

LEGAL NOTICE OF ADOPTION OF ANNEXATION ORDINANCE

NOTICE IS HEREBY GIVEN that on the 14<sup>th</sup> day of November, 2012, the following Ordinance was adopted by the Town Council of the Town of Millersburg, Indiana, to-wit:

ORDINANCE 2012-11

AN ORDINANCE ANNEXING CERTAIN REAL ESTATE (FOREST RIVER, INC. PARCELS) AND DECLARING SUCH TO BE A PART OF THE TOWN OF MILLERSBURG, INDIANA

WHEREAS, the Town Council of the Town of Millersburg, Indiana has the authority to annex real estate and thereby include such real estate and thereby include such real estate within the corporation boundaries of the Town of Millersburg;

WHEREAS, the Town Council of the Town of Millersburg, Indiana has determined to annex certain real estate to the corporate boundaries of the Town of Millersburg;

WHEREAS, said real estate is described more fully herein as contiguous to and abuts the present corporate boundaries of the Town of Millersburg;

WHEREAS, prior to the enactment of this Ordinance, the Town Council has developed and adopted a written fiscal plan and established a definite policy by Resolution 2012-6 concerning this annexation and the planned services of a capital and non-capital nature to be furnished to the territory to be annexed;

WHEREAS, notice of the public hearing concerning this Ordinance was advertised in the Goshen News on the 1st day of October, 2012;

WHEREAS, the Town Council of the Town of Millersburg, Indiana conducted a public hearing concerning this Ordinance on the 24th day of October, 2012;

WHEREAS, it is determined to be in the best interest of the Town of Millersburg and the owner of the real estate hereinafter described that the real estate be annexed and incorporated as part of the Town of Millersburg, Indiana;

WHEREAS, any other prerequisites and conditions required by law to prevail for annexation of territories to towns as is provide by the statues of the State of Indiana do in fact prevail in the instance;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MILLERSBURG, INDIANA, as follows:

1. That the real estate described below is hereby annexed to and declared to be part of the Town of Millersburg, Indiana on 14th\_ day of November, 2012, subject to publication and filing as indicated hereafter:

That portion of the following described real property not currently located within the municipal boundaries of the Town of Millersburg, Indiana,

Lot Numbered One (1) as the said Lot is known and designated on the recorded Plat of Millersburg/Forest River DPUD, in Clinton Township, Elkhart County, Indiana; said Plat being recorded in Plat Book 27, page 38 in the Office of the Recorder of Elkhart County, Indiana.

Commonly known as Parcel #20-12-34-200-023.000-007.

2. That the real property being annexed includes approximately 61.042 acres, more or less.

3. That the Clerk Treasurer of the Town of Millersburg, Indiana be, and herby is, authorized and directed to publish notice of the adoption of the Ordinance as provided by law in the Goshen News published in the City of Goshen, Elkhart County, Indiana, being a newspaper of general publication and circulation.

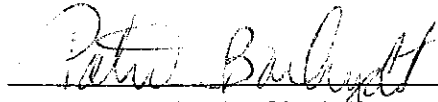
4. That this Ordinance shall become effective thirty (30) days after its adoption absent any remonstrance and appeal, as provided by Indiana Code.

ORDAINED AND ADOPED this 14th day of November, 2012.

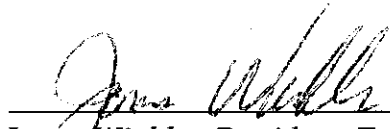
TOWN COUNCIL OF THE TOWN OF  
MILLERSBURG, INDIANA

By: \_\_\_\_\_  
James Winkler, President

ATTEST:

  
\_\_\_\_\_  
Patricia Barhydt, Clerk Treasurer

EXAMINED AND APPROVED this 14th day of November, 2012.

  
\_\_\_\_\_  
James Winkler, President, Town Council of the  
Town of Millersburg, Indiana

Note to Publisher: Please publish this in The Goshen News one time on or before November 21st, 2012.