

140535

Returto: Attorney
Arlind Y. Huchard
5231 Ashmun Avenue, 530
Hammond Indiana 46320

RIECHERS FARM TRUST DECLARATION

Recorded Sept 11 1990
Document # 122841

THIS TRUST DECLARATION, Made on or about the 1st day of AUGUST, 1990, by and between the following named GRANTORS and the TRUSTEE appointed herein, namely: CAROLINE RIECHERS KAMPMEIER; FREDERICK H. RIECHERS, TRUSTEE of the FREDERICK H. and IRMA I. RIECHERS TRUST, DATED JUNE 26, 1990; FRIEDA R. SCHURMAN; GRACE A. RIECHERS, TRUSTEE of the THEODORE W. and GRACE A. RIECHERS TRUST, DATED SEPTEMBER 19, 1989; LOUIS A. RIECHERS, TRUSTEE of the LOUIS A. and EMERALD V. RIECHERS TRUST, DATED JULY 19, 1990; and WILLIAM RIECHERS, all of the foregoing hereinafter called the "GRANTORS" herein; and LOUIS A. RIECHERS, as TRUSTEE hereunder, hereinafter called the "TRUSTEE".

WHEREAS, the GRANTORS DESIRE TO ESTABLISH A TRUST FOR THE PURPOSE

OF HOLDING TITLE TO THE BELOW DESCRIBED REAL ESTATE IN A TRUST, so, as to keep the title marketable for the purpose of negotiating and making a sale of said real estate and for the purpose of continuing the operation of the real estate until it is sold it having been operated as a farm under a partnership arrangement with a tenant farmer and as family members as managing agents of the farm, all to be done for the benefit of the below described BENEFICIARIES with interests in the proportions hereinbelow set forth.

NOW THEREFORE, in consideration of the premises and the mutual covenants herein contained, the GRANTORS by these presents, and by separate DEED OF CONVEYANCE, which will be subsequently executed and recorded, will convey and deliver to the said TRUSTEE, and his SUCCESSORS IN TRUST, the following REAL ESTATE described in general terms here but which is well known by the GRANTORS and will be specifically described in the GRANTORS' DEED OF CONVEYANCE to the TRUSTEE, a copy of which is APPENDIX A attached to this DECLARATION. The general description of the REAL ESTATE is as follows:

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STATE OF INDIANA
LAKE COUNTY
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Parts of the Southeast, Northeast Quarter of Section 33; part of the Northwest Quarter of Section 34; and part of the Southeast Quarter of Section 21; All of said parcels being in Township 34 North, Range 8 West of the 2nd P.M., in Lake County, Indiana, ALSO any and all personal property located on said premises owned by the GRANTORS.

TO HAVE AND TO HOLD the above granted property, IN TRUST NEVERTHELESS, unto said TRUSTEE, HIS SUCCESSORS AND ASSIGNS, until the property is sold, or for a period of twenty (20) years from the date hereof, whichever occurs first, for the uses and purposes of this trust and subject to the terms, conditions, and powers hereinafter set forth, to be held in trust for the benefit of the BENEFICIARIES set forth below and in the proportions set out opposite their respective names.

1. The TRUSTEE and his SUCCESSORS in TRUST shall hold, manage, and administer the aforesaid REAL ESTATE in accordance with the powers and purposes herein contained, specifically including the power of sale, or in accordance with the powers granted a TRUSTEE under I.C. 30-4-3-3 and I. C. 30-4-3-4, as amended or as will be amended during the period of this trust, and also in the manner and with the practices heretofore used in the operation of the RIECHERS family farm during the many years of the partnership of the family members who are the GRANTORS herein; and the TRUSTEE shall, after deducting all the charges, expenses, commissions, loan re-payments on note to former partnership, tax payments, insurance premiums, and establishment of appropriate reserves, distribute, at his discretion, the net profits from the shared crops operation with the tenant, payable to the following BENEFICIARIES in the proportions set out after their names:

CAROLINE RIECHERS KAMPMEIER - - - - - 12/84th SHARE.
FREDERICK RIECHERS, TRUSTEE of the
FREDERICK and IRMA RIECHERS TRUST;
DATED JUNE 26, 1990 - - - - - 11/84th SHARE.
FRIEDA RIECHERS SCHURMAN - - - - - 10/84th SHARE.

GRACE A. RIECHERS, TRUSTEE of the THEODORE
W. and GRACE A. RIECHERS TRUST, DATED
SEPTEMBER 19, 1989 - - - - -

17/84th SHARE.

LOUIS A. RIECHERS, TRUSTEE of the
LOUIS A. and EMERALD V. RIECHERS TRUST,
DATED JULY 19, 1990 - - - - -
WILLIAM RIECHERS - - - - -

17/84th SHARE.

17/84th SHARE.

2. When the REAL ESTATE in this trust is sold, the TRUSTEE shall distribute the net proceeds of the sale as soon as practicable to the BENEFICIARIES in the same manner and in the same proportions as hereinabove set forth for income distributions. Upon the sale of the trust REAL ESTATE and the completion of the distributions to the Beneficiaries, this trust shall fully terminate.

3. In the event of the death of any BENEFICIARY whose beneficial interest is represented by a TRUSTEE as is shown hereinabove (or whose Trustee appointment is subsequently reported to the TRUSTEE of this trust, or his SUCCESSOR TRUSTEE), then the amount of the Beneficiary's proportionate share shall be delivered to his or her personal Trustee. In the event of the death of a BENEFICIARY whose interest is not carried in their own personal trust, then the TRUSTEE herein shall pay the amount represented by such proportionate share to the Court appointed personal representatives, legatees, heirs-at-law or other persons or institutions designated by the will or by Probate Court orders in such deceased Beneficiary's estate.

4. The interest of a Beneficiary hereunder, and all persons claiming under them, shall be only in the earnings and the proceeds from the sale or other disposition of said REAL ESTATE; such beneficial interest is hereby declared to be PERSONAL PROPERTY and no BENEFICIARY hereunder shall have any title or interest, legal or equitable, in and to the TRUST REAL ESTATE, EXCEPT as to earnings from operations and sale proceeds as stated above. It is also HEREBY DECLARED that this DECLARATION is not

intended to create any relationship of partnership between said Beneficiaries hereunder; and it is further declared that the partnership heretofore existing between the GRANTORS herein shall be forever terminated as a partnership ownership of the REAL ESTATE described herein, effected by this trust DECLARATION and said partnership dissolution is signified by the signatures of the GRANTORS hereinbelow.

5. The TRUSTEE is authorized and empowered to lease the TRUST REAL ESTATE, or any part thereof, in his sole discretion for such period he may deem prudent and upon such terms and conditions that he deems prudent. The TRUSTEE is empowered to continue the present lease of the property to the tenant farmer now in possession.

6. The TRUSTEE is empowered to continue the existing sales listing agreement for the said real estate with the realtor now offering it for sale and to renew or enter into other listing contracts for such sale.

7. Upon receiving the direction to convey, IN WRITING from Beneficiaries aggregating $\frac{2}{3}$ ds of the beneficial interest values held by the Beneficiaries at that date, the TRUSTEE, or his SUCCESSOR TRUSTEE, is authorized and empowered to negotiate a sale and to sell the real estate in the trust in conformance with the conditions set forth in the DIRECTIONS TO CONVEY, again weighting the application of any condition contained in said directions to convey on the basis of the two-thirds ($\frac{2}{3}$ ds) formula stated above applied to the proportionate interests shown in PARAGRAPH ONE (1) re; the distribution of income and sales proceeds, it being intended to avoid having a sale blocked or delayed by the less than unanimity on conditions prescribed for the sale. Upon the completion of such sale and conveyance, the net proceeds of the sale shall be distributed forthwith, together with any cash on hand and any reserves existing, to BENEFICIARIES in proportionate shares as hereinabove set forth for income, and thereupon this trust will terminate.

8. The TRUSTEE, in operating the trust as a farm landlord, is empowered when necessary to remodel, alter, change the nature of and add improvements; in the case of fire destruction, or other casualty, the TRUSTEE may either rebuild such improvements or raze the damaged structures, if structures are not replaced, the insurance proceeds shall be distributed to BENEFICIARIES as hereinabove set forth for income and sale proceeds.

9. The TRUSTEE is authorized to invest funds held in the trust as has been done in the former family farm partnership, and the income shall be distributed with the share crop income.

10. The TRUSTEE is authorized to borrow money for trust reserves and farm operations, which initial loans will be from the former partnership by promissory notes so as to keep the continuity of farm operations running.

11. The TRUSTEE is authorized to pay all taxes on the real estate, and any taxes that might accrue against the trust itself and to deduct them from income or borrowed funds.

12. The GRANTORS, and their successors in interest, may amend this DECLARATION OF TRUST but only by unanimous consent of all GRANTORS and their successors in interest existing at the time of the proposed amendment.

13. The GRANTORS hereby HEREBY APPOINT LOUIS A. RIECHERS, AS TRUSTEE hereof, with the powers herein stated. The GRANTORS hereby appoint WILLIAM B. RIECHERS as FIRST SUCCESSOR TRUSTEE to serve in the event of the resignation, disability or death of LOUIS A. RIECHERS. The GRANTORS hereby appoint JOANNE RIECHERS KANOLIS as SECOND SUCCESSOR TRUSTEE to serve in the event of the resignation, disability or death of her predecessor Trustee. The GRANTORS hereby appoint LYNN ANNE RIECHERS ADK as THIRD SUCCESSOR TRUSTEE to serve in the event of the resignation, disability or death of her predecessor Trustee. The GRANTORS direct that any SUCCESSOR TRUSTEE who succeeds to the conduct and management of this trust under the foregoing circumstances and events, shall have all the powers and authority as granted to the initial TRUSTEE herein and any reference to "TRUSTEE" shall mean the TRUSTEE or any SUCCESSOR TRUSTEE WHO HAS SUCCEEDED to the office as above stated.

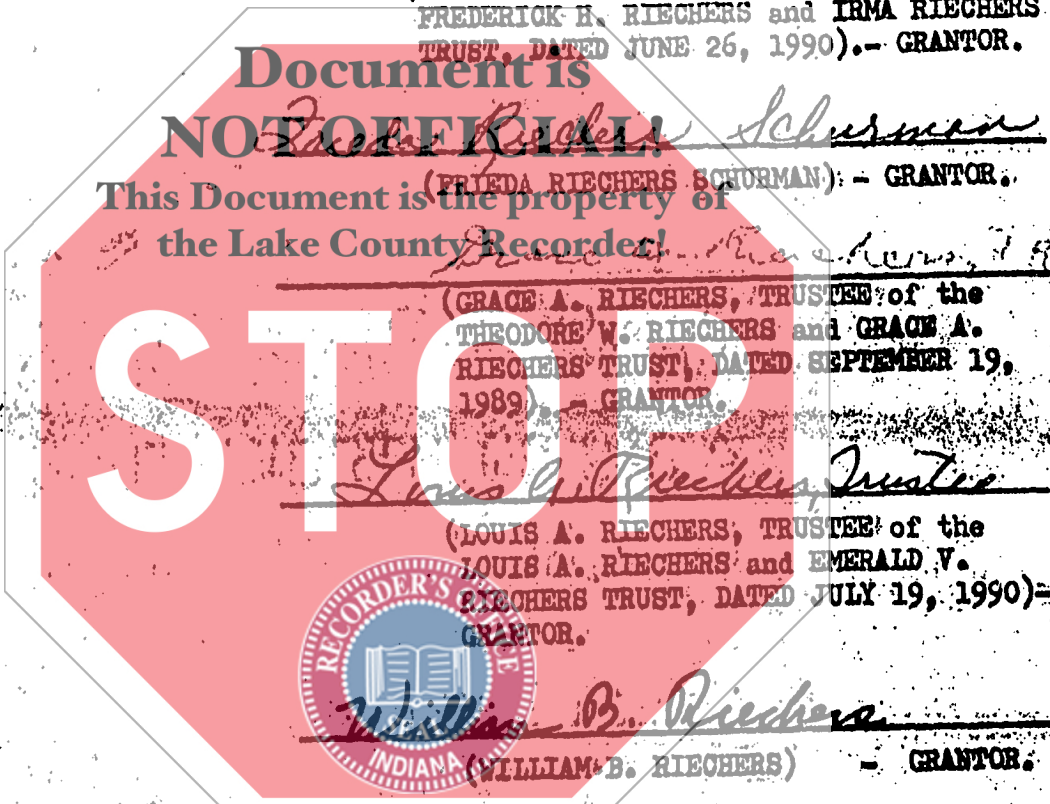
IN WITNESS WHEREOF, the above named GRANTORS have hereunto set their hands and seals on or about the 12 day of AUGUST, 1990; and the said initial TRUSTEE has hereunto on the 12 day of AUGUST, 1990 set his hand and seal, signifying his acceptance of the terms and conditions of the trust, as well as the trusteeship thereof; and that the TRUSTEE will accept the conveyance of the REAL ESTATE as TRUSTEE, subject to the terms hereof. Moreover, any SUCCESSOR TRUSTEE who assumes the conduct and

management of the trust thereby accepts the terms and conditions of the trust as herein written, as well as any AMENDMENT thereof. Also, the GRANTORS agree that their beneficial interest shall be registered by a TRUST CERTIFICATE issued to them in the proportion of the share value shown herein in PARAGRAPH ONE (1).

Caroline Riechers Kampmeier
(CAROLINE RIECHERS KAMPMEIER) - GRANTOR

Frederick H. Riechers TR
(FREDERICK H. RIECHERS, TRUSTEE of the FREDERICK H. RIECHERS and IRMA RIECHERS TRUST, DATED JUNE 26, 1990). - GRANTOR.

Frieda Riechers Schorman
(FRIEDA RIECHERS SCHORMAN) - GRANTOR.



Grace A. Riechers
(GRACE A. RIECHERS, TRUSTEE of the THEODORE W. RIECHERS and GRACE A. RIECHERS TRUST, DATED SEPTEMBER 19, 1989). - GRANTOR.

Louis A. Riechers Trustee
(LOUIS A. RIECHERS, TRUSTEE of the LOUIS A. RIECHERS and EMERALD V. RIECHERS TRUST, DATED JULY 19, 1990) - GRANTOR.

William B. Riechers
(WILLIAM B. RIECHERS) - GRANTOR.

Louis A. Riechers Trustee
(LOUIS A. RIECHERS, TRUSTEE)

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

BEFORE ME, the undersigned, a NOTARY PUBLIC in and for the COUNTY and STATE aforesaid, personally appeared: - FREDERICK H. RIECHERS, TRUSTEE of the FREDERICK H. RIECHERS and IRMA I. RIECHERS TRUST, dated JUNE 26, 1990; - - GRACE A. RIECHERS, TRUSTEE of the THEODORE W. RIECHERS and GRACE A. RIECHERS TRUST, dated September 19, 1989; and LOUIS A. RIECHERS, TRUSTEE of the LOUIS A. RIECHERS and EMERALD V. RIECHERS TRUST, dated July 19, 1990, the "GRANTORS" herein; and LOUIS A. RIECHERS, the "TRUSTEE" herein, personally known to me; and they signed the above and foregoing FARM TRUST DECLARATION, as their voluntary acts and deeds for the uses and purposes therein set forth.

WITNESS my hand and Notarial seal, on this, the 12th day of AUGUST,

1990.
My Commission Expires:
June 18th, 1994.

This Document is the property of
the Lake County Recorder

(ARNOLD G. HUEBNER) - NOTARY PUBLIC.
(The COUNTY of my residence is: LAKE)



STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

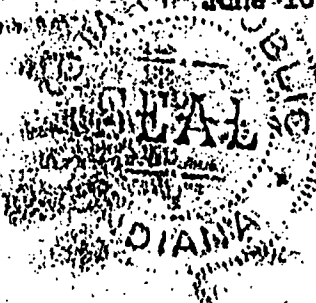
BEFORE ME, the undersigned, a NOTARY PUBLIC in and for the COUNTY and STATE aforesaid, appeared: - CAROLINE RIECHERS KAMPMEIER, - - the GRANTOR herein, personally known to me, and she signed the above and foregoing FARM TRUST DECLARATION, as her voluntary act and deed, for the uses and purposes therein set forth.

WITNESS my hand and Notarial seal, on this, the 16th day of

AUGUST, 1990.

My Commission Expires:
June 18th, 1994.

(ARNOLD G. HUEBNER) - NOTARY PUBLIC.



STATE OF NEBRASKA }
COUNTY OF DOUGLAS }

BEFORE ME, the undersigned, a NOTARY PUBLIC in and for the
COUNTY and STATE aforesaid, appeared: -- FRIEDA RIECHERS BOHMAN --
the GRANTOR herein, personally known to me, and she signed the above
and foregoing FARM TRUST DECLARATION, as her voluntary act and deed, for
the uses and purposes therein set forth.

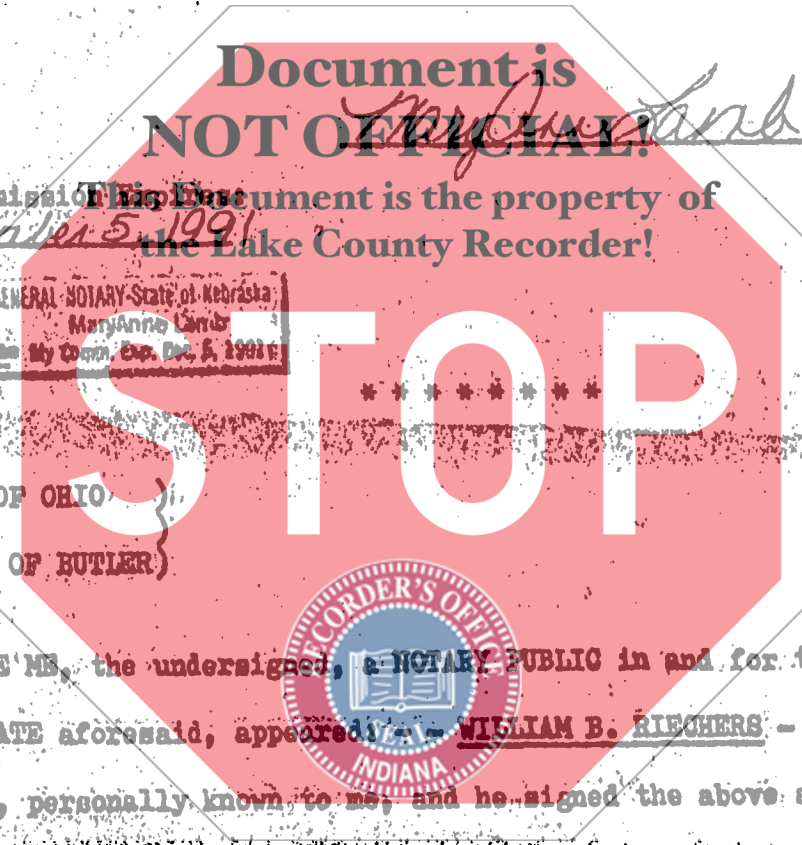
WITNESS my hand and Notarial seal, on this, the 21st day of August
1990.

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My Commission Expires December 5, 1991
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the Lake County Recorder!

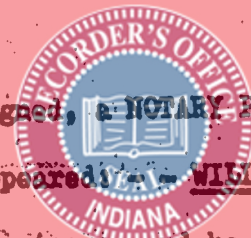
NOTARY PUBLIC

GENERAL NOTARY State of Nebraska
MaryAnne Linder
My Comm. Exp. Dec. 5, 1991

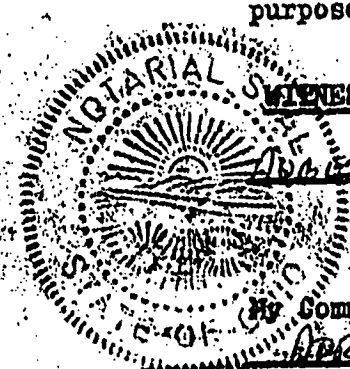


STATE OF OHIO }
COUNTY OF BUTLER }

BEFORE ME, the undersigned, a NOTARY PUBLIC in and for the COUNTY
and STATE aforesaid, appeared: -- WILLIAM B. RIECHERS -- the GRANTOR
herein, personally known to me, and he signed the above and foregoing
FARM TRUST DECLARATION, as his voluntary act and deed, for the uses and
purposes therein set forth.



WITNESS my hand and Notarial seal, on this, the SIXTH day of
August, 1990.



Tina Marie Winkler
NOTARY PUBLIC.

(This document prepared by:
Arnold G. Huebner, attorney)

TINA MARIE WINKLER
Notary Public, State of Ohio
My Commission Expires April 23, 1995

122842

COPY OF WARRANTY DEED (Unsigned)

THIS INDENTURE WITNESSETH:

THAT WE, - CAROLINE RIECHERS KAMPEIER - of - SAK BERNADINO COUNTY, CALIFORNIA;
FREDERICK H. RIECHERS, TRUSTEE OF FREDERICK H. RIECHERS AND IRMA I. RIECHERS
TRUST, DATED JUNE 26, 1990 - of LAKE COUNTY, INDIANA; FRIEDA RIECHERS SCHURMAN -
OF DOUGLAS COUNTY, NEBRASKA; GRACE A. RIECHERS, TRUSTEE OF THEODORE W. RIECHERS
AND GRACE A. RIECHERS TRUST, DATED SEPTEMBER 19, 1989 - of LAKE COUNTY, INDIANA;
LOUIS A. RIECHERS, TRUSTEE OF LOUIS A. RIECHERS AND EMERALD V. RIECHERS TRUST,
DATED JULY 19, 1990 - of LA FORTÉ COUNTY, INDIANA; and WILLIAM B. RIECHERS - of
BUTLER COUNTY, OHIO.

WARRANT AND CONVEY

TO: - - LOUIS A. RIECHERS, TRUSTEE OF THE RIECHERS FAMILY TRUST CREATED BY ALL
OF THE ABOVE NAMED GRANTORS, DATED AUGUST 1, 1990, OF LA FORTÉ
COUNTY, INDIANA. - - in consideration of the sum of TEN AND NO/100 (\$10.00)
DOLLARS, and other valuable consideration, the following described REAL ESTATE
in LAKE COUNTY, INDIANA is the property of

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ALL of our undivided interest in the farm described by the following tracts:
West Half of the Southeast Quarter of Section 33. (KEY NO. 7-27-10).
Southeast Quarter of the Northeast Quarter of Section 33. (KEY NO. 7-27-5).
East 13 Acres of the Southwest Quarter of the Northeast Quarter
of Section 33. (KEY NO. 7-27-6).
South 40 Acres of that part of the Northwest Quarter of Section
34, West of a road running North-South through said Quarter Section,
including a former Railroad Right-of-way as described in Deed Record
586, page 53, and dated August 22, 1938. (KEY NO. 5-58-7).
Southeast Quarter of the Southeast Quarter of the Southeast Quarter
of Section 21. (KEY NO. 7-27-33) (Woodlot).
ALL IN TOWNSHIP 14, NORTH, RANGE 6 WEST OF THE 2nd PRINCIPAL MERIDIAN,
LAKE COUNTY, INDIANA.

(THIS IS A DEED OF CONVEYANCE, the CONSIDERATION FOR WHICH IS LESS THAN \$10.00, GIVEN TO CHANGE THE MANNER OF HOLDING TITLE BY THE GRANTORS.)

SUBJECT to taxes for the year 1990, payable in 1991 and thereafter.

IN WITNESS WHEREOF, the above named GRANTORS have hereunto set their hands and
seals on or about the 1st day of AUGUST, 1990.

(CAROLINE RIECHERS KAMPEIER) (GRANTOR)

(FREDERICK H. RIECHERS, TRUSTEE OF THE FREDERICK
AND IRMA RIECHERS TRUST, DATED JUNE 26, 1990.) (GRANTOR)

(FRIEDA RIECHERS SCHURMAN) (GRANTOR)

(LOUIS A. RIECHERS, TRUSTEE OF THE
LOUIS A. AND EMERALD V. RIECHERS
TRUST, DATED JULY 19, 1990) (GRANTOR)

(GRACE A. RIECHERS, TRUSTEE OF THE THEODORE
W. AND GRACE A. RIECHERS TRUST, DATED
SEPTEMBER 19, 1989) (GRANTOR)

(WILLIAM B. RIECHERS)

custodian office
Sept 11, 1990

Recorded
Sept 11, 1990
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STATE OF INDIANA)
COUNTY OF LAKE) SS:

BEFORE ME, the undersigned, a NOTARY PUBLIC in and for the COUNTY and STATE
aforesaid, personally appeared the within named: -- FREDERICK H. RIECHERS,
TRUSTEE OF THE FREDERICK H. RIECHERS and IRMA I. RIECHERS TRUST, dated JUNE 26,
1990; -- GRACE A. RIECHERS, TRUSTEE of the THEODORE W. RIECHERS and GRACE A.
RIECHERS TRUST, dated SEPTEMBER 19, 1989; and LOUIS A. RIECHERS, TRUSTEE OF THE
LOUIS A. RIECHERS and EMERALD V. RIECHERS TRUST, dated JULY 19, 1990 -- all of
whom acknowledged the execution of the foregoing WARRANTY DEED to be their
voluntary act and deed.

WITNESS my hand and seal, on this, the _____ day of _____, 1990.

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My Commission Expires: (ARNOLD G. HUEBNER) NOTARY PUBLIC.
June 18th, 1994.
the Lake County Recorder!

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STATE OF INDIANA)
COUNTY OF LAKE) SS:

BEFORE ME, the undersigned, a NOTARY PUBLIC in and for the COUNTY and STATE
aforesaid, appeared: -- CAROLINE RIECHERS KAMPMEIER -- the GRANTOR herein who
acknowledged the execution of the foregoing WARRANTY DEED to be her voluntary
act and deed.

WITNESS my hand and seal, on this, the _____ day of _____, 1990.

My Commission Expires:
June 18th, 1994.

(ARNOLD G. HUEBNER) - NOTARY PUBLIC.

STATE OF KANSAS }
 } SS:
COUNTY OF DOUGLAS }

BEFORE ME, the undersigned, a NOTARY PUBLIC in and for the COUNTY and STATE aforesaid, personally appeared: - - - FRIEDA RIEGERS SCHUMAN - - - a GRANTOR herein, who acknowledged the execution of the foregoing WARRANTY DEED to be her voluntary act and deed.

WITNESS my hand and seal, on this, the _____ day of _____, 1990.

My Commission Expires: _____

NOTARY PUBLIC



STATE OF OHIO }
 } SS:
COUNTY OF BUTLER }

BEFORE ME, the undersigned, a NOTARY PUBLIC in and for the COUNTY and STATE aforesaid, appeared: - - WILLIAM R. RYCHINSKI - - a GRANTOR herein, who acknowledged the execution of the foregoing WARRANTY DEED to be his voluntary act and deed.

WITNESS my hand and seal, on this, the _____ DAY of _____, 1990.

My Commission Expires: _____

NOTARY PUBLIC

+++++
(This document prepared by:
Arnold G. Huebner, attorney)

Appendix A (PAGE 3)

(TAX BILLING ADDRESS: 3902 ALGONQUIN TRAIL, MICHIGAN CITY, INDIANA 46360)