

RESOLUTION NO. 2023-10

A Resolution of the Vigo County Council
Designation of an Area Within Vigo County, Indiana as an
Economic Revitalization Area
For the Purpose of a Real Property Tax Abatement

WHEREAS, a Petition for 10 year real property tax abatement has been filed with the Vigo County Council (hereinafter "Council") requesting that the property described therein be designated as Economic Revitalization Area for purposes of real property tax abatement; and

WHEREAS, Wabash Valley Resources LLC (hereinafter the "Petitioner,") has submitted a Statement of Benefits and provided all information and documentation necessary for the Council to make an informed decision, said information includes a description of the real property on which the project is to be located, which is more particularly described in Exhibit A (the "Subject Property").

WHEREAS, Petitioner has represented and presented evidence that in connection with the project, Petitioner has 17 existing employees and will create approximately 107 new permanent full-time jobs with a total incremental annual payroll and benefit package of approximately \$13,450,596. Petitioner has further represented and presented evidence that the cost Phase I of this project will be approximately \$703,000,000 for personal property improvements and \$67,600,000 for real property improvements. It is also anticipated that this project will require approximately 360 construction jobs on average with an annual payroll and benefit package of approximately \$28,000,000 for up to 30 months.

WHEREAS, the Council is authorized under the provisions of I.C. 6-1.1-12.1-1 et. seq. to designate areas of the County as economic revitalization areas for the purpose of tax abatement; and

WHEREAS, the Council has considered the petition and Statement of Benefits and has conducted a complete and proper investigation of the Subject Property and neighborhood to determine that the area qualifies as an economic revitalization area under Indiana statutes; and

WHEREAS, the Council has found the Subject Property to be an area where facilities that are technologically, economically, or energy obsolete are located and where the obsolescence may lead to a decline in employment and tax revenues and has become undesirable for or impossible of normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements, character of occupancy, age, obsolescence, substandard buildings and other factors which prevent normal development of use;

NOW, THEREFORE, IT IS FOUND, DETERMINED AND RESOLVED by the Council that:

1. The Petitioner's estimate of the value of the redevelopment and rehabilitation and the project to be constructed on the Subject Property is reasonable for projects of that

nature in order to maintain, expand, update, and improve opportunities and capacity for manufacturing.

2. The Petitioner's estimate of the number of individuals who will be employed and retained, and the benefit thereby, can reasonably be expected to result from the project, and redevelopment and rehabilitation.

3. The Petitioner's estimate of the annual salaries or wages of the individuals who will be employed and retained, and the benefit thereby, can reasonably be expected to result from the project and the redevelopment and rehabilitation.

4. That the benefits, for which information has been requested, can be expected to result from the project and the redevelopment and rehabilitation.

5. The totality of the benefits of the proposed redevelopment and rehabilitation can reasonably be expected to result from the project and are sufficient to justify a 10 year real property tax deduction from assessed valuation under Indiana statutes, in accord with the attached Deduction Schedule and each such deduction should be, and they are hereby, allowed.

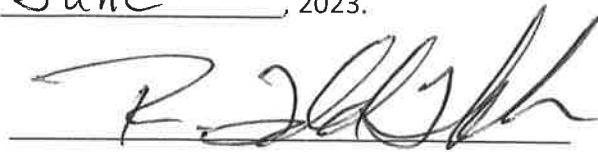
6. That the Council has considered the Petitioner's total investment in real and personal property, the number of new full-time equivalent jobs created by the Project, the average wage of the new employees compared to the State minimum wage, and the infrastructure requirements for Petitioner's investment and, based on such factors, has determined that the petition for designating the Subject Property as an economic revitalization area for the purposes of 10 year real property tax abatement and the Statement of Benefits is hereby approved and the Subject Property is hereby designated as an Economic Revitalization Area pursuant to I.C.6-1.1-12.1-1 et. seq., and Petitioner is entitled to the 10 year real property tax abatement provided therein for the proposed redevelopment and rehabilitation in accord with the Abatement Schedule hereunto attached as Exhibit B.

7. That notice hereof should be published according to law stating the adoption and substance hereof, that a copy of the description of the affected area is available for inspection in the County Assessor's Office and stating a date on which the Council will hear and receive remonstrances and objections and take final action, all as required by law.

8. That this Resolution is supplementary to and in addition to any prior resolutions.

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Passed in open Council this 13th day of June, 2023.



R. Todd Thacker, President



Travis Norris



David Thompson



Nancy Allsup



Marie Thesz



Vicki Weger



Aaron Loudermilk

Attest:



Jim Bramble, Vigo County Auditor

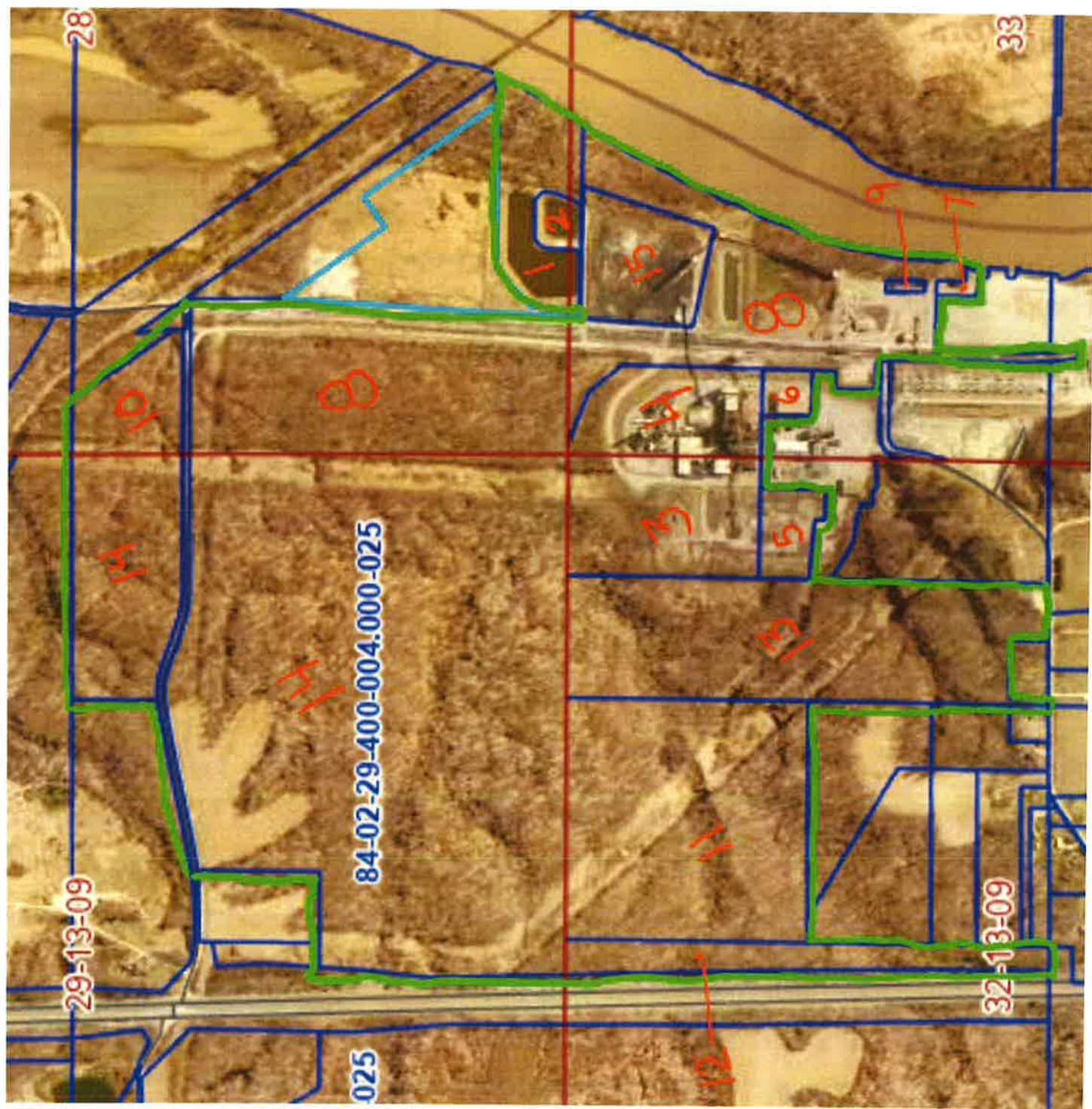
This instrument prepared by



Richard J Shagley II, Wright, Shagley, & Lowery, P.C.
500 Ohio Street, Terre Haute, IN, 47807; (812) 232-3388

Exhibit A
Real Property Tax Abatement Resolution
Wabash Valley Resources LLC
Vigo County Project Campus
Parcel List

1. Parcel No. 84-02-28-300-005.000-025, 9.85 acres
2. Parcel No. 84-02-28-300-006.000-025, 1.66 acres
3. Parcel No. 84-02-32-200-008.000-025, 15.67 acres
4. Parcel No. 84-02-33-101-001.000-025, 10.42 acres
5. Parcel No. 84-02-32-200-013.000-025, 3.47 acres
6. Parcel No. 84-02-33-101-005.000-025, 1.59 acres
7. Parcel No. 84-02-33-154-005.000-025, 0.498 acres
8. Parcel No. 84-02-33-101-010.000-025, 70.581 acres
9. Parcel No. 84-02-33-101-011.000-025, 0.281 acres
10. Parcel No. 84-02-28-300-001.000-025, 6.81 acres
11. Parcel No. 84-02-32-200-001.000-025, 40 acres
12. Parcel No. 84-02-32-100-005.000-025, 6.9 acres
13. Parcel No. 84-02-32-200-007.000-025, 39.1 acres
14. Parcel No. 84-02-29-400-004.000-025, 141.2 acres
15. Parcel No. 84-02-33-101-009.000-025, 9.687 acres



(1) Parcel No. 84-28-300-005.000-025

Acreage: 9.85

Commonly Known As: Sandford Rd.

West Terre Haute, IN 47885

Legal Description:

1. Stormwater Pond Real Estate

PART OF THE SOUTHWEST QUARTER OF SECTION 28 AND PART OF THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 13 NORTH, RANGE 9 WEST, VIGO COUNTY, INDIANA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 5/8 INCH REBAR IN CONCRETE MARKING THE SOUTHWEST CORNER OF SAID SECTION 28; THENCE ALONG THE WEST LINE OF SAID SECTION, NORTH 00 DEGREES 17 MINUTES 22 SECONDS WEST, 409.98 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST, 1049.68 FEET TO A 5/8 INCH REBAR WITH CAP INSCRIBED "ROWLAND L.S. 29600015" AND HEREON CALLED AN "IRON MONUMENT", MARKING THE POINT OF BEGINNING; THENCE NORTH 86 DEGREES 19 MINUTES 11 SECONDS EAST, 114.81 FEET TO AN "IRON MONUMENT"; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST 930.96 FEET TO THE WEST BANK OF THE WABASH RIVER (WITNESSED BY AN "IRON MONUMENT" NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST, 24.02 FEET); THENCE ALONG SAID RIVER THE FOLLOWING TWO (2) COURSES: SOUTH 24 DEGREES 21 MINUTES 42 SECONDS WEST, 97.82 FEET; SOUTH 31 DEGREES 56 MINUTES 32 SECONDS WEST, 446.41 FEET (WITNESSED BY AN "IRON MONUMENT" NORTH 89 DEGREES 16 MINUTES 10 SECONDS WEST, 33.93 FEET); THENCE NORTH 89 DEGREES 16 MINUTES 10 SECONDS WEST, 422.38 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 119.53 FEET, AN ARC LENGTH OF 65.92 FEET, A CHORD BEARING OF NORTH 34 DEGREES 19 MINUTES 56 SECONDS EAST, AND A CHORD DISTANCE OF 65.08 FEET; THENCE NORTH 18 DEGREES 14 MINUTES 19 SECONDS EAST, 101.91 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 130.84 FEET, AN ARC LENGTH OF 60.67 FEET, A CHORD BEARING OF NORTH 05 DEGREES 33 MINUTES 33 SECONDS EAST, AND A CHORD DISTANCE OF 60.13 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 62.90 FEET, AN ARC LENGTH OF 68.60 FEET, A CHORD BEARING OF NORTH 46 DEGREES 43 MINUTES 36 SECONDS WEST, AND A CHORD DISTANCE OF 65.25 FEET; THENCE SOUTH 89 DEGREES 19 MINUTES 11 SECONDS WEST, 200.24 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 83.18 FEET, AN ARC LENGTH OF 96.69 FEET, A CHORD BEARING OF SOUTH 42 DEGREES 32 MINUTES 46 SECONDS WEST, AND A CHORD DISTANCE OF 91.34 FEET; THENCE SOUTH 02 DEGREES 37 MINUTES 38 SECONDS WEST, 133.91 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 45.17 FEET, AN ARC LENGTH OF 64.81 FEET, A CHORD BEARING OF SOUTH 35 DEGREES 49 MINUTES 42 SECONDS WEST, AND A CHORD DISTANCE OF 59.39 FEET; THENCE NORTH 89 DEGREES 16 MINUTES 10 SECONDS WEST, 295.85 FEET TO AN "IRON MONUMENT"; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 86.19 FEET TO AN "IRON MONUMENT"; THENCE NORTH 05 DEGREES 27 MINUTES 31 SECONDS EAST, 171.58 FEET TO AN "IRON MONUMENT"; THENCE NORTH 43 DEGREES 39 MINUTES 49 SECONDS EAST, 153.96 FEET TO AN "IRON MONUMENT"; THENCE NORTH 52 DEGREES 12 MINUTES 02 SECONDS EAST, 129.73 FEET TO THE POINT OF BEGINNING, CONTAINING 9.85 ACRES, MORE OR LESS.

(2) Parcel No. 84-28-300-006.000-025

Acreage: 1.66

Commonly Known As: W Sandford Rd.

West Terre Haute, IN 47885

Legal Description:

2. Wastewater Pond Real Estate

Part of the Southwest Quarter of Section 28 and Part of the Northwest Quarter of Section 33, Township 13 North, Range 9 West, Vigo County, Indiana, and more particularly described as follows:

Commencing at a 5/8 inch rebar in concrete marking the Southwest corner of said section 28; thence along the West line of said section, North 00 degrees 17 minutes 22 seconds West, 140.24 feet; thence North 90 degrees 00 minutes 00 seconds East, 1159.91 feet to the POINT OF BEGINNING; thence South 02 degrees 37 minutes 38 seconds West, 133.91 feet; thence along a non-tangent curve to the right, having a radius of 45.17 feet, an arc length of 64.81 feet, a chord bearing of South 35 degrees 49 minutes 42 seconds West, and a chord distance of 59.39 feet; thence South 89 degrees 16 minutes 10 seconds East, 275.99 feet; thence along a non-tangent curve to the left, having a radius of 119.53 feet, an arc length of 65.92 feet, a chord bearing of North 34 degrees 19 minutes 56 seconds East, and a chord distance of 65.08 feet; thence North 18 degrees 14 minutes 19 seconds East, 101.91 feet; thence along a non-tangent curve to the left, having a radius of 130.84 feet, an arc length of 60.67 feet, a chord bearing of North 05 degrees 33 minutes 33 seconds East, and a chord distance of 60.13 feet; thence along a non-tangent curve to the left, having a radius of 62.90 feet, an arc length of 68.60 feet, a chord bearing of North 46 degrees 43 minutes 36 seconds West, and a chord distance of 65.25 feet; thence South 89 degrees 19 minutes 11 seconds West, 200.24 feet; thence along a non-tangent curve to the left, having a radius of 83.18 feet, an arc length of 96.69 feet, a chord bearing of South 42 degrees 32 minutes 46 seconds West, and a chord distance of 91.34 feet to the point of beginning, containing 1.66 acres, more or less.

(3) Parcel No. 84-02-32-200-008.000-025

Acreage: 15.67 (part of the 26.09 "Gasification Real Estate")

Commonly Known As: Bolton Road

West Terre Haute, IN 47885

Legal Description:

1. Gasification Property Legal Description:

PART OF THE NORTHEAST QUARTER OF SECTION 32 AND PART OF THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 13 NORTH, RANGE 9 WEST, VIGO COUNTY, INDIANA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8 INCH REBAR IN CONCRETE MARKING THE NORTHWEST CORNER OF SAID SECTION 33, THENCE ALONG THE NORTH LINE OF SAID SECTION, NORTH 89 DEGREES 58 MINUTES 05 SECONDS EAST, 63.12 FEET TO A POINT WITNESSED BY A 5/8 INCH REBAR, SOUTH 71 DEGREES 37 MINUTES 21 SECONDS WEST, 0.25 FEET FROM CORNER; THENCE ALONG THE NORTH AND EAST LINES OF A TRACT OF LAND DESCRIBED AS "TRACT 1" IN DEED RECORD 430, PAGE 738 IN THE RECORDERS OFFICE OF VIGO COUNTY, THE FOLLOWING THREE (3) COURSES: SOUTH 67 DEGREES 34 MINUTES 34 SECONDS EAST, 292.31 FEET TO A POINT WITNESSED BY A 5/8 INCH REBAR, NORTH 78 DEGREES 54 MINUTES 54 SECONDS WEST, 0.25 FEET FROM CORNER; SOUTH 38 DEGREES 57 MINUTES 34 SECONDS EAST 238.00 FEET TO A 5/8 INCH REBAR WITH CAP INSCRIBED "ROWLAND L.S. 29600015" AND HEREON CALLED AN "IRON MONUMENT"; SOUTH 00 DEGREES 37 MINUTES 33 SECONDS EAST, 741.38 FEET TO AN "IRON MONUMENT"; THENCE NORTH 89 DEGREES 33 MINUTES 08 SECONDS WEST 1145.62 FEET TO AN "IRON MONUMENT"; ON THE WEST LINE OF A TRACT OF LAND DESCRIBED AS "TRACT 2" IN DEED RECORD 430, PAGE 738 IN THE RECORDERS OFFICE OF VIGO COUNTY; THENCE ALONG SAID WEST LINE, NORTH 00 DEGREES 18 MINUTES 11 SECONDS WEST 1031.72 FEET TO A 5/8 INCH REBAR ON THE NORTH LINE OF SAID SECTION 32; THENCE ALONG SAID NORTH LINE, SOUTH 89 DEGREES 45 MINUTES 28 SECONDS EAST 659.97 FEET TO THE POINT OF BEGINNING, CONTAINING 26.09 ACRES MORE OR LESS.

(4) Parcel No. 84-02-33-101-001.000-025

Acreage: 10.42 (part of the 26.09 "Gasification Real Estate")

Commonly Known As: 444 W Sandford Rd.

West Terre Haute, IN 37885

Legal Description:

1. Gasification Property Legal Description:

PART OF THE NORTHEAST QUARTER OF SECTION 32 AND PART OF THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 13 NORTH, RANGE 9 WEST, VIGO COUNTY, INDIANA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8 INCH REBAR IN CONCRETE MARKING THE NORTHWEST CORNER OF SAID SECTION 33, THENCE ALONG THE NORTH LINE OF SAID SECTION, NORTH 89 DEGREES 58 MINUTES 05 SECONDS EAST, 63.12 FEET TO A POINT WITNESSED BY A 5/8 INCH REBAR, SOUTH 71 DEGREES 37 MINUTES 21 SECONDS WEST, 0.25 FEET FROM CORNER; THENCE ALONG THE NORTH AND EAST LINES OF A TRACT OF LAND DESCRIBED AS "TRACT 1" IN DEED RECORD 430, PAGE 738 IN THE RECORDERS OFFICE OF VIGO COUNTY, THE FOLLOWING THREE (3) COURSES: SOUTH 67 DEGREES 34 MINUTES 34 SECONDS EAST, 292.31 FEET TO A POINT WITNESSED BY A 5/8 INCH REBAR, NORTH 78 DEGREES 54 MINUTES 54 SECONDS WEST, 0.25 FEET FROM CORNER; SOUTH 38 DEGREES 57 MINUTES 34 SECONDS EAST 238.00 FEET TO A 5/8 INCH REBAR WITH CAP INSCRIBED "ROWLAND L.S. 29600015" AND HEREON CALLED AN "IRON MONUMENT"; SOUTH 00 DEGREES 37 MINUTES 33 SECONDS EAST, 741.38 FEET TO AN "IRON MONUMENT"; THENCE NORTH 89 DEGREES 33 MINUTES 08 SECONDS WEST 1145.62 FEET TO AN "IRON MONUMENT"; ON THE WEST LINE OF A TRACT OF LAND DESCRIBED AS "TRACT 2" IN DEED RECORD 430, PAGE 738 IN THE RECORDERS OFFICE OF VIGO COUNTY; THENCE ALONG SAID WEST LINE, NORTH 00 DEGREES 18 MINUTES 11 SECONDS WEST 1031.72 FEET TO A 5/8 INCH REBAR ON THE NORTH LINE OF SAID SECTION 32; THENCE ALONG SAID NORTH LINE, SOUTH 89 DEGREES 45 MINUTES 28 SECONDS EAST 659.97 FEET TO THE POINT OF BEGINNING, CONTAINING 26.09 ACRES MORE OR LESS.

(5) Parcel No. 84-02-32-200-013.000-025

Acreage: 3.47

Commonly Known As: Sandford Rd.

West Terre Haute, IN 37885

Legal Description:

2. Tract 1 (par of Unit 1 Real Property)

Commencing at a 1 inch Iron Pin marking the Southwest Corner of the East Half of the Southeast Quarter of the Northeast Quarter of said Section 32; thence along the West line of said East Half, North 00 degrees 18 minutes 11 seconds West 1162.11 feet; thence continuing North 00 degrees 18 minutes 11 seconds West 139.94 Feet to a 5/8" rebar with yellow cap stamped" Schneider Firm#0001" hereafter referred To as "Rebar" and the Point of Beginning; thence continuing North 00 degrees 18 minutes 11 seconds West 268.99 feet to the Northwest corner of a tract of land recorded as Instrument Number 2008000499 in the Office of the Vigo County Recorder; thence South 89 degrees 33 minutes 08 seconds East along the North line of said tract 494.09 feet to a "Rebar"; thence South 00 degrees 39 minutes 56 seconds West 355.06 feet to a "Rebar"; thence North 88 degrees 48 minutes 44 seconds West 168.26 feet to a "Rebar"; thence North 01 degrees 59 minutes 51 seconds West 56.66 feet to a "Rebar"; thence North 84 degrees 39 minutes 09 seconds West 319.72 feet to a "Rebar" and the point of beginning. Containing 3.47 acres, more or less.

(6) Parcel No. 84-02-33-101-005.000-025

Acreage: 1.59

Commonly Known As: 444 Sandford Rd.

West Terre haute, IN 47885

Legal Description:

Tract 2 (Part of Unit 1 Real Property) (Corrected Legal Description)

Part of the Northwest Quarter of Section 33, Township 13 North, Range 9 West, Vigo County, Indiana, being more particularly described as follows:

Commencing at a 1 inch Iron Pin marking the Southwest Corner of the of the East Half of The Southeast Quarter of the Northeast Quarter of said Section 32; Thence along the West line of said East Half; thence North 00 degrees 18 minutes 11 seconds West 1571.04 feet to the Northwest corner of a tract of land recorded as Instrument Number 2008000499 in the Office of the Vigo County Recorder; thence South 89 degrees 33 minutes 08 seconds East 1145.62 feet to he northeast corner thereof and the Point of Beginning; thence South 00 degrees 37 minutes 33 seconds East 267.04 feet to a 5/8" rebar with yellow cap stamped "Schneider Firm#0001" hereafter referred to as "Rebar"; thence South 89 degrees 22 minutes 27 seconds West 259.20 feet to a Mag Nail with Washer stamped "Schneider Firm#0001"; thence North 00 degrees 14 minutes 20 seconds East 271.86 feet to a Mag Nail with a Washer stamped "Schneider Firm#0001" and the north line of said tract; thence South 89 degrees 33 minutes 08 seconds East along said north line 255.14 feet; to the point of beginning. Containing 1.59 acres, more or less.

(7) Parcel No. 84-02-33-154-005.000-025

Acreage: 0.498

Commonly Known As: N/a

Legal Description:

Land Description – Water Intake Parcel

(Parcel No. 84-02-33-101-009.000-025)

Part of the West Half of Section 33, Township 13 North, Range 9 West of the Second Principal Meridian, Fayette Township, Vigo County, Indiana, being that 0.498-acre tract of land shown on a survey entitled "Wabash River Station WVR Transaction Boundary Survey" certified by Joshua David Werner, Professional Surveyor #LS21200020 on June 29, 2021 (Schneider Geomatics project number 13146) and being described as follows (all reference monuments, bearings, and distances are as shown on said survey):

COMMENCING at a 1/2-inch bolt in concrete marking the Southwest Corner of the Northwest Quarter of said Section 33, thence South 89 degrees 59 minutes 33 seconds East (basis of bearings is the Indiana State Plane Coordinate System -West Zone, NAD 83) 607.25 feet (all distances in this description are horizontal ground distances) to a point on an easterly line of a tract of land recorded in Instrument #2020005216 in the Office of the Recorder of Vigo County, Indiana, said point being on a non-tangent curve to the right having a radius of 1,350.00 feet, the radius point of which bears North 84 degrees 37 minutes 54 seconds East from said point; the next 6 courses being along the easterly line, southerly lines, and westerly line of said tract of land; (1) thence northerly along said curve an arc distance of 136.85 feet to a point which bears North 89 degrees 33 minutes 37 seconds West from said radius point, said point being marked by a found 5/8-inch rebar with cap stamped "Schneider Firm#0001" (hereinafter referred to as a "Rebar"); (2) thence North 00 degrees 27 minutes 47 seconds East 489.63 feet to a found Rebar; (3) thence South 89 degrees 29 minutes 02 seconds East 306.55 feet to a set Rebar being the POINT OF BEGINNING; (4) thence continuing South 89 degrees 29 minutes 02 seconds East 77.92 feet to a set Rebar; (5) thence South 00 degrees 57 minutes 28 seconds West 154.12 feet to a cut "X" set; (6) thence North 90 degrees 00 minutes 00 seconds East 80.17 feet to a set Rebar on the west bank of the Wabash River; thence along the west bank of the Wabash River the following 7 courses; (1) thence South 27 degrees 01 minute 05 seconds East 6.76 feet; (2) thence South 47 degrees 48 minutes 48 seconds West 4.34 feet; (3) thence South 56 degrees 32 minutes 49 seconds West 8.38 feet; (4) thence South 33 degrees 43 minutes 33 seconds West 7.11 feet; (5) thence South 19 degrees 40 minutes 00 seconds West 20.32 feet; (6) thence South 04 degrees 52 minutes 40 seconds West 9.83 feet; (7) thence South 06 degrees 07 minutes 11 seconds East 20.47 feet to a set Rebar; thence leaving said West bank North 88 degrees 52 minutes 15 seconds West 140.95 feet to a set Rebar; thence North 00 degrees 30 minutes 58 seconds East 220.79 feet to the POINT OF BEGINNING; containing 0.498 acres, more or less.

(8) Parcel No. 84-02-33-101-010.000-025

Acreage: 70.3 acres

Commonly Known As: 444 W Sandford Rd.

West Terre Haute, IN 47885

Legal Description:

PURCHASED REAL ESTATE-LAND DESCRIPTION

PARCEL 1 - FEE

Part of the Southwest Quarter of Section 28 and part of the West half of Section 33, Township 13 North, Range 9 West of the Second Principal Meridian, Fayette Township, Vigo County, Indiana, being that 70.581 acre tract of land shown on a survey entitled "Wabash River Generating Station – WVR Transfer Survey" certified by William A. Schmidt, Professional Surveyor #LS87001 on November 12, 2019 (The Schneider Corporation project number 9141.069) and being described as follows (all references to monuments, bearings and distances are as shown on said survey):

Beginning at a 5/8 inch rebar marking the Southwest corner of said Section 28; thence North 00 degrees 17 minutes 15 seconds West (basis of bearings is the Indiana State Plane Coordinate System – West Zone, NAD 83) along the West line of said Section 28 a distance of 2090.00 feet to a point (witnessed by a Mag nail with washer stamped "Hennessy 20200026, South 89 degrees 52 minutes 08 seconds West, 0.25 feet from said point) ; thence North 89 degrees 52 minutes 08 seconds East 856.01 feet to a 5/8 inch rebar with cap stamped "Schneider Firm #0001" and hereon called an "iron monument"; thence South 00 degrees 22 minutes 33 seconds East 514.58 feet to an "iron monument"; thence South 03 degrees 51 minutes 29 seconds West 627.53 feet to an "iron monument"; thence South 03 degrees 24 minutes 06 seconds West 954.82 feet to an "iron monument"; thence South 03 degrees 41 minutes 52 seconds West 35.52 feet to an "iron monument" on the westerly extension of the South line of a tract of land as described in Instrument #2019000831 in said recorder's office; thence South 89 degrees 17 minutes 29 seconds East along said extension and South line of said tract of land 1070.20 feet to a point on the West bank of the Wabash River (witnessed by an "iron monument" North 89 degrees 17 minutes 29 seconds West 1.50 feet from said point); thence along the West bank of the Wabash River the following twenty-one (21) courses and distances: South 43 degrees 40 minutes 26 seconds West 28.42 feet; thence South 30 degrees 54 minutes 55 seconds West 291.88 feet; thence South 23 degrees 49 minutes 39 seconds West 119.15 feet; thence South 33 degrees 05 minutes 06 seconds West 47.77 feet; thence South 28 degrees 35 minutes 25 seconds West 144.81 feet; thence South 20 degrees 51 minutes 21 seconds West 84.88 feet; thence South 24 degrees 17 minutes 59 seconds West 90.03 feet; thence South 44 degrees 07 minutes 03 seconds West 33.20 feet; thence South 23 degrees 09 minutes 31 seconds West 65.45 feet; thence South 01 degrees 28 minutes 52 seconds East 28.19 feet; thence South 24 degrees 52 minutes 28 seconds West 91.68 feet; thence South 28 degrees 28 minutes 01 seconds West 79.43 feet; thence South 18 degrees 03 minutes 58 seconds West 147.85 feet; thence South 22 degrees 37 minutes 53 seconds West 135.80 feet; thence South 18 degrees 12 minutes 56 seconds West 227.77 feet; thence South 04 degrees 40 minutes 47 seconds West 43.64 feet; thence South 11 degrees

37 minutes 03 seconds West 199.05 feet; thence South 02 degrees 33 minutes 53 seconds West 170.56 feet; thence South 06 degrees 30 minutes 02 seconds West 52.09 feet; thence South 10 degrees 40 minutes 34 seconds East 72.16 feet; thence South 08 degrees 07 minutes 35 seconds West 87.66 feet to a point (witnessed by an "iron monument North 08 degrees 07 minutes 35 seconds East 87.66 feet from said point; thence leaving said West bank a bearing of North 90 degrees 00 minutes 00 seconds West 87.22 feet to the East line of the existing Wabash Generating Station building; thence North 00 degrees 57 minutes 28 seconds East along said East line and the northerly extension thereof a distance of 154.12 feet to the easterly extension of the North line of the existing line of said building; thence North 89 degrees 29 minutes 02 seconds West along the North line of said building and the extension thereof 384.47 feet to an "iron monument"; thence South 00 degrees 27 minutes 47 seconds West 489.63 feet to an "iron monument on a non-tangent curve having a radius of 1350.00 feet, the radius point of which bears South 89 degrees 33 minutes 37 seconds East; thence southerly along said curve to the left an arc distance of 200.74 feet to an "iron monument" which bears South 81 degrees 55 minutes 13 seconds West from said radius point; thence South 08 degrees 04 minutes 47 seconds East 86.28 feet to a Mag Nail with washer stamped "Schneider Firm #0001"; thence South 81 degrees 55 minutes 13 seconds East; thence northerly along said curve to the right an arc distance of 208.17 feet to an "iron monument" which bears North 89 degrees 33 minutes 37 seconds West from said radius point; thence North 00 degrees 26 minutes 23 seconds East 434.84 feet to an "iron monument"; thence North 00 degrees 38 minutes 53 seconds East 169.17 feet to an "iron monument" on a tangent curve having a radius of 1250.00 feet, the radius point of which bears North 89 degrees 21 minutes 07 seconds West; thence northerly along said curve to the left an arc distance 74.84 feet to an "iron monument" which bears North 87 degrees 13 minutes 04 seconds East from said radius point; thence North 02 degrees 46 minutes 56 seconds West 56.67 feet to an "iron monument" on a tangent curve having a radius of 1475.00 feet, the radius point of which bears North 87 degrees 13 minutes 04 seconds East; thence northerly along said curve to the right an arc distance of 71.51 feet to an "iron monument" which bears South 89 degrees 59 minutes 43 seconds West from said radius point; thence North 89 degrees 29 minutes 53 seconds West 176.87 feet to an "iron monument" on the East line of a tract of land described in Instrument #2008000449 in said recorder's office; thence along the Easterly lines of said tract the following three (03) courses and distances: North 00 degrees 02 minutes 56 seconds West 213.74 feet to a 5/8 inch rebar with cap inscribed "LS29600015 Rowland"; thence North 89 degrees 54 minutes 09 seconds East a distance of 108.60 feet to a 5/8 inch rebar; thence North 00 degrees 36 minutes 17 seconds West 396.10 feet to a 5/8 inch rebar with cap inscribed "LS29600015 Rowland" marking the Southeast corner of a tract of land as described in Instrument #2019000830 in said recorder's office; thence along the Easterly lines of said tract of land the following four (04) courses and distances: North 00 degrees 38 minutes 33 seconds West 741.38 feet to an "iron monument"; thence North 38 degrees 54 minutes 10 seconds West 238.00 feet to a 5/8 inch rebar; thence North 67 degrees 34 minutes 41 seconds West 292.40 feet to a 5/8 inch rebar; thence North 89 degrees 59 minutes 50 seconds West a distance of 63.05 feet to the point of beginning. Containing 80.268 acres, more or less.

Excepting therefrom the following described real estate:

Part of the Northwest Quarter of Section 33, Township 13 North, Range 9 West of the Second Principal Meridian, Fayette Township, Vigo County, Indiana and being described as follows:

Commencing at a 5/8 inch rebar marking the Northwest corner of said Section 33; thence South 89 degrees 59 minutes 50 seconds East (basis of bearing is the Indiana State Plane Coordinate System –

West Zone, NAD 83) along the North line of said section 33 a distance of 750.13 feet; thence South 03 degrees 41 minutes 52 seconds West 62.90 feet to a 5/8 inch rebar with cap stamped "Schneider Firm #0001" and hereon called an "iron monument" marking the Point of Beginning; thence South 89 degrees 18 minutes 52 seconds East 722.47 feet to an "iron

monument"; thence South 17 degrees 36 minutes 38 seconds West 742. 11 feet to an "iron monument"; thence North 78 degrees 33 minutes 09 seconds West 550.64 feet to an "iron monument"; thence North 04 degrees 22 minutes 36 seconds East 217.28 feet to an "iron monument"; thence North 03 degrees 41 minutes 52 seconds East 390.86 feet to the point of beginning. Containing 9.687 acres, more or less.

Leaving after said exception, 70.581 acres, more or less.

PARCEL 2 - EASEMENT

NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS KNOWN AS THE WVR POTTSVILLE STREET EASEMENT RECORDED 5/11, 2020 AS INSTRUMENT NO. 2020005214, IN THE OFFICE OF THE RECORDER OF VIGO COUNTY, INDIANA.

PARCEL 3 - EASEMENT

NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS KNOWN AS THE WVR BOLTON ROAD EASEMENT RECORDED 5/11, 2020 AS INSTRUMENT NO. 2020005215, IN THE OFFICE OF THE RECORDER OF VIGO COUNTY, INDIANA.

PARCEL 4 - EASEMENT

NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS KNOWN AS THE POTTSVILLE STREET EASEMENT RECORDED 5/11, 2020 AS INSTRUMENT NO. 2020005218, IN THE OFFICE OF THE RECORDER OF VIGO COUNTY, INDIANA.

(9) Parcel No. 84-02-33-101-011.000-025

Acreage: 0.281

Commonly Known As: n/a

Legal Description:

(Parcel No. 84-02-33-101-010.000-025)

Part of the West Half of Section 33, Township 13 North, Range 9 West of the Second Principal Meridian, Fayette Township, Vigo County, Indiana, being that 0.281-acre tract of land shown on a survey entitled "Wabash River Station WVR Transaction Boundary Survey" certified by Joshua David Werner, Professional Surveyor #LS21200020 on June 29, 2021 (Schneider Geomatics project number 13146) and being described as follows (all reference monuments, bearings, and distances are as shown on said survey):

COMMENCING at a 1/2-inch bolt in concrete marking the Southwest Corner of the Northwest Quarter of said Section 33; thence South 89 degrees 59 minutes 33 seconds East (basis of bearings is the Indiana State Plane Coordinate System – West Zone, NAD 83) 607.25 feet (all distances in this description are horizontal ground distances) to a point on an easterly line of a tract of land recorded in Instrument #2020005216 in the Office of the Recorder of Vigo County, Indiana, said point being on a non-tangent curve to the right having a radius of 1,350.00 feet, the radius point of which bears North 84 degrees 37 minutes 54 seconds East from said point; the next 3 courses being along the easterly line, southerly lines, and westerly line of said tract of land; (1) thence northerly along said curve an arc distance of 136.85 feet to a point which bears North 89 degrees 33 minutes 37 seconds West from said radius point, said point being marked by a found 5/8-inch rebar with cap stamped "Schneider Firm #0001" (hereinafter referred to as a "Rebar"); (2) thence North 00 degrees 27 minutes 47 seconds East 489.63 feet to a found Rebar; (3) thence South 89 degrees 29 minutes 02 seconds East 325.20 feet; thence North 00 degrees 36 minutes 23 seconds East 53.60 feet to a set Mag nail with washer stamped "Schneider Firm #0001" (hereinafter referred to as "Mag Nail") being the POINT OF BEGINNING; thence continuing North 00 degrees 36 minutes 23 seconds East 174.05 feet to a set Mag Nail; thence North 89 degrees 43 minutes 58 seconds West 10.08 feet to a set Mag Nail; thence North 00 degrees 10 minutes 36 seconds West 39.36 feet to a set Mag Nail; thence South 89 degrees 12 minutes 51 seconds East 44.23 feet; thence South 68 degrees 02 minutes 29 seconds East 30.16 feet to a set Rebar; thence South 18 degrees 21 minutes 49 seconds West 23.64 feet to a set Rebar; thence South 00 degrees 49 minutes 54 seconds West 72.70 feet to a set Rebar; thence South 89 degrees 10 minutes 06 seconds East 9.27 feet to a set Rebar; thence South 00 degrees 49 minutes 54 seconds West 25.00 feet to a set Rebar; thence North 89 degrees 10 minutes 06 seconds West 9.27 feet to a set Rebar; thence South 00 degrees 49 minutes 54 seconds West 83.45 feet, passing a set rebar at 78.45 feet; thence North 87 degrees 52 minutes 48 seconds West 53.79 feet, passing a cut "X" set at 5.00 feet, to the POINT OF BEGINNING, containing 0.281 acres, more or less.

(10) Parcel No. 84-02-28-300-001.000-025

Acreage: 6.81 acres

Commonly Known As: N/a

Legal Description:

PARCEL 2

S SURFACE ONLY OF PART OF THE WEST HALF OF THE WEST HALF OF SECTION TWENTY-EIGHT (28); AND, PART OF THE SOUTHEAST QUARTER OF SECTION TWENTY-NINE (29), TOWNSHIP THIRTEEN (13) NORTH, RANGE NINE (9) WEST, FAYETTE TOWNSHIP, VIGO COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

THAT PART OF THE NORTH HALF OF THE SOUTH HALF OF WEST FRACTIONAL SECTION 28, TOWNSHIP 13 NORTH, RANGE 9 WEST, LYING WEST OF THE DURKEE'S FERRY ROAD, EXCEPT A TRACT CONVEYED TO THE SOUTHERN INDIANA RAILROAD COMPANY, BY DEED RECORDED IN DEED RECORD 113, PAGE 328 DESCRIBED AS FOLLOWS: A TRIANGULAR TRACT OF LAND IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 28-13-9 WEST, BEING ALL THAT PART OF SAID QUARTER SECTION LYING WEST OF THE CENTER LINE OF DURKEE'S FERRY ROAD, AND NORTH AND EAST OF A LINE PARALLEL TO AND 150 FEET SOUTHWESTERLY FROM THE CENTER LINE OF THE GRANTEE'S EXTENSION THROUGH VIGO COUNTY AS NOW LOCATED; ALSO EXCEPTING A TRACT CONVEYED TO

SOUTHERN CONSTRUCTION COMPANY, BY DEED RECORDED IN DEED RECORD 267, PAGE 7, DESCRIBED AS FOLLOWS: ALL THAT PART OF THE NORTH HALF OF THE SOUTH HALF OF WEST FRACTIONAL SECTION 28-13-9 WEST, LYING WEST OF THE DURKEE'S FERRY ROAD AND SOUTH OF THE FRANK LEEK GRAVEL ROAD, AS SAID ROADS ARE NOW LAID OUT AND ESTABLISHED, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE WEST LINE OF WEST FRACTIONAL SECTION 28-13-9 WEST, 1,549.95 FEET NORTH OF THE SOUTHWEST CORNER OF SAID SECTION; THENCE NORTH ALONG THE WEST LINE OF SAID SECTION 540 FEET TO THE CENTER OF THE FRANK LEEK GRAVEL ROAD AS NOW LAID OUT AND ESTABLISHED; THENCE EASTWARDLY ALONG THE CENTERLINE OF SAID ROAD 769 FEET TO THE CENTER OF THE DURKEE'S FERRY ROAD AS NOW LAID OUT AND ESTABLISHED; THENCE SOUTHWARDLY ALONG THE CENTER OF SAID ROAD 550 FEET TO AN IRON PIN; THENCE WESTWARDLY 805 FEET TO THE POINT OF BEGINNING, LEAVING AFTER EXCEPTIONS 7.0 ACRES, MORE OR LESS.

THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 13 NORTH, RANGE 9 WEST, EXCEPT THE FOLLOWING: A TRACT CONVEYED TO VICTORY SERVICES CORPORATION AND IS DESCRIBED AS THAT PART LYING NORTH OF THE THOMAS LEEK GRAVEL ROAD IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29-13-9 WEST; ALSO EXCEPTING A TRACT CONVEYED TO THOMAS AND MARY LEEK, BY DEED RECORDED IN DEED RECORD 211, PAGE 573, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 679 FEET DUE SOUTH OF THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29; RUNNING THENCE DUE EAST 388.4 FEET; THENCE SOUTH 673 FEET; THENCE WEST 388.4 FEET; THENCE NORTH 673 FEET TO THE PLACE OF

BEGINNING, LEAVING AFTER EXCEPTIONS 136 ACRES, MORE OR LESS.

THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 13 NORTH, RANGE 9 WEST LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63, CONTAINING 5.2 ACRES, MORE OR LESS.

ALSO EXCEPTING THEREFROM EACH OF THE ABOVE TRACTS OR INTERESTS IN SAID TRACTS: PIPELINE EASEMENTS HERETOFORE GRANTED TO SHELL OIL COMPANY AND EASEMENTS HERETOFORE GRANTED TO PUBLIC SERVICE COMPANY OF INDIANA, INC.

CONTAINING IN ALL, AFTER SAID EXCEPTIONS, 148.2 ACRES, MORE OR LESS.

SUBJECT TO RIGHT OF WAY EASEMENT BETWEEN PEABODY COAL COMPANY, A DELAWARE CORPORATION AND MIDWESTERN GAS TRANSMISSION COMPANY, A DELAWARE CORPORATION, AS SHOWN BY INSTRUMENT DATED DECEMBER 20, 2000 AND RECORDED ON JANUARY 9, 2001 AS INSTRUMENT NUMBER 20010494 IN RECORDS OF THE RECORDER'S OFFICE OF VIGO COUNTY, INDIANA.

EXCEPT ALL COAL, OIL, GAS, COAL BED METHANE AND OTHER MINERALS OF ANY NATURE WHATSOEVER IN OR UNDER THE ABOVE-DESCRIBED REAL PROPERTY TO THE EXTENT NOT PREVIOUSLY SEVERED, TOGETHER WITH THE RIGHT TO EXPLORE FOR, DEVELOP, MINE AND PRODUCE THE SAME BY ANY MEANS EXCEPT BY SURFACE MINING METHODS, WITHOUT LIABILITY TO THE

(11) Parcel No. 84-02-32-200-001.000-025

Acreage: 40

Commonly Known As: N/a

Legal Description:

PARCEL 1

SURFACE ONLY OF PARTS OF THE NORTHEAST QUARTER AND THE NORTHWEST QUARTER OF SECTION THIRTY-TWO (32), TOWNSHIP THIRTEEN (13) NORTH, RANGE NINE (9) WEST, FAYETTE TOWNSHIP, VIGO COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER CONTAINING 40 ACRES, MORE OR LESS, AND THE EAST HALF OF THE NORTHEAST QUARTER WITH THE FOLLOWING THREE EXCEPTIONS:

BEGINNING AT A POINT ON THE SOUTH LINE OF SAID NORTHEAST QUARTER 30 FEET EAST OF THE SOUTHWEST CORNER THEREOF AND RUNNING NORTHWARDLY PARALLEL TO, AND 30 FEET EAST OF THE WEST LINE OF SAID HALF QUARTER SECTION A DISTANCE OF 208.71 FEET TO A STAKE; THENCE EASTWARDLY PARALLEL TO THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO A STAKE; THENCE SOUTHWARDLY PARALLEL TO THE WEST LINE OF SAID HALF QUARTER SECTION TO A POINT ON THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 208.71 FEET; THENCE WESTWARDLY ON AND ALONG THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO THE PLACE OF BEGINNING; CONTAINING IN ALL 1.5 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32, AND RUNNING THENCE SOUTH 0 DEGREES 38 MINUTES WEST ON AND ALONG THE EAST LINE OF SAID SECTION 32, 1,435.0 FEET TO A POINT; THENCE WEST 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST 1,440.2 FEET, PLUS OR MINUS, TO THE NORTH LINE OF SAID SECTION 32; THENCE SOUTH 89 DEGREES 32 MINUTES EAST ON AND ALONG THE NORTH LINE OF SAID SECTION 32, 660.0 FEET PLUS OR MINUS, TO THE PLACE OF BEGINNING CONTAINING 21.78 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; RUNNING THENCE SOUTH 89 DEGREES 37 MINUTES WEST ON AND ALONG THE SOUTH LINE OF SAID QUARTER SECTION 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST, 1,162.8 FEET TO A POINT WHICH IS 1,440.2 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTH LINE OF SAID SECTION 32; THENCE EAST 660 FEET TO A POINT ON THE EAST LINE OF SECTION 32 WHICH POINT IS 1,435.0 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; THENCE SOUTH ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 32, 1,158.45 FEET TO THE PLACE OF BEGINNING; CONTAINING 17.62 ACRES, MORE OR LESS.

CONTAINING AFTER EXCEPTIONS 37.9 ACRES, MORE OR LESS.

ALSO:

THAT PART OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63, CONTAINING 4.3 ACRES, MORE OR LESS.

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63 CONTAINING 2.6 ACRES, MORE OR LESS.

CONTAINING IN ALL, AFTER SAID EXCEPTIONS, 84.8 ACRES, MORE OR LESS.

SUBJECT TO RIGHTS GRANTED TO PUBLIC SERVICE COMPANY OF INDIANA, INC., BY INSTRUMENT DATED DECEMBER 7, 1954, AND RECORDED IN DEED RECORD 287 AT PAGE 245 OF THE RECORDS OF THE RECORDER'S OFFICE OF VIGO COUNTY, INDIANA.

EXCEPT ALL COAL, OIL, GAS, COAL BED METHANE AND OTHER MINERALS OF ANY NATURE WHATSOEVER IN OR UNDER THE ABOVE-DESCRIBED REAL PROPERTY TO THE EXTENT NOT PREVIOUSLY SEVERED, TOGETHER WITH THE RIGHT TO EXPLORE FOR, DEVELOP, MINE AND PRODUCE THE SAME BY ANY MEANS EXCEPT BY SURFACE MINING METHODS, WITHOUT LIABILITY TO THE SURFACE OWNER, INCLUDING WITHOUT LIMITATION ANY LIABILITY FOR SUBSIDENCE OR REMOVAL OF SUBJACENT OR LATERAL SUPPORT.

(12) Parcel No. 84-02-32-100-005.000-025

Acreage: 6.9

Commonly Known As: N/a

Legal Description:

PARCEL 1

PARCEL 1

SURFACE ONLY OF PARTS OF THE NORTHEAST QUARTER AND THE NORTHWEST QUARTER OF SECTION THIRTY-TWO (32), TOWNSHIP THIRTEEN (13) NORTH, RANGE NINE (9) WEST, FAYETTE TOWNSHIP, VIGO COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER CONTAINING 40 ACRES, MORE OR LESS, AND THE EAST HALF OF THE NORTHEAST QUARTER WITH THE FOLLOWING THREE EXCEPTIONS:

BEGINNING AT A POINT ON THE SOUTH LINE OF SAID NORTHEAST QUARTER 30 FEET EAST OF THE SOUTHWEST CORNER THEREOF AND RUNNING NORTHWARDLY PARALLEL TO, AND 30 FEET EAST OF THE WEST LINE OF SAID HALF QUARTER SECTION A DISTANCE OF 208.71 FEET TO A STAKE; THENCE EASTWARDLY PARALLEL TO THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO A STAKE; THENCE SOUTHWARDLY PARALLEL TO THE WEST LINE OF SAID HALF QUARTER SECTION TO A POINT ON THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 208.71 FEET; THENCE WESTWARDLY ON AND ALONG THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO THE PLACE OF BEGINNING; CONTAINING IN ALL 1.5 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32, AND RUNNING THENCE SOUTH 0 DEGREES 38 MINUTES WEST ON AND ALONG THE EAST LINE OF SAID SECTION 32, 1,435.0 FEET TO A POINT; THENCE WEST 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST 1,440.2 FEET, PLUS OR MINUS, TO THE NORTH LINE OF SAID SECTION 32; THENCE SOUTH 89 DEGREES 32 MINUTES EAST ON AND ALONG THE NORTH LINE OF SAID SECTION 32, 660.0 FEET PLUS OR MINUS, TO THE PLACE OF BEGINNING CONTAINING 21.78 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; RUNNING THENCE SOUTH 89 DEGREES 37 MINUTES WEST ON AND ALONG THE SOUTH LINE OF SAID QUARTER SECTION 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST, 1,162.8 FEET TO A POINT WHICH IS 1,440.2 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTH LINE OF SAID SECTION 32; THENCE EAST 660 FEET TO A POINT ON THE EAST LINE OF SECTION 32 WHICH POINT IS 1,435.0 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; THENCE SOUTH ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 32, 1,158.45 FEET TO THE PLACE OF BEGINNING; CONTAINING 17.62 ACRES, MORE OR LESS.

CONTAINING AFTER EXCEPTIONS 37.9 ACRES, MORE OR LESS.

ALSO:

THAT PART OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63, CONTAINING 4.3 ACRES, MORE OR LESS.

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63 CONTAINING 2.6 ACRES, MORE OR LESS.

CONTAINING IN ALL, AFTER SAID EXCEPTIONS, 84.8 ACRES, MORE OR LESS.

SUBJECT TO RIGHTS GRANTED TO PUBLIC SERVICE COMPANY OF INDIANA, INC., BY INSTRUMENT DATED DECEMBER 7, 1954, AND RECORDED IN DEED RECORD 287 AT PAGE 245 OF THE RECORDS OF THE RECORDER'S OFFICE OF VIGO COUNTY, INDIANA.

EXCEPT ALL COAL, OIL, GAS, COAL BED METHANE AND OTHER MINERALS OF ANY NATURE WHATSOEVER IN OR UNDER THE ABOVE-DESCRIBED REAL PROPERTY TO THE EXTENT NOT PREVIOUSLY SEVERED, TOGETHER WITH THE RIGHT TO EXPLORE FOR, DEVELOP, MINE AND PRODUCE THE SAME BY ANY MEANS EXCEPT BY SURFACE MINING METHODS, WITHOUT LIABILITY TO THE SURFACE OWNER, INCLUDING WITHOUT LIMITATION ANY LIABILITY FOR SUBSIDENCE OR REMOVAL OF SUBJACENT OR LATERAL SUPPORT.

(13) Parcel No. 84-02-32-200-007.000-025

Acreage: 39.1

Commonly Known As: N/a

Legal Description:

PARCEL 1

SURFACE ONLY OF PARTS OF THE NORTHEAST QUARTER AND THE NORTHWEST QUARTER OF SECTION THIRTY-TWO (32), TOWNSHIP THIRTEEN (13) NORTH, RANGE NINE (9) WEST, FAYETTE TOWNSHIP, VIGO COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER CONTAINING 40 ACRES, MORE OR LESS, AND THE EAST HALF OF THE NORTHEAST QUARTER WITH THE FOLLOWING THREE EXCEPTIONS:

BEGINNING AT A POINT ON THE SOUTH LINE OF SAID NORTHEAST QUARTER 30 FEET EAST OF THE SOUTHWEST CORNER THEREOF AND RUNNING NORTHWARDLY PARALLEL TO, AND 30 FEET EAST OF THE WEST LINE OF SAID HALF QUARTER SECTION A DISTANCE OF 208.71 FEET TO A STAKE; THENCE EASTWARDLY PARALLEL TO THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO A STAKE; THENCE SOUTHWARDLY PARALLEL TO THE WEST LINE OF SAID HALF QUARTER SECTION TO A POINT ON THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 208.71 FEET; THENCE WESTWARDLY ON AND ALONG THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO THE PLACE OF BEGINNING; CONTAINING IN ALL 1.5 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32, AND RUNNING THENCE SOUTH 0 DEGREES 38 MINUTES WEST ON AND ALONG THE EAST LINE OF SAID SECTION 32, 1,435.0 FEET TO A POINT; THENCE WEST 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST 1,440.2 FEET, PLUS OR MINUS, TO THE NORTH LINE OF SAID SECTION 32; THENCE SOUTH 89 DEGREES 32 MINUTES EAST ON AND ALONG THE NORTH LINE OF SAID SECTION 32, 660.0 FEET PLUS OR MINUS, TO THE PLACE OF BEGINNING CONTAINING 21.78 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; RUNNING THENCE SOUTH 89 DEGREES 37 MINUTES WEST ON AND ALONG THE SOUTH LINE OF SAID QUARTER SECTION 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST, 1,162.8 FEET TO A POINT WHICH IS 1,440.2 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTH LINE OF SAID SECTION 32; THENCE EAST 660 FEET TO A POINT ON THE EAST LINE OF SECTION 32 WHICH POINT IS 1,435.0 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; THENCE SOUTH ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 32, 1,158.45 FEET TO THE PLACE OF BEGINNING; CONTAINING 17.62 ACRES, MORE OR LESS.

CONTAINING AFTER EXCEPTIONS 37.9 ACRES, MORE OR LESS.

ALSO:

THAT PART OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63, CONTAINING 4.3 ACRES, MORE OR LESS.

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63 CONTAINING 2.6 ACRES, MORE OR LESS.

CONTAINING IN ALL, AFTER SAID EXCEPTIONS, 84.8 ACRES, MORE OR LESS.

SUBJECT TO RIGHTS GRANTED TO PUBLIC SERVICE COMPANY OF INDIANA, INC., BY INSTRUMENT DATED DECEMBER 7, 1954, AND RECORDED IN DEED RECORD 287 AT PAGE 245 OF THE RECORDS OF THE RECORDER'S OFFICE OF VIGO COUNTY, INDIANA.

EXCEPT ALL COAL, OIL, GAS, COAL BED METHANE AND OTHER MINERALS OF ANY NATURE WHATSOEVER IN OR UNDER THE ABOVE-DESCRIBED REAL PROPERTY TO THE EXTENT NOT PREVIOUSLY SEVERED, TOGETHER WITH THE RIGHT TO EXPLORE FOR, DEVELOP, MINE AND PRODUCE THE SAME BY ANY MEANS EXCEPT BY SURFACE MINING METHODS, WITHOUT LIABILITY TO THE SURFACE OWNER, INCLUDING WITHOUT LIMITATION ANY LIABILITY FOR SUBSIDENCE OR REMOVAL OF SUBJACENT OR LATERAL SUPPORT.

(14) Parcel No. 84-02-29-400-004.000-025

Acreage: 141.2

Commonly Known As: N/a

Legal Description:

PARCEL 2

SURFACE ONLY OF PART OF THE WEST HALF OF THE WEST HALF OF SECTION TWENTY-EIGHT (28); AND, PART OF THE SOUTHEAST QUARTER OF SECTION TWENTY-NINE (29), TOWNSHIP THIRTEEN (13) NORTH, RANGE NINE (9) WEST, FAYETTE TOWNSHIP, VIGO COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

THAT PART OF THE NORTH HALF OF THE SOUTH HALF OF WEST FRACTIONAL SECTION 28, TOWNSHIP 13 NORTH, RANGE 9 WEST, LYING WEST OF THE DURKEE'S FERRY ROAD, EXCEPT A TRACT CONVEYED TO THE SOUTHERN INDIANA RAILROAD COMPANY, BY DEED RECORDED IN DEED RECORD 113, PAGE 328 DESCRIBED AS FOLLOWS: A TRIANGULAR TRACT OF LAND IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 28-13-9 WEST, BEING ALL THAT PART OF SAID QUARTER SECTION LYING WEST OF THE CENTER LINE OF DURKEE'S FERRY ROAD, AND NORTH AND EAST OF A LINE PARALLEL TO AND 150 FEET SOUTHWESTERLY FROM THE CENTER LINE OF THE GRANTEE'S EXTENSION THROUGH VIGO COUNTY AS NOW LOCATED; ALSO EXCEPTING A TRACT CONVEYED TO

SOUTHERN CONSTRUCTION COMPANY, BY DEED RECORDED IN DEED RECORD 267, PAGE 7, DESCRIBED AS FOLLOWS: ALL THAT PART OF THE NORTH HALF OF THE SOUTH HALF OF WEST FRACTIONAL SECTION 28-13-9 WEST, LYING WEST OF THE DURKEE'S FERRY ROAD AND SOUTH OF THE FRANK LEEK GRAVEL ROAD, AS SAID ROADS ARE NOW LAID OUT AND ESTABLISHED, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE WEST LINE OF WEST FRACTIONAL SECTION 28-13-9 WEST, 1,549.95 FEET NORTH OF THE SOUTHWEST CORNER OF SAID SECTION; THENCE NORTH ALONG THE WEST LINE OF SAID SECTION 540 FEET TO THE CENTER OF THE FRANK LEEK GRAVEL ROAD AS NOW LAID OUT AND ESTABLISHED; THENCE EASTWARDLY ALONG THE CENTERLINE OF SAID ROAD 769 FEET TO THE CENTER OF THE DURKEE'S FERRY ROAD AS NOW LAID OUT AND ESTABLISHED; THENCE SOUTHWARDLY ALONG THE CENTER OF SAID ROAD 550 FEET TO AN IRON PIN; THENCE WESTWARDLY 805 FEET TO THE POINT OF BEGINNING, LEAVING AFTER EXCEPTIONS 7.0 ACRES, MORE OR LESS.

THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 13 NORTH, RANGE 9 WEST, EXCEPT THE FOLLOWING: A TRACT CONVEYED TO VICTORY SERVICES CORPORATION AND IS DESCRIBED AS THAT PART LYING NORTH OF THE THOMAS LEEK GRAVEL ROAD IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29-13-9 WEST; ALSO EXCEPTING A TRACT CONVEYED TO THOMAS AND MARY LEEK, BY DEED RECORDED IN DEED RECORD 211, PAGE 573, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 679 FEET DUE SOUTH OF THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29; RUNNING THENCE DUE EAST 388.4 FEET; THENCE SOUTH 673 FEET; THENCE WEST 388.4 FEET; THENCE NORTH 673 FEET TO THE PLACE OF

BEGINNING, LEAVING AFTER EXCEPTIONS 136 ACRES, MORE OR LESS.

THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 13 NORTH, RANGE 9 WEST LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63, CONTAINING 5.2 ACRES, MORE OR LESS.

ALSO EXCEPTING THEREFROM EACH OF THE ABOVE TRACTS OR INTERESTS IN SAID TRACTS: PIPELINE EASEMENTS HERETOFORE GRANTED TO SHELL OIL COMPANY AND EASEMENTS HERETOFORE GRANTED TO PUBLIC SERVICE COMPANY OF INDIANA, INC.

CONTAINING IN ALL, AFTER SAID EXCEPTIONS, 148.2 ACRES, MORE OR LESS.

SUBJECT TO RIGHT OF WAY EASEMENT BETWEEN PEABODY COAL COMPANY, A DELAWARE CORPORATION AND MIDWESTERN GAS TRANSMISSION COMPANY, A DELAWARE CORPORATION, AS SHOWN BY INSTRUMENT DATED DECEMBER 20, 2000 AND RECORDED ON JANUARY 9, 2001 AS INSTRUMENT NUMBER 20010494 IN RECORDS OF THE RECORDER'S OFFICE OF VIGO COUNTY, INDIANA.

EXCEPT ALL COAL, OIL, GAS, COAL BED METHANE AND OTHER MINERALS OF ANY NATURE WHATSOEVER IN OR UNDER THE ABOVE-DESCRIBED REAL PROPERTY TO THE EXTENT NOT PREVIOUSLY SEVERED, TOGETHER WITH THE RIGHT TO EXPLORE FOR, DEVELOP, MINE AND PRODUCE THE SAME BY ANY MEANS EXCEPT BY SURFACE MINING METHODS, WITHOUT LIABILITY TO THE

(15) Parcel No. 84-02-33-101-009.000-025

Acreage: 9.687

Commonly Known As: N/a

Legal Description:

Part of the Northwest Quarter of Section 33, Township 13 North, Range 9 West of the Second Principal Meridian in Vigo County, Indiana, being described as follows:

Commencing at a 5/8 inch rebar marking the Northwest corner of said Section 33; thence South 89 degrees 59 minutes 50 seconds East (basis of bearings is the Indiana State Plane Coordinate System - West Zone, NAD 83) along the North line of said Section 33 a distance of 750.13 feet; thence South 03 degrees 41 minutes 52 seconds West 62.90 feet to the Point of Beginning; thence South 89 degrees 18 minutes 52 seconds East 722.47 feet; thence South 17 degrees 36 minutes 38 seconds West 742.11 feet; thence North 78 degrees 33 minutes 09 seconds West 550.64 feet; thence N01th 04 degrees 22 minutes 36 seconds East 217.28 feet; thence N01th 03 degrees 41 minutes 52 seconds East 390.86 feet; to the point of beginning. Containing 9.687 acres, more or less.

Real Property Tax Abatement Resolution
Wabash Valley Resources LLC
Abatement Schedule

YEAR OF DEDUCTION	PERCENTAGE
1st	100%
2nd	100%
3rd	100%
4th	100%
5th	100%
6th	100%
7th	100%
8th	100%
9th	100%
10th	100%

APPLICATION FOR DECLARATION OF AN
ECONOMIC REVITALIZATION AREA AND FOR TAX ABATEMENT FOR
REAL PROPERTY

Wabash Valley Resources LLC ("WVR") applies to the Vigo County Council as the county executive designating body under I.C. §6-1.1-12.1, et seq, on behalf of Fayette Township, an Economic Revitalization Area ("ERA") and to provide for the abatement of taxation on such real property to be located on real estate within Fayette Township, and in support thereof, states and shows as follows:

1. WVR intends to install an anhydrous ammonia plant with carbon capture and sequestration technology. The Subject Property for the proposed Facility site is depicted in the attached Exhibit A (the "Proposed Facility Subject Property" & "Property Facility Parcel List.")
2. It is projected that the installation of equipment will begin after abatement approval with a projected construction commencement date by early 2024 and is anticipated to be completed by the end of 2026.
3. It is expected that installation of the new manufacturing equipment will locally employ approximately three hundred sixty (360) workers on-site through the duration of the construction period of up to thirty (30) months.
4. The completed Facility and installation and operation of new manufacturing equipment will require one hundred seven (107) new permanent full-time employees. All positions should be filled by the end of 2026, after a complete ramp up has occurred.
5. The total cost of Phase 1 of the Project is estimated to be approximately Seven Hundred Three Million Dollars and 00/100 (\$703,000,000.00), including investments in both real and personal property, as set forth in the Statement of Benefits (Form SB-1), attached hereto as Exhibit B (with "Cost Analysis Summary.") Phase II of the Project will be the subject of a later abatement application.

6. An Economic Revitalization Area designation for the purposes of tax abatement for real property is sought for the Facility to induce WVR to construct and maintain the Facility in Fayette Township, Vigo County, Indiana.

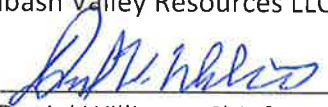
7. Construction and maintenance of the Facility depends on, among other things, the declaration of an ERA by the Vigo County Council and a resolution approving a subsequent tax abatement for real property for a period of ten (10) years. The abatement of taxation is a substantial incentive for WVR to construct and develop the Facility in Fayette Township, Vigo County, Indiana.

WHEREFORE, WVR applies to the Vigo County Council on behalf of Fayette Township, Indiana to adopt a resolution at its regularly constituted meeting declaring the Proposed Facility Subject Property as an Economic Revitalization Area pursuant to I.C. §6-1.1-12.1, et seq. and that deductions from the Facility be granted for a period of ten (10) years. WVR requests that a public hearing on this application be held, and requests that the Vigo County Council confirm its resolution declaring the Facility as an Economic Revitalization Area.

Respectfully submitted,

Wabash Valley Resources LLC

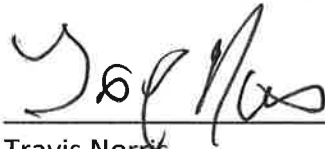
By:


Daniel Williams, Chief Operating Officer


Passed in open Council this 13th day of June, 2023.



R. Todd Thacker, President



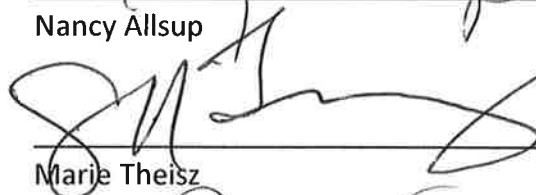
Travis Norris



David Thompson



Nancy Allsup



Marie Theisz



Vicki Weger




Aaron Loudermilk

Attest:



James W. Bramble, Auditor

This instrument prepared by 

Richard J Shagley II, Wright, Shagley, & Lowery, P.C.
500 Ohio Street, Terre Haute, IN, 47807; (812) 232-3388

Exhibit A

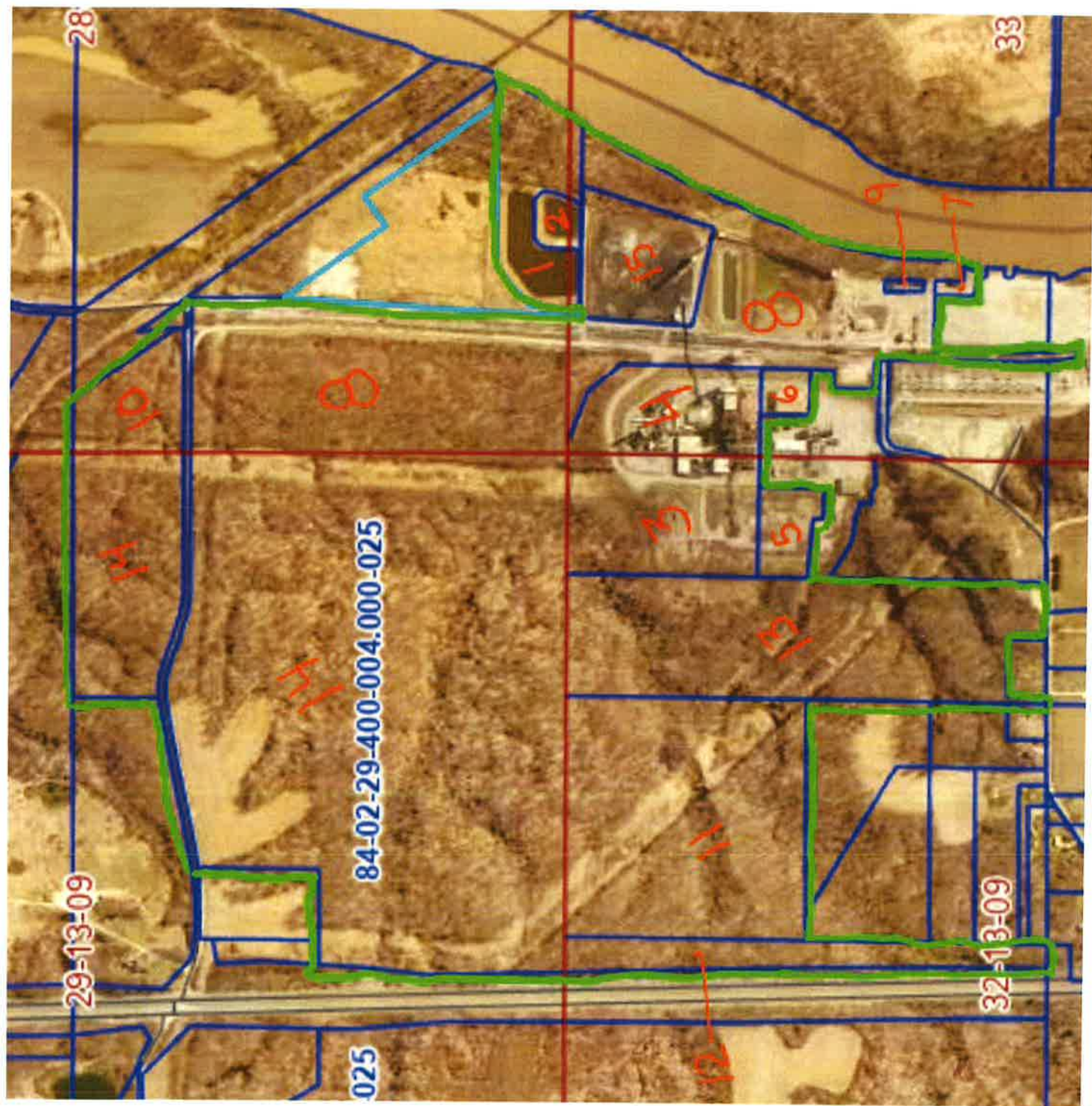
Real Property Tax Abatement Resolution

Wabash Valley Resources LLC

Vigo County Project Campus

Parcel List

1. Parcel No. 84-02-28-300-005.000-025, 9.85 acres
2. Parcel No. 84-02-28-300-006.000-025, 1.66 acres
3. Parcel No. 84-02-32-200-008.000-025, 15.67 acres
4. Parcel No. 84-02-33-101-001.000-025, 10.42 acres
5. Parcel No. 84-02-32-200-013.000-025, 3.47 acres
6. Parcel No. 84-02-33-101-005.000-025, 1.59 acres
7. Parcel No. 84-02-33-154-005.000-025, 0.498 acres
8. Parcel No. 84-02-33-101-010.000-025, 70.581 acres
9. Parcel No. 84-02-33-101-011.000-025, 0.281 acres
10. Parcel No. 84-02-28-300-001.000-025, 6.81 acres
11. Parcel No. 84-02-32-200-001.000-025, 40 acres
12. Parcel No. 84-02-32-100-005.000-025, 6.9 acres
13. Parcel No. 84-02-32-200-007.000-025, 39.1 acres
14. Parcel No. 84-02-29-400-004.000-025, 141.2 acres
15. Parcel No. 84-02-33-101-009.000-025, 9.687 acres



(1) Parcel No. 84-28-300-005.000-025

Acreage: 9.85

Commonly Known As: Sandford Rd.

West Terre Haute, IN 47885

Legal Description:

1. Stormwater Pond Real Estate

PART OF THE SOUTHWEST QUARTER OF SECTION 28 AND PART OF THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 13 NORTH, RANGE 9 WEST, VIGO COUNTY, INDIANA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 5/8 INCH REBAR IN CONCRETE MARKING THE SOUTHWEST CORNER OF SAID SECTION 28; THENCE ALONG THE WEST LINE OF SAID SECTION, NORTH 00 DEGREES 17 MINUTES 22 SECONDS WEST, 409.98 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST, 1049.68 FEET TO A 5/8 INCH REBAR WITH CAP INSCRIBED "ROWLAND L.S. 29600015" AND HEREON CALLED AN "IRON MONUMENT", MARKING THE POINT OF BEGINNING; THENCE NORTH 86 DEGREES 19 MINUTES 11 SECONDS EAST, 114.81 FEET TO AN "IRON MONUMENT"; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST 930.96 FEET TO THE WEST BANK OF THE WABASH RIVER (WITNESSED BY AN "IRON MONUMENT" NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST, 24.02 FEET); THENCE ALONG SAID RIVER THE FOLLOWING TWO (2) COURSES: SOUTH 24 DEGREES 21 MINUTES 42 SECONDS WEST, 97.82 FEET; SOUTH 31 DEGREES 56 MINUTES 32 SECONDS WEST, 446.41 FEET (WITNESSED BY AN "IRON MONUMENT" NORTH 89 DEGREES 16 MINUTES 10 SECONDS WEST, 33.93 FEET); THENCE NORTH 89 DEGREES 16 MINUTES 10 SECONDS WEST, 422.38 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 119.53 FEET, AN ARC LENGTH OF 65.92 FEET, A CHORD BEARING OF NORTH 34 DEGREES 19 MINUTES 56 SECONDS EAST, AND A CHORD DISTANCE OF 65.08 FEET; THENCE NORTH 18 DEGREES 14 MINUTES 19 SECONDS EAST, 101.91 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 130.84 FEET, AN ARC LENGTH OF 60.67 FEET, A CHORD BEARING OF NORTH 05 DEGREES 33 MINUTES 33 SECONDS EAST, AND A CHORD DISTANCE OF 60.13 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 62.90 FEET, AN ARC LENGTH OF 68.60 FEET, A CHORD BEARING OF NORTH 46 DEGREES 43 MINUTES 36 SECONDS WEST, AND A CHORD DISTANCE OF 65.25 FEET; THENCE SOUTH 89 DEGREES 19 MINUTES 11 SECONDS WEST, 200.24 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 83.18 FEET, AN ARC LENGTH OF 96.69 FEET, A CHORD BEARING OF SOUTH 42 DEGREES 32 MINUTES 46 SECONDS WEST, AND A CHORD DISTANCE OF 91.34 FEET; THENCE SOUTH 02 DEGREES 37 MINUTES 38 SECONDS WEST, 133.91 FEET; THENCE ALONG A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 45.17 FEET, AN ARC LENGTH OF 64.81 FEET, A CHORD BEARING OF SOUTH 35 DEGREES 49 MINUTES 42 SECONDS WEST, AND A CHORD DISTANCE OF 59.39 FEET; THENCE NORTH 89 DEGREES 16 MINUTES 10 SECONDS WEST, 295.85 FEET TO AN "IRON MONUMENT"; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 86.19 FEET TO AN "IRON MONUMENT"; THENCE NORTH 05 DEGREES 27 MINUTES 31 SECONDS EAST, 171.58 FEET TO AN "IRON MONUMENT"; THENCE NORTH 43 DEGREES 39 MINUTES 49 SECONDS EAST, 153.96 FEET TO AN "IRON MONUMENT"; THENCE NORTH 52 DEGREES 12 MINUTES 02 SECONDS EAST, 129.73 FEET TO THE POINT OF BEGINNING, CONTAINING 9.85 ACRES, MORE OR LESS.

(2) Parcel No. 84-28-300-006.000-025

Acreage: 1.66

Commonly Known As: W Sandford Rd.

West Terre Haute, IN 47885

Legal Description:

2. Wastewater Pond Real Estate

Part of the Southwest Quarter of Section 28 and Part of the Northwest Quarter of Section 33, Township 13 North, Range 9 West, Vigo County, Indiana, and more particularly described as follows:

Commencing at a 5/8 inch rebar in concrete marking the Southwest corner of said section 28; thence along the West line of said section, North 00 degrees 17 minutes 22 seconds West, 140.24 feet; thence North 90 degrees 00 minutes 00 seconds East, 1159.91 feet to the POINT OF BEGINNING; thence South 02 degrees 37 minutes 38 seconds West, 133.91 feet; thence along a non-tangent curve to the right, having a radius of 45.17 feet, an arc length of 64.81 feet, a chord bearing of South 35 degrees 49 minutes 42 seconds West, and a chord distance of 59.39 feet; thence South 89 degrees 16 minutes 10 seconds East, 275.99 feet; thence along a non-tangent curve to the left, having a radius of 119.53 feet, an arc length of 65.92 feet, a chord bearing of North 34 degrees 19 minutes 56 seconds East, and a chord distance of 65.08 feet; thence North 18 degrees 14 minutes 19 seconds East, 101.91 feet; thence along a non-tangent curve to the left, having a radius of 130.84 feet, an arc length of 60.67 feet, a chord bearing of North 05 degrees 33 minutes 33 seconds East, and a chord distance of 60.13 feet; thence along a non-tangent curve to the left, having a radius of 62.90 feet, an arc length of 68.60 feet, a chord bearing of North 46 degrees 43 minutes 36 seconds West, and a chord distance of 65.25 feet; thence South 89 degrees 19 minutes 11 seconds West, 200.24 feet; thence along a non-tangent curve to the left, having a radius of 83.18 feet, an arc length of 96.69 feet, a chord bearing of South 42 degrees 32 minutes 46 seconds West, and a chord distance of 91.34 feet to the point of beginning, containing 1.66 acres, more or less.

(3) Parcel No. 84-02-32-200-008.000-025

Acreage: 15.67 (part of the 26.09 "Gasification Real Estate")

Commonly Known As: Bolton Road

West Terre Haute, IN 47885

Legal Description:

1. Gasification Property Legal Description:

PART OF THE NORTHEAST QUARTER OF SECTION 32 AND PART OF THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 13 NORTH, RANGE 9 WEST, VIGO COUNTY, INDIANA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8 INCH REBAR IN CONCRETE MARKING THE NORTHWEST CORNER OF SAID SECTION 33, THENCE ALONG THE NORTH LINE OF SAID SECTION, NORTH 89 DEGREES 58 MINUTES 05 SECONDS EAST, 63.12 FEET TO A POINT WITNESSED BY A 5/8 INCH REBAR, SOUTH 71 DEGREES 37 MINUTES 21 SECONDS WEST, 0.25 FEET FROM CORNER; THENCE ALONG THE NORTH AND EAST LINES OF A TRACT OF LAND DESCRIBED AS "TRACT 1" IN DEED RECORD 430, PAGE 738 IN THE RECORDERS OFFICE OF VIGO COUNTY, THE FOLLOWING THREE (3) COURSES: SOUTH 67 DEGREES 34 MINUTES 34 SECONDS EAST, 292.31 FEET TO A POINT WITNESSED BY A 5/8 INCH REBAR, NORTH 78 DEGREES 54 MINUTES 54 SECONDS WEST, 0.25 FEET FROM CORNER; SOUTH 38 DEGREES 57 MINUTES 34 SECONDS EAST 238.00 FEET TO A 5/8 INCH REBAR WITH CAP INSCRIBED "ROWLAND L.S. 29600015" AND HEREON CALLED AN "IRON MONUMENT"; SOUTH 00 DEGREES 37 MINUTES 33 SECONDS EAST, 741.38 FEET TO AN "IRON MONUMENT"; THENCE NORTH 89 DEGREES 33 MINUTES 08 SECONDS WEST 1145.62 FEET TO AN "IRON MONUMENT"; ON THE WEST LINE OF A TRACT OF LAND DESCRIBED AS "TRACT 2" IN DEED RECORD 430, PAGE 738 IN THE RECORDERS OFFICE OF VIGO COUNTY; THENCE ALONG SAID WEST LINE, NORTH 00 DEGREES 18 MINUTES 11 SECONDS WEST 1031.72 FEET TO A 5/8 INCH REBAR ON THE NORTH LINE OF SAID SECTION 32; THENCE ALONG SAID NORTH LINE, SOUTH 89 DEGREES 45 MINUTES 28 SECONDS EAST 659.97 FEET TO THE POINT OF BEGINNING, CONTAINING 26.09 ACRES MORE OR LESS.

(4) Parcel No. 84-02-33-101-001.000-025

Acreage: 10.42 (part of the 26.09 "Gasification Real Estate")

Commonly Known As: 444 W Sandford Rd.

West Terre Haute, IN 37885

Legal Description:

1. Gasification Property Legal Description:

PART OF THE NORTHEAST QUARTER OF SECTION 32 AND PART OF THE NORTHWEST QUARTER OF SECTION 33, TOWNSHIP 13 NORTH, RANGE 9 WEST, VIGO COUNTY, INDIANA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8 INCH REBAR IN CONCRETE MARKING THE NORTHWEST CORNER OF SAID SECTION 33, THENCE ALONG THE NORTH LINE OF SAID SECTION, NORTH 89 DEGREES 58 MINUTES 05 SECONDS EAST, 63.12 FEET TO A POINT WITNESSED BY A 5/8 INCH REBAR, SOUTH 71 DEGREES 37 MINUTES 21 SECONDS WEST, 0.25 FEET FROM CORNER; THENCE ALONG THE NORTH AND EAST LINES OF A TRACT OF LAND DESCRIBED AS "TRACT 1" IN DEED RECORD 430, PAGE 738 IN THE RECORDERS OFFICE OF VIGO COUNTY, THE FOLLOWING THREE (3) COURSES: SOUTH 67 DEGREES 34 MINUTES 34 SECONDS EAST, 292.31 FEET TO A POINT WITNESSED BY A 5/8 INCH REBAR, NORTH 78 DEGREES 54 MINUTES 54 SECONDS WEST, 0.25 FEET FROM CORNER; SOUTH 38 DEGREES 57 MINUTES 34 SECONDS EAST 238.00 FEET TO A 5/8 INCH REBAR WITH CAP INSCRIBED "ROWLAND L.S. 29600015" AND HEREON CALLED AN "IRON MONUMENT"; SOUTH 00 DEGREES 37 MINUTES 33 SECONDS EAST, 741.38 FEET TO AN "IRON MONUMENT"; THENCE NORTH 89 DEGREES 33 MINUTES 08 SECONDS WEST 1145.62 FEET TO AN "IRON MONUMENT"; ON THE WEST LINE OF A TRACT OF LAND DESCRIBED AS "TRACT 2" IN DEED RECORD 430, PAGE 738 IN THE RECORDERS OFFICE OF VIGO COUNTY; THENCE ALONG SAID WEST LINE, NORTH 00 DEGREES 18 MINUTES 11 SECONDS WEST 1031.72 FEET TO A 5/8 INCH REBAR ON THE NORTH LINE OF SAID SECTION 32; THENCE ALONG SAID NORTH LINE, SOUTH 89 DEGREES 45 MINUTES 28 SECONDS EAST 659.97 FEET TO THE POINT OF BEGINNING, CONTAINING 26.09 ACRES MORE OR LESS.

(5) Parcel No. 84-02-32-200-013.000-025

Acreage: 3.47

Commonly Known As: Sandford Rd.

West Terre Haute, IN 37885

Legal Description:

2. Tract 1 (par of Unit 1 Real Property)

Commencing at a 1 inch Iron Pin marking the Southwest Corner of the East Half of the Southeast Quarter of the Northeast Quarter of said Section 32; thence along the West line of said East Half, North 00 degrees 18 minutes 11 seconds West 1162.11 feet; thence continuing North 00 degrees 18 minutes 11 seconds West 139.94 Feet to a 5/8" rebar with yellow cap stamped "Schneider Firm#0001" hereafter referred To as "Rebar" and the Point of Beginning; thence continuing North 00 degrees 18 minutes 11 seconds West 268.99 feet to the Northwest corner of a tract of land recorded as Instrument Number 2008000499 in the Office of the Vigo County Recorder; thence South 89 degrees 33 minutes 08 seconds East along the North line of said tract 494.09 feet to a "Rebar"; thence South 00 degrees 39 minutes 56 seconds West 355.06 feet to a "Rebar"; thence North 88 degrees 48 minutes 44 seconds West 168.26 feet to a "Rebar"; thence North 01 degrees 59 minutes 51 seconds West 56.66 feet to a "Rebar"; thence North 84 degrees 39 minutes 09 seconds West 319.72 feet to a "Rebar" and the point of beginning. Containing 3.47 acres, more or less.

(6) Parcel No. 84-02-33-101-005.000-025

Acreage: 1.59

Commonly Known As: 444 Sandford Rd.

West Terre haute, IN 47885

Legal Description:

Tract 2 (Part of Unit 1 Real Property) (Corrected Legal Description)

Part of the Northwest Quarter of Section 33, Township 13 North, Range 9 West, Vigo County, Indiana, being more particularly described as follows:

Commencing at a 1 inch Iron Pin marking the Southwest Corner of the of the East Half of The Southeast Quarter of the Northeast Quarter of said Section 32; Thence along the West line of said East Half; thence North 00 degrees 18 minutes 11 seconds West 1571.04 feet to the Northwest corner of a tract of land recorded as Instrument Number 2008000499 in the Office of the Vigo County Recorder; thence South 89 degrees 33 minutes 08 seconds East 1145.62 feet to he northeast corner thereof and the Point of Beginning; thence South 00 degrees 37 minutes 33 seconds East 267.04 feet to a 5/8" rebar with yellow cap stamped "Schneider Firm#0001" hereafter referred to as "Rebar"; thence South 89 degrees 22 minutes 27 seconds West 259.20 feet to a Mag Nail with Washer stamped "Schneider Firm#0001"; thence North 00 degrees 14 minutes 20 seconds East 271.86 feet to a Mag Nail with a Washer stamped "Schneider Firm#0001" and the north line of said tract; thence South 89 degrees 33 minutes 08 seconds East along said north line 255.14 feet; to the point of beginning. Containing 1.59 acres, more or less.

(7) Parcel No. 84-02-33-154-005.000-025

Acreage: 0.498

Commonly Known As: N/a

Legal Description:

Land Description – Water Intake Parcel

(Parcel No. 84-02-33-101-009.000-025)

Part of the West Half of Section 33, Township 13 North, Range 9 West of the Second Principal Meridian, Fayette Township, Vigo County, Indiana, being that 0.498-acre tract of land shown on a survey entitled "Wabash River Station WVR Transaction Boundary Survey" certified by Joshua David Werner, Professional Surveyor #LS21200020 on June 29, 2021 (Schneider Geomatics project number 13146) and being described as follows (all reference monuments, bearings, and distances are as shown on said survey):

COMMENCING at a 1/2-inch bolt in concrete marking the Southwest Corner of the Northwest Quarter of said Section 33, thence South 89 degrees 59 minutes 33 seconds East (basis of bearings is the Indiana State Plane Coordinate System -West Zone, NAD 83) 607.25 feet (all distances in this description are horizontal ground distances) to a point on an easterly line of a tract of land recorded in Instrument #2020005216 in the Office of the Recorder of Vigo County, Indiana, said point being on a non-tangent curve to the right having a radius of 1,350.00 feet, the radius point of which bears North 84 degrees 37 minutes 54 seconds East from said point; the next 6 courses being along the easterly line, southerly lines, and westerly line of said tract of land; (1) thence northerly along said curve an arc distance of 136.85 feet to a point which bears North 89 degrees 33 minutes 37 seconds West from said radius point, said point being marked by a found 5/8-inch rebar with cap stamped "Schneider Firm#0001" (hereinafter referred to as a "Rebar"); (2) thence North 00 degrees 27 minutes 47 seconds East 489.63 feet to a found Rebar; (3) thence South 89 degrees 29 minutes 02 seconds East 306.55 feet to a set Rebar being the POINT OF BEGINNING; (4) thence continuing South 89 degrees 29 minutes 02 seconds East 77.92 feet to a set Rebar; (5) thence South 00 degrees 57 minutes 28 seconds West 154.12 feet to a cut "X" set; (6) thence North 90 degrees 00 minutes 00 seconds East 80.17 feet to a set Rebar on the west bank of the Wabash River; thence along the west bank of the Wabash River the following 7 courses; (1) thence South 27 degrees 01 minute 05 seconds East 6.76 feet; (2) thence South 47 degrees 48 minutes 48 seconds West 4.34 feet; (3) thence South 56 degrees 32 minutes 49 seconds West 8.38 feet; (4) thence South 33 degrees 43 minutes 33 seconds West 7.11 feet; (5) thence South 19 degrees 40 minutes 00 seconds West 20.32 feet; (6) thence South 04 degrees 52 minutes 40 seconds West 9.83 feet; (7) thence South 06 degrees 07 minutes 11 seconds East 20.47 feet to a set Rebar; thence leaving said West bank North 88 degrees 52 minutes 15 seconds West 140.95 feet to a set Rebar; thence North 00 degrees 30 minutes 58 seconds East 220.79 feet to the POINT OF BEGINNING; containing 0.498 acres, more or less.

(8) Parcel No. 84-02-33-101-010.000-025

Acreage: 70.3 acres

Commonly Known As: 444 W Sandford Rd.

West Terre Haute, IN 47885

Legal Description:

PURCHASED REAL ESTATE-LAND DESCRIPTION

PARCEL 1 - FEE

Part of the Southwest Quarter of Section 28 and part of the West half of Section 33, Township 13 North, Range 9 West of the Second Principal Meridian, Fayette Township, Vigo County, Indiana, being that 70.581 acre tract of land shown on a survey entitled "Wabash River Generating Station – WVR Transfer Survey" certified by William A. Schmidt, Professional Surveyor #LS87001 on November 12, 2019 (The Schneider Corporation project number 9141.069) and being described as follows (all references to monuments, bearings and distances are as shown on said survey):

Beginning at a 5/8 inch rebar marking the Southwest corner of said Section 28; thence North 00 degrees 17 minutes 15 seconds West (basis of bearings is the Indiana State Plane Coordinate System – West Zone, NAD 83) along the West line of said Section 28 a distance of 2090.00 feet to a point (witnessed by a Mag nail with washer stamped "Hennessy 20200026, South 89 degrees 52 minutes 08 seconds West, 0.25 feet from said point) ; thence North 89 degrees 52 minutes 08 seconds East 856.01 feet to a 5/8 inch rebar with cap stamped "Schneider Firm #0001" and hereon called an "iron monument"; thence South 00 degrees 22 minutes 33 seconds East 514.58 feet to an "iron monument"; thence South 03 degrees 51 minutes 29 seconds West 627.53 feet to an "iron monument"; thence South 03 degrees 24 minutes 06 seconds West 954.82 feet to an "iron monument"; thence South 03 degrees 41 minutes 52 seconds West 35.52 feet to an "iron monument" on the westerly extension of the South line of a tract of land as described in Instrument #2019000831 in said recorder's office; thence South 89 degrees 17 minutes 29 seconds East along said extension and South line of said tract of land 1070.20 feet to a point on the West bank of the Wabash River (witnessed by an "iron monument" North 89 degrees 17 minutes 29 seconds West 1.50 feet from said point); thence along the West bank of the Wabash River the following twenty-one (21) courses and distances: South 43 degrees 40 minutes 26 seconds West 28.42 feet; thence South 30 degrees 54 minutes 55 seconds West 291.88 feet; thence South 23 degrees 49 minutes 39 seconds West 119.15 feet; thence South 33 degrees 05 minutes 06 seconds West 47.77 feet; thence South 28 degrees 35 minutes 25 seconds West 144.81 feet; thence South 20 degrees 51 minutes 21 seconds West 84.88 feet; thence South 24 degrees 17 minutes 59 seconds West 90.03 feet; thence South 44 degrees 07 minutes 03 seconds West 33.20 feet; thence South 23 degrees 09 minutes 31 seconds West 65.45 feet; thence South 01 degrees 28 minutes 52 seconds East 28.19 feet; thence South 24 degrees 52 minutes 28 seconds West 91.68 feet; thence South 28 degrees 28 minutes 01 seconds West 79.43 feet; thence South 18 degrees 03 minutes 58 seconds West 147.85 feet; thence South 22 degrees 37 minutes 53 seconds West 135.80 feet; thence South 18 degrees 12 minutes 56 seconds West 227.77 feet; thence South 04 degrees 40 minutes 47 seconds West 43.64 feet; thence South 11 degrees

37 minutes 03 seconds West 199.05 feet; thence South 02 degrees 33 minutes 53 seconds West 170.56 feet; thence South 06 degrees 30 minutes 02 seconds West 52.09 feet; thence South 10 degrees 40 minutes 34 seconds East 72.16 feet; thence South 08 degrees 07 minutes 35 seconds West 87.66 feet to a point (witnessed by an "iron monument North 08 degrees 07 minutes 35 seconds East 87.66 feet from said point; thence leaving said West bank a bearing of North 90 degrees 00 minutes 00 seconds West 87.22 feet to the East line of the existing Wabash Generating Station building; thence North 00 degrees 57 minutes 28 seconds East along said East line and the northerly extension thereof a distance of 154.12 feet to the easterly extension of the North line of the existing line of said building; thence North 89 degrees 29 minutes 02 seconds West along the North line of said building and the extension thereof 384.47 feet to an "iron monument"; thence South 00 degrees 27 minutes 47 seconds West 489.63 feet to an "iron monument on a non-tangent curve having a radius of 1350.00 feet, the radius point of which bears South 89 degrees 33 minutes 37 seconds East; thence southerly along said curve to the left an arc distance of 200.74 feet to an "iron monument" which bears South 81 degrees 55 minutes 13 seconds West from said radius point; thence South 08 degrees 04 minutes 47 seconds East 86.28 feet to a Mag Nail with washer stamped "Schneider Firm #0001"; thence South 81 degrees 55 minutes 13 seconds East; thence northerly along said curve to the right an arc distance of 208.17 feet to an "iron monument" which bears North 89 degrees 33 minutes 37 seconds West from said radius point; thence North 00 degrees 26 minutes 23 seconds East 434.84 feet to an "iron monument"; thence North 00 degrees 38 minutes 53 seconds East 169.17 feet to an "iron monument" on a tangent curve having a radius of 1250.00 feet, the radius point of which bears North 89 degrees 21 minutes 07 seconds West; thence northerly along said curve to the left an arc distance 74.84 feet to an "iron monument" which bears North 87 degrees 13 minutes 04 seconds East from said radius point; thence North 02 degrees 46 minutes 56 seconds West 56.67 feet to an "iron monument" on a tangent curve having a radius of 1475.00 feet, the radius point of which bears North 87 degrees 13 minutes 04 seconds East; thence northerly along said curve to the right an arc distance of 71.51 feet to an "iron monument" which bears South 89 degrees 59 minutes 43 seconds West from said radius point; thence North 89 degrees 29 minutes 53 seconds West 176.87 feet to an "iron monument" on the East line of a tract of land described in Instrument #2008000449 in said recorder's office; thence along the Easterly lines of said tract the following three (03) courses and distances: North 00 degrees 02 minutes 56 seconds West 213.74 feet to a 5/8 inch rebar with cap inscribed "LS29600015 Rowland"; thence North 89 degrees 54 minutes 09 seconds East a distance of 108.60 feet to a 5/8 inch rebar; thence North 00 degrees 36 minutes 17 seconds West 396.10 feet to a 5/8 inch rebar with cap inscribed "LS29600015 Rowland" marking the Southeast corner of a tract of land as described in Instrument #2019000830 in said recorder's office; thence along the Easterly lines of said tract of land the following four (04) courses and distances: North 00 degrees 38 minutes 33 seconds West 741.38 feet to an "iron monument"; thence North 38 degrees 54 minutes 10 seconds West 238.00 feet to a 5/8 inch rebar; thence North 67 degrees 34 minutes 41 seconds West 292.40 feet to a 5/8 inch rebar; thence North 89 degrees 59 minutes 50 seconds West a distance of 63.05 feet to the point of beginning. Containing 80.268 acres, more or less.

Excepting therefrom the following described real estate:

Part of the Northwest Quarter of Section 33, Township 13 North, Range 9 West of the Second Principal Meridian, Fayette Township, Vigo County, Indiana and being described as follows:

Commencing at a 5/8 inch rebar marking the Northwest corner of said Section 33; thence South 89 degrees 59 minutes 50 seconds East (basis of bearing is the Indiana State Plane Coordinate System –

West Zone, NAD 83) along the North line of said section 33 a distance of 750.13 feet; thence South 03 degrees 41 minutes 52 seconds West 62.90 feet to a 5/8 inch rebar with cap stamped "Schneider Firm #0001" and hereon called an "iron monument" marking the Point of Beginning; thence South 89 degrees 18 minutes 52 seconds East 722.47 feet to an "iron

monument"; thence South 17 degrees 36 minutes 38 seconds West 742. 11 feet to an "iron monument"; thence North 78 degrees 33 minutes 09 seconds West 550.64 feet to an "iron monument"; thence North 04 degrees 22 minutes 36 seconds East 217.28 feet to an "iron monument"; thence North 03 degrees 41 minutes 52 seconds East 390.86 feet to the point of beginning. Containing 9.687 acres, more or less.

Leaving after said exception, 70.581 acres, more or less.

PARCEL 2 - EASEMENT

NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS KNOWN AS THE WVR POTTSVILLE STREET EASEMENT RECORDED 5/11, 2020 AS INSTRUMENT NO. 2020005214, IN THE OFFICE OF THE RECORDER OF VIGO COUNTY, INDIANA.

PARCEL 3 - EASEMENT

NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS KNOWN AS THE WVR BOLTON ROAD EASEMENT RECORDED 5/11, 2020 AS INSTRUMENT NO. 2020005215, IN THE OFFICE OF THE RECORDER OF VIGO COUNTY, INDIANA.

PARCEL 4 - EASEMENT

NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS KNOWN AS THE POTTSVILLE STREET EASEMENT RECORDED 5/11, 2020 AS INSTRUMENT NO. 2020005218, IN THE OFFICE OF THE RECORDER OF VIGO COUNTY, INDIANA.

(9) Parcel No. 84-02-33-101-011.000-025

Acreage: 0.281

Commonly Known As: n/a

Legal Description:

(Parcel No. 84-02-33-101-010.000-025)

Part of the West Half of Section 33, Township 13 North, Range 9 West of the Second Principal Meridian, Fayette Township, Vigo County, Indiana, being that 0.281-acre tract of land shown on a survey entitled "Wabash River Station WVR Transaction Boundary Survey" certified by Joshua David Werner, Professional Surveyor #LS21200020 on June 29, 2021 (Schneider Geomatics project number 13146) and being described as follows (all reference monuments, bearings, and distances are as shown on said survey):

COMMENCING at a 1/2-inch bolt in concrete marking the Southwest Corner of the Northwest Quarter of said Section 33; thence South 89 degrees 59 minutes 33 seconds East (basis of bearings is the Indiana State Plane Coordinate System – West Zone, NAD 83) 607.25 feet (all distances in this description are horizontal ground distances) to a point on an easterly line of a tract of land recorded in Instrument #2020005216 in the Office of the Recorder of Vigo County, Indiana, said point being on a non-tangent curve to the right having a radius of 1,350.00 feet, the radius point of which bears North 84 degrees 37 minutes 54 seconds East from said point; the next 3 courses being along the easterly line, southerly lines, and westerly line of said tract of land; (1) thence northerly along said curve an arc distance of 136.85 feet to a point which bears North 89 degrees 33 minutes 37 seconds West from said radius point, said point being marked by a found 5/8-inch rebar with cap stamped "Schneider Firm #0001" (hereinafter referred to as a "Rebar"); (2) thence North 00 degrees 27 minutes 47 seconds East 489.63 feet to a found Rebar; (3) thence South 89 degrees 29 minutes 02 seconds East 325.20 feet; thence North 00 degrees 36 minutes 23 seconds East 53.60 feet to a set Mag nail with washer stamped "Schneider Firm #0001" (hereinafter referred to as "Mag Nail") being the POINT OF BEGINNING; thence continuing North 00 degrees 36 minutes 23 seconds East 174.05 feet to a set Mag Nail; thence North 89 degrees 43 minutes 58 seconds West 10.08 feet to a set Mag Nail; thence North 00 degrees 10 minutes 36 seconds West 39.36 feet to a set Mag Nail; thence South 89 degrees 12 minutes 51 seconds East 44.23 feet; thence South 68 degrees 02 minutes 29 seconds East 30.16 feet to a set Rebar; thence South 18 degrees 21 minutes 49 seconds West 23.64 feet to a set Rebar; thence South 00 degrees 49 minutes 54 seconds West 72.70 feet to a set Rebar; thence South 89 degrees 10 minutes 06 seconds East 9.27 feet to a set Rebar; thence South 00 degrees 49 minutes 54 seconds West 25.00 feet to a set Rebar; thence North 89 degrees 10 minutes 06 seconds West 9.27 feet to a set Rebar; thence South 00 degrees 49 minutes 54 seconds West 83.45 feet, passing a set rebar at 78.45 feet; thence North 87 degrees 52 minutes 48 seconds West 53.79 feet, passing a cut "X" set at 5.00 feet, to the POINT OF BEGINNING, containing 0.281 acres, more or less.

(10) Parcel No. 84-02-28-300-001.000-025

Acreage: 6.81 acres

Commonly Known As: N/a

Legal Description:

PARCEL 2

S SURFACE ONLY OF PART OF THE WEST HALF OF THE WEST HALF OF SECTION TWENTY-EIGHT (28); AND, PART OF THE SOUTHEAST QUARTER OF SECTION TWENTY-NINE (29), TOWNSHIP THIRTEEN (13) NORTH, RANGE NINE (9) WEST, FAYETTE TOWNSHIP, VIGO COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

THAT PART OF THE NORTH HALF OF THE SOUTH HALF OF WEST FRACTIONAL SECTION 28, TOWNSHIP 13 NORTH, RANGE 9 WEST, LYING WEST OF THE DURKEE'S FERRY ROAD, EXCEPT A TRACT CONVEYED TO THE SOUTHERN INDIANA RAILROAD COMPANY, BY DEED RECORDED IN DEED RECORD 113, PAGE 328 DESCRIBED AS FOLLOWS: A TRIANGULAR TRACT OF LAND IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 28-13-9 WEST, BEING ALL THAT PART OF SAID QUARTER SECTION LYING WEST OF THE CENTER LINE OF DURKEE'S FERRY ROAD, AND NORTH AND EAST OF A LINE PARALLEL TO AND 150 FEET SOUTHWESTERLY FROM THE CENTER LINE OF THE GRANTEE'S EXTENSION THROUGH VIGO COUNTY AS NOW LOCATED; ALSO EXCEPTING A TRACT CONVEYED TO

SOUTHERN CONSTRUCTION COMPANY, BY DEED RECORDED IN DEED RECORD 267, PAGE 7, DESCRIBED AS FOLLOWS: ALL THAT PART OF THE NORTH HALF OF THE SOUTH HALF OF WEST FRACTIONAL SECTION 28-13-9 WEST, LYING WEST OF THE DURKEE'S FERRY ROAD AND SOUTH OF THE FRANK LEEK GRAVEL ROAD, AS SAID ROADS ARE NOW LAID OUT AND ESTABLISHED, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE WEST LINE OF WEST FRACTIONAL SECTION 28-13-9 WEST, 1,549.95 FEET NORTH OF THE SOUTHWEST CORNER OF SAID SECTION; THENCE NORTH ALONG THE WEST LINE OF SAID SECTION 540 FEET TO THE CENTER OF THE FRANK LEEK GRAVEL ROAD AS NOW LAID OUT AND ESTABLISHED; THENCE EASTWARDLY ALONG THE CENTERLINE OF SAID ROAD 769 FEET TO THE CENTER OF THE DURKEE'S FERRY ROAD AS NOW LAID OUT AND ESTABLISHED; THENCE SOUTHWARDLY ALONG THE CENTER OF SAID ROAD 550 FEET TO AN IRON PIN; THENCE WESTWARDLY 805 FEET TO THE POINT OF BEGINNING, LEAVING AFTER EXCEPTIONS 7.0 ACRES, MORE OR LESS.

THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 13 NORTH, RANGE 9 WEST, EXCEPT THE FOLLOWING: A TRACT CONVEYED TO VICTORY SERVICES CORPORATION AND IS DESCRIBED AS THAT PART LYING NORTH OF THE THOMAS LEEK GRAVEL ROAD IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29-13-9 WEST; ALSO EXCEPTING A TRACT CONVEYED TO THOMAS AND MARY LEEK, BY DEED RECORDED IN DEED RECORD 211, PAGE 573, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 679 FEET DUE SOUTH OF THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29; RUNNING THENCE DUE EAST 388.4 FEET; THENCE SOUTH 673 FEET; THENCE WEST 388.4 FEET; THENCE NORTH 673 FEET TO THE PLACE OF

BEGINNING, LEAVING AFTER EXCEPTIONS 136 ACRES, MORE OR LESS.

THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 13 NORTH, RANGE 9 WEST LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63, CONTAINING 5.2 ACRES, MORE OR LESS.

ALSO EXCEPTING THEREFROM EACH OF THE ABOVE TRACTS OR INTERESTS IN SAID TRACTS: PIPELINE EASEMENTS HERETOFORE GRANTED TO SHELL OIL COMPANY AND EASEMENTS HERETOFORE GRANTED TO PUBLIC SERVICE COMPANY OF INDIANA, INC.

CONTAINING IN ALL, AFTER SAID EXCEPTIONS, 148.2 ACRES, MORE OR LESS.

SUBJECT TO RIGHT OF WAY EASEMENT BETWEEN PEABODY COAL COMPANY, A DELAWARE CORPORATION AND MIDWESTERN GAS TRANSMISSION COMPANY, A DELAWARE CORPORATION, AS SHOWN BY INSTRUMENT DATED DECEMBER 20, 2000 AND RECORDED ON JANUARY 9, 2001 AS INSTRUMENT NUMBER 20010494 IN RECORDS OF THE RECORDER'S OFFICE OF VIGO COUNTY, INDIANA.

EXCEPT ALL COAL, OIL, GAS, COAL BED METHANE AND OTHER MINERALS OF ANY NATURE WHATSOEVER IN OR UNDER THE ABOVE-DESCRIBED REAL PROPERTY TO THE EXTENT NOT PREVIOUSLY SEVERED, TOGETHER WITH THE RIGHT TO EXPLORE FOR, DEVELOP, MINE AND PRODUCE THE SAME BY ANY MEANS EXCEPT BY SURFACE MINING METHODS, WITHOUT LIABILITY TO THE

(11) Parcel No. 84-02-32-200-001.000-025

Acreage: 40

Commonly Known As: N/a

Legal Description:

PARCEL 1

SURFACE ONLY OF PARTS OF THE NORTHEAST QUARTER AND THE NORTHWEST QUARTER OF SECTION THIRTY-TWO (32), TOWNSHIP THIRTEEN (13) NORTH, RANGE NINE (9) WEST, FAYETTE TOWNSHIP, VIGO COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER CONTAINING 40 ACRES, MORE OR LESS, AND THE EAST HALF OF THE NORTHEAST QUARTER WITH THE FOLLOWING THREE EXCEPTIONS:

BEGINNING AT A POINT ON THE SOUTH LINE OF SAID NORTHEAST QUARTER 30 FEET EAST OF THE SOUTHWEST CORNER THEREOF AND RUNNING NORTHWARDLY PARALLEL TO, AND 30 FEET EAST OF THE WEST LINE OF SAID HALF QUARTER SECTION A DISTANCE OF 208.71 FEET TO A STAKE; THENCE EASTWARDLY PARALLEL TO THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO A STAKE; THENCE SOUTHWARDLY PARALLEL TO THE WEST LINE OF SAID HALF QUARTER SECTION TO A POINT ON THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 208.71 FEET; THENCE WESTWARDLY ON AND ALONG THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO THE PLACE OF BEGINNING; CONTAINING IN ALL 1.5 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32, AND RUNNING THENCE SOUTH 0 DEGREES 38 MINUTES WEST ON AND ALONG THE EAST LINE OF SAID SECTION 32, 1,435.0 FEET TO A POINT; THENCE WEST 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST 1,440.2 FEET, PLUS OR MINUS, TO THE NORTH LINE OF SAID SECTION 32; THENCE SOUTH 89 DEGREES 32 MINUTES EAST ON AND ALONG THE NORTH LINE OF SAID SECTION 32, 660.0 FEET PLUS OR MINUS, TO THE PLACE OF BEGINNING CONTAINING 21.78 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; RUNNING THENCE SOUTH 89 DEGREES 37 MINUTES WEST ON AND ALONG THE SOUTH LINE OF SAID QUARTER SECTION 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST, 1,162.8 FEET TO A POINT WHICH IS 1,440.2 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTH LINE OF SAID SECTION 32; THENCE EAST 660 FEET TO A POINT ON THE EAST LINE OF SECTION 32 WHICH POINT IS 1,435.0 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; THENCE SOUTH ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 32, 1,158.45 FEET TO THE PLACE OF BEGINNING; CONTAINING 17.62 ACRES, MORE OR LESS.

CONTAINING AFTER EXCEPTIONS 37.9 ACRES, MORE OR LESS.

ALSO:

THAT PART OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63, CONTAINING 4.3 ACRES, MORE OR LESS.

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63 CONTAINING 2.6 ACRES, MORE OR LESS.

CONTAINING IN ALL, AFTER SAID EXCEPTIONS, 84.8 ACRES, MORE OR LESS.

SUBJECT TO RIGHTS GRANTED TO PUBLIC SERVICE COMPANY OF INDIANA, INC., BY INSTRUMENT DATED DECEMBER 7, 1954, AND RECORDED IN DEED RECORD 287 AT PAGE 245 OF THE RECORDS OF THE RECORDER'S OFFICE OF VIGO COUNTY, INDIANA.

EXCEPT ALL COAL, OIL, GAS, COAL BED METHANE AND OTHER MINERALS OF ANY NATURE WHATSOEVER IN OR UNDER THE ABOVE-DESCRIBED REAL PROPERTY TO THE EXTENT NOT PREVIOUSLY SEVERED, TOGETHER WITH THE RIGHT TO EXPLORE FOR, DEVELOP, MINE AND PRODUCE THE SAME BY ANY MEANS EXCEPT BY SURFACE MINING METHODS, WITHOUT LIABILITY TO THE SURFACE OWNER, INCLUDING WITHOUT LIMITATION ANY LIABILITY FOR SUBSIDENCE OR REMOVAL OF SUBJACENT OR LATERAL SUPPORT.

(12) Parcel No. 84-02-32-100-005.000-025

Acreage: 6.9

Commonly Known As: N/a

Legal Description:

PARCEL 1

PARCEL 1

SURFACE ONLY OF PARTS OF THE NORTHEAST QUARTER AND THE NORTHWEST QUARTER OF SECTION THIRTY-TWO (32), TOWNSHIP THIRTEEN (13) NORTH, RANGE NINE (9) WEST, FAYETTE TOWNSHIP, VIGO COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER CONTAINING 40 ACRES, MORE OR LESS, AND THE EAST HALF OF THE NORTHEAST QUARTER WITH THE FOLLOWING THREE EXCEPTIONS:

BEGINNING AT A POINT ON THE SOUTH LINE OF SAID NORTHEAST QUARTER 30 FEET EAST OF THE SOUTHWEST CORNER THEREOF AND RUNNING NORTHWARDLY PARALLEL TO, AND 30 FEET EAST OF THE WEST LINE OF SAID HALF QUARTER SECTION A DISTANCE OF 208.71 FEET TO A STAKE; THENCE EASTWARDLY PARALLEL TO THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO A STAKE; THENCE SOUTHWARDLY PARALLEL TO THE WEST LINE OF SAID HALF QUARTER SECTION TO A POINT ON THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 208.71 FEET; THENCE WESTWARDLY ON AND ALONG THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO THE PLACE OF BEGINNING; CONTAINING IN ALL 1.5 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32, AND RUNNING THENCE SOUTH 0 DEGREES 38 MINUTES WEST ON AND ALONG THE EAST LINE OF SAID SECTION 32, 1,435.0 FEET TO A POINT; THENCE WEST 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST 1,440.2 FEET, PLUS OR MINUS, TO THE NORTH LINE OF SAID SECTION 32; THENCE SOUTH 89 DEGREES 32 MINUTES EAST ON AND ALONG THE NORTH LINE OF SAID SECTION 32, 660.0 FEET PLUS OR MINUS, TO THE PLACE OF BEGINNING CONTAINING 21.78 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; RUNNING THENCE SOUTH 89 DEGREES 37 MINUTES WEST ON AND ALONG THE SOUTH LINE OF SAID QUARTER SECTION 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST, 1,162.8 FEET TO A POINT WHICH IS 1,440.2 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTH LINE OF SAID SECTION 32; THENCE EAST 660 FEET TO A POINT ON THE EAST LINE OF SECTION 32 WHICH POINT IS 1,435.0 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; THENCE SOUTH ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 32, 1,158.45 FEET TO THE PLACE OF BEGINNING; CONTAINING 17.62 ACRES, MORE OR LESS.

CONTAINING AFTER EXCEPTIONS 37.9 ACRES, MORE OR LESS.

ALSO:

THAT PART OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63, CONTAINING 4.3 ACRES, MORE OR LESS.

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63 CONTAINING 2.6 ACRES, MORE OR LESS.

CONTAINING IN ALL, AFTER SAID EXCEPTIONS, 84.8 ACRES, MORE OR LESS.

SUBJECT TO RIGHTS GRANTED TO PUBLIC SERVICE COMPANY OF INDIANA, INC., BY INSTRUMENT DATED DECEMBER 7, 1954, AND RECORDED IN DEED RECORD 287 AT PAGE 245 OF THE RECORDS OF THE RECORDER'S OFFICE OF VIGO COUNTY, INDIANA.

EXCEPT ALL COAL, OIL, GAS, COAL BED METHANE AND OTHER MINERALS OF ANY NATURE WHATSOEVER IN OR UNDER THE ABOVE-DESCRIBED REAL PROPERTY TO THE EXTENT NOT PREVIOUSLY SEVERED, TOGETHER WITH THE RIGHT TO EXPLORE FOR, DEVELOP, MINE AND PRODUCE THE SAME BY ANY MEANS EXCEPT BY SURFACE MINING METHODS, WITHOUT LIABILITY TO THE SURFACE OWNER, INCLUDING WITHOUT LIMITATION ANY LIABILITY FOR SUBSIDENCE OR REMOVAL OF SUBJACENT OR LATERAL SUPPORT.

(13) Parcel No. 84-02-32-200-007.000-025

Acreage: 39.1

Commonly Known As: N/a

Legal Description:

PARCEL 1

SURFACE ONLY OF PARTS OF THE NORTHEAST QUARTER AND THE NORTHWEST QUARTER OF SECTION THIRTY-TWO (32), TOWNSHIP THIRTEEN (13) NORTH, RANGE NINE (9) WEST, FAYETTE TOWNSHIP, VIGO COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER CONTAINING 40 ACRES, MORE OR LESS, AND THE EAST HALF OF THE NORTHEAST QUARTER WITH THE FOLLOWING THREE EXCEPTIONS:

BEGINNING AT A POINT ON THE SOUTH LINE OF SAID NORTHEAST QUARTER 30 FEET EAST OF THE SOUTHWEST CORNER THEREOF AND RUNNING NORTHWARDLY PARALLEL TO, AND 30 FEET EAST OF THE WEST LINE OF SAID HALF QUARTER SECTION A DISTANCE OF 208.71 FEET TO A STAKE; THENCE EASTWARDLY PARALLEL TO THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO A STAKE; THENCE SOUTHWARDLY PARALLEL TO THE WEST LINE OF SAID HALF QUARTER SECTION TO A POINT ON THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 208.71 FEET; THENCE WESTWARDLY ON AND ALONG THE SOUTH LINE OF SAID HALF QUARTER SECTION, A DISTANCE OF 312.0 FEET TO THE PLACE OF BEGINNING; CONTAINING IN ALL 1.5 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32, AND RUNNING THENCE SOUTH 0 DEGREES 38 MINUTES WEST ON AND ALONG THE EAST LINE OF SAID SECTION 32, 1,435.0 FEET TO A POINT; THENCE WEST 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST 1,440.2 FEET, PLUS OR MINUS, TO THE NORTH LINE OF SAID SECTION 32; THENCE SOUTH 89 DEGREES 32 MINUTES EAST ON AND ALONG THE NORTH LINE OF SAID SECTION 32, 660.0 FEET PLUS OR MINUS, TO THE PLACE OF BEGINNING CONTAINING 21.78 ACRES, MORE OR LESS.

ALSO, BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; RUNNING THENCE SOUTH 89 DEGREES 37 MINUTES WEST ON AND ALONG THE SOUTH LINE OF SAID QUARTER SECTION 660 FEET; THENCE NORTH 0 DEGREES 38 MINUTES EAST, 1,162.8 FEET TO A POINT WHICH IS 1,440.2 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTH LINE OF SAID SECTION 32; THENCE EAST 660 FEET TO A POINT ON THE EAST LINE OF SECTION 32 WHICH POINT IS 1,435.0 FEET SOUTH 0 DEGREES 38 MINUTES WEST OF THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 32; THENCE SOUTH ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 32, 1,158.45 FEET TO THE PLACE OF BEGINNING; CONTAINING 17.62 ACRES, MORE OR LESS.

CONTAINING AFTER EXCEPTIONS 37.9 ACRES, MORE OR LESS.

ALSO:

THAT PART OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63, CONTAINING 4.3 ACRES, MORE OR LESS.

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63 CONTAINING 2.6 ACRES, MORE OR LESS.

CONTAINING IN ALL, AFTER SAID EXCEPTIONS, 84.8 ACRES, MORE OR LESS.

SUBJECT TO RIGHTS GRANTED TO PUBLIC SERVICE COMPANY OF INDIANA, INC., BY INSTRUMENT DATED DECEMBER 7, 1954, AND RECORDED IN DEED RECORD 287 AT PAGE 245 OF THE RECORDS OF THE RECORDER'S OFFICE OF VIGO COUNTY, INDIANA.

EXCEPT ALL COAL, OIL, GAS, COAL BED METHANE AND OTHER MINERALS OF ANY NATURE WHATSOEVER IN OR UNDER THE ABOVE-DESCRIBED REAL PROPERTY TO THE EXTENT NOT PREVIOUSLY SEVERED, TOGETHER WITH THE RIGHT TO EXPLORE FOR, DEVELOP, MINE AND PRODUCE THE SAME BY ANY MEANS EXCEPT BY SURFACE MINING METHODS, WITHOUT LIABILITY TO THE SURFACE OWNER, INCLUDING WITHOUT LIMITATION ANY LIABILITY FOR SUBSIDENCE OR REMOVAL OF SUBJACENT OR LATERAL SUPPORT.

(14) Parcel No. 84-02-29-400-004.000-025

Acreage: 141.2

Commonly Known As: N/a

Legal Description:

PARCEL 2

SURFACE ONLY OF PART OF THE WEST HALF OF THE WEST HALF OF SECTION TWENTY-EIGHT (28); AND, PART OF THE SOUTHEAST QUARTER OF SECTION TWENTY-NINE (29), TOWNSHIP THIRTEEN (13) NORTH, RANGE NINE (9) WEST, FAYETTE TOWNSHIP, VIGO COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

THAT PART OF THE NORTH HALF OF THE SOUTH HALF OF WEST FRACTIONAL SECTION 28, TOWNSHIP 13 NORTH, RANGE 9 WEST, LYING WEST OF THE DURKEE'S FERRY ROAD, EXCEPT A TRACT CONVEYED TO THE SOUTHERN INDIANA RAILROAD COMPANY, BY DEED RECORDED IN DEED RECORD 113, PAGE 328 DESCRIBED AS FOLLOWS: A TRIANGULAR TRACT OF LAND IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 28-13-9 WEST, BEING ALL THAT PART OF SAID QUARTER SECTION LYING WEST OF THE CENTER LINE OF DURKEE'S FERRY ROAD, AND NORTH AND EAST OF A LINE PARALLEL TO AND 150 FEET SOUTHWESTERLY FROM THE CENTER LINE OF THE GRANTEE'S EXTENSION THROUGH VIGO COUNTY AS NOW LOCATED; ALSO EXCEPTING A TRACT CONVEYED TO

SOUTHERN CONSTRUCTION COMPANY, BY DEED RECORDED IN DEED RECORD 267, PAGE 7, DESCRIBED AS FOLLOWS: ALL THAT PART OF THE NORTH HALF OF THE SOUTH HALF OF WEST FRACTIONAL SECTION 28-13-9 WEST, LYING WEST OF THE DURKEE'S FERRY ROAD AND SOUTH OF THE FRANK LEEK GRAVEL ROAD, AS SAID ROADS ARE NOW LAID OUT AND ESTABLISHED, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE WEST LINE OF WEST FRACTIONAL SECTION 28-13-9 WEST, 1,549.95 FEET NORTH OF THE SOUTHWEST CORNER OF SAID SECTION; THENCE NORTH ALONG THE WEST LINE OF SAID SECTION 540 FEET TO THE CENTER OF THE FRANK LEEK GRAVEL ROAD AS NOW LAID OUT AND ESTABLISHED; THENCE EASTWARDLY ALONG THE CENTERLINE OF SAID ROAD 769 FEET TO THE CENTER OF THE DURKEE'S FERRY ROAD AS NOW LAID OUT AND ESTABLISHED; THENCE SOUTHWARDLY ALONG THE CENTER OF SAID ROAD 550 FEET TO AN IRON PIN; THENCE WESTWARDLY 805 FEET TO THE POINT OF BEGINNING, LEAVING AFTER EXCEPTIONS 7.0 ACRES, MORE OR LESS.

THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 13 NORTH, RANGE 9 WEST, EXCEPT THE FOLLOWING: A TRACT CONVEYED TO VICTORY SERVICES CORPORATION AND IS DESCRIBED AS THAT PART LYING NORTH OF THE THOMAS LEEK GRAVEL ROAD IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29-13-9 WEST; ALSO EXCEPTING A TRACT CONVEYED TO THOMAS AND MARY LEEK, BY DEED RECORDED IN DEED RECORD 211, PAGE 573, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 679 FEET DUE SOUTH OF THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29; RUNNING THENCE DUE EAST 388.4 FEET; THENCE SOUTH 673 FEET; THENCE WEST 388.4 FEET; THENCE NORTH 673 FEET TO THE PLACE OF

BEGINNING, LEAVING AFTER EXCEPTIONS 136 ACRES, MORE OR LESS.

THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 13 NORTH, RANGE 9 WEST LYING EAST OF THE RIGHT-OF-WAY FOR STATE HIGHWAY 63, CONTAINING 5.2 ACRES, MORE OR LESS.

ALSO EXCEPTING THEREFROM EACH OF THE ABOVE TRACTS OR INTERESTS IN SAID TRACTS: PIPELINE EASEMENTS HERETOFORE GRANTED TO SHELL OIL COMPANY AND EASEMENTS HERETOFORE GRANTED TO PUBLIC SERVICE COMPANY OF INDIANA, INC.

CONTAINING IN ALL, AFTER SAID EXCEPTIONS, 148.2 ACRES, MORE OR LESS.

SUBJECT TO RIGHT OF WAY EASEMENT BETWEEN PEABODY COAL COMPANY, A DELAWARE CORPORATION AND MIDWESTERN GAS TRANSMISSION COMPANY, A DELAWARE CORPORATION, AS SHOWN BY INSTRUMENT DATED DECEMBER 20, 2000 AND RECORDED ON JANUARY 9, 2001 AS INSTRUMENT NUMBER 20010494 IN RECORDS OF THE RECORDER'S OFFICE OF VIGO COUNTY, INDIANA.

EXCEPT ALL COAL, OIL, GAS, COAL BED METHANE AND OTHER MINERALS OF ANY NATURE WHATSOEVER IN OR UNDER THE ABOVE-DESCRIBED REAL PROPERTY TO THE EXTENT NOT PREVIOUSLY SEVERED, TOGETHER WITH THE RIGHT TO EXPLORE FOR, DEVELOP, MINE AND PRODUCE THE SAME BY ANY MEANS EXCEPT BY SURFACE MINING METHODS, WITHOUT LIABILITY TO THE

(15) Parcel No. 84-02-33-101-009.000-025

Acreage: 9.687

Commonly Known As: N/a

Legal Description:

Part of the Northwest Quarter of Section 33, Township 13 North, Range 9 West of the Second Principal Meridian in Vigo County, Indiana, being described as follows:

Commencing at a 5/8 inch rebar marking the Northwest corner of said Section 33; thence South 89 degrees 59 minutes 50 seconds East (basis of bearings is the Indiana State Plane Coordinate System - West Zone, NAD 83) along the North line of said Section 33 a distance of 750.13 feet; thence South 03 degrees 41 minutes 52 seconds West 62.90 feet to the Point of Beginning; thence South 89 degrees 18 minutes 52 seconds East 722.47 feet; thence South 17 degrees 36 minutes 38 seconds West 742.11 feet; thence North 78 degrees 33 minutes 09 seconds West 550.64 feet; thence N01th 04 degrees 22 minutes 36 seconds East 217.28 feet; thence N01th 03 degrees 41 minutes 52 seconds East 390.86 feet; to the point of beginning. Containing 9.687 acres, more or less.



STATEMENT OF BENEFITS REAL ESTATE IMPROVEMENTS

State Form 51767 (R7 / 1-21)

Prescribed by the Department of Local Government Finance

20__ PAY 20__

FORM SB-1 / Real Property

PRIVACY NOTICE

Any information concerning the cost of the property and specific salaries paid to individual employees by the property owner is confidential per IC 6-1.1-12.1-5.1.

This statement is being completed for real property that qualifies under the following Indiana Code (check one box):

- ☒ Redevelopment or rehabilitation of real estate improvements (IC 6-1.1-12.1-4)
☐ Residentially distressed area (IC 6-1.1-12.1-4.1)

INSTRUCTIONS:

- This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing if the designating body requires information from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise, this statement must be submitted to the designating body **BEFORE** the redevelopment or rehabilitation of real property for which the person wishes to claim a deduction.
- The statement of benefits form must be submitted to the designating body and the area designated an economic revitalization area before the initiation of the redevelopment or rehabilitation for which the person desires to claim a deduction.
- To obtain a deduction, a Form 322/RE must be filed with the county auditor before May 10 in the year in which the addition to assessed valuation is made or not later than thirty (30) days after the assessment notice is mailed to the property owner if it was mailed after April 10. A property owner who failed to file a deduction application within the prescribed deadline may file an application between January 1 and May 10 of a subsequent year.
- A property owner who files for the deduction must provide the county auditor and designating body with a Form CF-1/Real Property. The Form CF-1/Real Property should be attached to the Form 322/RE when the deduction is first claimed and then updated annually for each year the deduction is applicable. IC 6-1.1-12.1-5.1(b)
- For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. For a Form SB-1/Real Property that is approved prior to July 1, 2013, the abatement schedule approved by the designating body remains in effect. IC 6-1.1-12.1-17

SECTION 1 TAXPAYER INFORMATION					
Name of taxpayer Wabash Valley Resources LLC					
Address of taxpayer (number and street, city, state, and ZIP code) 444 West Sandford Ave., West Terre Haute, IN 47885					
Name of contact person Dan Williams, Chief Operating Officer		Telephone number (812) 281-2800		E-mail address dwilliams@wvresc.com	
SECTION 2 LOCATION AND DESCRIPTION OF PROPOSED PROJECT					
Name of designating body Vigo County Council				Resolution number	
Location of property 444 West Sandford Ave., West Terre Haute, IN 47885		County Vigo		DLGF taxing district number 84-003	
Description of real property improvements, redevelopment, or rehabilitation (use additional sheets if necessary) Wabash Valley Resources - Wabash Project and associated properties. See attached details				Estimated start date (month, day, year) Feb. 1, 2024	
				Estimated completion date (month, day, year) December 31, 2026	
SECTION 3 ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT					
Current Number 17.00	Salaries \$2,233,404.00	Number Retained 17.00	Salaries \$2,233,404.00	Number Additional 107.00	Salaries \$13,450,596.00
SECTION 4 ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT					
		REAL ESTATE IMPROVEMENTS			
		COST		ASSESSED VALUE	
Current values				4,246,700.00	
Plus estimated values of proposed project		67,600,000.00			
Less values of any property being replaced		0.00			
Net estimated values upon completion of project					
SECTION 5 WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER					
Estimated solid waste converted (pounds) _____			Estimated hazardous waste converted (pounds) _____		
Other benefits In addition to the employees listed in Section 3, the project will create an estimated 360 construction jobs on average for up to approximately two and one half (2.5) years. Estimates herein are for Phase I of the overall project, both real and personal property improvements.					
SECTION 6 TAXPAYER CERTIFICATION					
I hereby certify that the representations in this statement are true.					
Signature of authorized representative 				Date signed (month, day, year) 5-22-2023	
Printed name of authorized representative Daniel Williams			Title Chief Operating Officer		

FOR USE OF THE DESIGNATING BODY

We find that the applicant meets the general standards in the resolution adopted or to be adopted by this body. Said resolution, passed or to be passed under IC 6-1.1-12.1, provides for the following limitations:

- A. The designated area has been limited to a period of time not to exceed N/A calendar years* (see below). The date this designation expires is N/A. NOTE: This question addresses whether the resolution contains an expiration date for the designated area.
- B. The type of deduction that is allowed in the designated area is limited to:
 1. Redevelopment or rehabilitation of real estate improvements ☐ Yes ☒ No
 2. Residentially distressed areas ☐ Yes ☒ No
- C. The amount of the deduction applicable is limited to \$ N/A.
- D. Other limitations or conditions (specify) Use of National Maintenance Agreements for construction; no limit in C. above
- E. Number of years allowed: ☒ Year 1 ☒ Year 2 ☒ Year 3 ☒ Year 4 ☒ Year 5 (* see below)
☒ Year 6 ☒ Year 7 ☒ Year 8 ☒ Year 9 ☒ Year 10
- F. For a statement of benefits approved after June 30, 2013, did this designating body adopt an abatement schedule per IC 6-1.1-12.1-17?
☒ Yes ☐ No
 If yes, attach a copy of the abatement schedule to this form.
 If no, the designating body is required to establish an abatement schedule before the deduction can be determined.

We have also reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved (signature and title of authorized member of designating body)	Telephone number ()	Date signed (month, day, year)
Printed name of authorized member of designating body R. Todd Thacker	Name of designating body Vigo County Council	
Attested by (signature and title of attester)	Printed name of attester	

* If the designating body limits the time period during which an area is an economic revitalization area, that limitation does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years that is less than the number of years designated under IC 6-1.1-12.1-17.

- A. For residentially distressed areas where the Form SB-1/Real Property was approved prior to July 1, 2013, the deductions established in IC 6-1.1-12.1-4.1 remain in effect. The deduction period may not exceed five (5) years. For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. Except as provided in IC 6-1.1-12.1-18, the deduction period may not exceed ten (10) years. (See IC 6-1.1-12.1-17 below.)
- B. For the redevelopment or rehabilitation of real property where the Form SB-1/Real Property was approved prior to July 1, 2013, the abatement schedule approved by the designating body remains in effect. For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. (See IC 6-1.1-12.1-17 below.)

IC 6-1.1-12.1-17

Abatement schedules

Sec. 17. (a) A designating body may provide to a business that is established in or relocated to a revitalization area and that receives a deduction under section 4 or 4.5 of this chapter an abatement schedule based on the following factors:

- (1) The total amount of the taxpayer's investment in real and personal property.
- (2) The number of new full-time equivalent jobs created.
- (3) The average wage of the new employees compared to the state minimum wage.
- (4) The infrastructure requirements for the taxpayer's investment.

(b) This subsection applies to a statement of benefits approved after June 30, 2013. A designating body shall establish an abatement schedule for each deduction allowed under this chapter. An abatement schedule must specify the percentage amount of the deduction for each year of the deduction. Except as provided in IC 6-1.1-12.1-18, an abatement schedule may not exceed ten (10) years.

(c) An abatement schedule approved for a particular taxpayer before July 1, 2013, remains in effect until the abatement schedule expires under the terms of the resolution approving the taxpayer's statement of benefits.

FOR USE OF THE DESIGNATING BODY

We find that the applicant meets the general standards in the resolution adopted or to be adopted by this body. Said resolution, passed or to be passed under IC 6-1.1-12.1, provides for the following limitations:

- A. The designated area has been limited to a period of time not to exceed _____ calendar years* (see below). The date this designation expires is _____. *NOTE: This question addresses whether the resolution contains an expiration date for the designated area.*
- B. The type of deduction that is allowed in the designated area is limited to:
1. Redevelopment or rehabilitation of real estate improvements ☐ Yes ☐ No
 2. Residentially distressed areas ☐ Yes ☐ No
- C. The amount of the deduction applicable is limited to \$ _____.
- D. Other limitations or conditions (specify) _____
- E. Number of years allowed: ☐ Year 1 ☐ Year 2 ☐ Year 3 ☐ Year 4 ☐ Year 5 (* see below)
☐ Year 6 ☐ Year 7 ☐ Year 8 ☐ Year 9 ☐ Year 10
- F. For a statement of benefits approved after June 30, 2013, did this designating body adopt an abatement schedule per IC 6-1.1-12.1-17?
☐ Yes ☐ No
 If yes, attach a copy of the abatement schedule to this form.
 If no, the designating body is required to establish an abatement schedule before the deduction can be determined.

We have also reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved (signature and title of authorized member of designating body)	Telephone number ()	Date signed (month, day, year)
Printed name of authorized member of designating body	Name of designating body	
Attested by (signature and title of attester)	Printed name of attester	

* If the designating body limits the time period during which an area is an economic revitalization area, that limitation does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years that is less than the number of years designated under IC 6-1.1-12.1-17.

- A. For residentially distressed areas where the Form SB-1/Real Property was approved prior to July 1, 2013, the deductions established in IC 6-1.1-12.1-4.1 remain in effect. The deduction period may not exceed five (5) years. For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. Except as provided in IC 6-1.1-12.1-18, the deduction period may not exceed ten (10) years. (See IC 6-1.1-12.1-17 below.)
- B. For the redevelopment or rehabilitation of real property where the Form SB-1/Real Property was approved prior to July 1, 2013, the abatement schedule approved by the designating body remains in effect. For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. (See IC 6-1.1-12.1-17 below.)

IC 6-1.1-12.1-17

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- (1) The total amount of the taxpayer's investment in real and personal property.
- (2) The number of new full-time equivalent jobs created.
- (3) The average wage of the new employees compared to the state minimum wage.
- (4) The infrastructure requirements for the taxpayer's investment.

(b) This subsection applies to a statement of benefits approved after June 30, 2013. A designating body shall establish an abatement schedule for each deduction allowed under this chapter. An abatement schedule must specify the percentage amount of the deduction for each year of the deduction. Except as provided in IC 6-1.1-12.1-18, an abatement schedule may not exceed ten (10) years.

(c) An abatement schedule approved for a particular taxpayer before July 1, 2013, remains in effect until the abatement schedule expires under the terms of the resolution approving the taxpayer's statement of benefits.

Wabash Valley Resources LLC

Attachment to SB-1

Wabash Valley Resources LLC proposes to construct a facility for the production of anhydrous ammonia with carbon capture and sequestration technology. The facility will use feedstock to produce clean hydrogen and anhydrous ammonia which is used in fertilizer and many other industrial applications. Though some aspects of the project are still under development, the project may include construction of on-site electrical generation equipment.

This abatement application is for Phase I of the project, which phase is anticipated to have a total cost of approximately \$770,600,000, including investments in both real property and new manufacturing equipment; of this amount, approximately \$703,000,000, is the estimated cost for new manufacturing equipment and approximately \$67,600,000 is the estimated cost for real property improvements. New and retained employees and salaries are estimated as indicated on the attached SB-1.

Phase II of the project is not part of this abatement application. Phase II is expected to involve pipeline infrastructure and injection wells to be installed outside of the ERA requested in this application. Accordingly, a separate abatement application is anticipated for Phase II. Total costs for Phases I and II of the project are currently estimated at approximately \$70,100,000 for real property improvements and \$766,600,000 for new manufacturing equipment. Total estimated tax abatement for both phases is estimated to be \$789,505,000, with total project expenditures for both phases, including land and existing plant upgrades estimated to be approximately \$908,461,000.

These figures are preliminary and may change as project development continues.

The design is progressing and the following list is general and preliminary. Certain items may change, be added or deleted.

1. Common to All Areas

- 1.1. Foundations
- 1.2. Roads and Paving
- 1.3. Steel Pipe Racks
- 1.4. Piping
- 1.5. Electrical raceway and cable
- 1.6. Instrumentation and controls
- 1.7. Auxiliary Systems
- 1.8. Miscellaneous Items

2. Water Gas Shift Area

- 2.1. Pressure Vessels
- 2.2. Tanks
- 2.3. Heat Exchangers
- 2.4. Compressors
- 2.5. Generator Package
- 2.6. Electrical Switchgear and Controls
- 2.7. Transformers
- 2.8. Electrical House
- 2.9. Compressor Shelter

3. CO2 Capture and Compression Area

- 3.1. Dehydration package unit
- 3.2. CO2 Fractionation unit

Wabash Valley Resources LLC

Attachment to SB-1

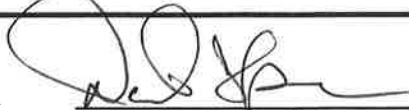



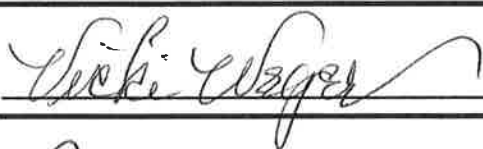


- 3.3. PSA unit
- 3.4. Recycle Gas Compressor package
- 3.5. Mixed Refrigerant Compressor package
- 3.6. Regeneration Compressor package
- 4. Ammonia Plant Area**
 - 4.1. Hydrogen Purification Unit (HPU)
 - 4.2. Syn Gas Compression System
 - 4.3. Ammonia Syn loop System
 - 4.4. Ammonia Refrigeration System
 - 4.5. Ammonia Recovery System
 - 4.6. Blow Down and Flare System
 - 4.7. Cooling Water System
 - 4.8. Steam, Condensate and BFW system
 - 4.9. Ammonia Tank farm
 - 4.10. Ammonia Product offload system
 - 4.11. Electrical House
 - 4.12. Electrical Switchgear and controls
 - 4.13. Transformers
- 5. Pipeline-CO2 Area (Outside of Phase 1 ERA)**
 - 5.1. CO2 pipeline from 444 Sandford Road-Terre Haute-IN to injection well locations
 - 5.2. Ancillary pipeline equipment
 - 5.3. Cathodic Protection
- 6. CO2 Wells Area (Outside of Phase 1 ERA)**
 - 6.1. Deep well injection systems
 - 6.2. Monitoring well systems
 - 6.3. Control Buildings at each well site
 - 6.4. Ancillary Equipment
- 7. Balance of Plant Area**
 - 7.1. Water Intake structure, pumps and ancillary equipment
 - 7.2. Instrument Air Compressor system
 - 7.3. Fire Water Pumps/Storage
 - 7.4. High Voltage Substation (switchgear, transformers, misc)
 - 7.5. Substation Control Building
 - 7.6. Cooling Tower, pumps and ancillary equipment
 - 7.7. Boiler Feed Water system
 - 7.8. Electrical Building
 - 7.9. Gas Metering and control stations
 - 7.10. Miscellaneous Equipment
 - 7.11. Warehouse
 - 7.12. Buildings
 - 7.13. Fences
- 8. (TBD under consideration) On-site electric generation equipment (cost of this equipment is not included in the cost estimates shown on SB-1)**

RESOLUTION OF RE-ALLOCATION OF EXISTING APPROPRIATION 2023-11

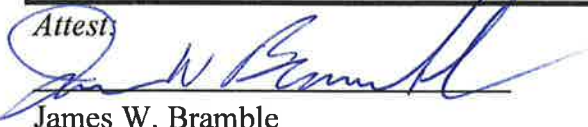
It has been shown that certain existing appropriations now have unobligated balances which will not be needed for the purposes which appropriated are hereby re-allocated in the following amounts:

	<u>REQUESTED</u>	<u>APPROVED</u>
<u>COUNTY GENERAL FUND/1000</u>		
<u>Election Board/0062</u>		
From: 1000.21150.000.0062 Computer Supplies	\$12,500	
To: 1000.44510.000.0062 New Equipment	\$12,500	\$12,500

Approved on this 13th day of June, 2023.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker,	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Aaron Loudermilk	

Attest:


James W. Bramble
Vigo County Auditor

SALARY ORDINANCE 2023-11

SECTION 1. Be it ordained by the County Council of Vigo County, Indiana, that for the salaries of Vigo County Indiana, that for the salaries of the County Government Office Holders and the employees for the year ending December 31, 2023, the following sums of money are hereby appropriated and ordered set apart for the purposes specified, subject to the laws governing the same. Such sums herein appropriated shall be otherwise expressly stipulated for by law provided, however, that disbursements from each appropriated are further limited to the amounts listed for the detailed accounts making up such appropriation unless said accounts are increased or decreased in another ordinance or resolution by the County Council.

SECTION 2. That for the said fiscal year, there is appropriated out of the County General Fund the following:

PROPOSED APPROVED

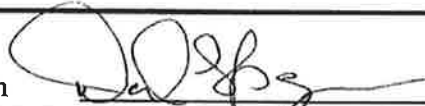

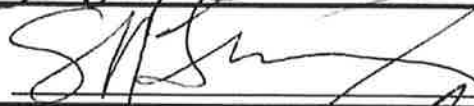

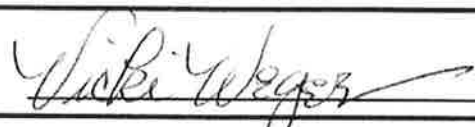


COUNTY GENERAL FUND/1000

Prosecutor/0009


- | | |
|---|--------------------------|
| a. Amend Deputy Prosecutor Base Salary (12) | \$80,000/annually |
| b. Amend Part-Time Trial Deputy (6) | \$41,531/annually |
| c. Amend Part-Time Trial Deputy/City Ct. Prosecutor (1) | \$43,327/annually |

SECTION 3. Effective June 14, 2023.

Approved on this 13th day of June, 2023.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	David Thompson	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Travis Norris	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Marie Theisz	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker,	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Vicki Weger	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nancy Allsup	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		

Attest:


James W. Bramble
Vigo County Auditor

SALARY ORDINANCE 2023-12

SECTION 1. Be it ordained by the County Council of Vigo County, Indiana, that for the salaries of Vigo County Indiana, that for the salaries of the County Government Office Holders and the employees for the year ending December 31, 2023, the following sums of money are hereby appropriated and ordered set apart for the purposes specified, subject to the laws governing the same. Such sums herein appropriated shall be otherwise expressly stipulated for by law provided, however, that disbursements from each appropriated are further limited to the amounts listed for the detailed accounts making up such appropriation unless said accounts are increased or decreased in another ordinance or resolution by the County Council.

SECTION 2. That for the said fiscal year, there is appropriated out of the Vigo County General Fund the following:

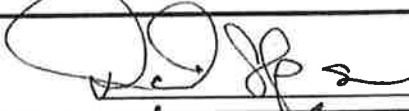
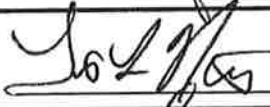



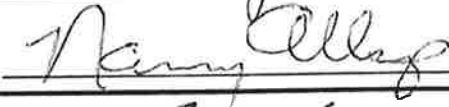

COUNTY GENERAL PROSECUTOR/0009

The 2023 Salary Ordinance for the General Employees was adopted with a provision in Paragraph H for Deputy Prosecutors to be paid an amount in addition to the base salary pursuant to criteria established by the Prosecutor's Office. Per the ordinance the criteria has been re-evaluated for current Deputy Prosecutors and reassigned a percentage to be applied to the recommended base salary to determine the total salary as shown on Attachment 1. In the event of a vacancy or a reassignment of the role of a Deputy Prosecutor, the percentage will need to be re-evaluated and approved by the Vigo County Council.

SEE ATTACHMENT

Effective June 14, 2023

Approved on this 13th day of June, 2023

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	David Thompson	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Travis Norris	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Marie Theisz	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker,	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Vicki Weger	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nancy Allsup	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		

Attest:


James W. Bramble
Vigo County Auditor

Attachment 1
Salary Ordinance 2023-
(Scale for Deputy Prosecutors)

Role	Name	Total % Increase	2023 Rec Base	Rec Increase	2023 Amended
HL Felony	Courtney Lawrence	6%	\$ 80,000	\$ 4,800	\$ 84,800
HL Felony	Charles Ray	6%	\$ 80,000	\$ 4,800	\$ 84,800
HL Felony	Blake Fitzpatrick	6%	\$ 80,000	\$ 4,800	\$ 84,800
HL Felony	Open	6%	\$ 80,000	\$ 4,800	\$ 84,800
HL Felony	Christopher Dailey	6%	\$ 80,000	\$ 4,800	\$ 84,800
HL Felony	Jason Saunders	6%	\$ 80,000	\$ 4,800	\$ 84,800
Specialized	Darek McMullen	10%	\$ 80,000	\$ 8,000	\$ 88,000
Specialized	Kevin O'Reilly	10%	\$ 80,000	\$ 8,000	\$ 88,000
Specialized	Open	10%	\$ 80,000	\$ 8,000	\$ 88,000
Problem Solving	Cythia Fisher	4%	\$ 80,000	\$ 3,200	\$ 83,200
Child Support	Megan Illif	4%	\$ 80,000	\$ 3,200	\$ 83,200
LL Felony	Rustie Mills	0%	\$ 80,000	\$ -	\$ 80,000
LL Felony	Robert Johnson	0%	\$ 80,000	\$ -	\$ 80,000

HL Felony = High Level Felony

LL Felony = Misdemeanor & Low Level Felony

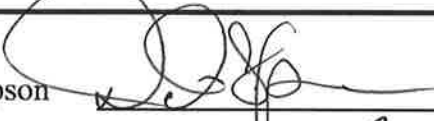






ADDITIONAL APPROPRIATION ORDINANCE 2023-28

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:


SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the Drug Free Community Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<u>DRUG FREE COMMUNITY/1148</u>		
1148.36700.000.0000 Operating Expenses	\$67,065	
Total Drug Free Community Fund	\$67,065	\$67,065

Approved on this 13th day of June, 2023.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		

Attest:


James W. Bramble
Vigo County Auditor

ADDITIONAL APPROPRIATION ORDINANCE 2023-29

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the General Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

GENERAL FUND/1000

Juvenile Court/0234

1000.33300.000.0234 Contractual Services

Total General Fund

ADVERTISED





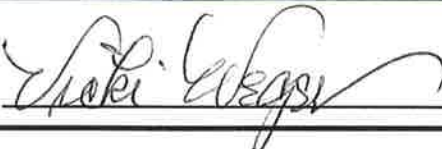


APPROPRIATED

\$ 20,000

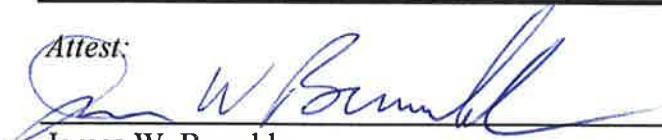
\$ 20,000

\$ 20,000

Approved on this 13th day of June, 2023.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	David Thompson	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Travis Norris	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Marie Theisz	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker, President	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Vicki Weger	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nancy Allsup	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		

Attest:


James W. Bramble
Vigo County Auditor

ADDITIONAL APPROPRIATION ORDINANCE 2023-30

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the General Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

GENERAL FUND/1000

Courts/0232

1000.30700.000.0232 Legal Services

Total General Fund

ADVERTISED


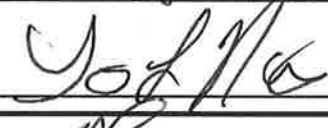


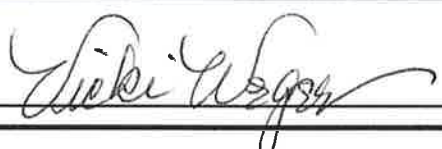


APPROPRIATED

\$ 6,000

\$ 6,000

\$6,000

Approved on this 13th day of June, 2023 .

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	David Thompson	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Travis Norris	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Marie Theisz	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker, President	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Vicki Weger	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nancy Allsup	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		

Attest:


James W. Bramble

Vigo County Auditor



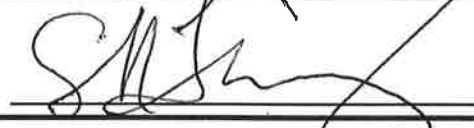

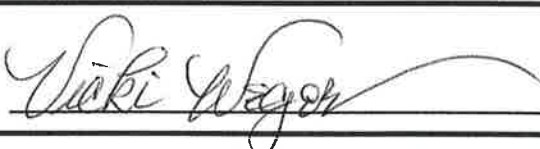
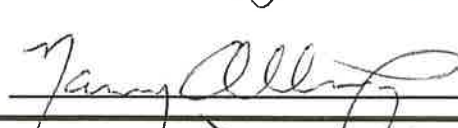

ADDITIONAL APPROPRIATION ORDINANCE 2023-031

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:


SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the Vigo County Health Department Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<u>Vigo County Health Department Fund/1159</u>		
1159.44460.000.0000 Vehicles	\$ 89,535	
Total Vigo County Health Department Fund	\$ 89,535	\$ 89,535

Approved on this 13th day of June, 2023 .

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk,	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		

Attest:


James W. Bramble
Vigo County Auditor

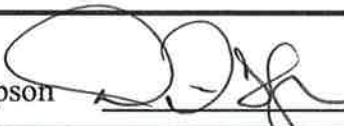



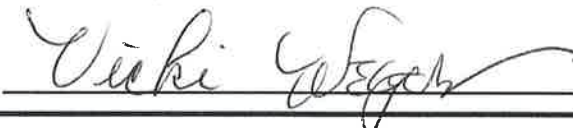


ADDITIONAL APPROPRIATION ORDINANCE 2023-032

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:


SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the Vigo County Health Department Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<u>Vigo County Health Department Fund/1159</u>		
1159.44510.000.0000 New Equipment	\$ 24,511	
Total Vigo County Health Department Fund	\$ 24,511	\$ 24,511

Approved on this 13th day of June, 2023.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk,	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		

Attest:


James W. Bramble
Vigo County Auditor





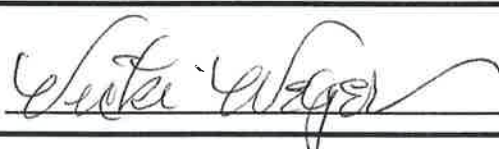

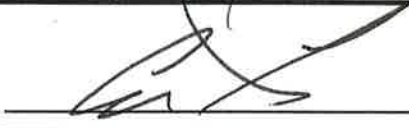
ADDITIONAL APPROPRIATION ORDINANCE 2023-33

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the EDIT Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<u>EDIT/1112</u>		
1112.31001.000.0000 Special Events	\$ 25,000	
Total EDIT Fund	\$ 25,000	\$ 25,000

Approved on this 13th day of June, 2023 .

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	R. Todd Thacker, President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Aaron Loudermilk	

Attest:


James W. Bramble

Vigo County Auditor



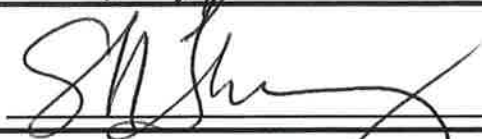




ADDITIONAL APPROPRIATION ORDINANCE 2023-34

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:


SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the ARPA Grant Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<u>ARPA GRANT FUND/8950</u>		
8950.37850.000.0000 Professional Services	\$ 500,000	
Total ARPA Grant Fund	\$ 500,000	\$ 500,000

Approved on this 13th day of June, 2023 .

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input checked="" type="checkbox"/>	Abstain <input type="checkbox"/>	R. Todd Thacker, President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Aaron Loudermilk	

Attest:


James W. Bramble
Vigo County Auditor


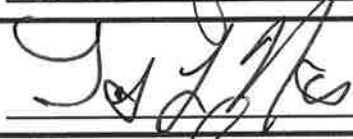
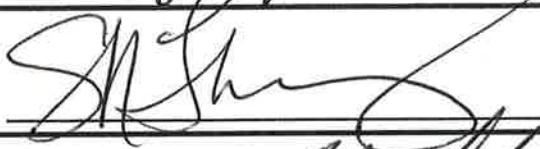




ADDITIONAL APPROPRIATION ORDINANCE 2023-35

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:


SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the ARPA Grant Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<u>ARPA GRANT FUND/8950</u>		
8950.44850.000.0000 Ind. State University Project	\$ 3,000,000	
Total ARPA Grant Fund	\$ 3,000,000	\$ 3,000,000

Approved on this 13th day of June, 2023 .

Aye <input type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input checked="" type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input checked="" type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	R. Todd Thacker, President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup	
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input checked="" type="checkbox"/>	Abstain <input type="checkbox"/>	Aaron Loudermilk	

Attest:


James W. Bramble
Vigo County Auditor

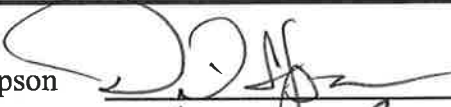



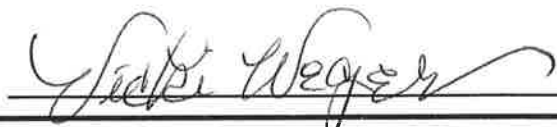


ADDITIONAL APPROPRIATION ORDINANCE 2023-36

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:


SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the ARPA Grant Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<u>ARPA GRANT FUND/8950</u>		
8950.30012.000.0000 Reimburse Hospital Benefits	\$ 693,028	
Total ARPA Grant Fund	\$ 693,028	\$693,028

Approved on this 13th day of June, 2023 .

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	David Thompson	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Travis Norris	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Marie Theisz	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker, President	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Vicki Weger	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Nancy Allsup	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>	Aaron Loudermilk	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>		

Attest:


James W. Bramble
Vigo County Auditor

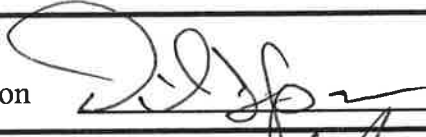


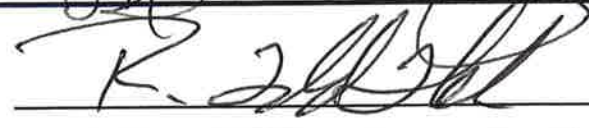
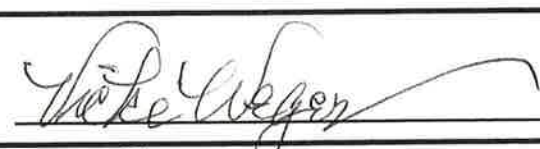


ADDITIONAL APPROPRIATION ORDINANCE 2023-37

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the General Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<u>GENERAL FUND/1000</u>		
<u>Prosecutor/0009</u>		
1000.21000.000.0009 Office Supplies	\$	2,000
1000.33300.000.0009 Contractual Services	\$	8,000
1000.36900.000.0009 Trials & Investigations	\$	10,000
1000.44480.000.0009 Office Furniture	\$	10,000
Total General Fund	\$	30,000 \$36,000

Approved on this 13th day of June, 2023.

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	R. Todd Thacker, President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Aaron Loudermilk	

Attest:



James W. Bramble
Vigo County Auditor

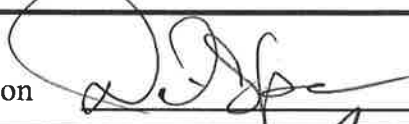
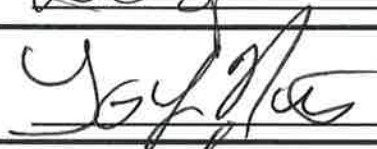
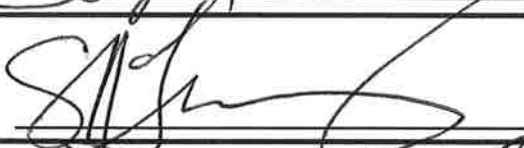
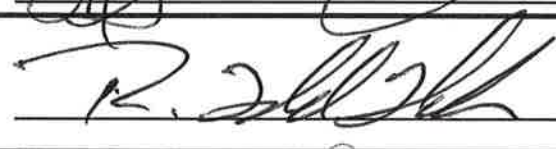
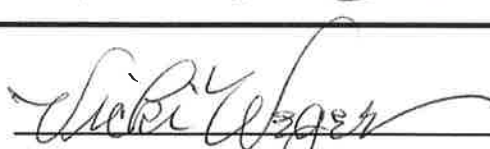
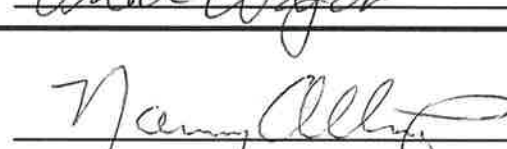

ADDITIONAL APPROPRIATION ORDINANCE 2023-38

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget. Now, therefore:

SEC. 1. Be it ordained by the County Council of Vigo County, Indiana, that for the expenses of the Infraction Deferral Fund, the following additional sums of money are hereby appropriated out of the funds named and for the purposes specified, subject to the laws governing the same.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<u>INFRACTION DEFERRAL FUND/2501</u>		
2501.31400.000.0000 Law Enforcement Grants	\$ 15,000	
Total Infraction Deferral Fund	\$ 15,000	\$15,000

Approved on this 13th day of June, 2023 .

Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	R. Todd Thacker, President	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup	
Aye <input checked="" type="checkbox"/>	Absent <input type="checkbox"/>		
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Aaron Loudermilk	

Attest:


James W. Bramble
Vigo County Auditor