

CATEGORICAL EXCLUSION LEVEL 1 FORM

Date: January 17, 2014

Initial Version

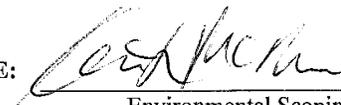
Additional Information to CE Level 1 Dated: _____

Purpose of this document:

CE Level 1 documentation for exempted projects

State-funded categorical exemption documentation

Approval CE Level 1 or State-Funded CE:

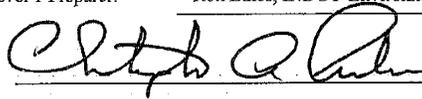

 Environmental Scoping Manager or
 Environmental Policy Manager


 Date

PROJECT INFORMATION			
County, Route	St. Joseph County, US 31	Des Number	LA 5278 - Parcel 349
Purpose and Need:	INDOT and IDOA recognize that state-owned excess right-of-way exists at various locations throughout the state. This land provides no function to the state highway system in terms of serviceability or maintenance, and prohibits development of the property for productive use for residential, commercial, agricultural, or other private or public use. Additionally, state-ownership of land may reduce the availability of real estate that is subject to property taxation; revenue which could benefit the community as a whole. Selling such excess parcels of land would benefit the above causes, as well as providing the potential for additional revenue to the state from the proceeds of the sale.		
Project Description:	<p>This State Categorical Exemption is being prepared because the parcel was purchased at least in part with federal funding, thus selling the property would constitute federal involvement and require NEPA documentation. This action has been approved by the INDOT Environmental Services Division as a State Categorical Exemption.</p> <p>The subject parcel is located near US 31 between Jackson Road and Jewel Avenue, 1500 feet south of US 20 in St. Joseph County. The parcel is located directly south of South Bend, Indiana. The parcel is approximately 0.38 acre in size. See Appendix E for a full parcel description.</p>		
Other Alternatives Considered:	N/A		
Project Termini:	N/A		
Funding Source(s):	<input type="checkbox"/> Federal	<input type="checkbox"/> State	<input type="checkbox"/> Local <input type="checkbox"/> Other
Project Sponsor:	INDOT/IDOA	Estimated Cost	N/A
		Project Length	N/A

Name and organization of CE Level 1 Preparer: Ron Bales, INDOT-Environmental Services Division

INDOT ES/District Env. Reviewer Signature:



Date: 1-22-14

SCOPE OF THE PROPOSED ACTION				
Public Involvement*		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	No public hearing is required for a project of this type under INDOT’s FHWA-approved public involvement guidelines. This does not preclude one or more public hearings or public information meetings in the future.			
Right-of-way (permanent and temporary, in acres)		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	The entire parcel lies within existing right-of-way. This action does not involve the acquisition of any new permanent or temporary right-of-way.			
Disruption to public facilities/services (such as schools, emergency service)		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	This action will not produce a disruption to public facilities/services.			
Involvement with existing bridge(s) (Include structure number(s))		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	This action has no involvement with an existing bridge(s) or structure(s).			

* Limited public involvement, CE-1 level projects will typically have no public hearing opportunity offered.

INVOLVEMENT WITH RESOURCES				
Surface Waters (streams, rivers, lakes, etc.)		No: <input type="checkbox"/>	Yes: <input checked="" type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	Several surface waters were identified near the subject parcel as identified through the Red Flag Investigation. The nearest surface water, an intermittent stream, is approximately 0.34 mile southwest of the subject parcel. Disposal of the property would not involve construction, excavation, or demolition activities of any kind, thus there would be no impacts to streams, rivers, or watercourses, jurisdictional or otherwise, located within the boundaries of the subject parcel. (See Appendix C-8)			
Wetlands (acres)		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	One wetland was identified near the subject parcel as identified on the National Wetlands Inventory map. This wetland is approximately 0.46 mile southwest of the subject parcel. Disposal of the property would not involve construction, excavation, or demolition activities of any kind, thus there would be no impacts to wetlands within the boundaries of the subject parcel. (See Appendix D-2)			
Disturbance of Terrestrial Habitat (acres)		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	The current parcel is a vacant lot. Land use near the parcel is predominately residential containing mowed grass with scattered trees and shrubs. This habitat will not be affected by the sale of the parcel. Disposal of the property would not involve construction, excavation, or demolition activities of any kind, thus there would be no impacts to these terrestrial habitats.			

INVOLVEMENT WITH RESOURCES				
Karst Features		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	This excess parcel is located outside of the designated karst area of the state as identified in the October 13, 1993 Memorandum of Understanding (MOU) between the Indiana Department of Transportation (INDOT), the Indiana Department of Natural Resources (IDNR), the Indiana Department of Environmental Management (IDEM), and the U.S. Fish and Wildlife Service (USFWS). No karst features were observed or are known to exist within or adjacent to the proposed project area. The sale of the subject parcel is not anticipated to affect any karst feature. (See Appendix C-8)			
Threatened and Endangered Species		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	The project is within the range of the federally endangered Indiana bat (<i>Myotis sodalis</i>). The species has not been reported near the project area. The Indiana Department of Natural Resources Heritage database was reviewed on January 8, 2014 and no listed federal or state endangered, threatened, or rare species were located within a half mile of the subject parcel.			
Drinking Water Resources		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	<p>The project is not located within the St. Joseph Aquifer System, the only legally designated sole source aquifer in Indiana.</p> <p>The IDEM's Wellhead Proximity Determinator website (http://idemmaps.idem.in.gov/whpa/) was accessed on January 14, 2014 by INDOT ES. The required project data was provided and it was determined that this project is not located within a Wellhead Protection Area. (See Attachment D-3)</p> <p>The IDNR Water Well Record Database (http://www.in.gov/dnr/water/3595.htm) was accessed on January 14, 2014 by INDOT ES. The required project location was provided and it was determined that this project area does not contain any water wells. (See Appendix D-4)</p>			
Flood Plains (note transverse or longitudinal impact)		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	The subject parcel does not encroach upon the HUD Special Flood Hazard Area. The parcel is not located within a regulatory floodplain as determined from available FEMA floodplain maps. (See Appendix D-1)			
Farmland (acres)		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	None of the land within the project limits meets the definition of farmland under the Farmland Protection Policy Act (FPPA). The sale of the subject parcel is not anticipated to affect any agricultural resources within proximity to the parcel. The requirements of the FPPA do not apply to this project.			
Cultural Resources		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>	Possible: <input type="checkbox"/>
Comments:	<p>Coordination was conducted with the INDOT Cultural Resources Office (CRO) to determine if historical or archaeological resources are present within the excess parcel. INDOT-CRO responded on November 25, 2013. (See Appendix B)</p> <p>For above ground resources, the subject parcel was located within the Area of Potential Effect (APE) for the US 31 project (Des. No. 9405230). The parcel is not located close enough to any of the National Register of Historic Places (NRHP) listed or eligible properties to impact them. No above ground concerns exist and not additional 106 consultation for above ground resources is required at this time</p>			

INVOLVEMENT WITH RESOURCES			
	Excess parcel 5278-349 was completely included in archaeological Phase Ia investigations for the US 31 Plymouth to South Bend project by ASC (Snyder and Hillen 2008). No sites were identified on the parcel and State Historic Preservation Officer (SHPO) concurred with this finding on May 12, 2008. Therefore, no further archaeological work is necessary prior to the sale of this parcel.		
Section 4(f) and Section 6(f) Resources		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>
Comments:	Since this parcel was not used for a wildlife or waterfowl refuge, a public recreational facility or had anything of historic, architectural or archaeological significance there will be no Section 4(f) or Section 6(f) impacts associated with the disposition of the property. Therefore, this action will have no impacts to properties protected under Section 4(f) and 6(f) regulations.		
Air Quality Impacts		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>
Comments:	This project is located in St. Joseph County, which is a maintenance area for 8- hour Ozone. The 1997 8-hour Ozone NAAQS was revoked for purposes of demonstrating conformity effective July 20, 2013. Therefore, the conformity procedures of 40 CFR Part 93 do not apply.		
Community/Economic Impacts		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>
Comments:	The project will not result in the relocation of residences or businesses. The project will not affect community cohesion because it will not change access to properties or within the community. The project will not have a disproportionate adverse impact on low-income populations or minority populations that are of concern for environmental justice consideration.		
Hazardous Materials		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>
Comments:	A red flag investigation was completed on January 10, 2014 by INDOT ES. No potentially hazardous sites were identified in the project vicinity or in the project area. Disposal of the property would not involve construction, excavation, or demolition activities of any kind, thus there would be no impacts to hazardous material sites. (See Appendix C)		
Permits		No: <input checked="" type="checkbox"/>	Yes: <input type="checkbox"/>
Comments:	The process of selling this parcel does not lead directly to any action that will disturb aquatic or terrestrial resources and no environmental permits are needed to advance the sale of this property.		

ENVIRONMENTAL COMMITMENTS:	
<p>This environmental document has been prepared for the sole purpose of disposal of the excess parcel. No resources or environmental concerns have been identified that will be impacted by the sale of this excess INDOT property; therefore, no environmental commitments have been generated.</p>	

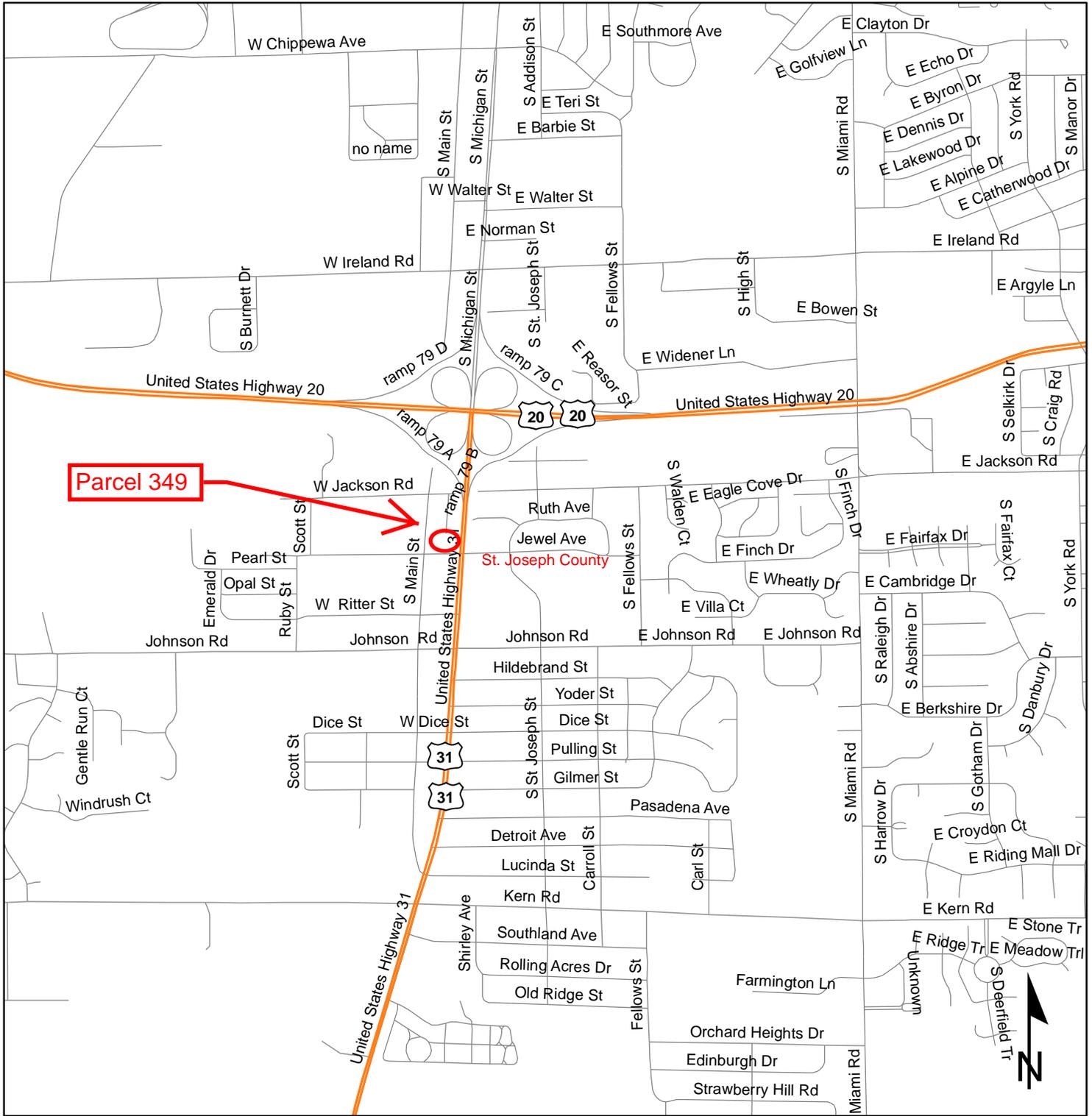
THE CATEGORICAL EXCLUSION CANNOT BE PROCESSED AS A LEVEL ONE IF YES IS SELECTED FOR ANY OF THE FOLLOWING ITEMS*:		
Formal noise analysis required?	No: X	Yes:
Environmental Justice analysis required?	No: X	Yes:
Right-of-Way acquisition greater than 0.5 acre?	No: X	Yes:
Relocation of residences/businesses/etc.?	No: X	Yes:
Added through-traffic lanes?	No: X	Yes:
Facility on new location or realignment?	No: X	Yes:
Permanent alteration of local traffic pattern?	No: X	Yes:
Section 4(f) and Section 6(f) resource impacts?	No: X	Yes:
Sole Source Aquifer Groundwater Assessment required?	No: X	Yes:
Is the project “Likely to Adversely Affect” Threatened and Endangered Species?	No: X	Yes:
Stream impacts greater than 300 linear feet, or work beyond 75 feet from pavement?	No: X	Yes:
Wetland impacts greater than 0.1 acre?	No: X	Yes:
Does the project have historic bridge involvement, or a Section 106 finding of No Adverse Effect / Adverse Effect?	No: X	Yes:

** Please note, this table is not applicable for state funded CE's.*

Appendix A: Graphics

A1	Location Map
A2	Topographic Map
A3	Aerial Map

Excess Parcel LA 5278, Parcel 349 St. Joseph County, Indiana



This map is intended to serve as an aid in graphic representation only. This information is not warranted for accuracy or other purposes.

Sources: Non Orthophotography

Data - Obtained from the State of Indiana Geographical Information Office Library

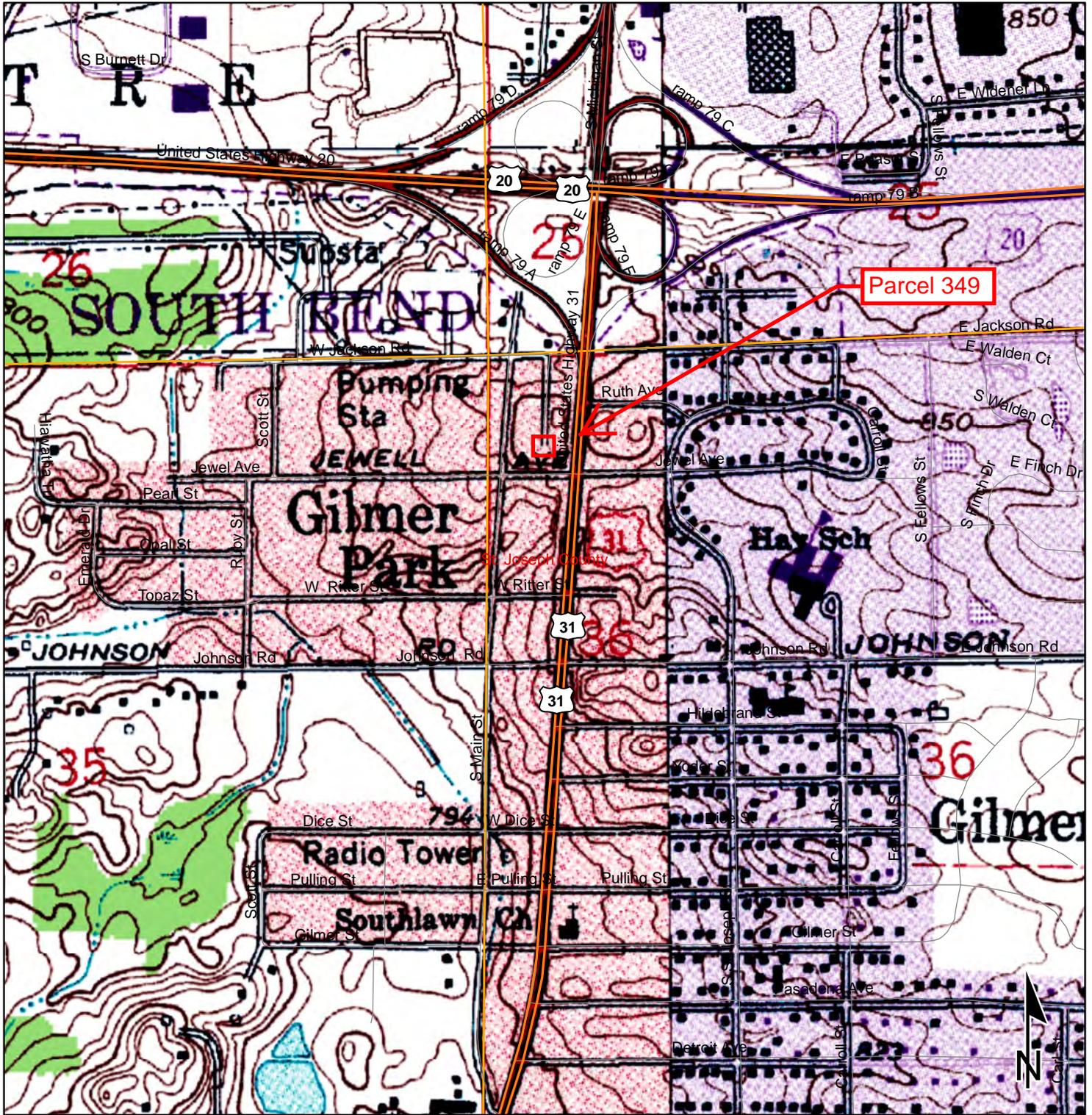
Orthophotography - Obtained from Indiana Map Framework Data (www.indianamap.org)

Map Projection: UTM Zone 16 N **Map Datum:** NAD83

Scale 1:20,000 Miles
 0.3 0.15 0 0.3



Excess Parcel LA 5278, Parcel 349 St. Joseph County, Indiana



This map is intended to serve as an aid in graphic representation only. This information is not warranted for accuracy or other purposes.

Sources: Non Orthophotography

Data - Obtained from the State of Indiana Geographical Information Office Library

Orthophotography - Obtained from Indiana Map Framework Data (www.indianamap.org)

Map Projection: UTM Zone 16 N **Map Datum:** NAD83

Scale 1:10,000 Miles
 0.15 0.075 0 0.15



Excess Parcel LA 5278, Parcel 349 St. Joseph County, Indiana



This map is intended to serve as an aid in graphic representation only. This information is not warranted for accuracy or other purposes.

Sources: Non Orthophotography

Data - Obtained from the State of Indiana Geographical Information Office Library

Orthophotography - Obtained from Indiana Map Framework Data (www.indianamap.org)

Map Projection: UTM Zone 16 N **Map Datum:** NAD83

Scale 1:3,000



Giffin, Toni

From: Miller, Shaun (INDOT)
Sent: Monday, November 25, 2013 3:16 PM
To: Giffin, Toni
Cc: Gillette, Kia; Kennedy, Mary
Subject: FW: New Parcels, 5246-234A; 5090-232A; 5278-349
Attachments: 5246-234A_archaeology.pdf; 5090-232A_archaeology.pdf; 5278-349_archaeology.pdf

Toni,

Please see below message for Mary's assessment of above-ground resources for excess parcels 2346-234A and 5090-232A (US 31 Kokomo Bypass) and 5278-349 (US 31 Plymouth to South Bend).

With regards to archaeology, please use the following:

Portions of excess parcels 5246-234A and 5090-232A were investigated for archaeological resources by ASC during additional survey work for the US 31 Kokomo Bypass project (Snyder and Terpstra 2009). No archaeological sites were identified on either parcel and SHPO concurred with this finding on November 16, 2009. According to SHAARD, no sites have been recorded in or adjacent to either parcel since 2009. In addition, 2012 aerial images reveal that these parcels have been severely disturbed by construction of the new bypass with structures razed and soils graded and leveled. Therefore, no further archaeological work is necessary prior to the sale of these parcels. Pertinent information to include in the CE is attached and in PW: [5246-234A_archaeology.pdf](#) and [5090-232A_archaeology.pdf](#)

Excess parcel 5278-349 was completely included in archaeological Phase Ia investigations for the US 31 Plymouth to South Bend project by ASC (Snyder and Hillen 2008). No sites were identified on the parcel and SHPO concurred with this finding on May 12, 2008. Therefore, no further archaeological work is necessary prior to the sale of this parcel. Pertinent information to include in the CE is attached and in PW: [5278-349_archaeology.pdf](#)

Thank you,

Shaun Miller
Archaeological Team Lead
INDOT, Cultural Resources Office
smiller@indot.in.gov
(317) 233-6795

From: Kennedy, Mary
Sent: Friday, November 22, 2013 3:26 PM
To: Miller, Shaun (INDOT)
Subject: RE: New Parcels, 5246-234A; 5090-232A; 5278-349

Shaun,

It looks like two of these parcels (5246 US 31 Parcel 234A & 5090 US 31 Parcel 232A) are at least partially covered in the addendum survey to US 31 Kokomo Bypass conducted by ASC (Snyder and Terpstra 2009) under des. no. 0200094. You had already provided Toni some graphics for some other parcels covered under that report: [5246-205, 236, 241_archaeology.pdf](#). You should take a look as I'm not sure how you deal with a parcel that might have only been partially surveyed in the previous survey (if I'm even reading the map correctly—maybe the survey did cover all of the parcels). I have no above-ground concerns as the parcels were in the original APE. The mapping & SHPO letter to cover above-ground are here: [5246 US 31 Parcel 234A & 5090 US 31 Parcel 232A_above-ground.pdf](#).

The other parcel is near US 31 in St. Joseph County (5278 US 31 Parcel 349). For above-ground resources, it was located within the APE for the US 31 project (Des. No. 9405230). The parcel is not located close enough to any of the NRHP listed or eligible properties to impact them. No above-ground concerns exist and no additional 106 consultation for above-ground resources is required at this time. I've saved the APE map for Des. No. 9405230 here: [5278 US 31 Parcel 349 above-ground](#).

Mary E. Kennedy
Indiana Department of Transportation
(317) 232-5215
mkennedy@indot.in.gov

From: Giffin, Toni
Sent: Friday, November 15, 2013 12:00 PM
To: McMullen, Kenneth B.; Carpenter, Patrick A; Kennedy, Mary; Miller, Shaun (INDOT); Mathas, Marlene
Cc: Andrews, Chris; Bales, Ronald
Subject: FW: New Parcels

Below are new excess parcels, uploaded into ProjectWise. They have also been added to the spreadsheet in ProjectWise.

I do not know at the moment whether or not the districts may have started and/or finish any portions of these. Currently, I am working on a CE for LA 2848, parcel 12. Also, I leave at 1:00 pm today, so I will check this on Monday. Unless I am told otherwise.

Toni Lynn Giffin
Environmental Manager II
Indiana Department of Transportation
Indiana Government Center North
100 North Senate Avenue Room N642
Indianapolis, IN 46204

Phone: (317) 232-1490
Fax: (317) 233-4929
Email: togiffin@indot.in.gov

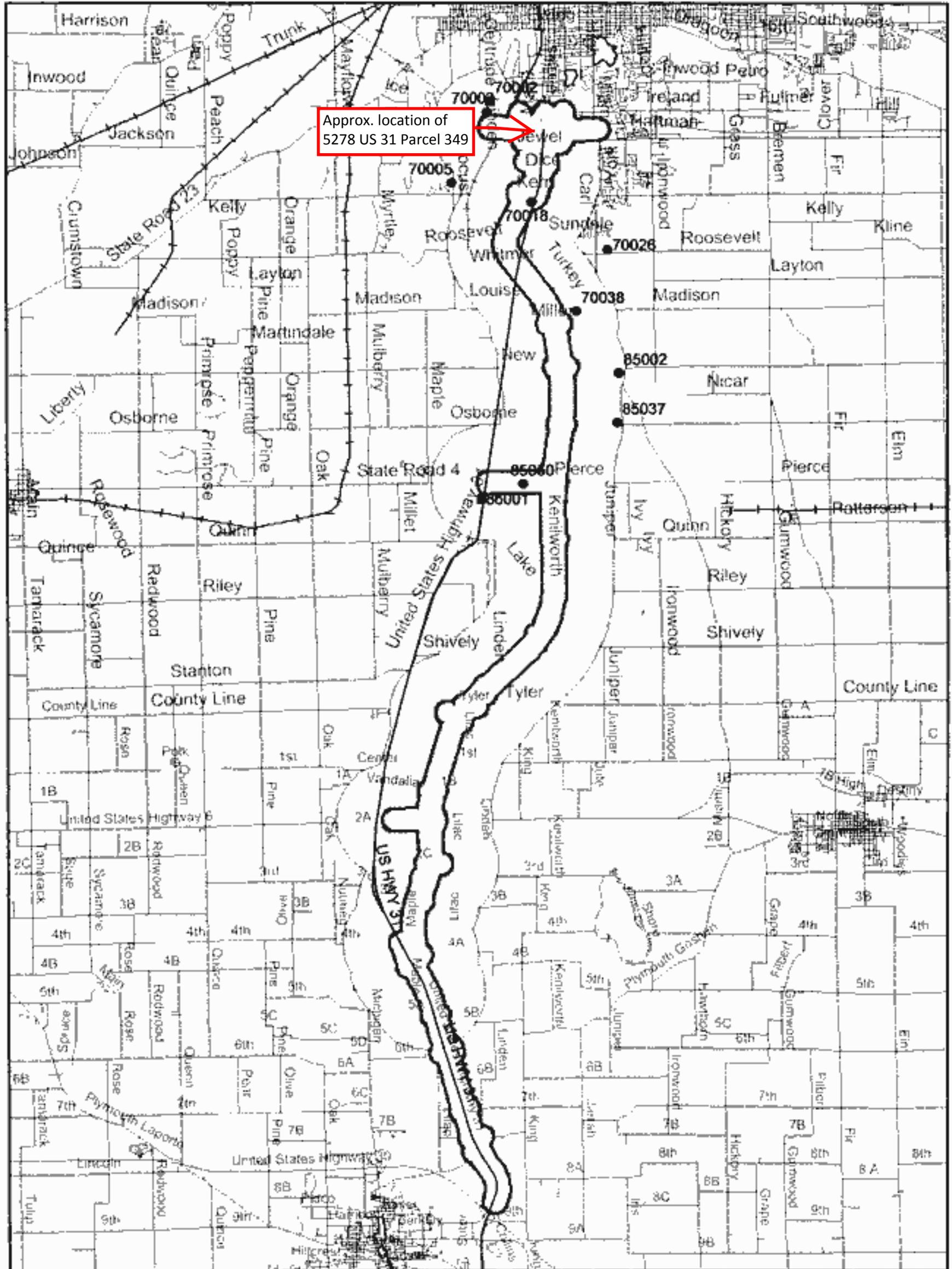
From: Loggins, Katherine
Sent: Friday, November 15, 2013 11:18 AM
To: Giffin, Toni
Subject: New Parcels

[5278 US 31 Parcel 349](#)

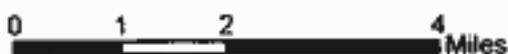
[5246 US 31 Parcel 234A](#)

[5090 US 31 Parcel 232A](#)

Katie Loggins
Property Management Specialist, Real Estate Division
Indiana Dept. of Transportation
100 N. Senate Avenue, Room N642



Approx. location of
5278 US 31 Parcel 349



- National Register Properties
- Eligible Properties
- 2,000 Ft Buffer
- Area of Potential Effects

WEINTRAUT & ASSOCIATES
HERNDON, VA

Note: Information shown on this map is not warranted for accuracy or merchantability. GIS data used to create this map are from the best known sources existing at this time. However, experience shows that many national datasets are not all inclusive. Use of this map should be limited to planning. It is intended to serve as an aid in graphic representation only. This map does not represent a legal document.

DNR Indiana Department of Natural Resources

Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhp@dnr.IN.gov

Mitchell E. Daniels, Jr., Governor
Robert E. Carter, Jr., Director



May 12, 2008

Christopher D. Koepfel
Cultural Resources Section
Office of Environmental Services
Indiana Department of Transportation
100 North Senate Avenue, Room N642
Indianapolis, Indiana 46204

Letter clears
excess parcel
5278-349

Federal Agency: Federal Highway Administration

Re: Revised second addendum to phase Ia archaeological field reconnaissance report (Snyder/Hillen, 3/26/08) pertaining to the US 31 Corridor project from US 30 near Plymouth to US 20 near South Bend (Designation # 9904300, 9904310, 9405230; BLA Project #201-0101-OED; NH-153-7(23); DHPA # 2536)

Dear Mr. Koepfel:

Pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. § 470f), 36 C.F.R. Part 800, and the "Programmatic Agreement among the Federal Highway Administration, the Indiana Department of Transportation, the Advisory Council on Historic Preservation, the Indiana State Historic Preservation Officer regarding the implementation of the Federal Aid Highway Program in the State of Indiana," the staff of the Indiana State Historic Preservation Officer has conducted an analysis of the materials dated April 9, 2008 and received on April 16, 2008, for the above indicated project in Marshall and St. Joseph counties, Indiana.

Thank you for providing the revised archaeological field reconnaissance report for the above project. Our office has already commented on the eligibility of the archaeological sites in our letter of February 15, 2008. Scaled site maps depicting the locations of features on archaeological sites such as 12Mr430 and 12Sj440 should be included in the site record and archaeological report.

If any archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and 29) requires that the discovery must be reported to the Department of Natural Resources within two (2) business days. In that event, please call (317) 232-1646. Be advised that adherence to Indiana Code 14-21-1-27 and 29 does not obviate the need to adhere to applicable federal statutes and regulations.

A copy of the revised 36 C.F.R. Part 800 that went into effect on August 5, 2004, may be found on the Internet at www.achp.gov for your reference. If you have questions about archaeological issues please contact Dr. Rick Jones at (317) 233-0953 or rjones@dnr.IN.gov. Additionally, in all future correspondence regarding the above indicated project, please refer to DHPA #2536.

Very truly yours,

James A. Glass, Ph.D.
Deputy State Historic Preservation Officer

JAG:JR:jj

cc: David Bourff, RW Armstrong

Report included
excess parcel
5278-349

**Second Addendum to: Phase Ia Archaeological Field Reconnaissance:
US 31 Improvement Project from Plymouth, Marshall County, Indiana, to South Bend, St.
Joseph County, Indiana INDOT Project NH-153-7 (023) (Des. No. 9904300 and 9904310)**

By

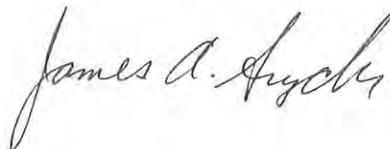
Jim Snyder, M.A., and Luella Beth Hillen

**Submitted By:
ASC Group, Inc.
6330 East 75th Street, Suite 100
Indianapolis, Indiana 46250
317.915.9300
BHillen@ascgroup.net**

**Submitted To:
RW Armstrong
Union Station
300 South Meridian Street
Indianapolis, Indiana 46225
317.786.0461**

Lead Agency: Indiana Department of Transportation

March 26, 2008



James A. Snyder, M.A., Principal Investigator

Appendix C: Red Flag Investigation

C1-C13 Red Flag Investigation



INDIANA DEPARTMENT OF TRANSPORTATION

Driving Indiana's Economic Growth

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204-2216 (317) 232-5348 FAX: (317) 233-4929

Michael R. Pence, Governor
Karl B. Browning, Commissioner

Date: January 8, 2014

To: Mr. Steve Catron
Excess Land Team, Real Estate Division
Indiana Department of Transportation
100 North Senate Avenue, Room N642
Indianapolis, IN 46204

From: Hazardous Materials Unit
Environmental Services
Indiana Department of Transportation
100 North Senate Avenue, Room N642
Indianapolis, IN 46204

Re: RED FLAG INVESTIGATION
LA 5278 Parcel 349
US 31
St. Joseph County, Indiana

NARRATIVE

This RFI is being performed for the sale of an excess parcel located at the south end of Frontage Road between US 31 and Main Street and north of Jewell Avenue in South Bend. INDOT has decided that this surplus land will not be needed for right-of-way or transportation purposes in the foreseeable future. A legal description of the subject parcel is as follows:

A part of the recorded plat of Jewell's Plat of Dixie Gardens, recorded in Plat Book 11, page 77 in the Office of the Recorder of St. Joseph County, Indiana, described as follows: Lot Numbered Ten (10), excepting therefrom 130 feet off the West end of said lot, also a part of Lots Numbered Eleven (11) and Twelve (12), which part is bounded by a line running as follows: Beginning at the Northeast corner of said Lot 11, thence running West on the North line of said Lot 11 a distance of 214 feet; thence Southerly on a line parallel with the Michigan Road, a distance of 70 feet; thence East on a line parallel with the North line of said Lot 11, a distance of 214 feet to the East line of Lot 12 and the West line of said Michigan Road; thence Northerly along the West line of said Road, 70 feet to the place of Beginning.

The foregoing description was quoted from Instrument Number 9531535 in the Office of the Recorder of St. Joseph County, Indiana.

Excepting therefrom: Beginning at the northeast corner of Lot 10 of Jewell's Plat of Dixie Gardens; recorded in Plat Book 11, page 77 in the Office of the Recorder of St. Joseph County, Indiana, thence along the west boundary of U.S. 31 (Michigan Road) South 04 degrees 56 minutes 12 seconds West 120.00 feet to the southeast of the Perriguet tract, as described in said Instrument Number 9531535; thence along the south line of said Instrument South 89 degrees 08 minutes 15 seconds West 75.18 feet; thence North 04 degrees 41 minutes 07 seconds East 119.95 feet to the north line of said Instrument; thence along the north line of said Instrument North 89 degrees 08 minutes 09 seconds East 75.71 feet to the Point of Beginning.

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An Equal Opportunity Employer

TOGETHER with the permanent extinguishment of all rights and easements of ingress and egress to, from and across the limited access facility (to be known as U.S. 31 and as project 0710784) to and from the grantor's abutting lands along the North 04 degrees 41 minutes 07 seconds East 119.95 foot course described above.

Less exception, contains 16,542 square feet, more or less.

SUMMARY

Infrastructure			
Indicate the number of items of concern found within ½ mile, including an explanation why each item within the ½ mile radius will/will not impact the project. If there are no items, please indicate N/A:			
Religious Facilities	N/A	Recreational Facilities	2
Airports	N/A	Pipelines	3
Cemeteries	N/A	Railroads	N/A
Hospitals	N/A	Trails	3
Schools	3	Managed Lands	N/A

Explanation:

Recreational Facilities: Two (2) recreational facilities were found within the 0.5 mile search radius, the nearest located 0.33 mile southeast of the subject parcel. No impact is expected from the sale of the subject parcel.

Pipelines: Three (3) pipelines were found within the 0.5 mile search radius, the map indicating that the nearest is located approximately 50 feet south of the subject parcel; however, an easement was not noted on the legal description, so the pipeline is not within the boundaries of the parcel. No impact is expected from the sale of the subject parcel.

Trails: Three (3) trails were found within the 0.5 mile search radius, the nearest being a potential trail located to the east along US 31. No impact is expected from the sale of the subject parcel.

Schools: Three (3) schools were found within the 0.5 mile search radius, the nearest located 0.33 mile southeast of the subject parcel. No impact is expected from the sale of the subject parcel.

Managed Lands: No park lands are located in or adjacent to the subject parcel.

Water Resources			
Indicate the number of items of concern found within ½ mile, including an explanation why each item within the ½ mile radius will/will not impact the project. If there are no items, please indicate N/A:			
NWI – Points	N/A	NWI - Wetlands	1
Karst Springs	N/A	IDEM 303d Listed Lakes	N/A
Canal Structures – Historic	N/A	Lakes	3
NWI - Lines	2	Floodplain - DFIRM	1
IDEM 303d Listed Rivers and Streams (Impaired)	N/A	Cave Entrance Density	N/A
Rivers and Streams	5	Sinkhole Areas	N/A
Canal Routes - Historic	N/A	Sinking-Stream Basins	N/A

Explanation:

Wetlands: One (1) wetland is located within the 0.5 mile search radius, approximately 0.46 mile to the southwest. No impact is expected from the sale of the subject parcel.

Lakes: Three (3) lakes are located within the 0.5 mile search radius, all over 0.4 mile away. No impact is expected from the sale of the subject parcel.

NWI - Lines: Two (2) NWI Lines are located within the 0.5 mile search radius, the nearest being 0.37 mile southwest. No impact is expected from the sale of the subject parcel.

Floodplain - DFIRM: One (1) floodplain is located within the 0.5 mile search radius, approximately 0.38 mile to the northwest. No impact is expected from the sale of the subject parcel.

Rivers and Streams: Five (5) streams are located within the 0.5 mile search radius, the nearest being 0.34 mile southwest. No impact is expected from the sale of the subject parcel.

The subject parcel is not located within the Karst Memorandum of Understanding (MOU) Potential Karst Features Region. The sale of the subject parcel is not anticipated to impact any karst features.

Mining/Mineral Exploration			
Indicate the number of items of concern found within ½ mile, including an explanation why each item within the ½ mile radius will/will not impact the project. If there are no items, please indicate N/A:			
Petroleum Wells	5	Petroleum Fields	1
Mines – Surface	N/A	Mines – Underground	N/A

Explanation: No Mining/Mineral Exploration items of concern were found within the 0.5 mile radius.

Hazmat Concerns			
Indicate the number of items of concern found within ½ mile, including an explanation why each item within the ½ mile radius will/will not impact the project. If there are no items, please indicate N/A:			
Brownfield Sites	N/A	Restricted Waste Sites	N/A
Corrective Action Sites (RCRA)	N/A	Septage Waste Sites	N/A
Confined Feeding Operations	N/A	Solid Waste Landfills	N/A
Construction Demolition Waste	N/A	State Cleanup Sites	N/A
Industrial Waste Sites (RCRA Generators)	N/A	Tire Waste Sites	N/A
Infectious/Medical Waste Sites	N/A	Waste Transfer Stations	N/A
Lagoon/Surface Impoundments	N/A	RCRA Waste Treatment, Storage, and Disposal Sites (TSDs)	N/A
Leaking Underground Storage Tanks (LUSTs)	3	Underground Storage Tanks (USTs)	N/A
Manufactured Gas Plant Sites	N/A	Voluntary Remediation Program	N/A
NPDES Facilities	N/A	Superfund	N/A
NPDES Pipe Locations	N/A	Institutional Control Sites	1
Open Dump Sites	N/A		

Explanation:

LUSTs: Three (3) LUST sites were found within the 0.5 mile search radius, the nearest being 0.23 mile to the south. No impact is expected from the sale of the subject parcel.

Institutional Control Sites: One (1) Institutional Control Site was found within the 0.5 mile search radius approximately 0.36 mile to the northwest. No impact is expected from the sale of the subject parcel.

Ecological Information

The St. Joseph County listing of the Indiana Natural Heritage Data Center information on endangered, threatened, or rare (ETR) species and high quality natural communities is attached with ETR species highlighted. A review of the Indiana Natural Heritage Database did not indicate the observation of any ETR species within the 0.5 mile search radius. No impact is expected from the sale of the subject parcels.

Cultural Resources

The following is an excerpt from an e-mail written by Shaun Miller, Cultural Resources, dated November 25, 2013:

Excess parcel 5278-349 was completely included in archaeological Phase Ia investigations for the US 31 Plymouth to South Bend project by ASC (Snyder and Hillen 2008). No sites were identified on the parcel and SHPO concurred with this finding on May 12, 2008. Therefore, no further archaeological work is necessary prior to the sale of this parcel.

The following is an excerpt from an e-mail written by Mary Kennedy, Cultural Resources, dated November 22, 2013.

The other parcel is near US 31 in St. Joseph County (5278 US 31 Parcel 349). For above-ground resources, it was located within the APE for the US 31 project (Des. No. 9405230). The parcel is not located close enough to any of the NRHP listed or eligible properties to impact them. No above-ground concerns exist and no additional 106 consultation for above-ground resources is required at this time.

RECOMMENDATIONS

INFRASTRUCTURE: N/A

WATER RESOURCES: N/A

MINING/MINERAL EXPLORATION: N/A

HAZMAT CONCERNS: N/A

ECOLOGICAL INFORMATION: N/A

CULTURAL RESOURCES: N/A

INDOT Environmental Services concurrence:

**Kenneth
McMullen**

 cn=Kenneth McMullen, o=INDOT,
ou=Environmental Services,
email=kmcullen@indot.in.gov, c=US
2014.01.10 07:29:52 -05'00' (Signature)

Prepared by:
Marlene Mathas
Hazardous Materials Specialist
INDOT Environmental Services

Graphics:

GENERAL SITE MAP SHOWING PROJECT AREA: YES

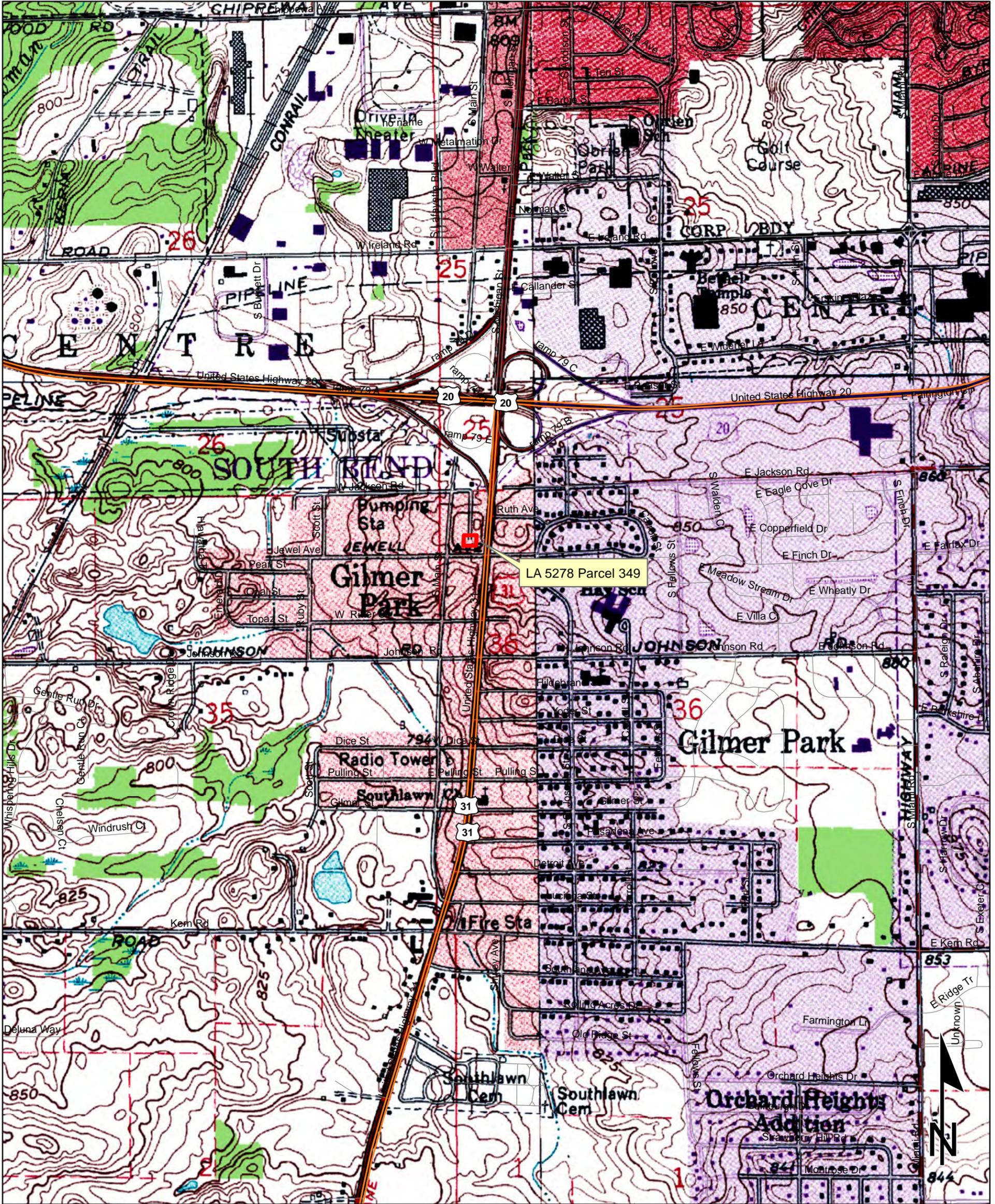
INFRASTRUCTURE: YES

WATER RESOURCES: YES

MINING/MINERAL EXPLORATION: NO

HAZMAT CONCERNS: YES

Red Flag Investigation - Site Location Map
 US 31 - Excess Parcel
 LA 5278 Parcel 349
 St. Joseph County, Indiana



Sources: 0.25 0.125 0 0.25 Miles
Non Orthophotography Data - Obtained from the State of Indiana Geographical Information Office Library
Orthophotography - Obtained from Indiana Map Framework Data (www.indianamap.org)
Map Projection: UTM Zone 16 N **Map Datum:** NAD83
 This map is intended to serve as an aid in graphic representation only. This information is not warranted for accuracy or other purposes.

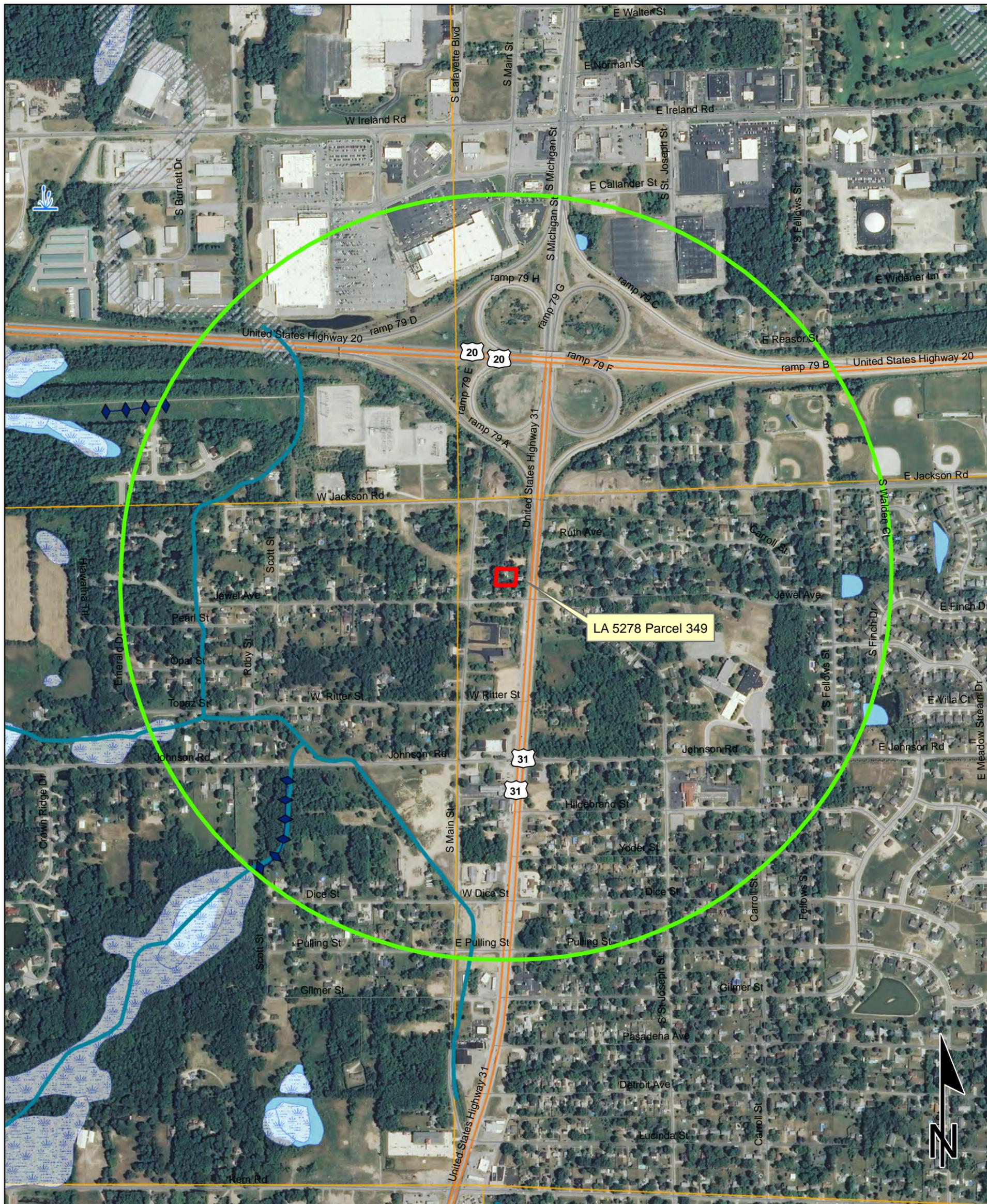
LAKEVILLE, WYATT, SOUTH BEND
 EAST, AND SOUTH BEND WEST
 QUADRANGLES
 INDIANA
 7.5 MINUTE SERIES (TOPOGRAPHIC)

Red Flag Investigation - Water Resources Map

US 31 - Excess Parcel

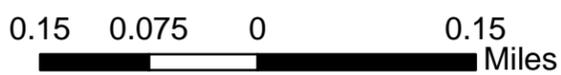
LA 5278 Parcel 349

St. Joseph County, Indiana



Sources:
Non Orthophotography Data - Obtained from the State of Indiana Geographical Information Office Library
Orthophotography - Obtained from Indiana Map Framework Data (www.indianamap.org)
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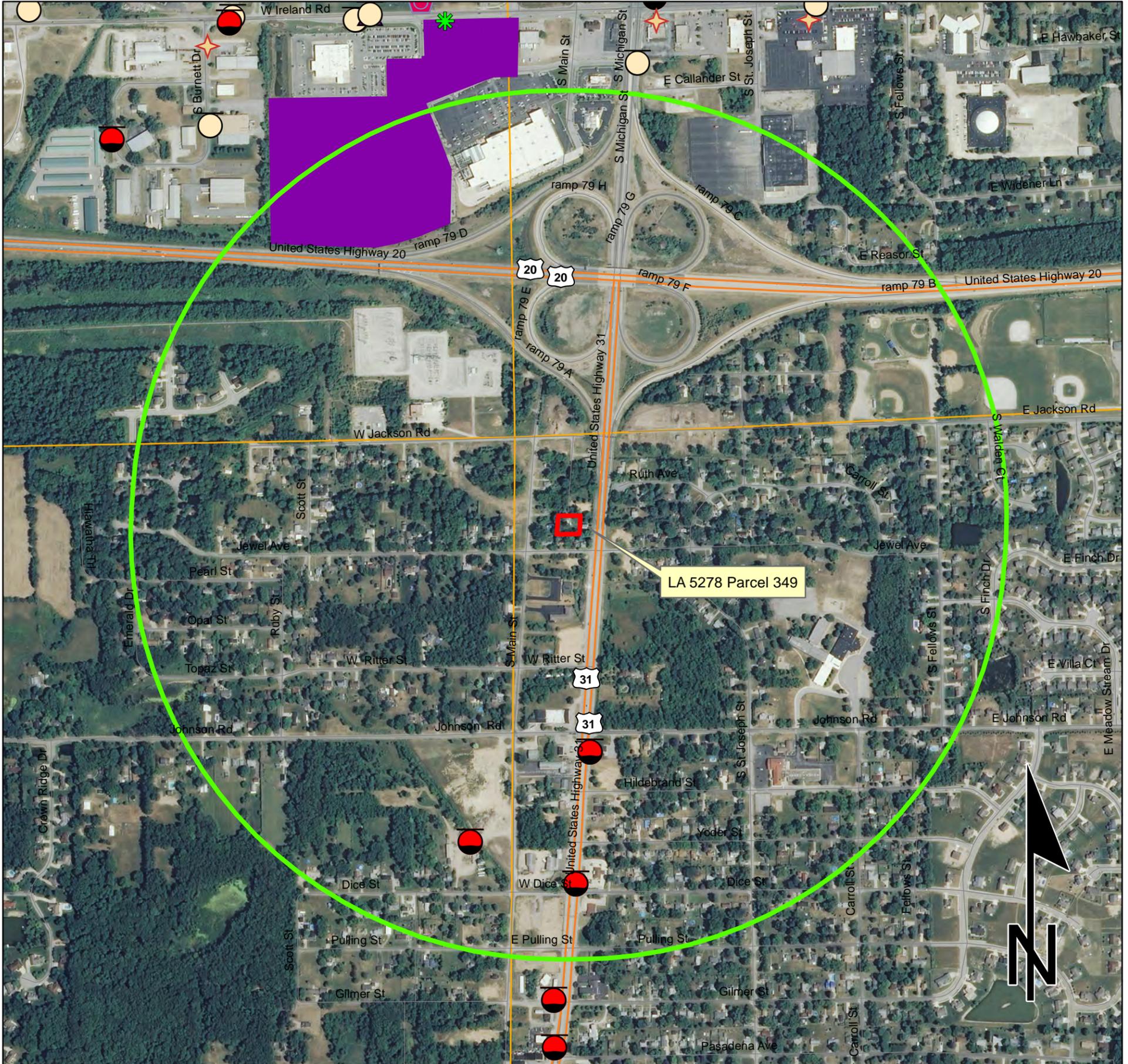
NWI - Point	Wetlands	Project Area
Karst Spring	Lake - Impaired	Half Mile Radius
Canal Structure - Historic	Lake	Interstate
NWI- Line	Floodplain - DFIRM	State Route
Stream - Impaired	Cave Entrance Density	US Route
NPS NRI listed	Sinkhole Area	Local Road
River	Sinking-Stream Basin	
Canal Route - Historic	County Boundary	

Red Flag Investigation - Hazardous Material Concerns Map

US 31 - Excess Parcel

LA 5278 Parcel 349

St. Joseph County, Indiana



	Brownfield		RCRA Generator/TSD		Institutional Controls
	RCRA Corrective Action Sites		Restricted Waste Site		County Boundary
	Confined Feeding Operation		Septage Waste Site		Project Area
	Construction/Demolition Site		Solid Waste Landfill		Half Mile Radius
	Infectious/Medical Waste Site		State Cleanup Site		Interstate
	Leaking Underground Storage Tank		Superfund		State Route
	Manufactured Gas Plant		Tire Waste Site		US Route
	NPDES Facilities		Underground Storage Tank		Local Road
	NPDES Pipe Locations		Voluntary Remediation Program		
	Open Dump Waste Site		Waste Transfer Station		

0.15 0.075 0 0.15 Miles

This map is intended to serve as an aid in graphic representation only. This information is not warranted for accuracy or other purposes.

Sources:
Non Orthophotography
Data - Obtained from the State of Indiana Geographical Information Office Library
Orthophotography - Obtained from Indiana Map Framework Data (www.indianamap.org)
Map Projection: UTM Zone 16 N **Map Datum:** NAD83

Indiana County Endangered, Threatened and Rare Species List

County: St. Joseph

Species Name	Common Name	FED	STATE	GRANK	SRANK
Mollusk: Gastropoda					
Campeloma decisum	Pointed Campeloma		SSC	G5	S2
Lymnaea stagnalis	Swamp Lymnaea		SSC	G5	S2
Insect: Odonata (Dragonflies & Damselflies)					
Sympetrum semicinctum	Band-winged Meadowhawk		SR	G5	S2S3
Fish					
Moxostoma valenciennesi	Greater Redhorse		SE	G4	S2
Amphibian					
Ambystoma laterale	Blue-spotted Salamander		SSC	G5	S2
Hemidactylium scutatum	Four-toed Salamander		SSC	G5	S2
Rana pipiens	Northern Leopard Frog		SSC	G5	S2
Reptile					
Clemmys guttata	Spotted Turtle		SE	G5	S2
Clonophis kirtlandii	Kirtland's Snake		SE	G2	S2
Emydoidea blandingii	Blanding's Turtle		SE	G4	S2
Nerodia erythrogaster neglecta	Copperbelly Water Snake	PS:LT	SE	G5T3	S2
Sistrurus catenatus catenatus	Eastern Massasauga	C	SE	G3G4T3T4Q	S2
Bird					
Accipiter striatus	Sharp-shinned Hawk	No Status	SSC	G5	S2B
Ammodramus henslowii	Henslow's Sparrow		SE	G4	S3B
Ardea herodias	Great Blue Heron			G5	S4B
Bartramia longicauda	Upland Sandpiper		SE	G5	S3B
Botaurus lentiginosus	American Bittern		SE	G4	S2B
Buteo platypterus	Broad-winged Hawk	No Status	SSC	G5	S3B
Certhia americana	Brown Creeper			G5	S2B
Chlidonias niger	Black Tern		SE	G4	S1B
Cistothorus palustris	Marsh Wren		SE	G5	S3B
Cistothorus platensis	Sedge Wren		SE	G5	S3B
Dendroica cerulea	Cerulean Warbler		SE	G4	S3B
Dendroica virens	Black-throated Green Warbler			G5	S2B
Empidonax alnorum	Alder Flycatcher			G5	S2B
Falco peregrinus	Peregrine Falcon	No Status	SE	G4	S2B
Grus canadensis	Sandhill Crane	No Status	SSC	G5	S2B,S1N
Haliaeetus leucocephalus	Bald Eagle	LT,PDL	SSC	G5	S2
Ixobrychus exilis	Least Bittern		SE	G5	S3B
Lanius ludovicianus	Loggerhead Shrike	No Status	SE	G4	S3B
Lophodytes cucullatus	Hooded Merganser			G5	S2S3B
Mniotilta varia	Black-and-white Warbler		SSC	G5	S1S2B
Pandion haliaetus	Osprey		SE	G5	S1B
Rallus limicola	Virginia Rail		SE	G5	S3B

Indiana Natural Heritage Data Center
Division of Nature Preserves
Indiana Department of Natural Resources
This data is not the result of comprehensive county surveys.

Fed: LE = Endangered; LT = Threatened; C = candidate; PDL = proposed for delisting
State: SE = state endangered; ST = state threatened; SR = state rare; SSC = state species of special concern; SX = state extirpated; SG = state significant; WL = watch list
GRANK: Global Heritage Rank: G1 = critically imperiled globally; G2 = imperiled globally; G3 = rare or uncommon globally; G4 = widespread and abundant globally but with long term concerns; G5 = widespread and abundant globally; G? = unranked; GX = extinct; Q = uncertain rank; T = taxonomic subunit rank
SRANK: State Heritage Rank: S1 = critically imperiled in state; S2 = imperiled in state; S3 = rare or uncommon in state; G4 = widespread and abundant in state but with long term concern; SG = state significant; SH = historical in state; SX = state extirpated; B = breeding status; S? = unranked; SNR = unranked; SNA = nonbreeding status unranked

Indiana County Endangered, Threatened and Rare Species List

County: St. Joseph

Species Name	Common Name	FED	STATE	GRANK	SRANK
Vermivora chrysoptera	Golden-winged Warbler		SE	G4	S1B
Wilsonia citrina	Hooded Warbler		SSC	G5	S3B
Mammal					
Condylura cristata	Star-nosed Mole		SSC	G5	S2?
Mustela nivalis	Least Weasel		SSC	G5	S2?
Myotis sodalis	Indiana Bat or Social Myotis	LE	SE	G2	S1
Spermophilus franklinii	Franklin's Ground Squirrel		SE	G5	S2
Taxidea taxus	American Badger		SSC	G5	S2
Vascular Plant					
Actaea rubra	Red Baneberry		SR	G5	S2
Amelanchier humilis	Running Serviceberry		SE	G5	S1
Arabis drummondii	Drummond Rockcress		SE	G5	S1
Arabis glabra	Tower-mustard		WL	G5	S2
Arabis missouriensis var. deamii	Missouri Rockcress		SE	G5T3?Q	S1
Arenaria stricta	Michaux's Stitchwort		SR	G5	S2
Armoracia aquatica	Lake Cress		SE	G4?	S1
Botrychium matricariifolium	Chamomile Grape-fern		SR	G5	S2
Carex alopecoidea	Foxtail Sedge		SE	G5	S1
Carex atherodes	Awned Sedge		SE	G5	S1
Carex atlantica ssp. atlantica	Atlantic Sedge		ST	G5T4	S2
Carex bebbii	Bebb's Sedge		ST	G5	S2
Carex crawei	Crawe Sedge		ST	G5	S2
Carex debilis var. rudgei	White-edge Sedge		SR	G5T5	S2
Carex flava	Yellow Sedge		ST	G5	S2
Carex pedunculata	Longstalk Sedge		SR	G5	S2
Carex retrorsa	Retorse Sedge		SE	G5	S1
Carex scabrata	Rough Sedge		SE	G5	S1
Carex seorsa	Weak Stellate Sedge		SR	G4	S2
Carex sparganioides var. cephaloidea	Thinleaf Sedge		SE	G5	S1
Carex straminea	Straw Sedge		ST	G5	S2
Ceratophyllum echinatum	Prickly Hornwort		SR	G4?	S2
Chrysosplenium americanum	American Golden-saxifrage		ST	G5	S2
Cirsium hillii	Hill's Thistle		SE	G3	S1
Cypripedium candidum	Small White Lady's-slipper		WL	G4	S2
Deschampsia cespitosa	Tufted Hairgrass		SR	G5	S2
Dichanthelium sabulorum var. thinium	Hemlock Panic-grass		SR	G5T5	S2
Diervilla lonicera	Northern Bush-honeysuckle		SR	G5	S2
Drosera intermedia	Spoon-leaved Sundew		SR	G5	S2
Eleocharis melanocarpa	Black-fruited Spike-rush		ST	G4	S2
Eleocharis robbinsii	Robbins Spikerush		SR	G4G5	S2

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Indiana County Endangered, Threatened and Rare Species List

County: St. Joseph

Species Name	Common Name	FED	STATE	GRANK	SRANK
<i>Eriocaulon aquaticum</i>	Pipewort		SE	G5	S1
<i>Eriophorum angustifolium</i>	Narrow-leaved Cotton-grass		SR	G5	S2
<i>Fuirena pumila</i>	Dwarf Umbrella-sedge		ST	G4	S2
<i>Geranium robertianum</i>	Herb-robert		ST	G5	S2
<i>Gnaphalium macounii</i>	Winged Cudweed		SX	G5	SX
<i>Juglans cinerea</i>	Butternut		WL	G4	S3
<i>Juncus militaris</i>	Bayonet Rush		SE	G4	S1
<i>Juncus pelocarpus</i>	Brown-fruited Rush		SE	G5	S2
<i>Lathyrus maritimus</i> var. <i>glaber</i>	Beach Peavine		SE	G5T4T5	S1
<i>Lathyrus venosus</i>	Smooth Veiny Pea		ST	G5	S2
<i>Linum sulcatum</i>	Grooved Yellow Flax		SR	G5	S2
<i>Ludwigia sphaerocarpa</i>	Globe-fruited False-loosestrife		SE	G5	S1
<i>Lycopodium hickeyi</i>	Hickey's Clubmoss		SR	G5	S2
<i>Lycopodium obscurum</i>	Tree Clubmoss		SR	G5	S2
<i>Matteuccia struthiopteris</i>	Ostrich Fern		SR	G5	S2
<i>Myriophyllum pinnatum</i>	Cutleaf Water-milfoil		SE	G5	S1
<i>Oryzopsis racemosa</i>	Black-fruit Mountain-ricegrass		SR	G5	S2
<i>Panax trifolius</i>	Dwarf Ginseng		WL	G5	S2
<i>Panicum commonsianum</i> var. <i>addisonii</i>	Commons' Panic-grass		SE	G5TNR	S2
<i>Panicum verrucosum</i>	Warty Panic-grass		ST	G4	S2
<i>Pinus strobus</i>	Eastern White Pine		SR	G5	S2
<i>Platanthera dilatata</i>	Leafy White Orchid		SE	G5	S1
<i>Platanthera leucophaea</i>	Prairie White-fringed Orchid	LT	SE	G2G3	S1
<i>Poa alsodes</i>	Grove Meadow Grass		SR	G4G5	S2
<i>Poa paludigena</i>	Bog Bluegrass		WL	G3	S3
<i>Polygonum hydropiperoides</i> var. <i>opelousanum</i>	Northeastern Smartweed		ST	G5TNRQ	S2
<i>Polygonum hydropiperoides</i> var. <i>setaceum</i>	Swamp Smartweed		SE	G5	S1
<i>Populus balsamifera</i>	Balsam Poplar		SX	G5	SX
<i>Potamogeton bicupulatus</i>	Snail-seed Pondweed		SE	G4	S1
<i>Psilocarya scirpoides</i>	Long-beaked Baldrush		ST	G4	S2
<i>Pyrola virens</i>	Greenish-flowered Wintergreen		SX	G5	SX
<i>Rhynchospora macrostachya</i>	Tall Beaked-rush		SR	G4	S2
<i>Rubus enslenii</i>	Southern Dewberry		SE	G4G5Q	S1
<i>Rubus setosus</i>	Small Bristleberry		SE	G5	S1
<i>Salix serissima</i>	Autumn Willow		ST	G4	S2
<i>Scheuchzeria palustris</i> ssp. <i>americana</i>	American Scheuchzeria		SE	G5T5	S1
<i>Schoenoplectus smithii</i>	Smith's Bulrush		SE	G5?	S1
<i>Scirpus subterminalis</i>	Water Bulrush		SR	G4G5	S2
<i>Selaginella apoda</i>	Meadow Spike-moss		WL	G5	S1
<i>Silene regia</i>	Royal Catchfly		ST	G3	S2

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Indiana County Endangered, Threatened and Rare Species List

County: St. Joseph

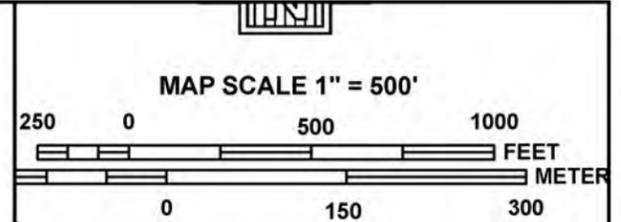
Species Name	Common Name	FED	STATE	GRANK	SRANK
Sorbus decora	Northern Mountain-ash		SX	G4G5	SX
Sparganium androcladum	Branching Bur-reed		ST	G4G5	S2
Stipa avenacea	Blackseed Needlegrass		SR	G5	S2
Strophostyles leiosperma	Slick-seed Wild-bean		ST	G5	S2
Tofieldia glutinosa	False Asphodel		SR	G4G5	S2
Triglochin palustris	Marsh Arrow-grass		SR	G5	S2
Utricularia cornuta	Horned Bladderwort		ST	G5	S2
Utricularia purpurea	Purple Bladderwort		SR	G5	S2
Vaccinium oxycoccos	Small Cranberry		ST	G5	S2
Valeriana uliginosa	Marsh Valerian		SE	G4Q	S1
Valerianella chenopodiifolia	Goose-foot Corn-salad		SE	G5	S1
Viburnum cassinoides	Northern Wild-raisin		SE	G5T5	S1
Viola primulifolia	Primrose-leaf Violet		ST	G5	S2
Xyris difformis	Carolina Yellow-eyed Grass		ST	G5	S2
High Quality Natural Community					
Forest - floodplain wet-mesic	Wet-mesic Floodplain Forest		SG	G3?	S3
Forest - upland dry-mesic	Dry-mesic Upland Forest		SG	G4	S4
Forest - upland mesic	Mesic Upland Forest		SG	G3?	S3
Lake - pond	Pond		SG	GNR	SNR
Prairie - wet	Wet Prairie		SG	G3	S1
Wetland - fen	Fen		SG	G3	S3
Wetland - flat muck	Muck Flat		SG	G2	S2
Wetland - marsh	Marsh		SG	GU	S4
Wetland - meadow sedge	Sedge Meadow		SG	G3?	S1
Wetland - swamp forest	Forested Swamp		SG	G2?	S2
Wetland - swamp shrub	Shrub Swamp		SG	GU	S2

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Appendix D: Water Resources

D1	FEMA Floodplain Map
D2	USFWS National Wetlands Inventory Map
D3	IDEM Wellhead Proximity Determinator
D4	IDNR Water Wells Records Map



NFP

PANEL 0307D

FIRM

**FLOOD INSURANCE RATE MAP
ST. JOSEPH COUNTY,
INDIANA
AND INCORPORATED AREAS**

PANEL 307 OF 500
(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:

COMMUNITY	NUMBER	PANEL	SUFFIX
SOUTH BEND, CITY OF	180231	0307	D
ST. JOSEPH COUNTY	180224	0307	D

Notice to User: The **Map Number** shown below should be used when placing map orders; the **Community Number** shown above should be used on insurance applications for the subject community.

**MAP NUMBER
18141C0307D
EFFECTIVE DATE
JANUARY 6, 2011**

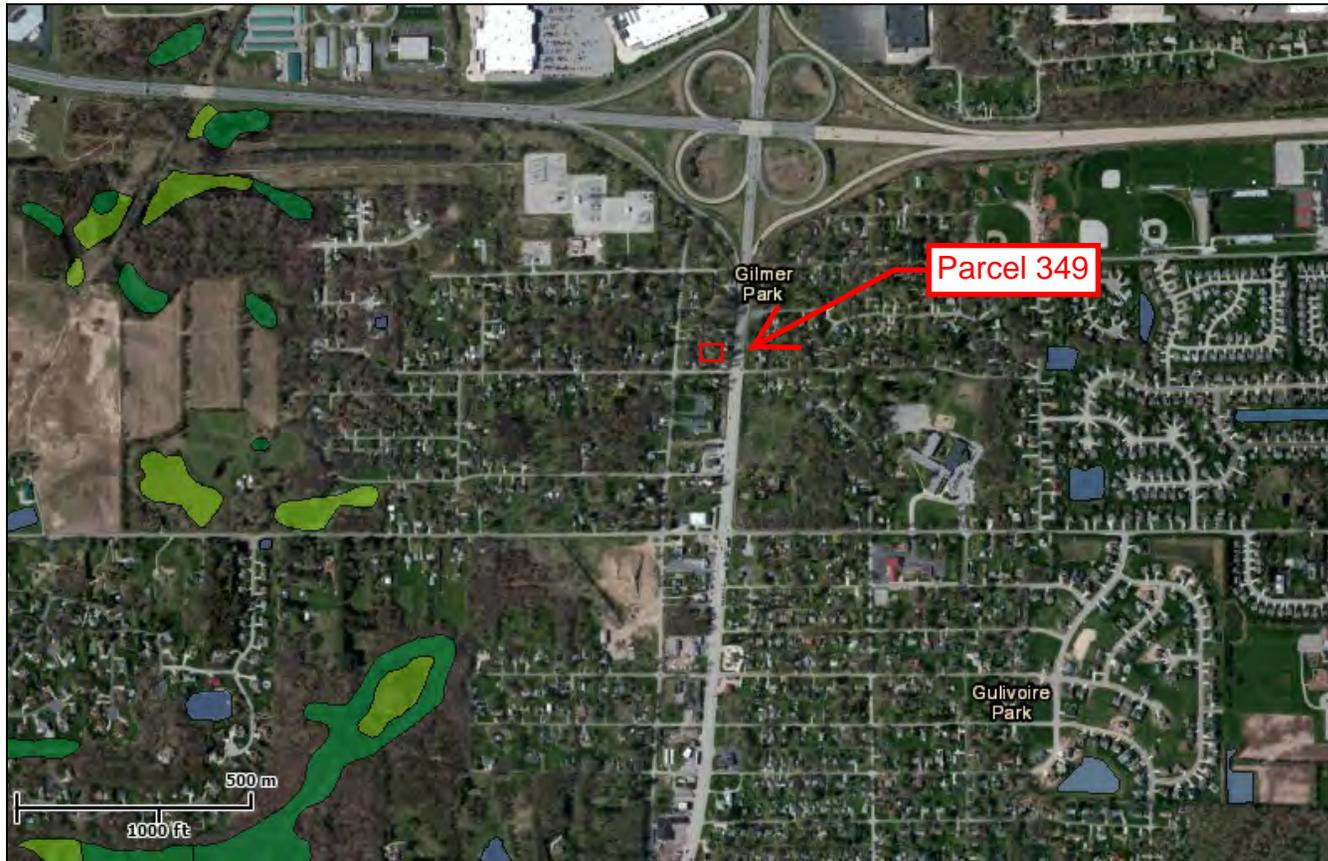
Federal Emergency Management Agency

This is an official copy of a portion of the above referenced flood map. It was extracted using F-MIT On-Line. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For the latest product information about National Flood Insurance Program flood maps check the FEMA Flood Map Store at www.msc.fema.gov



U.S. Fish and Wildlife Service National Wetlands Inventory

Jan 14, 2014

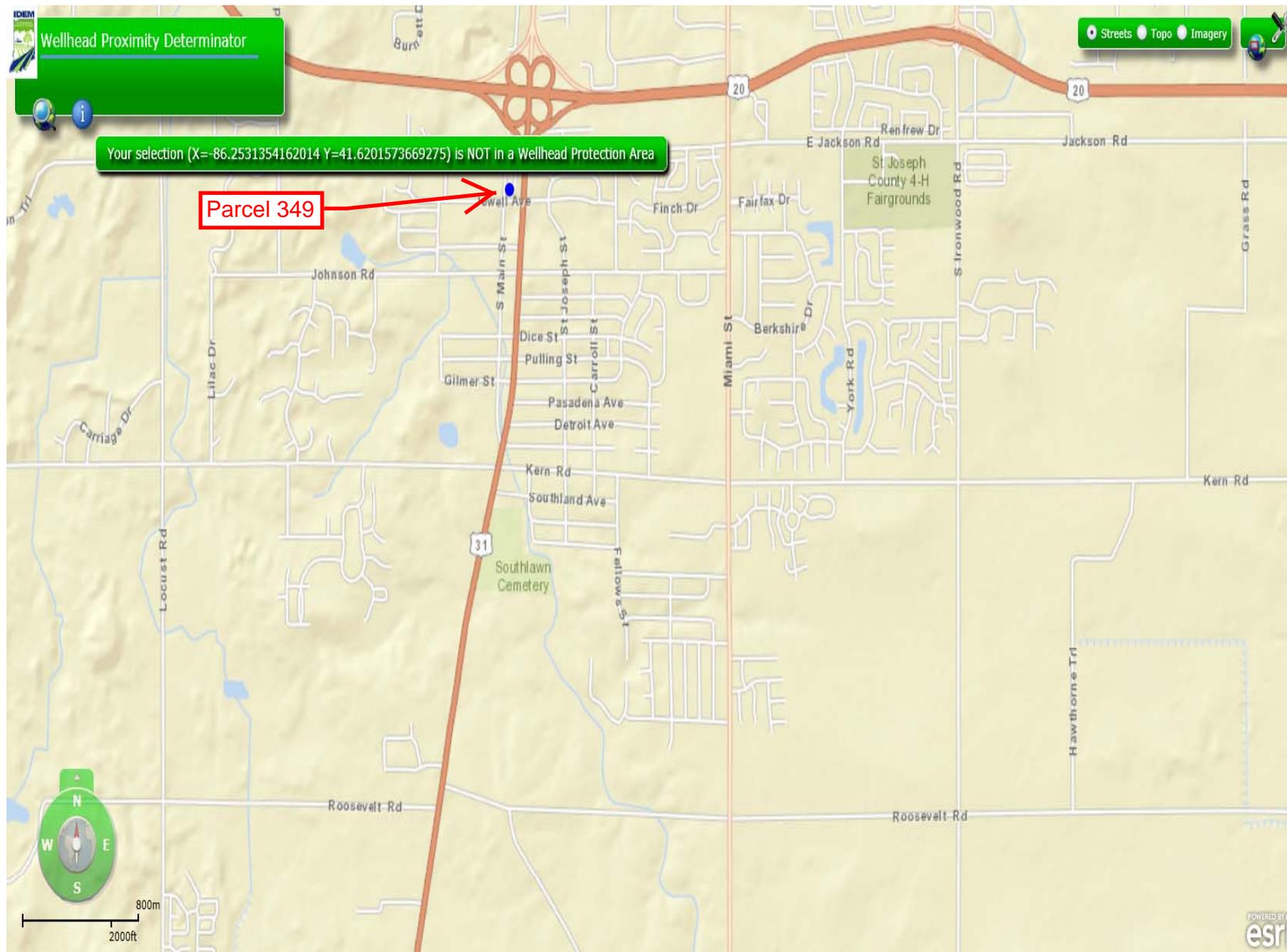


Wetlands

- Freshwater Emergent
- Freshwater Forested/Shrub
- Estuarine and Marine Deepwater
- Estuarine and Marine
- Freshwater Pond
- Lake
- Riverine
- Other

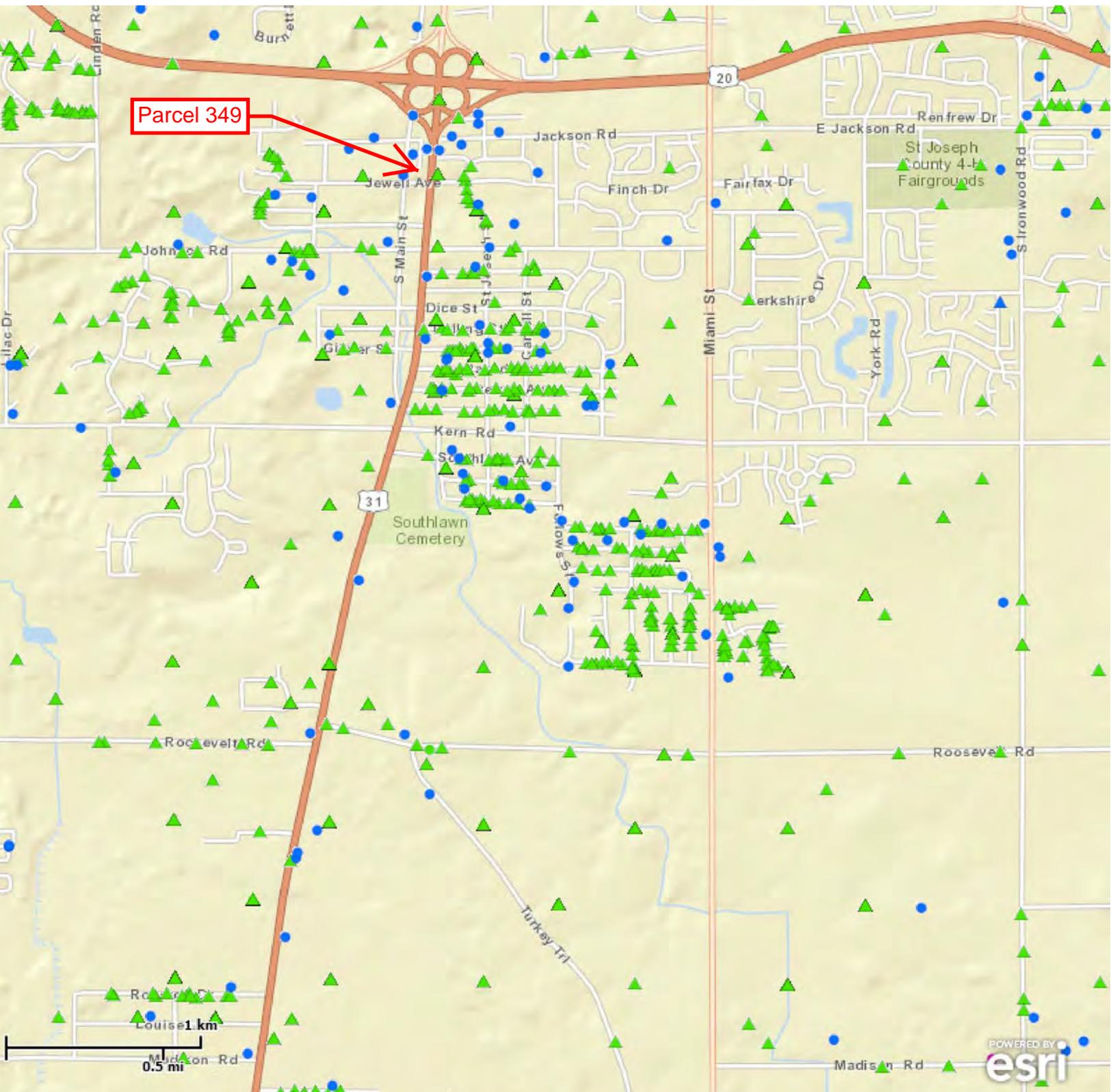
This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.

User Remarks:



Water Wells Records Map

Indiana Dept. of Natural Resources



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Appendix E: Parcel Documentation

E1-E7

Specific Parcel Information



INDIANA DEPARTMENT OF TRANSPORTATION
Driving Indiana's Economic Growth

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204

PHONE: (317) 232-5005
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Michael R. Pence., Governor
Karl B. Browning, Commissioner

November 9, 2013

MEMORANDUM

TO: Ken McMullen, Environmental Services
THRU: Chris Andrews, Environmental Services
THRU: Ron Bales, Environmental Services
FROM: Steve Catron, Excess Land Team
Real Estate Division

SUBJECT: Request for Archaeological Clearance, Hazardous Waste Survey & CE to Dispose of Excess. This property is EXCESS R/W. The District has determined the property to be excess.

Project: 1537023
Parcel(s): 349
Code: 5278
County: St. Joseph
Road: US 31

Expected time of completion of the above activities is December 16, 2013

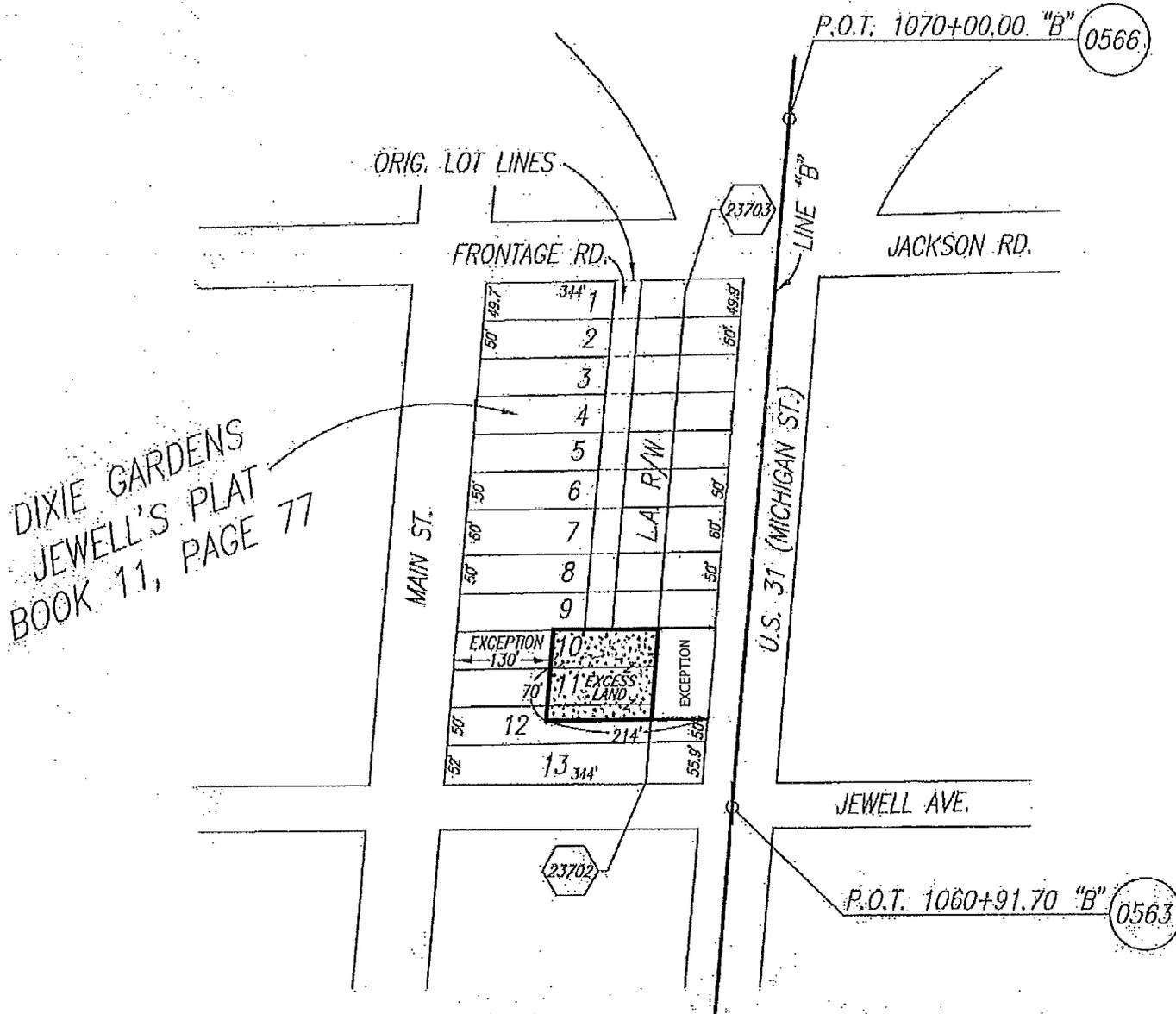
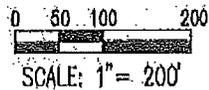
This Division desires to proceed with the disposal of the subject properties, unless there is some indication that the disposal of this property would not be in the best interest of the State. **Also, please obtain a clearance letter from the Department of Natural Resources, if needed.**

EXHIBIT "B"

RIGHT-OF-WAY PARCEL PLAT

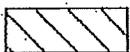
Prepared for The Indiana Department of Transportation
by United Consulting (Job No. 07-431-88)

SHEET 1 OF 2



OWNER : PERRIGUEY, MICHELLE L. ET VIR.
 PARCEL : 349
 CODE : 5278
 PROJECT : 0710784
 ROAD : U.S. 31
 COUNTY : ST. JOSEPH
 SECTION : 35
 TOWNSHIP : 37N.
 RANGE : 2E.

DRAWN BY: K.I. CARR 5-17-11
 CHECKED BY: T.J. COOMES 5-18-11
 DES: 0710784

 HATCHED AREA IS THE APPROXIMATE TAKING

INSTRUMENT NO. 1209541 Recorded 4/3/12
 Drawing Revised 10-29-13 JHG

Dimensions shown are from the above listed Record Documents.

PARCEL COORDINATE CHART

Point	Line	Station	Offset	NORTH	EAST
0563*	N/A	-----	-----	-----	-----
0566*	N/A	-----	-----	-----	-----
23702	"B"	1061+15.00	117.16' LT.	101864.5221	63939.5190
23703	"B"	1067+62.65	120.00' LT.	102510.0141	63992.4222

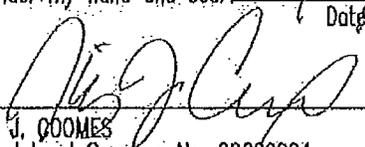
NOTE: STATIONS & OFFSETS CONTROL OVER BOTH NORTH & EAST COORDINATES AND BEARINGS & DISTANCES.

* SEE LOCATION CONTROL ROUTE SURVEY PLAT.

SURVEYOR'S STATEMENT

To the best of my knowledge and belief, this plat, together with the "Location Control Route Survey" recorded in Instrument No. 0654538 in the Office of the Recorder of St. Joseph County, Indiana, (incorporated and made a part hereof by reference) comprise a Route Survey executed in accordance with Indiana Administrative Code 865 IAC 1-12, ("Rule 12").

Given under my hand and seal 5/23/11
Date



TIMOTHY J. COOMES
Registered Land Surveyor No. 20600004
State of Indiana



OWNER	: State of Indiana	DRAWN BY:	K.I. CARR 5-17-11
PARCEL	: 349	CHECKED BY:	T.J. COOMES 5-18-11
CODE	: 5278	DES:	0710784
PROJECT	: 0710784		
ROAD	: U.S. 31		
COUNTY	: ST. JOSEPH		
SECTION	: 35		
TOWNSHIP	: 37N.		
RANGE	: 2E.		

EXHIBIT "A"

Project: 0710784
Code: 5278
Parcel: 349 Excess Land

Sheet 1 of 2

A part of the recorded plat of Jewell's Plat of Dixie Gardens, recorded in Plat Book 11, page 77 in the Office of the Recorder of St. Joseph County, Indiana, described as follows: Lot Numbered Ten (10), excepting therefrom 130 feet off the West end of said lot, also a part of Lots Numbered Eleven (11) and Twelve (12), which part is bounded by a line running as follows: **Beginning** at the Northeast corner of said Lot 11, thence running West on the North line of said Lot 11 a distance of 214 feet; thence Southerly on a line parallel with the Michigan Road, a distance of 70 feet; thence East on a line parallel with the North line of said Lot 11, a distance of 214 feet to the East line of Lot 12 and the West line of said Michigan Road; thence Northerly along the West line of said Road, 70 feet to the place of **Beginning**.

The foregoing description was quoted from Instrument Number 9531535 in the Office of the Recorder of St. Joseph County, Indiana.

Excepting therefrom: Beginning at the northeast corner of Lot 10 of Jewell's Plat of Dixie Gardens; recorded in Plat Book 11, page 77 in the Office of the Recorder of St. Joseph County, Indiana, thence along the west boundary of U.S. 31 (Michigan Road) South 04 degrees 56 minutes 12 seconds West 120.00 feet to the southeast of the Perrigey tract, as described in said Instrument Number 9531535; thence along the south line of said Instrument South 89 degrees 08 minutes 15 seconds West 75.18 feet; thence North 04 degrees 41 minutes 07 seconds East 119.95 feet to the north line of said Instrument; thence along the north line of said Instrument North 89 degrees 08 minutes 09 seconds East 75.71 feet to the **Point of Beginning**.

TOGETHER with the permanent extinguishment of all rights and easements of ingress and egress to, from and across the limited access facility (to be known as U.S. 31 and as project 0710784) to and from the grantor's abutting lands along the North 04 degrees 41 minutes 07 seconds East 119.95 foot course described above.

Less exception, contains 16,542 square feet, more or less.



This description was prepared for the
Indiana Department of Transportation
On the 30th day of October, 2013

By Jeffrey H. Gustke
Jeffrey H. Gustke
Indiana Professional Land Surveyor
License Number 29900004

