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Joetta Mitchell
Kosciusko County Recorder IN
Recorded as Presented


ORDINANCE NUMBER 20-12-22-003

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

Section 1.

WHEREAS, Danny L. Reynolds and Lori L. Reynolds have filed their Petition for vacation of a portion of Rosella Street in the Revised Plat of Crow's Addition to Ogden Island with the Board of Commissioners of Kosciusko County, Indiana; and

WHEREAS, a hearing on said Petition was set for December 22, 2020 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 Kosciusko County Area Plan Commission has recommended vacation of the public way; and

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

WHEREAS, the portion of Rosella Street sought to be vacated does not serve as access to any property other than Petitioners' real estate, does not serve as access to any public place, and vacation will not hinder the orderly development of the area. The public way to be vacated is described as follows, to-wit:

Part of Rosella Street in the Revised Plat of Crow's Addition to Ogden Island, Kosciusko County, Indiana (This description prepared by Kevin R. Michel, LS80870006, as part of original survey RK-136 "A" completed by J.K. Walker and Associates, P.C., dated October 30, 2020), being more particularly described as follows, to wit:

BEGINNING at a 5/8-inch iron pin capped "Walker" found at the Northwest corner of Lot Number 42 in said Revised Plat of Crow's Addition to Ogden Island; thence N77°-59'-00"E (GPS Grid bearing and used as the basis of bearings for this description), on and along the North line of said Lot Number 42, also being on and along the South line of said Rosella Street, a distance of 13.96 feet to the Southeast corner of said Rosella Street; thence N12°-00'-00"W, on and along the East line of said Rosella Street, a distance of 20.00 feet to the Northeast corner of said Rosella Street, said corner also being the Southeast corner of Lot Number 80 in said Revised Plat of Crow's Addition to Ogden Island; thence S77°-59'-00"W, on and along the North line of said Rosella Street, also being on and along the South line of said Lot Number 80, a distance of 17.00 feet to a drill hole found at the Southeast corner of a certain tract of land recorded in Deed Record 316, page 787 in the records of Kosciusko County, Indiana; thence S20°-38'-02"E, a distance of 20.23 feet to the point of beginning, containing 0.007 acres of land, more or less, subject to all legal right-of-way, 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 ways described in said Petition.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Kosciusko County, Indiana that the portion of Rosella Street 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 22nd day of December, 2020.

BOARD OF COMMISSIONERS
KOSCIUSKO COUNTY,
STATE OF INDIANA

By: 

Robert Conley

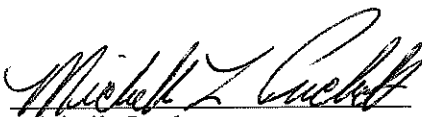
By: 

Bradford L. Jackson

By: 

Cary Groninger

Attest:



Michelle Puckett

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