

AFFIDAVIT

Comes now the Affiant, Cindy Gossard, after been duly sworn and does hereby swear or affirm the following:

1. That the Affiant is the Clerk-Treasurer of the City of Westfield, Indiana, Hamilton County, 46074.
2. That this Affidavit is made to resolve a mistake made by the Westfield Clerk-Treasurer's Office ("Office") in the recording of an annexation ordinance No. 13-21 on or about 8/22/13 in the office of the Hamilton County Recorder.
3. That the mistake was created by the Office when the newly adopted ordinances were recorded rather than published as required by statute. The recording of the ordinances was to be delayed 30 days from the date of the publishing after adoption.
4. That the ordinances recorded should be of no effect and their recording stricken for all purposes at this time.

FURTHER AFFIANT SAYETH NOT

DATED: 8/26/13

Cindy Gossard
CINDY GOSSARD, CLERK-TREASURER

SUBSCRIBED AND SWORN to before me, a Notary Public, in and for said County and State, this 23rd day of September, 2013.

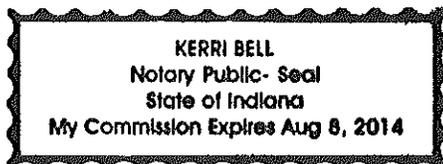
My Commission Expires:

Aug 8 2014

This instrument prepared by: Brian J. Zaiger, Attorney at Law

Kerri Bell
NOTARY PUBLIC, A resident of Hamilton
County, Indiana
Printed: Kerri Bell

ALL SOCIAL SECURITY NUMBERS HAVE BEEN DELETED OR REDACTED IN THIS DOCUMENT



ORDINANCE 13-21

**AN ORDINANCE ANNEXING CERTAIN REAL ESTATE TO THE
CITY OF WESTFIELD, HAMILTON COUNTY, INDIANA**

WHEREAS, the Westfield City Council (the "Council") has the authority and desires to annex lands into the municipality as defined by IC 36-4-3; and,

WHEREAS, one hundred percent (100%) of the owners of the parcels proposed for annexation as identified in Exhibit "A" and Exhibit "B" (the "Annexation Area") have filed a petition with the Council; and,

WHEREAS, the Council has conducted a public hearing as required by law with regard to the annexation of the Annexation Area; and,

WHEREAS, the Council has adopted a fiscal plan for the annexation of the Annexation Area in accordance with IC 36-4-3-3.1 (Resolution 13-113); and,

WHEREAS, the Annexation Area meets the contiguity requirements of IC 36-4-3-1.5; and,

WHEREAS, the Council now finds that the statutory criteria for annexation have been met; and,

NOW THEREFORE BE IT ORDAINED BY THE WESTFIELD CITY COUNCIL THAT THE OFFICIAL CITY MAP ADOPTED BY REFERENCE IN SECTION 2-515 OF THE WESTFIELD CODE BE MODIFIED AS FOLLOWS:

Section 1. The Annexation Area, generally located adjacent to the existing corporate limits, south of 186th Street and west of Springmill Road is hereby annexed to and declared to be a part of the City.

Section 2. The Annexation Area is to further include the contiguous public highways and rights-of-way of the public highways which are adjacent to the annexation area per IC 36-4-3-2.5.

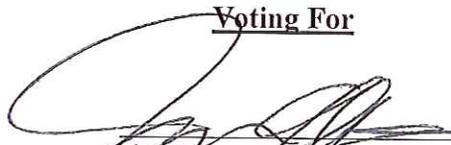
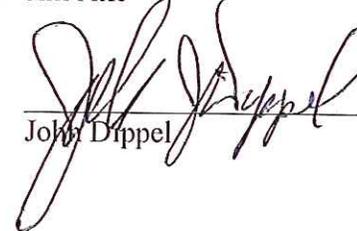
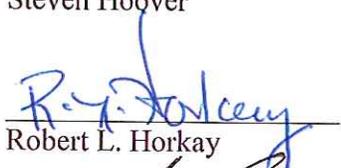
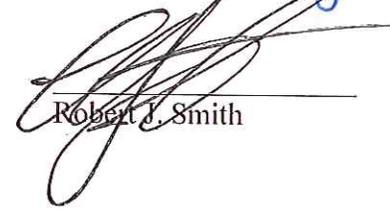
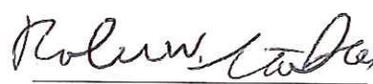
Section 3. The Annexation Area is hereby assigned to City Council District "3" and shall become a part thereof immediately upon the effective date of this Ordinance.

Section 4. This Ordinance shall be in full force and effect upon its passage by the Council, its publication, and upon the passage of any applicable waiting period, all as provided by the laws of the State of Indiana. All ordinances or parts thereof in conflict herewith are hereby repealed. Any portion of the Ordinance later to be found void or invalid shall not affect the remaining portions of this Ordinance.

COPY

ALL OF WHICH IS HEREBY ADOPTED BY THE CITY COUNCIL OF WESTFIELD,
HAMILTON COUNTY, INDIANA THIS 12 DAY OF Aug, 2013.

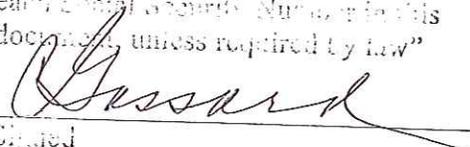
WESTFIELD CITY COUNCIL
HAMILTON COUNTY, INDIANA

<u>Voting For</u>	<u>Voting Against</u>	<u>Abstain</u>
 Jim Ake	Jim Ake	Jim Ake
 John Dippel	John Dippel	John Dippel
Steven Hoover	Steven Hoover	Steven Hoover
 Robert L. Horkay	Robert L. Horkay	Robert L. Horkay
 Robert J. Smith	Robert J. Smith	Robert J. Smith
Cindy L. Spoljaric	Cindy L. Spoljaric	Cindy L. Spoljaric
 Robert W. Stokes	Robert W. Stokes	Robert W. Stokes

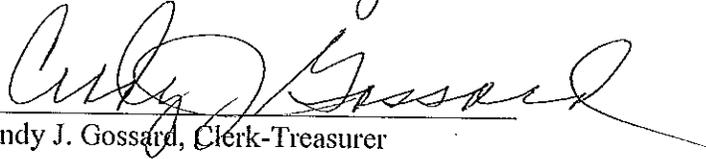
ATTEST:


Cindy J. Gossard, Clerk-Treasurer

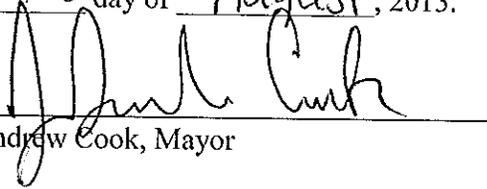
"I affirm, under the penalties of perjury,
that the data herein reported is true to reflect
earn Social Security Number in this
document, unless required by law"


Signed

I hereby certify that ORDINANCE 13-21 was delivered to the Mayor of Westfield
on the 13 day of Aug, 2013, at 9:30am m.


Cindy J. Gossard, Clerk-Treasurer

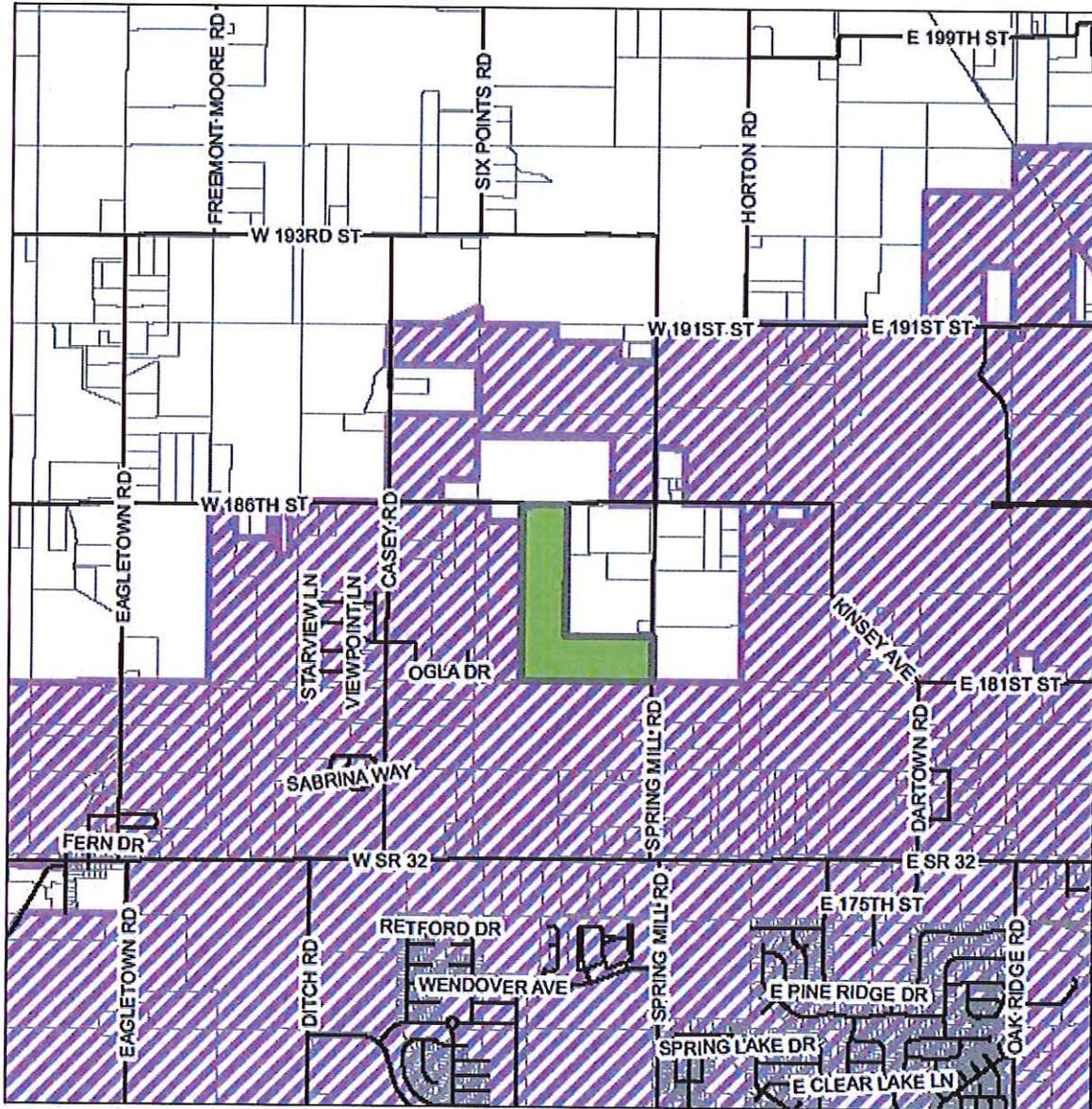
I hereby APPROVE Ordinance 13-21
this 13 day of August, 2013.


J. Andrew Cook, Mayor

I hereby VETO Ordinance 13-21
this _____ day of _____, 2013.

J. Andrew Cook, Mayor

Exhibit A: Parcel Location Map



Legend

- Parcels to be Annexed
- Existing City Limits
- Parcels
- Streets

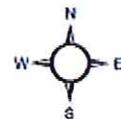


Exhibit "B"
Legal Descriptions of Property to be Annexed

Parcel # 08-05-34-00-00-008.000 & 08-05-34-00-00-012.000 & 08-05-34-00-00-012.001

Legal Description

Beginning at the SE 1/4 of the NE 1/4 of Section 34, Township 19N, Range 3E

N 48-42-58 W Distance: 20.84' to the point of beginning
N 0-10-43 E Distance: 195.731'
N 0-20-39 E Distance: 486.039'
S 89-40-26 W Distance: 217.803'
S 89-40-29 W Distance: 1087.257'
N 0-4-19 E Distance: 1187.881'
N 0-4-16 E Distance: 740.38'
S 89-24-8 W Distance: 659.296'
S 3-0-14 W Distance: 257.163'
S 0-0-27 W Distance: 1264.096'
S 0-32-24 E Distance: 1100.853'
N 89-14-29 E Distance: 666.885'
N 89-14-28 E Distance: 1105.457'
N 89-14-28 E Distance: 197.027' containing 60.8876 acres more or less