

ORDINANCE NO. 164

AN ORDINANCE ESTABLISHING THE TOWN BOUNDARIES FOR THE TOWN BATTLE GROUND.

WHEREAS, the State Legislature has passed legislation which authorizes the common council or town board of a town by ordinance to declare and define the entire corporate boundaries of the city or said town, and said ordinance properly certified shall be conclusive evidence of the boundary of said city or town; said Statute more commonly identified as IC 18-5-10-19.

WHEREAS, the Town of Battle Ground passed a resolution on December 28, 1978, which set forth intentions of the Town of Battle Ground to adopt an ordinance declaring the defining the entire corporate boundaries of the Town of Battle Ground.

WHEREAS, pursuant to IC 18-5-10-19 the Town Board of Battle Ground hereby adopts an ordinance for the purpose of declaring and defining and establishing the entire corporate boundaries of the Town of Battle Ground.

WHEREAS, the Town of Battle Ground hereby intends that said boundaries of the Town of Battle Ground has never established prior hereto any corporate boundaries of said town and,

WHEREAS, the Town of Battle Ground hereby intends that said boundaries of the Town of Battle Ground shall become final and binding pursuant to final publication as required in IC 18-5-10-20.

WHEREAS, the Town of Battle Ground hereby proposes said legal description of the Town of Battle Ground, Indiana, as follows, to-wit:

Beginning at the Northeast Corner of the Southeast Quarter of the Northeast Quarter of Section Twenty-Three (23), Township Twenty-Four (24) North, Range Four (4) West, said point also being the Northeast corner of Tomahawk Heights Subdivision; thence in a southerly direction along the Eastern line of said Section (and the Eastern line of Tomahawk Heights Subdivision) a distance of 579.15 feet; thence North 81°25'00" East, crossing into section 24-24- 4, a distance of 207.00 feet; thence South 25°59'00" East a distance 402.50 feet to the approximate centerline of Main Street; thence in a southwesterly direction along said centerline to a point on the Eastern line of said Section 23-24-4; thence in a Southeasterly direction to a point on the Northern Boundary of Burnett's Reserve, said point being 169 feet Northeast of the intersection of said Northern Boundary with the East Line of Section 23-24-4; thence in a Southwesterly direction along the North line of Burnett's Reserve to the centerline of State Road 225; thence Northwesterly along said centerline to the centerline of Railroad Street; thence following the centerline of Railroad Street in a Southwesterly direction, crossing into Section 26-24-4, to a point on the Southwestern Boundary line of a parcel of land designated as the Tippecanoe Battle Ground Memorial; thence in a Northwesterly direction along said boundary to the approximate centerline of Burnett's Creek; thence following the centerline of said Creek, crossing into Section 23-24-4, to a point where said centerline intersects the extended Northeastern right-of-way of Battle Ground Avenue, thence in a Northwesterly direction to the Southwest Corner of Lot Numbered Three (3) in the Trustee's Addition to the Original plat to the City of Battle Ground, Indiana; thence Northerly (along the Western Boundary of Lots Numbered Three (3) through Seven (7) in said Trustee's Addition) to the centerline of Burnett's Creek; thence following the centerline of Burnett's Creek to the North Line of the South half of the

Northeast Quarter of said Section 23-24-4, thence Easterly along said Line to the Point of Beginning.

WHEREAS, the Town of Battle Ground hereby authorizes the attorney for the Town of Battle Ground to properly certify said legal description pursuant to IC 18-5-10-19.

NOW THEREFORE, be it ordained by the Town of Battle Ground that the foregoing legal description of the Town of Battle Ground, Indiana be hereby adopted.

Passed and adopted by the Town Board of Battle Ground on this 8th day of January , 1979.

DF J Dave Fisher
Presiding Officer

DM Donald D. McKee
Trustee

CP
Trustee

Trustee

Trustee

ATTEST:

Laurlene Lewis
Clerk-Treasurer

CERTIFICATION

This is to certify that the Ordinance No. 164 was posted in each ward on December 29, 1978 as follows:

WARD #1 S W corner TIPTON AND COLLEGE STREETS

WARD #2 S E CORNER WINANS & NORTH STREETS

WARD #3 MAIN STREET AT LIONS BUILDING

WARD #4 S W DEFFERSON & "E" STREETS

WARD #5 S W CORNER LIBERTY & MAIN STREETS

Laurlene Lewis

LAURLENE LEWIS, CLERK-TREASURER