

**AN ORDINANCE VACATING PART OF FIFTH STREET
IN THE FOX & DIBELL FIRST ADDITION TO THE TOWN
OF WOLCOTT, IN PRINCETON TOWNSHIP, WHITE
COUNTY, INDIANA**

WHEREAS, a Petition to Vacate (“Petition”) has been filed with this legislative body of White County, seeking a vacation of a Part of Fifth Street in the Fox & Dibell First Addition to the Town of Wolcott, in Princeton Township, White County, Indiana pursuant to I.C. §36-7-3-12; and

WHEREAS, the Wolcott Town Council of White County, Indiana, has examined the Petition and conducted a public hearing on the Petition and has given public notice of the filing of said Petition and of the time and place thereof pursuant to I.C. §5-14-1.5; and

WHEREAS, , it is in the best interest of the citizens of Princeton Township, White County, Indiana, to vacate said portion of Fifth Street, which is not necessary for the growth of any Municipality, and the proposed vacation will not:

- (I) Hinder the growth or orderly development of any contiguous neighborhoods;
- (II) Make access to the lands of any person difficult or inconvenient;
- (III) Hinder the public access to a church, school or other public building or place; or
- (IV) Hinder the use of a public way by the neighborhood in which it is located or contiguous.

WHEREAS, the Wolcott Town Council of White County, Indiana, having heard evidence on said Petition and being sufficiently advised in the premises, finds that the said Petition should be approved and granted, and that the portion of Street as specifically described in said Petition, should be vacated.

NOW, THEREFORE BE IT ORDAINED, that the Part of Fifth Street in the Fox & Dibell First Addition to the Town of Wolcott, in Princeton Township, White County, Indiana described by:

Beginning at a half inch iron pipe with RLH I.D.at the Southeast corner of Lot 4 in said addition; thence North 02° 14' 11" East 164.59 feet to the Northeast corner of said Lot 4 in said Addition; thence South 87° 45' 49" East 50.00 feet to the Northwest corner of Lot 3 in said addition; thence South 02° 14' 11" West 164.59 feet to the Southwest corner of Lot 3 in said Addition; thence North 87° 45' 49" West 50.00 feet to the point of beginning.

Bearings and dimensions in the above description are based on a survey dated March 6, 2018 executed by Robert L Haworth, Registered Land Surveyor.

The Secretary of this legislative body shall furnish copies of this Ordinance to the County Recorder for recording and to the County Auditor and the Area Plan Executive Director.

The vacated street portion shall be divided between the owners of the adjoining parcels on Lots 3 & 4 in the Fox & Dibell First Addition to the Town of Wolcott.

The Auditor of White County, Indiana shall enter the vacated street, described above, on the tax rolls of White County, Indiana in the name set forth above.

Any public utility easement shall be unaffected by this vacation.

This ordinance was passed and adopted by the Wolcott Town Council this _____ day of _____, 2018.

President, Wolcott Town Council

or

This ordinance was NOT passed and adopted by the Wolcott Town Council this _____ day of _____, 2018.

President, Wolcott Town Council

Presented by me to the Wolcott Town Council, Wolcott, Indiana on this _____ day of _____, 2018.

Clerk-Treasurer, Tammy Seward

Document Prepared By: _____
Tina M. Tiede, White County Area Plan

“I AFFIRM, UNDER THE PENALTIES FOR PERJURY, THAT I HAVE TAKEN REASONABLE CARE TO REDACT EACH SOCIAL SECURITY NUMBER IN THIS DOCUMENT, UNLESS REQUIRED BY LAW.”