State of Indiana
Board of County Commissioners of
Vermillion County Indiana
ORDINANCE 2017-_002__

Petition to Vacate Public Alley/Street

Come now the undersigned and respectfully petition the Board of County Commissioners of Vermillion County, Indiana, pursuant to I.C. 36-7-3-12

The petitioner, Daniel Hughes and Cynthia Hughes are the owners of the following described real estate in Helt Township, Vermillion County to-wit:

1) Petitioners Daniel Hughes and Cynthia Hughes own the property abutting Broadway Street in the platted subdivision of Reed's First Addition to the Town of St. Bernice, from the NE corner of Lot 12 to the South of Polk Street 15 feet.
2) That the Petitioners wishes to vacate the street as it is no longer of use to the public and its vacation will not be detrimental to the interest of the adjoining owners, who are the sole petitioners herein.
3) That the above described public alley is not now and has never been used as a public right-of-way.
4) That no present access road improvements and utilities have ever been or presently installed.
5) The vacating of the public alley would not hinder the growth or orderly development of the surrounding neighborhood.
6) The vacating of the public alley would not hinder access to the land of any other person, firm, or corporation.
7) The vacating of the public alley will not endanger the public health, safety, morals, comfort, or general welfare.
8) Half the right-of-way of the vacated public alley, by operation of law, shall revert back to each adjoining property owner.

Wherefore, petitioners request that the above-described public alley/street be vacated and the land upon which public alley is situated become the property of the respective adjoining property owners.

Therefore, the Board of Commissioners of Vermillion County, Indiana, now ordains as follows,

1) Half of the width of the right-of-way of the vacated public alley, by operation of law, shall revert back to each adjoining property owner.
2) Upon passage of this ordinance, pursuant to I.C. 36-7-3-12 (e), the Clerk of the Board of Commissioners of Vermillion County, Indiana shall furnish a duly signed copy of this vacation ordinance to the Petitioner.

3) The Petitioner shall file this ordinance **along with a new legal description and/or survey** with the Auditor and Recorder. The Assessor may also require a form be filed.

Passed by the Board of County Commissioners of Vermillion County, Indiana, on the 21st day of February, 2017.

Tim Wilson _____ Commissioner

Harry Crossley _____ Commissioner

Tim Yocum _____ Commissioner

Attest: Amy L. Tolbert
Amy Tolbert, Auditor