

DULY ENTERED FOR TAXATION
Subject to final acceptance for transfer
2 day of March, 2015
Dawn Cowdale Auditor of Hamilton County
Parcel # _____

2015009379 AFF MISC \$24.00
03/02/2015 01:33:13P 6 PGS
Jennifer Hayden
HAMILTON County Recorder IN
Recorded as Presented


AFFIDAVIT OF SCRIVENER'S ERROR

On April 2, 2014, Ordinance No. 14-04 of the City of Westfield was recorded as Instrument No. 201411798 in the Office of the Recorder of Hamilton County, Indiana.

That the Ordinance was recorded without the stamp of the Office of the Auditor of Hamilton County, Indiana.

That the Ordinance contained a scrivener's error in the legal description attached thereto as Exhibit "B" that read "Beginning at the NW ¼ of the NE ¼ of Section 7, Township 18N and Range 3E."

That the scrivener's error is corrected in the legal description attached hereto, which shall replace Exhibit "B", as referenced above, in its entirety. The entire Ordinance, with the stamp of the Office of the Auditor and corrected Exhibit "B", is attached for reference hereto, and incorporated by reference herein to be re-recorded.



Cindy J. Gossard, Clerk-Treasurer
City of Westfield, Hamilton County, IN

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Subscribed and sworn to before me, a Notary Public in and for said County and State, this
19th day of February, 2015.

My Commission Expires:

Sept 29, 2022

Signature 

Printed Herri Gagnon

Notary Public
Residing in Hamilton County, Indiana.

This document prepared by
Brian J. Zaiger, Esq., Krieg DeVault LLP
12800 N Meridian Street, Suite 300
Carmel, Indiana 46032 | (317) 238-6266

I affirm, under the penalties of perjury, that I have taken reasonable care to redact each Social Security Number in this document unless required by law: Cindy J. Gossard

COPY

* Re-Recorded due to Auditor's Stamp missing*
Kim Strang

2014011798 ORDINANCE \$21.00
04/02/2014 08:21:49A 5 PGS
Mary L. Glark
HAMILTON County Recorder IN
Recorded as Presented

ORDINANCE 14-04

**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 14-103); 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, north of 159th Street and west of Little Eagle Creek Avenue 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.

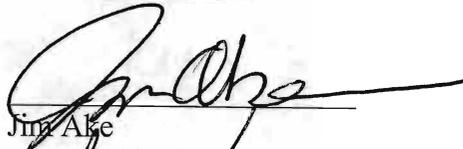
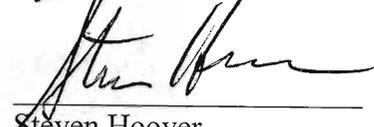
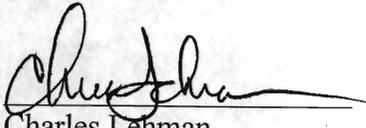
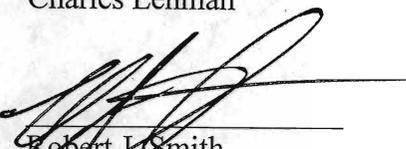
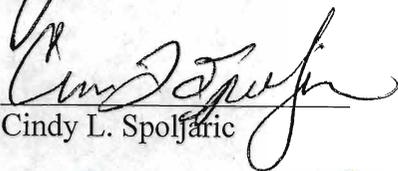
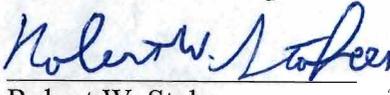
Section 3. The Annexation Area is hereby assigned to City Council District "4" and shall become a part thereof immediately upon the effective date of this Ordinance.

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 24 DAY OF FEBRUARY, 2014.

WESTFIELD CITY COUNCIL
HAMILTON COUNTY, INDIANA

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

ATTEST:


Cindy J. Gossard, Clerk-Treasurer

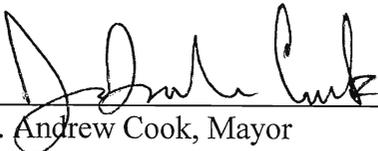
"I affirm under the penalties of perjury that I have taken true and correct account of all matters and bills required by law"



I hereby certify that ORDINANCE 14-04 was delivered to the Mayor of Westfield
on the 25 day of Feb, 2014, at 9:30 A m.


Cindy J. Gossard, Clerk-Treasurer

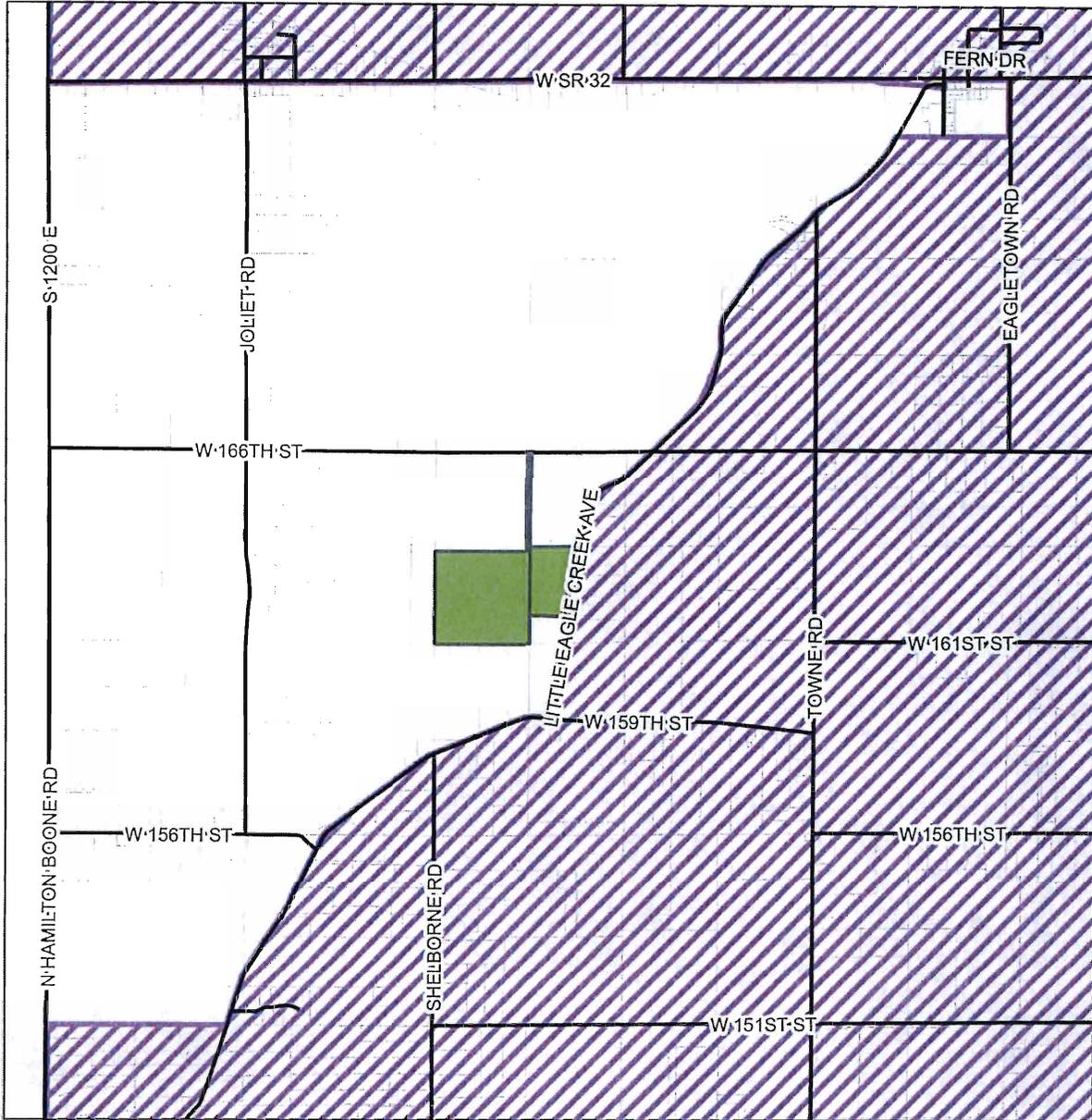
I hereby APPROVE Ordinance 14-04
this 25 day of Feb, 2014.


J. Andrew Cook, Mayor

I hereby VETO Ordinance 14-04
this _____ day of _____, 2014.

J. Andrew Cook, Mayor

Exhibit A: Parcel Location Map



Legend

 Parcels to be Annexed

 Existing City Limits

 Parcels

 Streets

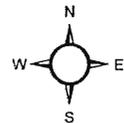


Exhibit "B"

Legal Descriptions of Property to be Annexed

This description includes two (2) parcels of land:

Parcel No. 08-09-08-00-00-008.000

Parcel No. 08-09-08-00-00-001.000

Beginning at the NW corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec 7, Township 18N, Range 3E
(Corner Number 18030702)

Direction: S 89-30-25 E	Distance: 3932.991' to the point of beginning:
Direction: S 0-22-1 W	Distance: 1349.037'
Direction: S 90-0-0 W	Distance: 1278.8'
Direction: S 0-8-12 W	Distance: 1266.614'
Direction: N 89-45-31 E	Distance: 619.746'
Direction: N 89-45-31 E	Distance: 712.086'
Direction: N 0-23-56 E	Distance: 384.909'
Direction: S 87-54-27 E	Distance: 451.061'
Direction: N 13-45-34 E	Distance: 988.744'
Direction: S 89-24-21 W	Distance: 405.012'
Direction: S 89-24-27 W	Distance: 278.525'
Direction: N 0-5-49 E	Distance: 1288.772'
Direction: S 89-26-5 W	Distance: 48.653' back to the point of beginning, containing 52.64 acres more or less.

ALSO INCLUDING:

In addition to the aforementioned, the annexed area shall include those public highways and rights-of-way of public highways required to be annexed by Indiana Code § 36-4-3-2.5, including the relevant portions of Little Eagle Creek Avenue and 166th Street.