

BILL NO. R-26-06-07

RESOLUTION NO. R-32-26

**A RESOLUTION APPROVING QUITCLAIM DEED
FOR ACQUISITION OF PART OF FAIRFIELD DITCH
– FOR THE CITY OF FORT WAYNE, BY AND
THROUGH ITS DIVISION OF PUBLIC WORKS.**

WHEREAS, the City of Fort Wayne, by and through its Division of Public Works, by way of Quitclaim Deed, desires to acquire a parcel extending from adjacent to Lot 38 on Pinewood Dr through Belle Vista Blvd to Lot 8 in Allendale Pl, also known as part of the Fairfield Ditch, in order to set aside flood prone land; and

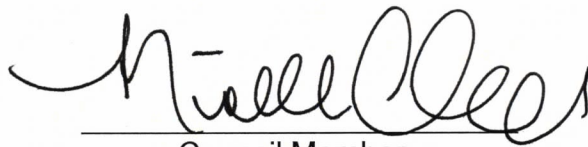
WHEREAS, the property owner, Heidleberg Materials Midwest Agg, Inc., is donating said parcel, to the City of Fort Wayne; and

WHEREAS, the donation for the property: a parcel extending from adjacent to Lot 38 on Pinewood Dr through Belle Vista Blvd to Lot 8 in Allendale Pl, also known as part of the Fairfield Ditch by way of Quitclaim Deed, is submitted to the Common Council for approval.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON
COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:**

SECTION 1. The acquisition of a parcel of real estate, by the City of Fort Wayne by and through its Division of Public Works, that extends from adjacent to Lot 38 on Pinewood Dr through Belle Vista Blvd to Lot 8 in Allendale Pl also known as part of the Fairfield Ditch is hereby approved and agreed to. The appropriate officials of the City are hereby authorized to execute all documents necessary to accomplish said donation.

SECTION 2. This Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.


Council Member

APPROVED AS TO FORM AND LEGALITY

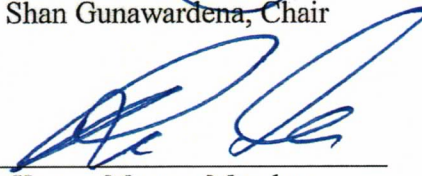

Malak Heiny, City Attorney

Approval of a Quitclaim Deed between Heidelberg Materials Midwest and the City of Fort Wayne for the acquisition of a parcel extending from adjacent to Lot 38 on Pinewood Dr through Belle Vista Blvd to Lot 8 in Allendale Pl, also known as part of the Fairfield Ditch.

BOARD OF PUBLIC WORKS

Date: 4.28.2026

BY: 
Shan Gunawardena, Chair

BY: 
Kumar Menon, Member

BY: 
Chris Guerrero, Member

ATTEST: 
Michelle Fulk-Vondran, Clerk

QUITCLAIM DEED

THIS INDENTURE WITNESSETH, That **Heidelberg Materials Midwest Agg, Inc.** ("Grantor"), CONVEYS AND QUIT CLAIMS to the **City of Fort Wayne**, a municipal corporation ("Grantee"), for the sum of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the following described real estate in Allen County, State of Indiana:

The Land is described as follows:

SEE ATTACHED EXHIBIT "A"

Subject to real estate taxes, easements (both visible and invisible), if any, restrictions of record, if any, public rights-of-way, subdivision control, and zoning ordinances.

IN WITNESS WHEREOF, Grantor has executed this deed this 3rd day of February, 2026.

GRANTOR: Heidelberg Materials Midwest Agg, Inc.

By: Charles Windle

Charles Windle Its: VP/GM

STATE OF Ohio) COUNTY OF Lucas) SS:

Before me, a Notary Public in and for said County and State, personally appeared **Charles Windle**, as the authorized representative of Heidelberg Materials Midwest Agg, Inc., who acknowledged the execution of the foregoing Quit Claim Deed.

Witness my hand and Notarial Seal this 3rd day of February, 2026.



NADINE RZADECKI
Notary Public
State of Ohio
My Comm. Expires
September 4, 2028

Notary Public My Commission Expires: 9/4/2028 Resident of Lucas County

PREPARER & AFFIRMATION STATEMENTS

This instrument was prepared by: Tiffany Presley, Attorney at Law, Attorney Identification No. 25412-49, Barnes & Thornburg, LLP, 11 South Meridian St., Indianapolis, IN 46204

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. (Tiffany Presley):

Send Tax Bills To: City of Fort Wayne [Insert City Department Address] Fort Wayne, IN [Zip Code]

EXHIBIT A

The Land is described as follows:

PARCEL I:

A part of Lot No. 8 of Richardsville Reserve situated on the west side of the St. Marys River in Allen County, Indiana, as recorded in Deed Record 52, Page 54 of said County and described more in particular as follows, to-wit:

Commencing at the most northerly corner of the said Lot No. 8 Richardsville Reserve, which point is marked by a stone as indicated by survey recorded in the Allen County, Surveyor's Record "C" Page 580; thence south 34 degrees east along the northeasterly line of said Lot No. 8, a distance of 1339.1 feet to the west line of the Fort Wayne-Bluffton Road which is now established at 100 feet in width and designated as Indiana State Highway No. 1, this point is marked by an iron tee-bar; thence south along the west line of said highway, which line is 50 feet distant from the centerline, which centerline at this location is along the arc of a 0.7727 degree curve to the right, to a point which is located south 4 degrees 28 minutes east a distance of 412.3 feet from the point marked by the iron tee-bar referred to above, this point being on the north line of Lot No. 1 Aldene Manor Addition as recorded in Plat Record No. 13, Page 53 and 54 in Recorder's Office of Allen County, Indiana; thence south 82 degrees 49 minutes west along the north line of Lots No. 1 and No. 7 of said Aldene Manor Addition a distance of 465.5 feet to a point which is the corner common to Lots No. 6, 7, and 8 of said Aldene Manor Addition; thence north 75 degrees 28 minutes west along the north line of Lots No. 8 and 11 of said Aldene Manor Addition a distance of 318 feet to the northwest corner of Lot No. 11 Aldene Manor Addition; thence south 21 degrees 22 minutes west along the west line of Lots 11 and 10 Aldene Manor Addition a distance of 719.5 feet to the southwest corner of Lot No. 10 Aldene Manor Addition; thence south 87 degrees 59 minutes east along the south line of Lots No. 10, 9 and 4 of said Aldene Manor Addition a distance of 1038.8 feet to the west line of the Fort Wayne-Bluffton Road, which road is now established and designated as Indiana State Highway No. 1, which point is marked by an iron pin; thence south along the west line of said highway, which line is 50 feet distant from the centerline, which centerline at this location is along the arc of a 0.8098 degree curve to the right, to a point in the centerline of the Old Bluffton now known as Old Trails Road, which point is south 5 degrees 27 minutes west and at a distance of 752.5 feet from the point marked by an iron pin described above; thence south 39 degrees 1 minute west along the centerline of said Old Trails Road a distance of 986.4 feet to a point marked by an iron angle bar set north 62 degrees 52 minutes west at a distance of 30.61 feet from said point, which point is also the northeast corner of real estate owned by Prairie Grove Cemetery Association; thence north 62 degrees 52 minutes west a distance of 601.17 feet to a point marked by an iron pipe set in a field tile; thence south 38 degrees 38 minutes west a distance of 547 feet to the southwesterly line of said Lot No. 8 Richardsville Reserve, this point marked by a steel shaft; thence north 35 degrees west along the southwesterly line of said Lot No. 8 Richardsville Reserve a

distance of 1028.4 feet to the most westerly corner of said Lot No. 8 Richardsville Reserve; thence north 25 degrees 36 minutes east along the northwesterly line of said Lot No. 8 Richardsville Reserve a distance of 3298.9 feet to the point of beginning. The area of the real estate described herein being 100.67 acres, more or less.

Also, a part of Lot No. 10 of Richardsville Reserve situated on the west side of the St. Marys River in Allen County, Indiana as recorded in Deed Record No. 62, Page 54 of said County and described more particular as follows, to-wit:

Commencing at the most westerly corner of said Lot No. 10 Richardsville Reserve, which point is the most westerly corner of the said Richardsville Reserve and is marked by a stone; thence south 35 degrees east along the southwesterly line of said Lot No. 10 a distance of 80.1 feet for the place of beginning; thence south 35 degrees east along the southwesterly line of said Lot No. 10 a distance of 491.5 feet to the most southerly corner of said Lot No. 10; thence north 25 degrees 36 minutes east along the southeasterly line of said Lot No. 10 a distance of 1649.45 feet to the most easterly corner of said Lot No. 10 Richardsville Reserve; thence north 34 degrees 30 minutes west along the northeasterly line of said Lot No. 10 a distance of 484.3 feet to a point; thence south 25 degrees 54 minutes west along a line which is parallel to and 70 feet distant measured on a line perpendicular from the northwesterly line of said Lot No. 10 Richardsville Reserve a distance of 1650 feet to the place of beginning. The area of the real estate described herein being 16.1 acres, more or less.

Excepting therefrom:

A Part of Lots 8 and 10 of Richardsville Reserve situated on the West side of the St. Marys River in said Allen County, as recorded in Deed Record 52, page 54 in the Recorder's Office of Allen County, and described more in particular as follows, to-wit:

COMMENCING at the most westerly corner of said Richardsville Reserve, which point is marked by a stone and which point is also the most westerly corner of Lot No. 10 of said Richardsville Reserve, thence South 35 degrees East along the southwesterly line of said Richardsville Reserve a distance of 80.1 feet; thence North 25 degrees 54 minutes East along a line that runs parallel with and 70 feet distant from the northwesterly line of said Richardsville Reserve, a distance of 1507.5 feet for the point of beginning; thence continuing North 25 degrees 54 minutes East along a line that runs parallel with and 70 feet distant, measured at right angles, from the northwesterly line of said Richardsville Reserve, a distance of 142.5 feet, to its intersection with the northeasterly line of Lot No. 10 of said Richardsville Reserve, which point is the most Northerly corner of the tract herein described; thence South 34 degrees 30 minutes East along the Northeasterly line of said Lot No. 10 said Richardsville Reserve and that line produced into Lot No. 8 of said Reserve, a distance of 788.8 feet to the center line of the Fairfield Ditch; thence South 21 degrees 4 minutes West along the center line of said Fairfield Ditch a distance of 150.3 feet, thence North 34 degrees 30 minutes West a distance of 803.9 feet to the point of beginning. The area described being 2 acres, more or less.

Also Excepting therefrom:

A part of Lot 8 of Richardsville Reserve situated on the West side of the St. Marys River in said Allen County as recorded in Deed Record 52, Page 54 in the Recorder's Office of said Allen County and described more in particular as follows, to-wit:

COMMENCING at an iron bar set at the intersection of the Northeasterly line of Lot No. 8 Richardsville Reserve with the West line of Indiana State Highway No. 1 as now designated and established at 100 feet in width; thence South 4 degrees 28 minutes East a distance of 336.4 feet; thence South 85 degrees 32 minutes West a distance of 465.5 feet to the point of beginning, which point is marked by an iron pipe; thence South 85 degrees 32 minutes West a distance of 802.9 feet to a point in the center line of a public ditch known as the Fairfield Ditch, which point is marked by an iron pipe set North 85 degrees 32 minutes East at a distance of 37.5 feet from said point; thence in a Southwesterly direction along the center line of said Ditch a distance of 665.0 feet to a point on the South line of Aldene Manor

Addition produced West, the plat of the said Aldene Manor Addition is recorded in Plat Book No. 13, pages 53 and 54 in Recorder's Office of Allen County, Indiana, which point is marked by an iron pipe set 37.5 feet East of said point; thence in an Easterly direction along the South line of Aldene Manor Addition produced West a distance of 479.1 feet to a steel bar set at the Southwest corner of Lot No. 10 Aldene Manor Addition; thence in a Northeasterly direction along the West line of said Aldene Manor Addition a distance of 719.5 feet to the Northwest corner of Lot No. 11 in said Aldene Manor Addition; thence in a Southeasterly direction along the North Line of Aldene Manor Addition a distance of 318 feet to the Northeast corner of Lot No. 8 of Aldene Manor Addition, which point is marked by a steel bar; thence North 4 degrees 28 minutes West a

distance of 104.8 feet to the point of beginning. The area of the described tract is 7.27 acre.

Also Excepting therefrom:

A part of Lot No. 8 of Richardsville Reserve situated on the West side of the St. Marys River in Allen County, Indiana, as recorded in Deed Record 52, page 54 in the Recorder's Office of Allen County, Indiana, and described more in particular as follows to-wit:

Commencing at an iron bar set at the intersection of the northeasterly line of Lot No. 8 Richardsville Reserve with the west line of Indiana State Highway No. 1 as now designated and established at 100 feet in width; thence south 4 degrees 28 minutes east a distance of 418.6 feet for the point of beginning, this point being marked by a steel bar set on the west line of said Indiana State Highway No. 1 and which point is now the northeast corner of Lot No. 1 of Aldene Manor Addition the plat of which is recorded in Plat Record No. 13, pages 53 and 54 in the Recorder's Office of Allen County, Indiana; thence in a northwesterly direction along the west line of said State Highway No. 1 which line is 50 feet distant from the centerline of said highway, which centerline at this location is along the arc of a 0.7727 degree curve to the left, a distance of 82.2 feet to a point marked by a steel bar; thence south 85 degrees 32 minutes west a distance of 467.5 feet to point marked by an iron pipe; thence south 4 degrees 28 minutes east a distance of 104.8 feet to the northwest corner of Lot No. 7 Aldene Manor Addition; thence in an easterly direction, along the north line of Aldene Manor Addition, a distance of 466.0 feet to the point of beginning. The area of the described tract being one (1) acre.

Also Excepting therefrom:

A part of Lot Number Eight (8) of Richardsville Reserve situated on the west side of the St. Mary's River in Allen County, Indiana, as recorded in Deed Record 52, page 54, in the Recorder's Office of said county, and described more particularly as follows, to-wit:

Commencing at the most northerly corner of said Lot Number Eight (8) Richardsville Reserve, which point is marked by a steel T-bar; thence south Thirty-four (34) degrees, Ten (10) minutes east along the northeasterly line of said Lot Number Eight (8), a distance of One thousand three hundred thirty-nine and one/tenth (1339.1) feet to the west line of Indiana State Highway Nos. 1 and 3 as now designated and established at One hundred (100) feet in width, which point is marked by ad steel T-bar; thence south along the west line of said highway, which line is Fifty (50) feet distant from the centerline, which centerline at this location is along the arc of a Seven thousand seven hundred twenty-seven/ten thousandths (0.7727) degree curve to the right, to a point which is located south Four (4) degrees, twenty-eight (28) minutes east, a distance of Three hundred thirty-six and four/tenths (336.4) feet from the steel T-bar mentioned above, which point is marked by a steel bar; thence south Eighty-five (85) degrees, Thirty-two (32) minutes west, a distance of One thousand two hundred seventy and four/tenths (1270.4) feet to a point in the centerline of the Fairfield Ditch, which point is referenced by an iron pipe set north Eighty-five (85) degrees Thirty-two (32) minutes east, a distance of Thirty-seven and five/tenths (37.5) feet from

said point; thence following the centerline of said ditch in a northerly direction, a distance of Five hundred sixty (560) feet to its intersection with the northwesterly line of said Lot Number Eight (8) of Richardsville Reserve; thence north Twenty-four (24) degrees Forty-five (45) minutes east, along the northwesterly line of said Lot Number Eight (8), a distance of One thousand eighty-six (1086.0) feet to the point of beginning. The area of the tract is Twenty-six and twenty-seven/hundredths (26.27) acres.

Also Excepting therefrom:

Wm. May Addition Section "A" to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 18, page 40 in the Office of the Recorder of Allen County, Indiana.

Also Excepting therefrom:

A part of Lot No. 8 of Richardsville Reserve, situated on the west side of the St. Marys River, in Township 30 North, Range 12 East, the plat of which is recorded in Deed Record 52, page 54 in the Recorder's Office of Allen County, Indiana, and described in particular as follows, to-wit:

Commencing at the most northerly corner of Lot No. 10 of said plat of Richardsville Reserve; thence south 25 degrees, 54 minutes west, along the northwesterly line of said Richardsville Reserve, a distance of 307.22 feet; thence south 64 degrees, 6 minutes east a distance of 509.34 feet to the point of beginning, which point is situated 23.23 feet south 33 degrees east of the corner marking the northeasterly corner of Lot No. 10 and the southeasterly corner of Lot No. 9 of said Richardsville Reserve; thence south 64 degrees 6 minutes east, a distance of 155.38 feet to a point in the centerline of the Fairfield Ditch; thence in a northerly direction following the centerline of said Fairfield Ditch, a distance of 955.0 feet to its intersection with the northwesterly line of Lot No. 8 and the northeasterly line of Lot No. 9 in said Richardsville Reserve; thence south 25 degrees, 54 minutes west along the line dividing Lots Nos. 8 and 9 of said Richardsville Reserve, a distance of 750 feet, to the most southerly corner of said Lot No. 9; thence south 23.23 feet, to the point of beginning, containing 1.55 acres, more or less.

ALSO including the following:

A part of Lot No. 8 of Richardsville Reserve, situated on the west side of the St. Marys River, in Township 30 North, Range 12 East, the plat of which is recorded in Deed Record 52, page 54 in the Recorder's Office of Allen County, Indiana, and described in particular as follows, to-wit:

Commencing at the most northerly corner of Lot No. 10 of said plat of Richardsville Reserve; thence south 25 degrees, 54 minutes west, along the Northwesterly line of said Richardsville Reserve, a distance of 307.22 feet; thence south 64 degrees, 6 minutes east, a distance of 273.06 feet, to the point of beginning, which point is marked by an iron pipe; thence south 33 degrees east, along a line running parallel to the northerly line of said Lot No. 10 and that line produced in a southeasterly direction, a distance of 532.0 feet, to a point in the centerline of the Fairfield Ditch; thence in a northerly direction following the centerline of said Fairfield Ditch, a distance of 150.3 feet, to its intersection with the line dividing Lots Nos. 9 and 10 of said Richardsville Reserve produced in a southeasterly direction; thence north 33 degrees west along the line dividing the said Lots Nos. 9 and 10 produced a distance of 213.0 feet to a point situated 23.23 feet south 33 degrees east of the corner marking the northeasterly corner of Lot No. 10 and the southeasterly corner of Lot No. 9 of said Richardsville Reserve; thence North 64 degrees, 6 minutes west, a distance of 236.28 feet, to the point of beginning, containing 1.52 acres more or less and being a part of the land conveyed by William P. May and Isabelle T. May to Henry A. Snider and Virginia C. Snider by deed dated April 22, 1949, and recorded in Deed Record 414 Page 168, in the Office of the Allen County Recorder.

Also Excepting therefrom:

Allendale Place Addition to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 22, page 29-30 in the Office of the Recorder of Allen County, Indiana.

ALSO including the following:

Part of the Fractional Northeast Quarter of Section 28, Township 30 North, Range 12 East, in Allen County, State of Indiana, described as follows, to-wit:

Beginning a a point 96.0 feet South, 22 degrees 50 minutes West of the Southwest corner of lot numbered 50 in Belle Vista Place, an Addition to the City of Fort Wayne, Indiana; thence South 8 degrees 3 minutes East, 269.0 feet; thence South 54 degrees 54 minutes East, 393.0 feet; thence North 40 degrees 26 minutes East, 7.0 feet to a point on the West line of Richardsville Reserve; thence North 33 degrees West along said West line of Richardsville Reserve, 580.0 feet; thence North 86 degrees 10 minutes West 47.0 feet to the point of beginning, containing 1.19 acres of land, more or less.

Also including the following:

A part of the fractional Northwest quarter of Section 28, Township 30 North, Range 12 East in Allen County, Indiana, described as follows, to-wit:

also being the small triangular tract of land situated with the right of way of the Indiana and Michigan Electric Company, containing 0.02 acres of land, more or less, and described as follows, to-wit:

Beginning at a point situated 51.0 feet South, 22 degrees 50 minutes West from the Southwest corner of lot Numbered 50 in Belle Vista Place, an addition to the City of Fort Wayne, Indiana; thence South 22 degrees 50 minutes West, 45.0 feet to the southerly right of way line of the Indiana Michigan Electric Company; thence South 86 degrees 10 minutes East, 47.0 feet along the said Southerly right of way line; thence North 33 degrees West, 52.2 feet to the place of beginning, containing 0.02 acres of land, more or less.

Also Excepting therefrom:

Belle Vista Place, an Addition to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 21, pages 94-95 in the Office of the Recorder of Allen County, Indiana.

Also Excepting therefrom:

A strip of land 60 feet in width situated adjacent to and south of said Lot No. 17; And also a strip of land 90 feet in width situated adjacent to and south of Lots 39, 40, 41, and 42 in Belle Vista Place Addition to the City of Fort Wayne.

Also Excepting therefrom:

Section II, Belle Vista Place, an Addition to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 23, pages 53-54 in the Office of the Recorder of Allen County, Indiana.

Also Excepting therefrom:

Beginning at the Southwest corner of lot numbered fifty (50) in Belle Vista Place, an addition to the City of Fort Wayne, Indiana; thence South 86 degrees 10 minutes East, 670.7 feet; thence South 61 degrees 34 minutes east 64.7 feet; thence in a Southwesterly directions 90.0 feet to the Northwesterly corner of the Prairie Grove Cemetery; thence North 61 degrees 34 minutes West, 47.5 feet; thence North 86 degrees 10 minutes West, 680.3 feet; thence North 22 degrees 50 minutes East, 96.0 feet to the place of beginning, being the right of way of the Indiana and Michigan Electric Company lying between the Plats of Belle Vista Place and Section II, Belle Vista Place, Both being Additions to the City of Fort Wayne, Indiana.

PARCEL II:

A part of Section 28, Township 30 North, Range 12 East in Allen County, Indiana, described as follows, to-wit:

Commencing at an iron pipe monument at the intersection of the west line of the highway formerly known as the Bluffton Road, but now designated as Old Tralls Road, with the westerly line of Richardsville Reserve situated on the west side of the St. Marys River, in Section 28, Township 30 North, Range 12 East; thence north 35 degrees west along the westerly line of said Richardsville Reserve, a distance of 691.61 feet; thence south 38 degrees 38 minutes west, a distance of 374.62 feet for the point of beginning, which point is marked by an iron pipe; thence north 38 degrees, 38 minutes east, a distance of 374.62 feet; to a point on the westerly line of said Richardsville Reserve, which point is marked by a steel shaft; thence north 35 degrees west along the westerly line of said

Richardsville Reserve, a distance of 1140.5 feet, to a point on the north line of Section 28, Township 30 North, Range 12 East which point is marked by an iron pipe; thence west on the north line of said section 28, a distance of 52.8 feet to a point marked by an iron pipe, which point is the northeast corner of the Northwest quarter of the northeast quarter of said Section 28; thence south along the east line of the northwest quarter of the northeast quarter of said Section 28, Township and Range aforesaid, a distance of 912.12 feet, to the centerline of a public ditch known as the Fairfield Ditch; thence in a southwesterly direction along the centerline of said ditch, a distance of 1152 feet more or less to a point located directly west of the north line of Waynedale Gardens Second

Addition Extended, the plat of which is recorded in Plat Book 12 on Page 14 in the Recorder's Office of Allen County, Indiana; thence east along the north line of said Waynedale Gardens Second Addition Extended, a distance 1541 feet to the northeast corner of Lot No. 305 in said plat of Waynedale Gardens Second Addition Extended; thence north 23 degrees 25 minutes west, a distance of 275 feet, to the point of beginning.

Excepting therefrom:

Part of the Fractional Northeast Quarter of Section 28, Township 30 North, Range 12 East, in Allen County, State of Indiana, described as follows, to-wit:

Beginning a a point 96.0 feet South, 22 degrees 50 minutes West of the Southwest corner of lot numbered 50 in Belle Vista Place, an Addition to the City of Fort Wayne, Indiana; thence South 8 degrees 3 minutes East, 269.0 feet; thence South 54 degrees 54 minutes East, 393.0 feet; thence North 40 degrees 26 minutes East, 7.0 feet to a point on the West line of Richardsville Reserve; thence North 33 degrees West along said West line of

Richardsville Reserve, 580.0 feet; thence North 86 degrees 10 minutes West 47.0 feet to the point of beginning, containing 1.19 acres of land, more or less.

Also Excepting therefrom:

A part of the fractional Northwest quarter of Section 28, Township 30 North, Range 12 East in Allen County, Indiana, described as follows, to-wit:

also being the small triangular tract of land situated with the right of way of the Indiana and Michigan Electric Company, containing 0.02 acres of land, more or less, and described as follows, to-wit:

Beginning at a point situated 51.0 feet South, 22 degrees 50 minutes West from the Southwest corner of lot Numbered 50 in Belle Vista Place, an addition to the City of Fort Wayne, Indiana; thence South 22 degrees 50 minutes West, 45.0 feet to the southerly right of way line of the Indiana Michigan Electric Company; thence South 86 degrees 10 minutes East, 47.0 feet along the said Southerly right of way line; thence North 33 degrees West, 52.2 feet to the place of beginning, containing 0.02 acres of land, more or less.

And also Lots No. 299, 300, 301, 302, 303, 304 and 305 in Waynedale Gardens Second Addition Extended.

Also Excepting therefrom:

Part of the Northeast quarter of the Northeast quarter of Section 28, Township 30 North, Range 12 East in Allen County, State of Indiana, described as follows, to-wit:

Beginning at the Northwest corner of the Northeast quarter of the Northeast quarter of Section 28, Township 30 North, Range 12 East, said corner also being on the Southerly right of way line of Belle Vista Boulevard, a public thoroughfare to the aforementioned Section, Township and Range; thence East 52.8 feet along the North line of the aforementioned Northeast quarter of the Northeast quarter of Section 28, Township 30 North, Range 12 East; thence South 33 degrees 00 minutes East 459.5 feet along the westerly line of Allendale Place, an Addition to the City of Fort Wayne, Indiana, to the centerline of Fairfield Ditch; thence Southerly and Southwesterly along said centerline 631.0 feet to a point on the West line of the aforementioned Northeast quarter of the Northeast quarter of Section 28, Township 30 North, Range 12 East; thence North along said line 912.12 feet to the point of beginning, containing 3.20 acres of land, more or less.

Also Excepting therefrom:

Lots Numbered 299 through 305 in Waynedale Gardens Second Addition Extended to the City of Fort Wayne, Indiana, together with that part of the Northeast quarter of fractional Section 28, Township 30 North, Range 12 East in Allen County, State of Indiana, described as follows, to-wit:

Beginning at the Northeast corner of lot numbered 305 in Waynedale Gardens Second Addition Extended to the City of Fort Wayne, Indiana; thence North 13 degrees 56 minutes West 328.15 feet; thence North 38 degrees 38 minutes East 292.6 feet to the Southeasterly corner of lot numbered 130 in Section II, Belle Vista Place, an Addition to the City of Fort Wayne, Indiana; thence North 54 degrees 54 minutes West along the Southwesterly line of the said Section II, Belle Vista Place, 393.0 feet; thence North 8 degrees 03 minutes West along the Westerly line of the said Section II, Belle Vista Place 269.0 feet to the Northwest corner of lot numbered 138 in the said Section II, Belle Vista Place; thence South 20 degrees 30 minutes West 370.0 feet; thence South 44 degrees 30 minutes West 105.0 feet; thence South 60 degrees West 1198.0 feet to the Northwest corner of lot numbered 336 in the aforementioned Waynedale Gardens Second Addition Extended to the City of Fort Wayne, Indiana; thence North 87 degrees 31 minutes East along the North line of the said Waynedale Gardens Second Addition Extended to the point of beginning, containing 17.02 acres of land, more or less.

PARCEL III:

Lots Numbered 299 through 305 in Waynedale Gardens Second Addition Extended to the City of Fort Wayne, Indiana, together with that part of the Northeast quarter of fractional Section 28, Township 30 North, Range 12 East in Allen County, State of Indiana, described as follows, to-wit:

Beginning at the Northeast corner of lot numbered 305 in Waynedale Gardens Second Addition Extended to the City of Fort Wayne, Indiana; thence North 13 degrees 56 minutes West 328.15 feet; thence North 38 degrees 38 minutes East 292.6 feet to the Southeasterly corner of lot numbered 130 in Section II, Belle Vista Place, an Addition to the City of Fort Wayne, Indiana; thence North 54 degrees 54 minutes West along the Southwesterly line of the said Section II, Belle Vista Place, 393.0 feet; thence North 8 degrees 03 minutes West along the Westerly line of the said Section II, Belle Vista Place 269.0 feet to the Northwest corner of lot numbered 138 in the said Section II, Belle Vista Place; thence South 20 degrees 30 minutes West 370.0 feet; thence South 44 degrees 30 minutes West 105.0 feet; thence South 60 degrees West 1198.0 feet to the Northwest corner of lot numbered 336 in the aforementioned Waynedale Gardens Second Addition Extended to the City of Fort Wayne, Indiana; thence North 87 degrees 31 minutes East along the North line of the said Waynedale Gardens Second Addition Extended to the point of beginning, containing 17.02 acres of land, more or less.

ALSO:

A part of Section 28, Township 30 North, Range 12 East in Allen County, Indiana, described as follows, to-wit:

Beginning at the northeasterly corner of Lot No. 305 in the plat of Waynedale Gardens Second Addition Extended, which plat is recorded in Plat Book 12 on page 14 in the office of the Recorder of Allen County, Indiana, which point is marked by an iron pipe; thence northwesterly along a line formed by the production of the easterly line of Lots No. 299 thru 305 in the said plat of Waynedale Gardens Second Addition Extended, a distance of 328.15 feet; thence in a southwesterly direction along a line forming an angle in the southwest quadrant of 53 degrees, 13 minutes with the last described line, a distance of 72.06 feet; thence along a line running in a southeasterly direction direct to the point of beginning, a distance of 290.8 feet; the area of the land described being 0.22 acre.

Excepting therefrom:

Pine Manor, an Addition to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 28, pages 36-38, in the Office of the Recorder of Allen County, Indiana.

Also Excepting therefrom:

Pine Manor, Section II, an Addition to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 32, pages 53-54, in the Office of the Recorder of Allen County, Indiana.

DIGEST SHEET

Department: Public Works – Flood Control

Resolution Number: N/A – donation of property

Title of Ordinance: Quitclaim Deed with Heidelberg Materials Midwest for acquisition of part of the Fairfield Ditch

Amount of Contract: \$0 – donation of property

Description of Project (Be Specific): Acquisition of a parcel extending from adjacent to Lot 38 on Pinewood Dr through Belle Vista Blvd to Lot 8 in Allendale Pl, also known as part of the Fairfield Ditch.

What Are The Implications If Not Approved: would result in the failure to acquire ditch area and flood prone land

If Prior Approval Is Being Requested, Justify:

Additional Comments:

BILL NO. R-26-06-07

REPORT OF COMMITTEE ON PUBLIC WORKS

June 16, 2026

Michelle Chambers Chair

Paul Ensley Co-Chair

All Council Members

A Resolution approving a quitclaim deed for acquisition of part of Fairfield Ditch – for the City of Fort Wayne, by and through its Division of Public Works

COMMITTEE ON PUBLIC WORKS HAVE HAD SAID Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance

<u>COUNCIL MEMBER</u>	<u>DO PASS</u>	<u>DO NOT PASS</u>	<u>ABSTAIN</u>
<u>BENDER</u>	<u><i>Martin Bender</i></u>	<u></u>	<u></u>
<u>BOOKER</u>	<u><i>Booker</i></u>	<u></u>	<u></u>
<u>CHAMBERS</u>	<u><i>Chambers</i></u>	<u></u>	<u></u>
<u>ENSLEY</u>	<u><i>Ensley</i></u>	<u></u>	<u></u>
<u>FREISTROFFER</u>	<u><i>Freistrotter</i></u>	<u></u>	<u></u>
<u>HARTMAN</u>	<u><i>Hartman</i></u>	<u></u>	<u></u>
<u>JEHL</u>	<u><i>JEHL</i></u>	<u></u>	<u></u>
<u>MYERS</u>	<u></u>	<u></u>	<u></u>
<u>PADDOCK</u>	<u><i>Paddock</i></u>	<u></u>	<u></u>

**JOHN D. MCGAULEY
CITY CLERK**

John McGauley

Public Hearing Date: N/A

Read the first time in full and on motion by Councilperson Chambers.

Read the second time by title and referred to the Public Works Committee.

Read the third time in full and on motion by Councilperson Chambers, placed on passage by the following vote:

<u>TOTAL VOTES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
BENDER	☒	☐	☐	☐
BOOKER	☒	☐	☐	☐
CHAMBERS	☒	☐	☐	☐
ENSLEY	☒	☐	☐	☐
FREISTROFFER	☒	☐	☐	☐
HARTMAN	☒	☐	☐	☐
JEHL	☐	☐	☐	☒
MYERS	☐	☐	☐	☒
PADDOCK	☒	☐	☐	☐

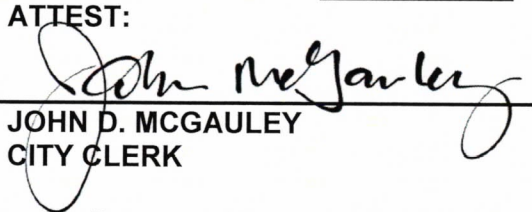
DATED: June 23, 2026

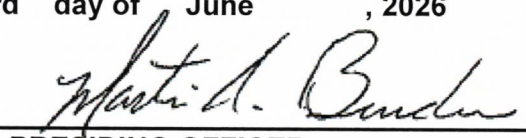

JOHN D. MCGAULEY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as

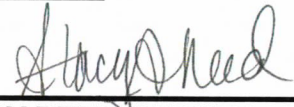
Resolution No. R-26-06-07 on the 23rd day of June, 2026

ATTEST:

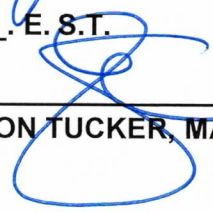

JOHN D. MCGAULEY
CITY CLERK


PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th of June 2026, at the hour of 9:15 o'clock A.M. E.S.T.


STACY REED, DEPUTY CITY CLERK

Approved and signed by me this 24th day of June 2026, at the hour of 2:14 o'clock p.m. E.S.T.


SHARON TUCKER, MAYOR

Fort Wayne Indiana
Office of the City Clerk

JUN 25 2026

RECEIVED