

# NEWS/OBITUARIES

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## Who will determine route of Illiana Expressway?

The Associated Press

### MUNSTER

A state official says an environmental study, not private developers, will determine the route for the Illiana Expressway.

Gov. Mitch Daniels has proposed seeking private developers to build the Indiana section of the highway that would run from Interstate 94 near Michigan City south of Valparaiso and Gary to Interstate 57 south of Chicago.

That has raised concern among critics that a developer might have the power to determine the route, including whose property is taken to make way for the new road, The Times of Munster reported.

"If indeed that is an important road, then I would be more com-

fortable with it being under the control of the state," said Laura Blaney, a former Porter County Council member who lives in an area that could fall within the route.

The Indiana Department of Transportation hopes to contract with a private company to pay for the road's construction in exchange for the right to collect tolls.

INDOT spokesman Gary Abell said the route would be determined by a state environmental study before any contracts with potential toll road developers are negotiated.

"Once the route is selected, that is the route," Abell said.

The Indiana Senate last week approved legislation giving Daniels authority to seek private developers for the Illiana Expressway and the 75-mile Indiana Commerce Connector, which would loop around part of Indianapolis.

## Roads

(CONTINUED FROM PAGE ONE)

Here's what the northern Indiana toll road lease says: An improved road or new highway is a competing highway if it is within 10 miles of the toll road, four lanes or more and has interstate-quality bridges and interchanges.

Just because a road is considered a competing highway doesn't mean it can't be built or improved, said Gary Abell, spokesman for the Indiana Department of Transportation.

The state would have to reimburse the private company that leases the tollway for any money lost in tolls because of the new or improved road, he said. If the state is responsible for reimbursing the company, that bill will eventually fall on taxpayers, Schafstall said.

And if the county builds an east-west corridor or performs upgrades to a road that meet the levels outlined in the contract, it will cost taxpayers more, Schafstall said. "This has the potential to make local improvements to our existing roads more expensive," he said.

The state would not agree to a contract that would prevent it from upgrading local and state roads. And, the concerns are premature because no one knows yet if similar wording would be included in a lease of the proposed Indiana Commerce Connector, Abell said.

"It's pretty clear folks haven't read (the contract), and if they have, it's pretty clear they don't know what it means," he said.

If the clause were included in a lease for the central Indiana toll road, it would not affect improvements to State Roads 9, 44 or 252 for two reasons, Abell said.

The state doesn't have the money to upgrade those routes to interstate quality; and both the state and the private company want local roads, especially ones that connect with the beltway, to be in good shape, Abell said.

"It's not in the interest of the state that the local road system would not be strong and not be able to handle the traffic," he said.

As for building a new interstate within 10 miles of the toll road, that's not a possibility either, he said.

"We all know how expensive roads are. If we've got a road that's constructed and not costing taxpayers money, why would we build another one next to it?" Abell asked.

Schafstall believes it's too early for state officials to be able to say that a future tollway won't affect local roads.

"We can't know what that's going to mean for (State Roads) 44, 252 or 9. Those are questions no one's been able to answer," he said.

Wilson said the state's answer is fine for now, but the Indiana Toll Road lease lasts 75 years. He wonders what Johnson County will look like over the next 25, 50 or 75 years and what transportation needs the area will have.

One example is the east-west

### WHAT THE CONTRACT SAYS

Here is what the lease contract for the Indiana Toll Road says about adverse actions, which some have compared to a non-compete clause. To view the contract, visit the Indiana Finance Authority's Web site at [www.in.gov/ifa/](http://www.in.gov/ifa/) and click on Indiana Toll Road Lease, then click on Concession Agreement.

#### Contract, section 14.1 adverse actions

"The development, redevelopment, construction, maintenance, modification or change in the operation of any existing or new mode of transportation (including a road, street or highway) that results in the reduction of toll revenues or in the number of vehicles using the toll road shall not constitute an adverse action. The opening of a competing highway shall constitute a compensation event with respect to which concession compensation shall be payable on or before March 15 in an amount equal to the actual decrease in net income suffered by the concessionaire during the preceding calendar year as a sole and direct result of the competing highway."

#### Definitions

**Adverse action:** "Shall occur if the Indiana Finance Authority, the state, or any local, city or county government authority in Indiana, takes action at any time during the term (including enacting any law) and the effect of such action is reasonably expected to be principally borne by the concessionaire or principally by private operators of toll roads in Indiana or to have a material adverse effect on the fair market value of the concessionaire interest."

**Concession compensation:** "Means compensation payable by the Indiana Finance Authority to the concessionaire in order to restore the concessionaire to the same economic position the concessionaire would have enjoyed if such compensation event had not occurred ... compensation shall equal the sum of all losses including increased operating, capital and maintenance costs ... plus the losses of the concessionaire's present and future toll road revenues that are reasonably attributable to such compensation event."

**Competing highway:** "Means any newly constructed comparable highway which is built by or on behalf of the state during the term and at least 20 contiguous miles of which is within 10 miles of the toll road."

**Comparable highway:** "Means a divided four or more lane controlled access interstate quality highway with interchanges, interstate quality bridges or combination or portion thereof."

SOURCE: Indiana toll road concession and lease agreement

corridor the county has been discussing for years.

"We don't have the money now, but we will sometime in the next 50 years," he said.

If the corridor were within 10 miles of the beltway, it could be considered a competing highway, Wilson said.

Abell said the discussions are all premature, especially since a contract likely won't be drafted or even discussed for years and a similar clause might not go into the Indiana Commerce Connector lease.

"This is a very different project from the (northern Indiana) toll road. The language of the contract is way down the road," he said.

Any company that didn't include the clause would not be practicing smart business, Wilson said.

He compared it to someone buying a manufacturing company in Franklin.

"What businessman would pay millions of dollars without assurance that the owner is not going to go across the street and open another one?" he asked.

sheriff's deputies on the roads.

County council attorney Phil Wilson has estimated the county could lose thousands in property tax dollars if the road is built.

The state and county could make up that money through sales and excise taxes collected from the company, Abell said.

For example, the company that leases the northern Indiana toll road paid more than \$800,000 in taxes on new snowplows this year.

The state would not have gained that tax money if the toll road were still publicly owned because the government would not have paid state and excise taxes on new equipment, Abell said.

## Land

(CONTINUED FROM PAGE ONE)

The state previously said that a private company would pay property taxes on the land the beltway would cover, but later said that information was incorrect.

"We don't want something out there that was incorrect," Abell said.

Local residents have been concerned about whether taxes would be paid on the land, since property taxes fund local services, such as schools, courts and having

### GREENWOOD

#### Gladys (Dick) Arthur

Gladys (Dick) Arthur, 80, died Sunday, Feb. 18, 2007, at her residence in Greenwood.

Survivors include three children, Debbie Bray of Morgantown, Norene Souders of Ohio and James P. Arthur of Greenwood; two grandchildren; and three great-grandchildren.

She was preceded in death by her husband, William E. Arthur Jr.; a son, Wayne Dick; and her parents, Oscar C. and Catherine Bonnie (Dick) Dick.

A funeral service will be conducted at 1 p.m. Friday at Morris and Hislope Funeral Home in Science Hill, Ky. Friends may call from 4 to 8 p.m. Wednesday at Jessen Funeral Home, 729 U.S. 31 North, Whiteland. Burial will be at Conrad Cemetery in London, Ky.

### GREENWOOD

#### Jane L. (Dakin) Boone

Jane L. (Dakin) Boone, 94, died Sunday, Feb. 18, 2007. She was a resident of Greenwood.

Survivors include a daughter, Patricia (Norman) Wanning; a brother, Richard Michael; six grandchildren; six great-grandchildren; and a great-great-granddaughter.

She was preceded in death by her parents, Wilbur and Ethel (Ryan) Dakin; her husband, Darrel K. Boone; and a son, Richard Boone.

A funeral service will be conducted at 11 a.m. Wednesday at G.H. Herrmann Greenwood Funeral Home, 1605 S. State Road 135. Friends may call from 4 to 8 p.m. today at the funeral home. Interment will be at Forest Lawn Memory Gardens in Greenwood.

### EDINBURGH

#### Jerry E. Downs

Jerry E. Downs, 66, died Monday, Feb. 19, 2007. He was a resident of Edinburgh.

Arrangements are pending at Eskew-Eaton Funeral Home in Edinburgh.

### GREENWOOD

#### Stephen Lee Ernest

Stephen Lee Ernest, 60, Greenwood, passed away peacefully at his home Saturday, Feb. 17, 2007.

Steve was born Nov. 13, 1946, in Findlay, Ohio, the eldest son of Dale and Doris (Halbgewoks) Ernest. He was a graduate of Arlington High School and Indiana University.

He was an industrial sales recruiter with Sales Consultants/Management Recruiters for 20 years. He later worked as a payroll services sales representative for eight years, before retiring in 2006. Steve was a member of Center Grove Presbyterian Church, Kappa Delta Rho fraternity, Masonic Lodge No. 685, Indianapolis, and the Johnson County chapter of the IU Alumni Association.

Steve became interested in barbershop harmony singing while a student at Arlington. He was a 33-year member of the Barbershop Harmony Society and sang faith-

fully every Tuesday night with the Columbus-Greenwood Chordlighter chorus. He sang with several barbershop quartets through the years, most notably the Sharpshooters comedy quartet, performing shows in communities throughout the Midwest and Southwest. The Cardinal District of the Barbershop Harmony Society for chapters in Indiana and Kentucky recognized Steve as the 2005 Barbershopper of the Year.

Mr. Ernest is survived by his parents, Dale and Doris Ernest; his wife of 37 years, Beverly Cade Ernest; their daughter Angela (Michael) Thompson; two brothers, Gregory (Shirley) Ernest and Timothy (Cindi) Ernest; a brother-in-law, J. Kevin Cade; his two beloved grandchildren, Chelsea Noel Thompson and Noah Michael Thompson; a niece, Abby Ernest; a nephew, J. Kyle Cade; and many aunts, uncles and cousins from the Ernest and Halbgewoks families.

A celebration of life service will be conducted at 11 a.m. March 3 at Center Grove Presbyterian Church, 2340 S. State Road 135, Greenwood. Friends and relatives may greet the family from 9 a.m. until service time March 3 at the church or during the lunch provided by the church after the service.

Memorial contributions may be made to Harmony Foundation, 6315 Harmony Lane, Kenosha, WI 53143. Envelopes will be available at the church.

Arrangements have been entrusted to the Cremation Society of Indiana. Online condolences may be sent through [www.wilsonstpierre.com](http://www.wilsonstpierre.com).

Edinburgh  
Jerry E. Downs, 66  
Greenwood  
Gladys Arthur, 80  
Jane L. (Dakin) Boone, 94  
Stephen Lee Ernest, 60  
Stanley VanderMeulen Sr., 72  
Trafalgar  
Sean C. Moore, 45  
Elsewhere  
Albert B. Lawrence, 78

ACTON  
Albert B. Lawrence  
Albert B. Lawrence, 78, passed peacefully into his next life Sunday, Feb. 18, 2007, in Indianapolis. He was a resident of Acton.

He is lovingly survived by his wife, Bonnie Lawrence, whom he married Dec. 30, 1994; two daughters, Victoria (Patrick) Carver-Vennetti of Franklin and Connie Fields of Palm Harbor, Fla.; seven grandchildren, Shawn Carver of Houston, Diana Carver and Billi Jo Carver, both of Franklin, Sherry Naquin of Tarpon Springs, Fla., Kathy Hill of Palm Harbor, Fla., Richard Lawrence of Greenfield and Robbie Johnson of Freetown; and five great-grandchildren.

He was preceded in death by his parents; his first wife, Mary A. (O'Byrne) Lawrence on Feb. 18, 1986; a son, Steven Lawrence; a daughter, Melanie Johnson; a

granddaughter, Jennifer Lawrence; a grandson Joshua Johnson; two sons-in-law, Bill Carver and Ed Fields; three stepbrothers; and five stepisters.

Al was born at home July 25, 1928, in Rockfield, Ky., to Albert B. and Clyde A. (Sandage) Lawrence, the youngest of nine children. He grew up on the family farm, where he learned the values of hard work and integrity, principles that guided his life and consequently those of his family. Al owned and operated Buck Creek Nursery & Landscape Co. in Wanamaker for more than 50 years and was a proud resident of Franklin Township since 1952.

Al never let obstacles stand in his way. He joined the Army at the age of 17 and went on to become a paratrooper with the 82nd Airborne, 225th Fighter Division, even though he was colorblind, (he researched long and hard to figure out how to outwit the colorblind test the military would give him).

He was past master of Acton Lodge of Freemasons and a member of Nurseryman's Association, Blue River Motorcycle Club, Acton Cemetery Board and Acton United Methodist Church.

He loved to square dance and round dance. He and Bonnie thoroughly enjoyed instructing round dancing through their enterprise Bloom-A-Rounds.

Al loved to play cards with his many friends, and he thoroughly enjoyed fishing, especially in Canada. He was a hard taskmaster, but he always encouraged others to do their best and to live up to their potential. He will be lovingly remembered and sorely missed by his family and all who had the opportunity to know him.

Viewing will be from 4 to 8 p.m. Wednesday at Little and Sons Stop 11 Chapel, 4901 E. Stop 11 Road, Indianapolis. A funeral service will be conducted at Acton United Methodist Church, 5650 Senour Road, Indianapolis, at 11 a.m. Thursday, with burial at Acton Cemetery. Luncheon will be provided at the church fellowship hall immediately following.

In lieu of flowers, the family requests donations be made to the foundation that Al established: Lawrence Family Fund for Mental Health, in care of the Johnson County Community Foundation, 398 S. Main St., Franklin, IN 46131.

ACTON  
Albert B. Lawrence

ACTON  
Sean Christopher Moore  
Sean Christopher Moore, 45, died Sunday, Feb. 18, 2007, at his residence in Trafalgar.

Survivors include his wife, Kandance Lee (Trogdon) Moore; a brother, Raymond S. Moore III; and two sisters, Jennifer A. Moore

and Carolyn (John) Panfile.

He was preceded in death by his parents, Raymond and Catherine (Caulfield) Moore.

A funeral service will be conducted at 2 p.m. Wednesday at St. Rose of Lima Catholic Church, 114 Lancelot Drive, Franklin. Friends may call from 5 to 7 p.m. today at Forest Lawn Funeral Home, 1977 S. State Road 135, Greenwood.

Memorial contributions may be made to the Multiple Sclerosis Foundation, Indianapolis, in care of the funeral home.

### GREENWOOD

#### Stanley E. VanderMeulen Sr.

Stanley E. VanderMeulen Sr., 72, died Sunday, Feb. 18, 2007. He was a resident of Greenwood.

Survivors include two daughters, Cynthia L. (Perry) Cruse and Sharon L. (Michael) Breen; two sons, Stanley E. VanderMeulen Jr. and Steven E. VanderMeulen; a sister, June S. Osborne; a brother, Joe Barrio; 11 grandchildren; and three great-grandchildren.

He was preceded in death by his parents, Robert Evan and Helen Lucille (Browning) VanderMeulen.

A funeral service will be conducted at 7 p.m. Thursday at Wilson St. Pierre Funeral Service & Crematory, Greenwood Chapel, 481 W. Main St. Friends may call from 5 p.m. until service time Thursday at the funeral home.

Memorial contributions may be made to the VanderMeulen family, in care of Wilson St. Pierre Funeral Service, P.O. Box 33045, Indianapolis, IN 46203.

### Obituary policy

The Daily Journal will publish free death notices for Johnson County area residents, former residents and close relatives of area residents.

A free death notice contains basic information, including details about visitation and services, memorial contributions and some survivors.

Families who want to include more information or include a photograph can purchase a custom obituary. Additional information may include memberships, employment, education and additional survivors.

The custom obituaries on this page have been paid for.

The Daily Journal takes obituary information from funeral homes. All obituaries must be verified with funeral homes before publication.

The deadline for submitting obituaries to the Daily Journal is 2:30 p.m. Monday through Friday. On Sundays, the deadline is 1 p.m.

### KEEPSAKES

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Weekday copies are 50 cents, and Weekend copies are \$1 each, and can be picked up at the newspaper office or mailed to your home for a nominal fee.

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