

This ordinance should read:

2006-22-CM

ORDINANCE 2005-22-CM

AN ORDINANCE TO VACATE A PUBLIC WAY IN THE COUNTY OF TIPPECANOE, INDIANA

Be it ordained by the County Commissioners of Tippecanoe County, Indiana:

1. That the following public way more fully described on Exhibit A, attached hereto and made a part hereof by reference is hereby vacated.
2. This Ordinance shall be in full force and effect from and after its passage.

Presented to the Board of Commissioners of Tippecanoe County, Indiana, and approved on first reading this 25<sup>th</sup> day of September, 2006, by the following vote:

BOARD OF COMMISSIONERS OF THE COUNTY OF TIPPECANOE

Yes

John L. Knochel  
John L. Knochel, President

Yes

Ruth E. Shedd  
Ruth E. Shedd, Vice President

Yes

KD Benson  
KD Benson, Member

ATTEST:

Robert A. Plantenga  
Robert A. Plantenga, Auditor

Presented to the Board of Commissioners of Tippecanoe County, Indiana, and approved on second reading this 25<sup>th</sup> day of September, 2006, by the following vote:

BOARD OF COMMISSIONERS OF THE COUNTY OF TIPPECANOE

Yes

John L. Knochel  
John L. Knochel, President

Yes

Ruth E. Shedd  
Ruth E. Shedd, Vice President

Yes

KD Benson  
KD Benson, Member

ATTEST:

Robert A. Plantenga  
Robert A. Plantenga, Auditor

EXHIBIT A

Part of Section 4 in Burnett's Reserve, located in Township 24 North, Range 4 West, Tippecanoe Township, Tippecanoe County, Indiana, more particularly described as follows:

Commencing at a Berntsen monument marking the northeast corner of said Section 4 in Burnett's Reserve; thence South 49 degrees 29 minutes 35 seconds West, (Basis of Bearings is taken from Indiana State Highway Commission Project S-154(8), approved Feb. 8, 1971), along the northwest line of said Section 4, a distance of 2,458.76 feet; thence South 39 degrees 43 minutes 58 seconds East 1,069.75 feet to an iron pipe and the northeast corner of the 7.21 acre DeBoy tract; thence continuing South 39 degrees 43 minutes 58 seconds East 492.11 feet along the northeastern line of said DeBoy tract to an iron pipe and the intersection of said northeastern line with the northern boundary of Swisher Road as established per said Project S-154(8) and the TRUE POINT OF BEGINNING of this description; thence South 54 degrees 22 minutes 31 seconds East 88.81 feet to the southern boundary of said Swisher Road; thence along said southern boundary the following four (4) courses: (1) South 30 degrees 36 minutes 34 seconds West, 9.37 feet, (2) South 40 degrees 27 minutes 03 seconds West, 268.53 feet, (3) South 50 degrees 11 minutes 24 seconds West, 719.06 feet, (4) South 49 degrees 58 minutes 30 seconds West, 515.62 feet; thence North 40 degrees 09 minutes 58 seconds West 80.00 feet to the northern boundary of said Swisher Road and the southeast corner of a 52.66 acre tract conveyed to Irvin's Swisher Road Development, an Indiana Limited Partnership, by Warranty Deed from Richard P. Holmes and Ollie W. Holmes, husband and wife, dated May 29, 1985 and recorded May 29, 1985 in Deed Record Book 85, page 1376 in the Office of the Tippecanoe County Recorder; thence along said northern boundary the following three (3) courses: (1) North 49 degrees 58 minutes 30 seconds East, 937.82 feet, (2) North 44 degrees 53 minutes 30 seconds East, 542.35 feet, (3) North 31 degrees 32 minutes 39 seconds East, 8.95 feet to the Point of Beginning, containing 2.977 acres, more or less.