

(2)

MARTHA A. WOMACKS
MARION COUNTY AUDITOR

04494043

CROSS REF: 2003-69212

539001 AUG-6 2

ONLY ENTERED FOR INFORMATION
SUBJECT TO FINAL ACCEPTANCE
FOR TRANSFER

RATIFICATION OF WAYNE COMMONS

This Ratification of WAYNE COMMONS ("Plat") is executed this 6/23/04 day of JUNE, 2004, by WAYNE COMMONS, LLC, AN INDIANA LIMITED LIABILITY COMPANY ("WAYNE COMMONS"), AND AZLREMA N. OHAB ("OHAB") and arises out of the following circumstances:

A. On APRIL 1, 2003, WAYNE COMMONS AND OHAB owned the real estate in MARION County, Indiana, described on the plat of WAYNE COMMONS recorded by Marion County Recorder as Instrument Number 2003-69212 (the "Real Estate").

B. On APRIL 1, 2003, the Plat was recorded by the MARION County Recorder as instrument number 2003-69212.

C. Through inadvertence the Plat was not executed by WAYNE COMMONS and OHAB.

THEREFORE, the undersigned intending to be legally bound does hereby execute this Ratification and states as follows:

1. The above recitations are hereby adopted and made a part of this ratification.
2. WAYNE COMMONS AND OHAB, as Owners of the Real Estate, does hereby lay off, plat and subdivide the same into lots and streets in accordance with the Plat, and the Plat shall be known and designated as "WAYNE COMMONS", an addition in MARION County, Indiana.
3. The streets as shown on the Plat are hereby dedicated to the perpetual use of the public for proper purposes.
4. Setback lines are hereby established as shown on this plat, between which lines and the property lines, there shall be erected or maintained no building or structure.
5. There are strips of ground as shown on this plat and marked Drainage, Utility, and Sewer Easements (D.U. & S.E.) reserved for the use of public utilities for the installation of said water and sewer mains, poles, ducts, lines and wires, subject at all times to the proper authorities and to the easement herein reserved. Other easements as shown on the Plat, if any, are hereby established. No permanent or other structures are to be erected or maintained upon said strips of

land, but owners of lots in this subdivision shall take their titles subject to the rights of public utilities and others as the case may be.

6. In all other respects WAYNE COMMONS and OHAB do hereby ratify the Plat and the recording thereof as though WAYNE COMMONS AND OHAB had executed such Plat prior to the recording thereof.

7. This Ratification may be executed in counterparts with the same force and effect as if all parties had signed the same document and all executed copies shall be treated as originals.

In witness whereof, the undersigned WAYNE COMMONS has executed this Ratification the day and year first above written.

WAYNE COMMONS, LLC, AN INDIANA LIMITED LIABILITY COMPANY

OHAB

OWNER
by *David Quinn*
DAVID QUINN, MEMBER

Azizema N. Ohab
AZIZEMA N. OHAB

Subscribed and sworn to before me, a Notary in and for said County and State, this *12th* day of *June*, 200*8*

My Commission Expires:
10-15-08

Jeannine Williams
Notary Public
Printed

County of Residence: *Hancock*

Instrument prepared by: Wade R. Nichols, Attorney at Law.
Morgan and Associates, Inc., 540 Westfield Road, Noblesville,
Indiana 46060