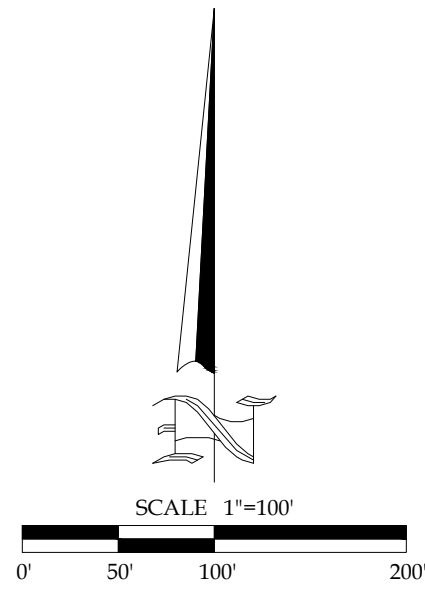


BLUE BABE CREEK (PRELIMINARY)

SITUATED IN THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 32 NORTH, RANGE 9 EAST, WHITLEY COUNTY, INDIANA



LEGEND
 M = MEASURED C = CALCULATED
 P = PLAT R = RECORDED
 ✖ = WALKER MONUMENT
 S.Y.S. = SIDE YARD SETBACK
 R.Y.S. = REAR YARD SETBACK

FIELD WORK COMPLETED ON 4-7-2023

BASIS OF BEARINGS

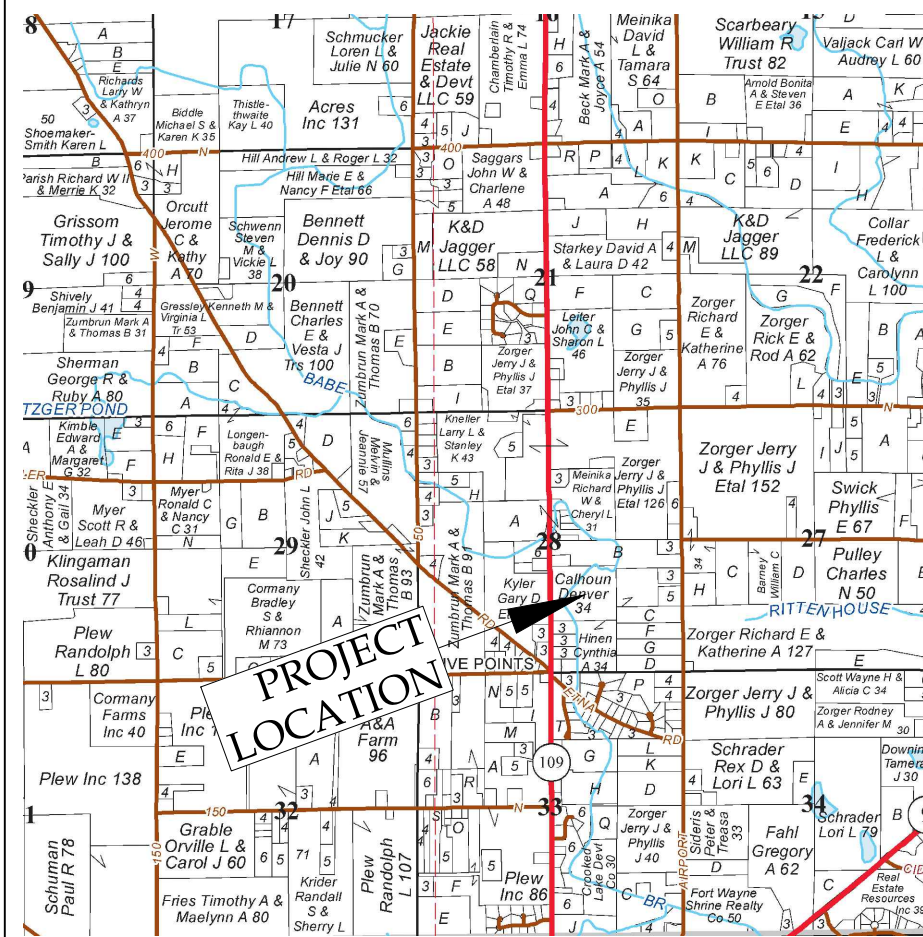
The basis of bearings for this drawing is a deduced bearing of N00°-00'-00"E for the West line of the Southeast Quarter of Section 28, Township 32 North, Range 9 East, Whitley County, Indiana. Multiple GPS observations utilizing a WGS84 signal and a local coordinate grid were utilized this survey.

AREA NOTES

The Plat of Blue Babe Creek contains 11.55 acres.
 Lot Number 1 contains 3.60 acres.
 Lot Number 2 contains 6.98 acres.
 There are 0.97 acres of Dedicated Right-of-Way.

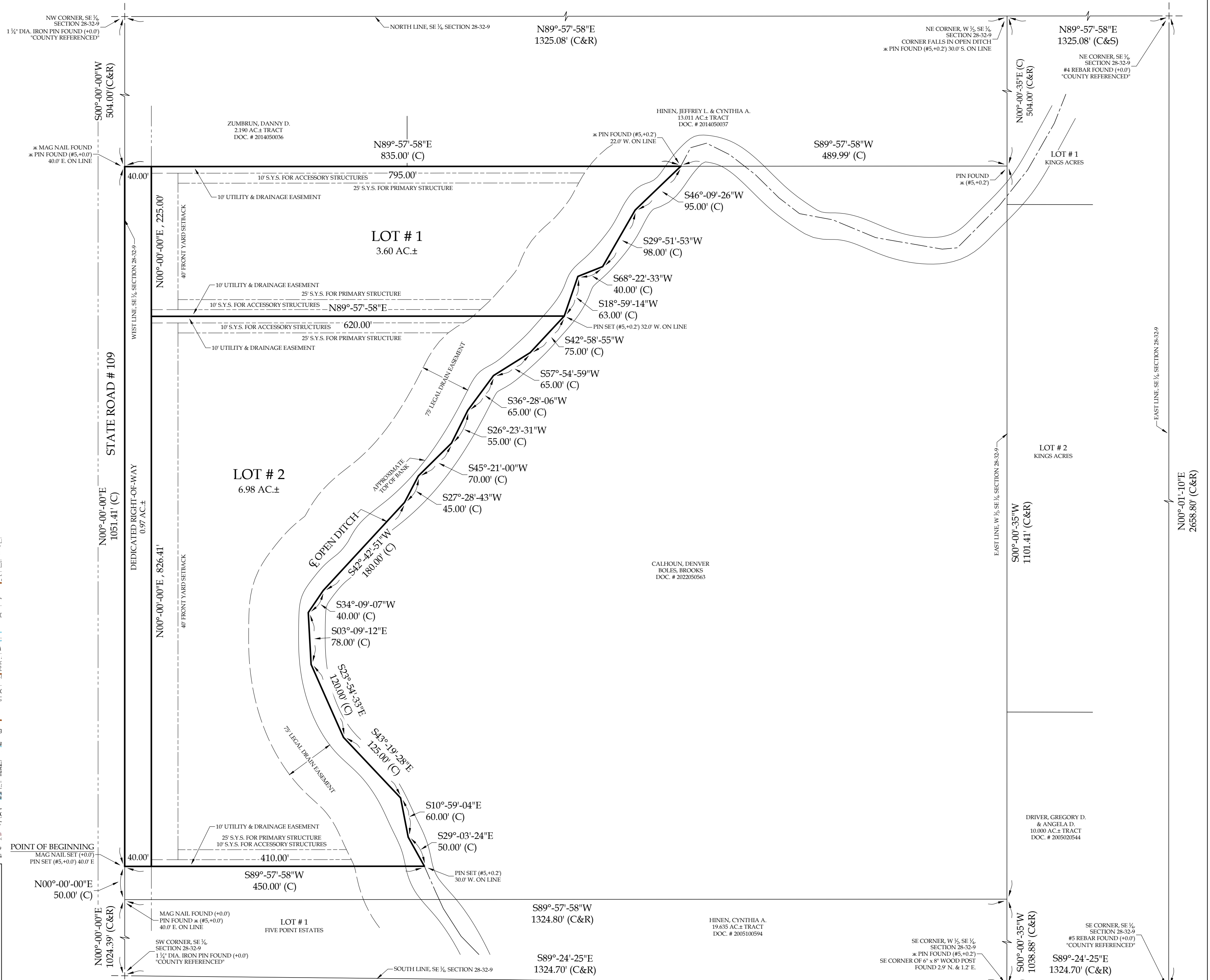
VICINITY MAP

NOT TO SCALE



WALKER & ASSOCIATES
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 112 WEST VAN BUREN STREET
 COLUMBIA CITY, IN 46725
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**LAND SURVEYING, CIVIL ENGINEERING,
 & LAND PLANNING**



BLUE BABE CREEK (PRELIMINARY)

SITUATED IN THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 32 NORTH, RANGE 9 EAST, WHITLEY COUNTY, INDIANA

DESCRIPTION

Part of the West half of the Southeast Quarter of Section 28, Township 32 North, Range 9 East, Whitley County, Indiana (This description prepared by Kevin R. Michel, LS80870006, as part of original survey Plat of BLUE BABE CREEK completed by J.K. Walker & Associates, P.C., dated April 20, 2023), being more particularly described as follows, to wit:

Commencing at an iron pin found at the Southwest corner of said Southeast Quarter; thence N00°-00'-00"E (deed bearing and used as the basis of bearings for this survey), on and along the West line of said Southeast Quarter, a distance of 1024.39 feet to a Mag nail found at the Northwest corner of Lot Number 1 in Five Point Estates as recorded in Document Number 2006050479 in the records of Whitley County, Indiana; thence continuing N00°-00'-00"E, on and along said West line, a distance of 50.00 feet to a Mag nail at the POINT OF BEGINNING; thence continuing N00°-00'-00"E, on and along said West line, being within the right-of-way of State Highway Number 109, a distance of 1051.41 feet to a Mag nail found at the Southwest corner of a certain 2.190 acre tract of land as recorded in Document Number 2014050036 in said records, said Mag nail also being situated 500°-00'-00"W, a distance of 504.00 feet from an iron pin found at the Northwest corner of said Southeast Quarter; thence N89°-57'-58"E, on and along the South line of said 2.190 acre tract of land and on and along the South line of a certain 13.011 acre tract of land as recorded in Document Number 2014050037 in said records, a distance of 835.00 feet to the point of intersection with the centerline of an open ditch, said point being situated N89°-57'-58"E, a distance of 22.0 feet from a 5/8-inch iron pin capped "Walker"; thence S46°-09'-26"W, on and along said centerline, a distance of 95.00 feet; thence S29°-51'-53"W, on and along said centerline, a distance of 98.00 feet; thence S68°-22'-33"W, on and along said centerline, a distance of 40.00 feet; thence S18°-59'-14"W, on and along said centerline, a distance of 63.00 feet; thence S42°-58'-55"W, on and along said centerline, a distance of 75.00 feet; thence S57°-54'-59"W, on and along said centerline, a distance of 65.00 feet; thence S36°-28'-06"W, on and along said centerline, a distance of 65.00 feet; thence S26°-23'-31"W, on and along said centerline, a distance of 55.00 feet; thence S45°-21'-00"W, on and along said centerline, a distance of 70.00 feet; thence S27°-28'-43"W, on and along said centerline, a distance of 45.00 feet; thence S42°-42'-51"W, on and along said centerline, a distance of 180.00 feet; thence S34°-09'-07"W, on and along said centerline, a distance of 40.00 feet; thence S03°-09'-12"E, on and along said centerline, a distance of 78.00 feet; thence S23°-54'-33"E, on and along said centerline, a distance of 120.00 feet; thence S43°-19'-28"E, on and along said centerline, a distance of 125.00 feet; thence S10°-59'-04"E, on and along said centerline, a distance of 60.00 feet; thence S29°-03'-24"E, on and along said centerline, a distance of 50.00 feet to a point situated N89°-57'-58"E, a distance of 30.0 feet from a 5/8-inch iron pin capped "Walker"; thence S89°-57'-58"W, a distance of 450.00 feet to the point of beginning, containing 11.55 acres of land, more or less, subject to legal right-of-way for State Road Number 109, subject to all legal drain easements and all other easements of record.

FLOOD HAZARD STATEMENT

The accuracy of any flood hazard data shown on this report is subject to map scale uncertainty and to any other uncertainty in location or elevation on the referenced Flood Insurance Rate Map. The surveyed tract appears to be situated in Zone "X", which is not in a flood plain, as said land plots by scale on Map Number 18183C0155C of the Flood Insurance Rate Maps for Whitley County, Indiana, dated May 4, 2015. The Indiana Department of Natural Resources (DNR) Floodplain Information Portal indicates that a portion of the surveyed tract along the open ditch lies within a DNR Approximate Floodway.

THEORY OF LOCATION

This is an original boundary survey of part of the West half of the Southeast Quarter of Section 28, Township 32 North, Range 9 East, Whitley County, Indiana, located on State Road Number 109. The surveyed tract is part of a tract of land recorded in Document Number 2022050563 in the records of Whitley County, Indiana. The surveyed tract was created as directed by a representative of the owner.

Multiple GPS observations utilizing a WGS84 signal and a local coordinate grid were utilized this survey. The Southwest corner of said Southeast Quarter is county referenced. An iron pin was found at this corner and was held this survey. The Northwest corner of said Southeast Quarter is county referenced. An iron pin was found at this corner and was held this survey. The Southeast corner of said Southeast Quarter is county referenced. An iron pin was found at this corner and was held this survey. The Northeast corner of said Southeast Quarter is county referenced. An iron pin was found at this corner and was held this survey. The Southeast corner of the West half of said Southeast Quarter is county referenced. A 5/8-inch iron pin capped "Walker" was found at this corner and was held this survey. The Northeast corner of the West half of said Southeast Quarter is county referenced. Said corner falls in an open ditch. A 5/8-inch iron pin capped "Walker" was found 30.0 feet South of said corner. The Northwest corner of the surveyed tract was established on the West line of said Southeast Quarter using recorded distances. A Mag nail was found at this corner and was held this survey. A 5/8-inch iron pin capped "Walker" was found on the North line of the surveyed tract and was held this survey. The Southwest corner of the surveyed tract was established on the West line of said Southeast Quarter as directed by a representative of the owner. A Mag nail was set at this corner. A 5/8-inch iron pin capped "Walker" was set on the South line of the surveyed tract. See survey for other monuments found near the surveyed tract. See survey for monuments found that are referenced.

DEVELOPER

Denver Calhoun
5199 County Road 7
Garrett IN 46738



WALKER & ASSOCIATES
EST. 1984

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SURVEYOR'S REPORT

In accordance with the Title 865 IAC 1-12 "Rule 12" of the Indiana Administrative Code, the following observations and opinions are submitted regarding the various uncertainties of the location of the lines and corners established on this survey as a result of:

- Availability and condition of referenced monuments.
See comments above concerning monuments set or found and held this survey. The monuments found are in good condition unless otherwise noted. Certain monuments are referenced as shown.
- Occupation or possession lines.
Open ditch exists as shown on this survey.
- Clarity or ambiguity of the record description used and of adjoining's descriptions and the relationship of the lines of the subject tract with adjoining's lines.
None were observed.
- The relative positional accuracy of the measurements.
The Relative Positional Accuracy (due to random errors in measurements) of the corners of the subject tract established by this survey is within the specifications for Suburban surveys: 0.13 feet (40 millimeters) plus 100 parts per million as defined by IAC 865.

NOTES

- This survey is subject to any facts and /or easement that may be disclosed by a full and accurate title search. The undersigned should be notified of any additions or revisions that are required. The undersigned was not provided with a current title commitment for use on this survey.
- For monuments found and set, see survey. All pins set are #5 Rebars with caps marked "Walker".
- Origin of monuments unknown unless noted on survey.
- Measurements of this survey are based on aforesaid G.P.S. and/or E.T.S. traverse measurements.
- Ownership research of the subject tract, and adjoining tracts, was obtained from current tax records on file in the Offices of the county Auditor and Recorder.
- The Whitley County Surveyor's Legal Drain Map shows a legal open drain along the East lines of the surveyed tract. Per Indiana Code 36-9-27 legal open drains have 75-foot wide drainage easements from the top of each bank. This open drain is shown on this survey. Prior to any construction of a permanent structure near the legal drain easement, the location of the top of the bank should be verified by the Whitley County Surveyor.
- The Plat of Five Points Estates was used as a reference. The Plat of King's Acres was used as a reference. Reference survey(s) by J.K. Walker & Associates, P.C., dated 09-14-05, 09-29-05, 09-30-05, 08-20-13, 04-10-14.

WETLAND NOTE

According to the National Wetlands Inventory, wetlands exist on portions of Lots within this Addition. The wetlands are under the jurisdiction of the U.S. Army Corps of Engineers. Any modifications (filling, draining, clearing, etc.) to said wetlands must be approved prior to construction by said Corps of Engineers.

PLAN COMMISSION CERTIFICATION OF APPROVAL

Primary approval granted on this _____ day of _____, 20__ by the Whitley County Advisory Plan Commission.

Mark Johnson, Plan Commission President

Troy Joe Wolf, Plan Commission Secretary

COUNTY COMMISSIONERS CERTIFICATION OF APPROVAL AND ACCEPTANCE

Approved and accepted this _____ day of _____, 20__ by the Board of Commissioners of the County of Whitley, State of Indiana.

Chad Banks

Theresa Baysinger

Rob Schuman

PLAN COMMISSION STAFF CERTIFICATION OF APPROVAL

Secondary approval granted this _____ day of _____, 20__ by the Staff of the Whitley County Advisory Plan Commission.

Nathan Bilger, Executive Director

REDACTION STATEMENT

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. - Kevin Michel

SURVEYOR'S CERTIFICATION

I, the undersigned Registered Land Surveyor licensed in compliance with the laws of the state of Indiana, hereby certify the hereon Plat to correctly represent a Survey of the real estate described above as made under my direction, that all the monuments shown thereon actually exist, that lots and streets shown in the Plat have been established in accordance with true and established boundaries of said Survey, and that this Survey and accompanying report has been completed in accordance with Title 865-IAC 1-12 and all other amendments thereto.

I hereby certify that to the best of my knowledge the above Plat and Survey are correct.

Prepared by:

Kevin R. Michel, Professional Surveyor

DEED OF DEDICATION

I the undersigned, Denver Calhoun, owner of the real estate shown and described herein by virtue of a certain deed recorded as Document Number 2022050563, do hereby certify that I have laid off, platted and subdivided, and hereby lay off, plat and subdivide, said real estate in accordance with this plat.

This subdivision shall be known and designated as BLUE BABE CREEK, a subdivision in Whitley County, Indiana. All rights-of-way of public roads, streets, and alleys shown and not heretofore dedicated, are hereby dedicated to the public. Front yard building setback lines are hereby established as shown on this plat, between which lines and the property lines of the street, there shall be erected or maintained no building or structure, except as in conformance with the requirements of the Whitley County Zoning Ordinance.

A perpetual easement is hereby granted to any private or public utility or municipal department, their successors and assigns, within the area shown on the plat and marked "Utility Easement," to install, lay, construct, renew, operate, maintain and remove conduits, cables, pipes, poles and wires, overhead and underground, with all necessary braces, guys, anchors and other equipment for the purpose of serving the subdivision or adjoining property with telecommunication, electric, gas, sewer, and water service as a part of the respective utility systems, and the right is hereby granted to enter upon the lots at all times for all of the purposes aforesaid.

The owners of land over which a Regulated Drain Easement right-of-way runs may use the land in any manner consistent with Indiana Code 36-9-27 and the proper operation of the drain. Permanent structures may not be placed on any right-of-way without the written consent of the Whitley County Drainage Board. Temporary structures may be placed upon or over the right-of-way without the written consent of the Board, but shall be removed immediately by the owner when so ordered by the Board or by the County Surveyor. Crops grown on a right-of way are at the risk of the owner, and if necessary, in the reconstruction or maintenance of the drain, may be damaged without liability on the part of the surveyor, the Board, or their representatives. Trees, shrubs, and woody vegetation may not be planted in the right-of-way without the written consent of the Board, and trees and shrubs may be removed by the surveyor, if necessary, to ensure the proper operation or maintenance of the drain.

Areas designated on the plat as "Drainage Easement" are hereby reserved to the County, or subsequent governmental authority, for the purpose of constructing, maintaining, operating, removing, and replacing stormwater drainage facilities, be it surface or subsurface, in accordance with plans and specifications approved by the Whitley County Engineer, or comparable agent of a subsequent governmental authority. No plantings, structures, fill, or other materials shall be placed in the Drainage Easements so as to impede the flow of storm water. Drainage Easements shall not be disturbed in a manner as to interfere with the flow of storm water and all grades shall be maintained as constructed. Responsibility for the maintenance of Drainage Easement stormwater facilities, including but not limited to periodic removal and disposal of accumulated particulate material and debris and mowing of common stormwater detention areas, shall remain with the owner or owners of property within the plat, and such responsibility shall pass to any successive owner.

The removal of any obstructions located in any Utility Easement or Drainage Easement by an authorized person or persons performing maintenance or other work authorized herein shall in no way obligate the person in damages or to restore the obstruction to its original form.

No owner of any Lot or any other parcel within this Plat shall at any time remonstrate against or attempt to cause the cessation of any farming operation, whether now existing or existing in the near future which interferes with the residential use of the Lot or tract owned by the person or the tract owned by the person or persons remonstrating. Any person accepting title to a Lot or tract within this Plat, acknowledges that general agricultural areas exist adjacent to or near this Plat, and that activities on such agricultural areas may result in normal farm interference such as noise, odor, dust, agricultural implement traffic, unusual hours, and other normal agricultural uses.

In addition to the Lots, Rights-of-way, Easements, and Building Lines dedicated on the face of this plat, the property is also subject to additional "Protective Covenants and Restrictions" that may be recorded together with this plat.

The foregoing covenants, or restrictions, are to run with the land and shall be binding on all parties and all persons claiming under them until January 1, 2048, at which time said covenants, or restrictions, shall be automatically renewed for successive periods of ten years unless amended through the Plan Commission. Invalidation of any one of the foregoing covenants, or restrictions, by judgment or court order shall in no way affect any of the other covenants or restrictions, which shall remain in full force and effect.

The right to enforce these provisions by injunction, together with the right to cause the removal, by due process of law, of any structure or part thereof erected, or maintained in violation hereof, is hereby dedicated to the public, and reserved to the owners of the lots in this subdivision and to their heirs and assigns.

Witness our hands and seals this _____ day of _____, 20__ .

Denver Calhoun

State of Indiana)
)
County of Whitley)

Before me, the undersigned Notary Public in and for said County and State, personally appeared Denver Calhoun, and each separately and severally acknowledge the execution of the foregoing instrument as his or her voluntary act and deed, for the purposes therein expressed.

Witness my hand and notarial seal this _____ day of _____, 20__ .

Notary Public

My Commission Expires

