

**EXHIBIT "A"**

**NOTE:** The Town of Plainfield Zoning Ordinance, requires the use of this form in recording commitments made with respect to Development Plan Approvals, Zone Map Changes and Planned Unit Developments in accordance with I.C. 36-7-4-613 or I.C. 36-7-4-615.

**COMMITMENTS CONCERNING THE USE OR DEVELOPMENT OF REAL ESTATE MADE IN CONNECTION WITH A DEVELOPMENT PLAN APPROVAL, ZONE MAP CHANGE OR PLANNED UNIT DEVELOPMENT REQUIRED BY THE TOWN OF PLAINFIELD ZONING ORDINANCE.**

In accordance with I.C. 36-7-4-613 or I.C. 36-7-4-615, the Owner of the real estate located in the Town of Plainfield, Hendricks County, Indiana, which is described below, makes the following COMMITMENTS concerning the use and development of the following described parcel of real estate:

**LEGAL DESCRIPTION:**

A part of the Northeast Quarter and a part of the Southeast Quarter both in Section 33, Township 15 North, Range 1 East of the Second Principal Meridian, Guilford Township, Town of Plainfield, Hendricks County, Indiana, described as follows:

Commencing at a stone marking the Northwest corner of said Northeast Quarter; thence South 00 degrees 14 minutes 07 seconds East (assumed bearing), along the west line of said Northeast Quarter, 1492.49 feet to the Point of Beginning; thence North 89 degrees 51 minutes 52 seconds East 864.83 feet; thence South 00 degrees 13 minutes 50 seconds East 596.34 feet; thence North 89 degrees 46 minutes 10 seconds East 150.00 feet; thence South 00 degrees 13 minutes 50 seconds East 501.30 feet; thence South 88 degrees 44 minutes 46 seconds West 627.34 feet; thence South 04 degrees 05 minutes 13 seconds East 66.08 feet to a point on the south line of said Northeast Quarter, said point being North 88 degrees 44 minutes 46 seconds East 392.00 feet from the Southwest corner of said Northeast Quarter; thence continuing South 04 degrees 05 minutes 13 seconds East 253.50 feet; thence South 88 degrees 44 minutes 46 seconds West, parallel with said south line, 137.00 feet; thence North 04 degrees 05 minutes 13 seconds West 253.50 feet to the south line of said Northeast Quarter; thence South 88 degrees 44 minutes 46 seconds West, along said south line, 255.00 feet to the Southwest corner of said Northeast Quarter; thence North 00 degrees 14 minutes 07 seconds West, along the west line of said Northeast Quarter, 1183.21 feet to the Point of Beginning. Containing 25.130 acres, more or less, and subject to all legal highway, rights-of-way and easements of record.

STATEMENT OF COMMITMENTS:

1. Substantial compliance with the Development Statement, including the building elevations, site plan, landscape plan, photometric plan and lighting details and other data and plans submitted file dated September 27, 2002.

These COMMITMENTS shall run with the land, be binding on the Owner of the above-described real estate, subsequent owners of the above-described real estate and other persons acquiring an interest therein. These COMMITMENTS may be modified or terminated by a decision of the Town of Plainfield Plan Commission made at a public hearing after proper notice has been given.

COMMITMENTS contained in this instrument shall be effective upon the approval of petition # DP-02-013 pursuant to the Town of Plainfield Zoning Ordinance, and shall continue in effect until modified or terminated by the Town of Plainfield Plan Commission.

These COMMITMENTS may be enforced jointly or severally by:

1. The Town of Plainfield Plan Commission;
2. Owners of all parcels of ground adjoining the real estate to a depth of two (2) ownerships, but not exceeding six-hundred (600) feet from the perimeter of the real estate, and all owners of real estate within the area included in the petition who were not petitioners for approval, however;

The undersigned hereby authorizes the Secretary of the Town of Plainfield Plan Commission to record this Commitment in the Office of the Recorder of Hendricks County, Indiana, upon final approval of petition # DP-02-013.

IN WITNESS WHEREOF, Owner has executed this instrument this 4<sup>th</sup> day of

August, 2003

The Springs at Satoga, LLC

By

Printed John M. Hennessy

Title Manager

This instrument was prepared by Banning Engineering.

My Commission expires: 6/3/10

County of Residence Hamilton

Printed Karee E. Whiten

Signature Karee E. Whiten

Witness my hand and Notarial Seal this 4th day of August, 2003.

Before me, a Notary Public in and for said County and State, personally appeared John M. Hennessy, the Manager of The Springs at Saratoga, LLC, Owner(s) of the real estate described above who acknowledged the execution of the foregoing instrument in such capacity and who, having duly sworn, stated that any representations therein contained are true.

STATE OF Indiana  
COUNTY OF \_\_\_\_\_

SS:

