

STATE OF INDIANA
INDIANA DEPARTMENT OF HIGHWAYS
INDIANAPOLIS

CORRECTIVE INSTRUMENT

700077

ORDER OF DIRECTOR

FOR AUTHORIZATION FOR THE TRANSFER OF CERTAIN REAL ESTATE TO THE INDIANA DEPARTMENT OF HIGHWAYS, TOLL ROAD DIVISION

WHEREAS, the City of Gary, Indiana has received funding from the Urban Mass Transportation Administration for the construction of a multi-modal transportation center in downtown Gary; and

WHEREAS, as a condition to the receipt of these funds, the City must provide twenty percent (20%) of the total cost of the project, which is called "local share"; and

WHEREAS, the Indiana Department of Highways - Toll Road Division will provide the local share for the City by constructing an interchange on Broadway; and

WHEREAS, in order to construct this interchange, certain City-owned property was conveyed to the Toll Road Division, to-wit; portions of Gateway Park; and

WHEREAS, the conveyance of this land was necessary for the successful completion of the project; and

WHEREAS, pursuant to IC 36-1-11-8, real estate owned by municipalities may be transferred to other governmental entities if both entities adopt substantially similar resolutions; and

WHEREAS, the Common Council of the City of Gary, Indiana, did on or about the 20th day of April, 1982, adopt Resolution Number 1603 whereby portions of Gateway Park was conveyed to the Indiana Department of Highways Toll Road Division, which said Resolution was recorded on October 19, 1982 as Document No. 684509 in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, The Indiana Department of Highways - Toll Road Division did on or about the 2nd day of August, 1982, by Order of Director, accept said portions of Gateway Park, which said Order of Director was recorded on October 19, 1982 as Document No. 684509 in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, subsequent to said Resolution and said Order of Director, additional information was received which necessitates the legal descriptions contained in said Resolution and said Order of Director be revised; and

WHEREAS, in said Resolution and said Order of Director the legal descriptions were written:

A parcel of land in the Northwest Quarter of Section 3, Township 36 North, Range 8 West, of the 2nd Principal Meridian, in the City of Gary, Lake County, Indiana, described as follows:

Commencing at the Northwest Corner of said Quarter Section, thence South 00 Degrees 55 Minutes 21 Seconds East (bearing quoted from Chicago Title Insurance Company's Commitment No. 394171) on the west line of said Quarter Section 1322.97 feet (1323.12 feet by Chicago Title Insurance Company's Commitment No. 394171); thence Southeasterly 91.21 feet along an arc to the left and having a radius of 11,737.70 feet and subtended by a long chord having a bearing of South 79 Degrees 55 Minutes 29 Seconds East (South 79 Degrees 53 Minutes 00 Seconds East by Chicago Title Insurance Company's

NON TAXABLE

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Page 1 of 7 pages

211

[Signature]
AUDITOR LAKE COUNTY

CHICAGO TITLE INSURANCE COMPANY
INDIANA DIVISION

70004354-00

H-53001

*Rec'd, Quake, Allison, Wilcox + Assoc
120 W. Franklin Ave, South Bend, Ind 46601
Attn: Personal Sec'y*

MAR 5 1983 PM 11 13
STATE OF INDIANA
OFFICE OF THE RECORDER
LAKE COUNTY

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Commitment No. 394171) and a length of 91.21 feet to a point of compound curve and the Point of Beginning of this description: which point is the intersection of the east boundary of Broadway and the southerly right of way of the Chicago, South Shore and South Bend Railway Company; thence along said boundary of the Chicago, South Shore and South Bend Railway Company, Southeasterly 408.13 feet along an arc to the left and having a radius of 11,737.70 feet and subtended by a long chord having a bearing of South 81 Degrees 08 Minutes 36 Seconds East (South 81 Degrees 06 Minutes 07 Seconds East by Chicago Title Insurance Company's Commitment No. 394171) and a length of 408.11 feet; thence continuing along said boundary Southeasterly 132.58 feet along an arc to the right and having a radius of 3,807.83 feet and subtended by a long chord having a bearing of South 78 Degrees 10 Minutes 20 Seconds East (South 78 Degrees 07 Minutes 51 Seconds East by Chicago Title Insurance Company's Commitment No. 394171) and a length of 132.57 feet to a point of compound curve; thence continuing along said boundary Southeasterly 66.61 feet along an arc to the right and having a radius of 5,088.78 feet and subtended by a long chord having a bearing of South 76 Degrees 47 Minutes 59 Seconds East (South 76 Degrees 45 Minutes 30 Seconds East by Chicago Title Insurance Company's Commitment No. 394171) and a length of 66.61 feet to a point of tangent; thence continuing along said boundary South 76 Degrees 25 Minutes 29 Seconds East (South 76 Degrees 23 Minutes 00 Seconds East by Chicago Title Insurance Company's Commitment No. 392171) 173.41 feet to a point of curve; thence continuing along said boundary Southeasterly 53.20 feet along an arc to the right and having a radius of 7620.56 feet and subtended by a long chord having a bearing of South 76 Degrees 13 Minutes 29 Seconds East (South 76 Degrees 11 Minutes 00 Seconds East by Chicago Title Insurance Company's Commitment No. 394171) and a length of 53.20 feet to a point of compound curve; thence continuing along said boundary Southeasterly 224.48 feet along an arc to the right and having a radius of 5,717.65 feet and subtended by a long chord having a bearing of South 74 Degrees 54 Minutes 00 Seconds East (South 74 Degrees 51 Minutes 31 Seconds East by Chicago Title Insurance Company's Commitment No. 394171) and a length of 224.47 feet to a point of compound curve; thence continuing along said boundary Southeasterly 53.20 feet along an arc to the right and having a radius of 7,620.56 feet and subtended by a long chord having a bearing of South 73 Degrees 34 Minutes 31 Seconds East (South 73 Degrees 32 Minutes 02 Seconds East by Chicago Title Insurance Company's Commitment No. 394171) and a length of 53.20 feet to a point of tangent; thence continuing along said boundary South 73 Degrees 22 Minutes 31 Seconds East (South 73 Degrees 20 Minutes 02 Seconds East by Chicago Title Insurance Company's Commitment No. 394171) 117.79 feet to the North boundary of Fourth Avenue (Dunes Highway); thence South 89 Degrees 37 Minutes 55 Seconds West (South 89 Degrees 40 Minutes 24 Seconds West by Chicago Title Insurance Company's Commitment No. 394171) 117.54 feet along said North boundary; thence North 80 Degrees 53 Minutes 47 Seconds West 147.20 feet to a point of curve; thence Northwesterly 184.00 feet along an arc to the right and having a radius of 6,875.49 feet and subtended by a long chord having a bearing of North 80 Degrees 07 Minutes 47 Seconds West and a length

of 183.99 feet to a point of tangent; thence North 79 Degrees 21 Minutes 47 Seconds West 627.59 feet; thence North 81 Degrees 14 Minutes 14 Seconds West 138.88 feet to the east boundary of Broadway; thence North 00 Degrees 21 Minutes 47 Seconds West 74.73 feet along said East boundary to the Point of Beginning and containing 1.782 acres, more or less. All bearings in this description which are not quoted from previous instruments are based on the bearing system for Indiana Toll Road Project ITR-15-80(01).

Also, an easement in and to the following-described real estate, to wit:

A parcel of land in the Northwest Quarter of Section 3, Township 36 North, Range 8 West, of the 2nd Principal Meridian, Lake County, Indiana, described as follows:

Commencing at the Northwest Corner of said Quarter Section; thence South 00 Degrees 55 Minutes 21 Seconds East (bearing quoted from Chicago Title Insurance Company's Commitment No. 394171) on the West line of said Quarter Section 1,322.97 feet (1,323.12 feet by Chicago Title Insurance Company's Commitment No. 394171); thence 91.21 feet along an arc to the left and having a radius of 11,737.70 feet and subtended by a long chord having a bearing of South 79 Degrees 55 Minutes 29 Seconds East (South 79 Degrees 53 Minutes 00 Seconds East by Chicago Title Insurance Company's Commitment No. 394171) and a length of 91.21 feet to the intersection of the East boundary of Broadway and the Southerly right of way line of the Chicago, South Shore and South Bend Railway Company; thence South 00 Degrees 21 Minutes 47 Seconds East 74.73 feet along the East boundary of said Broadway to the Point of Beginning of this description; thence South 81 Degrees 14 Minutes 14 Seconds East 138.88 feet; thence South 79 Degrees 21 Minutes 47 Seconds East 627.59 feet to a point of curve; thence Southeasterly 184.00 feet along an arc to the left and having a radius of 6,875.49 feet and subtended by a long chord having a bearing of South 80 Degrees 07 Minutes 47 Seconds East and a length of 183.99 feet to a point of tangent; thence South 80 Degrees 53 Minutes 47 Seconds East 147.20 feet to the North boundary of Fourth Avenue (Dunes Highway); thence South 89 Degrees 37 Minutes 55 Seconds West (South 89 Degrees 40 Minutes 24 Seconds West by Chicago Title Insurance Company's Commitment No. 394171) 91.15 feet along said North boundary of Fourth Avenue; thence North 80 Degrees 53 Minutes 47 Seconds West 57.29 feet to a point of curve; thence Northwesterly 184.40 feet along an arc to the right and having a radius of 6,890.49 feet and subtended by a long chord having a bearing of North 80 Degrees 07 Minutes 47 Seconds West and a length of 184.40 feet to a point of tangent; thence North 79 Degrees 21 Minutes 47 Seconds West 627.35 feet; thence North 81 Degrees 14 Minutes 14 Seconds West 136.23 feet to the East boundary of Broadway; thence North 00 Degrees 21 Minutes 47 Seconds West 15.19 feet along said East boundary of Broadway to the Point of Beginning and containing 0.359 acres, more or less, for the purpose of working room only for the construction of a retaining wall, which easement will revert to the Owner upon the completion of the above-designated project. All bearings in this description which are not

quoted from previous instruments are based on the bearing system for Indiana Toll Road Project ITR-15-80(01).

Subject to an easement for maintaining, operating and repairing a system of sewers, which easement was conveyed March 14, 1922, by Gary Land Company to the City of Gary by virtue of an Easement recorded June 7, 1922, in Miscellaneous Record 120, page 597, in the Office of the Recorder for Lake County, Indiana.

Subject to an easement for the right to install, maintain, operate, repair and renew a waterpipe as originally granted by the City of Gary to Gary Heat, Light and Water Company in a certain Document No. 297569 dated July 19, 1929, and recorded August 22, 1947, in Miscellaneous Record 472, Page 559, in the Office of the Recorder of Lake County, Indiana, which said easement has subsequently been transferred to Gary-Hobart Water Corporation by a certain Document No. 536713 and recorded May 1, 1951, in Miscellaneous Record 546, Page 417, in said Recorder's Office.

instead of the following legal descriptions:

A part of the Northwest Quarter of Section 3, Township 36 North, Range 8 West of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, described as follows:

Commencing at the northwest corner of said quarter section; thence South 00 degrees 55 minutes 21 seconds East (quoted from Chicago Title Insurance Company's Commitment No. 394171) 1,323.06 feet (1,323.12 feet by Chicago Title Insurance Company's Commitment No. 394171) along the west line of said quarter section; thence Southeasterly 91.34 feet along an arc to the left and having a radius of 11,737.70 feet and subtended by a long chord having a bearing of South 79 degrees 51 minutes 54 seconds East (South 79 degrees 53 minutes 00 seconds East deduced from Chicago Title Insurance Company's Commitment No. 394171) and a length 91.34 feet to the point of beginning of this description, which point is the intersection of the east boundary of Broadway and the northern boundary of the Owner's land; thence along said northern boundary Southeasterly 406.38 feet along an arc to the left and having a radius of 11,737.70 feet and subtended by a long chord having a bearing of South 81 degrees 04 minutes 47 seconds East (South 81 degrees 06 minutes 07 seconds East deduced from Chicago Title Insurance Company's Commitment No. 394171) and a length of 406.36 feet; thence continuing along said northern boundary Southeasterly 134.07 feet along an arc to the right and having a radius of 3,807.83 feet and subtended by a long chord having a bearing of South 78 degrees 08 minutes 31 seconds East and a length of 134.06 feet (132.58 feet along the arc and South 78 degrees 07 minutes 51 seconds East along the long chord deduced from Chicago Title Insurance Company's Commitment No. 394171); thence continuing along said northern boundary Southeasterly 66.61 feet along an arc to the right and having a radius of 5,088.78 feet and subtended by a

long chord having a bearing of South 76 degrees 45 minutes 30 seconds East and a length of 66.61 feet (bearing and distances taken from Chicago Title Insurance Company's Commitment No. 394171); thence continuing along said northern boundary South 76 degrees 23 minutes 00 seconds East (taken from Chicago Title Insurance Company's Commitment No. 394171) 172.41 feet (173.41 feet (sic) from Chicago Title Insurance Company's Commitment No. 394171); thence continuing along said northern boundary Southeasterly 53.20 feet along an arc to the right and having a radius of 7,620.56 feet and subtended by a long chord having a bearing of South 76 degrees 11 minutes 00 seconds East and a length of 53.20 feet (bearing and distances taken from Chicago Title Insurance Company's Commitment No. 394171); thence continuing along said northern boundary Southeasterly 224.48 feet along an arc to the right and having a radius of 5,717.65 feet and subtended by a long chord having a bearing of South 74 degrees 51 minutes 31 seconds East and a length of 224.47 feet (bearing and distances taken from Chicago Title Insurance Company's Commitment No. 394171); thence continuing along said northern boundary Southeasterly 53.20 feet along an arc to the right and having a radius of 7,620.56 feet and subtended by a long chord having a bearing of South 73 degrees 32 minutes 02 seconds East and a length of 53.20 feet (bearing and distances taken from Chicago Title Insurance Company's Commitment No. 394171); thence continuing along said northern boundary South 73 degrees 20 minutes 02 seconds East 117.79 feet (bearing and distance taken from Chicago Title Insurance Company's Commitment No. 394171) to the north boundary of Fourth Avenue (U.S. 12 - U.S. 20); thence South 89 degrees 40 minutes 43 seconds West (South 89 degrees 40 minutes 24 seconds West deduced from Chicago Title Insurance Company's Commitment No. 394171) 145.23 feet along said north boundary; thence North 79 degrees 21 minutes 47 seconds West 930.39 feet; thence North 81 degrees 14 minutes 14 seconds West 138.82 feet to the east boundary of Broadway; thence North 00 degrees 19 minutes 25 seconds West (North 00 degrees 19 minutes 18 seconds West deduced from Chicago Title Insurance Company's Commitment No. 394189) 74.54 feet along said east boundary to the point of beginning and containing 1.782 acres, more or less.

Also, an easement in and to the following-described real estate, to wit:

A part of the Northwest Quarter of Section 3, Township 36 North, Range 8 West of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, described as follows:

Commencing at the northwest corner of said quarter section; thence South 00 degrees 55 minutes 21 seconds East (quoted from Chicago Title Insurance Company's Commitment No. 394171) 1,323.06 feet (1,323.12 feet by Chicago Title Insurance Company's Commitment No. 394171) along the west line of said quarter section; thence Southeasterly 91.34 feet along an arc to the left and having a radius of 11,737.70 feet and subtended by a long chord having a bearing of South 79 degrees 51 minutes 54 seconds East (South 79 degrees 53 minutes 00 seconds East deduced from Chicago Title Insurance Company's Commitment No.

394171) and a length of 91.34 feet to the intersection of the east boundary of Broadway and the northern boundary of the Owner's land; thence South 00 degrees 19 minutes 25 seconds East (South 00 degrees 19 minutes 18 seconds East deduced from Chicago Title Insurance Company's Commitment No. 394189) 74.54 feet along said east boundary to the point of beginning of this description; thence South 81 degrees 14 minutes 14 seconds East 138.82 feet; thence South 79 degrees 21 minutes 47 seconds East 930.39 feet to the north boundary of Fourth Avenue (U.S. 12 - U.S. 20); thence South 89 degrees 40 minutes 43 seconds West (South 89 degrees 40 minutes 24 seconds West deduced from Chicago Title Insurance Company's Commitment No. 394171) 136.77 feet along said north boundary; thence North 79 degrees 21 minutes 47 seconds West 795.68 feet; thence North 81 degrees 14 minutes 14 seconds West 134.24 feet to the east boundary of Broadway; thence North 00 degrees 19 minutes 25 seconds West (North 00 degrees 19 minutes 18 seconds West deduced from Chicago Title Insurance Company's Commitment No. 394189) 26.33 feet along said east boundary to the point of beginning and containing 0.597 acres, more or less, for the purpose of working room only for the construction of a retaining wall, which easement will revert to the Owner upon completion of the above-designated project.

All bearings the above descriptions which are not quoted from previous instruments are based on the bearing system for Indiana Toll Road Project ITR-15-80(01).

Subject to an easement of maintaining, operating and repairing a system of sewers, which easement was conveyed March 14, 1922, by Gary Land Company to the City of Gary by virtue of an Easement recorded June 7, 1922, in Miscellaneous Record 120, page 597, in the Office of the Recorder of Lake County, Indiana.

Subject to an easement of the right to install, maintain, operate, repair and renew a waterpipe as originally granted by the City of Gary to Gary Heat, Light and Water Company in a certain Document No. 297569 dated July 19, 1929, and recorded August 22, 1947, in Miscellaneous Record 472, Page 559, in the Office of the Recorder of Lake County, Indiana, which said easement has subsequently been transferred to Gary-Hobart Water Corporation by a certain Document No. 536713 and recorded May 1, 1951, in Miscellaneous Record 546, Page 417, in said Recorder's Office.

AND WHEREAS, to prevent difficulties hereafter and to place these parties in appropriate positions as intended by them, it is expedient to correct the legal descriptions contained in said Resolution and said Order of Director as noted above:

NOW, THEREFORE, I, GENE K. HALLOCK, DIRECTOR OF THE INDIANA DEPARTMENT OF HIGHWAYS, by virtue of the authority vested in me by the Indiana General Assembly, do hereby authorize and accept for the Indiana Department of Highways, Toll Road Division, the hereinabove-described real estate conveyed by the City of Gary to the Indiana Department of Highways, Toll Road Division.

