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All parties hereto being in agreement and all Defendants having entered their appearance in this action through this Agreed Judgment and, further, all Defendants having consented without any objection to granting the relief sought in this action and the Court being otherwise sufficiently advised;

IT IS HEREBY ORDERED AND ADJUDGED, that the portion of Old Price Pike as a public way or street as described in the Complaint shall be and is hereby closed as a public way and now becomes the property of Turfway Development Co., except for that portion of Old Price Pike that lies on the property of Signature X LTD, which portion now becomes the property of Signature X LTD. The portion of Old Price Pike hereby closed as a public way or street is designated as the shaded area on Exhibit "A" and is more particularly described as follows:

DESCRIPTION OF OLD PRICE PIKE CLOSED HEREIN

Situated in the City of Florence, Boone County, Kentucky and being an unmaintained 40 foot wide highway known as Old Price Pike and conveyed by Butler Carpenter to the Department of Highway's as recorded in Highway Book 3, Page 5, Parcel Land Book 3, Page 9, Parcel 3 of the Boone County Deed Records and being more particularly described as follows:

Beginning at the Northernmost corner of Frisch's property, same being the Southerly line of Turfway Road and the Easterly right-of-way of the Northbound lane of Interstate Highway 75;

thence along said Easterly right-of-way of I-75 South 65°32'38" West, 147.44 feet;

thence South 65°57'55" West, 403.13 feet;

thence South 59°17'01" West, 321.15 feet to the point of beginning and being the center line of said 40 foot wide Price Pike; which is to be abandoned;

thence continuing along said center line South 25°53'17" East, 31.84 feet;

thence South 29°48'17" East 177.40 feet;

thence South 26°54'17" East 824.10 feet;

thence along an arc of a circle having a radius of 572.96 feet and an arc length of 23.08 feet being subtended by a chord bearing South 25°45'03" East 23.07 feet to the West line of re-routed Price Pike Kentucky 18 and the East property line, containing 0.970 acres of land.

It is agreed and understood that the rights of all utilities upon, over or under the above described properties shall be observed.

IT IS FURTHER HEREBY ORDERED AND ADJUDGED, that the portion of Rebel Lane as described in the Complaint shall be and is hereby closed as a public way or street and now becomes the property of Turfway Development Co., this portion of Rebel Lane hereby closed as a public way or street is designated with hatch marks on Exhibit B and is that portion of Rebel Lane which lies within Parcel I which is more particularly described as follows:

DESCRIPTION OF REBEL LANE CLOSED HEREIN

Parcel I

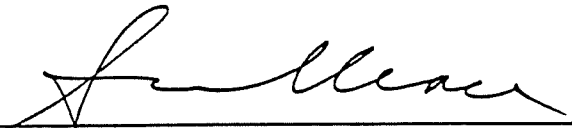
Situate in the City of Florence, Boone County, Kentucky being part of Tract I of the Elliott Tract as recorded in Plat Book 10, Page 11 of the Boone County Clerk's Records at Burlington and being more particularly described as follows:

Beginning at a point in the southerly line of said Elliott Tract, said point lying South 75° 15' West, 317.56 feet from the intersection of said southerly line and the westerly right-of-way line of Price Pike (S.R. 18); thence South 75° 15' West along said southerly line of the Elliott Tract, 712.12 feet to a point in the northeasterly line of East Town Estates Subdivision; thence North 37° 02' West along said northeasterly line, 15.40 feet; thence North 52° 38' East, 184.40 feet; thence North 65° 29' East, 381.87 feet; thence South 87° 03' East, 180.42 feet; thence South 14° 45' East 95.38 feet to the place of beginning. Containing 1.687 acres of land, more or less.

IT IS FURTHER ORDERED AND ADJUDGED, that the interests of all parties other than Turfway Development Co., and Signature X LTD, and their respective successors and assigns, in those portions of Old Price Pike and Rebel Lane closed herein shall be and are hereby extinguished and released.

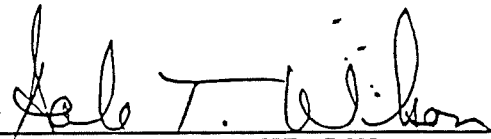
IT IS FURTHER ORDERED AND ADJUDGED, that all Court costs in this action shall be the responsibility of the Defendant, Turfway Development Co., for payment.

Given under my hand this 15 day of July, 1988.



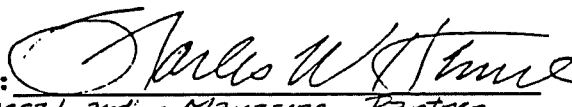
JUDGE, BOONE CIRCUIT COURT

HAVE SEEN AND AGREED:

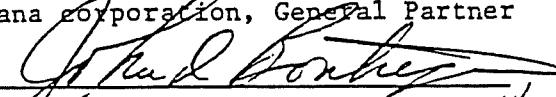


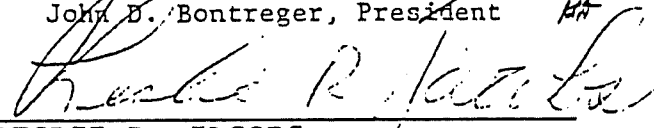
FOR: SKEES & WILSON
Attorneys for City of Florence,
Kentucky

TURFWAY DEVELOPMENT CO.:


BY: 

General and Managing Partner
SIGNATURE X LTD, An Indiana limited
partnership by Signature Inns, Inc., an
Indiana corporation, General Partner

BY: 

John D. Bontreger, President


LESLIE R. JACOBS



PEGGY E. JACOBS

BOARD OF EDUCATION OF THE BOONE
COUNTY SCHOOL DISTRICT:

BY: Alfred R. [unclear], its attorney as authorized by resolution of the Board.

COUNTY OF BOONE

BY: Larry [unclear]
County of Boone, County Attorney

NOTICE

All parties will take notice that this order
was entered in the County of Boone, West Virginia
Clerk on this [unclear] day of July 19 [unclear]
[unclear]
[unclear]
[unclear]

D.P.

TURFWAY ROAD

PRICE PIKE (SR18) DB4, PG537

FRISCH'S RESTAURANT INC.

▲ Indicates New Sta. Price Pike
● Indicates Old Sta. Price Pike

Sta. B+06.3 ▲ R=573.0
Δ=55.26
L=554.3

R=623 Δ=111.21
A=121.66
chd: N2°58'12"E 121.47
Sta. 0.13+60.6 ▲

R=572.96 Δ=218.29
A=23.08
chd N25°45'03"W 23.07

OLD PRICE PIKE
DB3, PG 519 HWY
0.970 Acres
To be Abandon

PROPOSED ABANDONMENT
PART OF PRICE PIKE

CITY OF FLORENCE
BOONE COUNTY, KENTUCKY
Scale 1"=200' Dec. 15, 1986

I-75 NORTHBOUND
POINT OF BEGINNING

N52°10'21"E 1683.47'

648.90'

321.15'

DEED BOOK 12, PG 35 HWY
N65°57'55"E
403.13'

TURFWAY PROPERTIES
DB 336 - PG 26

N29°48'17"W
177.40'

N25°53'17"W
31.84'

N26°54'17"W 824.10'

528°39'03"W
174.55'

541°52'14"W
82.00'

526°24'10"E
390.00'

538°33'17"E
151.27'

R=572.96

