



NOV 01 2006

3102 E North St
Roberts Property

061100029

Michael L. Thrautman
Auditor of Noble County *me*

GENERAL ORDINANCE NO. 1064

RECEIVED FOR RECORD
JUDITH K. HASS
NOBLE COUNTY RECORDER
RECORDED ON
11/01/2006 03:49:38PM
REC FEE: \$18.00
PAGES: 3

An ordinance annexing certain territories to the City of Kendallville

Section 1. Pursuant to Indiana Code 36-4-3-8 all of the municipal property taxes imposed on the annexed territory after the annexation takes effect that are not used to meet the basic services described in section 13(d)(5) of said law must be impounded in a special fund for a period of at least three years. The impounded property taxes must be used to provide additional services that were not specified in the plan of annexation. The impounded property taxes in the fund shall be expended as set forth in said law not later than five years after the annexation becomes effective.

Section 2: The following described real estate is annexed to the City of Kendallville per Indiana Code 36-4-3-5 to wit;

A tract of land located in the Southwest Quarter and the in the Southeast Quarter of Section 36, Township 35 North, Range 11 East, in Noble County, the State of Indiana, more fully described as follows:

Commencing at a Harrison Marker situated in the Northwest corner of said Southwest Quarter; Thence North 89 Degrees 41 minutes 18 seconds East (GPS Grid basis of Bearings), a distance of 1305.10 feet along the North line of said Southwest Quarter to the Northwest corner of the East half thereof; Thence South 00 degrees 28minutes 36 seconds East, a distance of 89.90 feet along the West line of said East half to a Rebar stake with cap (FIRM 0042) in the South right-of-way line of U.S. Highway #6, the TRUE POINT OF BEGINNING: Thence South 00 degrees 28 minutes 36 seconds East, a distance of 2287.64 feet along the West line of said East half (also being the East line of the tract of land conveyed to Kenneth O. Lester Company, Inc. d/b/a PFG Customized Distribution in Noble County Document #031200112) to a Rebar stake with cap (FIRM 0042); Thence South 00 degrees 28 minutes 36 seconds east, a distance of 100.00 feet along the West line of Said East half to the North right-of-way line of the Norfolk Southern Railroad (conveyed to Pennsylvania Lines LLC in Noble County Document #990800919); Thence South 87 Degrees 43 minutes 27 seconds east. A distance of 1312.12 feet along said North right-of way line to a Rebar stake with cap (FIRM 0042 in the East line of said Southwest Quarter; Thence South 87 Degrees 43 Minutes 27 seconds East, a distance of 1427.88 feet along said North right-of-way line to a Rebar stake with cap (FIRM 0042) in the Southwest corner of the tract of land conveyed to James R. & Lynne M. Rupley in Noble County Deed Record Book 217, page 587; Thence North 11 Degrees 34 Minutes 22 seconds West, a distance of 555.64 feet along the West line of said Rupley tract to a Rebar stake; Thence North 07 Degrees 40 minutes 04 seconds East, a distance of 731.34 feet along the West line of said Rupley tract to a Rebar stake with cap (FIRM 0042) in the Northwest corner thereof; Thence South 89 degrees 34 minutes 01 seconds West, a distance of 1425.51 feet along the North line of South half of said Southeast Quarter (also being the South line of the tract of land conveyed to C. Lockwood & Eleanor H. Marine in Noble County Deed Record Book 194, page 78 and in Deed Record Book 209, page 198) to a Rebar stake with cap (FIRM 0042) in the Northwest corner thereof; Thence North 00 Degrees 36 Minutes 04 Seconds West, a distance of 1055.32 feet along the East line of said Southwest quarter to a Rebar stake with a cap (FIRM 0042) in the Southeast corner of the tract of land conveyed to Roe Donald & Shellie Polly in Noble County Deed Record Book 217, page 430; Thence North 85 Degrees 33 minutes 02 seconds West, a distance of 178.67 feet along the South line and the south line extended of said Polly tract to a Rebar stake with a cap (FIRM 0042); Thence North 00 Degrees 32 minutes 27 seconds West. A distance of 194.07 feet; along the West line of said Polly

tract to a Rebar stake with a cap (FIRM 0042) in the Northwest corner thereof; Thence South 88 degrees 43 minutes 11 seconds West, a distance of 1127.59 feet along the South right-of-way of U.S. Highway #6 (as conveyed to the State of Indiana in Noble County Deed Record Book 160, page 573), said tract containing 110.98 Acres, more or less, and being subject to all public road right-of-way and all easement of record. A survey of said tract of land being represented by Pat of Survey #35-11-36-02 as prepared by D. A. Brown Engineering Consultants, 5419 County Road, 427, Suite C, Auburn, IN 46706.

Section 3. The land of the annexation will be added to Council District 18.

Section 4. The Clerk-Treasurer shall cause this Ordinance to be published in the manner prescribed by IC 5-3-1, with the first publication made within two (2) weeks after this Ordinance is adopted.

Section 5. In the absence of remonstrance and appeal as provided in IC 36-4-3-11 or IC 36-4-3-15.5 this Ordinance shall take affect ninety (90) days after final publication.

ORDAINED AND PASSED this 15th day of August, 2006


W. Suzanne Handshoe, Mayor

ATTEST:


Marsha Kiersey
Clerk-Treasurer

The foregoing was presented to me by the Mayor of the City of Kendallville, Indiana this 15th of August, 2006 at the hour of 7 o'clock p.m.


Marsha Kiersey
Clerk-Treasurer

APPROVED and signed by me on the 15th day of August, 2006 at the hour of 7 o'clock p.m.


W. Suzanne Handshoe, Mayor

"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

