

RESOLUTION NO. 2008.00C

ORIGINAL

RESOLUTION OF BOARD OF COMMISSIONERS
OF DELAWARE COUNTY, INDIANA

WHEREAS, the Delaware County EDIT Corporation ("Corporation") issued its Economic Development Income Tax Lease Rental Refunding Bonds, Series 1998, dated as of April 1, 1998 ("1998 Bonds"), pursuant to a Trust Indenture between the Corporation and Star Wealth Management (formerly known as Star Trust Company), as Trustee, dated as of April 1, 1998 ("Original Indenture");

WHEREAS, the 1998 Bonds are payable from lease rentals payable from EDIT as defined in the: (i) Lease Agreement by the Corporation, as lessor, to Delaware County, Indiana, as lessee ("County"), dated as of September 28, 1992, as amended by an Amendment to Lease dated April 15, 1998; (ii) Lease Agreement by the Corporation, as lessor, and the County, as lessee, dated as of July 29, 1993, as amended by an Amendment to Lease, dated as of April 15, 1998; and (iii) Lease Agreement by the Corporation, as lessor, and the County, as lessee, dated as of November 22, 1994, as amended by an Amendment to Lease, dated as of April 15, 1998 (collectively, "Leases");

WHEREAS, the Corporation has determined to amend the Original Indenture to use unobligated funds in the Operation and Reserve Account (created by the Original Indenture) to: (i) redeem certain maturities of the 1998 Bonds; (ii) establish a 2008 Capital Account to construct capital projects ("2008 Projects") as more fully set forth in the First Supplemental Indenture, dated as of February 1, 2008, between the Corporation and Star Wealth Management, as trustee ("First Supplemental Indenture"); and (iii) to purchase a debt service reserve surety bond to fund the Reserve Account (created by the Original Indenture);

WHEREAS, the Board of Commissioners has adopted a Capital Improvement Plan, as amended ("Plan");

WHEREAS, it is now necessary to add the 2008 Projects to the Plan, and to extend the term of the Plan until the 1998 Bonds payable from lease rentals payable from EDIT as set forth in the Leases have been retired; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA, THAT:

Section 1. The Board of Commissioners hereby approves the actions of the Corporation to amend the Original Indenture by the First Supplemental Indenture.


Section 2. The Board of Commissioners hereby amends the Plan to add the construction of the 2008 Projects to the Plan and to extend the term of the Plan until the 1998 Bonds have been retired.

Section 3. In all other respects the Plan of the County relating to the use of the EDIT is hereby ratified and confirmed.

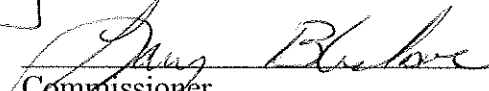
Section 4. This resolution shall be in full force and effect from and after its passage.

PASSED AND ADOPTED by the Board of Commissioners of Delaware County, Indiana, this 19 day of February, 2008.

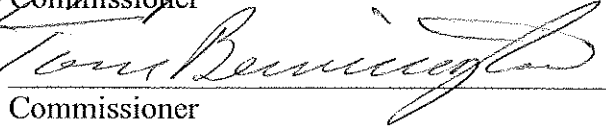
BOARD OF COMMISSIONERS OF DELAWARE
COUNTY, INDIANA



Commissioner



Commissioner



Commissioner

ATTEST:



Auditor