

#1300

LIMITED WARRANTY DEED from New
Energy Company to City of South
Bend,

(ETHANOL PLANT PROJECT)

The south 30 feet of the north half (½) of the southeast ¼ and the south 30 feet of the north half (½) of the southwest ¼ east of the easterly right-of-way line of the New Jersey, Indiana and Illinois Railroad all in the south half of Section 16 Township 37 north, range 2 east in the City of South Bend, Indiana more particularly described as follows: Commencing at the southeast corner of said section; thence north 00° 30' 23" west (assumed bearing) 1319.90 feet along the east line of said section to the POINT OF BEGINNING; thence north 90° 00' 00" west 3222.01 feet along the north line of the south half of the southeast and southwest ¼ of said section to the easterly right-of-way line of New Jersey, Indiana and Illinois Railroad; thence north 22° 18' 50" east 32.43 feet along said easterly right-of-way line; thence south 90° 00' 00" east parallel to the north line of said south half of said southeast and southwest ¼ 3210.35 feet to the east line of said section 16; thence south 00° 30' 23" east 30.00 feet to the point of beginning, containing 2.215 acres.

A tract of land in the North Half of the Southwest Quarter of Section 16, Township 37 North, Range 2 East of the Second Principal Meridian, Portage Township, St. Joseph County, Indiana, more particularly described as follows:

Commencing at the Southeast corner of said Section 16; thence North 00° 30' 23" West 1319.90 feet along the East line of said Section 16; thence North 90° 00' 00" West, (assumed bearing), 3323.76 feet; thence North 00° 27' 09" West, 15.18 feet to the Point of Beginning of this description, thence continuing North 00° 27' 09" West, 1160.17 feet to a point on a curve; thence along the Easterly right-of-way line of Conrail, northeasterly 240.32 feet along an arc to the right, having a radius of 3868.33 feet and subtended by a long chord having a bearing of North 54° 39' 03" East and a length of 240.28 feet to the East-West Quarter line of said Section 16; thence along said East-West Quarter line North 89° 46' 03" East, 346.95 feet to the Westerly right-of-way line of the New Jersey, Indiana and Illinois Railroad; thence along said right-of-way line South 22° 18' 50" West, 1405.83 feet to the Point of Beginning, containing 7.806 acres, more or less.

New Energy Company of Indiana by New
Energy Corporation of Indiana, its
General Partner

By: Donald W. Evans, Vice Pres.
Donald W. Evans, Vice President

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WANDA A. NOWAK
RECORDER

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ST. JOSEPH CO.
INDIANA
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