State of Indiana
Board of County Commissioners
Vermillion County, Indiana
ORDINANCE 2018- 5

PETITION TO VACATE PUBLIC ALLEY/STREET

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

The petitioner, Vickie Lynn Weddle, is the owner of the following described real estate in Highland Township, Vermillion County to wit:

1. Petitioner Vickie Lynn Weddle and Barbara Kay Orton own the property located at "Lot number Forty-one (41) in the Original Plat of the Town of Gessie, Highland Township, Vermillion County, Indiana; P.I.N. 83-02-28-240-030.000-009", and wish to vacate the alley running a distance of 120 feet between the properties of 13548 N. East Avenue, Parcel No. 83-02-28-240-030.000-009 and 1476 W 1350 N, 83-02-28-240-031.000-009, both in Perrysville, IN, said alley running from East Avenue to Railroad Street.
2. That petitioner wishes to vacate the alley 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, petitioner requests that the above-described public alley be vacated and the land upon which the 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 the Recorder. The Assessor may also require a form be filed.

Passed by the Board of County Commissioners of Vermillion County, Indiana, on the 7th day of August, 2018.

Tim Wilson, Commissioner

Harry Crossley, Commissioner

Tim Yocum, Commissioner

Attest: Amy L. Tolbert
Amy Tolbert, Auditor

EXHIBIT A

To Vickie Lynn Weddle & Barbary Kay Orton:

The North half of vacated alley between the properties of 13548 N. East Avenue and 1476 W. 1350 N, running a distance of 120 feet from East Avenue to Railroad Street, in the town of Perrysville, Indiana.

To Jon M. Hughes:

The South half of vacated alley between the properties of 13548 N. East Avenue and 1476 W. 1350 N, running a distance of 120 feet from East Avenue to Railroad Street, in the town of Perrysville, Indiana.