

ORDINANCE NUMBER 24-09-24-003

BE IT ORDAINED by the Board of Commissioners of Kosciusko County, State of Indiana:

Section 1.

WHEREAS, John M. Riportella and Edie A. Riportella have filed their Petition for vacation of a public way, with the Board of Commissioners of Kosciusko County, Indiana; and

WHEREAS, a hearing on said Petition was set for September 24, 2024 at 9:15 a.m. and notice of said hearing was published in the *Warsaw Times Union* and *The Milford Mail-Journal* as required by law; and

WHEREAS, the time of said hearing has arrived and a hearing is conducted thereon; and

WHEREAS, the public way does not serve as access to any property other than Petitioners' and there are no owners of real estate adjacent to the public way to be vacated other than Petitioners, vacation of the public way will not impede development or access to any public place. The public way is described as follows, to-wit:

Part of Northside Road in Camden's Addition to El-Nel Park on Big Barbee Lake, being part of the Northeast Quarter of Section 33, Township 33 North, Range 7 East, Kosciusko County, Indiana (This description prepared by Kevin R. Michel, LS80870006, as part of original survey RM-177 completed by J.K. Walker & Associates, P.C., dated July 22, 2024), being more particularly described as follows, to wit:

BEGINNING at the Northwest corner of Lot Number 1 in Gesaman Subdivision as recorded in Plat Book 6, page 75 in the records of Kosciusko County, Indiana; thence S00°-54'-00"E (GPS Grid bearing and used as the basis of bearings for this description), on and along the West line of said Lot Number 1, a distance of 24.40 feet to the Northeast corner of a certain 0.12 acre tract of land recorded as Tract II in Document Number 2021040650 in said records; thence S88°-45'-00"W, on and along the North line of said 0.12 acre tract of land, a distance of 42.60 feet to a 5/8-inch iron pin capped "Walker" at the Northwest corner of said 0.12 acre tract of land; thence N01°-27'-00"W, on and the Northerly projection of the West line of said 0.12 acre tract of land, a distance of 24.34 feet to a 5/8-inch iron pin capped "Walker" at the point of intersection with the Westerly projection of the North line of said Lot Number 1 in Gesaman Subdivision; thence N88°-40'-13"E, on and along said Westerly projection, a distance of 42.83 feet to the point of beginning, containing 0.02 acres of land, more or less, subject to legal right-of-way for EMS B27 Lane, subject to all legal drain easements and all other easements of record.

WHEREAS, the Board of Commissioners of Kosciusko County, Indiana, has jurisdiction to vacate the public way described in said Petition.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Kosciusko County, Indiana that Jarrett Avenue, the public way herein described is now vacated.

Section 2.

That this Ordinance shall be in full force and effect from and after its passage.

ORDAINED AND PASSED this 24<sup>th</sup> day of September, 2024.

BOARD OF COMMISSIONERS  
KOSCIUSKO COUNTY,  
STATE OF INDIANA

By: 

Robert Conley

By: 

Bradford L. Jackson

By: 

Cary Croninger

Attest:

  
Kosciusko County Auditor

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law (Stephen R. Snyder)."

Prepared by Stephen R. Snyder, Attorney at Law, #413-43

I affirm, under the penalties for perjury,  
that I have taken reasonable care to redact  
each Social Security number in this  
document, unless required by law.

