



Doc ID: 000948280002 Type: MIS
 Recorded: 04/04/2017 at 10:29:24 AM
 Fee Amt: \$0.00 Page 1 of 2
 Wells County Recorder
 Carolyn C Bertsch Recorder
 File# 208177

BK **74** PG **89**

WELLS COUNTY ORDINANCE NO. 2017-02

***An Ordinance to Adopt a Rule Home Ordinance
 Establishing a County Highway Garage Fund***

WHEREAS, The Board of Commissioners of the County of Wells ("the Commissioners") recently closed the sale of that portion of the real estate commonly known as the Wells County Farm, located east of County Home Road, containing 16.93 acres; and

WHEREAS, the Commissioners have determined it advisable to establish a County Highway Garage Fund; and

WHEREAS, the Commissioners have determined it advisable to deposit and invest the net proceeds from said sale into the County Highway Garage Fund; and

WHEREAS, under IC 36-1-3-3:

IC 36-1-3-3

Rule of law; resolution of doubt as to existence of power of a unit

Sec. 3. (a) The rule of law that any doubt as to the existence of a power of a unit shall be resolved against its existence is abrogated.

(b) Any doubt as to the existence of a power of a unit shall be resolved in favor of its existence. This rule applies even though a statute granting the power has been repealed. *As added by Acts 1980, P.L.211, SEC.1.*

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF WELLS, AS FOLLOWS:

1. Pursuant to Indiana Code Section 36-1-3, the Auditor of Wells County shall establish a fund entitled the County Highway Garage Fund and deposit and invest the net proceeds from the sale of that portion of the real estate commonly known as the

Wells County Farm, located east of County Home Road, containing 16.93 acres to the County Highway Garage Fund.

2. This Ordinance shall become effective immediately upon its passage by the Board of Commissioner of Wells County, Indiana.

All as Passed and Ordained this 3rd day of April, 2017.

THE BOARD OF COMMISSIONERS
OF THE COUNTY OF WELLS:



Blake Gerber, President



Kevin S. Woodward, Vice-President



Tamara Robbins, Member

ATTEST:



Beth Davis, Auditor

This instrument was prepared by the Wells County Attorney, Roy R. Johnson, Attorney No. 4937-90, 222 West Market St., P.O. Box 295, Bluffton, IN 46714. *I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Beth Davis*