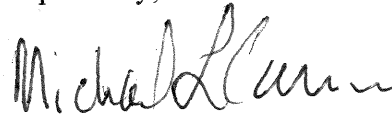


July 18, 2024

Director
City of Bloomington Utilities

Heri, Inc submits an appeal of the denial of sewer service

Respectfully,



Michael L. Carmin
mcarmin@paganelligroup.com
812-947-7928

Subject: Appeal of Denial of Sewer Extension

Property: 4646, 4650, 4700 and 4750 West State Road 45, Bloomington, Indiana

Heri, Inc. appeals the denial of sewer extension and sewer service to property under development located at the common addresses 4646, 4650, 4700 and 4750 West State Road 45, Bloomington, Indiana.

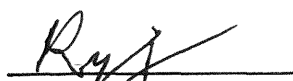
The property is covered by two zoning classifications - general business and limited business. A zoning petition is on file and will be considered by the Monroe County Board of Commissioners on July 31. The petition rezones both parcels consistently to limited business for purposes of redevelopment by Heri, Inc.

Upon rezoning, the property will be redeveloped as a fueling station/convenience mart, and other accessory commercial uses. Monroe County's comprehensive land use plan supports the commercial redevelopment of the property. The draft zoning map, a part of the current effort to adopt a new zoning ordinance in Monroe County, maintains the LB zoning and commercial uses.

Heri, Inc., owner of the property, is an Indiana corporation. Rajesh Patel is the shareholder and owner of the corporation.

The property is located near the intersection of Airport Road and W. State Road 45. A sewer main is reasonably accessible to extend sewer service to the property.

Heri, Inc


Rajesh Patel, president

TO BE SIGNED AND RECORDED ON APPROVAL OF THE APPEAL

Waiver Protest of Annexation

The undersigned, Rajesh Patel, as authorized agent for Heri, Inc. , Owner of the real estate hereinafter described, for and in consideration of the City of Bloomington, Indiana, granting to the Owner the right to tap into and connect to the sewer system of the City of Bloomington for the purpose of providing sewer service to the described real estate, now release the right of the Owner of the described real estate, and its successors in title, to remonstrate against any pending or future annexation by the City of Bloomington, Indiana, of such described real estate. The person signing below on behalf of Owner represents and certifies that he or she has full authority to execute this Wavier of Protest of Annexation on behalf of Owner.

The real estate to be served by such sewers and the real estate for which the right of remonstrance against pending or future annexation to the City of Bloomington is released, is described as follows:

Service Address: 4646, 4650, 4700, 4750 West State Road 45

Legal Description: PARCEL 1: A part of the Northeast quarter of the Northeast quarter of Section 14, Township 9 North, Range 2 West, Monroe County, Indiana containing 4.10 acres, and is also described and identified as Track 3, in Funkhouser Type E "Administrative Subdivision recorded May 11, 2004, as instrument number 2004010120, in the office of the Recorder of Monroe County, Indiana."

PARCEL 2: Lot number 1 and Lot number 2 in the Goodman Plat, subdivision to the City of Bloomington, as shown by the recorded plat thereof in Plat Book 3, page 88, the office of the Recorder of Monroe County, Indiana, excepting a part of Lot number and a part of Lot number 2 as more particularly described in the Personal Representatives Deed recorded as instrument number 2024003852, in the office of the Recorder of Monroe County, Indiana.

Deed Book and Page or Instrument No.: Personal Representatives Deed, instrument number 2024003852,

Parcel I.D. Number: 53-09-14-100-027.000-015, and also 53-09-14-101-007.000-015,

HERI, INC.

By: /s/ Rajesh Patel
Rajesh Patel, President

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

Before me, a Notary Public in and for said County and State, this _____ day of July, 2024 at which time Rajesh Patel, as President of Heri, Inc. personally appeared and acknowledged the execution of the above and foregoing Waiver of Protest of Annexation to be a voluntary act and deed.

My Commission Expires: _____

Notary Public

(name printed)
A resident of _____ County
Commission No.: _____

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. Michael L. Carmin.

This Instrument Prepared By
Michael L. Carmin, Attorney at Law
PAGANELLI LAW GROUP, INC.
116 W. 6th Street, Suite 200, Bloomington, Indiana 47404
Telephone: (812) 332-6556