

Special Ordinance NO. 20, 2022

CITY CLERK

AN ORDINANCE VACATING A PORTION OF A PUBLIC WAY LOCATED IN THE CITY OF TERRE HAUTE, VIGO COUNTY, INDIANA.

BE IT ORDERED by the Common Council of the City of Terre Haute, Indiana.

SECTION 1. Pursuant to the provisions of I.C. 36-7-3-12, it is desired and deemed necessary to vacate a portion of a public way located in the City of Terre Haute, Vigo County, Indiana, which is now laid out and existing in the City of Terre Haute, Indiana, and described as follows:

That portion of 27th Street as Platted in L.A. Hirts 2nd Subdivision, Plat Book 15 Page 4, more particularly described as follows:

Beginning at the Southeast Corner of Lot 8, thence East along the North Right-of-Way line of Wilson Street 15.0', thence North 130.2', thence West to the Northeast corner of Lot 8, thence South 130.2' to the Point of Beginning.

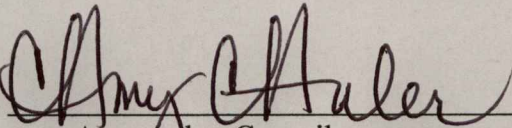
Commonly located at 2642 Wilson Street, Terre Haute, Indiana, 47803.

SECTION 2. Be it further ordained that said portion of said public way in the City of Terre Haute, Indiana, above described, be and the same is vacated and will revert to Nathaniel G. Bashaw, 2642 Wilson Street, Terre Haute, Indiana, 47803, subject to the continuation of all existing easement rights for public utilities.

SECTION 3. Be it further ordained that the City Clerk be, and she is hereby directed to furnish a copy of this Ordinance to the Recorder of Vigo County, Indiana, for recording, and to the Auditor of Vigo County, Indiana.

WHEREAS, an emergency exists for the immediate taking effect of this Ordinance, the same shall be in full force and effect from and after its passage by the Common Council of Terre Haute, and its approval by the Mayor and publication as by law provided

Presented by Council Member,


Amy Auler, Councilperson

Passed in open council this _____ day of _____, 2022.

Cheryl Loudermilk, President

ATTEST:

Michelle Edwards, City Clerk

Presented by me to the Mayor of the City of Terre Haute, this ____ day of _____,
2022.

Michelle Edwards, City Clerk

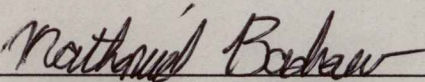
Approved by me, the Mayor of the City of Terre Haute, this ____ day of _____,
2022.

Duke Bennett, Mayor

ATTEST:

Michelle Edwards, City Clerk

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.



Nathaniel G. Bashaw

This instrument was prepared by Nathaniel G. Bashaw, 2642 Wilson Street, Terre Haute, Indiana, 47803.

PETITION FOR VACATION OF PORTION OF A PUBLIC WAY

TO THE PRESIDENT AND MEMBERS OF THE
COMMON COUNCIL OF THE CITY OF TERRE
HAUTE, VIGO COUNTY, INDIANA.

LADIES AND GENTLEMEN:

The undersigned, Nathaniel G. Bashaw is the owner of land abutting a certain Public Way platted, which is located in Terre Haute, Indiana and respectfully petition and request the legislative body of the City of Terre Haute, Indiana to vacate that portion of a Public Way described below pursuant to the various provisions of I.C. 36-7-3-12, and in support of this Petition would show to the Common Council of said City as follows:

1. The undersigned, Nathaniel G. Bashaw is the owner of the following described real estate located in Vigo County, State of Indiana:

Lot Number Eight (8) and ten (10) feet oof the East side of Lot Seven (7) in L.A. Hirt's Second Subdivision, being a subdivision of part of Lot Number Seven (7) Vigo County Commissioners Subdivision of the Northeast quarter of Section Twenty-six (26), Township Twelve (12) North, Range Nine (9) West in Harrison Township Vigo County, Indiana.

Subject to All easements, covenants, conditions, and restrictions of record; All legal highways; Zoning, building and other laws, ordinances, and regulations; Rights of tenants in possession.

Parcel # 84-06-26-203-019.000-002

Commonly located at 2642 Wilson Street, Terre Haute, Indiana, 47803.

2. That a copy of a map that shows the public way which runs between the owners' property is attached hereto, made a part hereof and is marked as Exhibit A.
3. That the portion of the Public Way to be vacated as set forth above may be more particularly described as follows, to-wit:

That portion of 27th Street as Platted in L.A. Hirts 2nd Subdivision, Plat Book 15 Page 4, more particularly described as follows:

Beginning at the Southeast Corner of Lot 8, thence East along the North Right-of-Way line of Wilson Street 15.0', thence North 130.2', thence West to the Northeast corner of Lot 8, thence South 130.2' to the Point of Beginning.

Commonly located at 2642 Wilson Street, Terre Haute, Indiana, 47803.

4. Petitioner believes that no landowner adjoining and abutting the Public Way to be vacated would be adversely affected by the vacation of said Public Way, since the real estate is the said Public Way does not nor will not serve a functional purpose to the public.

5. Petitioner purpose the vacation of the Public Way in order to allow more efficient and effective use of Petitioner's real estate.
6. The proposed vacation would not hinder the use of a public way by the neighborhood in which said portion of the Public Way is located or to which they are contiguous since the petitioner is the owner of the lands abutting said portion of the Public Way; as set forth above, the proposed vacation of said portion of said Public Way would not make access to any land by any person by means of a public way difficult or inconvenient; nor would said vacation hinder any member of the public's access to a church, school, or other public building or place, nor will it interfere in any way with fire protection or police protection for property located within the City of Terre Haute, Indiana.
7. The names and addresses of all owners of land that abuts the portion of the Public Way above proposed to be vacated are the following:

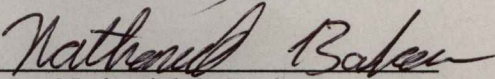
Wilma J. Gibson & Cindy L. Fields Jt/Rs
2700 Wilson Street.
Terre Haute, Indiana 47803

Nathaniel G. Bashaw
2642 Wilson Street
Terre Haute, Indiana 47803

WHEREAS, Petitioner respectfully requests and petitions the Common Council of the City of Terre Haute, Indiana, after hearing on this Petition in accordance with law to:

- a) Adopt an Ordinance vacating that portion of the Public Way referred to and described above, subject to existing easement rights for public utilities.
- b) Cause the Clerk of the City of Terre Haute to furnish copies of said Vacation Ordinance to the County Recorder of Vigo County for recording and to the county Auditor, and to thereupon cause the Recorder to release said Ordinance to the Vigo County Area Planning Department for distribution in accordance with the City's Zoning Ordinance and Subdivision Code.
- c) For all other proper relief in the premises.

PETITIONER:


Nathaniel G. Bashaw

Petitioner's Address: 2642 Wilson Street, Terre Haute, Indiana, 47803

This instrument was prepared by Nathaniel G. Bashaw, 2642 Wilson Street, Terre Haute, Indiana, 47803.

Exhibit A

Site Plan

«) Beacon | Vigo County, IN / City of Terre Haute

Layers Map Search Sales Search Results Sales Results Parcel Report Pictometry Imagery Tax Estimator

Layer List Legend

Quick Links:

B Property Search
BVewMap

Layers:

C Honey Creek ConScrvcy

G? Corporate Limits

5! Political Townships

O Schools

(±) Sanitary Sewers

G Storm Sewers

G PLSS

8 Cadastral

O subdivisions

B Blocks

O Lots

C Lease Points

Parcel Numbers

Coal Parcels

ff Dimensions

(±) Transportation

EI Hydro

C Culverts

C Soils

C Index Contours

C Intermediate Contours

C 1 Ft Contours

C Trees

U Trash Pile-up Schedule

C Current Zoning

Cl Associations

C Transitional Zoning

O Associations

C Sidewalk Damage

C Right-of-Way Permits

EI Assessor's Layers

EB Aerial Photography

[Restore Layer Defaults](#)



Parcel ID 84-06-26-203-019-000-002
Sec/Twp/Rng 26
Property Address 2642 WILSON ST
TERRE HAUTE
Neighborhood 118541 - HARRISON
District
Brief Tax Description

002 HARRISON
LA HRTS2NDS LB10'E 7&PTVACSTREET
2005019161 ADJ 26 12 9 LOTS 7-3
(Note: Not to be used on legal documents)

Alternate 1084-06-26-203-019-000-002
Class RB Ham dwellings (platted lots)
Acreage n/a

Owner Address B. Shaw Nathaniel G
2642 Wilson St
Terre Haute, IN 47803

Receipt

The following was paid to the City of Terre Haute, Controller's Office.

Date: 6/24/22

Name: Nathaniel Brown

Reason: Vacation pay

Cash: 45-

Check: _____

Credit: _____

Total: 45-

Received By: [Signature]

TERRE HAUTE, IN
PAID
JUN 24 2022
CONTROLLER