

IN THE CIRCUIT OR SUPERIOR COURTS

CLARK COUNTY, INDIANA

IN THE MATTER OF THE)
REMOVAL AND REINTERMENT)
OF THE REMAINS OF ONE OR MORE)
DECEASED HUMANS)

No. 10001-0102-CP-81

JUDGMENT AUTHORIZING THE REMOVAL AND REINTERMENT
OF THE REMAINS OF ONE OR MORE DECEASED HUMANS FROM
ONE CEMETERY TO ANOTHER CEMETERY

Comes now the petitioner New Chapel Cemetery Association, Inc. and files its verified petition for judgment authorizing the removal and reinterment of the remains of one or more deceased humans from one cemetery to another cemetery, which petition reads as follows: (here insert), and the Court having reviewed said petition and being duly advised in the premises, now finds that said petition should be granted and that the following representations are true:

1. That the William Adams Cemetery, a family cemetery located on Middle Road, Jeffersonville, Indiana, was conveyed to the Trustees of New Chapel Methodist Episcopal Church and their successors on June 7, 1890, pursuant to the terms of a deed recorded in Deed Record 81 at page 252 in the office of the Recorder of Clark County, Indiana.

2. That on or about February 10, 1992, the petitioner succeeded to the rights of the Trustees of the New Chapel Methodist Episcopal Church in said family cemetery.

3. That when the real estate surrounding said family cemetery was sold by one entity to another entity on June 8, 2000, said family cemetery was excluded in the sale and was described as an exception in said conveyance as follows:

A 0.30 acre tract of land in Survey #6 of Illinois Grant to Clark County, Indiana, described in Deed Record Book 81, Page 252 of said county records and being further described as follows: Beginning at a limestone monument on the north corner

of Survey #5, being the west corner of Survey #6; Thence S. 36 deg. 01'14" E., along the line dividing said Surveys #5 and #6, 92.4 feet to THE TRUE PLACE OF BEGINNING. Thence N. 53 deg. 41' 36" E., 106.26 feet; Thence S. 36 deg. 01'14" E., 122.76 feet to a steel pin; Thence S. 53 deg. 41' 36" W., 106.26 feet to a steel pin on the line dividing said Surveys #5 and #6; Thence N. 36 deg. 01'14" W., along said dividing line, 122.76 feet to THE TRUE PLACE OF BEGINNING, containing 0.30 acre.

4. That the petitioner should be allowed to remove from said family cemetery the remains of any deceased humans buried therein and to reinter (rebury) such remains at New Chapel Cemetery in Watson, Indiana, which cemetery is owned and operated by it.

5. That the written consent of the spouse or parents of any such deceased human cannot be determined and further that all such persons died long ago.

6. That according to Indiana Code 23-14-57-5, and under the aforementioned circumstances, a judgment of this Court is necessary to remove said deceased human remains from said family cemetery and to reinter (rebury) them in the New Chapel Cemetery.

7. That petitioner should pay the reasonable costs and expenses of such removal and reinterment including attorney fees.

IT IS THEREFORE ADJUDGED, ORDERED AND DECREED by the Court that the petitioner is hereby authorized to remove from the William Adams Family Cemetery on Middle Road, Jeffersonville, Indiana, the remains of all deceased humans and to reinter those remains in the New Chapel Cemetery in Watson, Indiana.

IT IS FURTHER ADJUDGED, ORDERED AND DECREED by the Court that the petitioner shall pay the reasonable costs and expenses of such removal and reinterment including attorney fees and the taxable costs of this proceeding.

ENTERED this 24 day of February, 2001.



Judge, Clark Circuit Court