

Surveyor's Report

In accordance with Title 865, Article 1, Rule 12, Section 1 through 30 of the Indiana Administrative Code, the following opinion is submitted regarding the various uncertainties in the locations of the lines and corners established on this parcel as a result of: a) Variances in the reference monuments; b) Discrepancies in the record descriptions and plats;

c) Inconsistencies in lines of occupation; d) Relative Positional Accuracy;

Section corner and control point location data was gathered using Global Positioning System receivers, an electronic total station and data collector. Data for building location, topography and lot comer monumentation was accomplished employing the total station using standard radial surveying techniques. The bearing used as basis for this survey was derived by autonomous GPS positioning aligned with the State Plane Grid 1301, Indiana East.

To perform a retracement survey of the subject tracts herein.

The parcel of land falls in Zone C "Areas of minimal flooding". This information is stated on Flood Map 180243 0050B with an effective date of July 3,

DISCUSSION:

The parcel of land located in the south half of the northwest quarter was defined by a 1 1/4"pipe marking northwest corner, a wood fence post marking the northeast corner, a county survey monument marking the southeast and southwest corners of the south half of the northwest quarter of section 29 of Fremont Township, excepting out the right of way of West Swager Drive. The parcel of land located in the south half of the northeast quarter was defined by a 1 1/4" pipe marking the northeast corner, a county survey monument marking the southeast corner, a railroad iron found on in the south line of the fraction northwest quarter was used to establish the south line of the northeast quarter of section 30. Indiana Department of Transportation was contacted to gather grant information on the right of way. The only information given by the Toll Road authority was a set of plans. The plan did not fit well with the existing right of way or fence line established on the north side of the toll road however in the description of Tract I there was to be 58 acres remaining the south half of the northeast quarter after the 17 acres was split off for the Toll Road right of way and there was 58 acres plus remaining by following the existing monuments and possesion line for the Toll Road. The properties contained in this survey are subject to the Oliver Schaetterand VanAuken Lateral Regulated drains together with other implied casements and right of way. VARIATIONS:

Discrepancies exist between record dimensions, measured distances and calculated lines, as noted. Dimensions shown as Meas. (measured) were made by inversing between found monuments. Dimensions shown as Calc. (calculated) were developed with the intent to maintain the geometric relationship of the deed description in correlation to the monuments found. As a result of the above findings, it is my opinion that the uncertainties in the locations of the lines and comers of this surveyed parcel are as follows: Due to Variances in reference monuments: see survey Due to Discrepancies in the record descriptions: see

Due to Inconsistencies in lines of occupation: see survey The calculated Relative Positional Accuracy due to random errors in measurement of the corners of this survey is within the specifications for a Suburban Survey as defined in IAC 865. REFERENCES:

The opinion of this survey is based on the evidence extant at the date of this survey. A commitment for title insurance was not provided to this surveyor at the time of this report. An abstract or title search may reveal additional information affecting the property. Survey No. 08050028 McCrea Land Surveying, Inc.

June 4, 2008

PARCELS INCESCTION 30

Document # 98-12-0847

Tract A. The South one-half (1/2) of the Northeast One-Quarter (1/4) of Section Thirty (30), Township Thirty-eight (38) North, Range Fourteen (14) East in Fremont Township of Steuben County, excepting therefrom approximately seventeen (17) acres sold to the State of Indiana for Toll Road purposes. Said "Tract A" contains approximately fifty-eight (58) acres more or less. "Also excepting three and one-half (3-1/2) acres sold to Easton Creek Trout Club, Inc."

Tract II

Also all that portion of the southeast quarter (1/4) of Section 30, Township thirty-eight (38) North, Range fourteen (14) east, lying North of the Indiana East-West Toll Road, containing approximately thirty-five (35) acres, more or less.

EXCEPTING THEREFROM

A tract of land situated in the Southeast Quarter of Section 30, Township 38 North, Range 14 East, bounded as follows: Commencing at the east quarter corner of said section 30 and running thence south 00 degrees 00 minutes west 18.00 feet on the east section line to the true point of beginning; thence continuing south 00 degrees 00 minutes west 300.00 feet on said section line; thence south 88 degrees 02 minutes 40 seconds west 435.86 feet; thence north 00 degrees 00 minutes east 300.00 feet; thence north 88 degrees 02 minutes 40 seconds east 435.86 feet back to the true point of beginning and containing 3.00 acres, subject to legal highways. (Deed Record Vol. 167, Page146)

A tract of land situated in the southeast quarter of section 30, township 38 north, range 14 east, Fremont Township, Steuben County, Indiana, bounded as follows:

Commencing at the east quarter corner of said section 30 and running thence south 00 degrees 00 minutes west 18.00 feet on the east line of said section; thence south 88 degrees 02 minutes 40 seconds west 435.86 feet to the true point of beginning; thence south 00 degrees 00 minutes west 300.00 feet; thence south 88 degrees 02 minutes 40 seconds west 145.20 feet; thence north 00 degrees 00 minutes east 300.00 feet; thence north 88 degrees 02 minutes 40 seconds east 145.20 feet back to the true point of beginning and containing 1.00 acres (Deed Record Vol. 180, 520) ALSO EXCEPTING THEREFROM:

The following described real estate in Steuben County, in the State of Indiana, to-wit:

REVISIONS:

A tract of land situated in the southeast quarter of fractional section 30, township 38 north, range 14 east, Fremont Township, Steuben County, Indiana, bounded as follows:

Commencing at the southeast corner of said section 30 and running thence north 01 degrees 17 minutes 45 seconds east line of said section 30 to the true point of beginning; thence continuing north 01 degrees 17 minutes 45 seconds east 762.39 feet on said section line to the center line of a stream; thence south 38 degrees 57 minutes 25 seconds west 176.10 feet on said center line; thence south 85 degrees 38 minutes 25 seconds west 57.16 feet on said center line; thence south 71 degrees 30 minutes 25 seconds west 281.67 feet on said center line; thence north 13 degrees 29 minutes 35 seconds west 137.00 feet; thence south 71 degrees 30 minutes 25 seconds west 345.32 feet to the northerly right of way line of the Indiana Toll Road; thence 598.49 feet on a right of way curve, said curve having a radius of 3669.72 feet, a central angle of 10 degrees 54 minutes 20 seconds, and a chord bearing south 53 degrees 30 minutes 15 seconds east 607.42 feet; thence south 58 degrees 57 minutes 25 seconds east 265.98 feet on said right of way line back to the true point of beginning and containing 5.50 acres subject to legal highways. (Deed Record Vol. 218, Page 41)

ALSO EXCEPTING THEREFROM A part of the southeast quarter of Section 30, Township 38 North, Range 14 East, Fremont Township, Steuben County, Indiana, described as follows:

Commencing at an iron rod at the northeast corner of said southeast quarter of Section 30, thence South 00 degrees 00 minutes 00 seconds East (assumed bearing) 523.00 feet along the east line of said southeast quarter to a railroad spike at the true point of beginning of this description, thence continuing South 00 degrees 00 minutes 00 seconds East 350.00 feet along said east line to a railroad spike, thence South 88 degrees 02 minutes 40 seconds West 675.00 feet; thence North 00 degrees 00 minutes 00 seconds East 350.00 feet; thence North 88 degrees 02 minutes 40 seconds East 675.00 feet back to the true point of beginning, containing 5.42 acres, subject to legal highways and easements of record. (Deed Record Vol. 232, Page 191)

ALSO EXCEPTING THEREFROM: A part of the Southeast quarter of Section 30, Township 38 North, Range 14 East, Fremont Township, Steuben County, Indiana, described as follows:

Commencing at the corner stone at the Southeast corner of the Southeast quarter of said Section 30; thence North 00 degrees 00 minutes 00 seconds East (assumed bearing) 1567.06 feet along the East line of the Southeast quarter of said Section 30 to a P.K nail at the Northeast corner of land described in Deed Record 218, page 43 and being the true point of beginning of this description; thence continuing North 00 degrees 00 minutes 00 seconds East 224.25 feet along said East line to a railroad spike at the Southeast corner of land described in Deed Record 211, Page 303; thence South 88 degrees 02 minutes 40 seconds West 675.00 feet to an iron rod at the Southwest corner of land described in said Deed Record 211, Page 303; thence South 00 degrees 00 minutes 00 seconds East 384.00 feet to an iron rod on the North line of land described in Deed Record 218, Page 43, thence North 70 degrees 12 minutes 40 seconds Eat 211.18 feet along said North line to and iron rod; thence South 19 degrees 47 minutes 20 seconds East 137.00 feet along said North line to an iron rod in the centerline of a stream, thence North 70 degrees 12 minutes 40 seconds East 281.67 feet along said North line and stream centerline to an iron rod; thence North 84 degrees 20 minutes 40 seconds East 57.16 feet along said North line and stream centerline to an iron rod; thence North 37 degrees 39 minutes 40 seconds East 176.10 feet along said North line and stream centerline back to the true point of beginning. (Document No. 94-12-0153)

A part of the southeast quarter of Section 30, Township 38 North, Range 14 East, Fremont Township, Steuben County, Indiana, described as follows:

Commencing at an iron rod a the northeast corner of said Southeast quarter of Section 30; thence South 00 degrees 00 minutes 00 seconds East (assumed bearing) 318.00 feet along the east line of said southeast quarter to a railroad spike at the true point of beginning of this description; thence continuing South 00 degrees 00 minutes 00 seconds East 205.00 feet along the east line to a railroad spike; thence South 88 degrees 02 minutes 40 seconds West 581.06 feet to an iron rod; thence North 00 degrees 00 minutes 00 seconds East 205.00 feet to an iron rod; thence North 88 degrees 02 minutes 40 seconds East 581.06 feet to the point of beginning. Said tract contains 2.733 acres subject to legal highways and easements of record. (Document No. 95-03-0210)

SURVEYED BY: KEM

PROJECT FILE: C:\MLS\08050028 Mikiosko Sec 30 T 38 N R 14 E

DRAWING NAME:

08050028 MIKLOSKO SEC. 29 & 30

CHECKED BY: CWM

SHEET 2 OF 2

DRAWN BY: BMW

DATE: 10/4/08

PARCELS INCESCTION 29

Survey Description

Part of the South Haif of Northwest Quarter of Section 29, Township 38 North, Range 14 East in the Second Principle Meridian, Fremont Township, Steuben County, State of

Commencing at a County Survey's monument marking the Southeast corner of the Northwest Quarter of said Section 29; thence North 02°02'41" West along the East line of the Northwest Quarter of said Section 29, for 40.24 feet to a 5/8 inch diameter by 24 inch long rebar with a plastic cap stamped with "McCrea LS 20300062" marking the Point of Beginning and the North right of way of; thence South 87°23'19" West for 598.74 feet to a 5/8 inch diameter by 24 inch long rebar with a plastic cap stamped with "McCrea LS 20300062": thence North 84°04'50" West for 101.12 feet to a 5/8 inch diameter by 24 inch long rebar with a plastic cap stamped with "McCrea LS 20300062"; thence South 87°23'19" West for 100.00 feet to a 5/8 Inch diameter by 24 inch long rebar with a plastic cap stamped with "McCrea LS 20300062"; thence South 78°51'28" West for 101.12 feet to a 5/8 inch diameter by 24 inch long rebar with a plastic cap stamped with "McCrea LS 20300062"; thence South 87°23'19" West for 325.86 feet to a 5/8 inch by 24 inch long rebar with a plastic cap stamped with "McCrea LS 20300062" marking a point of curvature; thence along a curve 1030.51 feet concave to the Northeast with a radius of 1869.86 feet, a chord bearing of North 76°49'23" West, a chord distance of 1017.52 feet to a to a 5/8 inch by 24 inch long rebar with a plastic cap stamped with "McCrea LS 20300062"; thence North 61°02'07" West for 469.29 feet to a 5/8 inch by 24 inch long rebar with a plastic cap stamped with "McCrea LS 20300062"; thence North 3°13'43" West for 771.48 feet to a 1 ½ inch diameter pipe; thence North 88°15'52" East for 2613.92 feet to a 8" by 8" by 5 foot tall wood post; thence South 2°30'57" East for 1254.07 feet to the Point of Beginning. containing 70.498 acres (3070905.7 Sq. Ft.) more or less.

TOGETHER WITH

Part of the South Half of Northwest Quarter of Section 29, Township 38 North, Range 14 East in the Second Principle Meridian, Fremont Township, Steuben County, State of

Commencing at the Southwest corner of the Northwest Quarter of said Section 29: thence North 87°22'40" East along the South line of said Southwest Quarter for 43.78 feet; thence North 2°36'22" West for 20.09 feet to the Point of Beginning; thence North 13°30'56" East for 304.68 feet to a 5/8 inch diameter by 24 inch long rebar with a plastic cap stamped with "McCrea LS 2030062"; thence North 28°57'55" East for 42.41 feet to a 5/8 inch diameter by 24 inch long rebar with a plastic cap stamped with "McCrea LS 2030062"; thence North 82°46'03" East for 33.87 feet to a 5/8 inch diameter by 24 Inch long rebar with a plastic cap stamped with "McCrea LS 2030062"; thence South 61°02'05" East for 196.58 feet to a 5/8 inch diameter by 24 inch long rebar with a plastic cap stamped with "McCrea LS 2030062" marking the point of curvature; thence along a curve 587.39 feet, having a radius of 1949.86 feet and being concave to the Northeast, with a chord bearing of South 69°41'52" East and a chord distance of 587.39 feet to the North right of way line of Swager Road; thence South 87°23'33" West along the North right of way line of Swager Road for 849.11 feet to the Point of Beginning, containing 3.20 acres (139199 Sq. Ft.) more or less.

TOGETHER WITH

Part of the South Half of Northwest Quarter of Section 29, Township 38 North, Range 14 East in the Second Principle Meridian, Fremont Township, Steuben County, State of Commencing at the Southwest corner of said Northwest Quarter of Section 29; thence North 3°13'43" West along the West line of the said Northwest Quarter; thence North 3°13'43" West for 245.54 feet to a 5/8 inch diameter by 24 inch long rebar with a

plastic cap stamped "McCrea LS 20300062"; thence South 61°05'38" East for 85.44 feet to a 5/8 inch diameter by 24 inch long rebar with a plastic cap stamped "McCrea LS 20300062"; thence South 27°03'10" East for 35.78 feet to a 5/8 inch diameter by 24 inch long rebar with a plastic cap stamped "McCrea LS 2030062"; thence South 28°57'55" West for 42.41 feet to a 5/8 inch diameter by 24 inch long rebar with a plastic cap stamped "McCrea LS 20300062" marking a point of curvature; thence along a curve 146.52 feet having a radius of 676.52 feet and concave to the Southeast with a chord bearing of South 22°45'42" West and a chord distance of 146.23 feet; to the Point of Beginning, containing 0.26 acres (11,185.6 Sq. Ft.) more or

Northern Indiana Public Service Company Electric Easement

Also a strip of land containing 0.572 acres, more or less, in the NW 1/4 of Section 29, Township 38 North, Range 14 East, being ten (10) feet wide lying five (5) feet each side of a cente line, and said center line produced, said center line being described as follows:

Beginning at a point twenty (20) feet north and five (5) feet east of the southwest comer of the northwest quarter of Section 29, Township 38 North, Range 14 East thence east two thousand for hundred ninety-one (2491) feet to a point twenty (20) feet north and two feet west of the southeast corner of the northwest quarter of said Section 29, Township 38 North, Range 14

Also a strip of land containing 0.00115 acres, more or less, in the NW 1/4 of Section 29, Township 38 North, Range 14 East being 2 feet in width lying 1 foot each side of a center line and said center line produced, said center line being described as follows:

Beginning at a point which is one foot west and 20 feet north of the southeast corner of the NW 1/4 of Section 29, Township 38 North, Range 14 East of the Second Principle Meridian, thence north a distance of 25 feet to a point on the granters land.

Northern Indiana Public Service Company Electric Easement Record No. 91, page 227

A strip of land containing 0.303 acres more or less in the NE 1/4 Section 30. Township 38 North, Range 14 East, Second Principle Meridian, being 10 feet wide, Iving 5 feet each side of the center line and said center line produced, said center line being described as follows:

Beginning at a point which is 5 feet west and 20 feet north of the south east corner of the north east quarter of Section 30, Township 38 North, Range 14 East of the Second Principle Meridian thence north a distance of 1320 feet to the north property line of granter.

Also, a strip of land containing 0.00115 acres more or less in the NE 1/4 of Section 30, Township 38 North, Range 14 East, Second Principle Meridian, being 2 feet wide, lying 1 foot each side of a center line, and said center line produced, said center line being described as follows:

Beginning at a point on the east line of Section 30 and 19 feet north of the Southeast corner of the NE 1/4 of Section 30, Township 38 North, Range 14 East of the Second Principle Meridian, thence north 68° 4' west a distance of 25 feet to a point on the grantors land.

Town of Fremont - Sewer Easement recorded March 28, 1958 in Record No. 95, page 351 An easement of sufficient width, which is absolutely necessary for the transportation and storage of materials, together with the working equipment and the storing of spoiled dirt during the proper construction; however, not to exceed 3 rods in width.

Thereafter said easement being 10 feet wide on either side of the line of the sewer is installed to maintain and keep in repair the out-fall sewer line within the described center line in Steuben County, Indiana, to-wit; Commencing at a point on the North line and 681 feet West of the Northeast corner of the South half of the Northeast quarter of Section 30, Township 38 North, Range 14 East, Steuben County, Indiana; thence Southwesterly at an angle of 40 degrees 30 minutes West 328 feet; thence 32 degrees, 15 minutes right or 17 degrees 15 minutes West 547 feet; thence 26 degrees, 0 minutes left or 43 degrees, 20 minutes West 330 feet, more or less to a point on the upper end of a ditch leading under the Indiana East and West Toll Road.

Easement for Electrical Lines Recorded May 21, 1958- Record No. 117, page 216-217

A strip of land containing 0.157 acres more or less, In the NE 1/4 of Section 29, Township 38 North, Range 14 East, being five (5) feet wide lying two and one-half (2 1/2) feet each side of a center line and said center line produced, said center line being described as follows:

Beginning at a point which is 2-1/2 feet east and 20 feet north of the southwest corner of the NW 1/4 of Section 29, Township 38 North, Range 14 East of the Second Principle Meridian, thence north a distance of 1320 feet to the north property line of the grantor.

Also a strip of land containing 0.572 acres, more or less, in the NW 1/4 of Section 29, Township 38 North, Range 14 East, being ten (10) feet wide lying five (5) feet each side of a center line, and said center line produced, said center line being described as follows:

Beginning at a point twenty (20) feet north and five (5) feet east of the southwest corner of the northwest quarter of Section 29, Township 38 North, Range 14 East thence east two thousand four hundred ninety-one (2491) feet to a point twenty (20) feet north and two feet west of the southeast corner of the northwest quarter of said Section 29. Township 38 North, Range 14 East.

Also a strip of land containing 0.00115 acres, more or less, in the NW 1/4 of Section 29, Township 38 North, Range 14 East being 2 feet in width lying 1 foot each side of a center line and said center line produced, said center line being described as follows:

Beginning at a point which is one foot west and 20 feet north of the southeast corner of the NW 1/4 of Section 29, Township 38 North, Range 14 East of the Second Principal Meridian, thence north a distance of 25 feet to a point on the grantors land.

The undersigned Land Surveyor, registered under the laws of the State of Indiana, hereby certifies that he has made a survey of the real estate depicted below. Measurements were made and monuments perpetuated as shown, in conformance with the record thereof in the office of the recorder of Steuben County, Indiana. The description of the real estate is as stated above:

DATE:

I hereby certify that to the best of my knowledge and belief this plat represents a survey conducted under my supervision in accordance with Title 865 IAC, Article 1, Rule 12, Section 1 thru 30.

"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 McCrea. IN WITNESS WHEREOF, I HEREUNTO PLACE MY HAND AND SEAL THIS 7th DAY OF OCTOBER, 2008.

Joesph P. Miklosko

SURVEY PLAT PREPARED FOR:

McCREA LAND SURVEYING. INC.

LAND SURVEYING

LAND PLANNING & DESIGN

2812 LOWER HUNTINGTON RD. FORT WAYNE, IN. 46809 PH: (260) 639-0048 FAX: (260) 818-2060

Christopher W. McCrea, RLS No. 20300062

WEBSITE: www.surveymccrea.com

NOW APEX CONSULTING SURVEYING 613 W. BRACKENRIDGE ST 46802 260.755.5993 "ANDREW" 11.20.18

Job No. 08050028 LAST DATE OF FIELD WORK: 7-1-08

Fremont, IN