N/C
3P

8014430
Tx:4009917
2011R-007088
PATRICIA A BROOKS
WARRICK COUNTY RECORDER
RECORDED AS PRESENTED ON
09/02/2011 11:01 AM
REC FEE: 0.00
PAGES: 3

WARRICK COUNTY COMMISSIONERS ORDINANCE # 2011-20

PLAN COMMISSIONER DOCKET # PC-R-11-04

AN ORDINANCE TO AMEND THE WARRICK COUNTY, INDIANA COMPREHENSIVE ZONING ORDINANCE BY REZONING CERTAIN REAL ESTATE IN WARRICK COUNTY, INDIANA

BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF WARRICK COUNTY, INDIANA:

Section 1. That the Warrick County, Indiana Comprehensive Zoning Ordinance and the Warrick County Zoning District Maps dated February 1, 2005, and made a part of said Ordinance, be and the same are hereby amended as follows:

That the boundaries of the "R-1A", as shown on said Warrick County Zoning District Maps, be amended as to the following described real estate:
Part of the Southeast Quarter of the Northwest Quarter of Section 20, Township 4 South, Range 9 West, Greer Township, Warrick County, Indiana, more particularly described as follows:

BEGINNING at the Southeast Corner of said Quarter Quarter Section; thence North 89° 56' 00" West, along the South line thereof, 203.31 feet; thence North 00° 05' 03" West - 460.0 feet; thence North 89° 56' 00" West - 182.0 feet; thence North 00° 05' 03" West - 129.93 feet; thence North 18° 27' 01" East - 107.23 feet; thence South 89° 58' 16" East - 154.76 feet; thence North 00° 00' 00" East - 97.27 feet; thence South 89° 58' 16" East - 188.63 feet to the East line of said Quarter Quarter Section; thence South 00°38' 32" East, along said East line, 789.24 feet to the POINT OF BEGINNING and containing 4.526 acres, more or less.
which real estate is now zoned and classified as part of the "R-1 A" District, as shown on the aforesaid Warrick County Zoning District Maps, so that said above described real estate shall be and the same is hereby rezoned and reclassified from said "R-1A" District to said "A" District.

Section 2. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 3. This Ordinance shall be in full force and effect from and after its passage by the Board of Commissioners of the County of Warrick, State of Indiana.

Section 4. The subject property herein rezoned shall be used and developed only in accordance with the use and development commitment which is attached hereto and incorporated herein and no improvement location permits shall be issued until the petitioner records said use and development commitment in the office of the Recorder of Warrick County, Indiana.

Don Williams
President

Tim Mosley
Member

Mark Wilstead
Member

BOARD OF COMMISSIONERS
WARRICK COUNTY, INDIANA

ATTEST:

Allan Amm, First Deputy
County Auditor

August 22, 2011
Date Approved

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.

Bill Bivins
Signature

Bill Bivins
Printed Name

This document prepared by Bill Bivins.

XREF 2009R-007545

N/C

USE AND DEVELOPMENT COMMITMENT

WHEREAS the Undersigned, Brandi J. Laskowitz, Jason W. Boyle, Raymond C. Laskowitz and Rhonda Laskowitz, Petitioners, are the owners of certain real estate in the County of Warrick, Indiana, commonly described as 10533 Ridgeview Avenue, Elberfeld, IN, which real estate is more particularly described as follows, to wit:

Part of the Southeast Quarter of the Northwest Quarter of Section 20, Township 4 South, Range 9 W[illegible], Greer Township, Warrick County, Indiana, more particularly described as follows:

BEGINNING at the Southeast Corner of said Quarter Quarter Section; thence North 89° 56' 00" West, along the South line thereof, 203.31 feet; thence North 00° 05' 03" West - 460.0 feet; thence North 89° 56' 00" West - 182.0 feet; thence North 00° 05' 03" West - 129.93 feet; thence North 18° 27' 01" East - 107.23 feet; thence South 89° 58' 16" East - 154.76 feet; thence North 00° 00' 00" East - 97.27 feet; thence South 89° 58' 16" East - 188.63 feet to the East line of said Quarter Quarter Section; thence South 00°38' 32" East, along said East line, 789.24 feet to the POINT OF BEGINNING and containing 4.526 acres, more or less.

WHEREAS, as the real estate is currently classified as a "R-1A" Zoning district under the Warrick County Zoning Code and is so indicated on the zoning maps maintained by the staff of the Warrick County Area Plan Commission; and

WHEREAS, Petitioner has requested that the Real Estate be reclassified to zoning district "A" ; and

WHEREAS, Petitioner is desirous of accommodating the concerns of the surrounding property owners by making a written commitment concerning the use and development of the Real Estate pursuant to I.C. 36-7-4-613;

NOW THEREFORE, in consideration of the foregoing, petitioner makes the following use and development commitment;

1, Use of the Real Estate shall be limited to the following uses:

To allow housing and riding of the property owners personal pleasure horses on the property, not to exceed two (2) horses.

2, Use of the Real Estate shall be limited to the following development requirements.

Housing and riding of the property owners personal pleasure horses. No other live stock shall be allowed or housed on the property.

3. All commitments and undertakings, herein expressed shall be binding on the petitioners and petitioners' heirs, legal representative, successors, and assigns, and shall run in the favor of the Area Plan Commission of Warrick County and all the owners of the real estate lying within the radius of one (1) mile, from the real estate described and shall be enforced by invoking any legal, equitable or special remedy, including specific performance, injunction of equitable relief pursuant to the manner of enforcement as set forth in I.C. 36-4-7-613, 36-7-4-1013 and 36-7-4-1914. If it is necessary to initiate administrative or judicial proceedings to enforce any such commitment or undertaking, the person or entity obtaining enforcement in such proceedings shall also recover its reasonable attorney' fees and costs of suit fro the undersigned.

IN WITNESS WHEREOF, this Use and Development Commitment is hereby made and entered in this 28th day of June 2011 by:

Brandi J. Laskowitz

Jason W. Boyle

Raymond C. Laskowitz

Rhonda Laskowitz

STATE OF INDIANA)
) SS:
COUNTY OF WARRICK)

Before me , the undersigned, a Notary Public and or said County and State, personally appeared the within named Brandi J. Laskowitz, Jason W. Boyle, Raymond C. Laskowitz and Rhonda Laskowitz who acknowledged the execution of the foregoing Use and Development commitment to be their free voluntary act and deed.

WITNESS my hand and Notarial Seal this 1st day of July, 2011.

NOTARY PUBLIC

Signature

ELYATA JEAN BIVINS
Notary Public
SEAL
State of Indiana
My Commission Expires Sep 10, 2014

Printed Name

A resident of Warrick County, Indiana.

My commission expires: September 10, 2014

This instrument prepared by : Brandi J. Laskowitz
10533 Ridgeview Avenue
Elberfeld, IN 47613
Phone: 480-9252

Receipt No. 17695

PETITION

FOR CHANGE OF THE ZONING ORDINANCE MAPS

PC- R-11-04

Petitioner: Brandi J. Laskowitz

Address: 10533 Ridgeview Avenue
Elberfeld, IN

Email Address:

Owner of Record: Brandi J. Laskowitz
Jason W. Boyle
Raymond C Laskowitz
Rhonda Laskowitz

Address:

Email Address:

Lessee:

Address:

Email Address:

1. Petition is hereby made for the change of "Zoning Maps" of the City or Town of _____ ( ). County of Warrick (✓), (Check One), State of Indiana, under the authority vested in the Warrick County Area Plan Commission by Chapter 138, Article V, Section 51 and of the 1957 Act of the General Assembly, as amended, State of Indiana.

2. Premises affected are situated on the S side of Ridgeview Avenue, a distance of 0 feet S (S. W. N. E.) of the corner formed by the intersection formed by Ridgeview Avenue and Blesch Circle.

Subdivision or Legal Description:

Part of the Southeast Quarter of the Northwest Quarter of Section 20, Township 4 South, Range 9 West, Greer Township, Warrick County, Indiana, more particularly described as follows:

BEGINNING at the Southeast Corner of said Quarter Quarter Section; thence North 89° 56' 00" West, along the South line thereof, 203.31 feet; thence North 00° 05' 03" West - 460.0 feet; thence North 89° 56' 00" West - 182.0 feet; thence North 00° 05' 03" West - 129.93 feet; thence North 18° 27' 01" East - 107.23 feet; thence South 89° 58' 16" East - 154.76 feet; thence North 00° 00' 00" East - 97.27 feet; thence South 89° 58' 16" East - 188.63 feet to the East line of said Quarter Quarter Section; thence South 00°38' 32" East, along said East line, 789.24 feet to the POINT OF BEGINNING and containing 4.526 acres, more or less.

3. Located in Zone District Designated as: (Circle one or show one.)

City or Town: F.P., CON., A., R.S., R-1, R-1A, R-1B, R-1C, R-1D, R-2, R-3, R-O, C-1, C-2, C-3, C-4, W-R, M-1, M-2, PUD.

County: F.P., CON., A., R.S., R-1, R-1A, R-1B, R-1C, R-1D, R-2, R-2A, R-2B, R-3, R-O, R-MH, C-1, C-2 C-3, C-4, W-R, W-1, M-1, M-2, M-3, PUD.

4. Requested change to: (Circle one or Show one.)

City or Town: F.P., CON., A. R.S., R-1, R-1A R-1B, R-1C, R-1D, R-2, R-3, R-O, C-1, C-2, C-3, C-4, W-R, M-1, M-2, PUD.

County: F.P., CON., A., R.S., R-1, R-1A, R-1B, R-1C, R-1D, R-2, R-2A, R-2B, R-3, R-O, R-MH, C-1, C-2, C-3, C-4, W-R, W-1 M-1, M-2, M-3, PUD.

5. Existing Land Use: Pasture
(a.) Conforming: No
(b.) Pre-Existing ~ Non-Conforming:
(c.) Conditional Use:

6. Proposed Land Use:

Certificate: - Owner hereby certifies that he/she owns 50% or more of the land above described.

Date: May 16, 2011

Petitioner:
x Jason W Boyle, Brandi Laskowitz
Owner: Raymond Laskowitz, Rhonda Laskowitz
Represented By:
Phone:

Receipt No. 17695

FILED

MAY 17 2011

WARRICK COUNTY
AREA PLAN COMMISSION

PC- R- 11-04

PETITION

FOR CHANGE OF THE ZONING ORDINANCE MAPS

Petitioner: Brandi J. Laskowitz

Address: 10533 Ridgeview Avenue
Elberfeld, IN

Email Address:

Owner of Record: Brandi J. Laskowitz
Jason W. Boyle
Raymond C Laskowitz
Rhonda Laskowitz

Address:

Email Address:

Lessee:

Address:

Email Address:

1. Petition is ~~hereby~~ made for the change of "Zoning Maps" of the City or Town of ___ ( ). County of Warrick (✓), (Check One), State of Indiana, under the authority vested in the Warrick County Area Plan Commission by Chapter 138, Article V, Section 51 and of the 1957 Act of the General Assembly, as amended, State of Indiana.

2. Premises affected are situated on the S side of Ridgeview Avenue, a distance of 0 feet E (S. W. N. E.) of the corner formed by the intersection formed by Ridgeview Avenue and Blesch Circle.

Subdivision or Legal Description:

Part of the Southeast Quarter of the Northwest Quarter of Section 20, Township 4 South, Range 9 West, Greer Township, Warrick County, Indiana, more particularly described as follows:

BEGINNING at the Southeast Corner of said Quarter Quarter Section; thence North 89° 56' 00" West, along the South line thereof, 203.31 feet; thence North 00° 05' 03" West - 460.0 feet; thence North 89° 56' 00" West - 182.0 feet; thence North 89° 56' 00" West - 129.93 feet; thence North 18° 27' 01" East - 107.23 feet; thence South 89° 58' 16" East - 154.76 feet; thence North 00° 00' 00" East - 235.26 feet; thence South 89° 58' 16" East - 187.21 feet to the East line of said Quarter Quarter Section; thence South 00° 38' 32" East, along said East line, 927.24 feet to the POINT OF BEGINNING and containing 5.121 acres, more or less.

3. Located in Zone District Designated as: (Circle one or show one.)

City or Town: F.P., CON., A., R.S., R-1, R-1A, R-1B, R-1C, R-1D, R-2, R-3, R-O, C-1, C-2, C-3, C-4, W-R, M-1, M-2, PUD.

County: F.P., CON., A., R.S., R-1, R-1A, R-1B, R-1C, R-1D, R-2, R-2A, R-2B, R-3, R-O, R-MH, C-1, C-2 C-3, C-4, W-R, W-1, M-1, M-2, M-3, PUD.

4. Requested change to: (Circle one or Show one.)

City or Town: F.P., CON., A. R.S., R-1, R-1A R-1B, R-1C, R-1D, R-2, R-3, R-O, C-1, C-2, C-3, C-4, W-R, M-1, M-2, PUD.

County: F.P., CON., A., R.S., R-1, R-1A, R-1B, R-1C, R-1D, R-2, R-2A, R-2B, R-3, R-O, R-MH, C-1, C-2, C-3, C-4, W-R, W-1 M-1, M-2, M-3, PUD.

5. Existing Land Use: Pasture
(a.) Conforming: No
(b.) Pre-Existing ~ Non-Conforming:
(c.) Conditional Use:

6. Proposed Land Use:

Certificate: - Owner hereby certifies that he/she owns 50% or more of the land above described.

Date: May 16, 2011

Petitioner: Brandi Laskowitz

Owner: Jason W Boyle Raymond Laskowitz Rhonda Laskowitz

Represented By: William Y. Bivins

Phone: 858-9268

Denied

FILED
MAY 17 2011
WARRICK COUNTY
AREA PLAN COMMISSION

*** NOTICE OF PUBLIC HEARING ***

Date: May 16, 2011

PC-R- 11-04

Applicant. Brandi Laskowitz

Address: 10533 Ridgeview Avenue
Elberfeld, IN

Owner of Record: Brandi Laskowitz
Jason W Boyle
Raymond Laskowitz
Rhonda Laskowitz

Address

Re: Petition for: Rezoning 5.121 acres from "R-1A" Single Family Dwelling Zoning District to "A" Agriculture Zoning District with a Use and Development Commitment limiting the use to personal pleasure horses only. No other livestock will be allowed or housed on the property.

Dear: Adjacent Property Owners

This letter will serve notice to you of scheduled hearing/s of a petition for Rezoning which has been filed with the Warrick County Area Plan Commission.

PREMISES AFFECTED: Property located on the S side of Ridgeview Avenue Approximately 0 (feet) - miles E of the intersection formed by Ridgeview Avenue and Blesch Circle. Greer Twp. Lot No. _____ In _____ Subdivision (if applicable).

AREA PLAN COMMISSION hearing to be held in the Commissioners Meeting Room, Third Floor, Courthouse, Boonville, Indiana. Hearing to be held at 6:00 P.M. on Monday, June 13, 2011.

Sincerely,

Brandi Laskowitz
Applicant and/or Owner

ADJACENT LAND OWNERS

FILED
MAY 17 2011
WARRICK COUNTY
AREA PLAN COMMISSION

1) 87-04-20-200-097.000-007
Kelly & Catherine Corn
RR 2 Box 390
Elberfeld, IN 47613

2) 87-04-20-300-110.000-007
Jeffrey Brown
10511 E. Stanley Rd.
Elberfeld, IN 47613

3) 87-04-20-300-109.000-007
Neil & Susan Carpenter
10533 Stanley Rd.
Elberfeld, IN 47613
DF 3 Card 15843

4) 87-04-20-100-065.000-007
Gary & Kimberly Snow
RR 1 Box 165a <-> 10544 Stanley Rd OK
Elberfeld, IN 47613
DF 3 Card 14335

5) 87-04-20-100-052.000-007
Trustees of Zion Cemetary address?
Elberfeld, IN 47613

5a) 87-04-20-100-013.000-007
Trustees, Zion Evangelical Con
address?

(are these the same people as 5) - better check

6) 87-04-20-100-066.000-007
William & Penny Cissell
460 Main St.
Elberfeld, IN 47613

7) 87-04-20-101-003.000-007
Darren & JoAnn Engelhardt
10707 Ridgeview Ave.
Elberfeld, IN 47613
2002R-018738

8) 87-04-20-102-006.000-007
Tammy L. Rue
10688 Ridgeview Ave.
Elberfeld, IN 47613
2004R-005455

9) 87-04-20-102-007.000-007
Charles & Judith Engelhardt
10666 Ridgeview Ave.
Elberfeld, IN 47613
2004R-007485

10) 87-04-20-102-012.000-007
Charles & Sharon Beaven
8688 Hebbler Ct.
Elberfeld, IN 47613

11) 87-04-20-102-013.000-007
87-04-20-102-019.000-007
87-04-20-102-025.000-007
Hornet Hills Subdivision INC.
P.O. Box 652
Boonville, IN 47601

12) 87-04-20-102-018.000-007
Mark & Audra Russell
8688 Harbison Ct.
Elberfeld, IN 47613
2005R-006113

FILED
MAY 17 2011
WARRICK COUNTY
AREA PLAN COMMISSION

FILED
MAY 17 2011
WARRICK COUNTY
AREA PLAN COMMISSION

ADJACENT LAND OWNERS

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10533 Stanley Rd.
Elberfeld, IN 47613
DF 3 Card 15843

4) 87-04-20-100-065.000-007
Gary & Kimberly Snow
RR 1 Box 165a
Elberfeld, IN 47613
DF 3 Card 14335

5) 87-04-20-100-052.000-007
Trustees of Zion Cemetary
Elberfeld, IN 47613

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FILED
MAY 17 2011
WARRICK COUNTY
AREA PLAN COMMISSION

10) 87-04-20-102-012.000-007
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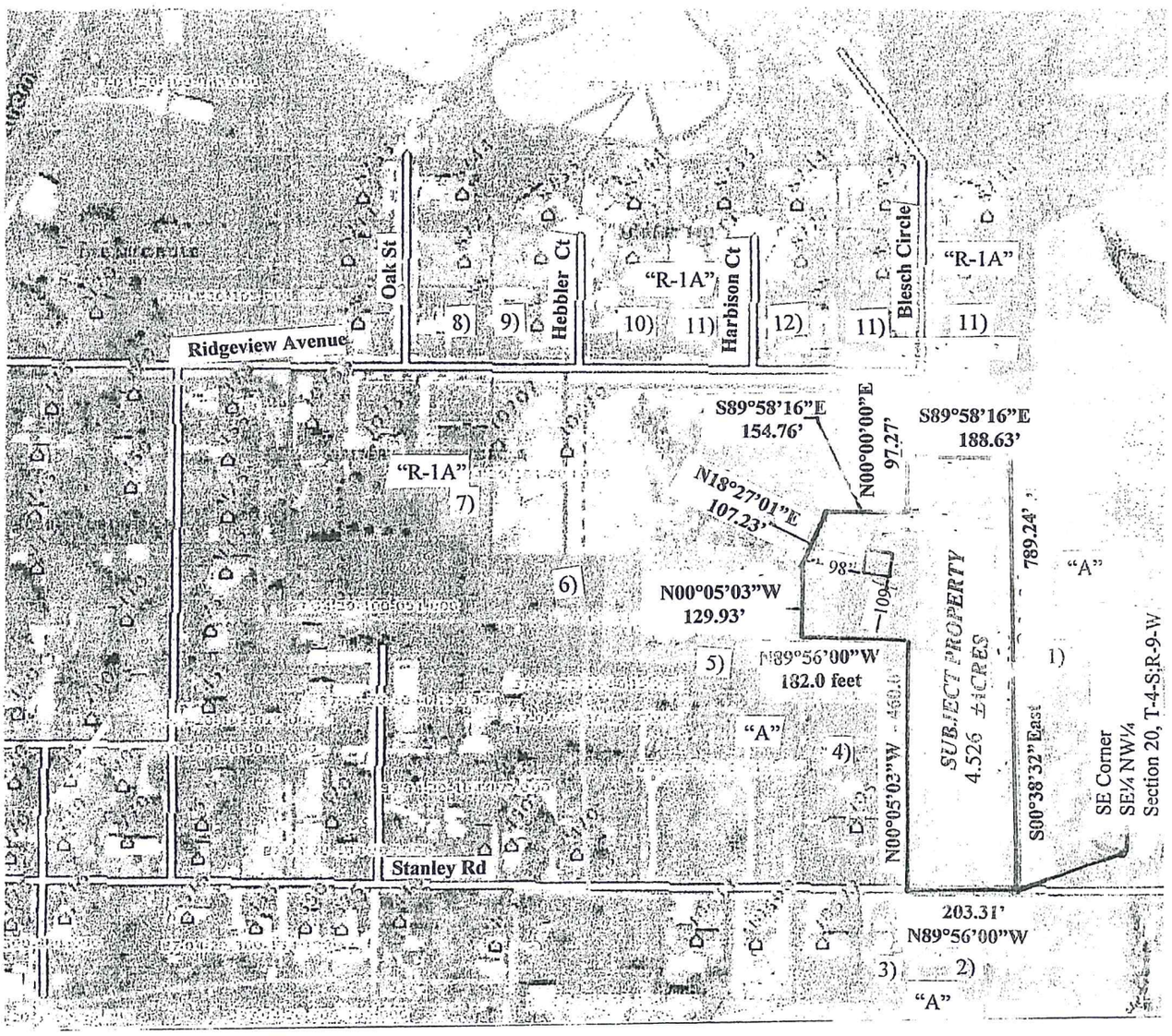
12) 87-04-20-102-018.000-007
Mark & Audra Russell
8688 Harbison Ct.
Elberfeld, IN 47613
2005R-006113

NORTH

150' 150'

300'

Scale: 1" = 300'



CERTIFIED BY

William Y. Bivins, LS80910003
May 16, 2011
Revised: July 1, 2011

WILLIAM Y. BIVINS
REGISTERED
No. LS-
ST
LAND SURVEYOR

LEGEND

All distance are recorded and measured from surveys completed by Andy Easley and this company.

5/8" iron pin found	5/8"IPF
5/8" iron pin set	5/8"IPS
Mag nail found	MNF
1" pipe found	1"P
Right-of-Way	R.O.W.
Point of Beginning	P.O.B.
Public Utility Easement	P.U.E.

ACCU LAND SURVEYING & ENGINEERING

10579 OAK GROVE ROAD

Newburgh, IN 47630

(812) 85809266 Office

"ELBERFELD ESTATES PROPERTY -UNRECORDED"

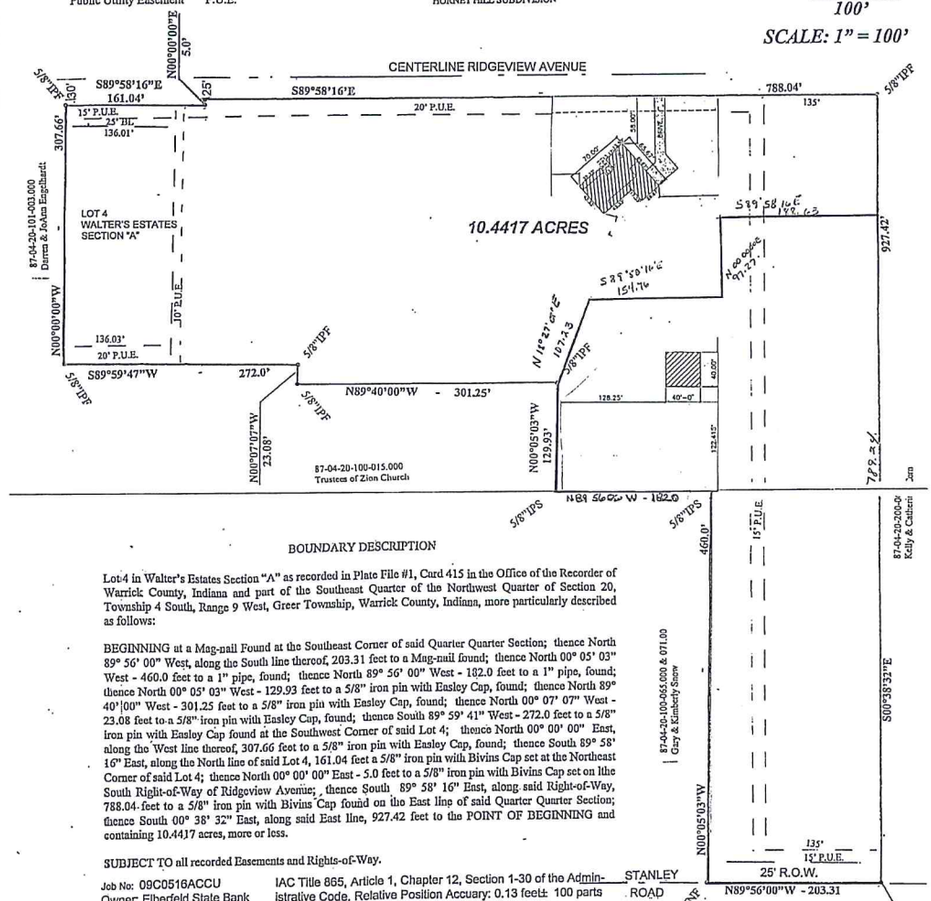
HORNET HILL SUBDIVISION

NORTH

50' 50'

100'

SCALE: 1" = 100'



BOUNDARY DESCRIPTION

Lot 4 in Walter's Estates Section "A" as recorded in Plate File #1, Card 415 in the Office of the Recorder of Warrick County, Indiana and part of the Southeast Quarter of the Northwest Quarter of Section 20, Township 4 South, Range 9 West, Greer Township, Warrick County, Indiana, more particularly described as follows:

BEGINNING at a Mag-nail Found at the Southeast Corner of said Quarter Quarter Section; thence North 89° 56' 00" West, along the South line thereof, 203.31 feet to a Mag-nail found; thence North 00° 05' 03" West - 460.0 feet to a 1" pipe, found; thence North 89° 56' 00" West - 182.0 feet to a 1" pipe, found; thence North 00° 05' 03" West - 129.93 feet to a 5/8" iron pin with Easley Cap, found; thence North 89° 40'|00" West - 301.25 feet to a 5/8" iron pin with Easley Cap, found; thence North 00° 07' 07" West - 23.08 feet to a 5/8" iron pin with Easley Cap, found; thence South 89° 59' 41" West - 272.0 feet to a 5/8" iron pin with Easley Cap found at the Southwest Corner of said Lot 4; thence North 00° 00' 00" East, along the West line thereof, 307.66 feet to a 5/8" iron pin with Easley Cap, found; thence South 89° 58' 16" East, along the North line of said Lot 4, 161.04 feet a 5/8" iron pin with Bivins Cap set at the Northeast Corner of said Lot 4; thence North 00° 00' 00" East - 5.0 feet to a 5/8" iron pin with Bivins Cap set on the South Right-of-Way of Ridgeview Avenue; thence South 89° 58' 16" East, along said Right-of-Way, 788.04 feet to a 5/8" iron pin with Bivins Cap found on the East line of said Quarter Quarter Section; thence South 00° 38' 32" East, along said East line, 927.42 feet to the POINT OF BEGINNING and containing 10.4417 acres, more or less.

SUBJECT TO all recorded Easements and Rights-of-Way.

Job No: 09C0516ACCU
Owner: Elberfeld State Bank

IAC Title 865, Article 1, Chapter 12, Section 1-30 of the Administrative Code. Relative Position Accuary: 0.13 feet± 100 parts per million.
Date of Survey: May 11 , 2009

I hereby certify to the best of my information, knowledge and belief that the within Plat represents a survey made under my supervision:

William Y. Bivins, PE LS - Indiana Reg 80910003
Date: May 12, 2009

WILLIAM Y. BIVINS
REGISTERED
No. LS-80910003
STATE OF
INDIANA
LAND SURVEYOR

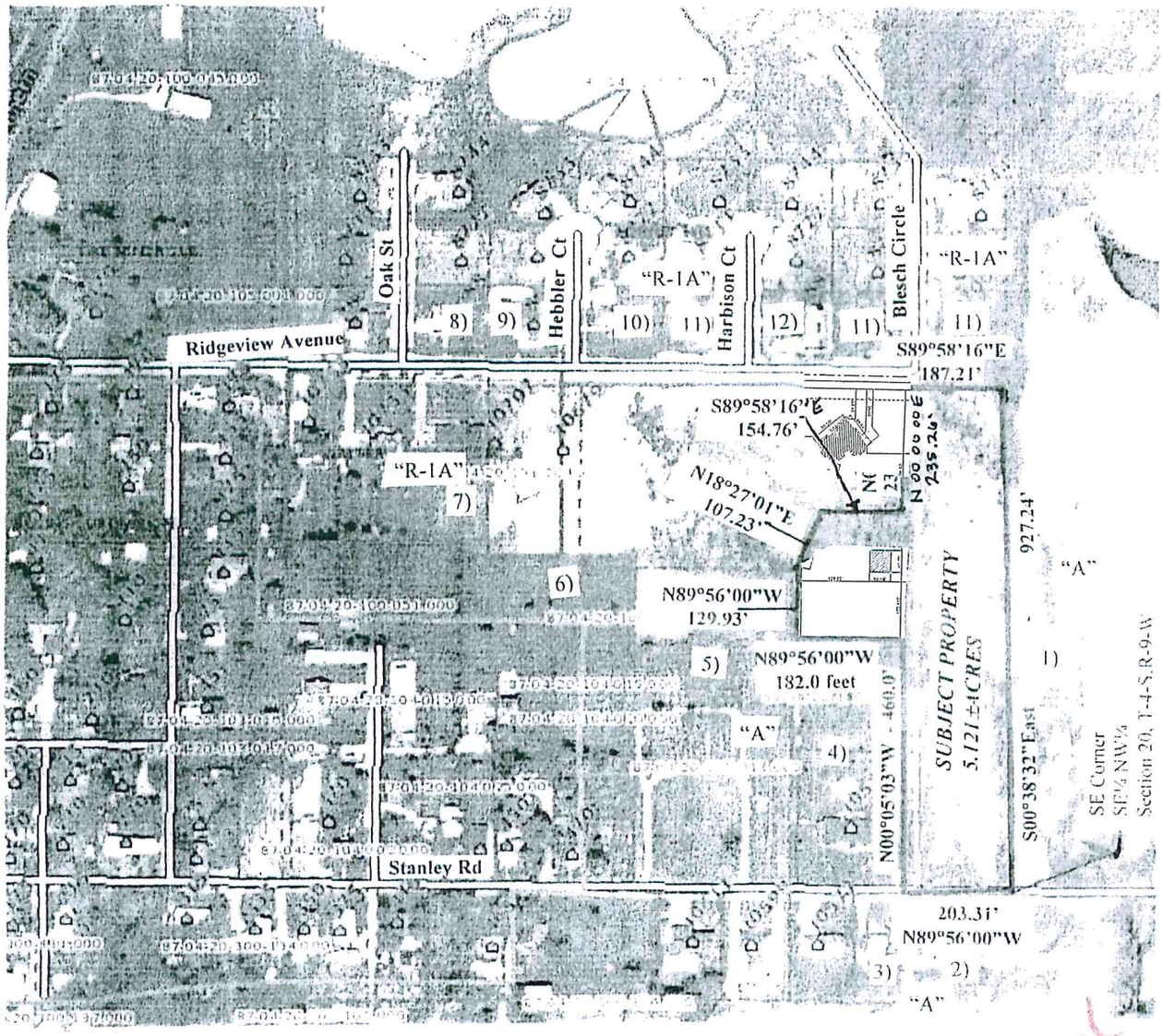
NORTH

150' 150'

300'

Scale: 1" = 300'

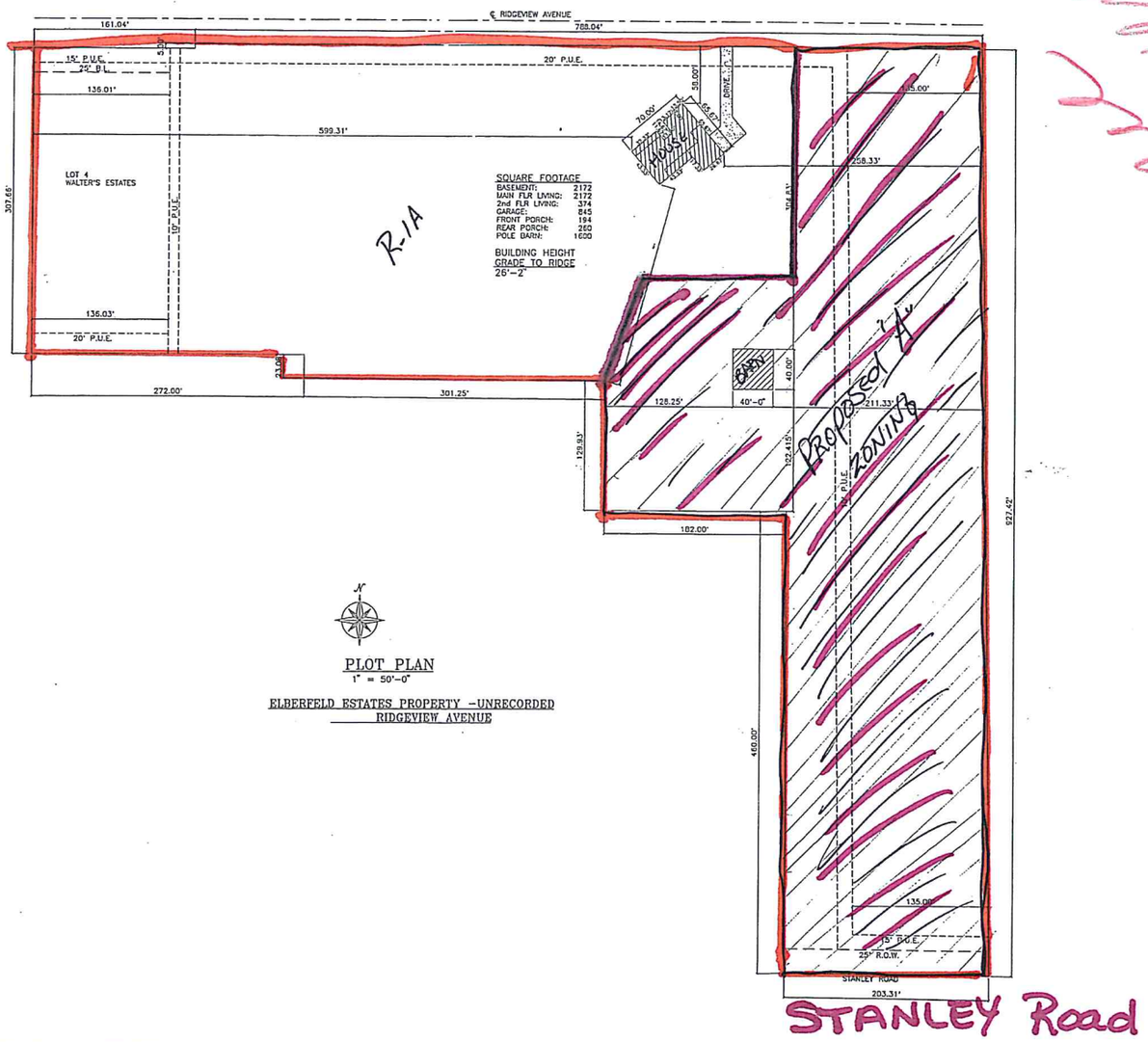
FILED
MAY 17 2011
WARRICK COUNTY
AREA PLAN COMMISSION



See Amended

CERTIFIED BY

William Y. Bivins, LS80910003
May 16, 2011



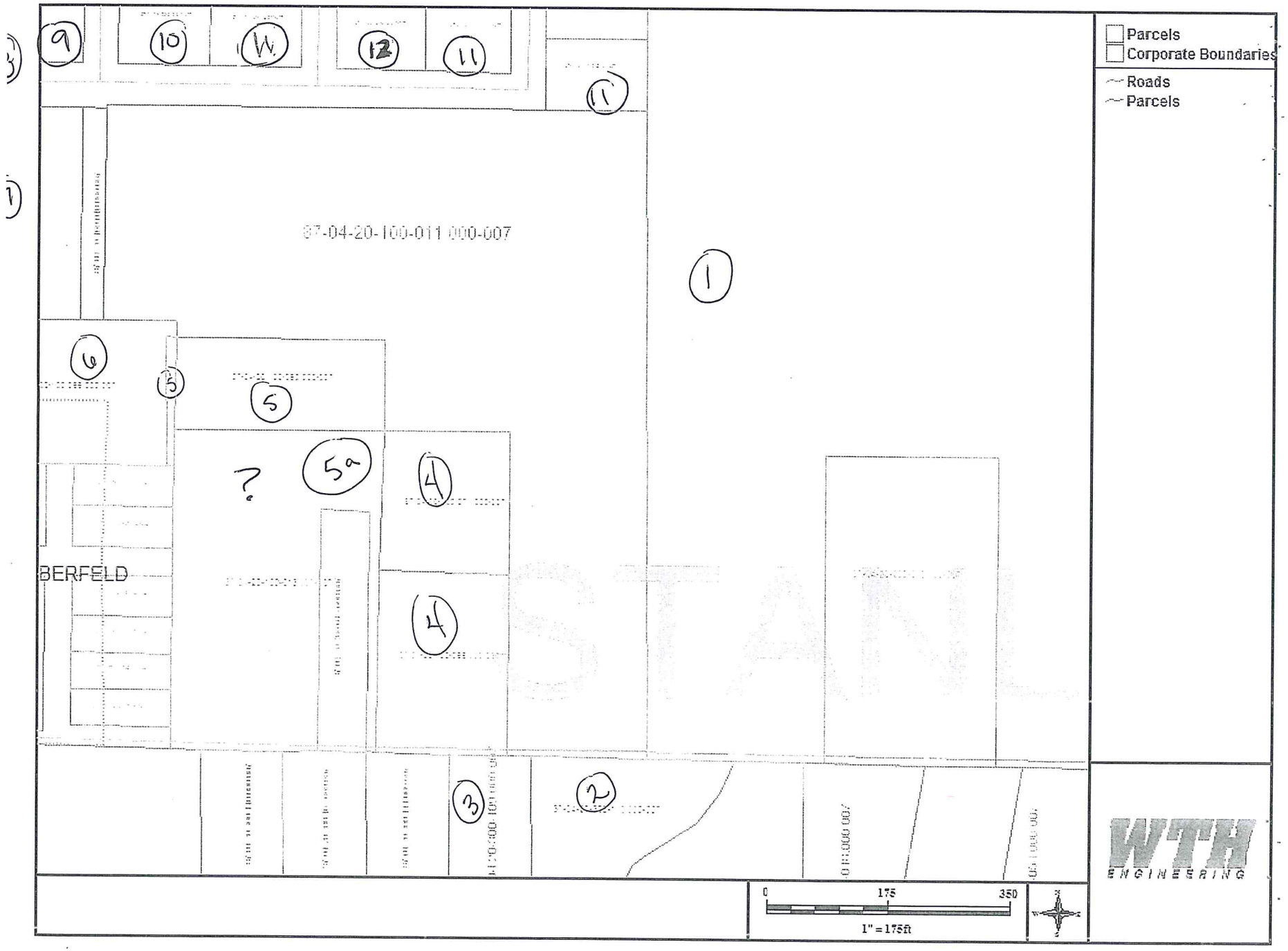
FILED
AUG 11 2009
WARREN COUNTY
AREA PLAN COMMISSION

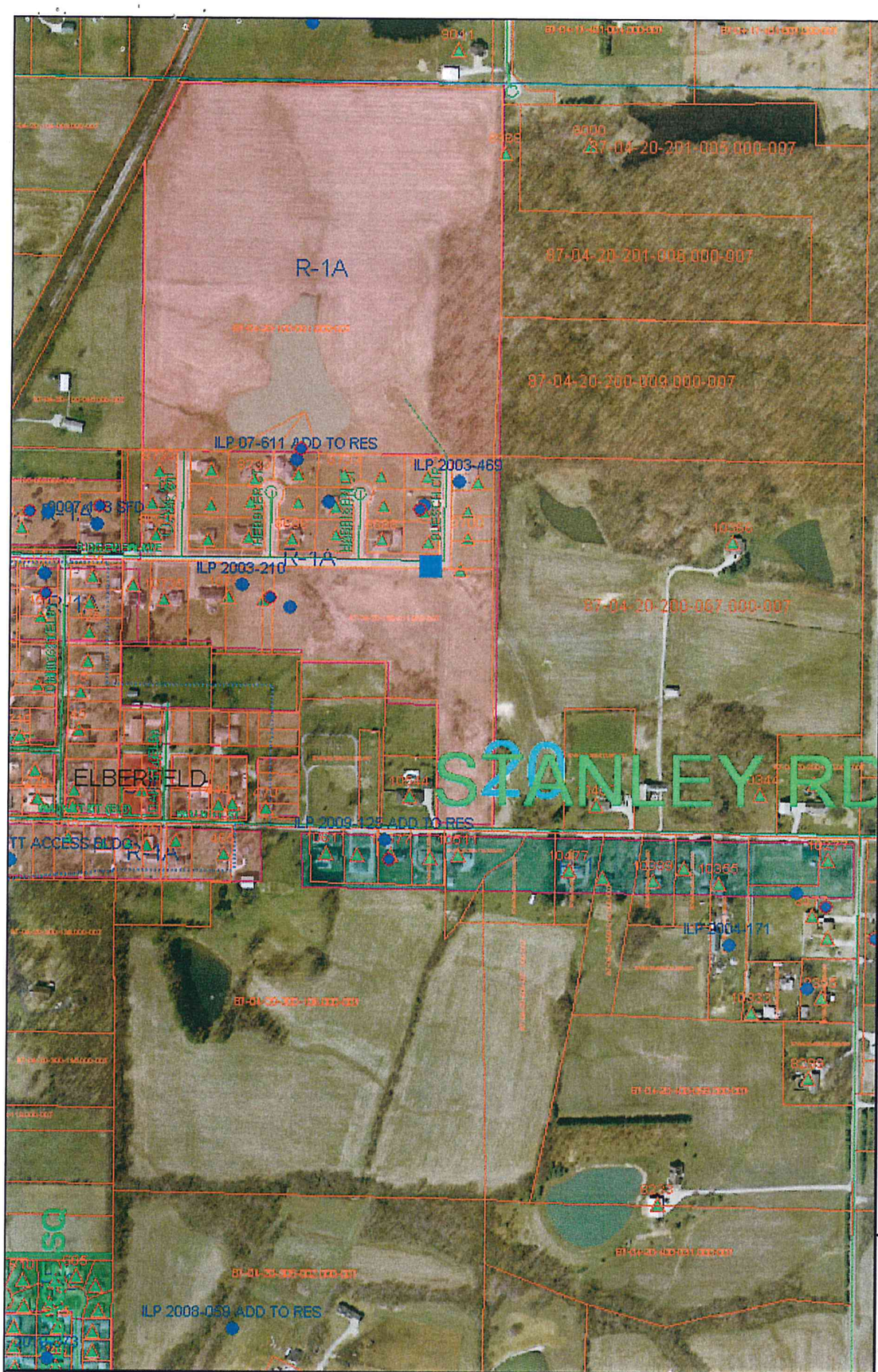
DESIGNER IS NOT AN ARCHITECT OR ENGINEER AND CONSTRUCT
FROM THESE PLANS SHOULD NOT BE UNDERTAKEN WITHOUT T
ASSISTANCE OF A CONSTRUCTION PROFESSIONAL BECAUSE S
CONDITIONS MAY VARY DESIGNER DOES NOT WARRANT THE SUITA
OF THESE PLANS FOR USE ON YOUR SPECIFIC SITE. CONSUL
YOUR ARCHITECT TO DETERMINE THE SUITABILITY OF THESE PL
FOR YOUR SPECIFIC SITE AND APPLICATION.

PLANS FOR:
BRANDI LASKOWITZ

PREPARED BY:
COMPLETE DESIGN SERVICE
(812) 473-6433

SCALE 1"=50'-0"	CHECKED BY	DRAWN BY C.R.HUFFMA
DATE: 08-08-09		DRAWING NO. 11077


Parcels
Corporate Boundaries
Roads
Parcels
87-04-20-100-011.000-007
BERFELD
1
2
3
4
4
5
5a
5
6
9
10
11
11
12
?
0
175
350
1" = 175ft
WTH
ENGINEERING



Zoning
Feature Name:
- r-1a
- c-4
- r-2

Zoning
Feature Name:
- C-4
- R-1
- R-1A
- R-2

- Parcels
- Sections
- Townships
- Corporate Boundaries

- Addresses
- ILP
- Driveways
- buildingpermits_BP

- Roads
- Parcels
- Townships
- Engineer Roads

0 500 1000
1" = 500ft

WTH ENGINEERING

USE AND DEVELOPMENT COMMITMENT

WHEREAS the Undersigned, Brandi J. Laskowitz, Jason W. Boyle, Raymond C. Laskowitz and Rhonda Laskowitz, Petitioners, are the owners of certain real estate in the County of Warrick, Indiana, commonly described as 10533 Ridgeview Avenue, Elberfeld, IN, which real estate is more particularly described as follows, to wit:

Part of the Southeast Quarter of the Northwest Quarter of Section 20, Township 4 South, Range 9 West, Greer Township, Warrick County, Indiana, more particularly described as follows:

BEGINNING at the Southeast Corner of said Quarter Quarter Section; thence North 89° 56' 00" West, along the South line thereof, 203.31 feet; thence North 00° 05' 03" West - 460.0 feet; thence North 89° 56' 00" West - 182.0 feet; thence North 00° 05' 03" West - 129.93 feet; thence North 18° 27' 01" East - 107.23 feet; thence South 89° 58' 16" East - 154.76 feet; thence North 00° 00' 00" East - 97.27 feet; thence South 89° 58' 16" East - 188.63 feet to the East line of said Quarter Quarter Section; thence South 00°38' 32" East, along said East line, 789.24 feet to the POINT OF BEGINNING and containing 4.526 acres, more or less.

WHEREAS, as the real estate is currently classified as a "R-1A" Zoning district under the Warrick County Zoning Code and is so indicated on the zoning maps maintained by the staff of the Warrick County Area Plan Commission; and

WHEREAS, Petitioner has requested that the Real Estate be reclassified to zoning district "A" ; and

WHEREAS, Petitioner is desirous of accommodating the concerns of the surrounding property owners by making a written commitment concerning the use and development of the Real Estate pursuant to I.C. 36-7-4-613;

NOW THEREFORE, in consideration of the foregoing, petitioner makes the following use and development commitment;

1, Use of the Real Estate shall be limited to the following uses:

To allow housing and riding of the property owners personal pleasure horses on the property, not to exceed two (2) horses.

2, Use of the Real Estate shall be limited to the following development requirements.

Housing and riding of the property owners personal pleasure horses. No other live stock shall be allowed or housed on the property.

3. All commitments and undertakings, herein expressed shall be binding on the petitioners and petitioners' heirs, legal representative, successors, and assigns, and shall run in the favor of the Area Plan Commission of Warrick County and all the owners of the real estate lying within the radius of one (1) mile, from the real estate described and shall be enforced by invoking any legal, equitable or special remedy, including specific performance, injunction of equitable relief pursuant to the manner of enforcement as set forth in I.C. 36-4-7-613, 36-7-4-1013 and 36-7-4-1914. If it is necessary to initiate administrative or judicial proceedings to enforce any such commitment or undertaking, the person or entity obtaining enforcement in such proceedings shall also recover its reasonable attorney' fees and costs of suit fro the undersigned.

IN WITNESS WHEREOF, this Use and Development Commitment is hereby made and entered in this 28th day of June 2011 by:

Brandi J. Laskowitz

Jason W. Boyle

Raymond C. Laskowitz

Rhonda Laskowitz

STATE OF INDIANA)
) SS:
COUNTY OF WARRICK)

Before me , the undersigned, a Notary Public and or said County and State, personally appeared the within named Brandi J. Laskowitz, Jason W. Boyle, Raymond C. Laskowitz and Rhonda Laskowitz who acknowledged the execution of the foregoing Use and Development commitment to be their free voluntary act and deed.

WITNESS my hand and Notarial Seal this 1st day of July, 2011.

NOTARY PUBLIC

Signature

ELYATA JEAN BIVINS
Notary Public
SEAL
State of Indiana
My Commission Expires Sep 10, 2014

Elyata Jean Bivins
Printed Name

A resident of Warrick County, Indiana.

My commission expires: September 10, 2014

This instrument prepared by : Brandi J. Laskowitz
10533 Ridgeview Avenue
Elberfeld, IN 47613
Phone: 480-9252

USE AND DEVELOPMENT COMMITMENT

WHEREAS the Undersigned, Brandi J. Laskowitz Petitioner, is the owner of certain real estate situated in the County of Warrick, Indiana, commonly described as 10533 Ridgeview Avenue, Elberfeld, IN, which real estate is more particularly described as follows, to wit:

Part of the Southeast Quarter of the Northwest Quarter of Section 20, Township 4 South, Range 9 West, Greer Township, Warrick County, Indiana, more particularly described as follows:

BEGINNING at the Southeast Corner of said Quarter Quarter Section; thence North 89° 56' 00" West, along the South line thereof, 203.31 feet; thence North 00° 05' 03" West - 460.0 feet; thence North 89° 56' 00" West - 182.0 feet; thence North 89° 56' 00" West - 129.93 feet; thence North 18° 27' 01" East - 107.23 feet; thence South 89° 58' 16" East - 154.76 feet; thence North 00° 00' 00" East - 235.26 feet; thence South 89° 58' 16" East - 187.21 feet to the East line of said Quarter Quarter Section; thence South 00° 38' 32" East, along said East line, 927.24 feet to the POINT OF BEGINNING and containing 5.121 acres, more or less.°

WHEREAS, as the real estate is currently classified as a "R-1A" Zoning district under the Warrick County Zoning Code and is so indicated on the zoning maps maintained by the staff of the Warrick County Area Plan Commission; and

WHEREAS, Petitioner has requested that the Real Estate be reclassified to zoning district "A"; and

WHEREAS, Petitioner is desirous of accommodating the concerns of the surrounding property owners by making a written commitment concerning the use and development of the Real Estate pursuant to I.C. 36-7-4-613;

NOW, THEREFORE, in consideration of the foregoing, petitioner makes the following use and development commitment:

1. Use of the Real Estate shall be limited to the following uses:

   To allow housing and riding of personal pleasure horses on the property.

2. Use of the Real Estate shall be limited to the following development requirements:

   Housing and riding of personal pleasure horses. No other live stock shall be allowed or housed on the property.

   See Amended

3. All commitments and undertakings herein expressed shall be binding on the petitioners and the petitioners' heirs, legal representative, successors and assigns, and shall run in the favor of the Area Plan Commission of Warrick County and all the owners of real estate lying within the radius of one (1) mile from the real estate described and shall be enforced by invoking any legal, equitable or special remedy, including specific performance, injunction or equitable relief pursuant to the manner of enforcement as set forth in I.C. 36-7-4-613, 36-7-4-1013, and 36-7-4-1014. If it is necessary to initiate administrative or judicial proceedings to enforce any such commitment or undertaking, the person or entity obtaining enforcement in such proceedings shall also recover its reasonable attorneys' fees and costs of suit from the undersigned.

IN WITNESS WHEREOF, this Use and Development Commitment is hereby made and entered into this __ 16th __day of May, 20_ 11 __ by Brandi J. Laskowitz for the purpose set forth herein.

Brandi J. Laskowitz
Signature

STATE OF INDIANA)
) SS:
COUNTY OF WARRICK)

Before me, the undersigned, a Notary Public and for said County and State, personally appeared the within named Brandi J. Laskowitz who acknowledged the execution of the foregoing Use and Development commitment to be his free voluntary act and deed.

WITNESS my hand and Notarial Seal this 16th day of May, 20 11.

NOTARY PUBLIC

ELYATA JEAN BIVINS
Notary Public
SEAL
State of Indiana
My Commission Expires Sep 10, 2014

Elyata Jean Bivins
Signature

Elyata Jean Bivins.
Printed Name

A resident of Warrick County, Indiana.

My commission expires: September 10, 2011

This instrument prepared by: William Y. Bivins
(Name)

10579 Oak Grove Road Newburgh, IN 47630
(Address)

858-9268
(phone)