

RESOLUTION 1998-7

RESOLUTION AUTHORIZING A ROAD CLOSURE FOR THE WEAKLEY COUNTY HIGHWAY DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1998

WHEREAS, the road runs north and west off what is now known as Hearn Rd. near Greenfield. The road is known as a portion or portions of Hearn Rd. A complete description is attached to the resolution depicting beginning and ending marks.

WHEREAS, the Weakley County Board of Highway Commissioners recommends the closure of said road which has not been used for public use in approximately 20 yrs.

WHEREAS, attachments are included as part of the resolution.
Petition to close road (two portions of Hearn Rd.) Exhibit A
Application to close said road Exhibit B
Map depicting area of closure Exhibit C

NOW, THEREFORE BE IT RESOLVED, that the Weakley County Board of Commissioners assembled in regular session on this the 28th day of July, 1997 hereby closes the above described Hearn Rd. portions.

BE IT FURTHER RESOLVED, that this resolution take effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Board of County Commissioners.

PURSUANT TO THE RULES OF THE COMMISSION, THIS RESOLUTION IS SPONSORED BY THE FOLLOWING MEMBERS OF THE WEAKLEY COUNTY BOARD OF COMMISSIONERS:

SPONSORED BY:

[Signature]

SPONSORED BY:

[Signature]

ACKNOWLEDGED AND APPROVED:

[Signature]
Chairman, Public Works Committee

ACKNOWLEDGED AND APPROVED:

[Signature]
Chairman, Road Board

Motion made by Simmons that the foregoing resolution be adopted:
Motion seconded by Sinclair.

Upon being put to a roll call vote, motion carried by a vote of 20 Yeas, no Nays,
no Passed and none Absent.

Attested:

[Signature]
Pat Scarbrough, County Court Clerk

Approved:

[Signature]
Ron Gifford, County Executive

THIS THE 28th DAY OF July, 1997

WEAKLEY COUNTY HIGHWAY DEPARTMENT
Application for Road Closure

NAME OF ROAD HEARN RD. (PORTION)

NAME OF PERSON REQUESTING APPLICATION: ROBERT L. HEARN
ADDRESS: GREENFIELD, TN.
PHONE NUMBER: 235-2402

DESCRIPTION OF ROAD:

Beginning at: _____
Ending at: _____

DISTRICT: 5TH COUNTY COMMISSION

Distance: _____

Width: _____

Number of Property Owners: _____

Right-of Way/ 50 ft. YES NO X

Main Route: YES NO X

School Bus Route: YES NO X

Number of Homes on road: 0

SPECIFICATIONS: **BASE ROCK - six inches in depth**
SURFACE - 20 feet in width
OVERALL RIGHT-OF-WAY- 50 Feet

Storm drainage, an adequate drainage system, including necessary open ditches, pipes, culverts, intersectional drains, drop inlets, bridges etc. shall be provided for proper drainage of all surface water, as deemed necessary by the County Highway Department.

DATE: _____
Leon Roberts
COMMISSIONER OF DISTRICT

LANDOWNERS
Robert L. Hearn
George Anna Hearn Wehman

Jimmy Freeman
SUPERVISOR OF RURAL ROADS
JIMMY FREEMAN

Ron Gifford
COUNTY EXECUTIVE
RON GIFFORD

PETITION TO CLOSE ROAD

TO: LEON ROBERTS, Member of the Weakley County Road Commission

and

GEORGE H. BROUSSARD, Member of the Weakley County Commission
(the Legislative Body of Weakley County,
Tennessee)

Come the Petitioners, ROBERT L. HEARN, a resident of Weakley County, Tennessee, and GEORGE ANNA HEARN WEHMAN, a resident of Hamilton County, Tennessee, and would respectfully show as follows:

1. The persons to whom this Petition is addressed are the Commissioners (of the Weakley County Road Commission and the Legislative Body of Weakley County [AKA the Weakley County Commission]) through whose Districts the hereinafter described road passes and in whose Districts the hereinafter described lands of Robert L. Hearn and George Anna Hearn Wehman are located.

2. Robert L. Hearn is the owner of a certain tract of farmland in the 10th Civil District of Weakley County, Tennessee, which are more particularly described as follows:

Consisting of approximately 135 acres, designated on the Weakley County Tax Maps as "Map 130, parcel 27.01, which Robert L. Hearn acquired by certain Warranty Deeds which are of record in the Register's Office of Weakley County, Tennessee, in Deed Book 294, page 282; Deed Book 294, page 294; Deed Book 294, page 577; Deed Book 303, page 614; and Deed Book 311, page 648.

3. George Anna Hearn Wehman is the owner of a certain tract of farmland in the 10th Civil District of Weakley County, Tennessee, which are more particularly described as follows:

Consisting of approximately 134 acres, designated on the Weakley County Tax Maps as "Map 130, parcel 27, which George Anna Hearn Wehman acquired by certain Warranty Deeds which are of record in the Register's Office of Weakley County, Tennessee, in Deed Book 294, page 282; Deed Book 294, page 290; Deed Book 294, page 573; Deed Book 303, page 618; Deed Book 311, page 652.

4. That a roadbed runs along the boundary line between the above described tracts of land. This said roadbed was once

apparently considered to be a public road; however it has not been maintained by Weakley County for many years. This road has not been shown on the official road maps as being part of the public road system of Weakley County for many years.

5. That the following portion of said roadbed does not touch lands owned or controlled by anyone other than the Petitioners (Robert L. Hearn and George Anna Hearn Wehman):

Beginning at the northwest corner of the lands of George Anna Hearn Wehman (Tax Map 130, parcel 27) where said road crosses the centerline of a large culvert and runs thence south approximately 1716 feet to a curve or corner in said road, and then turns and runs in a southeasterly direction approximately 650 feet to a point which is 425 (measured along said roadbed) from the intersection of said roadbed with the public road now known as "Hearn Road" (which was formerly called the "Old Greenfield and Dresden road").

6. That the closing of the portion of the road described in Paragraph 5 hereinabove will not damage any person and will not be detrimental to the public (since no persons other than the Petitioners own any land served by said road).

7. That since the above described road does not touch any land owned or controlled by any person other than the Petitioners, no notice to anyone is required before considering this Petition to close said road.

8. This Petition is being filed pursuant to Tennessee Code Annotated Sections 54-10-201 et. sec., and also pursuant to the provisions of certain Private Acts applicable to Weakley County, Tennessee, including the Acts of 1913 (Chapter 344, Page 1140) and the Acts of 1915 (Chapter 121 [Senate Bill 736]), as amended.

WHEREFORE, the Petitioners, ROBERT L. HEARN and GEORGE ANNA HEARN WEHMAN, respectfully ask and request as follows:

1. That the persons to whom this Petition is addressed inspect the above described road to verify the statements in this Petition.

2. That, pursuant to the Private Acts governing roads in Weakley County, the Weakley County Road Commission declare the aforesaid road to be closed.

3. That, pursuant to Tennessee Code Annotated, Sections 54-10-201 et. sec., the County Legislative Body of Weakley County (the County Commission) declare the aforesaid road to be closed.

RESPECTFULLY SUBMITTED, this February 28, 1997.

Robert L. Hearn
Robert L. Hearn, Petitioner

George Anna Hearn Wehman
George Anna Hearn Wehman, Petitioner

STATE OF TENNESSEE

COUNTY OF WEAKLEY

On this 28 th day of February, 1997, ROBERT L. HEARN, the Petitioner appeared before me, the undersigned Notary Public, and made oath in due form of law that the statements in the foregoing Petition are true to the best of his knowledge, information and belief.

Witness my hand and seal of office on the date last above written.

Monter Medling
Notary Public

My commission expires: April 3, 2000.

STATE OF TENNESSEE

COUNTY OF WEAKLEY

On this 28 th day of February, 1997, GEORGE ANNA HEARN WEHMAN, the Petitioner appeared before me, the undersigned Notary Public, and made oath in due form of law that the statements in the foregoing Petition are true to the best of her knowledge, information and belief.

Witness my hand and seal of office on the date last above written.

Monter Medling
Notary Public

My commission expires: April 3, 2000.

PETITION TO CLOSE ROAD

TO: LEON ROBERTS, Member of the Weakley County Road Commission
and

GEORGE H. BROUSSARD, Member of the Weakley County Commission
(the Legislative Body of Weakley County,
Tennessee)

Comes the Petitioner, ROBERT L. HEARN, a resident of Weakley County, Tennessee, and would respectfully show as follows:

1. The persons to whom this Petition is addressed are the Commissioners (of the Weakley County Road Commission and the Legislative Body of Weakley County [AKA the Weakley County Commission]) through whose Districts the hereinafter described road passes and in whose Districts the hereinafter described lands of Robert L. Hearn are located.

2. The Petitioner is the owner of three certain tracts of farmland in the 10th Civil District of Weakley County, Tennessee, which are more particularly described as follows:

FIRST TRACT: Consisting of approximately 135 acres, designated on the Weakley County Tax Maps as "Map 130, parcel 27.01, which the Petitioner acquired by certain Warranty Deeds which are of record in the Register's Office of Weakley County, Tennessee, in Deed Book 294, page 282; Deed Book 294, page 294; Deed Book 294, page 577; Deed Book 303, page 614; and Deed Book 311, page 648.

SECOND TRACT: Consisting of approximately 76 acres, designated on the Weakley County Tax Maps as "Map 131, parcel 14.01, which the Petitioner acquired by certain Warranty Deeds which are of record in the Register's Office of Weakley County, Tennessee, in Deed Book 340, page 163.

THIRD TRACT: Consisting of approximately 45 acres, designated on the Weakley County Tax Maps as "Map 130, parcel 28, which the Petitioner acquired by a certain Warranty Deed which is of record in the Register's Office of Weakley County, Tennessee, in Deed Book D345, page 510.

FOURTH TRACT: Consisting of approximately 72 acres, designated on the Weakley County Tax Maps as "Map 130, parcel 3, which the Petitioner acquired by a certain Warranty Deed which is of record in the Register's Office of Weakley County, Tennessee, in Deed Book D345, page 508.

3. That an abandoned roadbed runs along the boundary line between the above described tracts of land (in a generally east-west direction). This said abandoned roadbed was once

apparently considered to be a public road; however it has not been maintained by Weakley County (or anyone else) for more than 20 years, and has been impassable for more than 20 years. This road has not been shown on the official road maps as being part of the public road system of Weakley County for many years.

4. That the following portion of said abandoned roadbed does not touch lands owned or controlled by anyone other than the Petitioner (Robert L. Hearn):

Beginning at the northwest corner of the lands of George Anna Hearn Wehman (Tax Map 130, parcel 27) where said road crosses the centerline of a large culvert and runs thence north approximately 100 feet to the southeast corner of the Second Tract of Robert L. Hearn's lands described above; thence turning and running in a westerly direction approximately 1065 feet to a point which is 420 feet east from the northwest corner of the Third Tract of Robert L. Hearn's lands described above.

5. That the closing of the portion of the road described in Paragraph 4 hereinabove will not damage any person and will not be detrimental to the public (since there has been no use of the road by anyone for many years).

6. That since the above described road does not touch any land owned or controlled by any person other than the Petitioner, no notice to anyone is required before considering this Petition to close said road.

7. This Petition is being filed pursuant to Tennessee Code Annotated Sections 54-10-201 et. sec., and also pursuant to the provisions of certain Private Acts applicable to Weakley County, Tennessee, including the Acts of 1913 (Chapter 344, Page 1140) and the Acts of 1915 (Chapter 121 [Senate Bill 736]), as amended.

WHEREFORE, the Petitioner, ROBERT L. HEARN, respectfully asks and requests as follows:

1. That the persons to whom this Petition is addressed inspect the above described road to verify the statements in this Petition.

2. That, pursuant to the Private Acts governing roads in Weakley County, the Weakley County Road Commission declare the aforesaid road to be closed.

3. That, pursuant to Tennessee Code Annotated, Sections 54-10-201 et. sec., the County Legislative Body of Weakley County (the County Commission) declare the aforesaid road to be closed.

RESPECTFULLY SUBMITTED, this April 17, 1997.

Robert L Hearn
Robert L. Hearn, Petitioner

STATE OF TENNESSEE

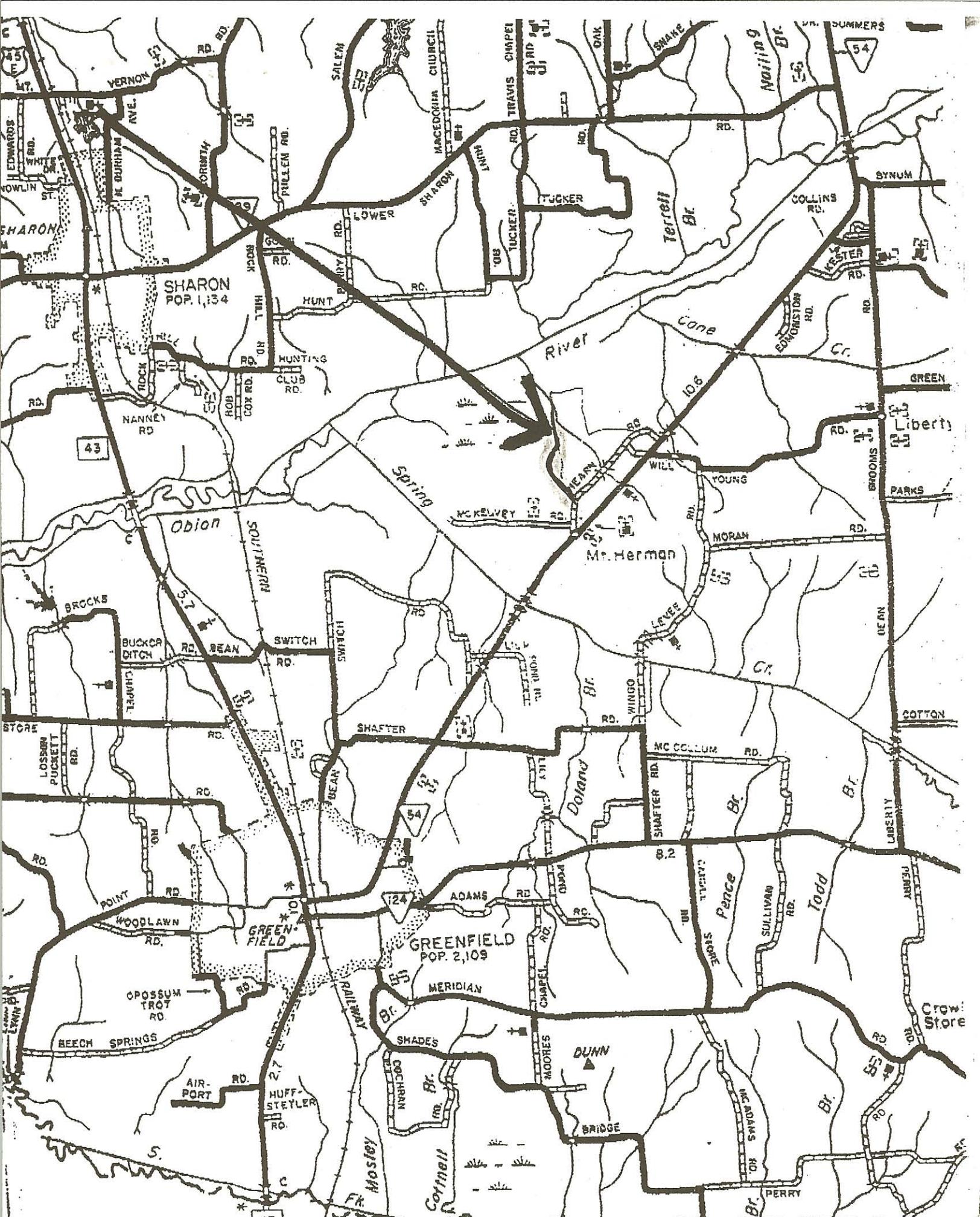
COUNTY OF WEAKLEY

On this 17th day of April, 1997, ROBERT L. HEARN, the Petitioner personally appeared before me, the undersigned Notary Public, and made oath in due form of law that the statements in the foregoing Petition are true to the best of his knowledge, information and belief.

Witness my hand and seal of office on the date last above written.

Monty Medling
Notary Public

My commission expires: April 3, 2000.



P. 02

TO 3643210

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