

ORDINANCE NO. 98-5

Enacted on the 13<sup>th</sup> day of April, 1998

AN ORDINANCE PROVIDING FOR THE VACATION OF A PORTION OF A PUBLIC STREET THIRTY-THREE (33) FEET WIDE SHOWN AS 6TH STREET LOCATED BETWEEN LOT 5 BLOCK 5 AND LOT 1 BLOCK 6 IN FREDERICKSON, HAMILTON, WAY AND DEETS ADDITION TO UNION MILLS, FILED IN PLAT BOOK 2, PAGES 78 AND 79.

WHEREAS, EMMITT A. DAVID and BRENDA J. DAVID have filed a petition with the LaPorte County Commissioners under the provisions of Indiana Code 36-7-3-12 and 36-7-3-13 for the vacation of a portion of 6th Street, lying between Lot 5 Block 5 and Lot 1 Block 6 in Frederickson, Hamilton, Way and Deets Addition to Union Mills, filed in Plat Book 2 Pages 78 and 79; and

WHEREAS, notice of a hearing before the LaPorte County Commissioners ~~has~~ been published in the LaPorte Herald Argus in its issue of 7<sup>th</sup> April 1998, said publication being at least ten (10) days before the date of this hearing; and

WHEREAS, no remonstrances to the vacation of said portion of 6th Street have been filed with the LaPorte County Commissioners; and

WHEREAS, your petitioners have paid for the costs of publication of the notice of this hearing, as provided by statute; and

WHEREAS, it is desirable and in the best interests of the Town of Union Mills, Indiana, to vacate said portion of 6th Street (a) because petitioners own all contiguous property, (b) that the vacation of said portion of 6th Street will not materially damage the adjoining property, and will relieve the Town of the responsibility of maintaining the same, and (c) will add the property vacated to the tax rolls of the County of LaPorte, Indiana.

NOW THEREFORE, BE IT ORDAINED BY THE LAPORTE COUNTY COMMISSIONERS of the County of LaPorte, Indiana, as follows:

SECTION 1.

That portion of 6th Street, lying between Lot 5 Block 5 and Lot 1 Block 6 in Frederickson, Hamilton, Way and Deets Addition to Union Mills, filed in Plat Book 2 Pages 78 and 79 is hereby

vacated, and in accordance with the law of the State of Indiana, the fee simple title to the vacated portion of 6th Street reverts to the adjoining property owners, i.e. EMMITT A. DAVID and BRENDA J. DAVID.

SECTION 2.

This Ordinance shall be in full force and effect from and after its approval and passage by the LaPorte County Commissioners of LaPorte County, Indiana, as required by law.

ADOPTED by the LaPorte County Commissioners of the County of LaPorte, Indiana, this 14 day of April, 1998.

Ray Turner  
Jim Brun  
H. J. ...

Austin ...  
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