

3.

ORDINANCE NO. 2007- 40

AN ORDINANCE VACATING A CERTAIN ROADWAY/UTILITY EASEMENT HELD BY THE TOWN OF GRIFFITH, LAKE COUNTY, INDIANA LOCATED IN DALKAMP'S ADDITION TO THE TOWN OF GRIFFITH LOCATED SOUTH OF RIDGE ROAD AND WEST OF BROAD STREET

WHEREAS, St. Catherine Hospital, Inc., 4321 Fir Street, East Chicago, Indiana is the fee simple owner of the following described real estate, to wit:

PARCEL 1: Lot 1 in Dalkamp's Addition to the Town of Griffith, as per plat thereof, recorded in Plat book 44, Page 8, in the Office of the Recorder of Lake County, Indiana, excepting therefrom that part of the above land deeded to the Town of Griffith for Ridge Road in Deed Recorded May 29, 2003 as Document No. 2003 054360.

PARCEL 2: That part of the East one-third of the Northwest quarter of the Northwest quarter of Section 26, Township 36 North, Range 9 West of the 2nd principal meridian, lying South of the Southerly line of Ridge Road and West of the West line of Broad Street excepting therefrom the South 602.60 feet thereof and more particularly described as follows: Commencing at a point on the Southerly 40 foot line of Ridge Road, which point lies 150 feet West of the East line of the said Northwest quarter of the Northwest quarter; thence North 81 degrees 18 minutes 30 seconds west along the said Southerly 40 foot line, a distance of 296.08 feet to the West line of the East one-third of the Northwest quarter of the Northwest quarter; thence Southerly on last said line, a distance of 445.56 feet to a point 602.60 feet Northerly of the South line of the said Northwest quarter of the Northwest quarter; thence Easterly parallel to the last said line a distance of 395 feet to the West 47 foot line of Broad Street; thence North parallel to and 47 feet West of the East line of the said Northwest quarter of the Northwest quarter, a distance of 341.90 feet to a curve; thence Northwesterly on said curve concave to the Southwest having a radius of 90.00 feet and a central angle of 50 degrees 07 minutes 46 seconds, a distance of 78.74 feet to the 52 foot right of way line of Ridge Road, thence North 81 degrees 18 minutes 30 seconds West a distance of 33.60 feet; thence North 25 degrees 58 minutes 20 seconds West a distance of 14.59 feet to the 40 foot right of way line of Ridge Road and the point of beginning, in the Town of Griffith, Lake County, Indiana, except the following described land:

Being a parcel of land lying in the Northwest quarter of the Northwest quarter of Section 26, Township 36 North, Range 9 West of the second principal meridian, being more particularly described as follows: commencing at the intersection of the West line of the East one third of the Northwest quarter of the Northwest quarter of said Section 26 and the South line of the Northwest quarter of the Northwest quarter of said Section 26; thence North 00 degrees 04 minutes 55 seconds West, along the West line of the East one third of the Northwest quarter of the Northwest quarter of said Section 26, a distance of 812.0 feet to the point of beginning; thence continuing North 00 degrees 04 minutes 55 seconds West a distance of 236.16 feet; thence South 81 degrees 18 minutes 30 seconds

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LAKE COUNTY
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PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR

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along the South right of way line of Ridge Road, a distance of 151.77 feet; thence South 00 degrees 04 minutes 55 seconds East, parallel to the aforesaid West line, a distance of 213.84 feet; thence North 89 degrees 45 minutes 42 seconds West, parallel to the aforesaid South line, a distance of 150.0 feet to the point of beginning, all in the Town of Griffith, Lake County, Indiana, now known as Lot 1, Dalkamp's Addition to the Town of Griffith, as shown in Plat book 44, Page 8, in Lake County, Indiana.

Also excepting therefrom that part of the above land deeded to the Town of Griffith for Ridge Road in Deed Recorded May 29, 2003 as Document No. 2003 054360.

Containing 3.623 acres of land; and

WHEREAS, a roadway/easement approximately 15' wide by 213' long, more particularly described as follows:

DESCRIPTION: Being a 15 foot wide roadway easement along the East side of Lot 1 in Dalkamp's Addition, to the Town of Griffith, Lake County, Indiana as recorded in Plat book 44, page 8 in the Office of the Recorder of Lake County, Indiana and being more particularly described as follows: Beginning at the Northeast corner of said Lot 1; thence South 00 04' 55" East, along the East line of said Lot 1, a distance of 213.84 feet, to the Southeast corner of said Lot 1; thence North 89 45' 42" West, along the South line of said Lot 1, a distance of 15.00 feet; thence North 00 04' 55" West, a distance of 216.16 feet, to the North line of said Lot 1; thence South 81 18' 30" East, along said North line, a distance of 15.18 feet, to the point of beginning, all in the Town of Griffith.

WHEREAS, St. Catherine Hospital, Inc. by FCL Griffith, LLC, an Illinois limited liability company has filed a Petition for vacation of a roadway/utility easement with the Town Council of the Town of Griffith, Lake County, Indiana requesting the vacation of said roadway/utility easement; and

WHEREAS, the Town Council of the Town of Griffith, Lake County, Indiana, upon investigation and public hearing in accordance with applicable law, finds and determines that the proposed vacation will not hinder the growth or orderly development of the Town of Griffith or the neighborhood in which it is located; and

WHEREAS, the vacation will not make access to the lands of any persons by means of public way difficult or inconvenient; and

WHEREAS, the vacation will not hinder the use of a public way by the neighborhood in which it is located or to which it is contiguous.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Griffith, Lake County, Indiana that it is desired and deemed necessary to vacate said

roadway/utility easement in Dalkamp's Addition to the Town of Griffith located south of Ridge Road and west of Broad Street, more particularly described as follows:

DESCRIPTION: Being a 15 foot wide roadway easement along the East side of Lot 1 in Dalkamp's Addition, to the Town of Griffith, Lake County, Indiana as recorded in Plat book 44, page 8 in the Office of the Recorder of Lake County, Indiana and being more particularly described as follows: Beginning at the Northeast corner of said Lot 1; thence South 00 04' 55" East, along the East line of said Lot 1, a distance of 213.84 feet, to the Southeast corner of said Lot 1; thence North 89 45' 42" West, along the South line of said Lot 1, a distance of 15.00 feet; thence North 00 04' 55" West, a distance of 216.16 feet, to the North line of said Lot 1; thence South 81 18' 30" East, along said North line, a distance of 15.18 feet, to the point of beginning, all in the Town of Griffith

and, therefore, the aforementioned roadway/utility easement is hereby vacated subject to easements, if any, owned by a utility company or other company or individual.

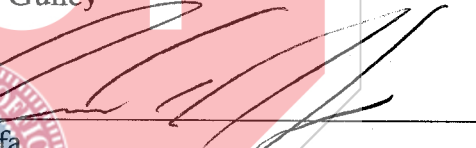
BE IT FURTHER ORDAINED that the Ordinance herein shall have full force and effect from and after public hearing hereon, passage and approval by the Town Council of the Town of Griffith, Lake County, Indiana. The Clerk shall furnish a copy of this Ordinance to the County Recorder for recording and to the County Auditor.

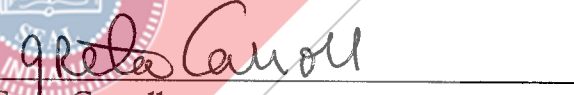
APPROVED this 20TH day of NOVEMBER, 2007

COUNCIL MEMBERS OF THE TOWN OF
GRIFFITH, LAKE COUNTY, INDIANA

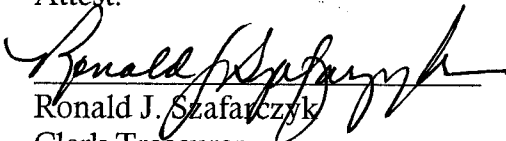

Stan Dobosz, President


Michael Gulley


Rick Ryfa


Greta Carroll

Attest:


Ronald J. Szafarczyk
Clerk-Treasurer


Wally Hartman