

23-06

SPONSOR: Councilman Kalwinski

PETITIONED BY: Hammond Department of
Redevelopment

ORDINANCE NO 9595

AN ORDINANCE VACATING AN APPROXIMATELY 1242 FOOT PORTION OF STREET IN THE 2700-2800 BLOCKS OF EGGERS AVENUE AND ELDER AVENUE, AN APPROXIMATELY 488 PORTION OF STREET IN THE 1400 BLOCK OF 127TH AND 128TH STREETS AND AN APPROXIMATELY 1242 PORTION OF A NORTH-SOUTH ALLEY IN THE 2700-2800 BLOCKS BETWEEN EGGERS AND ELDER AVENUES. IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA.

WHEREAS, City of Hammond Department of Redevelopment is the fee simple owner of the following described real estate, to wit:

Lots 24-46 Block 3 Wilcox First Addition to Whiting as shown in Plat Book 2, Page 51 in the Office of the Recorder of Lake County, Indiana

Commonly known as 2749 Elder Avenue, Hammond, (Whiting Post Office) Indiana

And

Lots 1-46 Block 4 Wilcox First Addition to Whiting as shown in Plat Book 2, Page 51 in the Office of the Recorder of Lake County, Indiana

Commonly known as 2704-06, and 2714-2716 Elder Avenue, Hammond (Whiting Post office), Indiana;

And

Lots 1-46 Block 5 Wilcox First Addition to Whiting as shown in Plat Book 2, Page 51 in the Office of the Recorder of Lake County, Indiana

Commonly known as 2804 Elder Avenue, Hammond (Whiting Post office), Indiana;

And

Lots 25-46 Block 6 Wilcox First Addition to Whiting as shown in Plat Book 2,
Page 51 in the Office of the Recorder of Lake County, Indiana

Commonly known as a portion of 2844 New York Avenue, Hammond
(Whiting Post Office), Indiana

WHEREAS, an approximately 1242 foot portions of Eggers Avenue, Elder Avenue, and the North-South alley between Eggers and Elder Avenues, and the 488 portions in the 1400 block of 127th and 128th Streets lies between and around Lots 24-46 Block 3, Lots 1-46 Block 4, Lots 1-46 Block 5 and Lots 25-46 Block 6 of Wilcox's First Addition to Whiting, which is more particularly described as follows:

STRIPS OF LAND IN WILCOX FIRST ADDITION TO WHITING SUBDIVISION AS SHOWN IN PLAT BOOK 2, PAGE 51 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA; SAID STRIPS OF LAND DESCRIBED AS: 1.) ALL OF THAT PART OF EGGERS AVENUE (30 FOOT RIGHT-OF-WAY) BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST RIGHT-OF-WAY LINE OF SAID EGGERS AVENUE, 2.) ALL OF THAT PART OF ELDER AVENUE (66 FOOT RIGHT-OF-WAY) BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, IN BLOCK 6 OF SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST RIGHT-OF-WAY LINE OF SAID ELDER AVENUE, (BEING THE EAST LINE OF BLOCK 5 AS SHOWN ON SAID WILCOX FIRST ADDITION), 3.) ALL OF THAT PART OF 128TH STREET BOUNDED ON THE EAST BY THE WEST LINE OF THE 16-FOOT-WIDE ALLEY IN BLOCK 3 AND BLOCK 6 AS SHOWN ON SAID WILCOX FIRST ADDITION EXTENDED NORTH FROM THE NORTH LINE OF SAID BLOCK 6 TO THE SOUTH LINE OF SAID BLOCK 3, 4.) ALL OF THAT PART OF 127TH STREET (30 FEET RIGHT-OF-WAY) BOUNDED ON THE EAST BY THE WEST LINE OF THE 16-FOOT-WIDE ALLEY IN BLOCK 3 OF SAID WILCOX FIRST ADDITION EXTENDED NORTH TO THE NORTH LINE OF SAID 127TH STREET, 5.) ALL OF THE 16-FOOT-WIDE ALLEY IN BLOCK 4 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE NORTH BY THE SOUTH LINE OF 127TH STREET AND ON THE SOUTH BY THE NORTH LINE OF 128TH STREET, 6.) ALL OF THAT PART OF THE 16-FOOT-WIDE ALLEY IN BLOCK 5 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE NORTH BY THE SOUTH LINE OF 128TH STREET AND BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED EAST TO THE SOUTHWEST CORNER OF LOT 22 IN SAID BLOCK 5 OF SAID WILCOX FIRST ADDITION, 7.) A PORTION OF A STRIP OF LAND 3 FEET WIDE ON THE NORTH AND WEST LIMITS OF THE EAST 1320 FEET OF THE SOUTH HALF OF THE NORTHEAST FRACTIONAL QUARTER OF FRACTIONAL SECTION 18,

TOWNSHIP 37 NORTH, RANGE 9 WEST OF THE SECOND PRINCIPAL MERIDIAN AS DESCRIBED IN AN ORDER FOR DEFAULT JUDGMENT AND QUIETING TITLE, CAUSE NO. 45D11-2009-MI-000638 ORDERED ON NOVEMBER 17, 2020 IN LAKE SUPERIOR COURT, SAID PORTION DESCRIBED AS: AN EAST TO WEST STRIP OF LAND 3 FEET WIDE PARALLEL WITH AND LYING ALONG THE NORTH RIGHT-OF-WAY LINE OF 127TH STREET (30 FOOT RIGHT-OF-WAY) AND A NORTH TO SOUTH STRIP OF LAND 3 FEET WIDE PARALLEL WITH AND LYING ALONG THE WEST RIGHT-OF-WAY LINE OF EGGERS AVENUE (30 FOOT RIGHT-OF-WAY) AS SAID RIGHT-OF-WAYS ARE SHOWN ON THE SAID PLAT OF WILCOX FIRST ADDITION. THE SAID EAST TO WEST STRIP OF LAND IS BOUNDED ON THE EAST BY THE WEST LINE LOT 3, LOST MARSH 2ND ADDITION AS SHOWN IN PLAT BOOK 114, PAGE 39 IN SAID RECORDER'S OFFICE AND THE SAID NORTH TO SOUTH STRIP OF LAND IS BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST LINE OF SAID 3 FOOT STRIP OF LAND, ALL IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA. 4.1± ACRES.

WHEREAS, City of Hammond Department of Redevelopment has filed a Petition for Vacation of a said Streets and Alley with the Common Council of the City of Hammond, Lake County, Indiana, requesting vacation of said 1242 foot portions of Eggers and Elder Avenues, said 488 foot portions of 127th and 128th Streets, and said 1242 foot portion of the North-South alley between Eggers and Elder Avenues; and

WHEREAS, the Common Council of the City of Hammond, Lake County, Indiana upon investigation and Public Hearing in accordance with applicable law, finds and determines that the proposed vacation will not hinder the growth or orderly development of the City of Hammond, Lake County, Indiana, or the neighborhood in which it is located or to which it is contiguous; and

WHEREAS, the vacation will not make access to the lands of any persons by means of public way difficult to inconvenient; and

WHEREAS, the vacation would not hinder the public's access to a church, school, or other public building or place; and

WHEREAS, the vacation will not hinder the use of a public way by the neighborhood in which it is located or to which it is contiguous.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF HAMMOND, LAKE COUNTY, INDIANA, THAT it is desired and deemed necessary to vacate the 1242 foot portions of Eggers and Elder Avenues, the 488 foot portions of 127th and 128th Streets, and the 1242 foot portion of the North-South alley between Eggers and Elder Avenues located in the 2700-2800 blocks of Eggers and Elder Avenues and the 1400 block of 127th and 128th Streets in the City of Hammond, and more particularly described as follows:


STRIPS OF LAND IN WILCOX FIRST ADDITION TO WHITING SUBDIVISION AS SHOWN IN PLAT BOOK 2, PAGE 51 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA; SAID STRIPS OF LAND DESCRIBED AS: 1.) ALL OF THAT PART OF EGGERS AVENUE (30 FOOT RIGHT-OF-WAY) BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST RIGHT-OF-WAY LINE OF SAID EGGERS AVENUE, 2.) ALL OF THAT PART OF ELDER AVENUE (66 FOOT RIGHT-OF-WAY) BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, IN BLOCK 6 OF SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST RIGHT-OF-WAY LINE OF SAID ELDER AVENUE, (BEING THE EAST LINE OF BLOCK 5 AS SHOWN ON SAID WILCOX FIRST ADDITION), 3.) ALL OF THAT PART OF 128TH STREET BOUNDED ON THE EAST BY THE WEST LINE OF THE 16-FOOT-WIDE ALLEY IN BLOCK 3 AND BLOCK 6 AS SHOWN ON SAID WILCOX FIRST ADDITION EXTENDED NORTH FROM THE NORTH LINE OF SAID BLOCK 6 TO THE SOUTH LINE OF SAID BLOCK 3, 4.) ALL OF THAT PART OF 127TH STREET (30 FEET RIGHT-OF-WAY) BOUNDED ON THE EAST BY THE WEST LINE OF THE 16-FOOT-WIDE ALLEY IN BLOCK 3 OF SAID WILCOX FIRST ADDITION EXTENDED NORTH TO THE NORTH LINE OF SAID 127TH STREET, 5.) ALL OF THE 16-FOOT-WIDE ALLEY IN BLOCK 4 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE NORTH BY THE SOUTH LINE OF 127TH STREET AND ON THE SOUTH BY THE NORTH LINE OF 128TH STREET, 6.) ALL OF THAT PART OF THE 16-FOOT-WIDE ALLEY IN BLOCK 5 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE NORTH BY THE SOUTH LINE OF 128TH STREET AND BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED EAST TO THE SOUTHWEST

CORNER OF LOT 22 IN SAID BLOCK 5 OF SAID WILCOX FIRST ADDITION, 7.) A PORTION OF A STRIP OF LAND 3 FEET WIDE ON THE NORTH AND WEST LIMITS OF THE EAST 1320 FEET OF THE SOUTH HALF OF THE NORTHEAST FRACTIONAL QUARTER OF FRACTIONAL SECTION 18, TOWNSHIP 37 NORTH, RANGE 9 WEST OF THE SECOND PRINCIPAL MERIDIAN AS DESCRIBED IN AN ORDER FOR DEFAULT JUDGMENT AND QUIETING TITLE, CAUSE NO. 45D11-2009-MI-000638 ORDERED ON NOVEMBER 17, 2020 IN LAKE SUPERIOR COURT, SAID PORTION DESCRIBED AS: AN EAST TO WEST STRIP OF LAND 3 FEET WIDE PARALLEL WITH AND LYING ALONG THE NORTH RIGHT-OF-WAY LINE OF 127TH STREET (30 FOOT RIGHT-OF-WAY) AND A NORTH TO SOUTH STRIP OF LAND 3 FEET WIDE PARALLEL WITH AND LYING ALONG THE WEST RIGHT-OF-WAY LINE OF EGGERS AVENUE (30 FOOT RIGHT-OF-WAY) AS SAID RIGHT-OF-WAYS ARE SHOWN ON THE SAID PLAT OF WILCOX FIRST ADDITION. THE SAID EAST TO WEST STRIP OF LAND IS BOUNDED ON THE EAST BY THE WEST LINE LOT 3, LOST MARSH 2ND ADDITION AS SHOWN IN PLAT BOOK 114, PAGE 39 IN SAID RECORDER'S OFFICE AND THE SAID NORTH TO SOUTH STRIP OF LAND IS BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST LINE OF SAID 3 FOOT STRIP OF LAND, ALL IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA. 4.1± ACRES.


and, therefore, the aforementioned 1242 foot portions of Eggers and Elder Avenues, said 488 foot portion of 127th and 128th Streets, and 1242 foot portion of the North-South alley between Eggers and Elder Avenues are hereby vacated, not subject to easements, for existing water, sewer, gas, telecommunications, and utilities in place and adjoining lots within the Wilcox First Addition are extended by operation of law to include the proportionate part of Eggers Avenue, Elder Avenue, 127th Street, 128th Street and the North-South alley between Eggers and Elder Avenues hereby vacated.

BE IT FURTHER ORDAINED that the Ordinance herein shall have full force and effect from and after Public Hearing hereon, passage and approval by the Common Council of the City of Hammond, Lake County, Indiana, signed by the President thereof, and the

approval and signing by the Mayor. The Clerk shall furnish a copy of this Ordinance to the County Recorder for recording and to the County Auditor.



Scott Rakos, President

Attest:


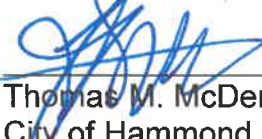
Robert J. Golec, City Clerk

PRESENTED BY ME, the undersigned City Clerk of the City of Hammond to the Mayor of said City, for his approval on the 28th of February 2023.



Robert J. Golec, City Clerk

The foregoing Ordinance No. 959.5 consisting of six (6) pages, including this page was Approved by the Mayor on the 1st day of March 2023.



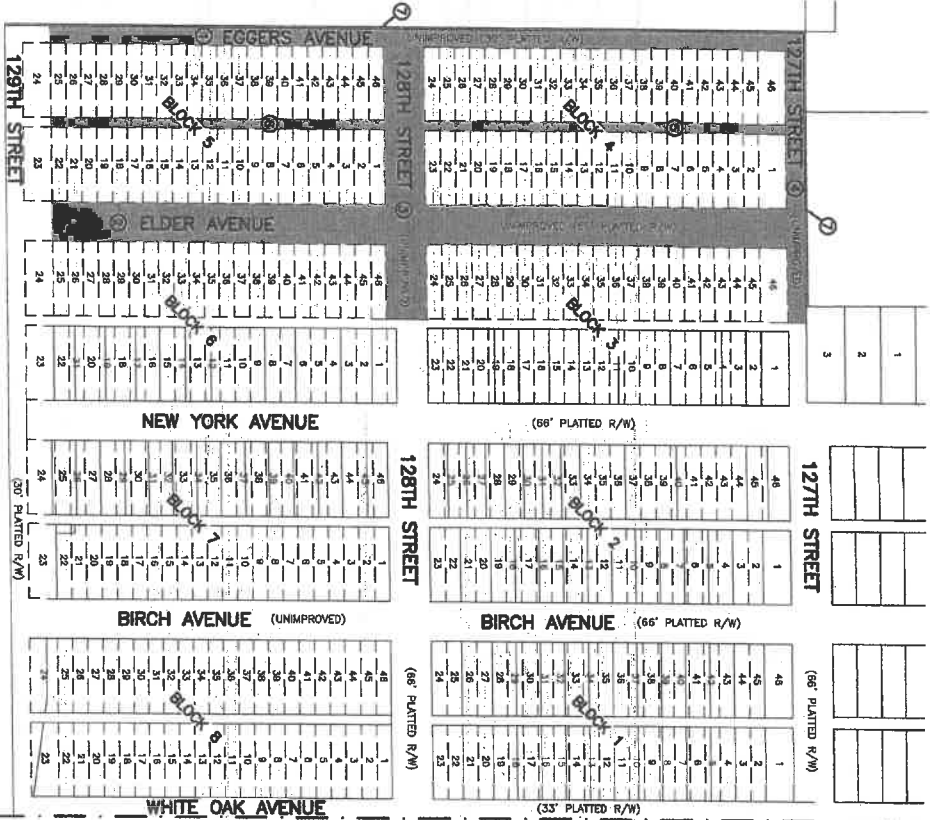
Thomas M. McDermott, Jr., Mayor
City of Hammond, Indiana

PASSED by the Common Council on the 27th day of February, 2023 and Approved by the Mayor on the 1st day of March, 2023.



Robert J. Golec, City Clerk

PLAT OF VACATION EXHIBIT



LINE TYPE & HATCH LEGEND:
 - UNIMPROVED ROAD OR ALLEY TO BE VACATED

KRULL-ABONMARCHÉ

111 East 3rd Street
 Hammond, IN 46324
 F 313.947.4681
 ddonmarche.com
 COPYRIGHT 2022 - ABONMARCHÉ CONSULTANTS, INC.
 Engineering - Architecture - Land Surveying

SCALE: 1" = 200'
 BAR SCALE IN FEET

Benton Harbor
 C. Wayne
 Grand Haven
 Hobart
 Lafayette
 South Haven
 Voochinda



**PLAT OF VACATION EXHIBIT
 FOR: CITY OF HAMMOND
 DEPARTMENT OF REDEVELOPMENT**

DATE OF FIELDWORK:	JOB NO. 21-0795
DATE OF COMPLETION: 09/02/2022	SECTION: 18-177N-69W
DRAWN BY: RAM	SCALE: AS SHOWN
REVIEWED BY: KDG	SHEET 1 OF 1

DESCRIPTION:

STRIPS OF LAND IN WILCOX FIRST ADDITION TO WHITING SUBDIVISION AS SHOWN IN PLAT BOOK 2, PAGE 51 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA; SAID STRIPS OF LAND DESCRIBED AS: 1.) ALL OF THAT PART OF EGGERS AVENUE (30 FOOT RIGHT-OF-WAY) BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST RIGHT-OF-WAY LINE OF SAID EGGERS AVENUE, 2.) ALL OF THAT PART OF ELDER AVENUE (66 FOOT RIGHT-OF-WAY) BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, IN BLOCK 6 OF SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST RIGHT-OF-WAY LINE OF SAID ELDER AVENUE, (BEING THE EAST LINE OF BLOCK 5 AS SHOWN ON SAID WILCOX FIRST ADDITION), 3.) ALL OF THAT PART OF 128TH STREET BOUNDED ON THE EAST BY THE WEST LINE OF SAID BLOCK 6 TO THE SOUTH LINE OF SAID BLOCK 3, 4.) ALL OF THAT PART OF SAID WILCOX FIRST ADDITION EXTENDED NORTH FROM THE WEST LINE OF SAID BLOCK 6 TO THE SOUTH LINE OF SAID BLOCK 3, 5.) ALL OF THAT PART OF SAID WILCOX FIRST ADDITION EXTENDED NORTH TO THE NORTH LINE OF SAID BLOCK 4 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE SOUTH BY THE 16 FOOT WIDE ALLEY IN BLOCK 4 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE NORTH BY THE 16 FOOT WIDE ALLEY IN BLOCK 5 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED EAST TO THE SOUTHWEST CORNER OF LOT 22 IN SAID BLOCK 5 OF SAID WILCOX FIRST ADDITION, 7.) A PORTION OF A STRIP OF LAND 3 FEET WIDE ON THE NORTH AND WEST LINES OF THE EAST 1320 FEET OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF FRACTIONAL SECTION 18, TOWNSHIP 37 NORTH, RANGE 9 WEST OF THE SECOND PRINCIPAL MERIDIAN AS DESCRIBED IN AN ORDER FOR DEFAULT JUDGMENT AND QUIETING TITLE, CAUSE NO. 45D11-2009-M-000538 ORDERED ON NOVEMBER 17, 2020 IN LAKE SUPERIOR COURT, SAID PORTION DESCRIBED AS: AN EAST TO WEST STRIP OF LAND 3 FEET WIDE PARALLEL WITH AND LYING ALONG THE NORTH RIGHT-OF-WAY LINE OF 127TH STREET (30 FOOT RIGHT-OF-WAY) AND A NORTH TO SOUTH STRIP OF LAND 3 FEET WIDE PARALLEL WITH AND LYING ALONG THE WEST RIGHT-OF-WAY LINE OF EGGERS AVENUE (30 FOOT RIGHT-OF-WAY) AS SAID RIGHT-OF-WAYS ARE SHOWN ON THE SAID PLAT OF WILCOX FIRST ADDITION, THE SAID STRIP OF LAND IS BOUNDED ON THE EAST BY THE WEST LINE LOT 3, LOT 3 MARSH 2ND ADDITION AS SHOWN IN PLAT BOOK 114, PAGE 39 IN SAID RECORDER'S OFFICE AND THE SAID NORTH TO SOUTH STRIP OF LAND IS BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST LINE OF SAID 3 FOOT STRIP OF LAND, ALL IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA, 4.1± ACRES.

LAND SURVEYOR'S CERTIFICATE:

STATE OF INDIANA
 COUNTY OF LAKE

THIS IS TO CERTIFY THAT THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF HAMMOND, LAKE COUNTY, INDIANA HAS ON THIS DAY OF September, 2022, AT A REGULAR MEETING OF SAID BOARD, ACCEPTED THE PLAT HEREIN DRAWN.

BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF HAMMOND, LAKE COUNTY, INDIANA
 PRESIDENT: *[Signature]* JEFFERY LONG

LAND SURVEYOR'S CERTIFICATE:

STATE OF INDIANA
 COUNTY OF LAKE

I, KENNETH D. GEMBALA, HEREBY CERTIFY THAT THIS PLAT OF VACATION EXHIBIT WAS PREPARED UNDER MY SUPERVISION ON THE DATE NOTED AND THE PROPOSED LEGAL DESCRIPTIONS, TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, ARE CREATED IN ACCORDANCE WITH IC 36-7-3-14. THIS DRAWING IS NOT INTENDED TO BE REPRESENTED AS A RETRACEMENT OR ORIGINAL BOUNDARY SURVEY, A ROUTE SURVEY, OR A SURVEYOR LOCATION REPORT.

DATE: 09/02/2022
 REV1: 10/26/2022
 REV2: 10/26/2022
 REV3: 10/26/2022
 REV4: 01/20/2023

PROFESSIONAL SURVEYOR: KENNETH D. GEMBALA
 REGISTRATION NUMBER: SC0588
 kgembalad@abonmarche.com
 STATE OF INDIANA



STATE OF INDIANA
CITY OF HAMMOND, LAKE COUNTY, INDIANA

IN THE MATTER OF THE PETITION OF THE HAMMOND)
REDEVELOPMENT COMMISSION FOR VACATION OF)
STREETS IN THE 2700-2800 BLOCKS OF EGGERS)
AVENUE AND ELDER AVENUE, THE 1400 BLOCK OF)
127TH AND 128TH STREETS AND THE NORTH-SOUTH)
ALLEY BETWEEN EGGERS AND ELDER AVENUES)

PETITION FOR VACATION OF STREETS IN THE 2700-2800 BLOCKS OF EGGERS AVENUE AND ELDER AVENUE, THE 1400 BLOCK OF 127TH AND 128TH STREETS AND THE NORTH-SOUTH ALLEY BETWEEN EGGERS AND ELDER AVENUES

TO THE HONORABLE MEMBERS OF THE COMMON COUNCIL OF THE CITY OF HAMMOND, LAKE COUNTY, INDIANA:

Come now Petitioner, City of Hammond Department of Redevelopment, and file with the Common Council of the City of Hammond, Lake County, Indiana this Petition for Vacation of streets (2700 blocks of Eggers and Elder Avenue.1400 block of 127th and 128th Street) and alley (North-South alley in the 2700-2800 blocks between Eggers and Elder Avenue), and in support thereof, show and state as follows:

1. That Petitioner, City of Hammond Department of Redevelopment is a duly organized municipal corporation properly authorized to do business in the State of Indiana. Petitioner represents that it is the fee simple owner of certain real estate located within the City of Hammond, Lake County, Indiana, more particularly described as follows:

Lots 24-46 Block 3 Wilcox First Addition to Whiting as shown in Plat Book 2, Page 51 in the Office of the Recorder of Lake County, Indiana

Commonly known as 2749 Elder Avenue, Hammond, (Whiting Post Office) Indiana

And

Lots 1-46 Block 4 Wilcox First Addition to Whiting as shown in Plat Book 2, Page 51 in the Office of the Recorder of Lake County, Indiana

Commonly known as 2704-06, and 2714-2716 Elder Avenue, Hammond (Whiting Post office), Indiana;

And

Lots 1-46 Block 5 Wilcox First Addition to Whiting as shown in Plat Book 2, Page 51 in the Office of the Recorder of Lake County, Indiana

Commonly known as 2804 Elder Avenue, Hammond (Whiting Post office), Indiana;

And

Lots 25-46 Block 6 Wilcox First Addition to Whiting as shown in Plat Book 2, Page 51 in the Office of the Recorder of Lake County, Indiana

Commonly known as a portion of 2844 New York Avenue, Hammond (Whiting Post Office), Indiana

2. That Petitioner requests the vacation of a) approximately 1242 foot portion of the 2700 and 2800 block of Eggers Avenue located between 127th Street and 129th Street, b) approximately 1242 foot portion of the 2700 and 2800 block of Elder Avenue between 127th Street and 129th Street, c) approximately 488 foot portion of the 1400 block of 127th Street between Eggers Avenue and the North-South alley west of New York Avenue, d) approximately 488 foot portion of the 1400 block of 128th Street between Eggers Avenue and the North-South alley west of New York Avenue, and e) approximately 1242 foot portion of the North-South alley between 127th Street and 129th Street which portion is more particularly described as follows:

STRIPS OF LAND IN WILCOX FIRST ADDITION TO WHITING SUBDIVISION AS SHOWN IN PLAT BOOK 2, PAGE 51 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA; SAID STRIPS OF LAND DESCRIBED AS: 1).

ALL OF THAT PART OF EGGERS AVENUE (30 FOOT RIGHT-OF-WAY) BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST RIGHT-OF-WAY LINE OF SAID EGGERS AVENUE, 2.) ALL OF THAT PART OF ELDER AVENUE (66 FOOT RIGHT-OF-WAY) BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, IN BLOCK 6 OF SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST RIGHT-OF-WAY LINE OF SAID ELDER AVENUE, (BEING THE EAST LINE OF BLOCK 5 AS SHOWN ON SAID WILCOX FIRST ADDITION), 3.) ALL OF THAT PART OF 128TH STREET BOUNDED ON THE EAST BY THE WEST LINE OF THE 16-FOOT-WIDE ALLEY IN BLOCK 3 AND BLOCK 6 AS SHOWN ON SAID WILCOX FIRST ADDITION EXTENDED NORTH FROM THE NORTH LINE OF SAID BLOCK 6 TO THE SOUTH LINE OF SAID BLOCK 3, 4.) ALL OF THAT PART OF 127TH STREET (30 FEET RIGHT-OF-WAY) BOUNDED ON THE EAST BY THE WEST LINE OF THE 16-FOOT-WIDE ALLEY IN BLOCK 3 OF SAID WILCOX FIRST ADDITION EXTENDED NORTH TO THE NORTH LINE OF SAID 127TH STREET, 5.) ALL OF THE 16-FOOT-WIDE ALLEY IN BLOCK 4 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE NORTH BY THE SOUTH LINE OF 127TH STREET AND ON THE SOUTH BY THE NORTH LINE OF 128TH STREET, 6.) ALL OF THAT PART OF THE 16-FOOT-WIDE ALLEY IN BLOCK 5 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE NORTH BY THE SOUTH LINE OF 128TH STREET AND BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED EAST TO THE SOUTHWEST CORNER OF LOT 22 IN SAID BLOCK 5 OF SAID WILCOX FIRST ADDITION, 7.) A PORTION OF A STRIP OF LAND 3 FEET WIDE ON THE NORTH AND WEST LIMITS OF THE EAST 1320 FEET OF THE SOUTH HALF OF THE NORTHEAST FRACTIONAL QUARTER OF FRACTIONAL SECTION 18, TOWNSHIP 37 NORTH, RANGE 9 WEST OF THE SECOND PRINCIPAL MERIDIAN AS DESCRIBED IN AN ORDER FOR DEFAULT JUDGMENT AND QUIETING TITLE, CAUSE NO. 45D11-2009-MI-000638 ORDERED ON NOVEMBER 17, 2020 IN LAKE SUPERIOR COURT, SAID PORTION DESCRIBED AS: AN EAST TO WEST STRIP OF LAND 3 FEET WIDE PARALLEL WITH AND LYING ALONG THE NORTH RIGHT-OF-WAY LINE OF 127TH STREET (30 FOOT RIGHT-OF-WAY) AND A NORTH TO SOUTH STRIP OF LAND 3 FEET WIDE PARALLEL WITH AND LYING ALONG THE WEST RIGHT-OF-WAY LINE OF EGGERS AVENUE (30 FOOT RIGHT-OF-WAY) AS SAID RIGHT-OF-WAYS ARE SHOWN ON THE SAID PLAT OF WILCOX FIRST ADDITION. THE SAID EAST TO WEST STRIP OF LAND IS BOUNDED ON THE EAST BY THE WEST LINE LOT 3, LOST MARSH 2ND ADDITION AS SHOWN IN PLAT BOOK 114, PAGE 39 IN SAID RECORDER'S OFFICE AND THE SAID NORTH TO SOUTH STRIP OF LAND IS BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST LINE OF SAID 3 FOOT STRIP OF LAND, ALL IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA. 4.1± ACRES.

3. That Petitioners respectfully request vacation of a portion of Eggers Avenue, Elder Avenue, 127th Street, 128th Street and the North-South Alley between Eggers and Elder Avenues in order eliminate platted but unconstructed rights-of-way, and resubdivide the property in conformance with all current and applicable laws and requirements, in the City of Hammond, Lake County, Indiana.

4. That the sole owners of the property adjacent to the proposed site of vacation have been provided with proper notice of this Petition and are as follows:

City of Hammond Department of Redevelopment
5925 Calumet Avenue, Room 315
Hammond, IN 46320

City of Hammond Board of Public Works and Safety
5925 Calumet Avenue, Room 320
Hammond, IN 46320

WHEREFORE, the Petitioner, City of Hammond Department of Redevelopment, respectfully request the Common Council of the City of Hammond, Lake County, Indiana after due notice and Public Hearing in accordance with the law, to enact an Ordinance pursuant to its authority under Indiana Code § 36-7-3-12, as amended from time to time, vacating the following a) approximately 1242 foot portion of the 2700 and 2800 block of Eggers Avenue located between 127th Street and 129th Street, b) approximately 1242 foot portion of the 2700 and 2800 block of Elder Avenue between 127th Street and 129th Street, c) approximately 488 foot portion of the 1400 block of 127th Street between Eggers Avenue and the North-South alley west of New York Avenue, d) approximately 488 foot portion of the 1400 block of 128th Street between Eggers Avenue and the North-South alley west of New York Avenue, and e) approximately 1242 foot portion of the North-South alley between 127th Street and 129th

Street) as more particular described:

STRIPS OF LAND IN WILCOX FIRST ADDITION TO WHITING SUBDIVISION AS SHOWN IN PLAT BOOK 2, PAGE 51 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA; SAID STRIPS OF LAND DESCRIBED AS: 1.) ALL OF THAT PART OF EGGERS AVENUE (30 FOOT RIGHT-OF-WAY) BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST RIGHT-OF-WAY LINE OF SAID EGGERS AVENUE, 2.) ALL OF THAT PART OF ELDER AVENUE (66 FOOT RIGHT-OF-WAY) BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, IN BLOCK 6 OF SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST RIGHT-OF-WAY LINE OF SAID ELDER AVENUE, (BEING THE EAST LINE OF BLOCK 5 AS SHOWN ON SAID WILCOX FIRST ADDITION), 3.) ALL OF THAT PART OF 128TH STREET BOUNDED ON THE EAST BY THE WEST LINE OF THE 16-FOOT-WIDE ALLEY IN BLOCK 3 AND BLOCK 6 AS SHOWN ON SAID WILCOX FIRST ADDITION EXTENDED NORTH FROM THE NORTH LINE OF SAID BLOCK 6 TO THE SOUTH LINE OF SAID BLOCK 3, 4.) ALL OF THAT PART OF 127TH STREET (30 FEET RIGHT-OF-WAY) BOUNDED ON THE EAST BY THE WEST LINE OF THE 16-FOOT-WIDE ALLEY IN BLOCK 3 OF SAID WILCOX FIRST ADDITION EXTENDED NORTH TO THE NORTH LINE OF SAID 127TH STREET, 5.) ALL OF THE 16-FOOT-WIDE ALLEY IN BLOCK 4 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE NORTH BY THE SOUTH LINE OF 127TH STREET AND ON THE SOUTH BY THE NORTH LINE OF 128TH STREET, 6.) ALL OF THAT PART OF THE 16-FOOT-WIDE ALLEY IN BLOCK 5 OF SAID WILCOX FIRST ADDITION BOUNDED ON THE NORTH BY THE SOUTH LINE OF 128TH STREET AND BOUNDED ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED EAST TO THE SOUTHWEST CORNER OF LOT 22 IN SAID BLOCK 5 OF SAID WILCOX FIRST ADDITION, 7.) A PORTION OF A STRIP OF LAND 3 FEET WIDE ON THE NORTH AND WEST LIMITS OF THE EAST 1320 FEET OF THE SOUTH HALF OF THE NORTHEAST FRACTIONAL QUARTER OF FRACTIONAL SECTION 18, TOWNSHIP 37 NORTH, RANGE 9 WEST OF THE SECOND PRINCIPAL MERIDIAN AS DESCRIBED IN AN ORDER FOR DEFAULT JUDGMENT AND QUIETING TITLE, CAUSE NO. 45D11-2009-MI-000638 ORDERED ON NOVEMBER 17, 2020 IN LAKE SUPERIOR COURT, SAID PORTION DESCRIBED AS: AN EAST TO WEST STRIP OF LAND 3 FEET WIDE PARALLEL WITH AND LYING ALONG THE NORTH RIGHT-OF-WAY LINE OF 127TH STREET (30 FOOT RIGHT-OF-WAY) AND A NORTH TO SOUTH STRIP OF LAND 3 FEET WIDE PARALLEL WITH AND LYING ALONG THE WEST RIGHT-OF-WAY LINE OF EGGERS AVENUE (30 FOOT RIGHT-OF-WAY) AS SAID RIGHT-OF-WAYS ARE SHOWN ON THE SAID PLAT OF WILCOX FIRST ADDITION. THE SAID EAST TO WEST STRIP OF LAND IS BOUNDED ON THE EAST BY THE WEST LINE LOT 3, LOST MARSH 2ND ADDITION AS SHOWN IN PLAT BOOK 114, PAGE 39 IN SAID RECORDER'S OFFICE AND THE SAID NORTH TO SOUTH STRIP OF LAND IS BOUNDED ON THE

SOUTH BY THE EXTENSION OF THE SOUTH LINE OF LOT 25, BLOCK 5 IN SAID WILCOX FIRST ADDITION EXTENDED WEST TO THE WEST LINE OF SAID 3 FOOT STRIP OF LAND, ALL IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA. 4.1± ACRES.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Africa Tarver", written over a horizontal line.

Africa Tarver, Executive Director
Hammond Department of Redevelopment
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Hammond, IN 46320
219-853-6508 Ext 8