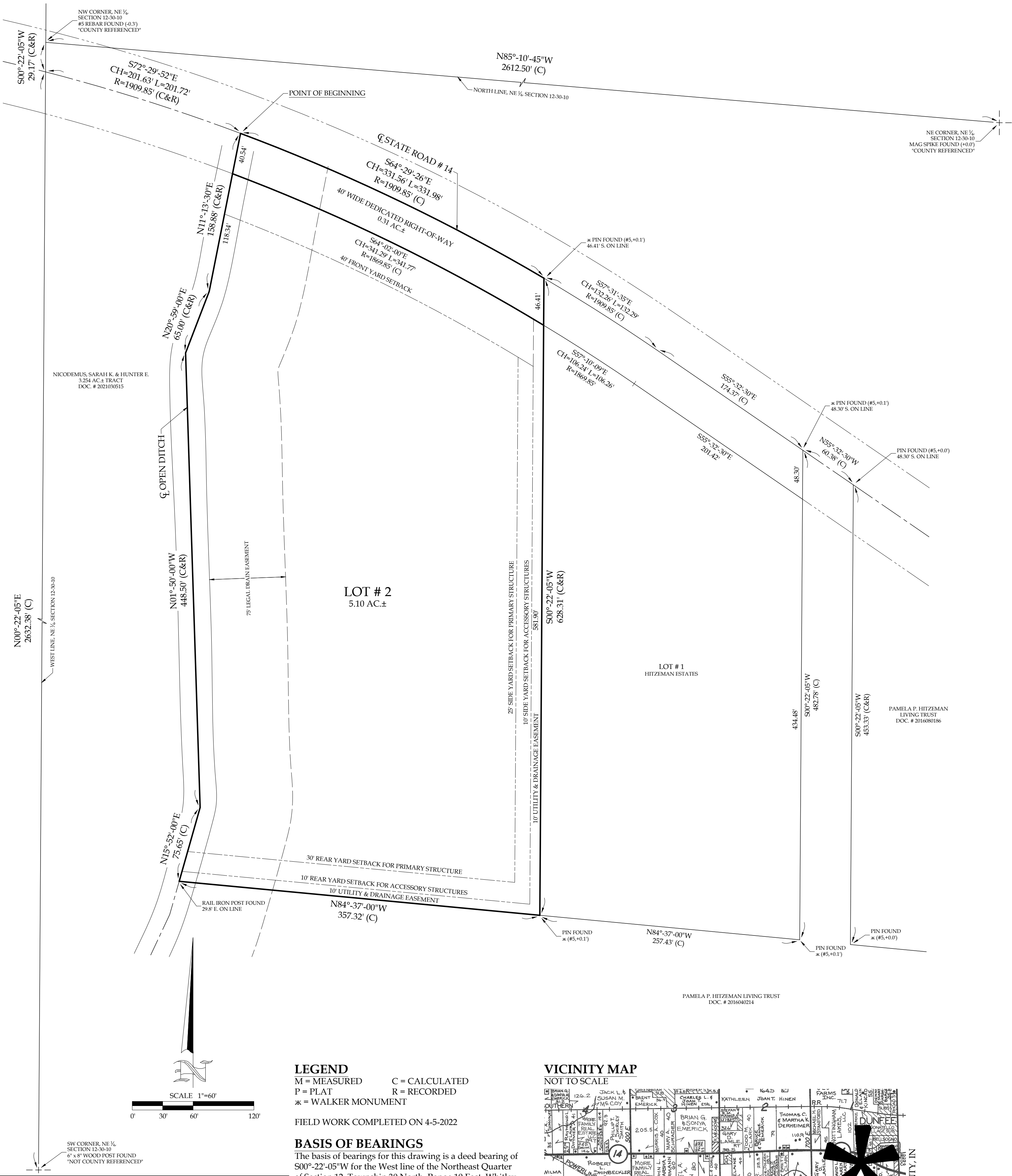


HITZEMAN ESTATES, SECTION 2 (PRELIMINARY)

SITUATED IN THE NORTHEAST QUARTER OF SECTION 12, TOWNSHIP 30 NORTH, RANGE 10 EAST, WHITLEY COUNTY, INDIANA



LEGEND
M = MEASURED C = CALCULATED
P = PLAT R = RECORDED
* = WALKER MONUMENT

FIELD WORK COMPLETED ON 4-5-2022

BASIS OF BEARINGS

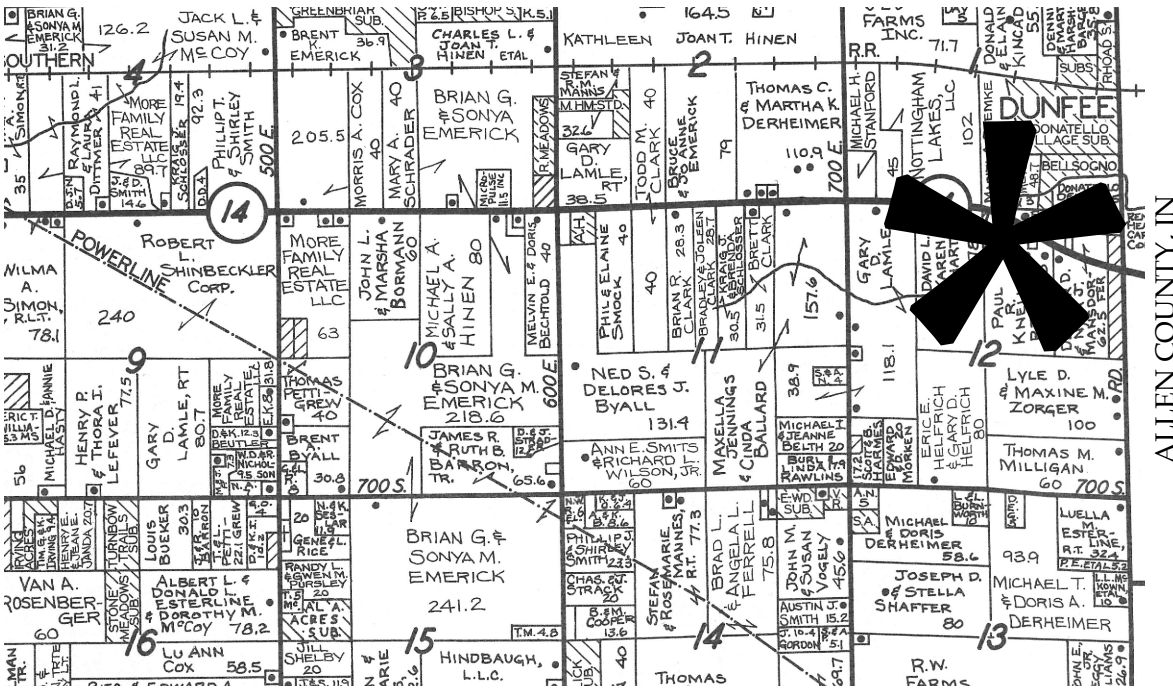
The basis of bearings for this drawing is a deed bearing of S00°-22'-05"W for the West line of the Northeast Quarter of Section 12, Township 30 North, Range 10 East, Whitley County, Indiana. Multiple GPS observations utilizing a WGS84 signal and a local coordinate grid were utilized this survey.

AREA NOTES

The Plat of Hitzeman Estates, Section 2 contains 5.41 acres. Lot Number 1 contains 5.10 acres. There is 0.31 acre of Dedicated Right-of-Way.

VICINITY MAP

NOT TO SCALE



WALKER & ASSOCIATES
EST. 1984

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

HITZEMAN ESTATES, SECTION 2 (PRELIMINARY)

SITUATED IN THE NORTHEAST QUARTER OF SECTION 12, TOWNSHIP 30 NORTH, RANGE 10 EAST, WHITLEY COUNTY, INDIANA

DESCRIPTION

Part of the West half of the Northeast Quarter of Section 12, Township 30 North, Range 10 East, Whitley County, Indiana (This description prepared by Kevin R. Michel, LS80870006, as part of original Plat of Hitzeman Estates Section 2, completed by J.K. Walker and Associates, P.C., dated April 21, 2022), being more particularly described as follows, to wit:

Commencing at an iron pin found at the Northwest corner of said Northeast Quarter; thence S00°-22'-05"W (deed bearing and used as the basis of bearings for this description), on and along the West line of said Northeast Quarter, a distance of 29.17 feet to the point of intersection with the centerline of State Road Number 14; thence Southeasterly, on and along said centerline, being defined by a regular curve to the right, having a radius of 1909.85 feet, an arc length of 201.72 feet (the chord of which bears S72°-29'-52"E for a distance of 201.63 feet), to the point of intersection with the centerline of an open ditch, said point also being at the POINT OF BEGINNING; thence continuing Southeasterly, on and along the centerline of said State Road Number 14, as defined by said curve, an arc length of 331.98 feet (the chord of which bears S64°-29'-26"E for a distance of 331.56 feet), to the Northwest corner of the Plat of Hitzeman Estates as recorded in Document Number 2020030449 in the records of Whitley County, Indiana; thence S00°-22'-05"W, on and along the West line of said Plat of Hitzeman Estates, a distance of 628.31 feet to a 5/8-inch iron pin capped "Walker" found at the Southwest corner of said Plat of Hitzeman Estates; thence N84°-37'-00"W, on and along the Westerly projection of the South line of said Plat of Hitzeman Estates, a distance of 357.32 feet to the point of intersection with the centerline of an open ditch, said point being situated N84°-37'-00"W, a distance of 29.8 feet from a rail iron post found; thence N15°-52'-00"E, on and along said centerline, a distance of 75.65 feet; thence N01°-50'-00"W, on and along said centerline, a distance of 448.50 feet; thence N20°-59'-00"E, on and along said centerline, a distance of 65.00 feet; thence N11°-13'-30"E, on and along said centerline, a distance of 158.88 feet to the point of beginning, containing 5.41 acres of land, more or less, subject to legal right-of-way for State Road Number 14, 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. Low-lying areas in the Southwest part of the surveyed tract appear to be situated in Zone "A", which is in a flood plain. The remainder of 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 18183C0280C 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 West part of the surveyed tract lies within a DNR Approximate Floodway.

THEORY OF LOCATION

This is an original boundary survey of part of the West half of the Northeast Quarter of Section 12, Township 30 North, Range 10 East, Whitley County, Indiana, located on State Road Number 14. The surveyed tract is part of a larger tract of land recorded in Document Number 2016040214 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 Northeast corner of said Northeast Quarter is county referenced. A Mag spike was found at this corner and was held this survey. The Northwest corner of said Northeast Quarter is county referenced. An iron pin was found at this corner and was held this survey. The Southwest corner of said Northeast Quarter is not county referenced. A wood post was found acquiescing the position of the Southwest corner of said Northeast Quarter. It was apparent that the wood post had been accepted for a substantial number of years and was the best available evidence in perpetuating the corner location. Said wood post was held this survey. The centerline of State Road Number 14 was established using recorded distances and bearings. A 5/8-inch iron pin capped "Walker" was found at the Southeast corner of the surveyed tract and was held this survey. A 5/8-inch iron pin capped "Walker" was found on the East line of the surveyed tract and was held for line this survey. A rail iron post was found on the South line of the surveyed tract and was held for line this survey. See survey for other monuments found near the surveyed tract. See survey for monuments found that are referenced.

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:

- (A) 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.
- (B) Occupation or possession lines.
None were observed.
- (C) Clarity or ambiguity of the record description used and of adjoiners' descriptions and the relationship of the lines of the subject tract with adjoiners' lines.
None were observed.
- (D) 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 revision 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 Westerly 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 Hitzeman Estates was used as a reference.
- Reference survey(s) by J.K. Walker & Associates, P.C., dated 06-30-00, 06-20-01, 08-30-21.

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



PLAN COMMISSION CERTIFICATION OF APPROVAL

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

Thor Hodges, 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.

George Schrumpf

Theresa Green

Chad Banks

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

DEVELOPER

Pamela P. Hitzeman
7702 E St Rd 14
Columbia City IN 46725

DEED OF DEDICATION

I the undersigned, Pamela P. Hitzeman, Trustee of the Pamela P. Hitzeman Living Trust dated March 10, 2016, owner of the real estate shown and described herein by virtue of a certain deed recorded as Document Number 2016040214, 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 HITZEMAN ESTATES, SECTION 2, 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__.

Pamela P. Hitzeman, Trustee

State of Indiana)
County of Whitley)

Before me, the undersigned Notary Public in and for said County and State, personally appeared Pamela P. Hitzeman, 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



WALKER & ASSOCIATES
EST. 1984

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