWER 2, INSTRUMENT NO. 2513 OF SAID FLOYD COUNTY RECORDS; THENCE EAST ALONG THE SOUTH LINE OF SAID 2.810 ACRE PARCEL OF LAND AND SAID SOUTH LINE EXTENDED, 873.60 FEET TO A BOLT IN THE CENTER OF THE BUTTONTOWN ROAD; THENCE SOUTH ALONG THE CENTERLINE OF SAID BUTTONTOWN ROAD, SIXTY (60.00) FEET TO A BOLT; THENCE WEST, 873.60 FEET TO THE PLACE OF BEGINNING.

SUBJECT TO ANY AND ALL EASEMENTS AND/OR RESTRICTIONS OF PUBLIC RECORD THAT MAY APPLY TO THE ABOVE-DESCRIBED REAL ESTATE.

WHEREAS, said parcel of real estate is contiguous to the Town of Greenville, as at least one eighth of the aggregate external boundaries of the property to be annexed coincide with the current corporate limits of the Town of Greenville.

NOW THEREFORE BE IT ORDAINED that the following described real estate be and the same hereby is, annexed to and made a part of the Town of Greenville, Indiana, to-wit:

BEING A 5.0025 ACRE PART OF THE 227.261 ACRE TRACT OF LAND HERETOFORE CONVEYED TO LEO J. AND MAGDALEN HAUG BY DEED AS RECORDED IN DEED RECORD 203, PAGE 69 OF THE FLOYD COUNTY, INDIANA RECORD OF DEEDS, BEING A PART OF THE WEST ONE-HALF OF SECTION NO. 5, TOWNSHIP 2 SOUTH, RANGE 5 EAST, SITUATED IN GREENVILLE TOWNSHIP, FLOYD COUNTY, INDIANA, AND BEING MORE FULLY DESCRIBED AS FOLLOWS, TO-WIT:

COMMENCING AT A STONE AT THE SOUTHWEST CORNER OF SAID SECTION NO. 5, TOWNSHIP 2 SOUTH, RANGE 5 EAST, AND RUNNING THENCE NORTH 89° 56' 34" EAST ALONG THE LINE DIVIDING SAID SECTION NO. 5 AND SECTION NO. 8, A DISTANCE OF 2844.22 FEET TO A BOLT IN THE CENTER OF THE BUTTONTOWN ROAD (30 FEET R/W), SAID BOLT BEING THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION NO. 5; THENCE NORTH ALONG THE CENTERLINE OF THE BUTTONTOWN ROAD AND ALONG THE LINE DIVIDING THE EAST AND WEST HALVES OF SAID SECTION NO. 5, A DISTANCE OF 2333.00 FEET TO A BOLT AT THE NORTHEAST CORNER OF A 5.0167 ACRE PARCEL OF LAND HERETOFORE CONVEYED TO MERLYN AND SHARON HAUB BY DEED AS RECORDED IN DEED DRAWER 6, INSTRUMENT NO. 6053 OF SAID FLOYD COUNTY RECORDS; THENCE WEST ALONG THE NORTH LINE OF SAID 5.0167 ACRE PARCEL OF LAND 635.60 FEET TO AN IRON PIPE, THE TRUE PLACE OF BEGINNING OF THE LAND TO BE HEREIN DESCRIBED; THENCE SOUTH ALONG THE WEST LINE OF SAID 5.0167 ACRE PARCEL OF LAND, 463.00 FEET TO AN IRON PIPE; THENCE EAST ALONG THE SOUTH LINE OF SAID 5.0167 ACRE PARCEL, 200.00 FEET TO AN IRON PIPE AT THE NORTHWEST CORNER OF A 2.1742 ACRE PARCEL OF LAND HERETOFORE CONVEYED TO MARY AND CHARLES VANCE, JR. BY DEED AS RECORDED IN DEED DRAWER 1, INSTRUMENT NO. 183 OF SAID FLOYD COUNTY RECORDS; THENCE SOUTH ALONG THE WEST LINE OF SAID 2.1742 ACRE PARCEL OF LAND, 242.70 FEET TO AN IRON PIN; THENCE WEST, 440.00 FEET TO AN IRON PIN; THENCE NORTH, 705.70 FEET TO AN IRON PIN; THENCE EAST 240.00 FEET TO THE PLACE OF BEGINNING AND CONTAINING 5.0025 ACRES OF LAND, MORE OR LESS.

ALSO, GRANTING UNTO THE GRANTEEES, THEIR HEIRS AND ASSIGNS, THE RIGHT TO USE IN COMMON WITH THE GRANTORS, THEIR HEIRS AND ASSIGNS, THE FOLLOWING DESCRIBED SIXTY (60) FOOT WIDE ROADWAY EASEMENT: BEGINNING AT THE NORTHWEST CORNER OF THE HEREINABOVE DESCRIBED 5.0025 ACRE PARCEL OF LAND AND RUNNING THENCE NORTH, SIXTY (60.00) FEET TO AN IRON PIPE AT THE SOUTHWEST CORNER OF A 2.810 ACRE PARCEL OF LAND AND HERETOFORE CONVEYED TO ROBERT AND JANICE GIBSON BY DEED AS RECORDED IN DEED DRAWER 2, INSTRUMENT NO. 2513 OF SAID FLOYD COUNTY RECORDS; THENCE EAST ALONG THE SOUTH LINE OF SAID 2.810 ACRE PARCEL OF LAND AND SAID SOUTH LINE EXTENDED, 875.60 FEET TO A BOLT IN THE CENTER OF THE BUTTONTOWN ROAD; THENCE SOUTH ALONG THE CENTERLINE OF SAID BUTTONTOWN ROAD, SIXTY (60.00) FEET TO A BOLT; THENCE WEST, 875.60 FEET TO THE PLACE OF BEGINNING.

**SUBJECT TO ANY AND ALL BASEMENTS AND/OR
RESTRICTIONS OF PUBLIC RECORD THAT MAY APPLY TO
THE ABOVE-DESCRIBED REAL ESTATE**

NOW BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect sixty (60) days after its' final publication.

This annexed territory is assigned to the THird (3rd) Legislative District (Ward) of the Town..

NOW BE IT FURTHER ORDAINED that all Ordinances of the Town of Greenville, Indiana that are in conflict with this Ordinance are hereby repealed to the extent of such conflict and any ordinances not in conflict with this Ordinance shall remain in full force and effect.

Adopted by the Town Council of Greenville, Indiana on this 12th day of August, 2002.

Greenville Town Council

Ted Miller
Ted Miller, Council President

Hazel Barclay
Hazel Barclay, Member

David Matthews
David Matthews, Member

Leon R. Gibson
Leon R. Gibson, member

Mike Receveur
Mike Receveur, Member

ATTEST:

Jack Sprigler
Jack Sprigler, Clerk of the Council

This Ordinance prepared by the Greenville Town Council, by Jack Sprigler.

Subscribed and sworn to before me this 13th day of August 2002.

Duly Entered For Taxation
Subject To Final Acceptance
For Transfer

AUG 13 2002

Barbara J. Sillings
AUDITOR FLOYD CO. IND.

Sheila L Moore
SHEILA L MOORE
NOTARY PUBLIC STATE OF INDIANA
FLOYD COUNTY
MY COMMISSION EXP. MAR. 5, 2010