

IN THE MATTER OF THE PETITION
OF MELVIN LYTTON AND JOANNE
LYTTON TO VACATE ALLEY

BEFORE THE TOWN COUNCIL OF
THE TOWN OF KIRKLIN, CLINTON
COUNTY, INDIANA

NO.

PETITION TO VACATE ALLEY

Come now Melvin Lytton and Joanne Lytton and petition the Town Council of the Town of Kirklin, Clinton County, Indiana, as follows:

1. Petitioners reside at 264 Zook Lane, Burlington, Indiana 46915.
2. Petitioners are the owners in fee simple title of the following described Clinton

County, Indiana, real estate:

Lots Numbered One (1), Two (2), Nine (9) and Ten (10) in Myers' 1st Addition to Kirklin, as the same is recorded in Plat Book 2, Page 221.

*Parcel Nos.: 12-16-07-305-024.000-007, 12-16-07-305-025.000-007, 12-16-07-305-011.000-007
and 12-16-07-305-012.000-007
Commonly known as 502 E. Pike Street, Kirklin, IN 46050*

that petitioner acquired title to said real estate by Limited Liability Company Warranty Deed recorded May 28, 2024, as Instrument No. 20241739.

3. Petitioners' foregoing described real estate may lie north and south of an east-west alley, a part of which purported alley may lie between the south side of said Lots Numbered Ten (10) and Nine (9) and the north side of Lots Numbered One (1) and Two (2) in the Myers' 1st Addition in the Original Plat of the Town of Kirklin, Clinton County, Indiana.

4. Petitioners aver that it would be in both the Petitioners' and the public's best interest that the following described portion of said purported alley located in Kirklin Township, Clinton County, Indiana, be vacated, to-wit:

That the part of the east-west alley that lies between and abuts Lots Numbered One (1), Two (2), Nine (9) and Ten (10) in Myers' 1st Addition of the Original Plat of the Town of Kirklin, as the same is recorded in Plat Book 2 (new), Page 221.

The portion of the purported alley sought to be vacated is depicted on the plat attached hereto as Exhibit A.

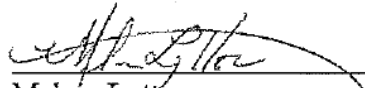
5. The vacation of the above-described portion of said purported alley will not hinder the access, growth, or orderly development of the neighborhood in which it is located or to which it is contiguous, will not make access to the lands of any other person by means of a public way difficult or inconvenient and will not hinder the public's access to a church, school or other public building or place.

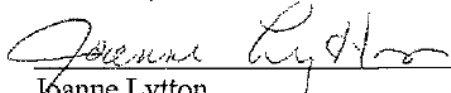
6. Said alley is within the boundary limits of the unincorporated Town of Kirklin, Indiana. Petitioners request that the said described portion of said alley be vacated pursuant to I.C. 36-7-3-12.

7. Written notice of these proceedings and of the public hearing on this petition is being given to all owners identified in the preceding paragraph.

WHEREFORE, Petitioners pray that the portion of the east-west alley described in paragraph 4, above, which is part of the Original Plat of the Town of Kirklin, Indiana, be vacated as prayed for herein; that title to the north and south portions of land contained in such vacated portion of the east-west alley be thereupon vested in Melvin Lytton and Joanne Lytton, petitioners herein as the owners.

May 29, 2024


Melvin Lytton

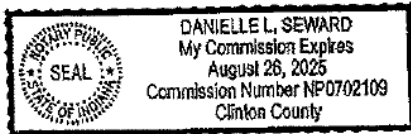

Joanne Lytton

STATE OF INDIANA, COUNTY OF CLINTON, SS:

Before me, a Notary Public in and for said County and State, personally appeared Melvin Lytton and Joanne Lytton, who acknowledged the execution of the foregoing document, and who having been duly sworn, states that any representations therein contained are true.

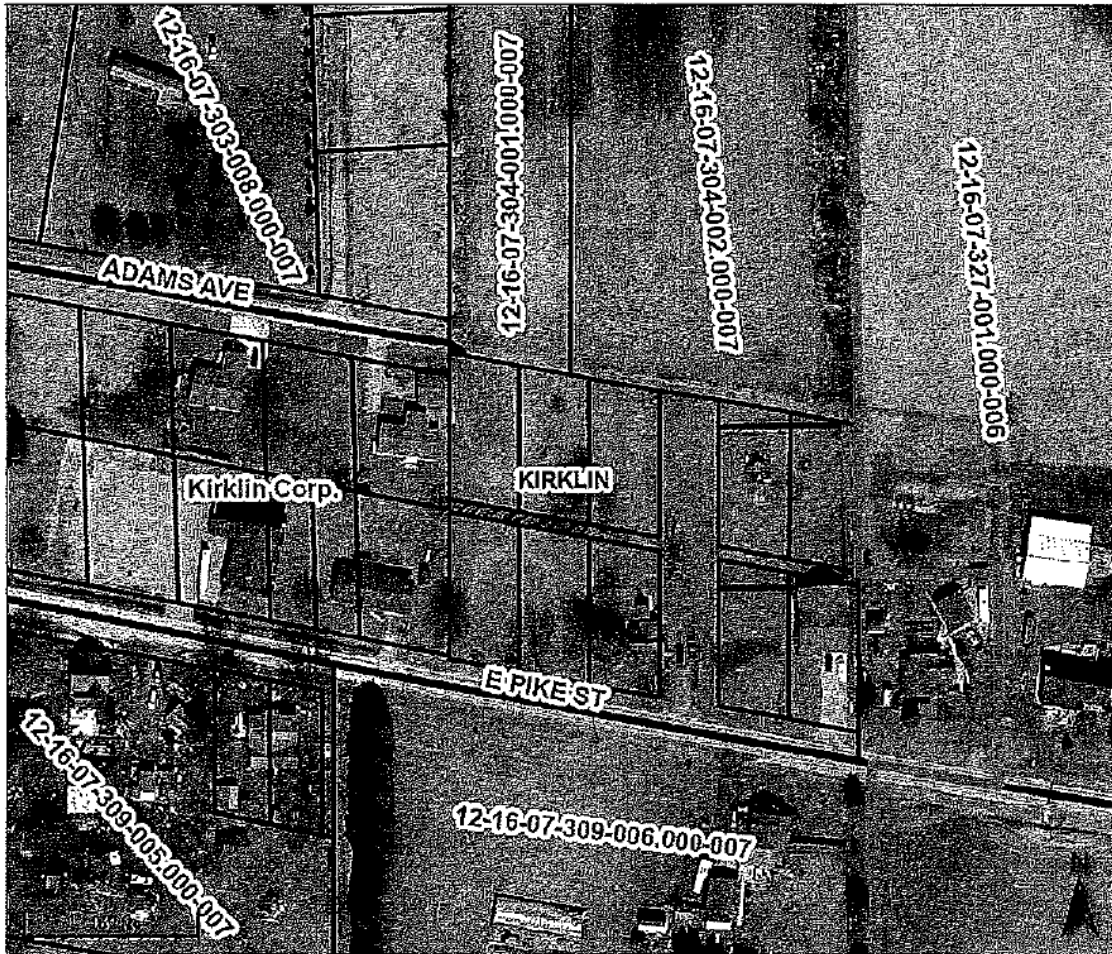
Witness my hand and Notarial Seal this 29 day of May, 2024.

My Commission Expires:
My County of Residence is:

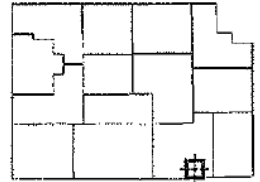


Danielle L. Seward
Notary Public
Danielle L. Seward
Printed

Phillip M. Triplett, #31543-49
Ryan, Moore, Cook, Triplett
& Albertson, LLP
257 S. Main Street
Frankfort, IN 46041
(765) 654-4438



Overview



Legend

-  Frankfort Corp.
-  Corporate Boundaries
-  Political Townships
-  Parcels
-  Roads

Parcel ID	12-16-07-156-006.000-007	Alternate ID	017-05-032	Owner Address	KIRKLIN REALTY PARTNERS, LLC
Sec/Twp/Rng	7/20N/2E	Class	Other Industrial Structure		413 E Madison St
Property Address	MADISON St	Acreage	0.46		Kirklin, IN 46050-0067
	KIRKLIN				
District	KIRKLIN TOWN				
Brief Tax Description	017-02006-70 PT SW NW 7-20-2E.4603A D-42-A				
	(Note: Not to be used on legal documents)				

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////// Alley to be vacated.

EXHIBIT A