

STATE OF INDIANA)
)SS:
COUNTY OF PORTER)

IN THE STARKE CIRCUIT COURT
SITTING AT KNOX, IN.
CONTINUOUS TERM, 2011

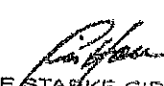
GUNTHER KRANZ AND CAROL KRANZ)
)
VS.)
)
MEYERS SUBDIVISION PROPERTY)
OWNERS ASSOCIATION, INC.,)
CHRISTOPHER BARTOSZEK & THE)
INDIANA DEPARTMENT OF NATURAL)
RESOURCES)

CAUSE: 75C01-1102-PL-2

FILED
IN OPEN COURT

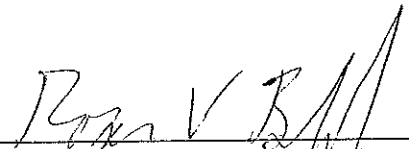
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ORDER ON JUDICIAL REVIEW


JUDGE STARKE CIRCUIT COURT

The Court has had the opportunity to review the record of proceedings in this cause as well as the memoranda filed by counsel. The Court also heard oral argument on this matter on November 3, 2011. After reviewing all of the above, the Court concludes that the Order entered by the Administrative Law Judge in this matter was not arbitrary or capricious, nor was it an abuse of discretion or contrary or not in accordance with law. The Court further concludes that the Administrative Law Judge had jurisdiction to determine all issues involved including determination of easements. The Court further concludes that restricting the location of a pier on one's property is not a "taking". The Court finds the Administrative Law Judge's order to be appropriate in all respects and orders Petitioners' Petition for Review denied.

So ordered this 30th day of November, 2011.



Roger V. Bradford, Special Judge
Starke Circuit Court

John A. Kocher
Attorney at Law
PO Box 363
Winamac, IN 46996

Jere L. Humphrey
WYLAND HUMOPHREY
WAGNER
AND CLEVINGER
PO Box 158
Plymouth, IN 46563

Julie E. Lang, DAG
Indiana Dept. Of Natural
resources
102 W. Washington Street
Indianapolis, IN 46204-
2641

Christopher & Maria
Bartoszek
4746 S. Kedvale
Chicago, IL 60632-4105