

ORDINANCE NO. 2010-02

AN ORDINANCE TO VACATE A PORTION OF KOLAR DRIVE

WHEREAS, petitioner, LARRY STEVENS, has filed a Petition for vacation of an undeveloped portion of Kolar Drive that is situated between Lots 53 and 52 in Meadowview Estates 4th Addition located in a portion of the East Half of the Southwest Quarter of Section 13, Township 36 North, Range 3 West, LaPorte County, Indiana; as more specifically described as follows:

A parcel of land consisting of all that portion of Kolar Drive lying East of Nowak Drive and bounded on the North by the South line of Lot Number Fifty-three (53), and on the South by the North line of Lot Number Fifty-two (52), all being part of Meadowview Estates Forth Addition as recorded in Plat Book 18, page 61 in the Office of the County Recorder and being more particularly described as follows:

Commencing at an iron pipe marking the Southeast corner of Lot Number Fifty-three (53) of said Meadowview Estates Fourth Addition situated in the East Half (E½) of the Southwest Quarter (SW¼) of Section Thirteen (13), Township Thirty-six (36) North, Range Three (3) West, Scipio Township, LaPorte County, Indiana, for the point of beginning; thence South zero degrees eighteen minutes ten seconds West (S00°18'10"W) along the East line of said Meadowview Estate Fourth Addition, a distance of Fifty (50.00) feet to an iron pin marking the Northeast corner of said Lot Number Fifty-two (52); thence South eighty-nine degrees thirty-five minutes twenty-three seconds West (S89°35'23"W) along the North line of said Lot Number Fifty-two (52) a distance of One Hundred Seventy-two and Thirty-seven hundredths (172.37) feet to an iron pin marking the point of curvature of a curve to the left; thence Southwesterly, along said curve, an arc distance of Forty-two and Thirty-four hundredths (42.34) feet to an iron pin marking the point of tangency. The long chord of said arc bears South forty-one degrees four minutes sixteen seconds West (S41°04'16"W) a distance of Thirty-seven and Forty-six hundredths (37.46) feet. Said curve also has a radius of Twenty-five (25.00) feet and a central angle of ninety-seven degrees two minutes fourteen seconds (97°02'14"); thence North seven degrees twenty-six minutes fifty seconds West (N07°26'50"W) along the Easterly line of Nowak Drive extended, a distance of One Hundred and Seventy-six hundredths (100.76) feet to an iron pin marking the point of curvature of a curve to the left; thence Southeasterly, along said curve, an arc distance of Thirty-six and Twenty hundredths (36.20) feet to an iron pin marking the point of tangency. The long chord of said arc bears South forty-eight degrees fifty-five minutes forty-three seconds East (S48°55'43"E) a distance of Thirty-three and Twelve hundredths (33.12) feet. Said curve also has a radius of Twenty-five (25.00) feet and a central angle of Eighty-two degrees fifty-seven minutes forty-seven seconds (82°57'47"); thence North eighty-nine degrees thirty-five minutes twenty-three seconds East (N89°35'23"E) along the South line of said Lot

Number Fifty-three (53), a distance of One Hundred Eighty-five and Seventy-one hundredths (185.71) feet to the point of beginning; containing Two Hundred Forty Thousandths (0.240) acres, subject to all legal easements.
and,

WHEREAS, petitioner is the owner of land which abuts said public way; and,

WHEREAS, the property owners of all adjoining and abutting lots have been served with notice of public hearing pursuant to Indiana statute; and,

WHEREAS, notice of public hearing on the Petition was published in the LaPorte Herald Argus on the 24th day of November, 2009; and,

WHEREAS, a public hearing was held on the 8th day of December, 2009, in the Chambers of the LaPorte County Commissioners, in the LaPorte County Courthouse, 813 Lincolnway, LaPorte, Indiana, at which hearing all interested parties were given an opportunity to present their views for and against the granting of the petition to vacate; and,

WHEREAS, it is in the best interests of the adjacent property owners that the petition be granted and the road be vacated; and,

WHEREAS, the Commissioners have determined that the petition to vacate the road should be granted.

NOW, THEREFORE, BE IT ORDAINED:

SECTION 1. An undeveloped portion of Kolar Drive that is situated between Lots 53 and 52 in Meadowview Estates 4th Addition, as proposed by petitioner LARRY STEVENS, be and the same is hereby vacated by the Commissioners of LaPorte County.

SECTION 2. That title to the vacated portion of Kolar Drive shall revert to the adjacent property owners, with the north one half (N½) vesting in the name of the owner of Lot 53,

specifically, Larry Stevens and Karen Stevens, and the south one half (S½) vesting in the name of the owner of lot 52, specifically Terry R. Nelson and Kelly R. Nelson.

SECTION 3. The Clerk shall furnish a certified copy of the Ordinance to the County Recorder for recording and the County Auditor.

SECTION 4. This Ordinance shall be in effect from and after its passage according to law.

PASSED AND ADOPTED this ____ day of December, 2009.

COMMISSIONER OF LAPORTE
COUNTY, INDIANA

Barbara Huston
MRB
Stephen J. H.

ATTEST:

Craig Hinchman

LARRY STEVENS

A parcel of land consisting of all that portion of Kolar Drive lying East of Nowak Drive and bounded on the North by the South line of Lot Number 53, and on the South by the North line of Lot Number 52, all being part of Meadowview Estates Fourth Addition as recorded in Plat Book 18, page 61 in the Office of the LaPorte County Recorder and being more particularly described as follows:

Commencing at an iron pipe marking the Southeast corner of Lot Number 53 of said Meadowview Estates Fourth Addition situated in the East Half of the Southwest Quarter of Section 13, Township 36 North, Range 3 West, Scipio Township, LaPorte County, Indiana, for the point of beginning;

- Thence: S 00° 18' 10" W, along the East line of said Meadowview Estates Fourth Addition, a distance of 50.00' to an iron pin marking the Northeast corner of said Lot Number 52;
- Thence: S 89° 35' 23" W, along the North line of said Lot Number 52, a distance of 172.37' to an iron pin marking the point of curvature of a curve to the left;
- Thence: Southwesterly, along said curve, an arc distance of 42.34' to an iron pin marking the point of tangency. The long chord of said arc bears S 41° 04' 16" W, a distance of 37.46'. Said curve also has a radius of 25.00' and a central angle of 97° 02' 14";
- Thence: N 07° 26' 50" W, along the Easterly line of Nowak Drive extended, a distance of 100.76' to an iron pin marking the point of curvature of a curve to the left;
- Thence: Southeasterly, along said curve, an arc distance of 36.20' to an iron pin marking the point of tangency. The long chord of said arc bears S 48° 55' 43" E, a distance of 33.12'. Said curve also has a radius of 25.00' and a central angle of 82° 57' 47";
- Thence: N 89° 35' 23" E, along the South line of said Lot Number 53, a distance of 185.71' to the point of beginning;

Containing 0.240 acres, subject to all legal easements.

KEIL AND ASSOCIATES, INC.
 LAND SURVEYORS
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 Monday, December 21, 2009
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