

ORDINANCE NO. 3421
AN ORDINANCE ANNEXING CERTAIN TERRITORY
TO THE CITY OF NEW CASTLE, HENRY COUNTY, INDIANA

This ordinance of the City of New Castle, Henry County, Indiana, is an ordinance to annex certain real estate into its corporate boundaries. It is passed and adopted on the month and year hereinafter stated:

WHEREAS, a petition has been filed with the City of New Castle seeking the annexation of certain territory to said City of New Castle, Henry County, Indiana, and;

WHEREAS, said petition is signed by one hundred percent (100%) of the owners of said territory, and;

WHEREAS, said territory is located outside of, but contiguous to, this municipality, and;

Section 1: **ANNEXATION.** NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE, HENRY COUNTY, INDIANA, that the following described real estate shall be annexed into the City of New Castle and shall be a part of said City of New Castle, all pursuant to I.C.36-4-3-5.1. Said real estate being annexed by this ordinance is located in Henry County, Indiana, is contiguous to the current boundaries of the City of New Castle, Henry County, Indiana, and is more particularly described as follows, to-wit:

LOT 13 IN DEERE VIEW SECTION TWO, AN ADDITION TO HENRY TOWNSHIP, AS SHOWN IN INSTRUMENT #20014813, RECORDS OF HENRY COUNTY, INDIANA.

Common Address: 2433 South Spiceland Pike
New Castle, IN 47362

See Exhibit "A" which is a map of the parcel. Said Exhibit "A" is attached hereto, incorporated herein, and made a part hereof.

Section 2: **WARD.** The annexed territory is hereby assigned to the following municipal legislative district: Ward 4.

Section 3: **CURRENT CORPORATE BOUNDARIES.** The current definition of the corporate boundaries of the corporate boundaries of the City of New Castle is set forth in Exhibit "C" being a map of said boundaries and Exhibit "B" being a written legal description. Said Exhibits "B" and "C" are attached hereto, incorporated herein, and made a part hereof.

Section 4: **PUBLICATION.** Upon passage of this ordinance it shall be published pursuant to the manner prescribed in I.C.36-4-3-7.

Section 5: **FILING AND RECORDING.** After publication and expiration of the remonstrance period, the Clerk-Treasurer of the City of New Castle shall file and record this ordinance pursuant to the provisions of I.C.36-4-3-22.

Section 6: **REPEALER.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 7: **SEVERABILITY:** Any provision herein contained which is found by a court of competent jurisdiction to be deemed to be unlawful or which by operation of law shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

Section 8: **EFFECTIVE DATE:** This Ordinance shall become effective immediately upon passage and publication as provided for by law.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS
____ DAY OF _____, 2005.

Tom Nipp, Presiding Officer,
Common Council, City
of New Castle, Indiana

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NAY

ATTEST:

Janice Lavarney,
Clerk-Treasurer

APPROVED BY ME THIS ____ DAY OF _____, 2005.

Tom Nipp, Mayor of the City
Of New Castle, Indiana