

**AN ORDINANCE AMENDING
THE CEMETERY RULES AND REGULATIONS ORDINANCE
FOR THE TOWN OF WINAMAC, INDIANA**

Ordinance No. 11 of 2019

WHEREAS, the Town Council of the Town of Winamac, Indiana (the “**Town Council**”), is responsible for the performance of various functions for the Town of Winamac (the “**Town**”); and

WHEREAS, the Town currently owns and operates the Winamac Cemetery, for the purpose of overseeing the burial, preservation, maintenance, and operation of burial grounds, in a prudent and dignified manner; and

WHEREAS, the Town Council, in order to help fulfill its duties pursuant to the ownership and operation of the Winamac Cemetery, has formed the Town Cemetery Committee (the “**Committee**”); and

WHEREAS, as part of the Committee’s duties, the Committee met to discuss the current rules and regulations for the use, care, and maintenance of the Winamac Cemetery, as contained in the Cemetery Rules and Regulation Ordinance; and

WHEREAS, the Town Council is now desirous of formally adopting certain recommendations made by the Committee, concerning the use, care and maintenance of the Winamac Cemetery, as further set forth in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Winamac, Indiana, that this Ordinance Amending the Cemetery Rules and Regulations Ordinance for the Town of Winamac, Indiana, is hereby adopted as follows:

SECTION I.

Amendments to Current Ordinance

1. **McFarland Addition.** The newest addition to the Winamac Cemetery, the legal description being attached to this Ordinance, and incorporated herein by reference, shall be named “McFarland Addition,” after the late Town Council President, Kenneth McFarland.
2. **Cost of Grave Plots.** Each single grave plot, located within the Town Cemetery, shall cost the following amounts:
 - (A) Four Hundred Dollars (\$400.00), for any individual(s) or entities wishing to purchase a grave plot, not located in Section 2(B) of this Ordinance.
 - (B) Three Hundred Dollars (\$300.00), for any individual(s) or entities wishing to purchase a grave plot located in the Garden of Memories or Garden of Devotion section of the Winamac Cemetery.

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3. **Grave Maintenance Fee.** The Grave Maintenance Fee, which shall be paid at the time of burial, shall be Two Hundred Dollars (\$200.00) and shall be used for the care and maintenance of the Winamac Cemetery.

4. **New 911 Address.** The new 9-1-1 address for the Town Cemetery shall be 414 South, 50 West, Winamac, Indiana 46996.

5. The Winamac Cemetery Sexton is hereby vested with the authority to draft and implement a new job description for the Cemetery Agent, also known as the Town Gravedigger, for the purpose of entering into a Memorandum of Understanding with the future Cemetery Agent.

SECTION II.

Effective Date and Repeal of Conflicts

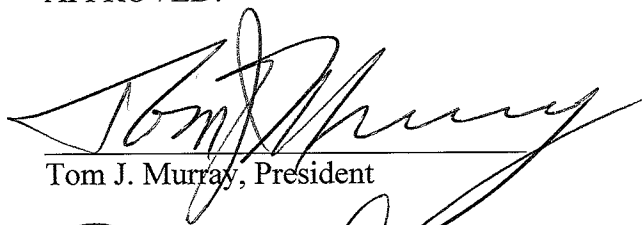
1. This Ordinance shall become effective immediately upon its passage, in a meeting that has been properly advertised, and open to the general public.

2. All other provisions of Cemetery Rules and Regulations Ordinance shall remain in full force in effect, except as specifically amended. The Town Clerk-Treasurer is hereby authorized to amend any conflicting rule, policy, or ordinance book, to reflect these changes.

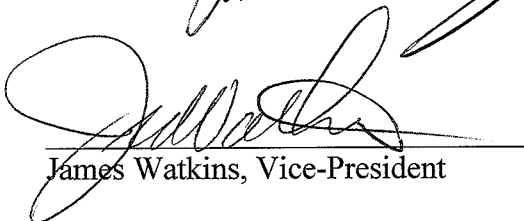
PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF WINAMAC, INDIANA, THIS 12th DAY OF AUGUST, 2019.

THE WINAMAC, INDIANA TOWN COUNCIL

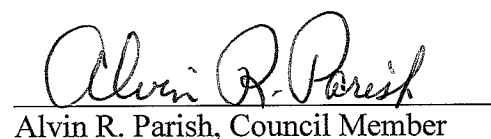
APPROVED:



Tom J. Murray, President



James Watkins, Vice-President



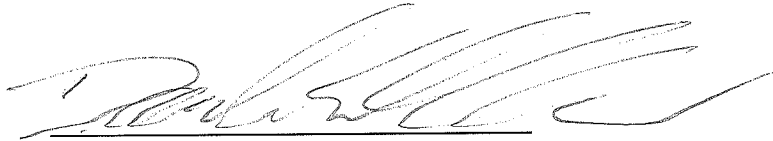
Alvin R. Parish, Council Member

OPPOSED:

Tom J. Murray, President

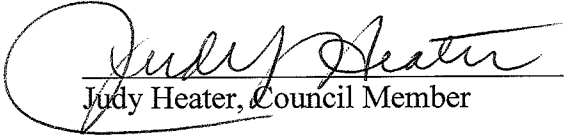
James Watkins, Vice-President

Alvin R. Parish, Council Member



David Chambers, Council Member

David Chambers, Council Member



Judy Heater, Council Member

Judy Heater, Council Member

ATTEST:

Melanie A. Berger, Clerk-Treasurer

DULY ENTERED FOR TAXATION SUBJECT
TO FINAL ACCEPTANCE FOR TRANSFER

MAR 09 2016

Shelvi K. Loring
AUDITOR PULASKI COUNTY INDIANA

RECEIVED

MAR 14 2016

Per _____

20160501 WAR \$18.00
03/10/2016 09:16:30A 2 PGS
SUSAN J. FOX
PULASKI County Recorder IN
Recorded as Presented



COPY

WARRANTY DEED

AK/A The Board of Commissioners of the County of Pulaski

THIS INDENTURE WITNESSETH, that the Board of Commissioners of Pulaski County, State of Indiana, CONVEY and WARRANT to the Town of Winamac, State of Indiana, for valuable consideration, the following described real estate, situated in Pulaski County, in the State of Indiana, to-wit:

A part of the Northwest Quarter of Section 14, Township 30 North, Range 2 West, Monroe Township, Pulaski County, Indiana described as follows: Commencing at a mag nail located at the Southeast Corner of said Northwest Quarter; thence North 01 degrees 03 minutes 23 seconds West along the East line of said Quarter 198.14 feet to a mag nail at the Northeast Corner of the Best Lil' Warehouse in Winamac parcel as recorded in Instrument No. 20022278 in the Office of the Pulaski County Recorder and the point of beginning of this description; thence South 89 degrees 52 minutes 21 seconds West 443.90 feet to a 5/8 inch iron rod at the Northwest Corner of said Best Lil' Warehouse in Winamac parcel; said point also being located on the East right of way line of County Road N. 25 West (100 feet in width); thence North 00 degrees 09 minutes 29 seconds West along said East right of way line 312.23 feet to a 5/8 inch iron pipe located at the intersection with the South right of way line of Main Street (60 feet in width); thence South 89 degrees 20 minutes 20 seconds East (record bearing) along said South right of way line 450.43 feet to the East line of said Northwest Quarter; thence South 01 degrees 03 minutes 23 seconds West 306.09 feet to the point of beginning; containing 3.17 acres more or less.

Subject to all easements, limitations and assessments of record.

Parcel #66-07-14-200-075.001-010

IN WITNESS WHEREOF, the said grantor has hereunto set his hand and seal this 9th day of March, 2016.

Terry L. Young

Terry L. Young, President of the Board
of Commissioners of Pulaski County, IN

AK/A The Board of Commissioners of the County of Pulaski

STATE OF INDIANA, COUNTY OF PULASKI, SS:

Before me, the undersigned, a Notary Public in and for said County and State, personally Terry L. Young and acknowledged the execution of the annexed Deed to be his voluntary act and deed.

WITNESS my hand and Notarial Seal this 8 day of March, 2016.

My Commission Expires:
10/26/2019

Jennifer Lynn Zimmer Jennifer Lynn Zimmer
Notary Public
Residing in Pulaski County, Indiana

"I affirm under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law." /s/ Kevin C. Tankersley

This Instrument Prepared by:

Kevin C. Tankersley
Attorney at Law
115 W. Main Street
P.O. Box 363
Winamac, Indiana

Grantee's Address and
Send Tax Statements:

Town of Winamac
121 W. Main Street
Winamac Indiana 46996

