

INDOT

Acquisition
Document

9DSE9

Scan Key	526551
LA Code	5265
Parcel No.	51
Owner	Gundlach, Alberta S.



* 2 0 1 6 0 4 7 6 5 1 6 *

201604765

MARLENE MAHLER
MARSHALL COUNTY RECORDER

2016 11:55:18AM

REC FEE: \$0.00 PGS: 16

STATE OF INDIANA)
) SS:
COUNTY OF MARSHALL)

IN THE MARSHALL CIRCUIT COURT
CAUSE NO. 50C01-120-PL-20

STATE OF INDIANA,)
)
Plaintiff,)
)
v.)
)
ALBERTA S. GUNDLACH,)
AND MARSHALL COUNTY, INDIANA,)
)
Defendants.)

FILED
IN OPEN COURT

AUG 29 2016

Deborah VanDerMark
CLERK OF MARSHALL CIRCUIT COURT
MARSHALL COUNTY, STATE OF INDIANA

AGREED FINDINGS AND JUDGMENT

Plaintiff, State of Indiana (the "State"), by Gregory F. Zoeller, Attorney General of Indiana, and Christopher B. Serak, Deputy Attorney General, and Defendant, Alberta S. Gundlach ("Gundlach"), by counsel, Robert D. Haas, now jointly move the Court for judgment in this case. The Court, having examined the pleadings and being duly advised, now finds:

1. The State filed its Complaint for Appropriation of Real Estate in this matter on May 30, 2012.
2. All parties were properly served with Summons and Notice of Appropriation of Real Estate according to statute.
3. Defendant Marshall County, Indiana appeared and answered in this matter by counsel on May 30, 2012.
4. Defendant Alberta S. Gundlach appeared in this matter by counsel on June 11, 2012 and filed her Answer on June 25, 2012.
5. On August 7, 2012 the Court ordered the appropriation of the real estate described in Plaintiff's complaint and appointed three (3) disinterested parties to assess the benefits and damages, if any, resulting from Plaintiff's appropriation.

Duly ^{noted} entered for taxation subject to final acceptance for transfer 9-12-2016

50-42-09-000-007.001-009
50-42-09-000-007.002-009
Key Number Auditor, Marshall Cty.
50-42-09-000-007.003-009
Temp Review New 50-42-09-000-007.000-009

Julie A. Fox

AS PRESENTED

SEP 06 2016

MARLENE MAHLER, RECORDER
MARSHALL COUNTY, INDIANA

6. The court appointed appraisers' report was filed in this matter on September 19, 2012 stating One Million One Hundred Forty-Three Thousand One Hundred Twenty-Six Dollars (\$1,143,126.00) to be the amount of total just compensation due to Defendants as a result of State's appropriation, and the Court entered a corresponding Entry and Order on September 20, 2012 for One Million One Hundred Forty-Four Thousand Seven Hundred Seventy-Six Dollars (\$1,144,776.00) including One Thousand Six Hundred and Fifty Dollars (\$1,650.00) for appraisers' fees.

7. On or about October 10, 2012 the State deposited the ordered sum of One Million One Hundred Forty-Four Thousand Seven Hundred Seventy-Six Dollars (\$1,144,776.00) with the Clerk of Court in this matter.

8. By order of this Court dated April 15, 2013 Gundlach withdrew a portion of the court award totaling Four Hundred Sixty-Four Thousand One Hundred Dollars (\$464,100.00).

9. Following mediation the State and Gundlach reached an agreement to settle this matter for agreed total just compensation of Seven Hundred and Fifty-Seven Thousand Five Hundred Dollars (\$757,500.00).

10. By order of this Court dated March 24, 2016 Gundlach withdrew an additional Two Hundred Ninety-Three Thousand Four Hundred Dollars (\$293,400.00) from the Clerk of Courts on March 31, 2016, which amount, together with the Four Hundred Sixty-Four Thousand One Hundred Dollars (\$464,100.00) withdrawn by Gundlach on April 18, 2013, represents full satisfaction of this judgment and all Defendants' claims in this matter.

11. The remaining principal balance of Three Hundred Eighty Five Thousand Six Hundred Twenty-Six Dollars (\$385,626.00) on deposit with the Clerk of Court in this matter, together with all accrued interest, should be refunded to the State as ordered hereinbelow.

12. The State and Gundlach hereby agree that the State has the right to appropriate the real estate interests owned by Gundlach, as well as the real estate interests owned and claimed by the other Defendants in this action, if any; that the State has authority to appropriate the real estate interests herein; that the Court has personal jurisdiction of the parties herein and subject matter jurisdiction of the real estate interests herein; and that such real estate interests as described in this Agreed Findings and Judgment are hereby ordered appropriated by the State.

13. It is further agreed between the State and Gundlach that the State now holds all rights, titles and interests in the real estate and real estate interests described and depicted in the attached Exhibit A and Exhibit B, annexed hereto and incorporated by reference.

14. The State and Gundlach agree to the State's appropriation of the real estate interests described in Exhibit A and Exhibit B and further agree that said Defendants have recovered from the State total just compensation of Seven Hundred and Fifty-Seven Thousand Five Hundred Dollars (\$757,500.00) as payment and consideration for the State's appropriation of said real estate.

15. Gundlach has paid in full all property taxes due and owing on the subject real estate.

16. Defendant, Marshall County, Indiana, having no claim to delinquent real estate taxes appurtenant to the appropriated real estate, shall take nothing in this matter.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the State has the right to appropriate the real estate interests owned by Gundlach, as well as the real estate interests owned and claimed by the other Defendants in this action, if any; that the State has the authority to appropriate the real estate interests herein, including interests in both fee simple and temporary right of way; that the Court has personal jurisdiction of the parties herein

and subject matter jurisdiction of the real estate interests herein; and that such real estate interests as described and depicted in Exhibit A and Exhibit B to this Agreed Findings and Judgment are hereby ordered appropriated by the State.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that there is no just reason to delay entry of judgment upon the terms contained herein and that Alberta S. Gundlach releases to the State of Indiana all of her interests, including all rights of possession to the real estate and real estate interests acquired herein, free and clear of the interests of the named Defendants, which said real estate and real estate interests are described as follows:

Fee Simple with Partial Limitation of Access; Temporary Right of Way for Drive Construction; and Excess Land

The real estate and rights to be appropriated is further described in the attached Exhibit A.

Sketches illustrating the real estate to be appropriated are filed herewith as Exhibit B.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that Gundlach, by agreement, shall have and recover total just compensation from the State for the State's appropriation in this matter the amount of Seven Hundred and Fifty-Seven Thousand Five Hundred Dollars (\$757,500.00), which amount has been delivered to Gundlach in full by virtue of separate distributions in the amount of Four Hundred Sixty-Four Thousand One Hundred Dollars (\$464,100.00) and Two Hundred Ninety-Three Thousand Four Hundred Dollars (\$293,400.00) occurring on April 18, 2013 and March 31, 2016 respectively, in satisfaction of this judgment and any and all of the Defendants' claims in this matter.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that Marshall County, Indiana, having no claim to delinquent property taxes appurtenant to the acquired real state, shall take nothing in this matter.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the Clerk of Court shall refund the sum of Three Hundred Eighty Five Thousand Six Hundred Twenty-Six Dollars (\$385,626.00), together with any and all accrued interest, to the State of Indiana in care of Christopher B. Serak, Deputy Attorney General at the Office of the Attorney General, Indiana Government Center South, 5th Floor, 302 West Washington Street, Indianapolis, IN 46204-2770.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that there being no trial, no party herein is entitled to pre-judgment interest and/or attorneys' fees and costs.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of this Court shall promptly send two (2) certified copies of these Agreed Findings and Judgment to the undersigned Deputy Attorney General who upon receipt will forward with a completed Indiana Sales Disclosure Form to the Marshall County Assessor to be reviewed and forwarded to the Auditor and Recorder of Marshall County, Indiana: (1) that said Auditor shall remove the above-described fee simple interest in real estate from the tax records and rolls of Marshall County and cancel all Tax Year 2012 and subsequent years' taxes thereon; and that said Auditor shall submit evidence of the property duly entered for transfer, by United States mail, to the undersigned Deputy Attorney General, Christopher B. Serak; and (2) that said Recorder shall, pursuant to I.C. §8-23-7-31 and without payment of fee, record the transfer of the above-described real estate to the State of Indiana, and that said Recorder shall submit evidence of that recorded transfer, by United States mail, to Christopher B. Serak, Deputy Attorney General at the Office of the Attorney General, Indiana Government Center South, 5th Floor, 302 West Washington Street, Indianapolis, IN 46204-2770.

[Remainder of Page Intentionally Left Blank]

CERTIFICATION OF COMPLIANCE WITH TRIAL RULE 5(G)

I hereby certify that the foregoing or attached Court Record or document complies with the requirements of Trial Rule 5(G) with regard to information excluded from the public record under Administrative Rule 9(G).



Christopher B. Serak, 30844-06
Deputy Attorney General

DECLARATION OF COMPLIANCE WITH IC 36-2-11-15

"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."



Christopher B. Serak, 30844-06
Deputy Attorney General

AGREED TO AND APPROVED BY:

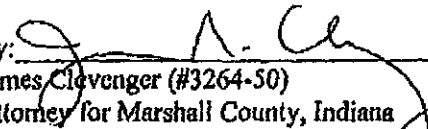
By: _____
Robert D. Haas (#1578-49)
Attorney for Alberta S. Gundlach

GREGORY F. ZOELLER
Attorney General of Indiana
Attorney Reg. No. 1958-98

By: _____
Alberta S. Gundlach,
Defendant-Landowner

By: _____
Christopher B. Serak, (#30844-06)
Deputy Attorney General

STATE OF INDIANA, PLAINTIFF

By: 
James Clevenger (#3264-50)
Attorney for Marshall County, Indiana

By: _____
Michael B. Jett, Director
Office of Real Estate
Indiana Department of Transportation

ALL HEREBY ORDERED THIS 29 DAY OF August, 2016



The Honorable Curtis D. Palmer,
Judge Marshall County Circuit Court

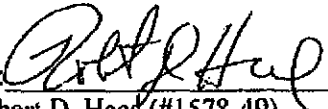
STATE OF INDIANA,]
MARSHALL COUNTY,] ss:

I, Deborah VanDeMark, Clerk of Marshall Circuit and Superior Courts, do hereby certify that the above and foregoing is a full, true, complete and correct copy of the original as the same appears upon the record of said Court, and in my custody as Clerk.

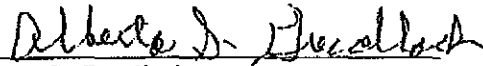
IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Court.


Date: 8-31-16 Deborah VanDeMark, Clerk BSB

AGREED TO AND APPROVED BY:

By: 
Robert D. Haas (#1578-49)
Attorney for Alberta S. Gundlach

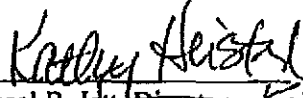
GREGORY F. ZOELLER
Attorney General of Indiana
Attorney Reg. No. 1958-98

By: 
Alberta S. Gundlach,
Defendant-Landowner


By: 
~~Christopher B. Serak, (#30844-06)~~
Deputy Attorney General

STATE OF INDIANA, PLAINTIFF

By: _____
James Clevenger (#3264-50)
Attorney for Marshall County, Indiana

By: 
~~Michael B. Jett, Director~~ Kathy Heistand
Office of Real Estate Acting Director
Indiana Department of Transportation

ALL HEREBY ORDERED THIS 29 DAY OF August, 2016


The Honorable Curtis D. Palmer,
Judge Marshall County Circuit Court

Copies to:

Christopher B. Serak
Deputy Attorney General
Indiana Government Center South, Fifth Floor
302 West Washington Street
Indianapolis, IN 46204-2770

Robert D. Haas
BLANKENSHIP & HAAS
7050 Madison Avenue
Indianapolis, IN 46227

James Clevenger
Marshall County Attorney
319 West Jefferson Street
P.O. Box 158
Plymouth, IN 46563

The Honorable Julie Fox
Auditor, Marshall County, Indiana
County Building
112 W. Jefferson Street
Plymouth, IN 46563

The Honorable Marlene Mahler
Recorder of Marshall County, Indiana
County Building
112 W. Jefferson Street
Plymouth, IN 46563

EXHIBIT "A"

PROJECT: 0710769

CODE: 5265

Sheet 1 of 4

PARCEL NO.: 51-Fee Simple with Partial Limitation of Access

(VL-2)

Key Number: 50-42-09-000-007.000-009

A part of the North Half of Section 9, Township 34 North, Range 2 East, Marshall County, Indiana, and being that part of the grantor's land lying within the right of way lines depicted on the attached Right of Way Parcel Plat, marked Exhibit "B", described as follows: Commencing at the southeast corner of the Southwest Quarter of Section 4, Township 34 North, Range 2 East; thence North 88 degrees 52 minutes 34 seconds East 1,058.30 feet along the north line of said Section 9 to the northeast corner of said grantor's land; thence South 0 degrees 16 minutes 19 seconds West 1,508.23 feet along the east line of said grantor's land to the center line of West 4A Road and the point of beginning of this description: thence continuing South 0 degrees 16 minutes 19 seconds West 115.36 feet along said line; thence South 72 degrees 00 minutes 49 seconds West 191.88 feet to point "21381" on said plat; thence South 0 degrees 43 minutes 27 seconds East 723.26 feet to point "21357" on said plat; thence Southeasterly 229.18 feet along an arc to the left having a radius of 2,845.00 feet and subtended by a long chord having a bearing of South 7 degrees 16 minutes 05 seconds East and a length of 229.12 feet to the south line of said grantor's land; thence North 89 degrees 30 minutes 38 seconds West 186.36 feet along said line to the eastern boundary of U.S. 31; thence North 27 degrees 59 minutes 52 seconds West 412.46 feet along said boundary to point "4123" on said plat; thence North 2 degrees 01 minute 10 seconds West 239.26 feet to point "21316" on said plat; thence North 5 degrees 03 minutes 37 seconds West 335.34 feet to point "21382" on said plat; thence North 81 degrees 58 minutes 26 seconds West 291.17 feet to point "4121" on the eastern boundary of said U.S. 31; thence North 27 degrees 59 minutes 52 seconds West 43.79 feet along said boundary; thence North 8 degrees 31 minutes 21 seconds West 38.99 feet along said boundary; thence North 27 degrees 59 minutes 59 seconds West 25.92 feet along said boundary to the center line of said West 4A Road; thence North 87 degrees 04 minutes 45 seconds East 890.89 feet along said center line to the point of beginning and containing 9.894 acres, more or less, inclusive of the presently existing right of way of West 4A Road which contains 0.204 acres, more or less.

EXHIBIT "A"

PROJECT: 0710769
CODE: 5265
PARCEL NO.: 51-Fee Simple with Partial Limitation of Access

Sheet 2 of 4

TOGETHER with the permanent extinguishment of all rights and easements of ingress and egress to, from, and across the limited access facility (to be known as U.S. 31 and as Project 0710769), to and from the grantor's abutting lands, along the 723.26-foot, the 229.18-foot, the 239.26-foot, and the 335.34-foot courses described above. This restriction shall be a covenant running with the land and shall be binding on all successors in title to the said abutting lands.



This description was prepared for the Indiana Department of Transportation, by Fred L. Bengé, Indiana Registered Land Surveyor, License Number LS80040408, on the 14th day of February, 2011



Fred L. Bengé

EXHIBIT "A"

PROJECT: 0710769
CODE: 5265
PARCEL NO.: 51B-Fee Simple with Partial Limitation of Access
(WL-2)
Key Number: 50-42-09-000-007.000-009

Sheet 3 of 4

A part of the North Half of Section 9, Township 34 North, Range 2 East, Marshall County, Indiana, and being that part of the grantor's land lying within the right of way lines depicted on the attached Right of Way Parcel Plat, marked Exhibit "B", described as follows: Beginning on the north line of said section North 88 degrees 52 minutes 34 seconds East 420.07 feet from the southeast corner of the Southwest Quarter of Section 4, Township 34 North, Range 2 East; thence continuing North 88 degrees 52 minutes 34 seconds East 377.97 feet along said line; thence South 6 degrees 53 minutes 42 seconds East 285.01 feet to point "21387" on said plat; thence South 1 degree 18 minutes 40 seconds East 725.16 feet to point "21385" on said plat; thence South 13 degrees 01 minute 02 seconds East 355.98 feet to point "21383" on said plat; thence South 74 degrees 00 minutes 45 seconds East 127.53 feet to the east line of said grantor's land; thence South 0 degrees 16 minutes 19 seconds West 113.23 feet along said line to the center line of West 4A Road; thence South 87 degrees 04 minutes 45 seconds West 890.89 feet along said center line to the eastern boundary of U.S. 31; thence North 27 degrees 59 minutes 43 seconds West 20.08 feet along said boundary; thence North 71 degrees 08 minutes 02 seconds West 92.14 feet along said boundary; thence North 27 degrees 59 minutes 52 seconds West 16.44 feet along said boundary to point "4120" on said plat; thence North 76 degrees 43 minutes 58 seconds East 393.86 feet to point "21384" on said plat; thence North 2 degrees 29 minutes 47 seconds West 470.00 feet to point "21386" on said plat; thence North 0 degrees 27 minutes 04 seconds West 700.44 feet to point "21388" on said plat; thence North 1 degree 30 minutes 28 seconds East 218.76 feet to the point of beginning and containing 16.309 acres, more or less, inclusive of the presently existing right of way of West 4A Road which contains 0.237 acres, more or less.

TOGETHER with the permanent extinguishment of all rights and easements of ingress and egress to, from, and across the limited access facility (to be known as U.S. 31 and as Project 0710769), to and from the grantor's abutting lands, along the 285.11-foot, the 725.16-foot, the 356.07-foot, the 470.00-foot, the 700.44-foot and the 218.76-foot courses described above. This restriction shall be a covenant running with the land and shall be binding on all successors in title to the said abutting lands.

This description was prepared for the Indiana Department of Transportation, by Fred L. Bengé, Indiana Registered Land Surveyor, License Number LS80040408, on the 14th day of February, 2011


Fred L. Bengé



EXHIBIT "A"

PROJECT: 0710769

CODE: 5265

Sheet 4 of 4

PARCEL NO.: 51B-Excess Land

(WL-2)

Key Number: 50-42-09-000-007.000-009

A part of the North Half of Section 9, Township 34 North, Range 2 East, Marshall County, Indiana, and being that part of the grantor's land lying within the right of way lines depicted on the attached Right of Way Parcel Plat, marked Exhibit "B", described as follows: Beginning on the north line of said section North 88 degrees 52 minutes 34 seconds East 798.04 feet from the southeast corner of the Southwest Quarter of Section 4, Township 34 North, Range 2 East; thence continuing North 88 degrees 52 minutes 34 seconds East 260.26 feet along said line to the northeast corner of said grantor's land; thence South 0 degrees 16 minutes 19 seconds West 1,394.99 feet along said line; thence North 74 degrees 00 minutes 45 seconds West 127.53 feet to point "21383" on said plat; thence North 13 degrees 01 minute 02 seconds West 355.98 feet to point "21385" on said plat; thence North 1 degree 18 minutes 40 seconds West 725.16 feet to point "21387" on said plat; thence North 6 degrees 53 minutes 42 seconds West 285.01 feet to the point of beginning and containing 6.514 acres, more or less.



This description was prepared for the Indiana Department of Transportation, by Fred L. Benge, Indiana Registered Land Surveyor, License Number LS80040408, on the 14th day of February, 2011

Fred L. Benge

Fred L. Benge

EXHIBIT "A"

PROJECT: 0710769
CODE: 5265
PARCEL NO.: 51A-Temporary Right of Way for Drive Construction
(T-1)

Sheet 1 of 2

A part of the North Half of Section 9, Township 34 North, Range 2 East, Marshall County, Indiana, described as follows: Commencing at the southeast corner of the Southwest Quarter of Section 4, Township 34 North, Range 2 East; thence North 88 degrees 52 minutes 34 seconds East 1,058.30 feet along the north line of said Section 9 to the northeast corner of the grantor's land; thence South 0 degrees 16 minutes 19 seconds West 1,623.60 feet along the east line of said grantor's land to the point of beginning of this description: thence continuing South 0 degrees 16 minutes 19 seconds West 78.12 feet along said line; thence South 87 degrees 16 minutes 02 seconds West 62.09 feet; thence North 2 degrees 43 minutes 02 seconds West 59.97 feet; thence North 72 degrees 00 minutes 49 seconds East 68.58 feet to the point of beginning and containing 0.101 acres, more or less



This description was prepared for the Indiana Department of Transportation, by Fred L. Bengé, Indiana Registered Land Surveyor, License Number LS80040408, on the 14th day of February, 2011



Fred L. Bengé

EXHIBIT "A"

PROJECT: 0710769
CODE: 5265
PARCEL NO.: 51C-Temporary Right of Way for Drive Construction
(T-1)

Sheet 2 of 2

A part of the North Half of Section 9, Township 34 North, Range 2 East, Marshall County, Indiana, described as follows: Commencing at the southeast corner of the Southwest Quarter of Section 4, Township 34 North, Range 2 East; thence North 88 degrees 52 minutes 34 seconds East 420.07 feet along the north line of said Section 9; thence South 1 degree 30 minutes 28 seconds West 218.76 feet; thence South 0 degrees 27 minutes 04 seconds East 700.44 feet; thence South 2 degrees 29 minutes 47 seconds East 470.00 feet; thence South 76 degrees 43 minutes 58 seconds West 205.67 feet to the point of beginning of this description: thence continuing South 76 degrees 43 minutes 58 seconds West 50.86 feet; thence North 2 degrees 42 minutes 45 seconds West 42.94 feet; thence North 87 degrees 17 minutes 15 seconds East 50.00 feet; thence South 2 degrees 42 minutes 45 seconds East 33.62 feet to the point of beginning and containing 0.044 acres, more or less.



This description was prepared for the Indiana Department of Transportation, by Fred L. Bengel, Indiana Registered Land Surveyor, License Number LS80040408, on the 14th day of February, 2011


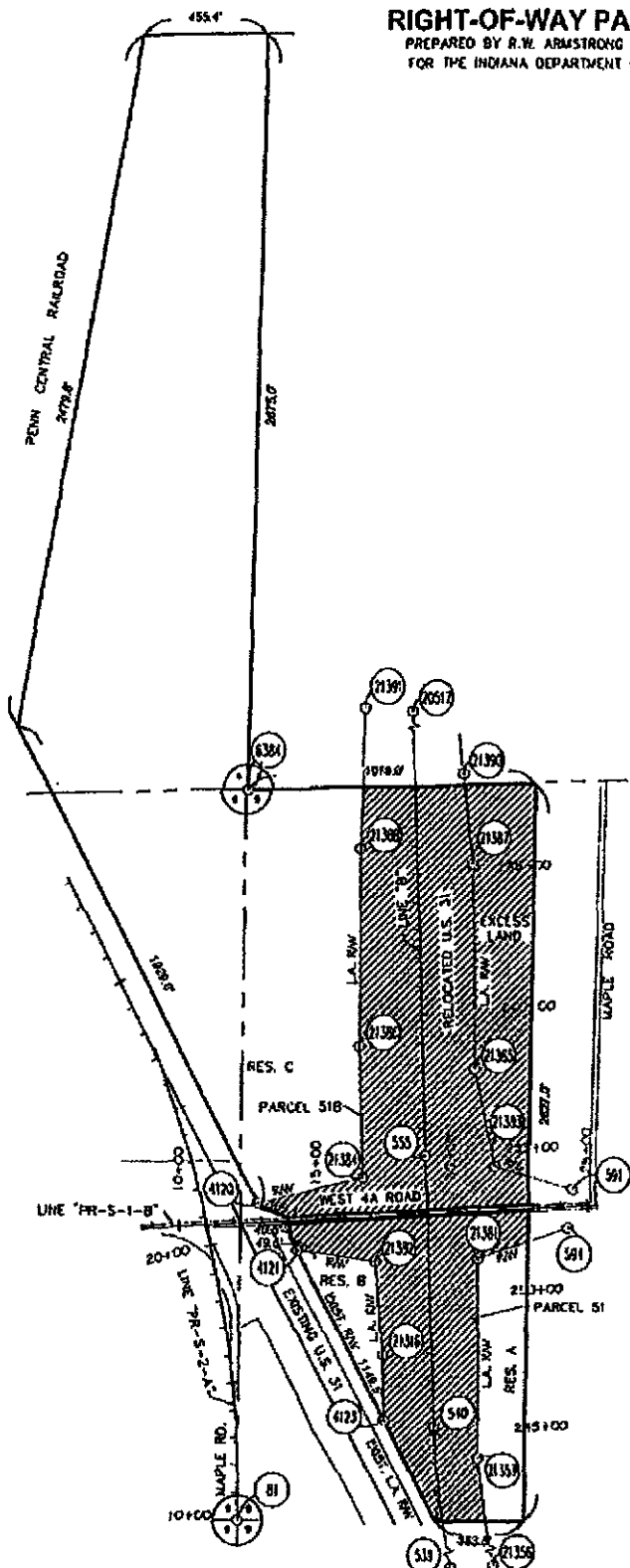

Fred L. Bengel

EXHIBIT "B"
RIGHT-OF-WAY PARCEL PLAT
 PREPARED BY R.W. ARMSTRONG & ASSOCIATES, INC.
 FOR THE INDIANA DEPARTMENT OF TRANSPORTATION

SHEET 1 OF 1
 0 200 400
 SCALE: 1" = 400'



COORDINATE DATA (FEET)

POINT	NORTHING	EASTING	STATION	OFFSET	SIDE	LINE
81	" REFER	TO I.C.R.S.				
529	25623.1611	51225.8231	231+94.14	0.00	--	"Line B"
540	26850.6037	50317.3065	245+28.35	0.00	--	"Line B"
554	27820.1934	49305.0496	264+00.00	0.00	--	"Line B"
591	27879.8742	51446.0845	261+00.00	50.00	LT	"PR-S-1-B"
624	27448.8255	51431.2911	261+24.00	72.89	RL	"PR-S-1-B"
4153	27628.8343	50249.9870	12+90.00	89.91	LT	"PR-S-1-B"
4121	27467.7820	50417.8234	14+25.00	181.82	RL	"PR-S-1-B"
4123	26335.9330	50729.1545	245+00.76	188.89	LT	"Line B"
6384	28100.24148	49253.11269	" CALC.	" POINT		
20817	28050.7126	49315.3836	275+65.18	0.00	--	"Line B"
21210	27053.0986	50740.7292	245+00.00	185.00	LT	"Line B"
21356	28124.6254	51222.4183	237+75.00	155.00	RL	"Line B"
21207	28715.1178	51110.1758	244+00.00	155.00	RL	"Line B"
21221	27438.2818	51101.0049	251+35.00	180.00	RL	"Line B"
21225	27427.1265	50721.1477	251+95.00	200.00	LT	"Line B"
21262	27781.4851	51181.8854	254+50.00	225.00	RL	"Line B"
21224	27720.2210	50473.3018	264+00.00	235.00	LT	"Line B"
21285	28108.4918	51581.8121	268+00.00	180.00	RL	"Line B"
21316	28149.8781	50582.8585	269+00.00	225.00	LT	"Line B"
21347	28833.4424	51685.2183	269+25.00	205.00	RL	"Line B"
21349	28823.2916	50847.3489	268+00.00	210.00	LT	"Line B"
21398	28187.0185	51028.0566	264+50.00	180.00	RL	"Line B"
21391	28381.3185	20860.8341	271+00.00	175.00	LT	"Line B"

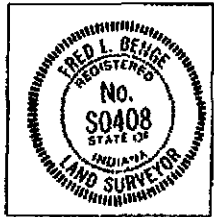
NOTE: STATION AND OFFSETS CONTROL OVER BOTH NORTH & EAST COORDINATES AND BEARINGS & DISTANCES
 * SEE LOCATION CONTROL ROUTE SURVEY FOR ADDITIONAL POINTS

SUBJECT'S STATEMENT
 TO THE BEST OF MY KNOWLEDGE AND BELIEF THIS PLAT, TOGETHER WITH THE LOCATION CONTROL ROUTE SURVEY RECORDED AS INSTRUMENT NO. 20070273 IN THE OFFICE OF THE RECORDER OF MARSHALL COUNTY, INDIANA, (INCORPORATED AND MADE A PART HEREOF BY REFERENCE) COMPRISE A ROUTE SURVEY CONDUCTED IN ACCORDANCE WITH INDIANA ADMINISTRATIVE CODE 645 IAC 3-12, (TITLE 12)

OWNER: GINDLACH, ALGERIA S
 PARCEL: 51
 ROAD: U.S. 31
 COUNTY: MARSHALL
 SECTION: 9 PROJECT: 0210258
 TOWNSHIP: 34 NORTH DES. No.: 0210269
 RANGE: 2 EAST CODE: 5265

MATCHED AREA TO THE APPROXIMATE TAKING
 DRAWN BY: R. JENSEN DATE: 2-07-2011
 CHECKED BY: F. BENGE DATE: 2-10-2011
 INSTRUMENT 21995-1031 DATED: 01-14-1995

KEY NUMBER: 50-12-09-000-007-000-009 TAKING: 8,600 AC.
 KEY NUMBER: 50-12-09-000-007-000-006 TAKING: 18,072 AC.



Fred L. Bengé 2-14-11
 FRED L. BENGE DATE
 REG. LAND SURVEYOR No. 150408