

STATE OF INDIANA  
PORTER COUNTY  
FILED FOR RECORD  
08/24/2005 11:55AM  
LINDA D. TRINKLER  
RECORDER

AN ORDINANCE ANNEXING REAL ESTATE INTO THE  
CITY OF VALPARAISO, PORTER COUNTY, INDIANA

REC FEE: \$17.00  
PAGES: 4

WHEREAS, 214 East County Road 500 North, LLC, Valparaiso Barnabas Group, LLC, Valparaiso Multi-Bldg. School Corp., Horizon Bank, Hawthorne Communities, LLC. are the owners of certain real estate located in Center Township on the west side of Silhavy Road/CR 200 E north of Burlington Beach Road/CR 500 N, and certain properties located on the east side of Calumet Avenue south of Burlington Beach/CR 500, as well as property located at the northwest corner of Calumet Avenue and Burlington Beach/CR 500 N. For the purposes of this Ordinance, CR 500 will be used to represent Burlington Beach Road and CR 200 will represent Silhavy Road. This request also includes land in Washington Township located north of CR 500 N between SR 49 and CR 200 E and located along the east side of CR 200 E between CR 500 N and the existing City limits, and requested at the **March 28, 2005**, City Council meeting that the real estate be annexed into the City of Valparaiso, Indiana, which real estate is more particularly described as follows:

See Exhibit A

WHEREAS, the Common Council of the City of Valparaiso, Indiana has heretofore considered and adopted a Fiscal Plan for such real estate as required by law; and

WHEREAS, the property sought to be annexed is situated outside the corporate boundaries of the municipal City of Valparaiso, Porter County, Indiana; and

WHEREAS, the petitioners are the owner of at least 51% of the land sought to be annexed; and

WHEREAS, at least one eighth (1/8) of the aggregate external boundaries of the real estate sought for annexation coincides with the present boundaries of the City of Valparaiso, Indiana; and

*Return to:  
City of Valpo  
166 W Lincolnway  
Valpo, IN 46383*

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Valparaiso, Porter County, Indiana as follows:

1. By and through the powers vested in the Common Council of the City of Valparaiso, Porter County, Indiana, the real estate identified in Exhibit A which has been attached hereto and made a part of this Ordinance should be

AUG 24 2005  
SUBJECT TO  
REQUIREMENTS FOR TRANSFER

FILED FOR INFORMATION SUBJECT TO  
FINAL ACCEPTANCE FOR TRANSFER  
AUG 24 2005  
Auditor  
AUDITOR PORTER COUNTY

hereby annexed into the municipal boundaries of the City of Valparaiso.

2. The Valparaiso Clerk-Treasurer is hereby authorized, instructed and empowered to take all actions necessary in order to implement the intention of this Ordinance by recording, filing and publishing pursuant to Indiana law.

Passed by the Common Council of the City of Valparaiso, Indiana by a 6-0 vote of all members present and voting this 25<sup>th</sup> day of July, 2005.

ATTEST Sharon Emerson Swihart  
Sharon Emerson Swihart, Clerk-Treasurer

Jon Costas  
Jon Costas, Mayor

Presented by me to the Mayor of the City of Valparaiso, Indiana, this 27<sup>th</sup> of ~~March~~ July, 2005 at the hour of 9:00 o'clock ~~AM~~ AM.  
Sharon Emerson Swihart  
Sharon Emerson Swihart, Clerk-Treasurer

This Ordinance approved and signed by me this 27<sup>th</sup> day of July, 2005 at the hour of 9:00 o'clock ~~A~~ A. M.

Jon Costas  
Jon Costas, Mayor

**Exhibit A to Ordinance 20, 2005**

**NORTHEAST ANNEXATION DESCRIPTION**

Part of the Southwest Quarter of Section 5, part of the South Half of Section 6, part of the North Half of Section 7, and part of the Northwest Quarter of Section 8, all in Township 35 North, Range 5 West, Second Principal Meridian, Porter County, Indiana and being more particularly described as follows:

Commencing at the Northeast corner of said Section 7; thence Southerly 40 feet and Westerly 30 feet to the intersection of the south right-of-way line of Burlington Beach Road with the west right-of-way line of Silhavy Road, and being the point of beginning of this annexation description; thence Westerly on and along the south right-of-way line of said Burlington Beach Road, a distance of 2584 feet, more or less to the northeast corner of the west 15 feet of a tract of land described to Horizon Bank, N.A. in Document Number 2004-00077 in the Office of the Recorder of Porter County, Indiana; thence Southerly, on and along the east line of the west 15 feet of said tract described in Document Number 2004-00077, a distance of 202.50 feet to the southeast corner of the west 15 feet of said tract described in Document Number 2004-00077; thence Westerly, on and along south line of the west 15 feet of said tract described in Document Number 2004-00077, a distance of 15 feet to the southwest corner of the said tract described in Document Number 2004-00077; thence Southerly, on and along the east line of a tract of land described to Horizon Bank, N.A. in Document Number 2001-018345 in said Office of the Recorder and on and along an east line of a tract of land described to Valparaiso Multi-Schools Building Corporation in Deed Record 426, page 199 in said Office of the Recorder, a distance of 651.80 feet to an interior northeast corner of said Valparaiso School tract; thence on and along the lines of said Valparaiso School tract the following six courses and distances: Easterly, a distance of 650.34 feet; thence Southerly, a distance of 438.00 feet; thence Westerly, a distance of 661.62 feet; thence Westerly, a distance of 107.75 feet; thence Northerly, a distance of 183.99 feet; thence Westerly, a distance of 671.04 feet to the centerline of Calumet Avenue (former State Road 49); thence West on and along the westerly prolongation of the preceding course to the westerly right-of-way of said Calumet Avenue; thence Northeasterly on and along said westerly right-of-way to the south right-of-way of said Burlington Beach Road; thence West on and along said south right-of-way to the southerly prolongation of the west line of a tract of land described to Family Express Corporation in Deed Record 422, page 385 in said Office of the Recorder; thence Northerly, on and along said prolongation to the southwest corner of said Family Express tract; thence North along the west line of said tract described in Deed Record 422, page 385, a distance of 180.00 feet to the northwest corner of said tract described in Deed Record 422, page 385; thence on and along the lines of a tract of land described to Family Express Corporation in Document Number 1999-020867 the following four courses and distances: Westerly, a distance of 94.46 feet; thence Northerly, a distance of 75.00 feet; thence Easterly, a distance of 281.26 feet; thence Southeasterly, a distance of 87.53 feet; thence Easterly, on and along the north line of said tract described in Deed Record 422, page 385 and its easterly prolongation to the westerly right-of-way line of said Calumet Avenue; thence Northeasterly, on and along said westerly right-of-way line of said Calumet Avenue to the westerly prolongation of the north line of a tract of land described to Joel N. Taylor and Bernice C. Taylor in Deed Record 294, page 481 in said Office of the Recorder; thence Easterly, on and along said prolongation to the northwesterly corner of said Taylor tract; thence East on and along the north line of said Taylor tract 471.45 feet to the northeast corner of said Taylor tract; thence Northerly, on and along the west line of a tract of land described to Hawthorne Communities, LLC in Document Number 2004-028241 in said Office of the Recorder, a distance of 7 feet, more or less, to a northwest corner of said Hawthorne Communities tract; thence Easterly on and along the north line of said Hawthorne Communities, LLC tract and on and along the north line of the plat of Hawthorne Subdivision-Phase 1, as recorded in Plat File 48-C-2 in said Office of the Recorder, a distance of 1765.50 feet to the East line of the Southeast Quarter of said Section 6; thence Southerly, on and along the East line of the Southeast Quarter of said Section 6, a distance of 53.13 feet to the northwest corner of a tract of land described to Valparaiso Barnabas Group, LLC in Document Number 2003-014600 and Document Number 2003-014601 in said Office of the Recorder; thence Easterly, on and along the north line of said Valparaiso Barnabas Group, LLC and on and along the north line of a tract of land described to Loren Johnson and Patricia Johnson in Deed Record 334, page 450, a distance of 1044.31 feet to the northeast corner of said Johnson tract; thence Southerly, on and along the east line of said Johnson tract, and on and along the

east line of a tract of land described to Philip Doelling and Deborah L. Doelling in Deed Record 445, page 311 in the Office of the Recorder, and on and along the east line of a tract of land described to Louis Kaczmarek and Ann L. Kaczmarek in Deed Record 384, page 416, a distance of 1078.27 feet to a southeast corner of said Kaczmarek tract; thence Southwesterly, on and along the southeasterly line of said Kaczmarek tract, a distance of 71.33 feet; thence Westerly, on and along the south line of said Kaczmarek tract, a distance of 126.43 feet to the southwest corner of said Kaczmarek tract; thence Southerly, on and along the east line of a tract of land described to Loren Johnson and Patricia Johnson in Deed Record 330, page 397 in said Office of the Recorder, a distance of 35 feet to the intersection with the South line of the Southwest Quarter of said Section 5; thence Westerly, on and along the South line of the Southwest Quarter of said Section 5, a distance of 24 feet, more or less, to a northeast corner of a tract of land described to 214 East County Road 500 North, LLC in Document Number 2002-003266 in said Office of the Recorder; thence on and along the lines of said 214 East County Road 500 North, LLC tract the following four courses and distances: Southerly, a distance of 20.00 feet; thence Southeasterly, a distance of 52.20 feet; thence Easterly, a distance of 100.12 feet; thence Southeasterly, a distance of 69.82 feet; thence Southerly, on and along the east line of said 214 East County Road 500 North, LLC tract and along the east lines of the plat of Washington Minor Subdivision 2129-C-1 as recorded in Plat File 34-B-2 in said Office of the Recorder, a distance of 2583 feet, more or less to the intersection with South line of the Northwest Quarter of said Section 8; thence Westerly, on and along the South line of the Northwest Quarter of said Section 8, a distance of 1036 feet, more or less, to the West Quarter corner of said Section 8; thence Northerly, on and along the West line of the Northwest Quarter of said Section 8, a distance of 1334 feet, more or less, to the Southeast corner of the Northeast Quarter of the Northeast Quarter of said Section 7; thence Westerly, on and along the South line of the Northeast Quarter of the Northeast Quarter of said Section 7, a distance of 30 feet, to the intersection with the west right-of-way of said Silhavy Road; thence Northerly, on and along the west right-of-way line of said Silhavy Road, a distance of 1294 feet, more or less to the point of beginning, enclosing an area of approximately 186 acres, more or less.

Description Prepared By:  
David L. Pilz, P.L.S.  
City Hall  
166 Lincolnway  
Valparaiso, IN 46383