

## **RESOLUTION NO. 2023-09**

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 Personal Property Tax Abatement

WHEREAS, a Petition for 10 year personal 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 personal 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 will be located, a copy of which is attached hereto as Exhibit A (the "Subject Property"), and the personal property to be abated.

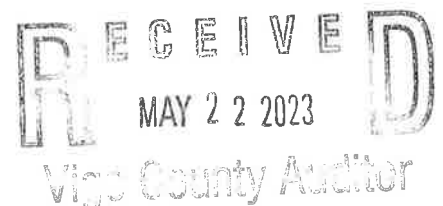
WHEREAS, Petitioner has represented and presented evidence that in connection with the project, Petitioner will create approximately 107 new permanent full-time jobs with a total incremental annual payroll and benefits package of approximately \$13,450,596. Petitioner has further represented and presented evidence that the cost of Phase I of this project will approximately \$703,000,000 for acquisition and installation of personal property and \$67,600,000 for real property improvements. It is also anticipated that this project will require approximately 360 construction jobs 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 found the Subject Property to be located in 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, deterioration of improvements, character of occupancy, age, obsolescence, substandard buildings and other factors which prevent normal development or use;

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

1. The Petitioner's estimate of the cost of new manufacturing equipment is reasonable for manufacturing equipment of that type in view of current technologies.



2. The Petitioner's estimate of the number of individuals who will be employed and retained, and the benefits thereby, can reasonably be expected to result from the project and installation of new manufacturing equipment.

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 installation of the new manufacturing equipment.

4. That the benefits for which information has been requested can reasonably be expected to result from the installation of the new manufacturing equipment.

5. Based upon: (1) the Petitioner's total investment in real and personal property; (2) the number of new full-time equivalent jobs created or retained; (3) the average wage of the new employees compared to the State minimum wage; and (4) the infrastructure requirements for Petitioner's investment and the totality of the benefits of the proposed project and installation of the new manufacturing equipment are sufficient to justify personal property tax abatement for a 10 year deduction period, in accord with the attached Deduction Schedule and each such deduction should be, and they are hereby allowed in accord with the attached Abatement Schedule.

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 investments 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 personal 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 personal property tax abatement provided therein for the proposed project in accord with the Abatement Schedule 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 \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
R. Todd Thacker, President

\_\_\_\_\_  
Travis Norris

\_\_\_\_\_  
David Thompson

\_\_\_\_\_  
Nancy Allsup

\_\_\_\_\_  
Marie Theisz

\_\_\_\_\_  
Vicki Weger

\_\_\_\_\_  
Aaron Loudermilk

Attest:

\_\_\_\_\_  
Jim Bramble, Vigo County Auditor

This instrument prepared by \_\_\_\_\_


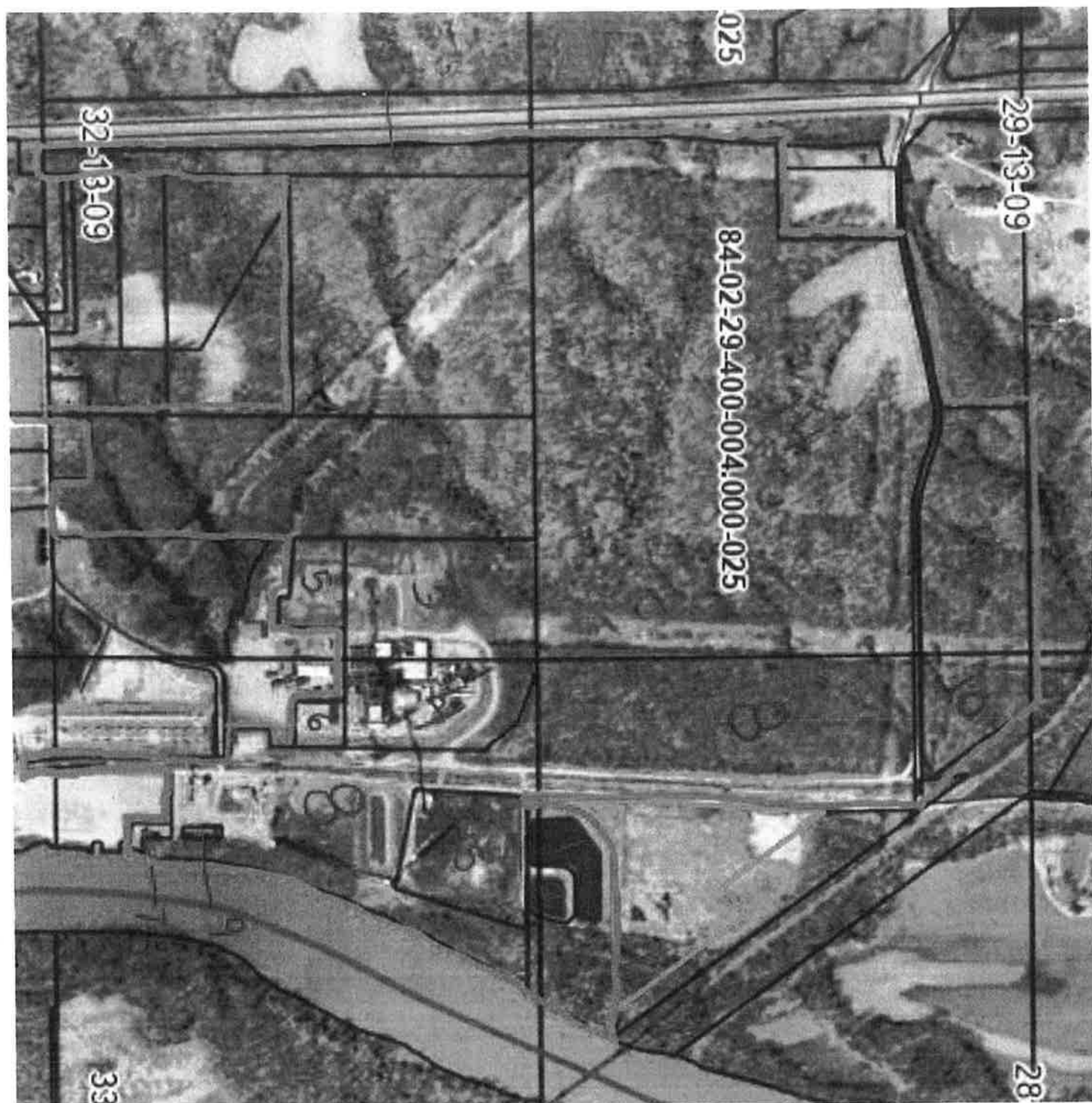
  
Richard J Shagley II, Wright, Shagley, & Lowery, P.C.  
500 Ohio Street, Terre Haute, IN, 47807; (812) 232-3388

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.

Personal 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%

**FINAL ACTION BY THE VIGO COUNTY COUNCIL  
REGARDING RESOLUTION No. 2023-09  
(Personal Property)**

WHEREAS, the Vigo County Council (hereinafter "Council") adopted Resolution No. 2023-09 on the \_\_\_\_ day of \_\_\_\_\_, 2023, and pursuant to Indiana Law has published notice of the adoption and substance of said Resolution including a description of the affected area and notice that a description of the affected area is available for inspection in the office of the County Assessor and further stating a date on which the Council would receive and hear remonstrances and objects; and

WHEREAS, a copy of the Notice referenced in Section 7 of Resolution 2023 -09 and Statement of Benefits was sent to all taxing units with authority to levy property taxes in the area where the Economic Revitalization Area is located and filed with the County Assessor; and

WHEREAS, said matter is before the Council for final action pursuant to Indiana Law; and

WHEREAS, the Council has received and examined, prior to such hearing, a Statement of Benefits on the forms prescribed by the Department of Local Government Finance and proper project and has found and does find:

1. The Petitioner's estimate of the cost of new manufacturing equipment is reasonable for manufacturing equipment of that type in view of current technologies.
2. The Petitioner's estimate of the number of individuals who will be employed and retained, and the benefits thereby, can reasonably be expected to result from the project and installation of new manufacturing equipment.
3. The Petitioner's estimate of the annual salaries or wages and all benefits of the individuals who will be employed and retained, and the benefit thereby, can reasonably be expected to result from the project and the installation of the new manufacturing equipment.
4. That the benefits about which information has been requested can reasonably be expected to result from the installation of the new manufacturing equipment.
5. Based upon: (1) the Petitioner's total investment in real and personal property; (2) the number of new full-time equivalent jobs created or retained; (3) the average wage of the new employees compared to the State minimum wage; and (4) the infrastructure requirements for Petitioner's investment and the totality of the benefits of the proposed project and installation of the new manufacturing equipment are sufficient to justify personal property tax abatement for a 10 year deduction period, in accord with the attached Deduction

Schedule and each such deduction should be, and they are hereby, allowed in accord with the attached Abatement Schedule.

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 the 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 personal property tax abatement and the Statement of Benefits copies of which were submitted with the petitions are 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 personal property tax abatement provided therein for the proposed project in accord with the schedule attached hereto.

7. That Wabash Valley Resources LLC is committed to following the National Maintenance Agreements for the construction of this project.

8. That the totality of benefits is sufficient to justify the deduction.

9. That all qualifications for an established Economic Revitalization Area have been met.

NOW, THEREFORE, for Final Actions on Resolution No. 2023-09 the Council RESOLVES, FINDS AND DETERMINES:

1. That all of the requirements for designation of the real estate described in Resolution No. 2023-09 (the "Original Resolution") as an Economic Revitalization Area have been met, the foregoing findings and the finding in the Original Resolution are true and that all information required to be submitted has been submitted in proper form.

2. That the Original Resolution is in all respects confirmed and approved (as modified to incorporate therein this final action) and that the benefits of the proposed project and the redevelopment and rehabilitation are sufficient to justify a 10 year personal property tax abatement under Indiana statutes for the proposed project and redevelopment and rehabilitation described in the Petitioner's Statement of Benefits and the deduction for the proposed project and Council authorizes and direct the endorsement of said Statement of Benefits to show such approval and that the real estate described in the Original Resolution is declared an Economic Revitalization Area for the purposes of a 10 year personal property tax abatement and that said real estate is hereby designated as an Economic Revitalization Area pursuant to I.C. 6-1.1-12.0-1 et. seq. and Petitioner is entitled to a 10 year personal property tax abatement as provided therein in accord with the attached Deduction Schedule in connection with the acquisition of the redevelopment/rehabilitation and the project.

3. That this Resolution shall also serve as the Resolution required by I.C. 6-1.1-12.1-2.5 (k) approving a tax abatement in an area previously designated as an allocation area by the Vigo County Council.

4. That said Resolution supplements any other designation of the Subject Property as an Economic Revitalization Area or similar designation.

5. That this Final Action, findings, and confirmation of the Original Resolution shall be incorporated in and be a part of the Original Resolution.

Passed in open Council this \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
R. Todd Thacker, President

\_\_\_\_\_  
Travis Norris

\_\_\_\_\_  
David Thompson

\_\_\_\_\_  
Nancy Allsup

\_\_\_\_\_  
Marie Theisz

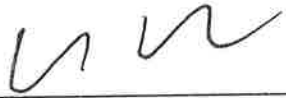
\_\_\_\_\_  
Vicki Weger

\_\_\_\_\_  
Aaron Loudermilk

Attest:

\_\_\_\_\_  
Jim Bramble, Vigo County Auditor

This instrument prepared by \_\_\_\_\_

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

## Personal 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  
PERSONAL 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 personal property to be located on owned real estate within Fayette Township, and in support thereof, states and shows as follows:

1. WVR intends to install new manufacturing equipment for the production of anhydrous ammonia with carbon capture and sequestration technology The Subject Property for the proposed Facility site is depicted in the attached Exhibit A ("Proposed Facility Subject Property" & "Property Facility Parcel List.")
2. It is projected that installation of equipment will begin after abatement approval with a projected construction commencement date of 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 will require one hundred seven (107) new permanent full-time operations and maintenance 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 personal property is sought for the Facility in order 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 personal 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 \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
R. Todd Thacker, President

\_\_\_\_\_  
Travis Norris

\_\_\_\_\_  
David Thompson

\_\_\_\_\_  
Nancy Allsup

\_\_\_\_\_  
Marie Theisz

\_\_\_\_\_  
Vicki Weger

\_\_\_\_\_  
Aaron Loudermilk

Attest:

\_\_\_\_\_  
Jim Bramble, Vigo County Auditor

This instrument prepared by \_\_\_\_\_


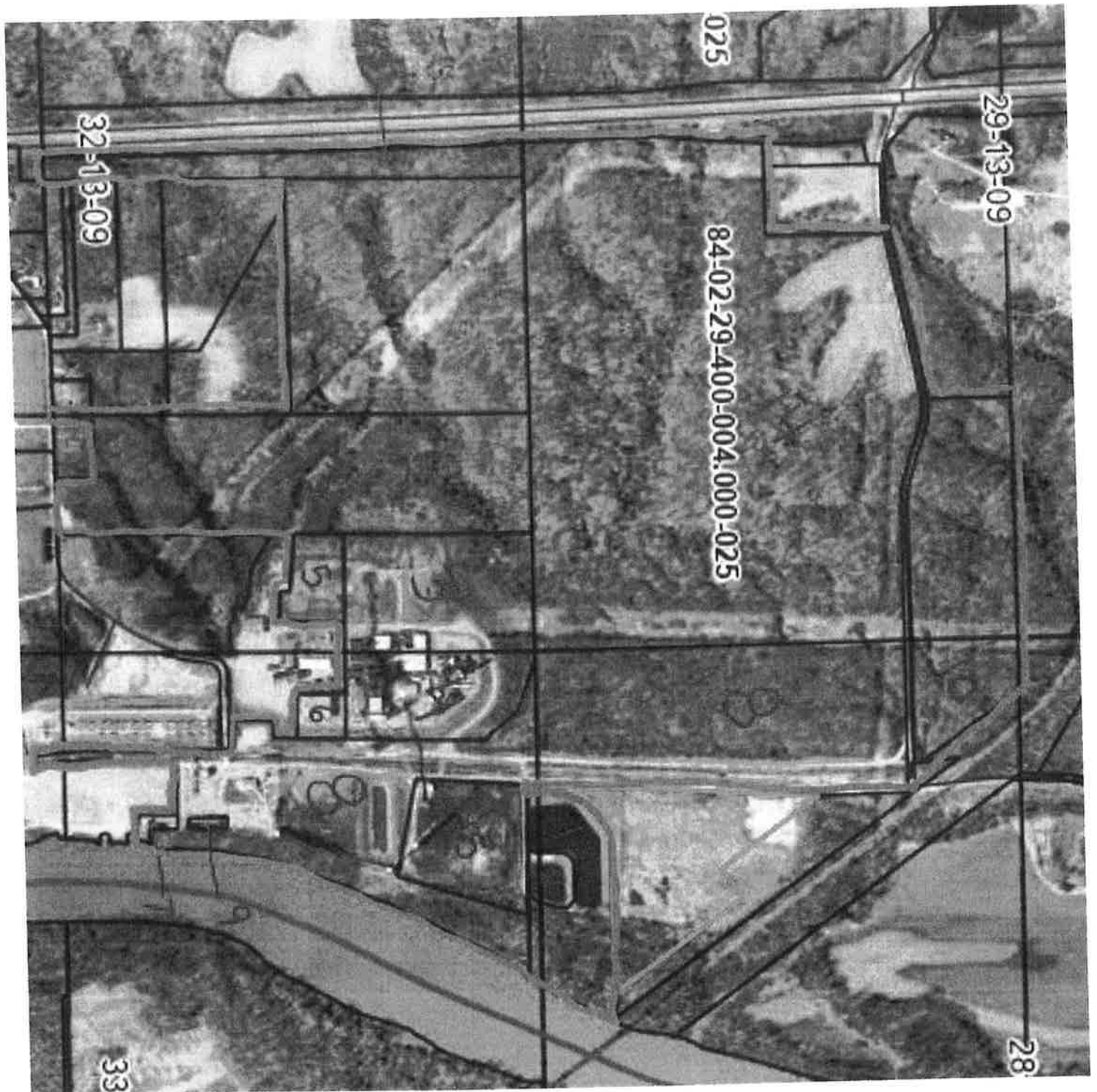
  
Richard J Shagley II, Wright, Shagley, & Lowery, P.C.  
500 Ohio Street, Terre Haute, IN, 47807; (812) 232-3388

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.



# STATEMENT OF BENEFITS PERSONAL PROPERTY

State Form 51764 (R5 / 1-21)

Prescribed by the Department of Local Government Finance

FORM SB-1 / PP

## 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.

### INSTRUCTIONS:

1. 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** a person installs the new manufacturing equipment and/or research and development equipment, and/or logistical distribution equipment and/or information technology equipment for which the person wishes to claim a deduction.
2. The statement of benefits form must be submitted to the designating body and the area designated an economic revitalization area before the installation of qualifying abatable equipment for which the person desires to claim a deduction.
3. To obtain a deduction, a person must file a certified deduction schedule with the person's personal property return on a certified deduction schedule (Form 103-ERA) with the township assessor of the township where the property is situated or with the county assessor if there is no township assessor for the township. The 103-ERA must be filed between January 1 and May 15 of the assessment year in which new manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment is installed and fully functional, unless a filing extension has been obtained. A person who obtains a filing extension must file the form between January 1 and the extended due date of that year.
4. Property owners whose Statement of Benefits was approved, must submit Form CF-1/PP annually to show compliance with the Statement of Benefits. (IC 6-1.1-12.1-5.6)
5. For a Form SB-1/PP 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/PP 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		Name of contact person Dan Williams, Chief Operating Officer						
Address of taxpayer (number and street, city, state, and ZIP code) 444 W. Sanford Ave., West Terre Haute, IN 47885		Telephone number ( 812 ) 281-2800						
SECTION 2		LOCATION AND DESCRIPTION OF PROPOSED PROJECT						
Name of designating body Vigo County Council		Resolution number (s)						
Location of property 444 Sanford Road plus surrounding properties		County Vigo		DLGF taxing district number 84-003				
Description of manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment. (Use additional sheets if necessary.) Wabash Valley Resources - Wabash Project and associated properties. See attached details.		ESTIMATED						
				START DATE	COMPLETION DATE			
		Manufacturing Equipment		02/01/2024	12/31/2026			
		R & D Equipment						
		Logist Dist Equipment						
		IT Equipment						
SECTION 3		ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT						
Current Number 17	Salaries 2,233,404	Number Retained 17	Salaries 2,233,404	Number Additional 107	Salaries 13,450,596			
SECTION 4		ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT						
NOTE: Pursuant to IC 6-1.1-12.1-5.1 (d) (2) the COST of the property is confidential.	MANUFACTURING EQUIPMENT		R & D EQUIPMENT		LOGIST DIST EQUIPMENT		IT EQUIPMENT	
	COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE
Current values	3,825,348							
Plus estimated values of proposed project	703,000,000							
Less values of any property being replaced	0							
Net estimated values upon completion of project	706,825,348							
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 approximately two and one half (2.5) years. Estimates herein are for Phase 1 of the overall project, both real and personal property.								
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 have reviewed our prior actions relating to the designation of this economic revitalization area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1-2.5, provides for the following limitations as authorized under IC 6-1.1-12.1-2.

- 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. Installation of new manufacturing equipment;            | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | <input type="checkbox"/> Enhanced Abatement per IC 6-1.1-12.1-18 |
| 2. Installation of new research and development equipment; | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Check box if an enhanced abatement was                           |
| 3. Installation of new logistical distribution equipment.  | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | approved for one or more of these types.                         |
| 4. Installation of new information technology equipment;   | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |  |
- C. The amount of deduction applicable to new manufacturing equipment is limited to \$ N/A cost with an assessed value of \$ N/A. (One or both lines may be filled out to establish a limit, if desired.)
- D. The amount of deduction applicable to new research and development equipment is limited to \$ N/A cost with an assessed value of \$ N/A. (One or both lines may be filled out to establish a limit, if desired.)
- E. The amount of deduction applicable to new logistical distribution equipment is limited to \$ N/A cost with an assessed value of \$ N/A. (One or both lines may be filled out to establish a limit, if desired.)
- F. The amount of deduction applicable to new information technology equipment is limited to \$ N/A cost with an assessed value of \$ N/A. (One or both lines may be filled out to establish a limit, if desired.)
- G. Other limitations or conditions (specify) Use of National Maintenance Agreements for construction; no limit in C-F above
- H. The deduction for new manufacturing equipment and/or new research and development equipment and/or new logistical distribution equipment and/or new information technology equipment installed and first claimed eligible for deduction is allowed for:
- |  |  |  |  |   |   |
|--|--|--|--|---|---|
| <input checked="" type="checkbox"/> Year 1 | <input checked="" type="checkbox"/> Year 2 | <input checked="" type="checkbox"/> Year 3 | <input checked="" type="checkbox"/> Year 4 | <input checked="" type="checkbox"/> Year 5  | <input type="checkbox"/> Enhanced Abatement per IC 6-1.1-12.1-18      |
| <input checked="" type="checkbox"/> Year 6 | <input checked="" type="checkbox"/> Year 7 | <input checked="" type="checkbox"/> Year 8 | <input checked="" type="checkbox"/> Year 9 | <input checked="" type="checkbox"/> Year 10 | Number of years approved: _____                                       |
|  |  |  |  |   | (Enter one to twenty (1-20) years; may not exceed twenty (20) years.) |
- I. 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.

Also we have 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 by: (signature and title of authorized member of designating body)	Telephone number ( )	Date signed (month, day, year)
Printed name of authorized member of designating body <b>R. Todd Thacker</b>	Name of designating body <b>Vigo County Council</b>	
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.

**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 have reviewed our prior actions relating to the designation of this economic revitalization area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1-2.5, provides for the following limitations as authorized under IC 6-1.1-12.1-2.

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. Installation of new manufacturing equipment;

☐ Yes ☐ No

☐ Enhanced Abatement per IC 6-1.1-12.1-18

2. Installation of new research and development equipment;

☐ Yes ☐ No

*Check box if an enhanced abatement was approved for one or more of these types.*

3. Installation of new logistical distribution equipment.

☐ Yes ☐ No

4. Installation of new information technology equipment;

☐ Yes ☐ No

C. The amount of deduction applicable to new manufacturing equipment is limited to \$ \_\_\_\_\_ cost with an assessed value of \$ \_\_\_\_\_. (One or both lines may be filled out to establish a limit, if desired.)

D. The amount of deduction applicable to new research and development equipment is limited to \$ \_\_\_\_\_ cost with an assessed value of \$ \_\_\_\_\_. (One or both lines may be filled out to establish a limit, if desired.)

E. The amount of deduction applicable to new logistical distribution equipment is limited to \$ \_\_\_\_\_ cost with an assessed value of \$ \_\_\_\_\_. (One or both lines may be filled out to establish a limit, if desired.)

F. The amount of deduction applicable to new information technology equipment is limited to \$ \_\_\_\_\_ cost with an assessed value of \$ \_\_\_\_\_. (One or both lines may be filled out to establish a limit, if desired.)

G. Other limitations or conditions (specify) \_\_\_\_\_

H. The deduction for new manufacturing equipment and/or new research and development equipment and/or new logistical distribution equipment and/or new information technology equipment installed and first claimed eligible for deduction is allowed for:

☐ Year 1

☐ Year 2

☐ Year 3

☐ Year 4

☐ Year 5

☐ Enhanced Abatement per IC 6-1.1-12.1-18

☐ Year 6

☐ Year 7

☐ Year 8

☐ Year 9

☐ Year 10

Number of years approved: \_\_\_\_\_  
(Enter one to twenty (1-20) years; may not exceed twenty (20) years.)

I. 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.

Also we have 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 by: (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.

## 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.

## **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)**



BRADLEY M. NEWMAN  
CLERK OF THE CIRCUIT COURT

43<sup>RD</sup> JUDICIAL CIRCUIT

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Letter to the County Council: For Sunshine Meeting on Tuesday 6/6/2023

From: The Vigo County Clerk's Office

To the members of the council, we are in need of purchasing 8 of these Welded Security Carts to securely store our Election Equipment. The one's we have are worn down and hard to handle and move.

We are asking to transfer funds in our Election Board Fund from line item 21120 Computer Supplies to line item 44510 Equipment New.

The funds are there, we just need to transfer from one to another.

Thank you for your consideration

*LeAnna Moore*

LeAnna Moore

Chief Deputy Clerk



33 SOUTH 3<sup>RD</sup> STREET, TERRE HAUTE, INDIANA 47807

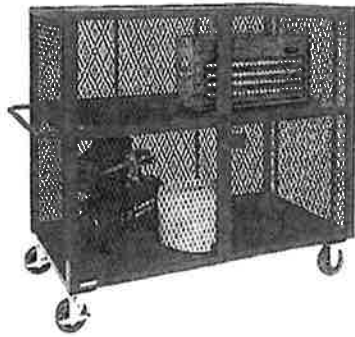
TELE: (812)462-3211

FAX: (812)232-2921

GO

[Home](#) > [All Products](#) > [Carts](#) > [Security Carts](#) > [Welded Security Carts](#)

## Welded Security Cart - 60 x 30 x 58", Blue


[More Images & Video](#)

Transport valuable tools and equipment while providing security.

- All-welded steel construction. Lockable double doors.
- See-through mesh panels for visibility and ventilation.
- Solid steel shelf adjusts in 2 1/2" increments.
- 6" casters: 2 lockable swivel, 2 rigid.
- **Additional Shelves** and optional **Padlocks** available.

SPECIFY COLOR:



MODEL NO.	DIMENSIONS L x W x H	LOAD CAPACITY	WHEEL TYPE	SHELF QTY.	WT. (LBS.)	PRICE EACH	COLOR	IN STOCK SHIPS TODAY
H-6129BLU	60 x 30 x 58"	3,000 lbs.	Polyurethane	2	314	\$1,490 \$1,460	<input type="checkbox"/> Blue	<b>ADD</b>

SHIPS ASSEMBLED VIA MOTOR FREIGHT

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SAME DAY SHIPPING

LARGE SELECTION IN STOCK

SHIPS FROM 10 LOCATIONS

# TRANSFER OF FUNDS

DATE 5/22/2023

DEPT Election Board

## TRANSFER FROM

PLEASE LIST ACCOUNTS ONLY ONCE WITH TOTAL AMOUNT TO BE TRANSFERRED

FUND	ACCOUNT	OBJECT	LOCATION	ACCOUNT NAME	TRANSFER AMT
1000	21150	000	0062	Computer Supplies	12,500.00


TOTAL **\$12,500.00**

## TRANSFER TO

PLEASE LIST ACCOUNTS ONLY ONCE WITH TOTAL AMOUNT TO BE TRANSFERRED

FUND	ACCOUNT	OBJECT	LOCATION	ACCOUNT NAME	TRANSFER AMT
1000	44510	000	0062	Equipment New	\$12,500.00



TOTAL **\$12,500.00**

\*\*\*\* IF ADDITIONAL LINES ARE NECESSARY PLEASE USE AN ADDITIONAL FORM

Notes: To purchase new security carts to house our election equipment. Store Election equipment while providing security.

LeAnna Moore

CONTACT PERSON

  
AUTHORIZED SIGNATURE

For Auditor Use Only



**Vigo County Council**  
Vigo County Government Center  
127 Oak Street  
TERRE HAUTE, INDIANA 47807  
(812) 231-5638 FAX: (812) 231-6245

David Thompson - District 1  
[David.thompson@vigocounty.in.gov](mailto:David.thompson@vigocounty.in.gov)

Travis Norris – District 4  
[Travis.norris@vigocounty.in.gov](mailto:Travis.norris@vigocounty.in.gov)

Nancy Allsup – District 2  
[Nancy.allsup@vigocounty.in.gov](mailto:Nancy.allsup@vigocounty.in.gov)

Aaron Loudermilk – At Large  
[Aaron.Loudermilk@vigocounty.in.gov](mailto:Aaron.Loudermilk@vigocounty.in.gov)

Vicki Weger – District 3  
[vicki.weger@vigocounty.in.gov](mailto:vicki.weger@vigocounty.in.gov)

Marie Theisz, President Pro Tem – At Large  
[Marie.Theisz@vigocounty.in.gov](mailto:Marie.Theisz@vigocounty.in.gov)

R. Todd Thacker, President  
[Todd.Thacker@vigocounty.in.gov](mailto:Todd.Thacker@vigocounty.in.gov)

May 22, 2023

TO: James Bramble, Vigo County Auditor  
FROM: R. Todd Thacker, Vigo County Council President  
RE: Request for June Agenda

Please include the allocation of LIT Public Safety to the township fire departments for the calendar year of 2024 on the June meeting agenda for the County Council. This annual process is required by the Department of Local Government Finance in order to the township fire departments to receive any of the LIT Public Safety. Determining the allocation rate is the first step of the process. Upon the determination of the rate, the departments will be required to submit a request to the Council by June 30, 2023 for the final approval. A resolution modifying the Local Income Tax Rates will be on the August agenda for consideration by the Council. Consideration of the resolution is the final step on the local level before sending to the DLGF for approval.

In the previous years, the Council has approved an allocation rate of 65% run count and 35% levy proportion but I am providing multiple options of calculating the annual allocation amounts for 2024 for the review of the council members.

If you have any questions or require additional information, please contact me.

## Vigo County Local Coordinating Council

Monday, May 1, 2023

Vigo County Auditor's office  
ATTN: Judith DeLisle  
127 Oak Street  
Terre Haute, IN 47807

Dear Judith:

The Vigo County Local Coordinating Council respectfully requests the Vigo County Council to appropriate \$67,065.42 (total for fiscal year 2023) into the Operating Expenses account (1148.36700.000.0000) for the Drug Free Community Fund . This program is funded by court user fees paid via the Vigo County Clerk's office and City of Terre Haute Clerk's office.

Should you have any questions, please do not hesitate to contact me at (812) 231-8911 or by email at [bhalleck@casyonline.org](mailto:bhalleck@casyonline.org).

A handwritten signature in black ink, appearing to read 'Brandon Halleck', with a stylized flourish at the end.

Brandon Halleck  
Treasurer  
Vigo County LCC

Daniel W. Kelly  
Vigo County Juvenile Magistrate  
202 Crawford St.  
Terre Haute, IN 47807  
(812) 231-5664  
[dan.kelly@vigocounty.in.gov](mailto:dan.kelly@vigocounty.in.gov)

April 27, 2023

Vigo County Council  
R. Todd Thacker, President  
127 Oak St.  
Terre Haute, IN 47807

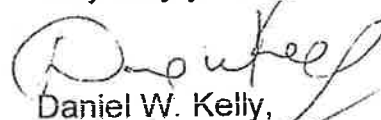
Dear Council Members:

Earlier this year, you appropriated the sum of \$22,000 to the Vigo County Juvenile Court for the mediation of Child In Need of Services and Termination of Parental Rights proceedings, which, as you will recall, have clogged up our docket, which currently handles nearly three times the caseload recommended by the Indiana Supreme Court. At the time of the request, we had hoped that the county would be getting an additional court, which would have obviated the request I am respectfully submitting at this time to supplement our mediation program to see us through to the end of the year.

The good news is that our mediator has successfully mediated 75% of the cases that have been assigned to him, which has greatly relieved the stress on our docket. If you would consider appropriating an additional Twenty Thousand Dollars (\$20,000.00), we could continue scheduling all-day mediations two or three days a month for the rest of the calendar year.

If you have any questions or would like further information, please don't hesitate to contact me. Thank you for your consideration.

Very truly yours,

  
Daniel W. Kelly,  
Juvenile Magistrate

Christopher A. Newton • Judge  
Vigo Superior Court • Division 4  
Phone 812-462-3263



33 South Third Street  
Terre Haute • Indiana • 47807  
Fax 812-232-5183

May 16, 2023

Vigo County Council  
127 Oak Street  
Terre Haute, IN 47807

Dear Council Members:

Please place the following request an additional appropriation for the Courts on the June Council call meeting agenda:

1000.30700.000.0232 Legal Services      \$6,000

We requested \$7,000 for our 2023 budget and received \$3,000. We had an interpreter grant from the state for \$3,000. We have spent all of the \$3,000 grant monies, plus \$2,630 out of our appropriation for 2023. We estimate an additional \$6,000 will be necessary for the balance of 2023.

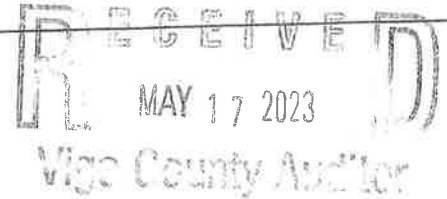
Sincerely,

  
Christopher A. Newton, Chief Judge  
Vigo Superior Courts

# VIGO COUNTY HEALTH DEPARTMENT

Darren Brucken, M.D.

Health Commissioner



DATE: May 17, 2023

TO: Vigo County Council and Auditor

RE: Additional Appropriation to the 2023 VC Health Department Budget

An **additional appropriation** is requested in the following line item:

1159-44460.000.000                      \$89,535

2023 Chevy Blazer                      \$ 47,340

2023 Ford F150 4x4 truck              \$ 42,195

\$ 89,535

The Vigo County Health Department received reimbursements for COVID-19 vaccine administrative costs from the U.S. Centers for Medicare and Medicaid Service which can be used to fund our additional appropriation request.

Sincerely,

Joni Wise  
Administrator

**Attachments:** Vehicle quotes, over-view of reimbursement funds and expenditures, fiscal usage guidance letter from Indiana Health Commissioner, Dr. Box.

*The Vigo County Health Department agrees to participate in the U.S. Centers for Disease Control and Prevention (CDC) and U.S. Health Resources and Services Administration (HRSA) COVID-19 Vaccination Program (the Program) as administered by the State of Indiana through the Indiana Department of Health established by I.C. 16-19-1-1. The Vigo County Health Department will be administering vaccine to eligible recipients, at no cost to the recipients. The purpose of this agreement is to provide financial compensation for the administrative costs borne by the Vigo County Health Department during their participation in the Program. For purposes of the initial phase of the Program, The Vigo County Health Department is administering the vaccine on behalf of the State.*





Preview Order 4332 - F1E - 4x4 Regular Cab: Order Summary Time of Preview: 05/17/2023 08:55:16 Receipt: NA

Dealership Name: Mace Ford

Sales Code: F47490

Dealer Rep.	Bradford Mace	Type	Retail	Vehicle Line	F-150	Order Code	4332
Customer Name	X XXXXX	Priority Code	19	Model Year	2023	Price Level	355

DESCRIPTION	MSRP	DESCRIPTION	MSRP
F150 4X4 REGULAR CAB - 141	\$39900	3.31 RATIO REGULAR AXLE	\$0
141 INCH WHEELBASE	\$0	6950# GVWR PACKAGE	\$0
OXFORD WHITE	\$0	JOB #2 ORDER	\$0
VINYL 40/20/40 FRONT SEAT	\$0	CV LOT MANAGEMENT	\$0
MEDIUM DARK SLATE	\$0	50 STATE EMISSIONS	\$0
EQUIPMENT GROUP 101A	\$0	CLASS IV TRAILER HITCH	\$315
.XL SERIES	\$0	FLEX FUEL VEHICLE	\$0
.17" SILVER STEEL WHEELS	\$0	FUEL CHARGE	\$0
5.0L V8 ENGINE	\$2335	PRICED DORA	\$0
ELEC TEN-SPEED AUTO W/TOW MODE	\$0	DESTINATION & DELIVERY	\$1895
.265/70R 17 BSW ALL-TERRAIN	\$0		
			MSRP
TOTAL BASE AND OPTIONS			\$44445
XL DISCOUNT			\$-750
TOTAL			\$43695

\$42,000  
+ 195 Doc Fee  
42,195

Customer Name:  
Customer Address:

Customer Email:  
Customer Phone:

Customer Signature

Date

*This order has not been submitted to the order bank.*

*This is not an invoice.*

## Your 2023 Blazer Premier AWD

Net Price

**\$47,340<sup>±</sup>**


Finance	Lease

### Estimated Finance Payment

**\$799** Monthly for 72 months

5.9% APR for Well-Qualified Buyers. Amount Financed \$48,590. \$0 Down Payment.

#### Finance Details

 Adjust Payments

### Summary

Standard Vehicle Price

**\$45,700**

#### Exterior change

Iridescent Pearl Tricoat (G1W)

WHITE, BUT NOT AS BRIGHT

**\$995**

#### Wheels change

20" Medium Android machined-face aluminum wheels (SUU)

**Standard**

20" all-season blackwall tires (QNU)

**\$0**

#### Interior change

Front bucket seats (AR9)

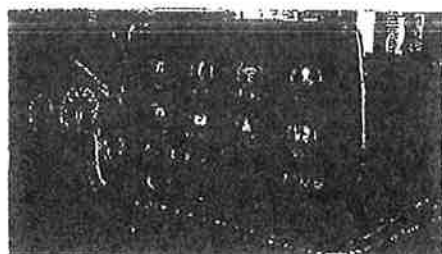
**Standard**

Jet Black, Perforated Leather-Appointed seat trim (H2U)

\$0

**Options** change

\$500



Chevrolet Infotainment 3 Premium system with connected Navigation and 10.2" diagonal color touch-screen (IOT)

**Standard**



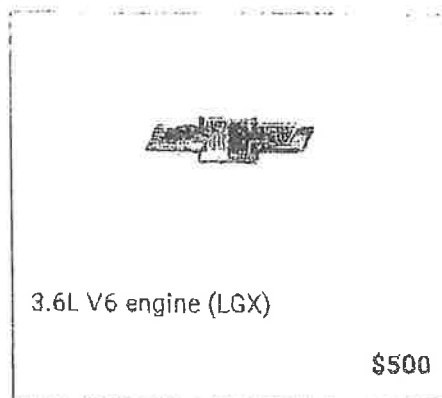
9-speed automatic transmission for 3.6L engine (M3V)

**Standard**



Heavy-duty cooling system (V08)

\$0



3.6L V6 engine (LGX)

**\$500**

Destination Freight Charge

**\$1,395**

**MSRP Total Vehicle Price**

**\$48,590**

Customer Cash

**-\$1,250<sup>†</sup>**

**Net Price**

**\$47,340<sup>†</sup>**

**Key Attributes**

## COVID VACCINE REIMBURSEMENT TO VC HEALTH DEPARTMENT

The Vigo County Health Department received reimbursement for COVID-19 vaccine administrative costs.

U.S. Centers for Medicare and Medicaid Service reimbursement for the Vigo County Health Department from January 1, 2021 until June 30, 2021: \$133,203.

U.S. Centers for Medicare and Medicaid Service reimbursement for the Vigo County Health Department from July 1, 2021 until December 31, 2021: \$324,806.

U.S. Centers for Medicare and Medicaid Service reimbursement for the Vigo County Health Department from January 1, 2022 until March 2, 2023 \$213,781.

Total reimbursed to date: **\$671,790**

### Expenditures to date:

1. March 2022, the Vigo County Council approved an additional appropriation of **\$46,375** for a vehicle.
2. June 2022 The Vigo County Council approved an additional appropriation for two ½ ton 4x4 pick-ups trucks. **\$74,180**
3. June 2022 The Vigo County Council approved **\$300,000** for Lucas 3 Stryker CPR Devices for every fire district.
4. April 2023 The Vigo County Council approved **\$137,189** for the VC Park & Recreation Trail Program

**\$671,790 Beginning Balance**

**- 46,375 Car**

**\$625,415**

**-74,180 Two trucks**

**\$551,235**

**-300,000 Lucas 3 Stryker Device's for all fire districts in Vigo County**

**\$ 251,235**

**-137,189 for the VC Park & Recreation Trail Program**

**\$114,046 Current Balance**



**Indiana**  
Department  
of  
**Health**



Eric J. Holcomb  
Governor

Kristina M. Box, MD, FACOG  
State Health Commissioner

## MEMORANDUM

**Date:** January 4, 2022

**To:** Local Health Departments, County Councils, and other Fiscal Bodies

**From:** Kristina M. Box, MD, FACOG  
State Health Commissioner *KMB*

**Subject:** Updated guidance regarding COVID-19 vaccine administration fee disbursements

The Indiana Department of Health (IDOH) began disbursing payments to local health departments for COVID-19 administration fees in October 2020. IDOH billed these fees to insurance companies, Medicare, Medicaid, and HRSA for eligible claims. If your county signed the COVID-19 billing grant with IDOH, we are returning these funds to you to help offset costs related to COVID-19 vaccine operations, testing, and other pandemic costs.

IDOH began developing this process starting in January 2021. We have been working with Zotec Partners to bill the claims and reconcile collections. Though still underway, we have begun disbursing some payments to ensure adequate cash flows. Please note that we send the collected amount less a \$3 billing fee to offset the cost of our contract. Only claims that are paid are disbursed. As we continue to submit claims with updated insurance information, we will continue disbursements to appropriate providers.

Since these funds relate to the ongoing public health emergency, my office strongly recommends that these funds be first used for expenses directly related to public health activities, including offsetting local expenses related to COVID-19 that are not

To promote, protect, and improve the health and safety of all Hoosiers.



otherwise covered. Following that, we know that many children have fallen behind in regular vaccinations, well visits, and more that also would be ideal uses of these funds. This windfall represents a significant opportunity to invest in public health to ensure preparedness for the challenges that lie ahead. These funds are one-time in nature and therefore should be used for one-time costs and investment. Using these funds to replace local appropriations would result in long-term deleterious and negative impacts to local health departments at a time when public health nationwide is experiencing unprecedented funding challenges, staffing shortages, and more. Therefore, local governments should not use these funds to supplant local budgets.

Finally, my office worked with the State Board of Accounts (SBOA) and the Department of Local Government Finance (DLGF) to issue guidance related to your questions on these agreements. While these agreements use the language of a grant, that is merely the vehicle for us to get these funds out to you. The agreements are in fact contract for services (administration of mass vaccination clinics) and therefore the typical grant reporting is not required. Moreover, these should not be tracked as grants in your Auditor's records. The funds should be treated similar to other insurance reimbursements that Local Health Departments may be receiving already, such as commercial insurance recoveries, Medicaid, and Medicare. We have confirmed this with the SBA.

Additionally, insurance reimbursement funds for vaccine administration should be treated as payment for services and deposited in *1159 Health Fund* which is non-reverting. DLGF and SBOA have confirmed these do not automatically impact levies. IDOH supports their interpretive guidance on these topics.

- Payments from vaccine administration reimbursements are supplemental to tax draw revenues and therefore need to be appropriated.
- This will require Council action and DLGF approval as with any appropriation modification.
- The funds can be used to support activities of the LHD subject to IC 16-20-1-5, IC 16-20-1-27.

If you have any questions regarding these grants, please feel free to contact David Hopper, Director of Local Health Department Outreach ([dahopper@isdh.in.gov](mailto:dahopper@isdh.in.gov)).

# VIGO COUNTY HEALTH DEPARTMENT

Darren Brucken, M.D.

Health Commissioner

DATE: May 18, 2023

TO: Vigo County Council and Auditor

RE: Additional Appropriation to the 2023 VC Health Department Budget

An **additional appropriation** is requested in the following line item:

**1159-44510.000.000          \$24,511      Caterpillar Forklift**

**\$114,046 Current Balance**

**\$ 89,535 Pending request for truck and auto**

**\$ 24,511**

The total cost of the forklift is \$24,900 so we would pay \$389 out of the funds already appropriated in this line item.

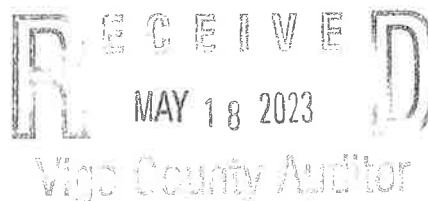
The forklift will aid our Vector Control Division in moving large tires during Tire Amnesty and other large items at the Compound.

The Vigo County Health Department received reimbursements for COVID-19 vaccine administrative costs from the U.S. Centers for Medicare and Medicaid Service which can be used to fund our additional appropriation request.

Sincerely,



Joni Wise  
Administrator



**Attachment:** Equipment quote

*The Vigo County Health Department agrees to participate in the U.S. Centers for Disease Control and Prevention (CDC) and U.S. Health Resources and Services Administration (HRSA) COVID-19 Vaccination Program (the Program) as administered by the State of Indiana through the Indiana Department of Health established by I.C. 16-19-1-1. The Vigo County Health Department will be administering vaccine to eligible recipients, at no cost to the recipients. The purpose of this agreement is to provide financial compensation for the administrative costs borne by the Vigo County Health Department during their participation in the Program. For purposes of the initial phase of the Program, The Vigo County Health Department is administering the vaccine on behalf of the State.*

**QUOTATION PREPARED FOR**

Customer: Vigo County Health Department  
 Contact: Mike Grayless  
  
 Address: 147 Oak Street  
 Terre Haute 47807  
 Phone: 812-234-9181  
 Quote#: QUO-136342-K6F6Z8

**PREPARED BY**

Date: Thursday, May 18, 2023  
 Sales Rep: Sean McBride  
 Address: 1298 Fort Harrison Rd  
 Terre Haute, IN 47804  
 Direct Phone: 812-460-0700  
 Mobile: 217-822-9613  
 Fax: 812-460-0011

**CATERPILLAR MODEL: 2C40004**

83.5/188T,LP,HOSS,DF

**QTY CATEGORY**  
 1 STOCK EQUIPMENT

**DESCRIPTION**

Type: Used  
 Equip ID: 61605  
 Manufacturer: CAT  
 Model: 2C40004  
 Model Year: 2016  
 Serial #: AT9043420  
 Meter: 7341  
 Overall Height: 83.5"  
 Lift Height: 188"  
 Rated Capacity: 4,000 lbs.  
 Power Type: LP  
 Tire Type: Cushion

**WARRANTY**

(30) day complete warranty on all operating systems. Standard work order safety and operating inspections performed. All operating and safety components operational. 80% or better tires. Good seat. Touch up paint - express paint job.

**UNITS:** 1  
**PRICE PER UNIT:** \$24,900  
**TOTAL:** \$24,900

**PLUS FREIGHT: FOB DEALERSHIP**
**SERVICE OPTIONS**

BRAND	MODEL	ANNUAL HOURS	SERVICE TYPE	TERM	PM FREQUENCY	MONTHLY PAYMENT	PER PM	ACCEPT
Caterpillar	2C40004		PM ONLY		2		\$ 180	

**PROPOSAL SUMMARY**

EQUIPMENT DESCRIPTION	UNITS	PER UNIT	TOTAL
Used 2016 CAT 2C40004 SN#: AT9043420 ID#: 61605	1	\$24,900	\$24,900
<b>TOTAL INVESTMENT:</b>	<b>1</b>		<b>\$24,900</b>

**BY SIGNING THIS PROPOSAL ("ORDER"), UNDERSIGNED AGREES TO PAY FOR AND AUTHORIZES WIESE TO PROCEED WITH THE SALE OF PRODUCTS AND SERVICES DESCRIBED IN THIS PROPOSAL, IN ACCORDANCE WITH THE ATTACHED TERMS AND CONDITIONS**





## THE BOARD OF COMMISSIONERS OF VIGO COUNTY

### ***Commissioners***

Mark Clinkenbeard, 1<sup>st</sup> District  
Chris Switzer, 2<sup>nd</sup> District  
Mike Morris, 3<sup>rd</sup> District

650 S. 1<sup>st</sup> Street  
Terre Haute, Indiana 47807  
(812) 462-3367

May 18, 2023

James Bramble  
Vigo County Auditor  
131 Oak St  
Terre Haute, IN 47807

Dear Mr. Bramble,

The Vigo County Commissioners are requesting \$25,000.00 out of the EDIT fund 1112 to help support the Terre Haute Air Show in 2024.

Sincerely,

Ivan Morris

Chris Switzer

Mark Clinkenbeard

**Fwd: ARPA**

Loudermilk, Cheryl <Cheryl.Loudermilk@VigoCounty.IN.Gov>

Sun 5/21/2023 5:43 PM

To: McCammon, Karen <Karen.McCammon@VigoCounty.IN.Gov>

Sent from my iPhone

Begin forwarded message:

**From:** "Switzer, Chris" <Chris.Switzer@vigocounty.in.gov>

**Date:** May 19, 2023 at 10:14:13 AM CDT

**To:** "Bramble, James" <James.Bramble@vigocounty.in.gov>, "Loudermilk, Cheryl" <Cheryl.Loudermilk@vigocounty.in.gov>

**Cc:** "York-Allen, Tammy" <Tammy.York-Allen@vigocounty.in.gov>, "Morris, Mike" <Mike.Morris@vigocounty.in.gov>, "Clinkenbeard, Mark" <Mark.Clinkenbeard@vigocounty.in.gov>, Rachel Leslie <rleslie@rjlsolutions.com>

**Subject:** ARPA

Jim & Cheryl,

The Vigo County Commissioners are requesting \$500,000 from American Rescue Plan funding to cover current and ongoing administrative fees for Baker Tilly & RJL solutions. We will also be using this money to cover the costs of administrative fees from potentially Thrive and the United Way of the Wabash Valley.

**Vigo County Commissioner**

**Chris Switzer - District 2**

650 S First Street, Terre Haute, IN 47807

W:(812)462-3367 C:(812)241-2344

Chris.Switzer@VigoCounty.IN.GOV

Jim

**From:** Switzer, Chris <Chris.Switzer@VigoCounty.IN.Gov>

**Sent:** Friday, May 19, 2023 11:00 AM

**To:** Bramble, James <James.Bramble@VigoCounty.IN.Gov>; Loudermilk, Cheryl  
<Cheryl.Loudermilk@VigoCounty.IN.Gov>

**Cc:** York-Allen, Tammy <Tammy.York-Allen@VigoCounty.IN.Gov>; Clinkenbeard, Mark  
<Mark.Clinkenbeard@VigoCounty.IN.Gov>; Morris, Mike <Mike.Morris@VigoCounty.IN.Gov>; Rachel  
Leslie <rleslie@rjlsolutions.com>; Deborah Curtis <Deborah.Curtis@indstate.edu>

**Subject:** Indiana State University

Jim & Cheryl,

Indiana State University is prepared to give a presentation asking for \$3,000,000 of American Rescue Plan Act funding. The Vigo County Commissioners are requesting their individual presence on June's council agenda, along with the \$3,000,000 appropriation request. Thanks!

**Vigo County Commissioner**

**Chris Switzer - District 2**

650 S First Street, Terre Haute, IN 47807

W:(812)462-3367 C:(812)241-2344

Chris.Switzer@VigoCounty.IN.GOV



Vigo County Auditor  
VIGO COUNTY ANNEX  
131 OAK STREET  
TERRE HAUTE, INDIANA 47807  
(812) 462-3361 FAX: (812) 231-0091

May 22, 2023

TO: Vigo County Council  
FROM: Vigo County Auditor  
RE: Reimbursement of Covid Expenses

Please consider this as a request for reimbursement from ARPA funds for money expended by the County for Covid expenses through 3/31/23. See attached summary of UMR.

Respectfully submitted,

James W. Bramble, Vigo County Auditor

# COVID-19 Summary through 3/31/2023

Vigo County Government (76411790)



\* Active Member Counts are as of Report Date

## COVID-19 Member & Cost Summary (see Appendix for detailed criteria, including info on Probable & Possible COVID-19)

Claim Type	# of Members Total	# of Members Active*	Dollars Paid by Year			Total Dollars		Average Cost per Member	
			2020	2021	2022	Allowed	Paid	Allowed	Paid
Confirmed Diagnosis	199	158	\$69,901	\$110,225	\$379,969	\$609,156	\$570,387	\$3,061.09	\$2,866.27
Testing	631	449	\$23,524	\$45,185	\$22,955	\$94,572	\$94,251	\$149.88	\$149.37
Vaccination	412	319	\$0	\$23,001	\$5,232	\$28,390	\$28,390	\$68.91	\$68.91
<b>All COVID-19</b>	<b>826</b>	<b>585</b>	<b>\$93,424</b>	<b>\$178,411</b>	<b>\$408,196</b>	<b>\$732,119</b>	<b>\$693,028</b>	<b>\$886.34</b>	<b>\$839.02</b>

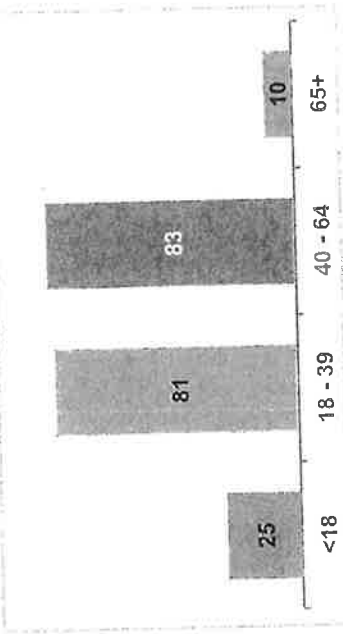
► Note that Claim Types may overlap for both members and dollars (e.g., a testing claim w/ a confirmed Dx). The All COVID-19 row removes any overlap and is not just a sum.

## ER & IP Services within 14 days of COVID-19 Dx

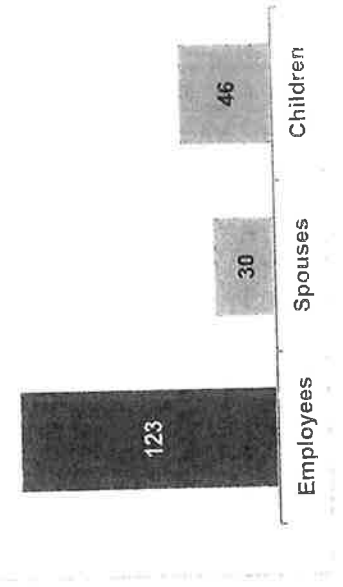
Service Type	# of Members	% of Members
ER Visit	28	14.1%
Inpatient	8	4.0%
~ w/ ICU	4	50.0%
~ w/ Ventilator	0	0.0%

\* % of Inpatient Members

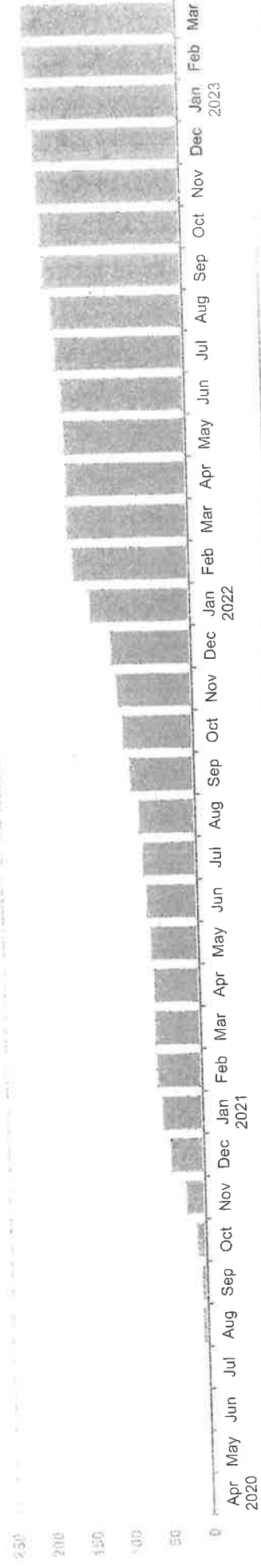
## COVID-19 Cases (Confirmed Dx) by Age Range



## COVID-19 Cases (Confirmed Dx) by Relationship



## Cumulative COVID-19 Cases (Confirmed Dx) Rolling 36 Months





**TERRY R. MODESITT**  
**PROSECUTING ATTORNEY**  
**OF VIGO COUNTY**  
VIGO COUNTY COURT HOUSE  
33 SOUTH THIRD STREET, RM. 45  
TERRE HAUTE, IN 47807  
PHONE (812) 462-3305  
FAX (812) 238-1096



May 22, 2023

To: Vigo County Council

RE: Vigo County Prosecutor's Office Council Request

It is respectfully requested that the following request be discussed at the next Council Meeting.

An additional appropriation for \$10,000.00 to the Equipment New line item in the Prosecutor's budget. This is for the purchase of desks and office chairs for investigators that desperately need replaced.

An additional appropriation for \$2,000 to the Prosecutor - Office Supplies line item in the Prosecutor's budget. This request is made to be comparable with actual 2022 expenditures of \$9,000. Our 2023 budget was decreased from \$10,000 in 2022 to \$7,500 in 2023. Over half of that amount has been spend as of May, 2023.

An additional appropriation for \$8,000.00 to the Prosecutor Contractual Services line item in the Prosecutor's budget. This request is made based on a new expenditure that was necessary to obtain licenses for our office staff and attorneys to be able to access law enforcement reports and records amounting to \$5,500 per year.

An additional appropriation for \$10,000.00 to the Prosecutor Trials and Investigation line item in the Prosecutor's budget. This request is made to insure we have sufficient funds for all anticipated times and investigations through the end of this year.

An additional appropriation for \$15,000.00 to the Infraction Deferral Law Enforcement Grant line item in the Infraction Deferral budget. This is to be able to meet additional requests for assistance by local law enforcement, including a recent request to provide LIDAR units to local Indiana State Police Troopers.

Respectfully Submitted,

/s/ Robert E. Roberts  
Robert E. Roberts  
Chief Deputy Prosecuting Attorney  
Vigo County, Indiana

**RESOLUTION NO. 2023-7**

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

WHEREAS, a Petition for 10 year personal 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 personal property tax abatement; and

WHEREAS, ENTEK Lithium Separator 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 will be located, a copy of which is attached hereto as Exhibit A (the "Subject Property"), and the personal property to be abated.

WHEREAS, Petitioner has represented and presented evidence that in connection with the project, Petitioner will create approximately 642 new permanent full-time jobs with an annual payroll of Thirty-Eight Million Dollars and 00/100 (\$38,000,000.00) along with benefits of Fourteen Million Dollars and 00/100 (\$14,000,000.00). The Petitioner has further represented and presented evidence that the cost of this project will approximately \$1,277,200,000.00 for acquisition and installation of personal property and \$224,000,000 for real property improvements. It is also anticipated that this project will require approximately 600 construction jobs over the construction period anticipated to take place over four years.

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 found the Subject Property to be located in 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, deterioration of improvements, character of occupancy, age, obsolescence, substandard buildings and other factors which prevent normal development or use;

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

1. The Petitioner's estimate of the cost of new manufacturing equipment is reasonable for manufacturing equipment of that type in view of current technologies.

2. The Petitioner's estimate of the number of individuals who will be employed and retained, and the benefits thereby, can reasonably be expected to result from the project and installation of new manufacturing equipment.

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 installation of the new manufacturing equipment.

4. That the benefits for which information has been requested can reasonably be expected to result from the installation of the new manufacturing equipment.

5. Based upon: (1) the Petitioner's total investment in real and personal property; (2) the number of new full-time equivalent jobs created or retained; (3) the average wage of the new employees compared to the State minimum wage; and (4) the infrastructure requirements for Petitioner's investment and the totality of the benefits of the proposed project and installation of the new manufacturing equipment are sufficient to justify personal property tax abatement for a 10 year deduction period, in accord with the attached Deduction Schedule and each such deduction should be, and they are hereby allowed in accord with the attached Abatement Schedule.

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 investments 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 personal 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 personal property tax abatement provided therein for the proposed project in accord with the Abatement Schedule 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.

Remainder of this page intentionally left blank.



Passed in open Council this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
R. Todd Thacker, President

\_\_\_\_\_  
Travis Norris

\_\_\_\_\_  
David Thompson

\_\_\_\_\_  
Nancy Allsup

\_\_\_\_\_  
Marie Theisz

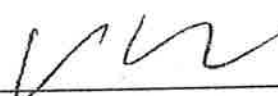
\_\_\_\_\_  
Vicki Weger

\_\_\_\_\_  
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

## **RESOLUTION NO. 2023-8**

**A Resolution of the Vigo County Council  
Designation an Are 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, ENTEK Lithium Separator 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 expects to create approximately 640 new fulltime jobs with an annual payroll of Thirty-Eight Million Dollars and 00/100 (\$38,000,000.00) along with benefits of Fourteen Million Dollars and 00/100 (\$14,000,000.00). Petitioner has further represented and presented evidence that the cost of this project will be approximately \$1,277,200,000 for personal property improvements and \$224,000,000.00 for real property improvements. It is also anticipated that this project will require approximately 600 construction jobs over approximately 48 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.

Remainder of this page intentionally left blank.

Passed in open Council this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
R. Todd Thacker, President

\_\_\_\_\_  
Travis Norris

\_\_\_\_\_  
David Thompson

\_\_\_\_\_  
Nancy Allsup

\_\_\_\_\_  
Marie Theisz


\_\_\_\_\_  
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

## **RESOLUTION NO. 2023-09**

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 Personal Property Tax Abatement

WHEREAS, a Petition for 10 year personal 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 personal 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 will be located, a copy of which is attached hereto as Exhibit A (the "Subject Property"), and the personal property to be abated.

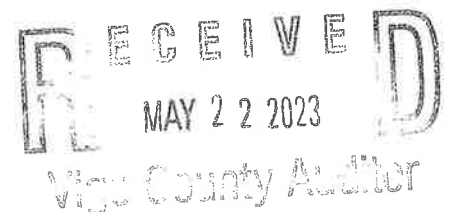
WHEREAS, Petitioner has represented and presented evidence that in connection with the project, Petitioner will create approximately 107 new permanent full-time jobs with a total incremental annual payroll and benefits package of approximately \$13,450,596. Petitioner has further represented and presented evidence that the cost of Phase I of this project will approximately \$703,000,000 for acquisition and installation of personal property and \$67,600,000 for real property improvements. It is also anticipated that this project will require approximately 360 construction jobs 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 found the Subject Property to be located in 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, deterioration of improvements, character of occupancy, age, obsolescence, substandard buildings and other factors which prevent normal development or use;

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

1. The Petitioner's estimate of the cost of new manufacturing equipment is reasonable for manufacturing equipment of that type in view of current technologies.



2. The Petitioner's estimate of the number of individuals who will be employed and retained, and the benefits thereby, can reasonably be expected to result from the project and installation of new manufacturing equipment.

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 installation of the new manufacturing equipment.

4. That the benefits for which information has been requested can reasonably be expected to result from the installation of the new manufacturing equipment.

5. Based upon: (1) the Petitioner's total investment in real and personal property; (2) the number of new full-time equivalent jobs created or retained; (3) the average wage of the new employees compared to the State minimum wage; and (4) the infrastructure requirements for Petitioner's investment and the totality of the benefits of the proposed project and installation of the new manufacturing equipment are sufficient to justify personal property tax abatement for a 10 year deduction period, in accord with the attached Deduction Schedule and each such deduction should be, and they are hereby allowed in accord with the attached Abatement Schedule.

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 investments 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 personal 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 personal property tax abatement provided therein for the proposed project in accord with the Abatement Schedule 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.

Remainder of this page intentionally left blank.

Passed in open Council this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
R. Todd Thacker, President

\_\_\_\_\_  
Travis Norris

\_\_\_\_\_  
David Thompson

\_\_\_\_\_  
Nancy Allsup

\_\_\_\_\_  
Marie Theisz

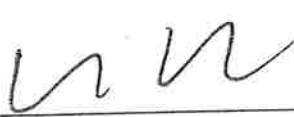
\_\_\_\_\_  
Vicki Weger

\_\_\_\_\_  
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

RECEIVED  
MAY 22 2023

**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.

Remainder of this page intentionally left blank.

Passed in open Council this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
R. Todd Thacker, President

\_\_\_\_\_  
Travis Norris

\_\_\_\_\_  
David Thompson

\_\_\_\_\_  
Nancy Allsup

\_\_\_\_\_  
Marie Theisz

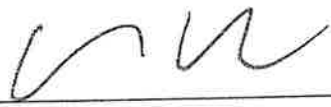
\_\_\_\_\_  
Vicki Weger

\_\_\_\_\_  
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

## 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>
<b><u>COUNTY GENERAL FUND/1000</u></b>		
<b><u>Clerk/0001</u></b>		
From: 1000.21150.000.0001 Computer Supplies		\$12,500
To: 1000.44510.000.0001 New Equipment		\$12,500

Approved on this 13th day of June, 2023.

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

Attest:

\_\_\_\_\_  
James W. Bramble  
Vigo County Auditor

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

*Approved on this 13th day of June, 2023.*

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

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<b><u>GENERAL FUND/1000</u></b>		
<b><u>Juvenile Court/0234</u></b>		
1000.33300.000.0234 Contractual Services	\$	20,000
<b>Total General Fund</b>	<b>\$</b>	<b>20,000</b>

*Approved on this 13th day of June, 2023 .*

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

*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.

	<u>ADVERTISED</u>	<u>APPROPRIATED</u>
<b><u>GENERAL FUND/1000</u></b>		
<b><u>Courts/0232</u></b>		
1000.30700.000.0232 Legal Services	\$	6,000
<b>Total General Fund</b>	<b>\$</b>	<b>6,000</b>

*Approved on this 13th day of June, 2023 .*

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

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

*Approved on this 13th day of June, 2023 .*

Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	President _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup _____
Aye <input 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>
<b><u>Vigo County Health Department Fund/1159</u></b>		
1159.44510.000.0000 New Equipment	\$	24,511
<b>Total Vigo County Health Department Fund</b>	<b>\$</b>	<b>24,511</b>

*Approved on this 13th day of June, 2023.*

Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Marie Theisz _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	R. Todd Thacker
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	President _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Nancy Allsup _____
Aye <input 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>
<b><u>EDIT/1112</u></b>		
1112.31001.000.0000 Special Events	\$	25,000
<b>Total EDIT Fund</b>	\$	<b>25,000</b>

*Approved on this 13th day of June, 2023 .*

Aye <input type="checkbox"/> Nay <input type="checkbox"/>	Absent <input type="checkbox"/> Abstain <input type="checkbox"/>	David Thompson _____
Aye <input type="checkbox"/> Nay <input type="checkbox"/>	Absent <input type="checkbox"/> Abstain <input type="checkbox"/>	Travis Norris _____
Aye <input type="checkbox"/> Nay <input type="checkbox"/>	Absent <input type="checkbox"/> Abstain <input type="checkbox"/>	Marie Theisz _____
Aye <input type="checkbox"/> Nay <input type="checkbox"/>	Absent <input type="checkbox"/> Abstain <input type="checkbox"/>	R. Todd Thacker, President _____
Aye <input type="checkbox"/> Nay <input type="checkbox"/>	Absent <input type="checkbox"/> Abstain <input type="checkbox"/>	Vicki Weger _____
Aye <input type="checkbox"/> Nay <input type="checkbox"/>	Absent <input type="checkbox"/> Abstain <input type="checkbox"/>	Nancy Allsup _____
Aye <input type="checkbox"/> Nay <input type="checkbox"/>	Absent <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 ARP 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>
<b><u>ARP GRANT FUND/8950</u></b>		
8950.37850.000.0000 Professional Services	\$ 500,000	
<b>Total ARP Grant Fund</b>	<b>\$ 500,000</b>	

*Approved on this 13th day of June, 2023 .*

Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris _____
Aye <input 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 type="checkbox"/>	Abstain <input type="checkbox"/>	R. Todd Thacker, President _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger _____
Aye <input 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 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 ARP 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>
<b><u>ARP GRANT FUND/8950</u></b>		
8950.44850.000.0000 Ind. State University Project	\$	3,000,000
<b>Total ARP Grant Fund</b>	\$	3,000,000

*Approved on this 13th day of June, 2023 .*

Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris _____
Aye <input 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 type="checkbox"/>	Abstain <input type="checkbox"/>	R. Todd Thacker, President _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger _____
Aye <input 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 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 ARP 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>
<b><u>ARP GRANT FUND/8950</u></b>		
8950.30012.000.0000 Reimburse Hospital Benefits	\$	693,028
<b>Total ARP Grant Fund</b>	\$	693,028

*Approved on this 13th day of June, 2023 .*

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

*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>
<b><u>GENERAL FUND/1000</u></b>		
<b><u>Prosecutor/0009</u></b>		
1000.21100.000.0009 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
<b>Total General Fund</b>	<b>\$</b>	<b>30,000</b>

*Approved on this 13th day of June, 2023.*

Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	David Thompson _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Travis Norris _____
Aye <input 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 type="checkbox"/>	Abstain <input type="checkbox"/>	R. Todd Thacker, President _____
Aye <input type="checkbox"/>	Absent <input type="checkbox"/>	
Nay <input type="checkbox"/>	Abstain <input type="checkbox"/>	Vicki Weger _____
Aye <input 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 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>
<b><u>INFRACTION DEFERRAL FUND/2501</u></b>		
2501.31400.000.0000 Law Enforcement Grants	\$	15,000
<b>Total Infraction Deferral Fund</b>	<b>\$</b>	<b>15,000</b>

*Approved on this 13th day of June, 2023.*

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

*Attest:*

\_\_\_\_\_  
James W. Bramble  
Vigo County Auditor