

617858

Pol No. 384728 LD

INV 251269

617858

CHG & DEL: Rhett Tauber, Atty
% Theodoros & Anderson & Tauber, Atty.
404 East 86th Avenue, Merr, In 46410

618788

CHICAGO TITLE INSURANCE COMPANY
INDIANA DIVISION

QUITCLAIM DEED

THIS INDENTURE made the 16th day of December, 1980
BETWEEN

THOMAS F. PATTON and RALPH S. TYLER, JR., Trustees of the property
of the ERIE LACKAWANNA RAILWAY COMPANY, Debtor, having its
principal offices in the Midland Building, Cleveland, Ohio (here-
inafter referred to as "Grantors"),

AND

THE TOWN OF HIGHLAND, INDIANA, a municipal corporation whose address
is 3333 Ridge Road, Highland, Indiana, 46322 (hereinafter referred
to as "Grantee"),

NON TAXABLE

FEB 13 1981

WITNESSETH:

That Grantors, in consideration of Thirty-Five Thousand Dollars
(\$35,000.00), lawful money of the United States of America, paid
by Grantee, do hereby remise, release and quitclaim unto Grantee,
its successors and assigns, forever, subject to the reservations
set forth below, all of Grantors' right, title and interest in and
to:

James D. ...
AUDITOR LAKE COUNTY

That part of the Southwest Quarter of Section
21, Township 36 North, Range 9 West of the Second
Principal Meridian, being more particularly des-
cribed as follows:

Beginning at the Northwest corner of Lot
Block 10 of the Original Town of Highland, as
recorded in Plat Book 1, page 86 in the Office
of the Recorder of Lake County, Indiana, said
point being on the Southerly line of Highway Avenue,
193.31 feet Westerly of the Westerly line of
Kennedy Avenue, as measured along the Southerly
line of said Highway Avenue; thence South 37°
16' 59" East, a distance of 367.86 feet to the
centerline of Kennedy Avenue; thence North 0°
05' 33" East, along said centerline, a distance
of 101.55 feet; thence North 37° 11' 26" West,
a distance of 239.07 feet to the Southerly line
of Highway Avenue; thence North 0° 29' 50" East,
a distance of 30 feet to a point 10 feet South
of the present centerline of Highway Avenue;
thence North 39° 38' West, a distance of 101.75
feet; thence South 37° 16' 59" East, a distance
of 37.96 feet to the point of beginning, all in
the Town of Highland, Lake County, Indiana.

KEY 27-10-65
and KEY 27-101-8

NON TAXABLE

FEB 19 1981

James D. ...
AUDITOR LAKE COUNTY

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
FEB 17 10 34 AM '81
WILLIAM RIELSKI JR
RECORDER

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
FEB 24 10 31 AM '81
WILLIAM RIELSKI JR
RECORDER

366
550

518788

EXCEPTING AND RESERVING THEREFROM a permanent easement to operate, maintain, re-lay and repair the existing pipeline for petroleum products which runs in a five foot strip along the southwest boundary of the parcel herein granted, as far as the west line of Kennedy Avenue and crosses beneath Kennedy Avenue.

TO HAVE AND TO HOLD the premises herein granted unto Grantee and its successors and assigns, forever, subject to:

- (1) Statutory and municipal requirements relating to the land and buildings,
- (2) Any state of facts that an accurate survey and an inspection of the premises would disclose;
- (3) Easements, covenants and restrictions of record, if any;
- (4) Those leases, easements, license privileges or other agreements for the use of the subject property;
- (5) Assessments, if any, for public improvements.

TOGETHER WITH:

All of Grantors' interest in the agreements mentioned in (4) above, but not including Grantors' interest in an agreement with the Buckeye Pipeline Company.

The Erie-Lackawanna Railroad Company is the successor-in-interest of the Erie Railroad Company and the Delaware, Lackawanna and Western Railroad Company by virtue of a Joint Agreement of Merger made as of June 24, 1959, Interstate Commerce Commission Finance Docket No. 20707.

The Erie Lackawanna Railway Company is the successor-in-interest of the Erie-Lackawanna Railroad Company by virtue of Agreement and Plan of Merger as of April 1, 1968.

Erie Lackawanna Railway Company filed its petition in the United States District Court, Northern District of Ohio, Eastern Division, for reorganization under Section 77 of the bankruptcy laws of the United States and said petition was granted by

218788

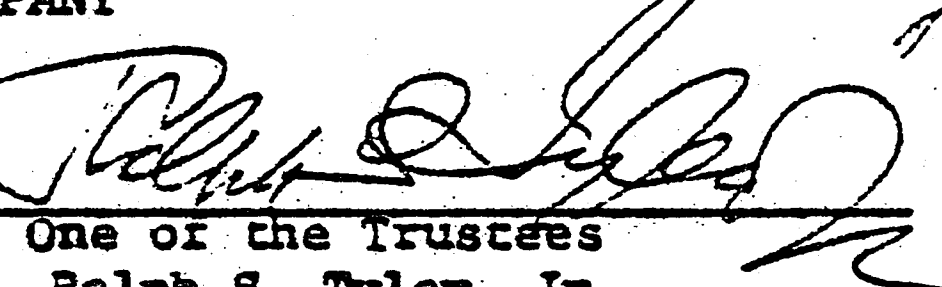
Order No. 1 in Case No 872-2838 dated and filed June 26, 1972 and Thomas F. Patton and Ralph S. Tyler, Jr., were duly appointed and qualified as Trustees of the property of Erie Lackawanna Railway Company pursuant to Orders No. 2 and 6 in said proceedings and have been and still are serving as such Trustees. Grantor certifies that no Indiana Gross Income Tax is due on this conveyance.

IN WITNESS WHEREOF, Thomas F. Patton and Ralph S. Tyler, Jr., Trustees of the property of the Erie Lackawanna Railway Company have executed this instrument the day and year first above written, having been duly authorized so to do pursuant to Order No. 830.

Signed and delivered
in the presence of:

THOMAS F. PATTON & RALPH S. TYLER,
JR., Trustees of the property
of the ERIE LACKAWANNA RAILWAY
COMPANY

M. M. Adams
M. M. Adams

By: 
One of the Trustees
Ralph S. Tyler, Jr.

J. K. Brusik
J. K. Brusik

Prepared by: Joseph T. McCollum, Atty

818788

STATE OF OHIO)
COUNTY OF CUYAHOGA) SS:

On the 16th day of December, 1980, before me personally came Ralph Tyler, Jr. to me known to be one of the Trustees of the property of the Erie Lackawanna Railway Company appointed by the United States District Court for the Northern District of Ohio, Eastern Division, in an action entitled In Re: Erie Lackawanna Railway Company, Debtor, Case No. B72-2838 on the docket of said Court, the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as such Trustees for the uses and purposes therein mentioned.

Debbie Palmer
Notary Public

DEBBIE PALMER
Notary Public For State of Ohio
My commission expires Mar. 22, 1985

