

EXHIBIT 4. APPLICATION

TOWN OF THORNTOWN
101 W. Main St., Thorntown, IN 46071
Planning@thorntown.in.gov

REZONE/PUD APPLICATION

Application type*:

- Rezone
- Planned Unit Development (PUD)
- Ordinance/PUD Amendment
Modification to commitments

For office use only:

App No: PUD-01-2022
 Date received: 12-20-2022 (revised), original submittal: 09-28-2022
 App fee: \$2,475
 Fee paid by: Cash Check
 Check #: _____

**Required sections to fill out*

PROPERTY INFORMATION*

Address/Location: _____

Parcel(s)' ID(s): _____

Current use: _____ Current zoning: _____

Proposed use: _____ Proposed zoning: _____

Project total size: _____ Acres (include the area of all parcels)

PROPERTY OWNER INFORMATION*

Name: _____

Mailing address: _____

City/Town: _____ Zip code: _____

Email: _____ Phone #: _____

APPLICANT INFORMATION* Same as owner

Name: _____ Title: _____

Company name: _____

Mailing address: _____

City/Town: _____ Zip code: _____

Email: _____ Phone #: _____

PRIMARY CONTACT INFORMATION

Same as applicant

Name: _____ Title: _____
Company name: _____
Mailing address: _____
City/Town: _____ Zip code: _____
Email: _____ Phone #: _____

ATTORNEY INFORMATION

Name: _____ Title: _____
Company name: _____
Mailing address: _____
City/Town: _____ Zip code: _____
Email: _____ Phone #: _____

PROJECT DESCRIPTION*

Proposed project name: _____

Project description

(Briefly describe the project: what would be built, how the property would be used, and how the project would be integrated into the surrounding area.)

COMPLIANCE WITH THORNTOWN COMPREHENSIVE PLAN*

(Briefly describe how the proposed project follows the land use policies laid out in Thorntown Comprehensive Plan.)

APPLICANT AFFIDAVIT

STATE OF Indiana
COUNTY OF Marion S.S.

The undersigned, having been duly sworn on oath, states that the information in the Application is true and correct as they are informed and believe.

Applicant printed name: Julie Smith

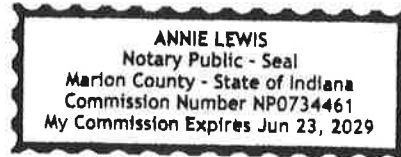
Applicant signature: *Julie Smith*

Subscribed and sworn to before me this 20 day of SEPTEMBER, 20 22.

Notary printed name: ANNIE LEWIS

Notary signature: *Annie Lewis*

My commission expires: JUNE 23, 2029



OWNER AFFIDAVIT

STATE OF Indiana
COUNTY OF Hamilton S.S.

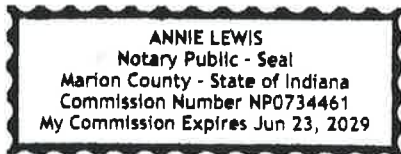
The undersigned, having been duly sworn on oath, states that they are the Owner of the Property involved in this application, particularly the owners of these parcels (county tax IDs) 06-13-34-000-001.001-014,
06-09-03-000-012.000-014, and that they hereby acknowledge and consent to the forgoing Application.
06-13-34-000-033.000-014

Owner printed name**: Scott A. Schuler

Owner signature**:



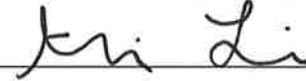
Before me the undersigned, a Notary Public in and for said County and State, personally appeared the Property Owner, who having been duly sworn acknowledged and consents to the execution of the foregoing Application. Subscribed and sworn to before me this 21 day of SEPTEMBER, 20 22.



Notary printed name:

ANNIE LEWIS

Notary signature:



My commission expires:

JUNE 23, 2029

*** A signature from each party having interest in the property involved in this application is required. If the Property Owner's signature cannot be obtained on the application, then a notarized statement by each Property Owner acknowledging and consenting to the filing of this application is required with the application.*

OWNER AFFIDAVIT

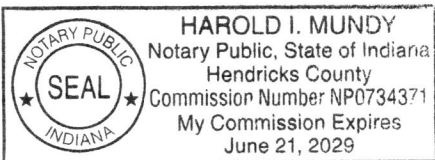
STATE OF Indiana
COUNTY OF Boone Marion S.S.

The undersigned, having been duly sworn on oath, states that they are the Owner of the Property involved in this application, particularly the owners of these parcels (county tax IDs) 06-13-34-000-002.006-015, 06-13-34-000-002.005-015, 06-13-34-000-002.004-015, 06-13-34-000-002.003-015 and that they hereby acknowledge and consent to the foregoing Application.

Owner printed name**: Thorntown Development LLC

Owner signature**: [Signature]
Susan Jones, Member

Before me the undersigned, a Notary Public in and for said County and State, personally appeared the Property Owner, who having been duly sworn acknowledged and consents to the execution of the foregoing Application. Subscribed and sworn to before me this 22nd day of September, 20 22.



Notary printed name: [Signature] Harold Mundy

Notary signature: [Signature]

My commission expires: _____

** A signature from each party having interest in the property involved in this application is required. If the Property Owner's signature cannot be obtained on the application, then a notarized statement by each Property Owner acknowledging and consenting to the filing of this application is required with the application.

OWNER AFFIDAVIT

STATE OF Indiana

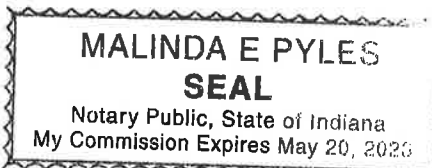
COUNTY OF Boone S.S.

The undersigned, having been duly sworn on oath, states that they are the Owner of the Property involved in this application, particularly the owners of these parcels (county tax IDs) 06-09-03-000-013.000-014 and that they hereby acknowledge and consent to the forgoing Application.

Owner printed name**: Threlkeld Farms Inc

Owner signature**: *Threlkeld Farms Inc*

Before me the undersigned, a Notary Public in and for said County and State, personally appeared the Property Owner, who having been duly sworn acknowledged and consents to the execution of the foregoing Application. Subscribed and sworn to before me this 7th day of December, 2022.



NP0665684

Notary printed name: Malinda E Pyles

Notary signature: *Malinda E Pyles*

My commission expires: 5-20-23

** A signature from each party having interest in the property involved in this application is required. If the Property Owner's signature cannot be obtained on the application, then a notarized statement by each Property Owner acknowledging and consenting to the filing of this application is required with the application.

Property Owner Information

8201 W SR 47, 8205 W SR 47, 8401 W SR 47

06-13-34-000-001.001-014, 06-09-03-000-012.000-014, 06-13-34-000-033.000-014

Scott A. Schuler
23224 Marin Drive
Cicero, IN 46034

200 Oak Street, 201 Oak Street, 203 Oak Street, 204 Oak Street

06-13-34-000-002.006-015, 06-13-34-000-002.005-015, 06-13-34-000-002.004-015,
06-13-34-000-002.003-015

Thorntown Development LLC
118 Ulen Boulevard
Lebanon, IN 46052

8405 W SR 47

06-09-03-000-013.000-014

Threlkeld Farms Inc
9050 W 550 N
Thorntown, IN 46071

Legal Descriptions

8201 W SR 47, 8205 W SR 47

06-13-34-000-001.001-014, 06-09-03-000-012.000-014

The following described real estate situated in Boone County, State of Indiana:

A part of the Southeast Quarter of the Southeast Quarter of Section 3, Township 19

TRACTS II & III: A part of the Southeast Quarter of Section 34, Township 20 North and a part of the Northeast Quarter of Section 3, Township 19 North, all in Range 2 West, Sugar Creek Township, Boone County, Indiana, described as follows:

Commencing at a capped rebar marking the northeast corner of said Section 3; thence North 89 degrees 16 minutes 58 seconds West 1040.09 feet along the north line of said Section 3 to a 5/8 inch diameter reinforcing steel bar with a yellow plastic cap marked "C.N. Starr/RLS#0159" (hereinafter called a capped rebar set) marking the point of beginning of this description, said point being located at the base of a power pole (west side); thence South 0 degrees 29 minutes 52 seconds West 977.71 feet along the west boundaries of Royal Crossing Subdivision, Westwood Addition Section 2 and Westwood Addition-Part One to a capped rebar set; thence South 89 degrees 47 minutes 35 seconds West 1008.47 feet to a capped rebar set; thence North 0 degrees 29 minutes 52 seconds East 1522.16 feet crossing into said Section 34 to a capped rebar set; thence south 89 degrees 13 minutes 56 seconds East 901.87 feet to a capped rebar set; thence North 0 degrees 34 minutes 42 seconds East 330.00 feet to a cotton gin spike set on the approximate centerline and in the asphalt surface of State Road No. 47; thence South 89 degrees 13 minutes 56 seconds East 100.00 feet along said center line to a cotton gin spike; thence South 0 degrees 34 minutes 42 seconds West 330.00 feet to a capped rebar set; thence South 89 degrees 13 minutes 56 seconds East 6.59 feet to a capped rebar set on the west line of said Royal Crossing Subdivision; thence South 0 degrees 29 minutes 52 seconds West 534.58 feet along said west line to the point of beginning.

Containing 35.883 acres, of which 22.739 acres are in said Section 3 and 13.144 acres are in said Section 34.

8401 W SR 47

06-13-34-000-033.000-014

The following described real estate situated in Boone County, State of Indiana:

Part of the Southwest Quarter of the Southeast Quarter of Section 34, Township 20 North, Range 2 West, of the second Principal Meridian, more particularly described as follows:

Commencing at a point 13 chains, more or less, north of the southwest corner of the Southwest quarter of the Southeast quarter of said Section 34, said point being in the center line of State Road Number 47 (formerly the Thorntown and Darlington Turnpike or Gravel Road); thence east along said center line Six

Hundred Eleven and sixteen hundredths (611.16) feet; thence South Eight hundred seventy-nine (879.00) feet; thence West Six Hundred Eleven and sixteen hundredths (611.16) feet; thence North Eight hundred seventy-nine (879.00) feet to the place of beginning.

Containing 12.33 acres, more or less.

200 Oak Street, 201 Oak Street, 203 Oak Street, 204 Oak Street
06-13-34-000-002.006-015, 06-13-34-000-002.005-015, 06-13-34-000-002.004-015,
06-13-34-000-002.003-015

Lots 1, 2, 3 & 4 in Royal Crossing, a subdivision in Boone County, Indiana, as per plat thereof recorded March 29, 1996 in Plat Book 9, pages 22-23, as Instrument No. 9602673, in the Office of the Recorder of Boone County, Indiana

8405 W SR 47
06-09-03-000-013.000-014

The following described real estate situated in Boone County Indiana:

A part of the Northwest Quarter of the Northeast Quarter of Section 3, Township 19 North, Range 2 West of the Second Principal Meridian, more particularly described as follows:

Commencing at a point 858 feet, more or less, north of the southwest corner of the southwest quarter of the southeast quarter of said Section 34, said point being in the center line of State Road Number 47 (formerly the Thorntown and Darlington Turnpike or Gravel Road); thence East along said center line 611.16 feet; thence south 1,844.04 feet; thence West 612.48 chains to a point in the west line of the Northwest Quarter of the Northeast Quarter of said Section 3; thence north along said west line and the west line of the Southwest Quarter of the Southeast Quarter of said Section 34, 1853.28 feet chains to the place of beginning.

Containing 26 acres, more or less.

EXCEPT THEREFROM: Part of the Southwest Quarter of the Southeast Quarter of Section 34, Township 20 North, Range 2 West, of the second Principal Meridian, more particularly described as follows:

Commencing at a point 13 chains, more or less, north of the southwest corner of the Southwest quarter of the Southeast quarter of said Section 34, said point being in the center line of State Road Number 47 (formerly the Thorntown and Darlington Turnpike or Gravel Road); thence east along said center line Six Hundred Eleven and sixteen hundredths (611.16) feet; thence South Eight hundred seventy-nine (879.00) feet; thence West Six hundred Eleven and sixteen hundredths (611.16) feet; thence North Eight hundred seventy-nine (879.00) feet to the place of beginning.

Containing 12.33 acres, more or less.

Containing after said exception 13.67 acres, more or less.

2021011643
Electronic Filing
From: Metz Title Company,
Thanks Dad to Sc
Thru: Simplifile

DULY ENTERED
LECT TO FINAL ACCEPTANCE

AUDITOR
BOONE COUNTY, INDIANA
Debbie M. Morton-Crum
Debbie M. Morton-Crum
Jul 30 2021 - SL

2021011643 DEED \$25.00
07/30/2021 12:55:49PM 3 PGS
Deborah S. Ottinger
Boone County Recorder IN
Recorded as Presented



LIMITED LIABILITY COMPANY WARRANTY DEED

THIS INDENTURE WITNESSETH that **Thanks Dad, LLC**, an Indiana LLC, CONVEYS AND WARRANTS to **Scott A. Schuler**, over the age of eighteen, for valuable and sufficient consideration, the receipt of which hereby is acknowledged, the following real estate in Boone County, in the State of Indiana, to-wit:

The following described real estate situated in Boone County, State of Indiana:

A part of the Southeast Quarter of the Southeast Quarter of Section 3, Township 19

TRACT I: A part of the West Half, Section 35, Township 20 North, Range 1 West, 2nd Principal Meridian, Washington Township, Boone County, Indiana and more particularly described as follows:

Begin at the southeast corner of said half-section, being marked by a railroad spike, proceed thence N 89° 30' 00" W (assumed bearings) a distance of 969.20 feet along the south line of said half-section, also being along the approximate centerline of State Road Number 47; thence N 00° 30' 00" E a distance of 360.00 feet; thence N 89° 30' 00" W a distance of 280.00 feet; thence S 00° 30' 00" W a distance of 360.00 feet to said south line; thence N 89° 30' 00" W a distance of 770.33 feet along said south line and road centerline to the Old Indian Treaty Boundary line; thence N 2° 30' 00" E a distance of 500.31 feet along said Treaty Boundary line to an iron bar; thence N 2° 39' 55" E a distance of 2652.07 feet along said Treaty Boundary line to an iron bar; thence S 89° 43' 16" E a distance of 889.61 feet to an iron bar; thence N 00° 15' 17" E a distance of 2642.41 feet to the north line of said half-section; thence S 89° 56' 56" E a distance of 557.99 feet along said north line to the westerly right-of-way of the Pennsylvania Railroad; thence S 9° 52' 49" E a distance of 2719 .25 feet along said Railroad right-of-way to the east line of said half-section; thence S 00° 36' 41" W a distance of 2615.99 feet along said east line, also being along the approximate centerline of County Road 150W to the point of beginning.

Containing 165.656 acres, more or less.

TRACTS II & III: A part of the Southeast Quarter of Section 34, Township 20 North and a part of the Northeast Quarter of Section 3, Township 19 North, all in Range 2 West, Sugar Creek Township, Boone County, Indiana, described as follows:

Commencing at a capped rebar marking the northeast corner of said Section 3; thence North 89 degrees 16 minutes 58 seconds West 1040.09 feet along the north line of said Section 3 to a 5/8 inch diameter reinforcing steel bar with a yellow plastic cap marked "C.N. Starr/RLS#0159" (hereinafter called a capped rebar set) marking the point of beginning of this description, said point being located at the base of a power pole (west side); thence South 0 degrees 29 minutes 52 seconds West 977.71 feet along the west

boundaries of Royal Crossing Subdivision, Westwood Addition Section 2 and Westwood Addition-Part One to a capped rebar set; thence South 89 degrees 47 minutes 35 seconds West 1008.47 feet to a capped rebar set; thence North 0 degrees 29 minutes 52 seconds East 1522.16 feet crossing into said Section 34 to a capped rebar set; thence south 89 degrees 13 minutes 56 seconds East 901.87 feet to a capped rebar set; thence North 0 degrees 34 minutes 42 seconds East 330.00 feet to a cotton gin spike set on the approximate centerline and in the asphalt surface of State Road No. 47; thence South 89 degrees 13 minutes 56 seconds East 100.00 feet along said center line to a cotton gin spike; thence South 0 degrees 34 minutes 42 seconds West 330.00 feet to a capped rebar set; thence South 89 degrees 13 minutes 56 seconds East 6.59 feet to a capped rebar set on the west line of said Royal Crossing Subdivision; thence South 0 degrees 29 minutes 52 seconds West 534.58 feet along said west line to the point of beginning.

Containing 35.883 acres, of which 22.739 acres are in said Section 3 and 13.144 acres are in said Section 34.

TRACT IV: The Southeast Quarter of the Southwest Quarter in Section 29, in Township 20 North, Range 2 West.

Containing in all 40 acres, more or less.

ALSO: A part of the Northeast Quarter of the Southwest Quarter of Section 29, Township 20 North, Range 2 West and described as follows:

Beginning at the Southwest corner of said Northeast Quarter of said Southwest Quarter and running first North 20 rods, thence East 60 rods, thence South 20 rods, thence West 60 rods to the place of beginning.

Containing 7 1/2 acres, more or less.

Parcel Numbers: 06-14-35-000-003.000-017
06-13-34-000-001.001-014
06-09-03-000-012.000-014
06-13-29-000-004.000-014

Grantor represents and warrants that this transfer and the real estate which is the subject thereof is not subject to the requirements of the Indiana Responsible Property Transfer Law, I.C. 13-25-3-1, *et seq.*

Signed this 28th day of July, 2021.

Thanks Dad, LLC

By: Bryan W. Fairfield
Bryan W. Fairfield, its manager

STATE OF INDIANA)
) SS:
COUNTY OF WABASH)

Before me, the undersigned, a Notary Public residing in said County and State, personally appeared **Thanks Dad, LLC, by Bryan W. Fairfield**, its manager, over the age of eighteen, who acknowledged the execution of the foregoing Warranty Deed, and who having been duly sworn, stated that the representations therein contained are true.

WITNESS my hand and Notarial Seal this 28th day of July, 2021.

My Commission Expires:

7-29-24



NOTARY PUBLIC Gregory A. Metz

residing in Wabash County, Indiana

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. Matthew J. Mize

SEND TAX STATEMENTS TO: **Scott A. Schuler**

23224 Marin Dr.

Cicero, IN 46034

THIS INSTRUMENT PREPARED BY:

Matthew J. Mize
Law Offices of Matthew J. Mize, LLC
P.O. Box 42
North Manchester, IN 46962



CORPORATE WARRANTY DEED

THIS INDENTURE WITNESSETH that **Threlkeld Farms, Inc.**, an Indiana Corporation, CONVEYS AND WARRANTS to **Scott A. Schuler**, over the age of eighteen, for valuable and sufficient consideration, the receipt of which hereby is acknowledged, the following real estate in Boone County, in the State of Indiana, to-wit:

The following described real estate situated in Boone County, State of Indiana:

Part of the Southwest Quarter of the Southeast Quarter of Section 34, Township 20 North, Range 2 West, of the second Principal Meridian, more particularly described as follows:

Commencing at a point 13 chains, more or less, north of the southwest corner of the Southwest quarter of the Southeast quarter of said Section 34, said point being in the center line of State Road Number 47 (formerly the Thorntown and Darlington Turnpike or Gravel Road); thence east along said center line Six Hundred Eleven and sixteen hundredths (611.16) feet; thence South Eight hundred seventy-nine (879.00) feet; thence West Six Hundred Eleven and sixteen hundredths (611.16) feet; thence North Eight hundred seventy-nine (879.00) feet to the place of beginning.

Containing 12.33 acres, more or less.

Property Address: 8401 W. SR 47, Thorntown, IN 46071

Parcel Numbers: 06-13-34-000-033.000-014

The individual signing this Corporate Warranty Deed warrants and represents that pursuant to the By-Laws or duly adopted corporate resolutions of the Grantor, that the undersigned have all necessary authority to execute this Corporate Warranty Deed conveying the real estate described above, that no further corporate action is necessary for the making of this conveyance, and that the Grantor is in good standing in the state of its incorporation and, if required, in the state where the aforescribed real estate is located.

DULY ENTERED
FOR TAXATION
SUBJECT TO FINAL ACCEPTANCE

SEP 20, 2022

Rebbie M. Morton-Cooms
Auditor of Boone County, Indiana

SL

Signed this 15th day of September, 2022.

Threlkeld Farms, Inc.

By: *Dan Threlkeld* (sign)
 Dan Threlkeld (print)
_____ (title)

STATE OF INDIANA)
) SS:
COUNTY OF BOONE)

Before me, the undersigned, a Notary Public residing in said County and State, personally appeared **Threlkeld Farms, Inc.,** by *Dan Threlkeld* , its *President* , over the age of eighteen, who acknowledged the execution of the foregoing Warranty Deed, and who having been duly sworn, stated that the representations therein contained are true.

WITNESS my hand and Notarial Seal this 15th day of September, 2022.

My Commission Expires:
July 29, 2024



 Gregory A. Metz NOTARY PUBLIC
Residing in Monroe County, Indiana

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.
Matthew J. Mize

SEND TAX STATEMENTS TO: Scott A. Schuler

Grantee's Address:

23224 Marin Dr.

Cicero, IN 46034

THIS INSTRUMENT PREPARED BY:

Matthew J. Mize
Law Offices of Matthew J. Mize, LLC
P.O. Box 42
North Manchester, IN 46962

DEREK

RT
14.00
①

TRUSTEE'S WARRANTY DEED

THIS INDENTURE WITNESSETH, that **Charles Jones, Trustee II** (Grantor) by virtue of the power and authority granted under the provisions of said trust agreement and under Indiana Code, hereby **CONVEYS AND WARRANTS** to **Thorntown Development, LLC.** (Grantee) for the sum of Ten and no/100 Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the following described real estate in **Boone County, State of Indiana:**

Lots Numbered One (1), Two (2), Three (3), Four (4), Five (5) and Six (6) in Royal Crossing, a subdivision in Boone County, Indiana, as per plat thereof recorded in Plat Book 9, pages 22-23, in the Office of the Recorder of Boone County, Indiana. (Said legal description being all lots in said subdivision.)

Subject to any and all easements, agreements and restrictions of record. The address of such real estate is commonly known as THORNTOWN. Tax bills should be sent to Grantee at such address unless otherwise indicated below.

This deed is given pursuant to the Trustee's powers to deal in real estate and there is no restriction or prohibition on the Trustee executing this deed. Grantor herein further warrants and states that no act has occurred which would have caused said trust to be terminated.

IN WITNESS WHEREOF, Grantor has caused this deed to be executed this 4th day of January, 2001
Grantor(s):

Charles Jones Trustee II
Charles Jones, Trustee II

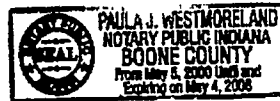
STATE OF INDIANA
COUNTY OF BOONE

Before me, a Notary Public in and for said County and State, personally appeared **Charles Jones, Trustee II**, who acknowledged execution of the foregoing Deed, and who having been duly sworn, stated that the representations therein contained are true.

Witness my hand and Notarial Seal this 4th day of January 2001.

Paula J. Westmoreland
Signature

Printed Name - Notary Public



My Commission Expires: _____ County of Residence: _____

This instrument prepared by: Jennifer E. Jones, Attorney at Law

Return deed to: _____

Return tax bills to: 52 S. JEFFERSON ST
PO BX 6
DANVILLE, IND 46122

DULY ENTERED FOR TAXATION
03-28-01
Ketchen Smith
SUBJECT TO FINAL ACCEPTANCE
AUDITOR, BOONE COUNTY

qua
③ E: Farm Credit Services
1800 Crawfordsville

0002784 03/22/2000 01:25P 1 of 3
Maryln J. Smith, Boone County Recorder

PERSONAL REPRESENTATIVE'S DEED

J. DAVID COOK, as Personal Representative of the Estate of WILLIAM E. GILLAN, deceased, which estate is under the supervision of the Superior Court I of Boone County, under ESTATE DOCKET 06DO1 9903 ES-47 in the Office of the Clerk of the Superior Court I of Boone County, Indiana, pursuant to an order of the Superior Court I of Boone County, Indiana, dated on the 3rd day of March, 2000, for good and sufficient consideration, conveys to THRELKELD FARMS, INC., the following described real estate in Boone County, state of Indiana, to-wit:

The Northwest Quarter of Section 3, Township 19 North, Range 2 West, of the Second Principal Meridian containing 162.28 acres more or less, after said exceptions leaving 144.61 acres more or less.

ALSO, a part of the South Half of the Southwest Quarter of Section 34, Township 20 North, Range 2 West of the Second Principal Meridian, containing 29.58 acres, more or less.

EXCEPT THEREFROM THE FOLLOWING : Part of the Southwest Quarter of Section 34, Township 20 North, Range 2 West, Sugar Creek Township, Boone County, Indiana containing 1.4138 acres more or less.

* ALSO, a part of the Southwest Quarter of the Southeast Quarter of Section 34, Township 20 North, Range 2 West of the Second Principal Meridian and part of the Northwest Quarter of the Northeast Quarter of Section 3, Township 19 North, Range 2 West of the Second Principal Meridian containing 26 acres more or less.

All the above more particularly described on Exhibit "A"
(contains 198.7762 acres more or less)

DULY ENTERED FOR TAXATION
03-22-00
SUE J. JAMES
SUBJECT TO FINAL ACCEPTANCE
AUDITOR, BOONE COUNTY

LEGAL DESCRIPTION
EXHIBIT "A"

File #: 12017567

The Northwest Quarter of Section 3, Township 19 North, Range 2 West of the Second Principal Meridian, containing 162.28 acres, more or less, EXCEPT therefrom all that part of said quarter section lying north and west of the center line of a gravel road and containing one fourth (1/4) acre, more or less, ALSO EXCEPT a part of the Southwest Quarter of the Northwest Quarter of said Section, Township and Range, containing 17.42 acres, more or less, and more particularly described as follows: Beginning at the southwest corner of the Southwest Quarter of the Northwest Quarter of Section 3, Township 19 North, Range 2 West, and run thence north 618.25 feet following the centerline of public road to an existing fence, thence east 1225 feet to an existing fence, thence south 618.25 feet following said existing fence to the quarter section line, thence west 1230.30 feet following said quarter section line fence to the place of beginning and leaving after said exception 144.61 acres, more or less.

ALSO, a part of the South Half of the Southwest Quarter of Section 34, Township 20 North, Range 2 West of the Second Principal Meridian, more particularly described as follows: Commencing at the southeast corner of said half quarter section and run thence north along the east line thereof 51 1/2 rods, more or less, to a point in the center line of State Road No. 47 (formerly the Thorntown and Darlington Turnpike or Gravel Road), thence west along said center line to a point 84 rods and 8 feet east of the west line of said half quarter section, thence south 38 1/2 rods, more or less, to a point 13 rods north of the south line of said half quarter section, thence west 60 1/2 rods, more or less to a point in the center line of a gravel road, thence south 46 degrees west along said center line 18 4/5 rods to a point in the south line of said half quarter section, thence east along said south line to the place of beginning, containing 29.58 acres, more or less.

EXCEPT THEREFROM THE FOLLOWING: Part of the Southwest Quarter of Section 34, Township 20 North, Range 2 West, Sugar Creek Township, Boone County, Indiana, more fully described as follows: Commencing at the Southeast corner of the Southwest Quarter of said Section 34; thence along the Quarter Section line, North 00 degrees 00 minutes 00 seconds West 866.74 feet to a point in the center line of State Road 47 as located July, 1999; thence along the center line of said State Road 47, South 89 degrees 42 minutes 08 seconds West 89.80 feet to the point of beginning; thence South 00 degrees 19 minutes 09 seconds East 257.33 feet; thence South 89 degrees 39 minutes 28 seconds West 189.28 feet; thence South 00 degrees 12 minutes 08 seconds East 31.91 feet; thence South 89 degrees 49 minutes 22 seconds West 44.69 feet; thence North 00 degrees 12 minutes 08 seconds West 289.29 feet; thence along the center line of said State Road 47, North 89 degrees 42 minutes 08 seconds East 233.44 feet to the point of beginning, containing 1.4138 acres, more or less.

ALSO, a part of the Southwest Quarter of the Southeast Quarter of Section 34, Township 20 North, Range 2 West, of the Second Principal Meridian and a part of the Northwest Quarter of the Northeast Quarter of Section 3, Township 19 North, Range 2 West of the Second Principal Meridian, more particularly described as follows: Commencing at a point 13 chains, more or less, north of the southwest corner of the southwest quarter of the southeast quarter of said Section 34, said point being in the center line of State Road No. 47 (formerly the Thorntown and Darlington Turnpike or Gravel Road) thence east along said center line 9.26 chains, thence south 27.94 chains, thence west 9.28 chains to a point in the west line of the northwest quarter of the northeast quarter of said Section 3, thence north along said west line and the west line of the southwest quarter of the southeast quarter of said Section 34, 28.08 chains to the place of beginning, containing 26 acres, more or less.

(FOR REF. ONLY: Contains 198.7762 acres, more or less.)

EXHIBIT "A"

qua

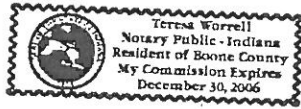
IN WITNESS WHEREOF, THE SAID J. DAVID COOK, as Personal Representative of the Estate of WILLIAM E. GILLAN, has hereunto set his hand and seal this 21ST day of MARCH, 2000.

J. David Cook
J. DAVID COOK, Personal Representative
Of the Estate of WILLIAM E. GILLAN

STATE OF INDIANA)
) SS:
COUNTY OF BOONE)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared J. DAVID COOK, as Personal Representative of the estate of WILLIAM E. GILLAN, and acknowledged the execution of said PERSONAL REPRESENTATIVE'S DEED, to be his voluntary act and deed for the uses and purposes expressed therein.

WITNESS MY HAND AND SEAL THIS 21 day of MARCH, 2000.



Teresa Worrell
Notary Public
Printed: TERESA WORRELL
Resident of BOONE County
My Commission Expires: 12-30-2006

EXAMINED AND APPROVED IN OPEN COURT THIS 3 DAY OF March, 2000.

[Signature]
JUDGE OF THE SUPERIOR COURT I
OF BOONE COUNTY.

This instrument prepared by:

PAUL S. KRUSE (# 10609-06)
Parr Richey Obremsky & Morton
225 West Main Street
Lebanon, IN 46052
Telephone: 765-482-0110

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